



HOUSE OF REPRESENTATIVES

FOURTH SESSION
TENTH PARLIAMENT

No. 37
2013/ 2014

ORDER PAPER FRIDAY JULY 11, 2014: 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 Report of the Auditor General of the Republic of Trinidad and Tobago on the financial statements of the Accreditation Council of Trinidad and Tobago for fifteen and a half months ended September 30, 2005.

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

2. The Central Bank of Trinidad and Tobago Quarterly Reports for the period December 31, 2011 to March 31, 2014.

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

3. The Annual Report of the Environmental Management Authority for the year 2005.

(By the Minister of Environment and Water Resources)

PRESENTATION OF REPORTS FROM SELECT COMMITTEES

QUESTIONS TO MINISTERS

Questions for Written Answer appear at Appendix I

Questions for Oral Answer

***Question No. 96 to the Minister of the Environment and Water Resources**

(By the Member for La Brea)

Could the Minister state when will the following water courses be cleared of vegetation and debris, deepened, widened as well as reinforced with concrete channel walls:

- i. Lake Canal in La Brea;
- ii. Brea River in Vance River;
- iii. Lorensotte North River;
- iv. Los Charos River;
- v. Salazar Trace River;
- vi. Palo Seco-Erin River?

†Question No. 147 to the Minister of Justice

(By the Member for St. Joseph)

With regard to the four judicial centers being built or going to built in Carlsen Field, Siparia, Trincity and Sangre Grande, could the Minister state:

- a) the name of the design architects;
- b) the cost of their employ;
- c) the estimated costs of the four centers; and
- d) the approximate date of completion of each center?

***Question No. 148 to the Minister of Finance and the Economy**

(By the Member for Diego Martin North/East)

With respect to the property located at the corner of Cadiz Road and Queen's Park East currently occupied by the Apsara and Tamnah Thai Restaurants, could the Minister state:

- A. Whether the NIBTT or NIPDEC has purchased, or has agreed to purchase this property and for what purpose?
- B. If the answer to part A is in the affirmative:
 - i. What was the agreed purchase price?
 - ii. Whether an independent valuation was obtained by either NIBTT or NIPDEC prior to the agreement to purchase;
 - iii. What was the amount of the valuation for the property and who conducted the valuation;
 - iv. What is the land area of the property and what is the floor area of the building on the property?

***Question No. 149 to the Minister of Energy and Energy Affairs**

(By the Member for Diego Martin North/East)

- A. Has the Minister received any report(s) that aggregate used on the Point Fortin Highway Project has been mined or acquired from State or private lands without the necessary approvals from the Ministry of Energy and Energy Affairs?

* On Friday May 09, 2014, Question No. 96 was deferred for two (2) weeks, for a further week on Friday May 23, 2014, for a further two (2) weeks on Friday June 06, 2014 and for a further two (2) weeks on June 25, 2014.

† On Wednesday June 25, 2014, Questions Nos. 147, 148 and 149 were deferred for two (2) weeks.

- B. If the answer to part A is in the affirmative, when were these reports received and what has the Ministry done to address this problem?

***Question No. 136 to the Minister of Planning and Sustainable Development**

(By the Leader of the Opposition)

- A. Have any lands been leased to/offered for lease/being considered to be leased to any person in the Chaguaramas peninsular for agricultural purposes?
- B. If so, can the Minister identify the location or locations, the acreages and the beneficiaries involved?
- C. If any lease has been entered into, what are the terms of such lease and when was Cabinet approval granted for any such lease?
- D. Are there any provisions for residents of Carenage, L'anse Mitan and Pt. Cumana to access agricultural lands in the Chaguaramas area?

***Question No. 162 to the Prime Minister**

(By the Member for Laventille East/Morvant)

With respect to the Prime Minister's recent official visit to China, could the Prime Minister state:

- i. the names of any persons or agency/company, local or foreign who contributed towards the visit to China; and
- ii. the amount contributed by each person/agency/company and for what purpose?

***Question No. 165 to the Minister of Finance and the Economy**

(By the Member of Diego Martin North/East)

Could the Minister state:

- a) the number of employees on payroll at the Central Bank of Trinidad and Tobago as at July 13, 2012;
- b) the number of employees on payroll at the Central Bank as at May 31, 2014; and
- c) how many new employees were hired by the Central Bank between July 13, 2012 and May 31, 2014?

***Question No. 158 to the Minister of the Energy and Energy Affairs**

(By the Member for Point Fortin)

Could the Minister indicate whether:

- a) The Petrotrin-owned barge, the 'Marabella', is operating illegally by virtue of being a single hull vessel and if so, has any international treaty been violated?
- b) Petrotrin intends to replace the aged 'Marabella' vessel?

***Question No. 160 to the Minister of Housing and Urban Development**

* On Friday July 04, 2014, Questions Nos. 136, 162 and 165 were deferred to the next Sitting.

*On Friday July 04, 2014, Questions Nos. 136, 162 and 165 were deferred to the next Sitting.

