

**HOUSE OF REPRESENTATIVES OF THE REPUBLIC OF TRINIDAD AND TOBAGO**

**NOTICE OF THE THIRTY-FIRST SITTING OF THE 2001 SESSION TO BE HELD  
IN THE PARLIAMENT CHAMBER, THE RED HOUSE, PORT OF SPAIN,  
ON THURSDAY SEPTEMBER 27, 2001 AT 1:30 P.M.**

**ORDER PAPER**

- (a) PRAYERS
- (b) OATH OF ALLEGIANCE OF A NEW MEMBER
- (c) ANNOUNCEMENTS BY THE SPEAKER
- (d) BILLS BROUGHT FROM THE SENATE
- (e) PETITIONS
- (f) PAPERS
- (g) PRESENTATION OF REPORTS FROM SELECT COMMITTEES
- (h) QUESTIONS TO MINISTERS

**Questions for Oral Answer**

**\*Question No. 30 to the Hon. Minister of Enterprise Development and Foreign Affairs**

*(By the Member for Diego Martin West)*

- (a) With respect to the lease of lands at Caroni (1975) Ltd. to INNERCOB Industries Ltd. for the establishment of InnCogen and other industries in 1998, could the Minister state what is the annual rent due to Caroni Ltd.?
- (b) Could the Minister state how much money has been paid by INNERCOB to Caroni (1975) Ltd. as at June 30<sup>th</sup>, 2001?
- (c) If any arrears are owed to Caroni (1975) Ltd., could the Minister further state:
  - (i) for which year/s and how much is the total indebtedness; and
  - (ii) what action the Company intends to take in order to collect, in a timely manner, all monies owed to it by INNERCOB?

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\* Question No. 30 deferred on 12.09.01

\* Question No. 34 deferred on 07.09.01

**\*Question No. 34 to the Hon. Minister of Transport, Tourism and Tobago Affairs**

*(By the Member for Tobago East)*

- (a) Would the Minister inform this House of Government's overall plans, including a schedule of dates, for the development of the port at Charlotteville, Tobago?
- (b) Would the Minister indicate whether consultations were held with the people in Charlotteville on Government's plan for the port, and if so, could he specify?
- (c) Would the Minister say what Customs and Immigration facilities are in place at present to facilitate the (almost) daily arrival and departure of yachts and other crafts using the port?

**\*Question No. 41 to the Hon. Minister of Education**

*(By the Member for Laventille East/Morvant)*

- (a) Would the Minister indicate whether children registered for the Form One Specials for the up-coming school term are to pursue the regular Secondary School syllabus or curriculum?
- (b) If the answer to (a) is negative, would the Minister outline the syllabus they would pursue and explain the rationale for this programme/syllabus?

**\*Question No. 43 to the Hon. Minister of Education**

*(By the Member for Laventille East/Morvant)*

- (a) Would the Minister state the reason(s) for the delay in the Construction of the Biche Government Secondary School?
- (b) Could the Minister tell this Honourable House the cost of construction and furnishing of this school?

**\*Question No. 44 to the Hon. Minister of Education**

*(By the Member for Laventille East/Morvant)*

- (a) Would the Minister outline the schools that have been constructed so far under the Secondary Education Modernization Programme?
- (b) Could the Minister state the amount budgeted for construction in each case?
- (c) Would the Minister outline the actual cost in each case and explain the reasons for the difference, if any?

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\* Question No. 41 deferred on 07.09.01

\* Questions No. 43 & 44 deferred on 12.09.01

**Question No. 47 to the Hon. Minister of Transport, Tourism and Tobago Affairs**

***(By the Member for Port of Spain North/St. Ann's West)***

Could the Minister provide the figures for:

- (a) The leasing of the M.V. Beauport for the period November 2000 to May 2001, providing the cost per day?
- (b) The leasing of the M.V. Beauport for the period June 2001 to May 2002, providing the cost per day?

**Question No. 48 to the Hon. Minister of Health**

***(By the Member for Port of Spain North/St. Ann's West)***

- (a) Following on the Auditor General's report on the North West Regional Authority which revealed that a dentist employed by the North West Regional Health Authority received from August 2000 to December 2000 over \$120,000.00 in overtime payments, can Minister of Health State how much overtime payments were made to the said dentist from January 2001 to June 2001 providing a detailed breakdown as per days and month separately?
- (b) Could the Minister state the terms and conditions of employment of the said dentist?

