

**Proceedings**  
**of the**  
**Honourable House of Assembly**  
**Session of 2016-2017**

No. 7

Friday, 17<sup>th</sup> February, 2017

Members Present: His Honour the Speaker, Jeanne Atherden, Kenneth L. Bascome, David E. Burt, Derrick V. Burgess, L. Craig Cannonier, Shawn G. Crockwell, Zane J. S. DeSilva, Michael H. Dunkley, Lovitta F. Foggo, Wayne L. Furbert, Dr. Edmund G. Gibbons, Patricia J. Gordon-Pamplin, Suzann Roberts-Holshouser, Susan E. Jackson, D.P. Lister, Trevor G. Moniz, Mark J. Pettingill, D.V.S. Rabain; Everard T. Richards, Sylvan D. Richards, Walter H. Roban, Michael J. Scott, R. Wayne E. Scott, W. Lawrence Scott, N.H. Cole Simons, Glenn C. Smith, Jeff Sousa, Neville S. Tyrrell, M.A. Weeks.

**10:00 a.m.**

Prayers

Minutes of the Meeting 3<sup>rd</sup> February 2017 confirmed and the Minutes of the 10<sup>th</sup> February deferred.

**10:02am**

The Deputy Speaker announced that the Speaker will preside over the House proceedings in the afternoon.

**10:06am**

**Statements by Ministers and Junior Ministers:**

DR. E.G.GIBBONS read a Ministerial Statement concerning the "America's Cup Update".

DR. E.G. GIBBONS read a Ministerial Statement concerning the "Industry Consultation on a Converged Policy for Broadcasting and Audiovisual Media".

DR. E.G.GIBBONS read a Ministerial Statement concerning the "Meetings with NASA, the FCC, NIST and the Satellite Industry".

HON. R.W. SCOTT read a Ministerial Statement regarding "Series of Break-ins at Bermuda Public Schools".

HON. R.W. SCOTT read a Ministerial Statement regarding "the Expanded Scholarship and Award Opportunities".

**Question Period:**

**10:38am**

Ms. L.F. Foggo on behalf of Mr. Z.J. Desilva asked a parliamentary question to Mr. T. G. Moniz regarding legal fees paid to MJM.

MR.Z.J.DESILVA asked a second supplementary question.  
MR.Z.J.DESILVA asked a supplementary question.

MR.Z.J.DESILVA asked a supplementary question.

MS. L.F.FOGGO asked three questions to Mr. R.W. Scott relating to repairs and mould remediation at the T. N. Tatem Middle School.

MR. M.A.WEEKS asked a supplementary question.

MS. L.F.FOGGO asked a second question.

MR.E.D.G.BURT asked a supplementary question

**10:56pm**

MR. S.D.RICHARDS provided oral responses to parliamentary questions from Mr. M. A. Weeks concerning citizens of a country representation at international sporting events.

MR. M.A.WEEKS asked two supplementary questions.

MR.C.W.BROWN asked supplementary questions.

MR. E.T.RICHARDS provided oral responses to parliamentary questions from Mr. E.D. Burt relating to meetings of the Price Control Commission.

MR.E.D.G.BURT asked a second supplementary question  
MR.E.D.G. BURT asked a supplementary question.  
MR.Z.J.DESILVA asked a supplementary question.  
MR. D.P.LISTER asked a supplementary question.  
MR.Z.J.DESILVA asked a second supplementary question.  
MR.E.D.G. BURT asked a supplementary question.

MR. K.L. BASCOME provided oral responses to parliamentary questions from Mr. J.S. Simmons.

MR. J.S.SIMMONS raised a P.O.O.  
MR. J.S.SIMMONS asked a second supplementary question.  
MR. J.S.SIMMONS asked two supplementary questions.

**11:27am**

MR.M.J.SCOTT asked a question on Matters of Urgent Public Importance, to Mr. T.G. Moniz.

MR.C.W.BROWN asked a supplementary question.  
MS. L.F.FOGGO asked a supplementary question.  
MR.C.W.BROWN asked a second supplementary question.

MR.E.D.G. BURT asked a supplementary question.  
MR.W.H.ROBAN asked a supplementary question.  
MR.Z.J.DESILVA asked a supplementary question.  
MS. L.F.FOGGO asked a supplementary question.  
MR.E.D.G. BURT asked a supplementary question.  
MR. M.J.SCOTT asked a second question.

**11:39am**

**Congratulatory and /or Obituary Speeches:**  
(Members can refer to the House Hansard)

**11:45am**

**Orders of the Day:**

On the Motion. the Hon. E.G. Gibbons the Bill entitled the "Companies and Limited Liability Company Amendment Act 2017" was read a second time.

12:07pm-MR.E.D.G.BURT  
12:14pm-DR.E.G.GIBBONS

**12:26pm**

The Bill was Committed

MS. S.E. JACKSON in the Chair

Dr. E.G. Gibbons moved Clauses 1 and 2

**12:30pm**

MR. M.H.DUNKLEY moved that the House do now rise for lunch, which was agreed to.

The Speaker ordered that the House resume at 2:00pm.

**2:09pm**

**House Resumed**

MS. S. Roberts-Holshouser in the Chair.

Dr. E.G. Gibbons moved Clause 1, which was agreed to.

Dr. E.G. Gibbons moved Clause 2 and an amendment, which reads as follows:

1 Clause 2 is amended as follows-

- (a) by deleting subsection (2);
- (b) by deleting the word "six" and substituting the word "five" in-
  - (i) subsection (4) (a) in the new subsection (A1) (a) and (b);
  - (ii) subsection (4) (c);
  - (iii) subsection (4) (d) (ii);
  - ((iv) subsection (5); and
  - (v) subsection (6) (b) in the new subsection (5A) (a).

