



BERMUDA HOUSE OF ASSEMBLY

Official House Minutes

March 19, 2012

Electronic Version

Hon. Stanley W. Lowe, OBE, JP, MP
Speaker

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No. 18**Monday, 19th March, 2012**

Members present: His Honour the Speaker, Mr. M.A.R. Bean, Mr. G.A. Blakeney, Mr. D.V. Burgess, Mr. D.D. Butler, Ms. D.N.I. Butterfield, Mr. L.C. Cannonier, Ms. P.A. Cox, Mr. S.D.G. Crockwell, Mr. Z.J.S. DeSilva, Mr. A.E. DeVent, Ms. L.F. Foggo, Mr. W.L. Furbert, Dr. E.G. Gibbons, Mrs. P.J. Gordon Pamplin, Mr. D.O. Hunt, Mrs. L.A. Jackson, Mr. E.G. James, Mr. D.P. Lister, Mr. T.E. Lister, Mr. W.M. Lister, Mrs. P.K. Minors, Mr. T.G. Moniz, Mr. W.N.M. Perinchief, Mr. M.J. Pettingill, Mr. E.T. Richards, Mr. W.H. Roban, Mr. M.J. Scott, Mr. W.A. Scott, Mr. N.H.C. Simons, Dame Jennifer Smith, Mr. C.F.B. Swan, Mr. H.K.E. Swan, Mr. D.D.M. Tucker, Mr. M.A. Weeks.

10:05 a.m.

Confirmation of the minutes of the Meeting of 12th, 14th and 16th March 2012 was deferred.

Mr. N.H.C. SIMONS presented a Petition on Banning Long Line Fishing on behalf of Mr. Peter Barritt and members of the public.

Mr. M.A.R. BEAN gave a response concerning the Petition.

10:19 p.m.

Dame JENNIFER SMITH made a Ministerial Statement on Primary School Registration.

10:22 p.m.

Mr. G.A. BLAKENEY congratulated the Male and Female Athletes of the Year, Mr. Tyrone Smith and Ms. Lisa Blackburn, and other awardees who were bestowed with honours at the Awards Ceremony held at Camden House; congratulated Dandy Town on winning the Football League Title.

Mr. D.D. BUTLER congratulated the music teachers at Warwick Academy on their Spring Concert recently which was well attended.

Mr. H.K.E. SWAN congratulated Mr. Walter Lister on his valuable years of service as an MP.

Dame JENNIFER SMITH congratulated Rector Rev. Rath and his committee on St. Peter's Church's intitution of Their Majesties Chappell by Sign Manual of Her Majesty The Queen; expressed

condolences to the family of Mrs. Sheila Reid; associated Mr. H.K.E. Swan with her remarks..

Ms. L.F. FOGGO associated herself with the congratulatory remarks to St. Peter's Church; associated herself with the obituary remarks for Mrs. Sheila Reid.

10:34 a.m.

Ms. P.A. COX moved that the House do now resume in Committee of Supply to consider the Estimates of Revenue and Expenditure for 2012/12.

Mr. K.H.E. SWAN in the Chair.

Mr. W.M. PERINCHIEF moved Heads 83, 6, 7 and 27 – Ministry of National Security, Defence and Police.

10:35 a.m. – The Chairman welcomed Youth Parliament Page Jashonae Smith from Mount Saint Agnes Academy.

10:55 a.m. – The Chairman welcomed students from CARE Learning Centre who were sitting in the Public Gallery.

11:25 a.m. – Mr. L.C. CANNONIER

11:55 a.m. – Mr. D.D. BUTLER in the Chair.

12:10 p.m. – Mr. C.F.B. SWAN

12:30 p.m.

Ms. P.A. COX moved that the House do now recess for lunch, which was agreed to.

2:00 p.m.

The House resumed in Committee.

Mr. D.P. LISTER in the Chair.

2:01 p.m. – Mr. C.F.B. SWAN continued.

2:32 p.m. – Mr. M.J. PETTINGILL

3:30 p.m. – Mr. S.D.G. CROCKWELL

4:17 p.m. – Mr. T.G. MONIZ

4:25 p.m. – Mr. W.N.M. PERINCHIEF

4:30 p.m. – Mr. H.K.E. SWAN

5:00 p.m. – Mr. S.D.G. CROCKWELL

5:03 p.m. – Mr. W.N.M. PERINCHIEF

Heads 83, 6, 7 and 27 were agreed to.

5:05 p.m.

Mr. M.A.R. BEAN moved Heads 50, 46 and 32 – Ministry of Environment, Planning, Infrastructure and Strategy; Telecommunications and Department of Planning.

5:05 p.m. – Mrs. P.J. GORDON PAMPLIN in the Chair.

6:00 p.m. – Mr. T.G. MONIZ in the Chair.