**Question No. 49 to the Hon. Minister of Health**

***(By the Member for Port of Spain North/St. Ann's West)***

Could the Minister of Health give a breakdown of the disbursement of the U.S. \$5.1M used from the IDB assisted Health Reform Programme for technical assistance and the companies and/or individuals to whom payments were made and the purpose thereof?

- (i) REQUESTS FOR LEAVE TO MOVE THE ADJOURNMENT OF THE HOUSE ON DEFINITE MATTERS OF URGENT PUBLIC IMPORTANCE
- (j) STATEMENTS BY MINISTERS
- (k) PERSONAL EXPLANATIONS
- (l) INTRODUCTION OF BILLS
- (m) MOTIONS RELATING TO THE BUSINESS OR SITTINGS OF THE HOUSE AND MOVED BY A MINISTER OR PARLIAMENTARY SECRETARY
- (n) 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 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, 2001 was made under section 3 of the Act, whereby provision was made for the imposition or 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, 2002”:

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

### ***BE IT RESOLVED:***

That the Provisional Collection of Taxes Order, 2001 be confirmed subject to the following modifications:

1. Clause 3 is amended in reference to section 61A:
  - (a) in subsection (1), by inserting in line three of paragraph (a), the words “submission of” immediately before the word “application”;
  - (b) by deleting subsection (3) and substituting the following subsection:
 

“(3) Subject to subsection (4), an applicant for the issue of a new driving permit whose permit had expired in excess of five years prior to the date of the submission of the application shall, before issuance of the new permit-

    - (a) be required to produce a certificate referred to in section 47 to the effect that he had passed a driving test within two years prior to the date of such submission; and
    - (b) pay to the Licensing Authority the sum of two hundred dollars.”;

(c) by inserting the following subsection:

“(4) Subsection (3) (a) shall not apply where an applicant for the issue of a new driving permit was absent from the Trinidad and Tobago and satisfies the Licensing Authority that he is in the holder of a valid driving permit issued by the relevant foreign authority.”.

2. Clause 4 is amended -

- (a) in sub-subparagraph (b)(ii)(A) by inserting immediately after the word “debt” the words “or shares not listed by a self-regulatory organization”; and
- (b) by deleting the words “On sale of shares” in sub-paragraph (1A) and substituting the following words “On shares listed by a self-regulatory organization not sold or transferred in accordance with the rules of the self-regulatory organization”.

3. Clause 6 is amended in the “Third Column Rates of Duty” by deleting the words “\$6.18 per litre” corresponding to the Tariff Heading No. 2203.01 and substituting the words “5.02 per litre”.

*(By the Minister of Finance)*

2. **WHEREAS** it is provided by subsection (2) of section 13 of the Exercise (General Provisions) Chap. 78:50 that the Minister may by Order impose any new excise duty or increase duty and from the date of publication of the Order in the *Gazette* and until the expiry thereof the duties specified in the Order shall be payable in lieu of the duties payable 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 the Senate and House of Representatives and the Senate and House of Representatives may by Resolution confirm, amend or revoke such Order, and upon publication of the Resolution of the Senate and the House of Representatives in the *Gazette* the Resolution shall have effect and the Order shall then expire:

**AND WHEREAS** the excise Duty (Alcoholic Beverages) Order, 2001 was made under subsection (2) of section 13 of the Excise (General Provisions) Act, and first published in the *Gazette* on the 14<sup>th</sup> day of September, 2001.

And whereas it is expedient to confirm the said Order:

***Be it Resolved:***

That the Excise Duty (Alcoholic Beverages) Order, 2001 be confirmed.

*(By the Minister of Finance)*

3. **WHEREAS** it is provided by subsection (2) of section 13 of the Excise (General Provisions) Chap. 78:50 that the Minister may by Order impose any new excise duty or increase duty and from the date of publication of the Order in the *Gazette* and until the expiry thereof the duties specified in the Order shall be payable in lieu of the duties payable 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 the Senate and House of Representatives and the Senate and House of Representatives may by Resolution confirm, amend or revoke such Order, and upon publication of the Resolution of the Senate and the House of Representatives in the *Gazette* the Resolution shall have effect and the Order shall then expire:

**AND WHEREAS** the excise Duty (Tobacco Products) Order, 2001 was made under subsection (2) of section 13 of the Excise (General Provisions) Act, and first published in the *Gazette* on the 14<sup>th</sup> day of September, 2001.