¥ On Friday July 04, 2014, Questions Nos. 158, 160 and 161 were unanswered and postponed in accordance with S.O. 19(7).

(By the Member for Laventille West)

With respect to the Trou Macaque HDC building which was destroyed by fire in December 2011, could the Minister state:

- a) when will the refurbishment commence;
- b) the name of the contractor selected to carry out the work;
- c) the estimated date of completion; and
- d) the estimated cost of the work?

¥Question No. 161 to the Minister of Housing and Urban Development

(By the Member for Laventille West)

Could the Minister state:

- a) when will fire escape steps be installed at the three HDC buildings at Trou Macaque;
- b) whether a contractor has been selected to do the work and if so, who;
- c) the estimated date for completion; and
- d) the estimated cost of the work?

Question No. 163 to the Minister of Finance and the Economy

(By the Member of Diego Martin North/East)

Could the Minister state:

- a) what system was used by the Central Bank of Trinidad and Tobago between May 1993 and March 2014 to sell and distribute foreign exchange to authorised dealers in Trinidad and Tobago;
- b) when did the Central Bank change the system;
- c) what are the features of the new system; and
- d) why was the system changed?

Question No. 164 to the Minister of Finance and the Economy

(By the Member of Diego Martin North/East)

Could the Minister state:

- a) the names of the authorised dealers that were sold foreign exchange by the Central Bank of Trinidad and Tobago in 2013;
- b) the names of the authorized dealers that were sold foreign exchange by the Central Bank of Trinidad and Tobago in 2014; and
- c) why were these new dealers included in the system in 2014?

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

¥ On Friday July 04, 2014, Questions Nos. 158, 160 and 161 were unanswered and postponed in accordance with S.O. 19(7).

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

PUBLIC BUSINESS

GOVERNMENT BUSINESS

Motions:

1. **BE IT RESOLVED** that the Senate Amendments to the Nurses and Midwives Registration (Amendment) Bill, 2014 listed at Appendix II be now considered.

(By the Minister of Health)

2. **WHEREAS** it is provided by section 14(5) of the Motor Vehicles and Road Traffic Act, Chap. 48:50 (hereinafter referred to as “the Act”) that the President may by Order amend the Fourth Schedule of the Act to exempt the University of the West Indies from the payment of Motor Vehicles Tax in respect of motor vehicles (including agricultural tractors) purchased by the University for its own use and the Order shall have effect from the date of publication in the *Gazette*; and

WHEREAS it is provided by section 14(6), 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 the House of Representatives and the Senate and the 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

WHEREAS the Motor Vehicles and Road Traffic (Amendment) Order, 2014, was made under section 14(5) of the Act, and first published in the *Gazette* on the 13th day of February, 2014; and

WHEREAS it is expedient to confirm the said Order:

BE IT RESOLVED that the Motor Vehicles and Road Traffic (Amendment) Order, 2014 be confirmed.

(By the Minister of Finance and the Economy)

Bills Second Reading:

1. A Bill entitled, An Act relating to the planning and development of land and to repeal and replace the Town and Country Planning Act, Chap. 35:01.

(By the Minister of Planning and Sustainable Development)

2. **The debate on the Second Reading of the following Bill which was in progress when the House adjourned on Friday July 04, 2014 will be resumed:**

A Bill entitled, “An Act to provide for public procurement, and for the retention and disposal of public property, in accordance with the principles of good governance, namely accountability, transparency, integrity and value for money, the establishment of the Office of Procurement Regulation, the repeal of the Central Tenders Board Act, Chap. 71:91 and related matters”.

(By the Minister of Planning and Sustainable Development)

3. **The debate on the Second Reading of the following Bill which was adjourned on Friday June 13, 2014 will be resumed:**

A Bill entitled, “An Act to provide for the creation of offences related to cybercrime and related

matters”.

(By the Minister of National Security)

4. **The debate on the Second Reading of the following Bill which was adjourned on Friday June 13, 2014 will be resumed:**

A Bill entitled, “An Act to provide for the establishment of the Trinidad and Tobago Cyber Security Agency and for matters related thereto”.

(By the Minister of National Security)

5. A Bill entitled, “An Act to amend the Motor Vehicles Insurance (Third-Party Risks) Act, Chap. 48:51”.

(By the Minister of Transport)

6. A Bill entitled, “An Act to amend the Heritage and Stabilisation Fund Act, Chap. 70:09”.

(By the Minister of Finance and the Economy)

7. A Bill entitled, “An Act to amend the Proceeds of Crime Act, Chap. 11:27, the Anti-Terrorism Act, Chap. 12:07 and the Financial Intelligence Unit of Trinidad and Tobago Act, Chap. 72:01”.

(By the Attorney General)

8. A Bill entitled, “An Act to amend the Registration of Deeds Act, Chap. 19:06 and the Real Property Act, Chap. 56:02”.

(By the Minister of Legal Affairs)

9. A Bill entitled, “An Act to provide for the monitoring of prescribed activities and the prevention of the diversion of precursor chemicals and other chemical substances used, or capable of being used, in any type of illicit transaction involving narcotic drugs, psychotropic substances and other drugs or substances having a similar effect and for purposes connected therewith”.

