



HOUSE OF REPRESENTATIVES OF THE REPUBLIC OF TRINIDAD AND TOBAGO

ORDER PAPER

**THIRTIETH SITTING, FIRST SESSION (2002/2003), EIGHTH PARLIAMENT
FRIDAY JULY 11, 2003 AT 1.30 P.M.**

- (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
 - 1. Annual Administrative Report of the Point Fortin Corporation for the financial year October 01, 2001 to September 30, 2002.
(By the Minister of Trade and Industry)
 - 2. Administrative Report of the Port of Spain Corporation for the financial year December 31, 2002.
(By the Minister of Trade and Industry)
 - 3. Annual Audited Financial Statements of Petroleum Company of Trinidad and Tobago Limited for the Financial year ended September 30, 2002.
(By the Minister of Trade and Industry who will move that the Report be referred to Public Accounts [Enterprises] Committee)
 - 4. Report of the Auditor General of the Republic of Trinidad and Tobago on the Financial Statements of the Princes Town Regional Corporation for the year ended December 31, 1996.
(By the Minister of Trade and Industry who will move that the Report be referred to the Public Accounts Committee)

5. Report of the Auditor General of the Republic of Trinidad and Tobago on the Financial Statements of the Princes Town Regional Corporation for the year ended December 31, 1997.

(By the Minister of Trade and Industry who will move that the Report be referred to the Public Accounts Committee)

6. Report of the Auditor General of the Republic of Trinidad and Tobago on the Financial Statements of the Naparima Bowl Board for the year ended September 30, 2000.

(By the Minister of Trade and Industry who will move that the Report be referred to the Public Accounts Committee)

7. Twenty-fifth Annual Report of the Ombudsman of Trinidad and Tobago for the period January 01, 2002 to December 31, 2002.

(By the Deputy Speaker)

(g) PRESENTATION OF REPORTS FROM SELECT COMMITTEES

(h) QUESTIONS TO MINISTERS

QUESTIONS FOR WRITTEN ANSWER APPEAR IN APPENDIX I

QUESTIONS FOR ORAL ANSWER

Question No. 165 to the Honourable Minister of Community Development and Gender Affairs

(By the Member for Princes Town)

Could the Minister state when will the Self-help Electrification Project (Ref: 121/90) be undertaken at Sookdeo and Junior Trace, Ridge Road, San Pedro and Poole?

(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. **BE IT RESOLVED** that the Senate amendments to the Kidnapping Bill, 2003 listed in Appendix II be now considered.

(By the Minister of National Security and Rehabilitation)

2. **WHEREAS** Section 6(5) of the Extradition (Commonwealth and Foreign Territories) Act, 1985 provides that the Attorney General may be Order, subject to affirmative resolution of Parliament, amend the First Schedule of the said Act;

AND WHEREAS the Attorney General for the purpose of amending the said First Schedule has on the 23rd day of June, 2003 made an Order entitled “The Extradition (Commonwealth and Foreign Territories) (Extradition Offences) Order, 2003”;

AND WHEREAS it is expedient that the Order be now affirmed;

BE IT RESOLVED that the Extradition (Commonwealth and Foreign Territories) (Extraditable Offences) Order, 2003 be now affirmed.

(By the Attorney General)

3. **BE IT RESOLVED** that this House adopt the First Report of the Committee of Privileges for the 2002-2003 Session.

(By the Minister of Legal Affairs)

Bills Second Reading:

1. A Bill entitled, “An Act to amend the Customs Act, Chap. 78:01 and to validate things done thereunder”.

(By the Minister of Finance)

2. **The debate on the following Bill which was in progress when the House was adjourned on Friday April 11, 2003 will be resumed:**

A Bill entitled, “An Act to amend the Summary Courts Act, Chap. 4:20”.

(By the Attorney General)

4. A Bill entitled, “An Act to amend the Constitution by providing for the establishment of a Police Management Authority, and for other related matters”.

(By the Prime Minister and Minister of Finance)

5. A Bill entitled, “An Act to make provision for the efficient management of the Police Service, to consolidate, amend and revise the law relating to the Police Service and for other related matters”.

