



HOUSE OF REPRESENTATIVES

FIFTH SESSION
TENTH PARLIAMENT

NO. 14
2014/2015

ORDER PAPER

FRIDAY DECEMBER 5, 2014: 1:30 P.M.

PRAYERS

OATH OR AFFIRMATION

ANNOUNCEMENTS BY THE SPEAKER

BILLS BROUGHT FROM THE SENATE

PETITIONS

PAPERS

1. The Annual Report on the Operations of the National Insurance Board of Trinidad and Tobago (NIBTT) for the year ended June 30, 2014.

(By the Minister of Finance and the Economy)

2. The Annual Report (2012/2013) on the Telecommunications Authority of Trinidad and Tobago for the period October 1, 2012 to September 30, 2013.

(By the Minister of Science and Technology)

3. The Ninety-Ninth Report of the Salaries Review Commission of the Republic of Trinidad and Tobago on the determination of the salary and other Terms and Conditions of Service of the offices of Director and Deputy Director of the Electronic Monitoring Unit.

(By the Deputy Speaker)

4. The One Hundredth Report of the Salaries Review Commission of the Republic of Trinidad and Tobago on the review of salary and other Conditions of Service to be applicable to the office of the Lay-assessor, Equal Opportunity Tribunal.

(By the Deputy Speaker)

REPORTS FROM COMMITTEES

PRIME MINISTER'S QUESTIONS

URGENT QUESTIONS

QUESTIONS ON NOTICE

Questions for Written answer appear in Appendix II

Questions for Oral Answer

Question No. 10 to the Minister of Energy and Energy Affairs

(By the Member for La Brea)

- A. What is the status of insurance coverage for the operation of all the units/plants at the Pointe-a-Pierre refinery?

Question No. 11 to the Minister of Energy and Energy Affairs

(By the Member for La Brea)

- A. How soon will the defects of the Alkylation and Acid Unit be completed?
B. What is the name of the contractor who built the Alkylation and Acid Unit?
C. What was the amount paid to the contractor for the Alkylation and Acid Unit Project?

Question No. 12 to the Minister of Energy and Energy Affairs

(By the Member for La Brea)

When will the retirees from Trinidad Tesoro, Trintopec and Petrotrin receive their pension upgrade in accordance with the agreement signed between Petrotrin or its predecessors and the relevant Trade Unions?

Question No. 23 to the Minister of Works and Infrastructure

(By the Member for Arouca/Maloney)

Could the Minister state:

- A. The number of infrastructure projects done by the URP in the constituency of Arouca/Maloney for the period 2012 to present;
B. The location of each infrastructure project;
C. The name of the contractors for each infrastructure project;
D. The cost of each infrastructure project;
E. The start date and end date of each infrastructure project?

Question No. 25 to the Minister of Sport

(By the Member for Arouca/Maloney)

Could the Minister state:

- a) The number of non-profit institutions that received funding from the Ministry of Sport for the period 2010 to present;
b) The names of the non-profit institutions;

Question No. 26 to the Minister of the People and Social Development

(By the Member for Arouca/Maloney)

Could the Minister state:

- a) Whether there are street dwellers housed at Transformed Life Ministries on behalf of the Ministry;
b) The cost of housing each client there;

- c) The total sum of money paid by the Ministry to Transformed Life Ministries for housing the street dwellers during the period 2011 to present?

Question No. 28 to the Minister of Education

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

- a) How many of the UTT secondary specialization graduates have, to date, been upgraded from the primary school system to Teacher 1 (Secondary)?
- b) What is the timeline for all these secondary specialization graduates to be upgraded to Teacher 1 (Secondary)?
- c) What is the status of the creation of positions of Special Education Teacher for each school as recommended by the Miskey Witt Report?

