



HOUSE OF REPRESENTATIVES

FIFTH SESSION
TENTH PARLIAMENT

NO. 18
2014/2015

ORDER PAPER

FRIDAY JANUARY 30, 2015: 1:30 P.M.

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INTRODUCTION OF BILLS

1. The Bail (Amendment) Bill, 2015.

(By the Attorney General)

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)

Bills Second Reading:

1. 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)
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 National Trust of Trinidad and Tobago Act, Chap. 40:55”.
(By the Minister of National Diversity and Social Integration)
4. 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)
5. 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)

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
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PORT OF SPAIN*

January 26, 2015

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="701 672 1385 739">(a) In subsection (2)(a), delete the words “three years” and substitute the words “two years and six months”;<li data-bbox="701 772 1369 806">(b) Insert after subsection (2), the following subsections:<ul style="list-style-type: none"><li data-bbox="727 840 1401 974">“(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 1016 1401 1142">(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 1155 1401 1281">(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 1323 1401 1730">(4) A notice published under subsection (3) shall-<ul style="list-style-type: none"><li data-bbox="867 1394 1401 1486">(a) designate the place or places at which the application is available for signature; and<li data-bbox="867 1499 1401 1730">(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”.

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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 JANUARY 30, 2015

QUESTIONS FOR WRITTEN ANSWER

Question No. 24 to the Minister of Tertiary Education and Skills Training

(By the Member for Arouca/Maloney)

Could the Minister state:

- a) The number of persons who received bursaries/financial assistance from the Ministry for the purpose of pursuing their tertiary education during the period December 2013 to October 31, 2014;
- b) The names of each recipient, the tertiary institution he/she attends and the amount of money awarded to each student for the period May 2010 to October 31, 2014?

(Answer due by 11.12.2014)

Question No. 39 to the Minister of Works and Infrastructure

(By the Member for Laventille West)

With respect to the Unemployment Relief Programme (URP), could the Minister indicate:

- a) how many road works projects were approved, by Region, for the period January 2013 to September 2014; and
- b) how many of these approved projects were completed, the contract price and the contractors?

(Answer due by 11.12.2014)

Question No. 60 to the Minister of Land and Marine Resources

(By the Leader of the Opposition)

Could the Minister list the names of the recipients of residential lots under the Land for the Landless – Residential Lots Programme and the location of the lots granted?

(Answer due by 15.01.2015)

Question No. 42 to the Attorney General

(By the Leader of the Opposition)

With respect to the legal proceedings of all types for the period June 2010 to November 1, 2014, for which the state has been or is in litigation where a claim has been made against the state, would the Honourable Attorney General:

- a) identify all matters in which a claim has been made against the State and for which an out of court settlement has been arrived at and/or has been settled;
- b) indicate the claimant and his/her legal representative;
- c) indicate the date of the settlement/payment and the total amount paid including identification of claim and the total legal costs incurred, paid or owed on each item?

(Answer due by 11.12.2014)

Question No. 43 to the Minister of Works and Infrastructure

(By the Member for Laventille West)

Could the Minister:

- a) list all the roads that were paved under the Programme for Upgrading Roads Efficiency (PURE) in the Siparia Constituency during the period June 1, 2010 to September 30, 2014;
- b) provide the names of the contractors who undertook paving projects regarding (a) above; and
- c) provide the contract sum for each paving project relating to (a) above?

(Answer due by 24.12.2014)

Question No. 54 to the Minister of the Environment and Water Resources

(By the Member for Chaguanas West)

With respect to the Green Fund, could the Honourable Minister of Water Resources and the Environment please:

- a) state the balance of the Fund as at September 30, 2014 and how much the Fund collected annually for the period 2010 to 2014;
- b) provide a list of all disbursements from the fund for the period 2010 to 2014 including the names and addresses of all persons, companies or organizations to which disbursements were made, the amounts disbursed, the scope of the projects undertaken with these disbursements, and what benefit to the environment was derived from these projects;
- c) state whether any steps have been taken by the government to expand the use of the Fund to include renewable energy and energy efficient projects?

(Answer due by 31.12.2014)

Question No. 61 to the Minister of Works and Infrastructure

(By the Leader of the Opposition)

Could the Minister provide particulars of each property acquired as a result of the Solomon Hochoy Highway Extension with specific reference to the following:

- a) the location and full description of each property;
- b) the proportion of the property that is within or outside the optimized right of way of the highway extension;
- c) for the properties which fall outside the optimized right of way of the highway extension, the reason(s) for the acquisition;
- d) in each case, whether the property was compulsorily acquired under the Land Acquisition Act or by NIDCO through private treaty;
- e) of the properties acquired by private treaty, the terms of each agreement;
- f) the value of each property and the source used to determine the said values, if any;
- g) the final settlement figure;
- h) a breakdown of all settlement figures on each property;
- i) payments made to date on the final settlement sum of each property and the dates of those payments; and
- j) the status or stage of the conveyance of each property so acquired?

(Answer due by 15.01.2015)