6:05 p.m. – Mr. N.H.C. SIMONS

7:06 p.m. – Mr. C.F. B. SWAN

7:21 p.m. – Mr. N.H.C. SIMONS

7:23 p.m. – Mrs. P.J. GORDON PAMPLIN

7:27 p.m. – Mr. H.K.E. SWAN

7:39 p.m. – Mrs. P.J. GORDON PAMPLIN

7:42 p.m. – Mr. M.A.R. BEAN

7:50 p.m. – Mrs. P.J. GORDON PAMPLIN

7:52 p.m. – Mr. M.A.R. BEAN

Heads 50, 46 and 32 were agreed to.

8:07 p.m.

Ms. P.A. COX moved that the remaining Heads as printed be approved.

Heads:

01, 02, 05, 06, 07, 08, 12, 18, 19, 27, 32, 39, 42, 45, 46, 49, 50,52, 53, 54, 56 ,67, 68, 69, 79, 80,83,84, 85,89,90, 93, 96, 97.

- which was agreed to.

Ms. P.A. COX moved that the Capital Development Estimates and the Capital Acquisition Estimates be approved.

- which was agreed to.

Ms. P.A. COX moved that the approval of the Estimates be reported to the House, which was agreed to.

The Committee rose.

The House resumed.

The Chairman reported the approval of Estimates of Revenue and Expenditure for 2012/13, as printed, which was agreed to.

Ms. P.A. COX introduced a Bill entitled the “Appropriation Act 2012”.

Ms. P.A. COX, in accordance with Standing Order 28 (5), moved that under the provisions of Standing Order 42 (1) the remaining stages of the Bill entitled the “Appropriation Act 2012”, be taken forthwith, which was agreed to.

On several motions of Ms. P.A. Cox, Clauses 1 – 6 inclusive, together with Schedules A, B and C, as printed, were agreed to.

The Preamble was agreed to.

Ms. P.A. COX moved that the Bill entitled the “Appropriation Act 2012” be now read a third time by its title only, which was agreed to.

Ms. P.A. COX moved that the said Bill do now pass, which was agreed to.

Ms. P.A. COX moved that the following Message be sent to the Senate:

(No. 2)

TO THE HONOURABLE THE PRESIDENT
AND MEMBERS OF THE SENATE:

The House of Assembly has the honour to forward herewith the undernoted Bill for the concurrence of your House:

“Appropriation Act 2012”.

Copies of the Estimates of Revenue and Expenditure for 2012/13 are also forwarded for the information of your House.

HON. S.W. LOWE, JP, MP
SPEAKER

Sessions House,
19th March, 2012.

8:10 p.m.

On the motion of Mr. W.L. Furbert, the Bill entitled the “Public Holidays Amendment Act 2012” was then read the second time.

8:15 p.m. – Mr. S.D.G. CROCKWELL

8:17 p.m. – Mr. H.K.E. SWAN

8:19 p.m. – Dame JENNIFER SMITH

8:25 p.m. – Mr. W.L. FURBERT

The Bill was committed.

Mr. D.P. LISTER in the Chair.

Mr. W.L. FURBERT moved Clauses 1 – 3.

8:30 p.m. – Mr. T.G. MONIZ
8:31 p.m. – Mr. W.L. FURBERT

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

The Preamble was agreed to.

The House resumed.

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

8:32 p.m.

On the motion of Mr. Z.J.S. DeSilva, the Bill entitled the “Health Insurance Amendment Act 2012” was then read the second time.

8:35 p.m. – Mrs. L.A. JACKSON
8:42 p.m. – Dr. E.G. GIBBONS
8:45 p.m. – Mr. G.A. BLAKENEY
8:51 p.m. – Mr. E.T. RICHARDS
8:52 p.m. – Mr. Z.J.S. DeSILVA

The Bill was committed

Mr. D.P. LISTER in the Chair.

Mr. Z.J.S. DeSILVA moved clauses 1 – 14.

9:00 p.m. – Dr. E.G. GIBBONS
9:05 p.m. – Mr. Z.J.S. DeSILVA

Clauses 1 – 14, as printed, were agreed to.

The Preamble was agreed to.

The House resumed.

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

9:08 p.m.

Mr. Z.J.S. DeSILVA moved that consideration be given in the House to draft Regulations entitled the “Health Insurance (Health Service Providers and Insurers) (Claims) Regulations 2012”.

9:14 p.m. – Mrs. L.A. JACKSON
9:15 p.m. – Mr. H.K.E. SWAN
10:10 p.m. – Mr. G.A. BLAKENEY

10:07 p.m. – Mr. W.H. ROBAN
10:19 p.m. – Dr. E.G. GIBBONS
10:38 p.m. – Mr. Z.J.S. DeSILVA

Mr. Z.J.S. DeSILVA moved that the said draft Regulations be approved and that the following message be sent to His Excellency the Governor.

(No. 8)

MAY IT PLEASE YOUR EXCELLENCY:

The House of Assembly, having had under consideration draft Regulations entitled the “Health Insurance (Health Service Providers and Insurers) (Claims) Regulations 2012” proposed to be made by the Minister of Finance under the provisions of Section 40 of the Health Insurance Act 1970, has the honour to inform Your Excellency that the House has approved the said draft Regulations.