(By the Prime Minister and Minister of Finance)

6. A Bill entitled, “An Act to establish an independent body to investigate criminal offences involving police officers, police corruption and serious police misconduct and for other related matters”.

(By the Prime Minister and Minister of Finance)

Committee Stage:

1. **The Committee Stage of the following Bill which was adjourned on Friday March 14, 2003 will be resumed:**

A Bill entitled, “An Act to re-enact the Rent Restriction Act, Chap. 59:50 and to validate things done thereunder”.

(By the Minister of Legal Affairs)

PRIVATE BUSINESS

Motions:

1. **The debate on the following Motion which was in progress when the House was adjourned on Friday June 27, 2003 will be resumed:**

WHEREAS Section 4(a) of the Constitution of Trinidad and Tobago preserves the right of the individual to life, liberty, security of the person and enjoyment of property and the right not to be deprived thereof except by due process of law;

AND WHEREAS the Minister of National Security is specifically responsible for formulating policy to deal with the issue of National Security and is a key member of the National Security Council of Trinidad and Tobago which is chaired by the Prime Minister;

AND WHEREAS based on statistical data it is evident that incidents of crime, especially and including the offences of kidnapping and false imprisonment are rising to alarming proportions evidencing the dismal failure of the Government to formulate effective policies to combat crime;

AND WHEREAS the citizens of Trinidad and Tobago are victims of the escalating criminal activity and cannot depend on the Government to provide adequate national security;

BE IT RESOLVED that the present Minister of National Security be removed with immediate effect from his Office;

AND BE IT FURTHER RESOLVED that a Committee be formed comprising persons selected by the Government in consultation with the Opposition to formulate an Action Plan to fight escalating crime in Trinidad and Tobago.

(By the Member for Pointe a Pierre)

2. **The debate on the following Motion which was in progress when the House was adjourned on Friday May 02, 2003 will be resumed:**

WHEREAS more that twenty-six years elapsed since the coming into operation of our Republican Constitution (1976); and

WHEREAS during the said twenty-six years many circumstances have arisen highlighting deficiencies in the Constitution and calling into question the adequacy and/or relevance of many of the provisions thereof; and

WHEREAS there is urgent need to redress the inequity and divisiveness inherent in our first-past-the-post electoral system in a plural society such as ours and which have manifestly militated against the development of a truly cohesive and inclusive society; and

WHEREAS to date there have been several previous Constitution Commissions which have already reported on constitutional reform; and

WHEREAS there have been widespread public calls for constitutional reform to include *inter alia*, electoral reform, political reform and parliamentary reform;

BE IT RESOLVED that a Joint Select Committee of Parliament be established to make recommendations for urgent reform of the Constitution of Trinidad and Tobago and be mandated to receive and consider comments from the public on constitutional reform:

AND BE IT RESOLVED that a non-partisan technical team be established by government in consultation with the Opposition to assist the Joint Select Committee;

AND BE IT FURTHER RESOLVED that the said Joint Select Committee report to Parliament within one year of its first sitting.

(By the Member for Siparia)

*Jacqui Sampson Jacent
Clerk of the House*

*House of Representatives' Secretariat
The Red House
PORT OF SPAIN
July 07, 2003*

APPENDIX

ORDER PAPER/JULY 11, 2003

QUESTIONS FOR WRITTEN ANSWER

Question No. 27 to the Honourable Minister of Labour and Small and Micro Enterprise Development

(By the Member for Nariva)

Would the Minister submit, in writing, a list of the names of persons who secured loans from the National Entrepreneurial Development Company (NEDCO) and state the amount of money loaned to each recipient?

(Answer due by 15.02.2003)

Question No. 74 to the Honourable Minister of Public Utilities and the Environment

(By the Member for Fyzabad)

Could the Minister furnish this House with a list of the addresses and cost of each project done by CEPEP in 2002?

(Answer due by 09.04.2003)

Question No. 100 to the Honourable Minister of Education

(By the Member for Fyzabad)

- (a) Would the Minister list all Elementary and Secondary Schools scheduled to be repaired or renovated in 2003 and the amount of monies to be spent on each?
- (b) Would the Minister list the contractors selected to be engaged for these works?