And whereas it is expedient to confirm the said Order:

***Be it Resolved:***

That the Excise Duty (Tobacco Products) Order, 2001 be confirmed.

***(By the Minister of Finance)***

4. **WHEREAS** section 41(1)(d) of the Integrity in Public Life Act, 2000 (“the Act”) provides that the Commission may make regulations for the form of declaration to be submitted and any additional forms which have been prescribed or which may become necessary:

**AND WHEREAS** section 41(1)(e) of the Act provides that the Commission may make regulations for the period within which any information or document required by the Commission should be furnished or produced:

**AND WHEREAS** section 41(2) of the Act provides that regulations made under subsection (1), shall be subject to affirmative resolution of Parliament:

**AND WHEREAS** the Commission has on the 7<sup>th</sup> day of August, 2001 made

**The Integrity in Public Life (Prescribed Forms) Regulations, 2001 (hereinafter called “the Regulations”); and**

**The Integrity in Public Life (Period of Furnishing of Information) Regulations, 2001:**

**BE IT RESOLVED** the Integrity in Public Life (Prescribed Forms) Regulations, 2001 and the Integrity in Public Life (Period for Furnishing of Information) Regulations, 2001, be approved.

*(By the Attorney General and Minister of Legal Affairs)*

5. **WHEREAS** it is provided by section 100 of the Motor Vehicles and Road Traffic Act (hereinafter referred to as “the Act”), that the Minister may make Regulations in respect of, *inter alia*, the better carrying out, generally, of the provisions of the Act and in particular for the safety, control and regulation of traffic and the use of vehicles or any class of vehicles on any road and the conditions under which they may be used:

**AND WHEREAS** it is also provided by section 100 of the Act that Regulations made under that section shall be subject to affirmative Resolution of Parliament:

**AND WHEREAS** the Minister has on the 11<sup>th</sup> day of May, 2001 made the Motor Vehicles and Road Traffic (Amendment) Regulations, 2001 (hereinafter referred to as “the Regulations”):

**AND WHEREAS** the Motor Vehicles and Road Traffic (Amendment) Regulations, 2001 were laid in the Senate on Tuesday, July 03, 2001 and the House of Representatives on Friday, July 13, 2001:

**AND WHEREAS** it is expedient that the Regulations now be affirmed:

**BE IT RESOLVED** that the Motor Vehicles and Road Traffic (Amendment) Regulations, 2001, be now approved.

*(By the Minister of Transport, Tourism and Tobago Affairs)*

6. **WHEREAS** the Integrity in Public Life Act (No. 83 of 2000) together with the Integrity in Public Life (Amendment) Act (No. 88 of 2000), the Constitution (Amendment) Act (No. 89 of 2000) and the Constitution (Amendment) Act (No. 82 of 2000) (hereinafter referred to as the Integrity Package of Legislation) were proclaimed on November 6, 2000;

**AND WHEREAS** the package of legislation significantly enhances the scope and powers of the Integrity Commission so as to allow that body to exercise greater oversight and control over all persons exercising public functions;

**AND WHEREAS** Judges and Magistrates have been included as persons in public life under the said Acts;

**AND WHEREAS** concerns have been raised by the Judiciary that the provisions of the integrity legislation in so far as they affect members of the Judiciary constitute a threat to the independence of the Judiciary and amount to an alteration of their terms and conditions of service and that the Judiciary was not given the opportunity to

comment on the provisions of the Legislation which were proposed by the Opposition:

**BE IT RESOLVED** that a Joint Select Committee of Parliament be established to review the provisions of the Integrity Package of Legislation to consider the views of the Judiciary: and

**BE IT FURTHER RESOLVED** that the Joint Select Committee be also authorised to consider and review any other provisions of the Integrity Package of Legislation which the Committee considers necessary and submit its report and recommendations to the Parliament.