(By the Minister of National Security)

PRIVATE BUSINESS

Motions:

1. **The debate on the following Motion which was adjourned on Friday June 27, 2014 will be resumed:**

WHEREAS the Life Sport Programme of the Ministry of Sport was launched in June 2012 as an initiative of the Ministry of Sport; and

WHEREAS the Minister of National Security stated publicly in May 2014 that alleged gang leaders, and persons of interest to the Police have been hired by the Ministry of Sport as coordinators of the Life Sport Programme; and

WHEREAS a person of interest to the Police has publicly confirmed his engagement in the Life Sport Programme; and

WHEREAS the Minister of National Security stated publicly in May 2014 that the funding of criminals and criminal enterprises by the Life Sport Programme has adversely affected the ability of the country’s security apparatus to control crime; and

WHEREAS the Auditor General has reported serious financial irregularities in the accounts of the Ministry of Sport and/or the Life Sport Programme in the financial years 2012 and 2013:

BE IT RESOLVED that this Honourable House censure the Minister of Sport for facilitating through the Life Sport Programme the funding of criminals and criminal enterprise.

(By the Member for Diego Martin North/East)

2. **The debate on the following Motion which was adjourned on Friday May 23, 2014 will be resumed:**

WHEREAS there have been continuing and unacceptable levels of violent crimes in Trinidad and Tobago; and

WHEREAS the mishandling of the security systems and apparatus of the State have contributed to the spiralling crime rate in Trinidad and Tobago; and

WHEREAS and the Government has been unable to effectively reduce the level of crime in Trinidad and Tobago:

BE IT RESOLVED that this House call on the Government to take immediate steps to deal with the unacceptable crime level facing the citizenry of Trinidad and Tobago.

(By the Member for Port of Spain South)

3. **The debate on the following Motion which was adjourned on Friday April 25, 2014 will be resumed:**

WHEREAS the Water and Sewerage Authority (WASA) has determined that there is to be a Waste Water Treatment plant at the Beetham Water Treatment Estate; and

WHEREAS WASA has passed the process for the selection of a contractor to the National Gas Company (NGC); and

WHEREAS this process has resulted in the NGC selecting a contractor whose price is millions of dollars above the nominal low bidder among competent contractors:

BE IT RESOLVED that the House take note of these developments and call upon the Honourable Prime Minister to immediately stop this award and review the overall circumstances to ensure that the public interest is protected and state resources are not stolen or wasted in the arrangements between WASA and NGC with respect to this water supply project.

(By the Leader of the Opposition)

4. **The debate on the following Motion which was adjourned on Friday November 29, 2013 will be resumed:**

WHEREAS the 2010 Manifesto of the People's Partnership Government was adopted by Cabinet as Government Policy, as stated in the Preface of the Medium Term Policy Framework; and

WHEREAS in such document, within Pillar 2 – Human Development, Inclusivity, Diversity, Wellness and Competitiveness, the Government articulated its intention to improve physical infrastructure of Public Health Care Facilities, and as a priority a new Point Fortin Hospital; and

WHEREAS several announcements have been made to initiate with immediacy, the construction of several health facilities other than the said new Point Fortin Hospital; and

WHEREAS the construction of the Point Fortin Hospital should have commenced in the first quarter of 2013; and

WHEREAS healthcare at the Point Fortin Hospital continues to deteriorate to unacceptable levels, putting at risk the lives of citizens from La Brea to Icacos, and including persons from Fyzabad, Buenos Ayres and environs; and

WHEREAS there is also no adequate local health service for employees of industries within the South Western Peninsula:

BE IT RESOLVED that this Honourable House call upon the Government of Trinidad and Tobago to take immediate steps to begin construction of the new Point Fortin Hospital.

(By the Member for Point Fortin)

5. **The debate on the following Motion which was adjourned on Friday September 27, 2013 will be resumed:**

WHEREAS the Canadian Commercial Corporation (CCC) has confirmed by way of a media release published in two Daily Newspapers in Trinidad and Tobago in June 2013 that the Urban Development Corporation of Trinidad and Tobago (UDeCOTT,) on the recommendation of CCC, signed a contract in February 2013 with SNC-Lavalin to design a Hospital in Penal; and

WHEREAS CCC has also confirmed that the design contract for this Hospital Project was awarded by UDeCOTT to SNC-Lavalin, on the recommendation of CCC, on a sole selective basis without any competitive tendering; and

WHEREAS it is estimated that the construction of this Hospital Project will cost the taxpayers of Trinidad and Tobago approximately TT\$1 Billion; and

WHEREAS SNC-Lavalin is presently embroiled in allegations and findings of irregular payments to public officials, misconduct, corruption and bribery in projects in a number of developing countries:

BE IT RESOLVED that this Honorable House urge the Government to terminate all existing contracts with SNC-Lavalin for this Hospital Project and to cease and desist from entering into any future contractual relationships with SNC-Lavalin or any of its affiliates; and

BE IT FURTHER RESOLVED that the procurement process for this Hospital and all such future Projects in Trinidad and Tobago be subject to open and transparent competitive tendering.