Question No. 29 to the Minister of Works and Infrastructure

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

Could the Minister state when the following bridges in the Constituency of Port of Spain North/St. Ann's West will be rehabilitated:

- a) The bridge at the end of Cascade Main Road near to Carlton Savannah Hotel and leading onto St. Ann's Main Road;
- b) The bridge at the other end of Cascade Main Road near to Massy Stores (formerly Hi-Lo) and leading onto St. Ann's Main Road?

Question No. 30 to the Minister of National Security

(By the Member for St. Ann's East)

- A. When will better accommodation be sought for the officers of the Maracas Bay Police Station?
- B. What is the target date for the commencement of works on the Maracas Bay Police Station?
- C. What is the target date for completion?

Question No. 31 to the Minister of Tourism

(By the Member for St. Ann's East)

- A. When is work expected to commence on the Las Cuevas Bay Beach facilities?
- B. When will works resume on the Fort Abercromby Tourism Project?

Question No. 32 to the Minister of Public Utilities

(By the Member for St. Ann's East)

Could the Minister state the target dates for the lighting of the Gasparillo Recreation Ground and the Brian Lara Recreation Grounds in Santa Cruz?

Question No. 40 to the Minister of Tourism

(By the Member for Laventille West)

- A. Could the Minister confirm whether a delegation of the Ministry of Tourism travelled to Argentina at any time over the period May 10 – September 10, 2014;
- B. If the answer to part (A) is in the affirmative, could the Minister state:
- i. the names of the persons who were part of the delegation

- ii. the purpose of the travel;
- iii. who approved the travel;
- iv. whether the aircraft for this trip was chartered and if so, at what cost;
- v. the breakdown of expenditure associated with the trip.

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

PUBLIC BUSINESS

GOVERNMENT BUSINESS

Motions:

1. **BE IT RESOLVED** that the Senate amendments to the Constitution (Amendment) Bill, 2014 listed in the Appendix I be now considered.

(By the Prime Minister)

2. **BE IT RESOLVED** that this House consider the findings and recommendations in the 36th Annual Report of the Ombudsman.

(By the Leader of the House)

3. **BE IT RESOLVED** that the Police Service (Amendment) Regulations, 2014 be approved.

(By the Minister of National Security)

4. **WHEREAS** it is provided by section 53 of the Children's Community Residences, Foster Care and Nurseries Act, 2000 (hereinafter referred to as "the Act") that the Children's Authority of Trinidad and Tobago may with the approval of the Minister of Gender, Youth and Child Development, make Regulations in respect of the imposition of requirements as to the accommodation and equipment to be provided in residences, foster homes and nurseries, medical arrangements to be made for protecting the health of the children in community residences and foster homes, the provision of information to the Children's Authority of Trinidad and Tobago by the Managers as to the facilities provided for the parents or guardians of children in community residence and foster homes to visit and communicate with the children and where not so provided to authorise the Authority to give directions as to the provisions of such facilities, and all such other matters and things as may appear necessary or expedient or are required to be prescribed for effectively carrying into operation the provisions of the Act;

AND WHEREAS it is provided by section 53(2), that Regulations made under the Act shall be subject to affirmative resolution of Parliament;

AND WHEREAS the Children's Authority has on the 14th day of November, 2014 made the Foster Care Regulations, 2014;

AND WHEREAS the Minister of Gender, Youth and Child Development has on the 18th day of November, 2014 approved the Foster Care Regulations, 2014;

AND WHEREAS it is expedient that the Foster Care Regulations, 2014 now be affirmed:

BE IT RESOLVED that the Foster Care Regulations, 2014 be approved.

