



BERMUDA HOUSE OF ASSEMBLY

Official House Minutes

June 07, 2013

Electronic Version

Hon. K. H. Randolph Horton, JP, MP
Speaker

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**Proceedings
of the
Honourable House of Assembly
Session of 2013**

No. 14

Friday, June 7th, 2013

Members Present: His Honour the Speaker, Jeanne. J. Atherden, Walton D. Brown, Derrick V. Burgess, David G. Burt, Craig L. Cannonier, Shawn G. Crockwell, Rolfe P. Commissiong, Ms. Nandi S. Davis, Zane J.S. DeSilva, Michael H. Dunkley, Lovitta F. Foggo, Wayne L. Furbert, Dr. Edmund G. G. Gibbons, Susan E. Jackson, Dennis P. Lister, Terry E. Lister, Trevor G. Moniz, Mark J. Pettingill. Everard T. Richards, Sylvan D. Richards, Walter H. Roban, Suzann Roberts-Holshouser, Michael J. Scott, W. Lawrence Scott, Mr. R. Wayne W. E. Scott, N. H. Cole Simons, Jefferson C. Sousa, Kim N. Wilson.

10:04 a.m. Prayer

Confirmation of Minutes:

Confirmation of the Minutes of May 31st 2013 was deferred.

10:05 a.m.

Announcements by the Speaker:

His Honour the Speaker announced the following Members will be absent from the House today: Mr. G. C. Smith, Mr. K. L. Bascome, and Mr. P. J. Gordon-Pamplin.

His Honour the Speaker also announced that an apology was received by the House on May 17th 2013 from the Hon. Mr. C. W. D. Brown in reference to his absence, due to his attendance at a Parliamentary Seminar.

Petitions

MS. N. S. DAVIS made a motion on the floor asking that last week's petition from the Bermuda Museum be referred to the Joint Select Committee on private Bills.

10:06 a.m.

Statements by Ministers and Junior Ministers:

MR. T. G. MONIZ made a Ministerial Statement regarding the "Update on the WEDCo 100 Homes Construction Project".

MR. M. J. PETTINGILL made a Ministerial Statement regarding the "Report on the CFATF Plenary and Working Group Meetings".

MR. S. D. RICHARDS made a Ministerial Statement regarding the "Marine Protected Area Public Consultation".

MR. R. W. SCOTT made Ministerial Statements regarding the "Update on the Grand Atlantic Project" and the "Official Opening of the National Sports Centre Aquatics Centre".

MR. H. DUNKLEY made Ministerial Statements regarding the "Security Measures at Westgate Correctional Facility" and "Recruit Foundation Course #75"; and "St. George's Police Station Re-Opening"

11:45 a.m.

Question Period:

MR. D. P. LISTER asked Mr. T. G. Moniz a question on his Ministerial Statement on the "Update on the WEDCo 100 Homes Construction Project".

MR. D. V. BURGESS asked Mr. T. G. Moniz a supplementary question on his Ministerial Statement on the "Update on the WEDCo 100 Homes Construction Project".

MR. D. P. LISTER asked Mr. T. G. Moniz a second question on his Ministerial Statement on the "Update on the WEDCo 100 Homes Construction Project".

MR. D. P. LISTER asked Mr. T. G. Moniz a third question on his Ministerial Statement on the "Update on the WEDCo 100 Homes Construction Project".

MR. D. V. BURGESS asked Mr. T. G. Moniz a second supplementary question on his Ministerial Statement on the “Update on the WEDCo 100 Homes Construction Project”.

MR. D. P. LISTER asked Mr. T. G. Moniz a second supplementary question on his Ministerial Statement.

MR. W. L. SCOTT asked Mr. R. W. Scott a question on his Ministerial Statement on the “Official Opening of the National Sports Center Aquatics Centre”.

MR. W. L. SCOTT asked Mr. R. W. Scott a supplementary question on his Ministerial Statement on the “Official Opening of the National Sports Center Aquatics Centre”.

MR. W. L. SCOTT asked Mr. R. W. Scott a second question on his Ministerial Statement on the “Official Opening of the National Sports Center Aquatics Centre”.

MR. W. L. SCOTT asked Mr. R. W. Scott a first supplementary question on his Ministerial Statement on the “Official Opening of the National Sports Center Aquatics Centre”.

MR. W. L. FURBERT asked Mr. R. W. Scott a question.

MR. W. L. FURBERT asked Mr. R. W. Scott a question on his Ministerial Statement on the “Official Opening of the National Sports Center Aquatics Centre”.

MR. W. L. FURBERT asked Mr. R. W. Scott a supplementary question on his Ministerial Statement on the “Official Opening of the National Sports Center Aquatics Centre”.