(Answer due by 01.05.2003)

Question No. 103 to the Honourable Minister of Education

(By the Member for Tabaquite)

Would the Minister provide a list of the repairs undertaken to primary and secondary schools for the year 2002 identifying the name of each contractor and the value of each contract?

(Answer due by 07.05.2003)

Question No. 104 to the Honourable Minister of Education

(By the Member for Tabaquite)

Would the Minister provide a list of the Early Childhood Care and Education Centres constructed over the years 2002 to 2003 indicating the location of each centre, together with the name of each contractor and the value of each contract?

(Answer due by 07.05.2003)

Question No. 106 to the Honourable Minister of Education

(By the Member for Tabaquite)

Would the Minister provide a list of the number of students suspended over the period 2002-2003 identifying the schools involved and indicate the reason(s) for their suspension?

(Answer due by 07.05.2003)

Question No. 107 to the Honourable Minister of Education

(By the Member for Tabaquite)

Would the Minister provide a list of the secondary schools, if any, that have not received the \$1,000.00 book grant for the current school year?

(Answer due by 07.05.2003)

Question No. 108 to the Honourable Minister of Education

(By the Member for Tabaquite)

Would the Minister provide a list of the primary schools that have not received free textbooks for the current school year?

(Answer due by 07.05.2003)

Question No. 109 to the Honourable Minister of Education

(By the Member for Tabaquite)

Would the Minister provide a list of the secondary schools without Mathematics and/or English teachers for the period January 2003 to April 08, 2003?

(Answer due by 07.05.2003)

Question No. 139 to the Honourable Minister of Public Utilities and the Environment

(By the Member for Fyzabad)

- (a) In connection with the rural electrification programme undertaken by T & TEC for the period January 2002 to April, 2003, would the Minister provide the following information:
- (i) a list of the projects and addresses of each;
 - (ii) the works undertaken;
 - (iii) the number of dwelling houses obtaining electricity connection under the programme during the aforementioned period?
- (b) The names of the contractors, the work done by each contractor and the cost of each contract?

Answer due by 10.06.2003

Question No. 141 to the Honourable Minister of Labour and Small and Micro Enterprise Development

(By the Member for Fyzabad)

Would the Minister provide this House with:

- (i) a list of officers employed at the Labour Exchange at Point Fortin from January 2002 to April 2003;
- (ii) a list of persons obtaining employment for the same period through the assistance and referral of the said office;
- (iii) the total number of persons registering for employment per month for the same period;
- (iv) a list of persons who registered for employment and did not obtain employment?

Answer due by 10.06.2003

Question No. 144 to the Honourable Minister of Housing

(By the Member for Fyzabad)

Would the Minister please indicate when will paving and repairs be completed at the National Housing Authority (NHA) Developments at Bay View, Bien Venue, La Romain, and provide:

- (i) the names of contractors employed to do same;
- (ii) the cost of the works to be carried out;
- (iii) the details of works to be undertaken?

Answer due by 10.06.2003

Question No. 147 to the Honourable Minister of Public Utilities and the Environment

(By the Member for Fyzabad)

Would the Minister please provide the list of contractors engaged to install streetlights during January 2002 to April 2003, indicating:

- (i) the number of streetlights installed by each contractor;
- (ii) the amount of monies paid to each contractor and the areas of installation?

Answer due by 10.06 2003

Question No. 149 to the Honourable Minister of Trade and Industry and Minister in the Ministry of Finance

(By the Member for Fyzabad)

With respect to the National Flour Mills (NFM), could the Minister provide the following information:

- (a) the number of vehicles rented in 2002 and cost of same;
- (b) a list of all sponsorship/grants/donations issued by the NFM in 2002 in excess of \$5,000;
- (c) details of foreign travel undertaken by officials of the NFM in 2002 and the cost of same, including airfare, hotel accommodation, entertainment and other costs met by the NFM?

Answer due by 10.06.2003

Question No. 150 to the Honourable Minister of Education

(By the Member for Fyzabad)

With respect to the arrangements for the transport of school children by the Public Transport Service Corporation, would the Minister provide the following information:

- (a) the list of the schools benefiting from such transport arrangements;
- (b) the number of buses and maxi taxis assigned to each school;
- (c) the number of children from each school qualifying for transport;
- (d) the names of providers of the maxi taxis service;
- (e) the monthly cost to the Public Transport Service Corporation of this service?