(By the Member for Diego Martin North/East)

6. **WHEREAS** traffic congestion is a very serious and frustrating problem in Trinidad and contributes significantly to inefficiency, road rage, wastage of man hours, unnecessary costs for basic goods and services and poor productivity; and

WHEREAS the former PNM administration sought to alleviate this problem through the design and implementation of a mass transit system and had procured a contractor to implement Phase 1 of this project, i.e. planning, preliminary design and engineering; and

WHEREAS by May 2010 the planning, preliminary design and engineering of a light rail system for Trinidad was virtually complete; and

WHEREAS the present government has abandoned the PNM's light rail project and has not implemented an alternative mass transit system since assuming office; and

WHEREAS traffic congestion is now worse than ever before and delays on the roads in Trinidad have become intolerable:

BE IT RESOLVED that this Honorable House affirm its commitment to the early implementation of an appropriate mass transit system for Trinidad.

(By the Member for Diego Martin North/East)

7. **WHEREAS** the availability and access to swift and affordable justice is an essential requirement in the nation building effort of Trinidad and Tobago and indeed the wider Caribbean; and

WHEREAS the CARICOM region has taken all the necessary steps towards the establishment of the Caribbean Court of Justice which is headquartered in Trinidad and Tobago; and

WHEREAS Trinidad and Tobago had initially indicated its support for and promoted the Caribbean Court of Justice as our final Court of Appeal in complete replacement of the Privy Council:

BE IT RESOLVED that this Honourable House direct the Government of Trinidad and Tobago to take all necessary steps, in the shortest reasonable time, to make the Caribbean Court of Justice in both appellate and original jurisdiction the final Court of Appeal for Trinidad and Tobago.

(By the Leader of the Opposition)

8. **WHEREAS** the economy of the Republic of Trinidad and Tobago has not, for the past (3) years, enjoyed any substantial or appreciative growth, unlike many of our less endowed CARICOM neighbours; and

WHEREAS there has been three (3) consecutive deficit budgets for the same period in spite of higher than budgeted oil and gas prices for most of the past three (3) years; and

WHEREAS the rating agency, Standard and Poor's, has continued to rate certain aspects of economy very favourably; and

WHEREAS these ratings place the Republic, in a strong position to borrow, both locally and externally; and

WHEREAS the Government, through the appropriate agencies, has an obligation to ensure accurate and transparent recording and reporting of public debt and the servicing thereof; and

WHEREAS the Government has a further obligation to facilitate a well-organised domestic capital market; and to monitor the debt portfolio and maintain a debt management strategy that is consistent with a clearly defined monetary policy and fiscal policy:

BE IT RESOLVED that this House call upon the Government to provide in writing within one week of the passage of this resolution:

- a) the status of the State's Public debt;
- b) the debt profile for the short to medium-term; and
- c) the State's ability to monitor, manage and service same.

(By the Member for Port of Spain South)

9. **WHEREAS** a range of social assistance programmes are provided by the Government of Trinidad and Tobago to provide assistance to the poor and indigent in society; and

WHEREAS there is a legitimate expectation that these programmes should be managed and administered in an equitable manner to benefit all who need them; and

WHEREAS there have been numerous reports of the maladministration of social assistance programmes by the Government; and

WHEREAS there are legitimate concerns that social assistance programmes are not being provided to citizens in a transparent, equitable and professional manner:

BE IT RESOLVED that this Honourable House take note of and condemn the Government's failure to manage and administer social assistance programmes in a manner appropriate to achieving the best development of all citizens and the nation.

(By the Member for Diego Martin Central)

10. **WHEREAS** the lack of proper maintenance of sealine operations at Pointe-a-Pierre by the state-owned Petrotrin Company resulted in a major oil spill that severely disrupted the lives of the residents in the coastal zone of La Brea in December 2013; and

WHEREAS the residents of the La Brea coastal zone continue to suffer deterioration of their health and loss of earnings because of the continued occurrence of large amounts of dead fish on the beaches of La Brea; and

WHEREAS Petrotrin is responsible for the indiscriminate dispersal of the Corexit9500 in the shallow coastal waters and on the shore at La Brea, contrary to the guidelines of the National Oil Spill Contingency Plan; and

WHEREAS there is documented evidence that the use of the toxic Corexit9500 and the lack of proper protective clothing and other safety apparatus for those employed in oil spills cleanup has resulted in illnesses known to cause permanent damage to the liver, kidneys, lungs, stomach and in the long term, cancer:

BE IT RESOLVED that this Honourable House call on the Government to:

- i. immediately evacuate and relocate the coastal residents in the La Brea coastal zone;
- ii. design and implement a proper medical monitoring and adequate treatment programme for a minimum of twenty (20) years at no cost to the residents;
- iii. design and implement a proper compensation package for the residents of the La Brea coastal zone; and
- iv. eradicate the very toxic Corexit9500 mixed with Bunker C fuel nodules that are present in the coastal waters of La Brea.

