



**HOUSE OF REPRESENTATIVES  
SECOND SESSION (2009) NINTH PARLIAMENT**

**ORDER PAPER**

**THIRTY-FOURTH SITTING**

**WEDNESDAY SEPTEMBER 16, 2009 AT 10:00 A.M.**

PRAYERS

OATH OF ALLEGIANCE OF A NEW MEMBER

ANNOUNCEMENTS BY THE SPEAKER

BILLS BROUGHT FROM THE SENATE

PETITIONS

PAPERS

1. The Customs (Import Duty) (Caribbean Common Market) (Amendment) Order, 2009  
**(By the Minister of Finance)**
2. The Excise Duty (Alcoholic Beverages) Order, 2009  
**(By the Minister of Finance)**
3. The Excise Duty (Tobacco Products) Order, 2009  
**(By the Minister of Finance)**
4. Review of the Economy 2009  
**(By the Minister of Finance)**

PRESENTATION OF REPORTS FROM SELECT COMMITTEES

QUESTIONS TO MINISTERS

REQUESTS FOR LEAVE TO MOVE THE ADJOURNMENT OF THE HOUSE ON  
DEFINITE MATTERS OF URGENT PUBLIC IMPORTANCE

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INTRODUCTION OF BILLS

MOTIONS RELATING TO THE BUSINESS OR SITTINGS OF THE HOUSE AND  
MOVED BY A MINISTER OR PARLIAMENTARY SECRETARY

## PUBLIC BUSINESS

**GOVERNMENT BUSINESS****Motions:**

1. **WHEREAS** it is provided by section 3(1) of the Provisional Collection of Taxes Act, Chap. 74:01 (hereinafter called “the Act”) that where proposals for general or supplementary appropriation of public funds are made to the House of Representatives and are embodied in an Appropriation or a Supplementary Appropriation Bill, the President may, for the purpose of raising revenue to meet the expenditure specified in any such Bill, by Order, provide for the imposition of a tax or the variation of an existing tax and from the date of the publication of the Order in the *Gazette*, the tax as imposed or varied shall be payable:

**AND WHEREAS** it is provided by section 3(5) of the Act that an Order varying an existing tax shall cease to have effect if the Order is not confirmed with or without modifications, by a resolution agreed to by the House within the next twenty-one days after the commencement of the Order:

**AND WHEREAS** the Provisional Collection of Taxes Order, 2009, made under section 3 of the Act, provided for the variation of taxes in the written laws mentioned in the said Order to the extent and in the manner set out therein, for the purpose of raising revenue to meet the expenditure specified in the Bill entitled “An Act to provide for the service of Trinidad and Tobago for the financial year ending on the 30<sup>th</sup> day of September, 2009”:

**AND WHEREAS** it is expedient to confirm the said Order:

**BE IT RESOLVED** that the Provisional Collection of Taxes Act Chap. 74:01, be confirmed.  
(By the Minister of Finance)

2. **WHEREAS** it is provided by section 7 of the Customs Act, Chap. 78:01 that the President may by Order increase or reduce any import or export duty of Customs or impose new import or export duties of Customs and from the date of publication of the Order in the *Gazette* and until the expiry of the Order the duties specified in the Order shall be payable in lieu of the duties payable prior thereto:

**AND WHEREAS** it is provided by subsection (2) of the said section that every Order issued under that section shall after four days and within twenty-one days from the date of its first publication be submitted to Parliament and Parliament may by resolution confirm, amend or revoke the Order and upon publication of the resolution of Parliament in the *Gazette*, the resolution shall have effect and the Order shall then expire:

**AND WHEREAS** the Customs (Import Duty) (Caribbean Common Market) (Amendment) Order, 2009 was made under section 7 of the Customs Act and first published in the *Gazette* on the 07<sup>th</sup> day of September, 2009:

**AND WHEREAS** it is expedient to confirm the said Order:

*Be it Resolved:*

That the Customs (Import Duty) (Caribbean Common Market) (Amendment) Order, 2009, the contents of which are set out below, be confirmed:

