



HOUSE OF REPRESENTATIVES

THIRD SESSION
TENTH PARLIAMENT

NO. 9
2012/ 2013

ORDER PAPER

FRIDAY OCTOBER 19, 2012: 1:30 P.M.

PRAYERS

OATH OF ALLEGIANCE OF A NEW MEMBER

ANNOUNCEMENTS BY THE SPEAKER

BILLS BROUGHT FROM THE SENATE

PETITIONS

PAPERS

1. The Provisional Collection of Taxes (Amendment) Order, 2012.
(By the Minister of Finance and the Economy)
2. The Third Report of the Auditor General of the Republic of Trinidad and Tobago on the Financial Statements of the Point Fortin Civic Centre for the year ended September 30, 1999.
(By the Minister of Finance and the Economy who will move that the report be referred to the Public Accounts Committee)
3. The Second Report of the Auditor General of the Republic of Trinidad and Tobago on the Financial Statements of the Diego Martin Regional Corporation for the year ended September 30, 2000.
(By the Minister of Finance and the Economy who will move that the report be referred to the Public Accounts Committee)
4. The Second Report of the Auditor General of the Republic of Trinidad and Tobago on the Financial Statements of the Diego Martin Regional Corporation for the year ended September 30, 2001.
(By the Minister of Finance and the Economy who will move that the report be referred to the Public Accounts Committee)
5. The Report of the Auditor General of the Republic of Trinidad and Tobago on the Financial Statements of the Chaguanas Borough Corporation for the year ended September 30, 2008.
(By the Minister of Finance and the Economy who will move that the report be referred to the Public Accounts Committee)

6. The Report of the Auditor General of the Republic of Trinidad and Tobago on the Financial Statements of the Environmental Management Authority – Environmental Trust Fund for the year ended September 30, 2010.
(By the Minister of Finance and the Economy who will move that the report be referred to the Public Accounts Committee)
7. The Report of the Auditor General of the Republic of Trinidad and Tobago on the Financial Statements of the Regulated Industries Commission for the year ended December 31, 2010.
(By the Minister of Finance and the Economy who will move that the report be referred to the Public Accounts Committee)
8. The Report of the Auditor General of the Republic of Trinidad and Tobago on the Consolidated Financial Statements of the Trinidad and Tobago Unit Trust Corporation for the year ended December 31, 2011.
(By the Minister of Finance and the Economy who will move that the report be referred to the Public Accounts Committee)
9. The Audited Financial Statements of Youth Training and Employment Partnership Programme (YTEPP) Limited for the Financial Year ended September 30, 2009.
(By the Minister of Finance and the Economy who will move that the report be referred to the Public Accounts [Enterprises] Committee)
10. The Financial Statements of the Trinidad and Tobago Solid Waste Management Company Limited for the financial year ended September 30, 2010.
(By the Minister of Finance and the Economy who will move that the report be referred to the Public Accounts [Enterprises] Committee)
11. The Annual Audited Financial Statements of National Enterprises Limited for the financial year ended March 31, 2012.
(By the Minister of Finance and the Economy who will move that the report be referred to the Public Accounts [Enterprises] Committee)
12. The Financial Statements of the Trinidad and Tobago International Financial Centre Management Company Limited for the year ended September 30, 2011.
(By the Minister of Finance and the Economy who will move that the report be referred to the Public Accounts [Enterprises] Committee)
13. The Financial Statements of Trinidad and Tobago Free Zones Company Limited for the financial year ended December 31, 2011.
(By the Minister of Finance and the Economy who will move that the report be referred to the Public Accounts [Enterprises] Committee)
14. The Administrative Report of the Trinidad and Tobago Free Zones Company Limited (TTFZ) for the year ended December 31, 2010.
(By the Minister of Trade, Industry and Investment)

15. The Annual Performance Report of the Trinidad and Tobago Bureau of Standards and its Subsidiary, Premier Quality Services Limited for the year ended September 30, 2010.

(By the Minister of Trade, Industry and Investment)

16. The Administrative Report of the San Fernando City Corporation for the fiscal year 2009/2010.

(By the Minister of Local Government)

17. The Administrative Report of the San Fernando City Corporation for the fiscal year 2010/2011.

(By the Minister of Local Government)

18. The 34th Annual Report of the Ombudsman of the Republic Trinidad and Tobago for the period January to December, 2011.

(By the Deputy Speaker)

19. The Administrative Report of the Ministry of Education for the fiscal year ended September 30, 2011.

(By the Minister of Education)

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

STATEMENTS BY MINISTERS

PERSONAL EXPLANATIONS

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 *Trinidad and Tobago 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, 2012, (hereinafter referred to as "the Order") made under section 3 of the Act, provided for the variation of taxes in the written laws mentioned in the 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 30th day of September, 2013";

AND WHEREAS it is provided by section 7 of the Act that the Order may be added to, varied or otherwise amended by a subsequent Order made under the Act at any time before the Order ceases to have effect;

AND WHEREAS the Order was amended by the Provisional Collection of Taxes (Amendment) Order, 2012 (hereinafter referred to as "the Amendment Order") to provide for the variation of taxes in the written laws mentioned in the Amendment Order to the extent and in the manner set out therein;

AND WHEREAS the Order commenced on the 1st day of October, 2012;

AND WHEREAS the Amendment Order commenced on the 16th day of October, 2012;

AND WHEREAS it is expedient to confirm the Order as amended by the Amendment Order:

BE IT RESOLVED that the Provisional Collection of Taxes Order, 2012 as amended by the Provisional Collection of Taxes (Amendment) Order, 2012 be confirmed.