(By the Member for La Brea)

COMMITTEE BUSINESS

Motions:

1. **BE IT RESOLVED** that the House adopt the First Report of the House Committee of the House of Representatives, Fourth Session (2013/2014), Tenth Parliament.

(By the Leader of the House)

Jacqui Sampson-Meiguel
Clerk of the House

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The Port of Spain International Waterfront Centre
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PORT OF SPAIN

July 07, 2014

ORDER PAPER FRIDAY JULY 11, 2014

QUESTIONS FOR WRITTEN ANSWER

Question No. 120 to the Minister of Finance and the Economy

(By the Member for Chaguanas West)

With respect to Caribbean Airlines Limited (CAL), could the Minister please state whether the government is considering any recapitalization plans for CAL, and if so:

- i. the cost of the recapitalization;
- ii. what specifically is this money to be used for;
- iii. how will the recapitalization be financed;
- iv. how would the recapitalization affect shares in CAL owned by the government of Jamaica;
- v. whether the development of the recapitalization plan was commissioned by CAL and if so whether this was put out for tender; and
- vi. the authors and/or proposers of this plan?

(Answer due by 09.05.2014)

Question No. 129 to the Attorney General

(By the Member for Chaguanas West)

For the period May 2010 to present, could the Attorney General provide a detailed breakdown of all legal matters in which the services of Attorney Gerald Ramdeen was retained by the Office of the Attorney General and indicate the cost?

(Answer due by 17.06.2014)

Question No. 130 to the Minister of Finance and the Economy

(By the Member for Chaguanas West)

For the period May 2010 to present, could the Minister provide a detailed breakdown of all legal matters in which the services of Attorney Gerald Ramdeen was retained by State Enterprises and indicate the cost?

(Answer due by 17.06.2014)

Question No. 150 to the Minister of Works and Infrastructure

(By the Member for Point Fortin)

Could the Minister state:

- a) How many persons from the constituency of Point Fortin have been employed to work on the Point Fortin Highway Project to date?
- b) How many contractors from the constituency of Point Fortin have been formally engaged on the Point Fortin Highway Project to date?
- c) With regard to part (b) above, what are the contract dates, amounts and work details?

(Answer due by 02.07.2014)

Question No. 159 to the Minister of Finance and the Economy

(By the Member for Chaguanas West)

With respect to the appointment of Mr. Michael DiLollo as Chief Executive Officer of Caribbean Airlines Limited, could the Minister please state:

- a) The method by which Mr. DiLollo was selected for the position, and
- b) The terms and conditions under which Mr. DiLollo has been engaged, including a list of all benefits and allowances extended to him?

(Answer due by 04.07.2014)

Question No. 166 to the Minister of Finance and the Economy

(By the Member for Diego Martin North/East)

With respect to employees at the Central Bank of Trinidad and Tobago, could the Minister state:

- i. the qualifications and experience of each person employed by the Central Bank between July 13, 2012 and May 31, 2014;
- ii. the selection process and criteria utilized by the Central Bank in each case to employ these people; and
- iii. the position that each such person was placed in, or appointed to when first employed by the Bank, and their current position?

(Answer due by 11.07.2014)

July 07, 2014

The Nurses and Midwives Registration (Amendment) Bill, 2014

List of Amendments made in the Senate during the Committee stage of the Nurses and Midwives Registration (Amendment) Bill, 2014 on Tuesday June 24, 2014.

Clause	Column 2 Extent of Amendment
Long title	A. Delete the word “Advance” and replace with the word “Advanced”; B. Insert the words “Nurse Interns” after the word “Nurses”
Short title	Delete the words “Nurses and Midwives” in the second place where they occur and replace with the words “Nursing Personnel” .
5	A. In the definition of “nursing personnel” delete all the words after the words “practice nurse,” and replace with the words “a registered nurse, a nurse, a nurse intern, a midwife and a nursing assistant;” B. In the definition of “registered nurse” insert after the words “registered nurse” the words “or “nurse”” .
New Clause 5A	Insert after clause 5 the following new clause as follows: “Section 3 5A. The Act is amended in section 3(2) by amended inserting after the words “enrolled as” the words “advanced practice nurses, nurse interns,”.
6	In proposed Section 3A: (a) in subsection (b) delete and substitute the following: “(b) register, enroll, certify or licence nursing personnel in accordance with this Act;” ; (b) in subsection (c), delete the words “enrollment certification and” and substitute the words “enrollment, certification or” ; (c) in subsection (d) delete after the word “nursing” the words “and midwifery” (d) in subsection (g): delete the word “profession” after the word “nursing” and substitute the words “and midwifery professions” ; (e) in subsection (h) delete all the words after the word “competence” and substitute the words “of the nursing personnel” ; (f) in subsection (i) delete the words “and midwifery” and substitute the word “personnel” In proposed Section 3B.- (a) in subsection (a) delete the word “enroll” and substitute the word “enrol” ;