L. N. No.  
50 of 1980

1. The Customs (Import Duty) (Caribbean Common Market) Order, 1980 is amended in the Schedule by deleting all the Tariff Heading Numbers from 2202.90.20 to 2403.10.00 and the respective Tariff Descriptions and Common Market Rates of Duty in the First, Second and Third Columns, respectively, and substituting the following:

"FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Tariff Heading Number</i>	<i>Tariff Description</i>	<i>Common Market Rate of Duty</i>
2202.90.20	Malt Beverages	\$0.26 per litre at an original gravity of 1050° and so in proportion for any difference in quantity or gravity.
2203.00.10	Beer	\$4.28 per litre at an original gravity of 1050° and so in proportion for any difference in quantity or gravity.
2203.00.20	Stout	\$4.28 per litre at an original gravity of 1050° and so in proportion for any difference in quantity or gravity.
2203.00.90	Porter and Ale	\$4.28 per litre at an original gravity of 1050° and so in proportion for any difference in quantity or gravity.
2204.10.00	Sparkling Wines	\$29.33 per litre.
2204.20.00	Other Wine; grape must with fermentation prevented or arrested by the addition of alcohol:	
2204.21.00	In containers holding 2 litres or less	\$13.69 per litre.
2208.30.00	Whiskies:	
2208.30.10	In bottles of a strength not exceeding 46% vol.	\$140.08 per litre Alc./Vol. and so in proportion for any part of a litre or for any greater or lesser strength.
2208.30.90	Other	\$140.08 per litre Alc./Vol. and so in proportion for any part of a litre or for any greater or lesser strength.
2208.40.00	Rum and other spirits obtained by distilling fermented sugarcane products:	

2208.40.10	In bottles of a strength not exceeding 46% vol.	\$66.04 per litre Alc./Vol. and so in proportion for any part of a litre or for any greater or lesser strength.
2208.40.90	Other	\$66.04 per litre Alc./Vol. and so in proportion for any part of a litre or for any greater or lesser strength.
2208.70.00	Rum Punch	\$66.04 per litre Alc./Vol. and so in proportion for any part of a litre or for any greater or lesser strength.
2208.50.00	Gin and Geneva:	
2208.50.10	In bottles of a strength not exceeding 46% vol.	\$140.08 per litre Alc./Vol. and so in proportion for any part of a litre or for any greater or lesser strength.
2208.50.90	Other	\$140.08 per litre Alc./Vol. and so in proportion for any part of a litre or for any greater or lesser strength.
2208.60.00	Vodka	\$140.08 per litre Alc./Vol. and so in proportion for any part of a litre or for any greater or lesser strength.
2208.70.00	Liqueurs and cordials	\$140.08 per litre Alc./Vol. and so in proportion for any part of a litre or for any greater or lesser strength.
2208.90.90	Other Potable spirits	\$140.08 per litre Alc./Vol. and so in proportion for any part of a litre or for any greater or lesser strength.
2208.20.00	Spirits obtained by distilling grape wine or grape marc:	
2208.20.10	Brandy, in bottles of a strength not exceeding 46% vol.	\$140.08 per litre Alc./Vol. and so in proportion for any part of a litre or for any greater or lesser strength.

2208.20.90	Other	\$140.08 per litre Alc./Vol. and so in proportion for any part of a litre or for any greater or lesser strength.
2402.10.00	Cigars, cheroots and cigarillos, containing tobacco	\$26.23 per kilogram.
2402.20.00	Cigarettes, containing tobacco	\$3.81 per pack of 20 and so in proportion when not so packed.
2403.10.00	Smoking tobacco, whether or not containing tobacco substitutes in any proportion	\$49.78 per kilogram.”.