*(By the Attorney General and Minister of Legal Affairs)*

7. **WHEREAS** it is provided by subsection (4) of section 7 of the Professions Related to Medicine Act, 1985, that the Council may, offer consultation with all the Boards for the time being established under this Act, and with the approval of the Minister, make Rules with respect to the form and keeping of the registers maintained on behalf of the Boards and the making of entries, alterations and corrections and other matters prescribed therein:

**AND WHEREAS** it is provided by subsection (8) of section 14 of the said Act, that the Council may, after consultation with each of the Boards, and with the approval of the Minister make Rules as to the procedure to be followed and the Rules of evidence to be observed in proceedings before the Disciplinary Committee and other matters prescribed therein:

**AND WHEREAS** it is provided by subsection (5) of the said section 7 that Rules made under subsection (4) shall be subject to affirmative resolution of Parliament:

**AND WHEREAS** by Council has on the 6<sup>th</sup> day of June, 2001 made the Professions Related to Medicine Rules, 2001:

**AND WHEREAS** the Minister has on the 6<sup>th</sup> day of June, 2001 approved the Professions Related to Medicine Rules, 2001:

**AND WHEREAS** the Professions Related to Medicine Rules, 2001 were laid in the Senate on Tuesday, June 26, 2001 and the House of Representatives on Friday, June 29, 2001:

**AND WHEREAS** it is expedient that the said Rules now be affirmed:

**BE IT RESOLVED** that the Professions Related to Medicine Rules, 2001 be approved.

*(By the Minister of Health)*



8. **RESOLVED** that this House approve the decisions of the President to acquire the lands described in Appendix 1 for the public purpose specified.  
*(By the Minister of Housing and Settlement)*
9. **BE IT RESOLVED** that the Senate amendments to the Freedom of Information (Amendment) Bill, 2001 listed in Appendix II be now considered.  
*(By the Attorney General and Minister of Legal Affairs)*

**Bills Second Reading:**

1. A Bill entitled, 'An Act to amend the Prevention of Corruption Act, to establish the Anti-Corruption Commission and for matters relating thereto'.  
*(By the Attorney General and Minister of Legal Affairs)*
2. A Bill entitled, 'An Act to amend the Constitution of Trinidad and Tobago'.  
*(By the Attorney General and Minister of Legal Affairs)*
3. A Bill entitled, 'An Act to validate the cancellation of certain postage stamps'.  
*(By the Minister of Finance)*
4. A Bill entitled, 'An Act to amend the Pilotage Act, Chap. 51:02'.  
*(By the Minister of Transport, Tourism and Tobago Affairs)*
5. A Bill entitled, 'An Act to amend the Airports Authority Act, Chap. 49:02 and for matters incidental thereto'.  
*(By the Minister of Transport, Tourism and Tobago Affairs)*
6. A Bill entitled, 'An Act to re-enact and revise the laws respecting Weights and Measures and to give effect to the International System of Units (SI units)'.  
*(By the Minister of Community Empowerment, Sport and Consumer Affairs)*
7. A Bill entitled, 'An Act to amend the Liquor Licences Act, Chap. 84:10'.  
*(By the Attorney General and Minister of Legal Affairs)*
8. A Bill entitled, 'An Act to amend the Registrar General Act, Chap. 19:03'.  
*(By the Attorney General and Minister of Legal Affairs)*
10. A Bill entitled, 'An Act relating to the planning and development of land'.  
*(By the Minister of Integrated Planning and Development)*
11. A Bill entitled, 'An Act to amend the Sentencing Commission Act, 2000'.  
*(By the Attorney General and Minister of Legal Affairs)*

12. A Bill entitled, 'An Act to revise the law relating to defamation, to repeal the Libel and Defamation Act, Chap. 11:16 and for other related matters'.

*(By the Attorney General and Minister of Legal Affairs)*

13. A Bill entitled, 'An Act to enable effect to be given to certain provisions of the Customs Convention regarding Carnets for commercial samples done at Brussels on 1<sup>st</sup> March, 1956 and acceded to on 5<sup>th</sup> January, 1981, the Customs Convention concerning facilities for the importation of goods for display or use at exhibitions, fairs, meetings or similar events done at Brussels on 8<sup>th</sup> June, 1961, and acceded to on 5<sup>th</sup> January, 1981, the Customs Convention on the temporary importation of professional equipment, done at Brussels on 8<sup>th</sup> June, 1961, and acceded to on 5<sup>th</sup> January, 1981 and the Customs Convention on the A.T.A. Carnet for the Temporary Admission of Goods (A.T.A. Convention) done at Brussels on 6<sup>th</sup> December, 1961 and acceded to on 13<sup>th</sup> March, 1981 and for matters connected with those purposes'.