	<p>(b) In subsection (c) insert the word “,” after the words “licences” and the word “applicable”; and</p> <p>(c) in subsection (i) delete the words “monies for”.</p>
7	<p>In proposed section 4 –</p> <p>(i) in the proposed chapeau delete the word “fifteen” and substitute the word “sixteen”;</p> <p>(ii) In paragraph (a)(i) insert after the words “Attorney-at-law” the words “of not less than five years standing”</p> <p>(iii) in paragraph (a)(v) delete the word “Minister” and replace with the word “Ministry”; and</p> <p>(iv) by inserting a new paragraph (c) as follows- “(c) the Chief Nursing Officer or his nominee who shall be an <i>ex officio</i> member.”</p>
9	<p>Delete and substitute the following clause 9:</p> <p>“Section 5 9. The Act is amended in section 5-amended</p> <p>(a) in subsection (1) by deleting the word “members” and substituting the word “member”;</p> <p>(b) In subsection (3) by –</p> <p>(i) deleting the words “(d), (e) or (f) of section 4 (1)” and “(d), (e) or (f)” wherever they occur and substituting the words “section 4(b)” respectively; and</p> <p>(ii) deleting the words “as the case may be” wherever they occur; and</p> <p>(c) by inserting after subsection (7) the following new subsection:</p> <p>“(8) A Committee may co-opt in respect of a matter to be dealt with by the Committee, a suitable person to assist the Committee.”</p>
New Clause 9A	<p>Insert after clause 9 the following new clause:</p> <p>“Section 6 9A. Section 6 of the Act is repealed.”. repealed</p>
Clause 10	<p>In proposed section 8A-</p> <p>(a) in subsection (1) insert after the word “employ” the words “, at such salary and remuneration as the Council may from time to time determine, ”;</p> <p>(b) in subsection (3) –</p> <p>(i) in paragraph (a) insert after the word “Registers” the words “and Rolls”;</p>

12	<p>A. In proposed subsection (2A) delete the word “six” and replace with the word “three”; and</p> <p>B. Delete proposed clauses 16 (2B), (2C), and (2D).</p>
<p>13</p> <p>(New Section)</p>	<p>A. In the proposed new section 16A-</p> <ul style="list-style-type: none"> (a) in subsection (1) insert after the word “Council” the words “for a period of four years in the first instance”; (b) in subsection (3)- <ul style="list-style-type: none"> (i) insert after the word “nurse” the word “intern”; (ii) delete the word “public”; (c) in subsection (4), by deleting the words “the Regional Nursing Body” and substituting the words “ or any other examining body recognized by the Accreditation Council”; (d) delete subsections (6) and (7) and replace with the following: “(6) Where a nurse intern fails the licensing examination after his third attempt, the Council may require him to take a one- year remedial programme before he re-submits himself to a licensing examination.” (e) renumber subsections (8) to (14) as (7) to (13); (f) in renumbered subsection (7) delete the words “(7)” and replace with the words “(6)”; (g) in renumbered subsection (8) delete the words “(7), he shall be issued a” and replace with the words “(6) and the original provisional certificate granted under subsection (1) has expired, he shall be issued another,”; (h) in renumbered subsection (10) delete the words “six months” and replace with the words “three months”; and (i) delete as renumbered, subsections (11), (12) and (13). <p>B. Delete proposed section 16B and replace with the following:</p> <p>“Nurse Intern’s Roll 16B. The Council shall keep for the purposes of this Part, a roll to be known as the “Nurse Intern’s Roll”, on which shall be entered the name of every person who has been issued with a Nurse Intern’s Certificate to practise as a nurse intern in accordance with section 16A.”.</p>
14	<p>A. Renumber paragraphs (a) to (d) as (b) to (e).</p>

	<p>B. Insert a new paragraph (a) as follows:</p> <p style="padding-left: 40px;">“(a) in subsection (1) by inserting-</p> <p style="padding-left: 80px;">(i) after the word “Register” the words “or Roll”; and</p> <p style="padding-left: 80px;">(ii) after the word “registration” the words “or enrollment”.”</p> <p>C. In paragraph (b) as renumbered, in proposed subsection (1A) delete the words “Advance” and “advance” and replace with the word “Advanced” and “advanced” respectively.</p> <p>D. In paragraph (c) as renumbered in proposed subsection (2) –</p> <p style="padding-left: 40px;">(i) insert after the words “fee and any” the word “administrative”;</p> <p style="padding-left: 40px;">and</p> <p style="padding-left: 40px;">(ii) delete the words “on 30th September of each year,” and replace with the words “for three months after it becomes due”;</p>
<p>New Clause 14A</p>	<p>Insert after clause 14 the following new clause:</p> <p>“Section 18 amended 14A. Section 18 of the Act is amended -</p> <p style="padding-left: 40px;">(a) in subsection (1) –</p> <p style="padding-left: 80px;">(i) by inserting after the word “registration” wherever it occurs, the words “or enrollment”;</p> <p style="padding-left: 80px;">(ii) by inserting after the word “registered” the words “or enrolled”;</p> <p style="padding-left: 80px;">(iii) by inserting after the words “17(1)” the words “or the licence issued under section 17(1)A”; and</p> <p style="padding-left: 80px;">(iv) by inserting after the words “deemed to be”, the word “revoked”</p> <p style="padding-left: 40px;">(b) in subsection (2) –</p> <p style="padding-left: 80px;">(i) in paragraph (c) by deleting the word “nurse” and substituting the word “person”;</p> <p style="padding-left: 80px;">(ii) in paragraph (d) by deleting the words “to a nurse” and substituting the words “of the profession of nursing”;</p> <p style="padding-left: 80px;">(iii) in paragraph (f) by inserting after the word “registration” the words “or enrollment”; and</p> <p style="padding-left: 80px;">(iv) in the closing words, by inserting after the word “registered” the words “or enrolled”; and</p> <p style="padding-left: 40px;">(c) in subsection (3) by inserting after the word “registration” the words “or enrollment”.”</p>