**(By the Minister of Finance)**

3. **WHEREAS** it is provided by section 13(2) of the Excise (General Provisions) Act, Chap. 78:50 that the Minister may by Order impose any new excise duty or increase any excise duty and from the date of publication of the Order in the *Gazette* and until the expiry of the Order the duties specified in the Order shall be payable in lieu of the duties payable prior thereto:

**AND WHEREAS** it is provided by the said subsection that every Order issued under that subsection shall after four days and within twenty-one days from the date of its first publication be submitted to Parliament and Parliament may by resolution confirm, amend or revoke the Order and upon publication of the resolution of Parliament in the *Gazette*, the resolution shall have effect and the Order shall then expire:

**AND WHEREAS** the Excise Duty (Alcoholic Beverages) Order, 2009 was made under of section 13(2) of the Excise (General Provisions) Act, and first published in the *Gazette* on the 07<sup>th</sup> day of September, 2009:

**AND WHEREAS** it is expedient to confirm the said Order:

*Be it Resolved:*

That the Excise Duty (Alcoholic Beverages) Order, 2009, the contents of which are set out below, be confirmed:

New excise  
duty on  
alcoholic  
beverages

1. The excise duty on alcoholic beverages is as follows:

**“Tariff Heading  
Number**

**Product**

**Excise Duty**

2202.90.20

Malt Beverages

\$0.26 per litre at an original gravity of

		1050° and so in proportion for any difference in quantity or gravity.
2203.00.10	Beer	\$4.28 per litre at an original gravity of 1050° and so in proportion for any difference in quantity or gravity.
2203.00.20	Stout	\$4.28 per litre at an original gravity of 1050° and so in proportion for any difference in quantity or gravity.
2203.00.90	Other	\$4.28 per litre at an original gravity of 1050° and so in proportion for any difference in quantity or gravity.
2208.40.00	Rum and other spirits obtained by distilling fermented sugarcane products:	
2208.40.10	In bottles of a strength not exceeding 46% vol.	\$66.04 per litre Alc./Vol. and so in proportion for any part of a litre or for any greater or lesser strength.
2208.40.90	Other	\$66.04 per litre Alc./Vol. and so in proportion for any part of a litre or for any greater or lesser strength.
2208.70.00	Rum Punch	\$66.04 per litre Alc./Vol. and so in proportion for any part of a litre or for any greater or lesser strength.
2208.50.00	Gin and Geneva:	
2208.50.10	In bottles of a strength not exceeding 46% vol.	\$140.08 per litre Alc./Vol. and so in proportion for any part of a litre or for any greater or lesser strength.
2208.50.90	Other	\$140.08 per litre Alc./Vol. and so in proportion for any part of a litre or for any greater or lesser strength.
2208.30.00	Whiskies:	
2208.30.10	In bottles of a strength not exceeding 46% vol.	\$140.08 per litre Alc./Vol. and so in proportion for any part of a litre or for any greater or lesser strength.
2208.30.90	Other	\$140.08 per litre Alc./Vol. and so in proportion for any part of a litre or for any greater or lesser strength.
2208.60.00	Vodka	\$140.08 per litre Alc./Vol. and so in

		proportion for any part of a litre or for any greater or lesser strength.
2208.70.00	Liqueurs and cordials	\$140.08 per litre Alc./Vol. and so in proportion for any part of a litre or for any greater or lesser strength.
2208.90.90	Other	\$140.08 per litre Alc./Vol. and so in proportion for any part of a litre or for any greater or lesser strength.
2208.20.00	Spirits obtained by distilling grape wine or grape marc:	
2208.20.10	Brandy, in bottles of a strength not exceeding 46% vol.	\$140.08 per litre Alc./Vol. and so in proportion for any part of a litre or for any greater or lesser strength.
2208.20.90	Other	\$140.08 per litre Alc./Vol. and so in proportion for any part of a litre or for any greater or lesser strength.
2204.10.00	Sparkling wine	\$29.33 per litre.
	Other wine; grape must with fermentation prevented or arrested by the addition of alcohol:	
2204.21.00	In containers holding 2 litres or less.	\$13.69 per litre.”.