(By the Minister of Gender, Youth and Child Development)

5. **WHEREAS** it is provided by section 53 of the Children’s Community Residences, Foster Care and Nurseries Act, 2000 (hereinafter referred to as “the Act”) that the Children’s Authority of Trinidad and Tobago may with the approval of the Minister of Gender, Youth and Child Development, make Regulations in respect of the management of any community residence and discipline of the children therein, and to prescribe the punishment for all offences committed against the rules or discipline of any community residence, the imposition of requirements as to the accommodation and equipment to be provided in residences, foster homes and nurseries, medical arrangements to be made for protecting the health of the children in community residences and foster homes, the provision of information to the Children’s Authority of Trinidad and Tobago by the Managers as to the facilities provided for the parents or guardians of children in community residence and foster home to visit and communicate with the children and where not so provided to authorise the Authority to give directions as to the provisions of such facilities, and all such other matters and things as may appear necessary or expedient or are required to be prescribed for effectively carrying into operation the provisions of the Act;

AND WHEREAS it is provided by section 53(2), that Regulations made under the Act shall be subject to affirmative resolution of Parliament;

AND WHEREAS the Children’s Authority has on the 14th day of November, 2014 made the Community Residences Regulations, 2014;

AND WHEREAS the Minister of Gender, Youth and Child Development has on the 18th day of November, 2014 approved the Community Residences Regulations, 2014;

AND WHEREAS it is expedient that the Community Residences Regulations, 2014 now be affirmed:

BE IT RESOLVED that the Children’s Community Residences Regulations, 2014 be approved.

(By the Minister of Gender, Youth and Child Development)

6. **WHEREAS** it is provided by section 50 of the Children’s Authority Act, Chap. 46:10 (hereinafter referred to as “the Act”) that the Children’s Authority of Trinidad and Tobago may with the approval of the Minister of Gender, Youth and Child Development, make Regulations in respect of matters which are required to be prescribed under the Act and for the purpose of giving effect to the provisions of the Act;

AND WHEREAS it is provided by section 50(2), that Regulations made under the Act shall be subject to affirmative resolution of Parliament;

AND WHEREAS the Children’s Authority has on the 14th day of November, 2014 made the Children’s Authority Regulations, 2014;

AND WHEREAS the Minister of Gender, Youth and Child Development has on the 18th day of November, 2014 approved the Foster Care Regulations, 2014;

AND WHEREAS it is expedient that the Children’s Authority Regulations now be affirmed:

BE IT RESOLVED that the Children's Authority Regulations, 2014 be approved.

(By the Minister of Gender, Youth and Child Development)

Bills Second Reading:

1. **The debate on the Second Reading of the following Bill which was in progress on Wednesday November 19, 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)

2. A Bill entitled, "An Act to give effect to the Partial Scope Trade Agreement between the Republic of Trinidad and Tobago and the Republic of Panama and for related matters".

(By the Minister of Trade, Industry, Investment and Communications)

3. 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)

4. A Bill entitled, "An Act to repeal and replace the Trade Marks Act, Chap. 82:81 and to provide for the law relating to trade marks and related matters".

(By the Minister of Legal Affairs)

5. A Bill entitled, "An Act to establish a Motor Vehicles Authority for the registration, licensing and regulation of motor vehicles and drivers, the regulation of road use and for matters connected thereto".

(By the Minister of Transport)

6. A Bill entitled, "An Act to amend the Adoption of Children Act, 2000".

(By the Minister of Gender, Youth and Child Development)

PRIVATE BUSINESS

Motions:

1. **The debate on the following Motion which was adjourned on Friday November 28, 2014 will be resumed:**

WHEREAS the security and well-being of Trinidad and Tobago are threatened by an Ebola epidemic that has affected multiple countries;

AND WHEREAS the implementation of effective measures against Ebola is critical to the future of Trinidad and Tobago;

AND WHEREAS the Government has failed to sufficiently prepare this nation to properly prevent and manage Ebola infections:

BE IT RESOLVED that this House direct the Government to initiate a comprehensive National Response to protect the people of Trinidad and Tobago from the Ebola virus.

