

No. 4**Date: Friday, 25th November, 2005**

His Honour the Speaker, Mr. J. Barritt, Mr. G.A. Blakeney, Mr. E.F. Brown, Mr. J.L. Brunson, Mr. D.V. Burgess, Mr. M.A. Burgess, Mr. D.D. Butler, Ms. D.N.I. Butterfield, Ms. P.A. Cox, Mr. N.E. Darrell, Mr. A.E. DeVent, Mr. A.D. Dodwell, Mr. M.H. Dunkley, Mr. M.D. Foggo, Mr. W.L. Furbert, Dr. E.G. Gibbons, Mrs. P.J. Gordon-Pamplin, Mr. K.H.R. Horton, Ms. L.A. Jackson, 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, Mrs. S. Roberts-Holshouser, Mr. G.A. Scott, Mr. M.J. Scott, Mr. W.A. Scott, Mr. O.A. Simmons, Mr. N.H.C. Simons, Ms. J.M. Smith, Ms. M.D.R. Webb.

10:01 a.m.

The Minutes of the meeting of 18th November, 2005 were confirmed.

10:02 a.m.

Mrs. P.K. MINORS made a statement concerning an update on the Universal Day of the Child.

Mr. D.D. BUTLER delivered two statements relating to the Youth Leadership Certificate Course and Community Centre activities island wide.

Mr. M.J. SCOTT made a statement on the Geographic Information Systems.

10:16 a.m.

His Honour the SPEAKER expressed sincere condolences to the Department of Legislature's summer student, Miss. Shawnette Brangman, whose mother, Mrs. Deborah Brangman passed away recently. On behalf of the House he asked that a letter of condolence be sent to

the family.

Dr. E.G. GIBBONS extended congratulations to the Bermuda Junior Service League, the coaches, the winning teams and all participants in the Annual Bermuda Debate Tournament.

Mr. D.D. BUTLER congratulated outgoing Chairman of the Bermuda Arts Council, Mr. Buddy Hill and the recipients of the life time achievement awards, Mr. Michael Frith, co-creator of the children's TV series "The Muppets" and "Fraggle Rock" and musician, Mr. Gene Steede, who was recognized for promoting the Island's name during his singing career overseas. Mr. Butler also stated that two remaining awards were made posthumously to cedar craftsman John E. Davis and theatre couple Don and Elsbeth Gibson.

Mrs. L.A. JACKSON expressed regrets to the House on the passing of Mr. Archibald "Pat" Wilkie, a past President of the Rotary Club of Bermuda and asked also to be associated with the congratulations to Mr. Buddy Hill and the recipients of the lifetime achievement awards ceremony.

Mr. G.A. SCOTT associated himself with the obituary remarks concerning the late Mrs. Deborah Brangman and congratulated Mr. Gary Wolffe on the opening of his new business, Smooth & Easy Ltd.; Mr. Calvin Simons and the Department of Youth, Sport and Recreation on the opening of the new Motor Sport Park at Southside.

Mr. D.V. BURGESS associated himself with the tributes to the late Mrs. Deborah Brangman and sent condolences to the family of the late Ms. Debra Sharon Tucker.

Mr. T.E. LISTER congratulated Ms. Maxine Esdaille, organizer of the Ministry of Education's Educational Expo; Dr. Sajini Tolaram and Dr. Duranda Greene, on the successful completion of their doctoral studies

in literature and educational leadership, respectively; Mr. Brendon Outerbridge and Mr. Eugenio Smith on successfully completing their programme of training at N.S.C.C. and CedarBridge Academy student, Mr. Pierre Smith winner of the Tom Pettit Thanksgiving Essay Competition.

Mrs. ROBERTS-HOLSHOUSER congratulated International Imports Ltd. on offering cooking classes to children during the holiday season, while noting that the portion of the revenue earned will be earmarked for charity.

Mr. M.D. FOGGO congratulated CedarBridge Academy student, Mr. Mario Swainson for organizing the school's Hurricane Katrina relief effort. He also extended condolences to the family of Mrs. Ruth Haskell Tucker and associated himself with the condolences on the loss of Ms. Debra Tucker.