Answer due to 10.06.2003

Question No. 152 to the Honourable Minister of Planning and Development

(By the Member for Fyzabad)

Could the Minister inform this House the status of the Highway proposed to be built from San Fernando to Point Fortin, indicating:

- (i) proposed cost and commencement date;
- (ii) the consultants and firms engaged to work on this highway?

Answer due by 10.06.2003

Question No. 160 to the Honourable Minister of Education

(By the Member for Barataria/San Juan)

Could the Minister state:

- (a) the names of the companies and directors who were awarded contracts in the School Feeding programme from January 01, 2002 to April 30, 2003?
- (b) the names of the firms engaged to undertake the legal work associated with these contracts?
- (c) Details pertaining to experience in food preparation and food handling of the companies that were awarded contracts?

Answer due by 24.06.2003

Question No. 163 to the Honourable Minister of Finance

(By the Member for Tabaquite)

Could the Minister indicate:

- (a) the name of the Manager of the Agricultural Services Division of the National Maintenance Training and Security Company Limited (MTS)?
- (b) if the position of Divisional Manager was publicly advertised?
- (c) whether a qualified panel of interviewers conducted interviews for the said positions?
- (d) the names of the applicants who were short-listed as well as their rankings and scores?
- (e) whether the employment was in accord with the suitability rankings as recommended by the qualified panel of interviewers?

Answer due by 24.06.2003

Question No. 164 to the Honourable Minister of National Security and Rehabilitation

(By the Member for Princes Town)

Would the Minister provide this House with:

- (a) a list of the names of persons who applied for Presidential Pardon between January 2002 to May 31, 2003;
- (b) the offences for which each person was charged;

(c) the names of the applicants who were granted Presidential Pardon?

Answer due by 10.07.2003

Question No. 167 to the Honourable Minister of Public Utilities and the Environment

(By the Member for Barataria/San Juan)

- (a) Could the Minister indicate the amount of money paid to CEPEP contractors from January 2003 to June 30, 2003, detailing the amount paid to each contractor?
- (b) Could the Minister list the names of all the companies that currently participate in CEPEP and the names of the Directors of these companies?

Question No. 171 to the Honourable Minister of Education

(By the Member for Caroni Central)

Could the Minister state when will the replacement school for the existing Preysal Government School be constructed?

Answer due by 21.07.2003

July 04, 2003

THE KIDNAPPING BILL, 2003

List of amendments made to the above-mentioned Bill
in the Senate on Tuesday June 17, 2003.

**First Column
Clause**

**Second Column
Extent of Amendments**

2

Chap. 81:03

- A. In the definition of “child” insert after the words “adopted daughter” the words “step son or step daughter”.
- B. In the definition of “financial institution” delete the words “established under” and substitute the words “defined in” and add the words “or the Cooperative Society Act” after the word “1993”.
- C. In the definition of “judge” delete the words “Supreme Court of Judicature” and substitute the words “High Court”.

3

- A In subclause (1)-
Delete and substitute the following new subclause:
 - “(1) A person who, for ransom, reward, or for any similar consideration unlawfully leads, takes entices away, abducts, seizes or detains any person without his consent or with his consent obtained by fraud or duress and without lawful excuse such that the person (hereinafter in this Act referred to as the “kidnapped person”) is held, confined, restricted, imprisoned or prevented from returning to his normal place of abode or sent or taken out of Trinidad and Tobago, commits an offence and is liable to imprisonment for not less than twenty-five years”.

**First Column
Clause**

**Second Column
Extent of Amendments**

3 Cont'd

- B. In subclause 2-
- (a) Delete the word “eighteen” and substitute therefor the word “sixteen”.
 - (b) Delete the words, “decoyed, inveigled or, carried off” occurring in lines 3 and 4 and insert a “comma (,)” after the word “confined” in the penultimate line”.

4

- A. Delete the words “at any time” occurring in line 3 and substitute the word “previously”.
- B. Delete the word “4” occurring in line 5 and substitute the word “3”.
- C. Delete the words “or any proceeds thereof has” occurring in line 5 and substitute the word “had”.
- D. Insert after the word “for” occurring in the penultimate line the words “not less than”.