(By the Member for Diego Martin Central)

2. **WHEREAS** the lack of proper maintenance of sea line operations at Pointe-a-Pierre by PETROTRIN 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 very toxic Corexit 9500 in shallow coastal waters and 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 Corexit 9500 and the lack of proper safety apparatus for those employed in oil spill cleanup has resulted in illness 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 zone residents of La Brea;
- ii. Design and implement a proper medical programme with monitoring and adequate treatment for a minimum of twenty (20) years at no cost to residents;
- iii. Design and implement a proper compensation package for residents of the La Brea coastal zone; and
- iv. Eradicate the very toxic Corexit 9500 mixed with Bunker C fuel nodules that are present in the coastal waters of La Brea.

(By the Member for La Brea)

*Jacqui Sampson-Meiguel
Clerk of the House*

*House of Representatives' Secretariat
The Port of Spain International Waterfront Centre
Level 3, Tower D
1 A Wrightson Road
PORT OF SPAIN
December 1, 2014*

The Constitution (Amendment) Bill, 2014

List of Amendments made in the Senate at the Committee Stage of the
Constitution (Amendment) Bill, 2014

First Column	Second Column
Clause	Extent of Amendment
6	<p>A. In the proposed section 49B-</p> <ul style="list-style-type: none"><li data-bbox="701 709 1385 772">(a) In subsection (2)(a), delete the words “three years” and substitute the words “two years and six months”;<li data-bbox="701 814 1369 848">(b) Insert after subsection (2), the following subsections:<ul style="list-style-type: none"><li data-bbox="727 882 1401 1016">“(3) The Elections and Boundaries Commission shall, within two weeks from the date that an application is received under subsection (1), cause notice of the application to be-<ul style="list-style-type: none"><li data-bbox="867 1050 1401 1184">(a) published in the <i>Gazette</i>, at least two newspapers in daily circulation in Trinidad and Tobago and on its website; and<li data-bbox="867 1192 1401 1327">(b) made available for inspection and signature at the place or places designated in the notice and during the times specified in the notice.<li data-bbox="760 1360 1401 1768">(4) A notice published under subsection (3) shall-<ul style="list-style-type: none"><li data-bbox="867 1428 1401 1528">(a) designate the place or places at which the application is available for signature; and<li data-bbox="867 1537 1401 1768">(b) state that the application shall be made available for inspection and signature between the hours of 8.00 a.m. and 4.00 p.m. for a period of twenty-one days from the date of its first publication in a newspaper, including Saturdays and Sundays, but not on public holidays.”;

First Column

Second Column

Clause

Extent of Amendment

6

- (c) Delete subsections (5) and (6) and renumber subsections (3) and (4) as (5) and (6), respectively;
- (d) In the renumbered subsection (5), in paragraph (a), delete the words “ten per cent” and substitute the words “twenty per cent”;
- (e) In the renumbered subsection (6) –
 - (i) delete the words “three years” and substitute the words “two years and six months”; and
 - (ii) delete the words “signatures in”;
- (f) In subsection (7) –
 - (i) delete from the word “-” to the words “(b)”; and
 - (ii) delete the words “ten per cent” and substitute the words “twenty per cent”;
- (g) In subsection (8)(b), delete the words “Form No. 3” and substitute the words “Form No. 2”; and
- (h) In subsection (11), delete the words “Form No. 4” and substitute the words “Form No. 3”.

B. In section 49C(7), delete the words “Form No. 4” and substitute the words “Form No. 3”.

8

A. Insert after the words “is amended”, the following:

“ _

- (a) in subsection (1), by deleting the words “The election” and substituting the words “Subject to subsections (3), (4), (5), (6) and (7), the election”; and
- (b) ”.

First Column

Second Column

Clause

Extent of Amendment

8

B. In the proposed subsection (4) –

- (a) delete the word “Where” and substitute the words “Subject to subsections (5), (6) and (7), where”; and
- (b) delete the words “those candidates who earned the highest and” and substitute the words “the candidate who earned the highest and the candidate who earned the”.