Mr. J.L. BRUNSON asked to be associated with the tributes for the late Mr. Archibald "Pat" Wilkie and asked that on behalf of himself and Dr. E.G. Gibbons, thanks be extended to Mr. Joseph Fasulo, President of the American Society and Mr. Gregory Slayton, American Consul General for their invitation to the American Thanksgiving Day Inter-Faith Service. He also congratulated Ms. Dejah Simons, winner of the Little Miss Paradise Pageant and veteran indoor soccer star Mr. David Bascome on scoring the 1,000th point of his soccer career.

Mrs. P.K. MINORS congratulated the young people formally recognized at the recent Young Citizen Awards Luncheon in honour of the Universal Day of the Child and Ms. Jennifer Manders, Child Development Coordinator for bringing child development expert Dr. Hirsh-Pasek to Bermuda to present a series of workshops. She also associated herself with the condolences on the loss of Mrs. Deborah Brangman.

Mr. D.P. LISTER on behalf of himself, Mr. M.J. Scott and Mr. G.A. Blakeney asked to be associated with the congratulatory remarks for Mr. David Bascome and with the tributes paid to Ms. Jennifer Manders. Mr. Lister also asked that Mr. M.J. Scott, Mr. J.L. Brunson, Mr. K.H.R. Horton and he would like to extend congratulations to the past President of Somerset Cricket Club, Mr. Colin Smith on his stellar service whilst simultaneously congratulating Mr. Richard Scott on his election as the new President.

Dame J.M. SMITH associated herself with the remarks of other Honourable Members relating to the late Mrs. Deborah Brangman, the late Mrs. Ruth Tucker and congratulated the Trustees, Principal, staff and students of St. George's Preparatory School on their newly renovated facilities and Ms. Ellen Johnson-Sirleaf, of Liberia on her election as Africa's first elected female head of state.

Mr. K.H.R. HORTON associated himself with the preceding remarks concerning the Somerset Cricket Club, the lifetime achievement awards and Mr. David Bascome and expressed regrets to the House on the passing of Mr. Henry Thomas. He also congratulated long time civil servant and trade unionist, Ms. Leleath Bailey on her retirement.

Ms. M.D.R. WEBB congratulated Shaun Morris, on his appointment as Managing Partner of Appleby, Spurling & Hunter and asked to be associated with the remarks of condolences on the loss of Mrs. Deborah Brangman.

Mr. N.H.C. SIMONS asked to be associated with the preceding remarks concerning Ms. Leleath Bailey, Mr. Shaun Morris, the lifetime achievement awards, Mr. Mario Swainson, the Tom Pettit Thanksgiving essay and sent sincere congratulations to St. Paul's AME Choir on their stirring performance at the American Thanksgiving Day Inter-Faith Service.

Mr. M.A. BURGESS associated himself with the congratulatory comments relating to Mr. Shaun Morris and with the tributes paid to the late Mrs. Deborah Brangman.

Mr. M.J. SCOTT associated himself with the tribute for the late Mrs. Deborah Brangman and with the congratulatory remarks concerning Mr. Shaun Morris.

10:51 a.m.

Mr. K.H. R. HORTON moved for leave to introduce and read the first time by its title a Bill entitled "The Police and Criminal Evidence Act 2005", which was agreed to.

The Bill was then read the first time by its title.

Mr. K.H.R. HORTON moved for leave to introduce and read the first time by its title a Bill entitled "Criminal Law (Abolition of Distinction between Felony and Misdemeanour) Act 2005", which was agreed to.

The Bill was then read the first time by its title.

Mr. K.H.R. HORTON moved for leave to introduce and read the first time by its title a Bill entitled "Interpretation Amendment Act 2005", which was agreed to.

The Bill was then read the first time by its title.

10:54 a.m

Mr. J. BARRITT gave notice that at the next day of meeting he proposed to move the following motion:

"That this Honourable House take note of the "Public Servants Disclosure Protection Bill" of Canada, and consider the benefits of enacting similar legislation in Bermuda.

- which was agreed to.

Mr. W.L. FURBERT gave notice that at the next day of meeting he proposed to move the following motion:

"That this Honourable House appoint a Select committee of its Honourable Members to investigate and report with recommendation on the Bermuda Homes for People project at Southside.

- which was agreed to.

10:56 a.m.