2:08pm-MR. W.L. FURBERT

2:09pm- DR.E.G.GIBBONS

Clause 2, as amended was agreed to.

Dr. E.G. Gibbons moved Clause 3 and an amendment, which reads as follows:

- 2 Clause 3 is amended as follows-
- (a) by deleting subsection (2);
  - (b) by deleting the word "six" and substituting the word "five" in-
  - (i) subsection (4) (a) in the new subsection (A1) (a) and (b);
  - (ii) subsection (4) (c);
  - (iii) subsection (4) (d) (ii);
  - (iv) subsection (5); and
  - (v) subsection (6) (b) in the new subsection (5A) (a).

2:12pm-MR.Z.J DESILVA  
2:15pm-DR.E.G. GIBBONS

Clause 3 as amended was agreed to.

Dr. E.G. Gibbons moved Clause 4 and an amendment, which reads as follows:

3. Clause 4 is deleted:

Clause 4, as amended was agreed to.

Dr. E.G. Gibbons moved Clauses 5 to 7 which was agreed to.

The Preamble was agreed to as printed.

The Committee rose

The House resumed.

The Chair reported the Bill to the House as amended, which was agreed to.

**2:24pm**

On the Motion of Mr. T.G. Moniz the Bill entitled the "Proceeds of Crime Amendment Act 2017" was read a second time.

2:28pm-MR.M.J. SCOTT  
2:30pm-MR. T.G. MONIZ

Mr. T.G. Moniz moved Clauses 1-6.

Clauses 1-6 was agreed to as printed.

The Preamble was agreed to as printed.

The Committee rose

The House resumed.

The Chair reported the Bill to the House as printed, which was agreed to.

**2:38pm**

On the Motion of Mr. E.T. Richards the Bill entitled the "International Cooperation (Tax Information Exchange Agreements) Amendment (No. 2) Act 2017" was read a second time.

**2:44pm**

Mr. Speaker recognized the presence of the Director of Public Prosecutions Mr. Larry Mussenden, former Attorney General, in the public gallery.

2:45pm-MR.E.D.G. BURT  
2:48pm-MR.N.H.C. SIMONS  
2:50pm-MR. E.T. RICHARDS

The Bill was Committed

MRS. S.ROBERTS-HOLSHOUSER in the Chair.

**2:52pm**

Mr. E.T. Richards moved Clauses 1 and 2, which was agreed to.

Mr. E.T. Richards moved Clause 3 and an amendment, which reads as follows:

Amends clause 3

1. Clause 3 is amended by adding the following after subsection (1C)-

"(1D) A person who contravenes, or fails to comply with the provisions of subsec on (1B) and (1C) commits an offence and shall be subject to such civil penalty as is prescribed."

Clause 3 as amended was agreed to.

Mr. E.T. Richards moved Clauses 4 to 7

2:57pm- MR.E.D.G. BURT

2:57pm- MR. E.T. RICHARDS

Clauses 4 to 7 as printed was agreed to.

The Preamble was agreed to as printed.

The Committee rose

The House resumed.

The Chair reported the Bill to the House as amended was agreed to.

Order numbers 7 and 8 were carried over.

### **3:01pm**

DR. E.G.GIBBONS, moved that Standing Order 21 be suspended to enable him to move that the Bill entitled the, "Companies and Limited Liability Company Amendment Act 2017" be now read a third time, which was agreed to.

On the motion of, DR. E.G.GIBBONS the Bill entitled the, "Companies and Limited Liability Company Amendment Act 2017" was then read the third time and passed.

MR. T.G. MONIZ moved that Standing Order 21 be suspended to enable him to move that the Bill

entitled the, "Proceeds of Crime Amendment Act 2017" be now read a third time, which was agreed to.

On the motion of, MR.T.G. MONIZ the Bill entitled the, "Proceeds of Crime Amendment Act 2017" was then read the third time and passed.

MR.E.T. RICHARDS , moved that Standing Order 21 be suspended to enable him to move that the Bill entitled the, "International Cooperation (Tax Information Exchange Agreements)Amendment (No. 2) Act 2017", be now read a third time, which was agreed to.

On the motion of, MR.E.T. RICHARDS the Bill entitled the, "International Cooperation (Tax Information Exchange Agreements) Amendment (No. 2) Act 2017" was then read the third time and passed.

### **3:04pm**

MR. M. H. DUNKLEY moved that the House do now adjourn, which was agreed to.

3:04pm- MR.M.J. SCOTT

3:24pm- MR. T.G. MONIZ

3:27pm-MR. C.W.D. BROWN

3:34pm-MR. Z.J. DESILVA

3:50pm-MR.W.L. FURBERT

3:57pm-MR. D.V. BURGESS

4:08pm-MR. J.S.SIMMONS

4:15pm-MR.S.G. CROCKWELL

4:35pm-MR.N.S. TYRRELL

4:40pm-MS L.F. FOGGO

4:53pm-MR. D.V.S. RABAIN

5:04pm-MR.W.H.ROBAN

5:23pm-MRS. S.R.HOLSHOUSER

5:26pm-MR. E.D.G.BURT

### **5:45pm**

The Speaker acknowledged Senator Renee Ming in the Public Gallery

5:46pm- MR.M.H. DUNKLEY

**6:00pm**

The House adjourned until Friday 24, February 2017