MR. M. J. SCOTT asked Mr. R. W. Scott a question on his Ministerial Statement on the “Official Opening of the National Sports Center Aquatics Centre”.

MR. E. D. G. BURT asked Mr. L. C. CANNONIER a question on a matter of urgent importance.

MR. R. P. COMMISSIONG asked a supplementary question on a matter of urgent importance.

Congratulatory and Obituary Speeches:

MR. M. H. DUNKLEY expressed congratulations to Lieutenant Col Brain Gonsalves on his retirement after serving 33 years of service in the Bermuda Regiment.

MR. L. C. CANNONIER sent congratulations to the Bermuda Alumni Chapter of the Delta Sigma Theta Sorority on their 100th anniversary and their Gala Banquet held at Fairmont Hamilton Princess.

MR. D. V. BURGESS on behalf of Mr. M. A. R. Bean associated with remarks for Lieutenant Col Brain Gonsalves on his retirement; condolences to the family of the late Naeem Fara Hunt; Congratulations to Mr. Pete and Mrs. Annesa Saunders on the release of their children’s book “Happy’s Best Day Ever”.

MR. R. W. SCOTT sent congratulations to Josh Greenslade who was chosen as one of 13 members of the Intercollegiate Sailing Association’s (ICSA) All American Skippers for the last school year; congratulations to Adam Petty and Rebecca Harrison who continued their reigns as the fastest Male and Female finisher of The Bermuda Triathlon Association’s Tri-A-Tri 2013 Series; congratulations to Aaron Evans who competed in his first track meet of the year at the Music City Distance Carnival at Vanderbilt University in Nashville, Tennessee and placed 1st in the 800M with a season opener of 1:48.68; congratulations to Bermudian swimmer Lisa Blackburn recently competed in the Canadian Masters National Championships held in Ottawa; congratulations to Bermuda national Football Team; congratulations to O. J. Pitcher of St. David’s with 104 runs and no outs, Ricardo Brangman of Willow Cuts who scored 101, Alex Dore who scored 81 runs and no outs against Flatts, and Jahnoir Bean of Somerset Bridge Recreational Club who scored 45 runs.

MS. L. F. FOGGO sent congratulations to Daniel Augustus winner of the Bermuda PGA Golf Championship, who she describes as someone the country should support as a possible ambassador for Bermuda; associated herself with remarks for the Delta Chapter of Bermuda and to congratulate O. J. Pitcher.

MS. S. ROBERTS-HOLSHOUSER congratulations to Reverend David Rath of their Majesties Chappell coronation tea event; associated Mr. Premier.

MR. Z. J. S. DESILVA congratulations to all health professionals who helped out with the free health screenings; and congratulated the blood donor clinic.

MR. R. P. COMMISSIONG sent congratulations to athlete Quinn Lema on support received for his football career.

MS. N. S. DAVIS associated herself with congratulatory remarks for Aaron Evans on winning the 800M race at Vanderbilt University in Nashville, Tennessee.

MS. J. J. ATHERDEN associated herself with remarks for Daniel Augustus and associated Mr. Dunkley and Mr. C. Simons; Congratulations to the Bermuda Foster Parents Association who held a two day Golf Tournament at Riddle's Bay Associated Mr. Z. J. S. Desilva.

MR. E. D. G. BURT sent congratulations to Torrae Brangman graduating with a GPA of 3.8. and receiving a number of awards for her many academic achievements.

11:35 a.m.

Notices of Motions:

MS. L. F. FOGGO gave notice that at the next day of meeting she proposed to move the following motion:

"As a measure of good governance, this Honourable House believes that all Government Reports, except for matters impacting National Security, should be laid before Parliament within thirty days after receipt by the responsible Minister".

MR.M. J. PETTINGILL noted that he had some objection to this proposed motion by Ms. Foggo.

MR. E. D. G. BURT gave notice that at the next day of meeting he proposed to move the following motion:

"This Honourable House believes that as a measure of good governance, all consultancy contracts over and above \$50K should be laid before Parliament within thirty days of the signing".

MR. M. J. PETTINGILL noted that he had some objection to this proposed motion by Mr. Furbert.

11:43 a.m.

Orders of the Day:

MR. M. H. DUNKLEY carried over Order #1

On the motion of MR. M. H. DUNKLEY the Bill entitled the "The Proceeds of Crime Amendment Act 2013" was then read a second time.

11:45 a.m. - MS. K. N. WILSON
 12:05 p.m. - MR. M. J. PETTINGILL
 12:10 p.m. - MR. T. E. LISTER
 12:20 p.m. - MR. C. W. BROWN

12:30 p.m.

