



BERMUDA HOUSE OF ASSEMBLY

Official House Minutes

June 22, 2012

Electronic Version

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

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Friday, 22nd June, 2012

No. 27

Members present: His Honour the Speaker, Mr. M.A.R. Bean, Mr. G.A. Blakeney, Mr. D.V. Burgess, Mr. D.D. Butler, Mr. Ms. D.N.I. Butterfield, Mr. L.C. Cannonier, Ms. P.A. Cox, Mr. S.D.G. Crockwell, 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. M.A. Weeks.

10:00 am.

The Minutes of the meeting of 8th June, 2012 were confirmed.

Confirmation of the Minutes of the meeting of 15th June was deferred.

His Honour the SPEAKER announced that the Report of the Auditor General on the Work of the Office of the Auditor General and on the Accounts of the Government of Bermuda for the Financial Year April 1, 2008 to March 31, 2009 and April 1, 2009 to March 31, 2010 had been submitted to him in compliance with Section 101 (3) of the Constitution and that he had caused copies of the said Report to be laid before the House.

His Honour the SPEAKER announced that Members K.H.R. Horton, D.D.M. Tucker and Z.J.S. DeSilva will be absent from the proceedings today.

Mr. G.A. BLAKENEY read the following communication to His Honour the SPEAKER:

TO HIS HONOUR THE SPEAKER:

I have the honour to attach and submit for the information of the Honourable House of Assembly the "Financial Assistance Amendment Regulations 2012" made under Section 21 of the Financial Assistance Act 2001.

G.A. BLAKENEY
Minister of Youth, Families and Sport

Sessions House,
22nd June, 2012.

Mr. W.N.M. PERINCHIEF made two Ministerial Statements on the Criminal Code Amendment Bill; on Land Policy.

Mr. W.H. ROBAN made a Ministerial Statement on the Bermuda Road Safety Campaign – Head to Toe.

Mr. W.L. FURBERT made a Ministerial Statement on the Caribbean Tourism Summit.

Mr. S.D.G. CROCKWELL asked Mr. W.L. Furbert questions concerning his Statement.

Mr. D.V. BURGESS congratulated Ms. D.N.I. Butterfield on the 29th CARE Graduation Ceremony held yesterday; associated Mr. M.A. Weeks.

Ms. L.F. FOGGO congratulated Mrs. Heather Foggo on her retirement as a teacher in the education system and stated that she was a phenomenal teacher.

Mr. H.K.E. SWAN associated himself with previous remarks; congratulated Mr. Rudy Bailey on his victory in the Sailboat Race; congratulated the West End Sailboat Club on staging the Annual Comet Race; congratulated golfer Daniel Augustus on celebrating his 25th Birthday and on winning the Bermuda Golf Championship.

Dame JENNIFER SMITH associated herself with congratulatory remarks to Ms. Heather Foggo; congratulated 44 students who participated in an enrichments programme for talented students from primary and middle schools; congratulated new teachers who were inducted recently; congratulated Mr. Gerald Simons on his retirement as President of Argus Group Holdings Ltd. after 40 years of service; congratulated Mr. Milton Richardson on his "Boys Day Out Club" and the huge impact he is making in the lives of the island's young men.

Mr. C.F.B. SWAN associated himself with congratulatory remarks to Ms. D.N.I. Butterfield and CARE Learning Centre; associated himself with congratulatory remarks to Mr. Rudy Bailey; associated himself with congratulatory remarks to Mr. Daniel Augustus; congratulated the participants on the Spirit of Bermuda and the Bermuda Sloop Foundation on their participation in the Newport to Bermuda Race and stated that all crew members acquitted themselves admirably.

Mr. G.A. BLAKENEY associated himself with congratulatory remarks to Ms. D.N.I. Butterfield and CARE Learning Centre; associated himself with congratulatory remarks to Mr. Rudy Bailey and Mr.

Daniel Augustus; congratulated Jessica Lewis on reaching the B Standard for the London Paralympics in the 400 Metres Wheelchair Event; Arantxa King on being accepted in the London Olympics as an unqualified athlete in the Women's Long Jump; Donna Watson on being awarded a Queen's Certificate and Badge of Honour for her involvement with Track and Field over the years; Jenaya Wade-Fray on being selected to represent Great Britain in Basketball at the 2012 London Olympic Games.

Mr. M.A. WEEKS associated himself with congratulatory remarks to Ms. D.N.I. Butterfield and CARE Learning Centre; congratulated the Department of Parks crew who developed a special garden in the Arboretum in memory of the late Mr. Malcolm Outerbridge; associated Mr. W.N.M. Perinchief with these remarks.