Clause 8 of  
L. N. Nos.  
266 and 277  
of 2006  
revoked

2. Clause 8 of the Provisional Collection of Taxes Order, 2006 is revoked.

**(By the Minister of Finance)**

4. **WHEREAS** it is provided by section 13(2) of the Excise (General Provisions) Act, Chap. 78:50 that the Minister may by Order impose any new excise duty or increase any excise duty and from the date of publication of the Order in the *Gazette* and until the expiry of the Order the duties specified in the Order shall be payable in lieu of the duties payable prior thereto:

**AND WHEREAS** it is provided by the said subsection that every Order issued under that subsection shall after four days and within twenty-one days from the date of its first publication be submitted to Parliament and Parliament may by resolution confirm, amend or

revoke the Order and upon publication of the resolution of Parliament in the *Gazette*, the resolution shall have effect and the Order shall then expire:

**AND WHEREAS** the Excise Duty (Tobacco Products) Order, 2009 was made under section 13(2) of the Excise (General Provisions) Act, and first published in the *Gazette* on the 07<sup>th</sup> day of September, 2009:

**AND WHEREAS** it is expedient to confirm the said Order:

*Be it Resolved:*

That the Excise Duty (Tobacco Products) Order, 2009, the contents of which are set out below, be confirmed:

Excise duty on tobacco products

1. The excise duty on tobacco products is as follows:

<b>“Tariff Heading Number</b>	<b>Product</b>	<b>Excise Duty</b>
2402.10.00	Cigars, cheroots and cigarillos, containing tobacco	\$26.23 per kilogram
2402.20.00	Cigarettes containing tobacco	\$3.81 per pack of 20 and so in proportion when not so packed
2403.10.00	Smoking tobacco, whether or not containing tobacco substitutes in any proportion	\$49.78 per kilogram.”.

Clause 6 of L. N. Nos. 266 and 277 of 2006 revoked

2. Clause 6 of the Provisional Collection of Taxes Order, 2006 is revoked.

**(By the Minister of Finance)**

5. **BE IT RESOLVED** that this House approve the decision of the President to acquire the lands described in Appendix II for the public purposes specified.

**(By the Minister of Agriculture, Land and Marine Resources)**

6. **BE IT RESOLVED** that this House adopt the Interim Report of the Special Select Committee appointed to consider and report on a Bill entitled, “An Act to amend the Status of Children Act, Chap. 46:07 and to provide for DNA Analysis in Civil Proceedings”.

**(By the Minister of Science, Technology and Tertiary Education)**

7. **BE IT RESOLVED** that this House adopt the First Report of the Joint Select Committee appointed to consider and report on the Bills entitled “An Act to provide for the protection of personal privacy and information” and “An Act to give legal effect to electronic documents, records and signatures.”



**(By the Minister of Public Utilities)**

8. **BE IT RESOLVED** that this House adopt the Third Interim Report of the Special Select Committee appointed to consider and report on a Bill entitled “An Act relating to the protection of children and for matters related thereto”.

**(By the Minister of Works and Transport)**

### **Bills Second Reading**

1. **The debate on the second reading of the following Bill which was in progress when the House adjourned on Tuesday September 15, 2009 will be resumed:**

A Bill entitled “An Act to provide for the Service of Trinidad and Tobago for the financial year ending on the 30<sup>th</sup> day of September, 2010”.

**(By the Minister of Finance)**

2. **The debate on the second reading of the following Bill which was in progress when the House adjourned on Wednesday June 03, 2009 will be resumed:**

A Bill entitled, “An Act to establish the Financial Intelligence Unit of Trinidad and Tobago, for the implementation of the anti-money laundering policies of the Financial Action Task Force”.

**(By the Minister of Finance)**

3. A Bill entitled, “An Act to validate the Ninth Report of the Elections and Boundaries Commission on the boundaries of the electoral districts in the electoral area for Tobago under the Elections and Boundaries Commission (Local Government and Tobago House of Assembly) Act, Chap. 25:50”.

**(By the Minister of Works and Transport)**

4. A Bill entitled, “An Act to amend the Metrology Act, 2004”.

**(By the Minister of Trade and Industry)**

### **PRIVATE BUSINESS**

#### **Motions:**

1. **The debate on the following motion which was in progress when the House adjourned on Wednesday May 27, 2009 will be resumed:**

**WHEREAS** the Minister of Finance has conducted herself both within and outside of the House contrary to the tenets of transparency and accountability regarding her interests in CL Financial Limited prior to, during and subsequent to negotiations between the government and that company over government’s intervention in the affairs of the company;

**AND WHEREAS** the said conduct of the Minister of Finance has eroded the confidence of the public in the Minister’s ability to administer over the finances of the nation in the best interest of the public;

**BE IT RESOLVED** that this Honorable House express its loss of confidence in Mrs. Karen Nunez Tesheira as Minister of Finance of Trinidad and Tobago; and call upon the Prime Minister to take steps to have the appointment of the Minister of Finance revoked forthwith.