C. Insert after the proposed subsection (4), the following subsection:

“ (5) A candidate, other than a candidate referred to in subsection (4) -

- (a) who earns at least twenty-five per cent of the votes cast in a first poll; and
- (b) whose votes fall within a margin of five per cent of the votes earned by-
 - (i) the candidate obtaining the second highest number of votes; or
 - (ii) the two candidates who earned the highest number of votes, in the event of an equality of votes between those two candidates,

may contest the supplementary poll.

(6) Notwithstanding subsection (3), where a supplementary poll is held among three or more candidates, the candidate who obtains the highest number of votes shall be declared the candidate having the highest number of votes to be elected under subsection (1).

(7) For the avoidance of doubt, where there is an equality of votes between two candidates obtaining the highest number of votes and no other candidate earns twenty-five per cent or more of the votes, the supplementary poll shall be held between those candidates.”.

First Column
Clause

Second Column
Extent of Amendment

- 10 In the proposed Fourth Schedule:
- (a) Delete the words “[Sections 49B(1), (6), (8)(b) and (11) and 49C(7)]” and substitute the words “[Sections 49B(1), (8)(b) and (11) and 49C(7)]”;
 - (b) In the proposed Form No. 1, delete the words “ten per cent” and substitute the words “twenty per cent”; and
 - (c) Delete the proposed Form No. 2 and renumber Form No. 3 and Form No. 4 as Form No. 2 and Form No. 3, respectively.
- 11 A. In the Schedule, in paragraph (b)(ii), in the proposed section 33(3)(b)(i)(B), delete the words “of the first poll” and substitute the words “on which the results of the first poll are declared in writing by the Returning Officer”.
- B. In the proposed amendment to rule 101 of the Election Rules-
- (a) Delete subrule (1)(b)(ii) and substitute the following:
 - “ (ii) that a supplementary poll shall be held within fifteen days-
 - (A) between those candidates who earned the highest and second highest number of votes;
 - (B) where there is an equality of votes between two candidates obtaining the highest number of votes, between those two candidates; or
 - (C) among the candidates referred to in sub-subparagraphs (A) or (B) and any other candidate-who earned at least twenty-five per cent of the votes and whose votes fall within a margin of five per cent of the votes earned by the candidate obtaining the second highest number of votes or the candidates referred to in sub-subparagraph (B),”;

**First Column
Clause**

**Second Column
Extent of Amendment**

11

(b) in subrule (17), delete the words “or (c)”; and

(c) delete subrule (18) and insert the following rule:

“(18) Where a recount-

(a) under subrule (16)(b) results in an equality of votes among three or more candidates; or

(b) under subrule (16)(c) does not result in-

(i) one candidate obtaining the most votes and one other candidate obtaining the second most votes; and

(ii) one candidate obtaining more than fifty percent of the votes,

the Chief Election Officer shall so certify to the Returning Officer who shall declare the poll void and a new poll shall, as soon as possible, be held in accordance with these Rules.”.

C. In the proposed amendments to the Election Rules, renumber paragraphs (r) to (t) as paragraphs (s) to (u) and insert after paragraph (q), the following paragraph:

“(r) renumber rule 105 as rule 105(1) and insert thereafter the following subrule:

“(2) Notwithstanding subrule (1), where a supplementary poll is to take place following the first poll of a general election, the Returning Officer (shall maintain custody of the unit registers of electors together with the keys of the binders, the register of special electors and the relevant files of answers to questions after the first poll and shall, within seven days after the supplementary poll, return them to the Registration Officers from whom he received the same; and the Registration Officers shall give to the Returning Officer a receipt for the same.”.

**Senate Secretariat
August 29, 2014**

ORDER PAPER FRIDAY DECEMBER 5, 2014

QUESTIONS FOR WRITTEN ANSWER

Question No. 20 to the Minister of Planning and Sustainable Development

(By the Member for LaBrea)

Could the Minister provide a detailed status report on each of the five growth poles identified for opening of new economic spaces, including a listing of the planned construction activities of each growth pole which have commenced?

(Answer due by 03.12.2014)

December 1, 2014