15	<p>Delete and replace with the following:</p> <p>“ 15. The Act is amended by repealing section 19 and substituting the following:</p> <p>“Falsely conveying impression of being registered 19. (1) A person who, not being registered or enrolled under this Part, or who during any period when his certificate of registration or enrollment has been suspended or cancelled or is deemed to have been suspended, takes or uses the name or title of “advanced practice nurse”, “registered nurse”, “nurse” or “nurse intern” whether alone or in combination with any other words or letters, or any name, title, addition, description, uniform or badge implying or calculated to convey the impression that he is registered or enrolled under this Part, or is recognized by law as an advanced practice nurse, a registered nurse, a nurse or a nurse intern, commits an offence.</p> <p>(2) A person who, not being registered or enrolled under this Part or, who during any period when his certificate or registration or enrollment issued under this Part has been suspended or cancelled, practises as an advanced practice nurse, a registered nurse, nurse, or a nurse intern commits an offence and is liable on summary conviction to a fine of ten thousand dollars and for imprisonment for two years. ”.</p>
16	<p>A. in proposed subsection (2), delete the word “nurse” and substitute the word “midwife”;</p> <p>B. delete proposed subsections (3), (5), (6) and (7).</p>
New clause 16A	<p>Insert after clause 16 the following new clause:</p> <p>“New section 21A inserted 16A. The Act is amended by inserting after section 21, the following new section:</p> <p>“Review by Permanent Secretary 21A. (1) Where three months have elapsed since an application was submitted to the Council, pursuant to sections 16, 16A and 21 and no decision has been given to the applicant, the applicant who feels aggrieved, may file a</p>

	<p>complaint with the Permanent Secretary .</p> <p>(2) The Permanent Secretary shall cause the matter to be investigated within six weeks of receipt of the complaint.</p> <p>(3) Upon receipt of the report of the investigation under subsection (2), the Permanent Secretary shall forward the report to the Council requesting that action be taken on the complaint within one month thereafter.</p> <p>(4) For the purposes of this section, “Permanent Secretary” means the Permanent Secretary in the Ministry with responsibility for health.”.</p>
17	<p>In paragraph (a), in proposed subsection 22(2)-</p> <p>(i) insert after the words “fee and any” the word “administrative”; and</p> <p>(ii) delete the words “certificate or” wherever they occur.</p>
22	<p>Delete Clause 22 and substitute with the following:</p> <p>22. The Act is amended by inserting after section 32, the following new section:</p> <p>“Part III 32A. The Act is amended in Part III, by deleting the amended words “she”, “her” and “herself” wherever they occur and substituting the words “he”, “his” and “himself” respectively.” .</p>
New clauses 24 and 25	<p>Insert after clause 23, the following new clauses and renumber clauses 24 to 28 as clauses 26 to 30 respectively:</p> <p>“ Section 38 amended 24. The Act is amended in section 38-</p> <p>(a) in subsection (1) by inserting after the words “his name”, the words “on the Register of Advanced Practice Nurses,”;</p> <p>(b) in subsection (1) by deleting the words “registration as a” and substituting the words “registration as an advanced practice nurse,”; and</p> <p>(c) in subsection (2) by-</p> <p>(i) inserting after the words “enrolled as a” the words “nurse intern or as a”;</p> <p>(ii) inserting after the words</p>

	<p>“removed from the” the words “Roll of Nurse Interns or the”; and (iii) by deleting the words “Secretary” and substituting the word “Registrar”.</p> <p>Section 39 amended</p> <p>25. The Act is amended in section 39 by deleting the word “nurse” wherever it occurs and substituting the words “advanced practice nurse, nurse or nurse intern.”.</p>
Clause 25A inserted	<p>Insert after clause 25, the following new clause:</p> <p>“Section 40 amended</p> <p>25A. The Act is amended in section 40 by-</p> <p>(i) inserting after the word “nurses”, the words “, nurse interns,”; and</p> <p>(ii) by deleting the word “or” occurring before the word “midwives”.</p>
Renumbered Clause 26	<p>A. Delete clause 26 as renumbered and replace with the following:</p> <p>“Section 41 amended</p> <p>26. The Act is amended in section 41-</p> <p>(a) in subsection (1) by deleting the words “Council may with approval of the Minister” and substituting the words “Minister may in consultation with the Council”;</p> <p>(b) in subsection (2) –</p> <p>(i) by deleting the words “the Council may, with the approval of the Minister, make Rules and” and substituting the words “the Minister may in consultation with the Council, make”;</p> <p>(ii) by inserting after paragraph (a), the following paragraph: “(aa) prescribing the conditions under which persons may be registered as advanced practice nurses;”</p> <p>(iii) by inserting after paragraph (b), the following paragraph;</p>