*(By the Minister of Enterprise Development and Foreign Affairs)*

14. A Bill entitled, 'An Act to amend the Gambling and Betting Act, Chap. 11:19 and for matters connected therewith'.

*(By the Minister of Enterprise Development and Foreign Affairs)*

15. A Bill entitled, 'An Act to amend the Betting Levy Board Act, No. 35 of 1989'.

*(By the Minister of Enterprise Development and Foreign Affairs)*

16. A Bill entitled, 'An Act to amend the Trinidad and Tobago Racing Authority Act, Chap. 21:50'.

*(By the Minister of Enterprise Development and Foreign Affairs)*

17. A Bill entitled, 'An Act to provide for the establishment and operation of the National Racing Commission and for matters connected therewith'.

*(By the Minister of Enterprise Development and Foreign Affairs)*

### **PRIVATE BUSINESS**

1. **WHEREAS** the State Enterprises are entrusted with the management of billions of dollars of public monies and other assets; and

**WHEREAS** some of these Enterprises are being managed in such a manner as to deprive citizens of the benefits which should flow from their operations;

**BE IT RESOLVED** that this Honourable House take note of the existence and content of the **Integrated Security Systems Ltd. (ISSL) Report** which was commissioned by Petrotrin; and

**BE IT FURTHER RESOLVED** that this Honourable House accept the Recommendations contained therein; and

**BE IT FURTHER RESOLVED** that this Honourable House direct the Public Accounts (Enterprises) Committee (PA[E]C) to summon Petrotrin to appear before the Committee at the earliest opportunity for the purpose of examining all matters relating to the award of contracts and matters incidental thereto with particular reference to Southwest Soldado (SWS), Sundowner and the Refinery Upgrade Project; and

**BE IT FURTHER RESOLVED** that the Minister of Finance be directed to so augment the Parliamentary budget so as to ensure that all the necessary human and financial resources are available to the Committee, such additional expenditure to be taken up in a supplemental allocation.

*(By the Member for Diego Martin West)*

2. **The debate on the following Motion which was in progress when the House was adjourned on Friday May 25, 2001 will be resumed:**

**WHEREAS** under the Constitution, the people of Trinidad and Tobago have asserted their belief in a democratic society; and

**WHEREAS** the Elections and Boundaries Commission (**EBC**) and an accurate and acceptable Voters List are essential ingredients of the democratic system required for the conduct of free and fair elections; and

**WHEREAS**, following the recent elections, there is considerable disquiet and anxiety in the country with respect to the role of the **EBC** and the state of the Voters List which was utilised during the General Elections of December 11<sup>th</sup> 2000:

**BE IT RESOLVED** that this Honourable House call on the relevant authorities to take steps to review by way of a **Public Commission of Enquiry**, all the actions of the **EBC** in the preparation of the Preliminary and Final Voters Lists which were used on December 11<sup>th</sup> 2000:

**AND BE IT FURTHER RESOLVED** that this House agree that the Government provide, through supplementary allocation, all the necessary financial and other resources to effect an immediate, comprehensive, nationwide voter registration exercise, inclusive of a new voter identification system:

**AND BE IT FURTHER RESOLVED** that this exercise be completed in the shortest possible time with a view to having improved procedures and a revised Voters List available well before any other national election becomes due in Trinidad and Tobago.

*(By the Member for Diego Martin West)*

3. **WHEREAS** a Special Report of the Auditor General of the Republic of Trinidad and Tobago on an Audit into certain areas of Internal Controls of the North-West Regional Health Authority (NWRHA) was referred to the Public Accounts Committee on Friday June 29, 2001:

**BE IT RESOLVED** that this House mandate the Public Accounts Committee to consider the said report as a matter of priority and submit its report and recommendations to this Honourable House by **September 30, 2001**.

*(By the Member for Diego Martin Central)*

**Bills Second Reading:**

1. A Bill entitled, 'An Act for the incorporation of the International Pentecostal Assembly Churches of Trinidad and Tobago and matters incidental thereto'.

*(The Speaker will put the question that the Bill be now read a Second time)*

**J. SAMPSON-JACENT  
CLERK OF THE HOUSE**

*House of Representatives' Secretariat  
The Red House  
PORT OF SPAIN  
September 24, 2001*