On motion of Dr. E.F. Brown, the Bill entitled "The Traffic Offences (Penalties) Amendment Act 2005" was then read the second time.

12:05 p.m.

The Bill was committed.

Mr. N.E. DARRELL in the Chair.

Dr. E.F. BROWN moved Clauses 1 through 7, which was agreed to.

The Preamble was agreed to.

The Committee rose.

The House resumed.

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

Items 2 to 4 on the Order Paper were carried over.

Dr. E.F. BROWN moved that under the provision of Rule 20, that consideration of draft Regulations entitled "Air Navigation (Fees for Certificates and Services) Regulations 2005" be withdrawn, which was agreed to.

Dr. E.F. BROWN moved that consideration be given in the House of Assembly to draft Regulations entitled “Civil Airports (Landing Fees) Regulation 2005”, which was agreed to.

Dr. E.F. BROWN moved that the said draft Regulations be approved and that the following message be sent to His Excellency the Governor.

(No.4)

MAY IT PLEASE YOUR EXCELLENCY:

The House of Assembly, having had under consideration draft Regulations entitled “Civil Airports (Landing Fees) Regulations 2005”, proposed to be made under Section 6 (2)(k) of the Civil Airports Act 1949, has the honour to inform Your Excellency that the House has approved the said draft Regulations.

Sessions House
25th November, 2005

- which was agreed to and ordered accordingly.

Items 7 and 8 were carried over.

12:30 p.m.

Mr. W.A. SCOTT moved that the House do now recess for lunch, which was agreed to.

His Honour the Speaker ordered that the House resume for business at 2:00 p.m.

The House rose for lunch at 12:31 p.m. and resumed at 2:00 p.m.

2:01 p.m.

Ms. D.N.I. BUTTERFIELD moved the following motion, notice of which was given on 14th November, 2005:

“That this Honourable House take note of a “White Paper on the Marine Environment and the Fishing Industry in Bermuda”, as produced by the Ministry of the Environment.”

4:01 p.m.

Dame J.M. SMITH in the Chair.

5:53 p.m.

The House took note.

Items 10 through 12 on the Order Paper were carried over.

5:54 p.m.

Dr. E.G. GIBBONS moved the following motion, notice of which was given on 4th November, 2005:

“That the Report of the Parliamentary Standing Committee on the Public Accounts for the Financial Years ended 31st March 1999; 2000; 2001 and 2002 together with the Response on the said Report presented by the Minister of Finance on 24th June 2005, be considered by the House.”

- which was agreed.

6:05 p.m.

Ms. M.D.R. WEBB in the Chair.

7:30 p.m.

Mr. SPEAKER in the Chair.

8:10 p.m.

His Honour the Speaker acknowledged the presence of former Member Dame Lois Browne-Evans, who was sitting in the Public Gallery.

8:28 p.m.

The debate concluded and the motion was agreed.

Item 14 on the Order Paper was carried over.

8:28 p.m.

Ms. P.A. COX on behalf of Dr. E.F. Brown moved that Rule 14 be suspended to enable her to move that the Bill entitled "The Traffic Offences (Penalties) Amendment Act 2005" be now read the third time, which was agreed to.

On motion of Ms. P.A. Cox, the Bill entitled "The Traffic Offences (Penalties) Amendment Act 2005" was then read the third time by its title only and passed.

8:28 p.m.

Mr. J. BARRITT moved that Rules 8 and 14 be suspended to enable him to withdraw a motion, notice of which was given this morning, and to give notice of a corrected motion.

Mr. J. BARRITT moved that the following motion be withdrawn:

That this Honourable House take note of the "Public Servants Disclosure Protection Bill" of Canada, and consider the benefits of enacting similar legislation in Bermuda."

-which was agreed to.

Mr. J. BARRITT gave notice that at the next day of meeting he would move the following motion:

"That this Honourable House take note of the whistleblower legislation of other jurisdictions, in particular the "Public Servants Disclosure Protection Bill" of Canada and consider the benefits of enacting similar legislation in Bermuda.

-which was agreed to.

8:28 p.m.

Mr. W.A. SCOTT moved that the House do now adjourn, which was agreed to.

9:30 p.m.

Adjourned to Friday next at 10:00 a.m