(By the Minister of Finance and the Economy)

2. **WHEREAS** it is provided by subsection (3) of section 4 of the Elections and Boundaries Commission (Local Government and Tobago House of Assembly) Act (hereinafter referred to as "the Act"), that as soon as may be after the Elections and Boundaries Commission (hereinafter referred to as "the Commission") has submitted a report under paragraph (a) of subsection (1) of section 4 of the Act, the Minister shall lay before the House of Representatives for its approval the draft of an Order by the President for giving effect, whether with or without modifications, to the recommendations contained in the report;

AND WHEREAS the Commission has submitted a report to the Minister in accordance with the provisions of subsection (1) of section 4 of the Act;

AND WHEREAS the draft of an Order entitled the "Elections and Boundaries Commission (Local Government and Tobago House of Assembly) (Tobago) Order, 2012" giving effect to the recommendations of the Commission was laid before the House of Representatives on the 4th day of May, 2012:

BE IT RESOLVED that the draft of the "Elections and Boundaries Commission (Local Government and Tobago House of Assembly) (Tobago) Order, 2012" be approved.

(By the Minister of Local Government)

3. **WHEREAS** it is provided by section 56(1)(a) of the Customs Act, Chap. 78:01 that the House of Representatives may, from time to time, by Resolution provide that any class of goods specified in the Resolution shall be exempt from import duties of Customs if the goods are imported or entered for use by any person for any purpose specified in the Resolution during any period to be fixed by the Minister in each particular case, not being a period terminating later than the date prescribed in the Resolution as the last day on which such exemption shall be operative, and subject to such condition as the Minister may impose:

BE IT RESOLVED that the House of Representatives, in accordance with and subject to the provisions of section 56 of the Customs Act, exempt from import duties of customs the classes of goods imported or entered for use in Trinidad and Tobago for the respective purposes set out in the List of Conditional Duty Exemptions in the Third Schedule to the Customs Act for –

- (a) Approved Agriculture, Livestock, Forestry and Fisheries in Part A, subheading II;
- (b) Approved Hotels in Part A, subheading III;
- (c) Approved Mining Purposes in Part A, subheading IV; and
- (d) Other Approved Purposes in Part A, subheading V, from the date of publication to December 31, 2015.

(By the Minister of Trade, Industry and Investment)

Bills Second Reading:

1. A Bill entitled, “An Act to amend the Births and Deaths Registration Act, Chap. 44:01”.

(By the Minister of Legal Affairs)

2. A Bill entitled, “An Act to amend the Marriage Act, Chap. 45:01”.

(By the Minister of Legal Affairs)

PRIVATE BUSINESS

Motions:

1. **WHEREAS** Section 76(2) of the Constitution specifies *“that the Attorney General shall, subject to section 79, be responsible for the administration of legal affairs in Trinidad and Tobago and legal proceedings for and against the State”*;

AND WHEREAS the Attorney General participated in the presentation to Parliament of the Administration of Justice (Indictable Proceedings) Bill 2011 which contained a clause that created an amnesty for certain legal proceedings [referred to as Section 34];

AND WHEREAS the Attorney General had knowledge of and supported the Government's solemn undertaking to Parliament that no part of the Bill would be brought into force until such time as all supporting rules, administrative and physical infrastructure were in place and stakeholders consulted;

AND WHEREAS in the absence of the discharge of the said undertakings, the Attorney General had knowledge of and/or involvement in the unexpected proclamation of Section 34, thereby prematurely bringing into force an amnesty with consequences for certain legal proceedings involving certain persons;

AND WHEREAS earlier, the Attorney General made certain decisions in an extradition matter involving those said certain persons;

AND WHEREAS as a consequence of this series of developments there is widespread unease, anger, disappointment and a general sense of loss of confidence in the Attorney General among a large cross-section of the national population;

AND WHEREAS the Attorney General has accepted no responsibility for the improper discharge of his constitutional duties:

BE IT RESOLVED that this Honourable House express its strongest disapproval of the flagrant breach of Parliamentary trust by the Attorney General's involvement in the premature proclamation of Section 34;

AND BE IT FURTHER RESOLVED that this Honourable House express its loss of confidence in the Attorney General and call on the Prime Minister to immediately relieve him of the portfolio of Attorney General of Trinidad and Tobago.

(By the Leader of the Opposition)

Jacqui Sampson-Meiguel
Clerk of the House

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PORT OF SPAIN

October 16, 2012