MR. L. C. CANNONIER moved that the House do now recess for lunch, which was agreed to.

Madam Chair ordered that the House resume for business at 2:00 p.m.

2:00 p.m.

The House resumed.

2:10 p.m. - MR. R. P. COMMISSIONG
 2:19 p.m. - MR. E. T. RICHARDS
 2:28 p.m. - MR. M. J. SCOTT
 2:37 p.m. - MR. D. V. BURGESS
 2:42 p.m. - MR. S. G. CROCKWELL
 2:48 p.m. - MR. E. D. G. BURT

The Chair addressed a person in the Gallery using a laptop.

2:50 p.m. - MR. M. H. DUNKLEY

The Bill was committed.

3:08 p.m. - MS. R. ROBERTS-HOLSHOUSER in the Chair.

MR. M. H. DUNKLEY moved clauses 1-3 of the Bill

3:12 p.m. - MS. K. N. WILSON moved Amendment to Clause 2

That Section 55A in Clause 2 be Amended as follows:

(a) in subsection (3) by inserting the following after paragraph (e)-

"(ea) to further the programs of a community based organization or sports club (**both of which have been affected by gun violence or harmed by significant crime**) that are related to youth development, sports, area improvement, community improvement or infrastructure improvement;"

3:14 p.m. - MR. M. J. PETTINGILL
 3:20 p.m. - MR. D. V. BURGESS
 3:21 p.m. - MR. S. G. CROCKWELL

3:27 p.m. - MR. G. A. BLAKENEY
 3:35 p.m. - MR. N. H. C. SIMONS
 3:38 p.m. - MR. E. T. RICHARDS
 3:41 p.m. - MR. D. V. BURGESS
 3:45 p.m. - MR. E. T. RICHARDS
 3:47 p.m. - MR. C. W. D. BROWN
 3:50 p.m. - MS. S. J. JACKSON
 3:54 p.m. - MR. M. J. SCOTT
 4:03 p.m. - MR. E. D. G. BURT
 4:05 p.m. - MR. Z. J. S. DESILVA
 4:11 p.m. - MS. K. N. WILSON
 4:12 p.m. - MR. M. H. DUNKLEY

- which on division, was defeated Noes 15, Ayes 13

Ayes

1. Mr. G. A. Blakeney
2. Mr. W. D. Brown
3. Mr. D. V. Burgess
4. Mr. E. D. G. Burt
5. Mr. R. P. Commissiong
6. Mr. Z. J. S. Desilva
7. Ms. L. F. Foggo
8. Mr. W. L. Furbert
9. Mr. W. H. Roban
10. Mrs. K. N. Wilson
11. Mr. W. L. Scott
12. Mr. M. J. Scott
13. Mr. D. P. Lister

Noes

1. Ms. Jeanne. J. Atherden
2. Mr. C. L. Cannonier
3. Mr. S. G. Crockwell
4. Ms. N. S. Davis
5. Mr. M. H. Dunkley
6. Dr. E. G. G. Gibbons
7. Ms. S. E. Jackson
8. Mr. T. E. Lister
9. Mr. T. G. Moniz
10. Mr. M. J. Pettingill
11. Mr. E. T. Richards
12. Mr. S. D. Richards
13. Mr. R. W. Scott
14. Mr. N. H. C. Simons
15. Mr. J. C. Sousa

Clauses 1 – 3, as printed, were agreed to.

The Preamble was agreed to.

The Committee rose.

The House resumed.

The Chairwoman reported the adoption of the Bill, as printed, which was agreed to.

Order numbers 3-6 were carried over to the next meeting day.

MR. M. H. DUNKLEY moved that Standing Order 21 be suspended to enable him to move that the Bill entitled "The Proceeds of Crime Amendment Act 2013" be now read the third time, which was agreed to.

On the motion of MR. M. H. DUNKLEY, the Bill entitled the "Proceeds of Crime Amendment Act 2013" was then read the third time and passed.

4:25 p.m.

MR. L. C. CANNONIER moved that the House, adjourn to Friday, June 14th 2013 at 10:00 a.m., which was agreed to.

MR. L. C. CANNONIER moved that the House do now adjourn, which was agreed to.

4:25 p.m.

- 4:27 p.m. - MR. W. H. ROBAN
- 4:46 p.m. - MR. W. D. BROWN
- 4:50 p.m. - MR. M. J. SCOTT
- 5:10 p.m. - MR. R. P. COMMISSIONG
- 5:17 p.m. - MR. Z. J. S. DESILVA
- 5:31 p.m. - MS. J. J. ATHERDEN

5:33 p.m.

The House adjourned to Friday, 14th June, 2013 at 10:00 a.m.