



HOUSE OF REPRESENTATIVES

FIFTH SESSION
TENTH PARLIAMENT

NO. 25
2014/2015

ORDER PAPER

WEDNESDAY MARCH 25th, 2015: 1:30 P.M.

PRAYERS

OATH OR AFFIRMATION

ANNOUNCEMENTS BY THE SPEAKER

BILLS BROUGHT FROM THE SENATE

PETITIONS

PAPERS

1. The Second Report of the Auditor General of the Republic of Trinidad and Tobago on the Financial Statements of the Strategic Services Agency for the year ended September 30, 2003.
(By the Minister of Finance and the Economy who will move that the Report be referred to the Public Accounts Committee)
2. The Second Report of the Auditor General of the Republic of Trinidad and Tobago on the Financial Statements of the Strategic Services Agency for the year ended September 30, 2004.
(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 Strategic Services Agency for the year 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)
4. The Second Report of the Auditor General of the Republic of Trinidad and Tobago on the Financial Statements of the Strategic Services Agency for the year ended September 30, 2006.
(By the Minister of Finance and the Economy who will move that the Report be referred to the Public Accounts Committee)
5. The Second Report of the Auditor General of the Republic of Trinidad and Tobago on the Financial Statements of the Strategic Services Agency for the year ended September 30, 2007.
(By the Minister of Finance and the Economy who will move that the Report be referred to the Public Accounts Committee)

6. The Second Report of the Auditor General of the Republic of Trinidad and Tobago on the Financial Statements of the Strategic Services Agency 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)

7. The Budget and Planned Activities of the Regulated Industries Commission for the year ended December 31, 2015.

(By the Minister of Public Utilities)

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. 86 to the Minister of National Security

(By the Member for La Brea)

Could the Minister state how many CCC trainees were recorded for 2012 and 2013 as being employed in Trinidad and Tobago?

Question No. 87 to the Minister of Housing and Urban Development

(By the Member for La Brea)

Could the Minister state how many CEPEP trainees were recorded for 2012 and 2013 as being employed in Trinidad and Tobago?

Question No. 88 to the Minister of Works and Infrastructure

(By the Member for La Brea)

Could the Minister state how many URP trainees were recorded for 2012 and 2013 as being employed in Trinidad and Tobago?

Question No. 102 to the Minister of Energy and Energy Affairs

(By the Member for Point Fortin)

Could the Minister state what is the current quantum of subsidy arrears owed to Petrotrin?

Question No. 103 to the Minister of Energy and Energy Affairs

(By the Member for Point Fortin)

Could the Minister state:

- a) who is the new Vice President, Finance of Petrotrin;
- b) what is his remuneration package;
- c) why was a foreign candidate hired;
- d) what experience does he have above candidates available locally?

Question No. 104 to the Minister of Energy and Energy Affairs

(By the Member for Point Fortin)

Could the Minister state what the severance package was for Mado Bachan, former Vice President of Refining and Marketing of Petrotrin?

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. **WHEREAS** the reckless conduct of the Leader of the Opposition and Member of Parliament for Diego Martin West has given rise to serious concerns in the public domain about his judgment and the exercise of his discretion;

AND WHEREAS the Leader of the Opposition had a duty to exercise the power conferred on him under Section 6(1) of the Police Complaints Authority Act, Chap. 15:05 to nominate a Director of the Police Complaints Authority (“PCA”) impartially, free from bias and in accordance with the Code of Conduct laid out in the Integrity in Public Life Act, Chap. 22:01 (“IPL”);

AND WHEREAS there was a real possibility that the Leader of the Opposition was biased when he exercised his power under Section 6(1) of the PCA Act;

AND WHEREAS the Leader of the Opposition, in making the said nomination, abused his office or could be perceived as abusing his office, by failing to comply with the Code of Conduct set out in the IPL Act;

AND WHEREAS the Leader of the Opposition and the Member for Diego Martin West by this conduct and other reckless acts has brought the Office of the Leader of the Opposition and the House into public odium and disrepute:

BE IT RESOLVED that this Honourable House censure and condemn the conduct of the Leader of the Opposition and Member of Parliament for Diego Martin West;

AND BE IT FURTHER RESOLVED that this Honourable House express its lack of confidence in Dr. Keith Rowley as the Leader of the Opposition and Member of Parliament for Diego Martin West.

(By the Leader of the House)

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

(By the Prime Minister)

3. **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)

4. **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 amend the Registration of Deeds Act, Chap. 19:06 and the Real Property Act, Chap. 56:02”.

(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)

3. **WHEREAS** it is an established fact that the best indication of what could happen in the future is to observe what has happened in the past;

AND WHEREAS during his tenure as Chief Executive Officer and/or Managing Director of state-owned First Citizens Bank, Mr. Larry Howai came under serious allegations for insider trading;

AND WHEREAS there is Senior Counsel advice that a strong case could be made for his prosecution in a Court of Law;

AND WHEREAS the said Mr. Howai voluntarily left the bank to become the Minister of Finance of Trinidad and Tobago;

AND WHEREAS issues of insider trading arose within the bank under his stewardship as Minister;

AND WHEREAS the Government through the Ministry of Finance is committed to further disposal of state enterprise shares thereby opening the possibility of further insider trading;

BE IT RESOLVED that this Honourable House note with concern these serious allegations and express its lack of confidence in the Minister of Finance.

(By the Leader of the Opposition)

*Jacqui Sampson-Meiguel
Clerk of the House*

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

March 23, 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 Clause	Second Column Extent of Amendment
6	<p>A. In the proposed section 49B-</p> <ul style="list-style-type: none"><li data-bbox="699 600 1382 667">(a) In subsection (2)(a), delete the words “three years” and substitute the words “two years and six months”;<li data-bbox="699 705 1369 737">(b) Insert after subsection (2), the following subsections:<ul style="list-style-type: none"><li data-bbox="724 772 1401 905">“(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="867 947 1401 1073">(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 1083 1401 1209">(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 1251 1401 1659">(4) A notice published under subsection (3) shall-<ul style="list-style-type: none"><li data-bbox="867 1325 1401 1419">(a) designate the place or places at which the application is available for signature; and<li data-bbox="867 1430 1401 1659">(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
Clause**

**Second Column
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
Clause**

**Second Column
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 WEDNESDAY MARCH 25th, 2015

QUESTIONS FOR WRITTEN ANSWER

Question No. 66 to the Minister of Finance and the Economy

(By the Member for Diego Martin North/East)

Could the Minister provide the following information with respect to employees of the Central Bank of Trinidad and Tobago?

- a) The names, qualifications and experience of all persons employed by the Central Bank between July 13, 2012 and December 23, 2014?
- b) The selection process and criteria utilised by the Central Bank in each case to employ these people?
- c) The positions that each such person was placed in, or appointed to, when first employed by the Bank, and their current position?

(Answer due by 26.02.2015)

Question No. 98 to the Attorney General

(By the Member for Chaguanas West)

For the period May 2010 to present, could the Honourable Attorney General please state the names of all persons, legal, quasi legal and paralegal, hired on short or long term contract and all Cabinet approved advisors hired in the Office of the Attorney General and in the case of each above-named person:

- a) whether the position was advertised and how many applications were received;
- b) the remuneration package paid to the employee;
- c) the terms of reference;
- d) the academic qualifications and experience required for the post;
- e) the academic qualifications and experience of the person hired for the post; and
- f) the date and duration of the contract?

(Answer due by 21.03.2015)

March 23, 2015