**(By the Member for Siparia)**

2. **The debate on the following motion which was in progress when the House adjourned on Wednesday March 04, 2009 will be resumed:**

**WHEREAS** the citizens of Trinidad and Tobago are experiencing a continued deterioration in the provision of health services with resultant loss of lives of neonates, children, adults and senior citizens;

**AND WHEREAS** the Government has failed to deliver and implement several recommendations for improvement in the Health Sector;

**BE IT RESOLVED** that this House condemn the Government for its failure to provide an acceptable level of health care to the citizens of Trinidad and Tobago.

**(By the Member for Caroni East)**

3. **The debate on the following motion which was in progress when the House adjourned on Friday January 30, 2009 will be resumed:**

**WHEREAS** the serious criminal activity and the crime rate have continued to spiral out of control;

**AND WHEREAS** law abiding citizens are under siege and are mortally afraid of being murdered, raped, kidnapped or shot and/or robbed;

**AND WHEREAS** the Government does not appear to have the will or ability to effectively deal with this national crisis;

**BE IT RESOLVED** that this Honourable House do condemn the Government for its failure to effectively deal with this unacceptable and serious crime situation.

**(By the Member for Princes Town North)**

4. **WHEREAS** the recent economic and financial crisis has led to a rise in joblessness and a continuing fear of rising unemployment in the public service and across several industrial sectors;

**AND WHEREAS** it is expected that such an unemployment crisis will lead to greater social dislocation, worker exploitation, poverty and economic hardship;

**AND WHEREAS** the government's employment policy has been an utter failure and the government has further mismanaged the function of labour market planning;

**BE IT RESOLVED** that this Honorable House condemn the government on its failure to promote decent, sustainable and productive employment.

**(By the Member for Oropouche East)**

5. **WHEREAS** the Minister of Finance in announcing the Government bailout of CL Financial clearly enunciated its commitment to ensure that depositors' assets will not be at risk;

**AND WHEREAS** the government has now agreed to inject \$5,000 million into CL Financial over the next two years to protect policyholders of CL Financial subsidiary CLICO and depositors of the failed wealth management firm CLICO Investment Bank;

**AND WHEREAS** the Hindu Credit Union consists of over 100,000 depositors many of whom are small investors who have invested their life savings in the Credit Union;

**AND WHEREAS** the total liability of the Hindu Credit Union is estimated to be in the vicinity of \$776 million;

**AND WHEREAS** Trinidad and Tobago is currently experiencing symptoms of a recession with the resultant financial hardships on depositors who are unable to access their savings and investments in the Hindu Credit Union;

**BE IT RESOLVED** that this Honourable House call on the Government to take immediate steps to bailout the Hindu Credit Union so as to ensure that the deposits and investments of depositors and shareholders are totally protected from loss.

**(By the Member for Couva North)**

6. **BE IT RESOLVED** that this Honourable House express its lack of confidence in Mr. John Jeremie as Attorney General of Trinidad and Tobago.

**(By the Member for Siparia)**

### **COMMITTEE BUSINESS**

#### **Motions:**

1. **BE IT RESOLVED** that this House adopt the First Report of the Committee of Privileges of the House of Representatives (2009 Session).

**(By the Member for Diego Martin North/East)**

2. **BE IT RESOLVED** that the House adopt the First Report of the Public Accounts [Enterprises] Committee for the 2007/2008 Session of the Ninth Parliament.

**(By the Member for Caroni Central)**

**Jacqui Sampson  
Clerk of the House**

**House of Representatives' Secretariat  
The Red House  
PORT OF SPAIN**

**September 15, 2009**