5

- A. In subsection (1)-
 - (a) Delete the words “knowingly negotiates or assists in any negotiation to obtain” and substitute the words “demands or pursues, by negotiation, a demand for”.
 - (b) Insert after the word “ransom” occurring in line 2 the words “reward of other benefit”.
 - (c) Delete the words “a person who has been wrongfully confined” and substitute the words “a kidnapped person”.
 - (d) Insert after the word “for” occurring in line 3 the words “not less than”.
- B. Delete subclause (2).

**First Column
Clause**

**Second Column
Extent of Amendments**

6

- A. Delete clause 6 and substitute the following new clause –

“Disclosure of information 6. A person, who, without reasonable excuse, the burden of proving which shall be on the person relying on it, discloses either orally or in writing or in any other medium to another person, information relating to the accounts held in financial institutions, money or property owned by a third person which the person providing the information knows or ought to know may be used in connection with the kidnapping of that third person or some relative or friend of his, commits an offence and is liable to imprisonment for not less than five years.”

7

- A. In subclause (1)-
- (a) Delete the words “or of a conspiracy to commit or an attempt to commit, or an abetment of the offence by a person”;
 - (b) Insert after the word ‘document’ occurring in line 5 the words “whether in electronic form or otherwise,”.
 - (c) Delete the word “requiring” occurring in line 9 and substitute the word authorising”.

- B. Delete subclause (4).

8

- A In subclause (1) -
- (a) Delete the words “into or” occurring in line 1.

**First Column
Clause**

**Second Column
Extent of Amendments**

8 Cont'd

- (b) Delete the words “under this Act” occurring in line 2 and substitute the words “suspected of having committed or charged with the commission of”.
- (c) Delete the words “or of a conspiracy to commit or an attempt to commit or an abetment of”.
- (d) Insert the words “under this Act” after the word “offence” occurring in line 2.
- (e) Delete the dash after the word “requiring” in line 5 and delete paragraphs (a), (b) and (c) and substitute the words “the manager of a financial institution to give copies of the accounts of, or under the control of, such person or of the spouse or dependent child of such person at the financial institution, where the Director of Public Prosecutions has reason to believe that that information may be relevant to the investigation or proceedings”.

- B. In subclause (2) delete the word “ordered” occurring in line 1 and substitute the words “against whom an order is made”.
- C. In subclause (3) insert after the words “subsection (2)” occurring in line 2, the words “or willfully provides false information with respect to the order referred to in subsection (1)”.

9

- A. In subclause (2)-
 - (a) Insert after the word ‘liable’ occurring in line 3, the words “on summary conviction”.

**First Column
Clause**

**Second Column
Extend of Amendment**

9 Cont'd

(b) Delete the words “fifty thousand” occurring in line 4 and substitute the words “one hundred thousand”.

(c) Delete the words “six months” occurring in line 5 and substitute the words “two years”.

B. Insert after subclause (3) the following new subclause:

“(4) a police officer who receives information pursuant to subsection (1) and does not investigate it or cause it to be investigated in accordance with proper police procedure commits an offence and is liable on summary conviction to a fine of one hundred thousand dollars and to imprisonment for two years”

10

Delete Clause 10.

11
(renumbered 10)

A. In subclause (1) delete the word “discovery” and substitute the word “identification” occurring in the last line.

B. In subclause (2) delete the words “protect the informer from discovery” and substitute the words “to prevent the informer from being identified”.

C. In subclause (3) delete the words “after full inquiry into the case” occurring in line 2.

12
(renumbered 11)

A. Delete the words “for the purposes of a” occurring in line 3 and substitute the words “in any”.

B. Insert after the word “to” occurring in line 5, the words “a fine of one hundred thousand dollars and”.

13
(renumbered 12)

Delete the words “and (3)” occurring in line 1.

**First Column
Clause**

**Second Column
Extent of Amendments**

11,12,13 and 14

Remember clauses 11, 12, 13 and 14 as clauses 10, 11, 12,13 respectively.

14
(renumbered 13)

Insert after the word “ten” the words “wherever it occurs”.

June 23, 2003