



HOUSE OF REPRESENTATIVES

FIFTH SESSION
TENTH PARLIAMENT

NO. 30
2014/2015

ORDER PAPER

WEDNESDAY MAY 06, 2015: 1:30 P.M.

PRAYERS

OATH OR AFFIRMATION

ANNOUNCEMENTS BY THE SPEAKER

BILLS BROUGHT FROM THE SENATE

PETITIONS

PAPERS

1. The Audited Financial Statements of National Schools Dietary Services Limited for the financial year ended September 30, 2011.
(By the Minister of Finance and the Economy who will move that the Report be referred to the Public Accounts [Enterprises] Committee)
2. The Audited Financial Statements of National Schools Dietary Services Limited for the financial year ended September 30, 2012.
(By the Minister of Finance and the Economy who will move that the Report be referred to the Public Accounts [Enterprises] Committee)
3. The Annual Financial Statements of the Seafood Industry Development Company Limited for year ended September 30, 2014
(By the Minister of Finance and the Economy who will move that the Report be referred to the Public Accounts [Enterprises] Committee)
4. The One Hundred and Third Report of the Salaries Review Commission of the Republic of Trinidad and Tobago on a Review of the Salary and other conditions of service of the Office of Registrar, Equal Opportunity Tribunal.
(By the Deputy Speaker)
5. The Report on the Parliamentary Delegation Visit to Australia for the period February 19 to 25, 2015.
(By the Minister of Tobago Development)
6. The Report of a Parliamentary Visit to the Republic of Cuba for the period February 10 to 15, 2015.
(By the Minister of National Diversity and Social Integration)

7. The Dog Control Regulations, 2015.

(By the Minister of Local Government)

REPORTS FROM COMMITTEES

PRIME MINISTER'S QUESTIONS

URGENT QUESTIONS

QUESTIONS ON NOTICE

Questions for Written Answer appear in Appendix I

Question No. 119 to the Minister of Food Production

(By the Member for La Brea)

Who are the Members of the Board of Directors of the Agricultural Development Bank as well as their academic qualifications, over the period 2010 to 2014?

Question No. 120 to the Minister of Land and Marine Resources

(By the Member for La Brea)

What are the reasons for the inordinate delay in the renewal of agricultural leases in the Los Iros and Guapo areas?

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** at a sitting of the House held on May 20, 2013, the Leader of the Opposition and Member for Diego Martin West read into the records documents purporting to be emails he had received from an unidentified source;

AND WHEREAS the alleged emails contained a series of serious unsubstantiated allegations of criminal misconduct in public office on the part of the Prime Minister and several Cabinet Ministers;

AND WHEREAS these allegations were widely reported in the local and international press thereby causing irreparable damage to the reputation of those identified, the Parliament, and the Republic of Trinidad and Tobago;

AND WHEREAS several leading authorities have submitted reports which confirm that the emails and their contents were false;

AND WHEREAS the foregoing reports have been in the public domain for a considerable period of time;

AND WHEREAS it is settled practice that any member who reads into the records of Parliament any correspondence, must take responsibility for and ownership of their contents;

AND WHEREAS the Leader of the Opposition has steadfastly refused to apologize to the House for his patently misleading and scandalous statements:

BE IT RESOLVED that this House censure the Member for Diego Martin West and Leader of the Opposition for his reckless, unsubstantiated and scandalous allegations;

AND BE IT FURTHER RESOLVED that Dr. Keith Rowley, Member for Diego Martin West and Leader of the Opposition be suspended from the service of the House for the remainder of the session.

(By the Leader of the House)

2. **The debate on the following Motion which was in progress on Friday April 17, 2015 will be resumed:**

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 Senate amendments made to the Trade Marks Bill, 2014 listed in Appendix II be now considered.

(By the Minister of Legal Affairs)

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

(By the Prime Minister)

Bills Second Reading:

1. **The debate on the following Bill which was in progress on Friday May 01, 2015 will be resumed:**

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 Attorney General)

2. 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 April 24, 2015 will be resumed:**

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)

2. **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)

3. **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)

4. **WHEREAS** the 2011 State Enterprises Performance Monitoring Manual effected by the Government calls for strict monitoring of state agencies by monitoring agents which include in the case of Petrotrin, the Minister of Finance as corporate sole and the Minister of Energy and Energy Affairs and the Chairman and Board of Directors and the President;

AND WHEREAS recent allegations of impropriety with Petrotrin's South West Soldado Project involving the illegal advance payment of US \$1.25 million which was not in accordance with the terms and conditions of the contract;

AND WHEREAS on failure of the contract there was a transfer of US \$750,000 into two private bank accounts at Scotiabank, Maraval;

AND WHEREAS the matter was raised in the budget debate of September 2013, evoking no response by the Minister of Energy and Energy Affairs;

AND WHEREAS a contract of approximately US \$50 million could only be approved by the Chairman and Board of Directors;

AND WHEREAS several Board Members voiced their concerns to the award of the contract;

BE IT RESOLVED that the Government immediately order an investigation into this contractual arrangement;

BE IT FURTHER RESOLVED that the matter of the misdirected state funds into private bank accounts be immediately brought to the attention of the Trinidad and Tobago Police Service for investigation;

AND BE IT FURTHER RESOLVED that the current Chairman and Board Members be suspended from office pending the outcome of the investigation of the failed South West Soldado Project.

(By the Member for Point Fortin)

*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*

May 04, 2015

ORDER PAPER WEDNESDAY MAY 06, 2015

QUESTIONS FOR WRITTEN ANSWER

Question No. 108 to the Minister of Housing and Urban Development

(By the Member for Chaguanas West)

Could the Minister state according to region all CEPEP contracts issued for the period May 2010 to present including:

- i. the name of the company;
- ii. the date of issue and termination of each contract;
- iii. the dollar amount of each contract; and
- iv. the scope of each contract?

(Answer due by 7.04.2015)

Question No. 123 to the Minister of Finance and the Economy

(By the Member for Chaguanas West)

With respect to the National Lotteries Control Board for the 2015 Carnival, could the Minister list all ticket purchases, including in each case:

- a) the name of the event;
- b) the date of the event;
- c) the amount of money spent;
- d) the number of tickets purchase, and;
- e) the cost of each ticket?

(Answer due by 7.04.2015)

THE TRADE MARKS BILL, 2014

**List of Amendments made in the Senate at the Committee Stage
of the Trade Marks Bill, 2014**

First Column Clause	Second Column Extent of Amendments
123	After the word “ Regulations ” insert the words “ subject to the negative resolution of Parliament ”.

Senate Secretariat
April 14, 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> <p>(a) In subsection (2)(a), delete the words “three years” and substitute the words “two years and six months”;</p> <p>(b) Insert after subsection (2), the following subsections:</p> <p>“(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-</p> <p>(a) published in the <i>Gazette</i>, at least two newspapers in daily circulation in Trinidad and Tobago and on its website; and</p> <p>(b) made available for inspection and signature at the place or places designated in the notice and during the times specified in the notice.</p> <p>(4) A notice published under subsection (3) shall-</p> <p>(a) designate the place or places at which the application is available for signature; and</p> <p>(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.”;</p>

**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**