	<p>“(ba) prescribing the standards for continuous education and training of advanced practice nurses, nurses and midwives;”;</p> <p>(iv) in paragraph (d) by deleting the word “nurses” and substituting the words “advanced practice nurses, nurses or nurse interns”;</p> <p>(c) by inserting after subsection (3) the following new subsections:</p> <p>“ (4) The Minister in consultation with the Council may by regulations, prescribe the qualifications and experience required and the scope of practice for the advanced practice nurses.</p> <p>(5) Regulations made under subsection (4) shall be subject to affirmative resolution of Parliament.”.”</p>
Renumbered Clause 27	<p>Delete clause 27 as renumbered and substituting the following:</p> <p>“ Section 44 27. The Act is amended in section 44-amended</p> <p>(a) by inserting before the words “Register of Nurses,” the words “Register of Advanced Practice Nurses,”; and</p> <p>(b) by deleting after the words “Register of Nurses,” the words “or to”;</p> <p>(c) by inserting after the words “Register of Midwives,” the words “the Roll of Nurse Interns”; and</p> <p>(d) by deleting all the words appearing after the word “therefrom”.</p>

Renumbered Clause 28	<p>In the proposed amendment to section 47, insert after paragraph (b) the following paragraph:</p> <p>“(ba) the Roll of Nurse Interns;”</p>
Renumbered Clause 29	<p>Delete clause 29 as renumbered and substitute the following:</p> <p>“ Section 29. The Act is amended in section 48 by – 48 amended (i) deleting the word “nurses” and substituting the words “advanced practice nurses, nurses or nurse interns; and (ii) deleting the words “or by” occurring before the word “midwives”.</p>
Renumbered Clause 30	<p>Delete and replace with the following:</p> <p>“Section 49 30. The Act is amended by deleting section 49 amended and substituting the following new section:</p> <p>“Registrar to 49. Where the application of any give notice of person for registration or enrollment refusal of has been refused by the Council or application where any order has been made for for the removal of the name of any registration person from the Register or Roll or or of order of the suspension of any person removal or registered or enrolled under this Act, suspension the Registrar of the Council shall from give notice forthwith of that fact to Register. the person concerned”.</p>
New clause 31	<p>Insert after clause 30 as renumbered, the following new clause and renumber clauses 29 to 31 as clauses 32 to 34:</p> <p>“Section 50 31. The Act is amended in section 50 - amended (a) in subsection (1), by deleting the words –</p> <p>(i) “three hundred dollars” and substituting the words “five thousand dollars”;</p> <p>(ii) “four months” and substituting the words “one year”;</p> <p>(iii) “seven hundred and fifty dollars” and substituting the words “ten thousand dollars”; and</p> <p>(iv) “twelve months” and substituting the words “two years”; and</p>

	<p>(b) in subsection (2), by deleting the words –</p> <p>(i) “three hundred dollars” and substituting the words “five thousand dollars”; and</p> <p>(ii) “three months” and substituting the words “six months”.”.</p>
Renumbered 32	<p>A. In proposed section 51A insert after the words “registered to practise” and the words “country, to practise” the words “advanced practice nursing,”;</p> <p>B. In proposed section 51B –</p> <p>(a) insert after the words “Minister” the words “in consultation with the Council”;</p> <p>(b) insert after the words “to practise” the words “advanced practice nursing,”.</p>
New Clause 32A	<p>Insert after renumbered clause 32, the following new clause:</p> <p>“Section 52 amended 32A. The Act is amended in section 52-</p> <p>(a) in subsection (1) by deleting all the words after the word “Court” and substituting the word “.”; and</p> <p>(b) in subsection (2)-</p> <p>(i) by deleting the words “other moneys payable under this Act” and substituting the words “monies other than those specified under subsection (1)”; and</p> <p>(ii) by inserting after the word “fees,” the word “administrative”.”.</p>
Renumbered Clause 33	<p>A. In paragraph (a) delete the word “; and”</p> <p>B. In paragraph (b) delete the word “.” and replace with the word “;”;</p> <p>C. Insert after paragraph (b) the following new paragraphs:</p> <p>“(c) deleting the words “enroled”, and “enrolment” wherever they occur and substituting the words “enroll”, “enrolled” and “enrollment” respectively; and</p> <p>(d) deleting the word “Secretary” wherever it occurs and substituting the word “Registrar”.”.</p>
Renumbered	Delete the words “and Midwives” in the second place where they occur and replace

Clause 34	with the word “Personnel” .
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Senate Secretariat
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