Dr. E.G. GIBBONS associated himself with congratulatory remarks to CARE Learning Centre; associated himself with congratulatory remarks to Ms. Heather Foggo.

Ms. D.N.I. BUTTERFIELD thanked everyone for the well wishes and congratulated the graduates of CARE Learning Centre.

Mr. W.N.M. PERINCHIEF introduced a Bill entitled the "Criminal Code Amendment Act 2012".

With the indulgence of the Speaker, Mr. W.N.M. PERINCHIEF read the following communication to His Honour the SPEAKER:

TO HIS HONOUR THE SPEAKER:

I have the honour to attach and submit for the information of the Honourable House of Assembly draft Regulations entitled the "Bermuda Immigration and Protection (Minimum Annual Rental Values) Amendment Regulations 2012".

W.N.M. PERINCHIEF
Minister of National Security

Sessions House,
22nd June, 2012.

10:54 a.m.

Ms. P.A. COX moved that the Bill entitled the "Specified Business Legislation Amendment Act 2012" be now read a second time.

11:12 a.m. – Mr. E.T. RICHARDS

11:20 a.m. – Mr. C.F.B. SWAN
11:24 a.m. – Dr. E.G. GIBBONS
11:25 a.m. – Mr. T.G. MONIZ
11:28 a.m. – Ms. P.A. COX

The Bill was committed.

Mr. D.P. LISTER in the Chair.

Ms. P.A. COX moved Clauses 1 and 2.

Ms. P.A. COX moved to amend the Bill as follows:

Clause 2 of the Bill is amended in subsection (2) of the newly substituted Section 145 of the Companies Act 1981, by deleting "136 (1)" and substituting "136A (1)".

11:39 a.m. – Dr. E.G. GIBBONS
11:40 a.m. – Ms. P.A. COX

Clauses 1 and 2, as amended, were agreed to.

Ms. P.A. COX moved Clauses 3 – 8.

11:45 a.m. – Mr. E.T. RICHARDS
11:52 a.m. – Mr. C.F.B. SWAN
11:53 a.m. – Ms. P.A. COX
11:55 A.M. – Mr. C.F.B. SWAN

Clauses 3 – 8, as printed, were agreed to.

The Preamble was agreed to.

The House resumed.

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

Ms. P.A. COX acknowledged the presence of Acting Financial Secretary, Mr. Wayne Brown, and Mr. Dennis Simons of the Ministry of Finance.

12:01 p.m.

Mr. M.J. SCOTT moved that the Bill entitled the "Criminal Justice (International Co-operation) (Bermuda) Amendment Act 2012" be now read a second time.

12:11 p.m. – Mr. T.G. MONIZ
12:16 p.m. – Mr. C.F.B. SWAN
12:18 p.m. – Mr. M.J. SCOTT

The Bill was committed.

Mr. D.P. LISTER in the Chair.

Mr. M.J. SCOTT moved Clauses 1 and 2.

12:30 p.m. – Mr. C.F.B. SWAN

12:35 p.m. – Mr. M.J. SCOTT

Clauses 1 and 2, 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 3 – 7 on the Order Paper were carried over to the next day of meeting.

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

On the motion of Ms. P.A. Cox, the Bill entitled the “Specified Business Legislation Amendment Act 2012” was then read the third time and passed.

Mr. M.J. SCOTT moved that Standing Order 21 be suspended to enable him to move that the Bill entitled the “Criminal Justice (International Co-Operation) (Bermuda) Amendment Act 2012” be now read the third time, which was agreed to.

On the motion of Mr. M.J. Scott, the Bill entitled the “Criminal Justice (International Co-Operation) (Bermuda) Amendment Act 2012” was then read the third time, which was agreed to.

Mr. W.H. ROBAN moved that Standing Order 14 be suspended to enable him to introduce a Bill, which was agreed to.

Mr. W.H. ROBAN introduced the Bill entitled the “Merchant Shipping (ILO) Amendment Act 2012”.

12:43 p.m.

Ms. P.A. COX moved that the House do now adjourn.

12:43 p.m. – Mr. E.T. RICHARDS

12:44 p.m. – Mrs. P.J GORDON PAMPLIN

12:53 p.m. – Mrs. L.A. JACKSON

1:10 p.m. – Mr. G.A. BLAKENEY

1:30 p.m. – Mr. T.G. MONIZ

1:31 p.m. – Mr. C.F.B. SWAN

1:42 p.m. – Mr. T.E. LISTER

1:56 p.m. – Ms. P.A. COX

2:08 p.m.

The House adjourned to Friday, 29th June, 2012 at 10:00 a.m.