Z.J.S. DeSILVA
Minister of Health

Sessions House,
19th March 2012.

11:07 p.m.

On the motion of Ms. P.A. Cox, the Bill entitled the “Bermuda Monetary Authority Amendment Act 2012” was then read a second time.

11:11 p.m. – Mr. E.T. RICHARDS
11:12 p.m. – Ms. P.A. COX

The Bill was committed.

Ms. P.A. COX moved Clauses 1 – 3.

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

The Preamble was agreed to.

The House resumed.

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

11:15 p.m.

Mr. D.V. BURGESS moved that consideration be given in the House to draft Regulations entitled the “Merchant Shipping (Fees) Regulations 2012”.

11:19 p.m. – Mrs. P.J. GORDON PAMPLIN noted a typing error on page 7.

11:20 p.m. – Mr. D.V. BURGESS stated that the error would be corrected.

Mr. D.V. BURGESS moved that the said draft Regulations be approved and that the following message be sent to His Excellency the Governor.

(No. 9)

MAY IT PLEASE YOUR EXCELLENCY:

The House of Assembly, having had under consideration draft Regulations entitled the “Merchant Shipping (Fees) Regulations 2012” proposed to be made by the Minister of Transport under the provisions of Section 250 of the Merchant Shipping Act 2002, has the honour to inform Your Excellency that the House has approved the said draft Regulations.

D.V. BURGESS
Minister of Transport

Sessions House,
19th March 2012.

Mr. SPEAKER noted that the Hospitals Board (Hospitals Fees) Amendment Regulations 2012 were included as the Schedule to the Bermuda Hospitals Board Amendment Act 2012.

11:20 p.m.

Mr. Z.J.S. DeSILVA moved that the Bill entitled the “Bermuda Hospitals Board Amendment Act 2012” be now read the second time.

11:24 p.m. – Mrs. L.A. JACKSON
11:32 p.m. – Dr. E.G. GIBBONS
11:34 p.m. – Mr. Z.J.S. DeSILVA

The Bill was committed.

Mr. D.P. LISTER in the Chair.

Mr. Z.J.S. DeSILVA moved Clauses 1 – 5.

11:38 p.m. – Dr. E.G. GIBBONS
11:39 p.m. – Z.J.S. DeSILVA

Clauses 1 – 5, as printed, were agreed to.

The Preamble was agreed to.

The House resumed.

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

Item numbers 9 – 14 on the Order Paper were carried over.

Ms. P.A. COX moved that Standing Order 21 be suspended to enable her to move that the Bill entitled the “Bermuda Monetary Authority Amendment Act 2012” be now read a third time, which was agreed to.

On the motion of Ms. P.A. COX, the Bill entitled the “Bermuda Monetary Authority Amendment Act 2012” was then read the third time and passed.

Mr. W.L. FURBERT moved that Standing Order 21 be suspended to enable him to move that the Bill entitled the “Public Holidays Amendment Act 2012” be now read a third time, which was agreed to.

On the motion of Mr. W.L. Furbert, the Bill entitled the “Public Holidays Amendment Act 2012” was then read the third time and passed.

Mr. Z.J.S. DeSILVA moved that Standing Order 21 be suspended to enable him to move that the Bill entitled the “Health Insurance Amendment Act 2012” be now read a third time.

On the motion of Mr. Z.J.S. DeSILVA, the Bill entitled the “Health Insurance Amendment Act 2012” was then read the third time and passed.

Mr. Z.J.S. DeSILVA moved that Standing Order 21 be suspended to enable him to move that the Bill entitled the “Bermuda Hospitals Board Amendment Act 2012” be now read a third time.

On the motion of Mr. Z.J.S. DeSILVA, the Bill entitled the “Bermuda Hospitals Board Amendment Act 2012” was then read the third time and passed.

Mr. D.V. BURGESS moved that Standing Order 14 be suspended to enable him introduce a draft Bill, which was agreed to.

Mr. D.V. BURGESS introduced a draft Bill entitled the “Road Traffic Amendment Act 2012”.

Mr. D.V. BURGESS moved that Standing Order 14 be suspended to enable him to present a Ministerial Statement, which was agreed to.

Mr. D.V. BURGESS made a Ministerial Statement concerning the Road Traffic Amendment Act 2012.

Ms. P.A. COX moved that Standing Order 14 be suspended to enable her to introduce two bills, which was agreed to.

Ms. P.A. COX introduced the following Bills:

“Revenue Amendment (No. 2) Act 2012”

“Parliamentary Election Amendment Act 2012”.

11:47 p.m.

Ms. P.A. COX moved that the House, at its rising, do adjourn to Friday, 13th April, 2012 at 10:00 a.m., which was agreed to.

11:48 p.m.

The House adjourned to Friday, 13th April, 2012 at 10:00 a.m.