



**SENATE OF THE REPUBLIC OF TRINIDAD AND TOBAGO**

**ORDER PAPER**

**TWENTY-THIRD SITTING, SECOND SESSION (2003/2004) EIGHTH PARLIAMENT  
WEDNESDAY MARCH 31, 2004 AT 1.30 P.M.**

1. PRAYERS
2. OATH OF ALLEGIANCE OF A NEW MEMBER
3. ANNOUNCEMENTS BY THE PRESIDENT
4. BILLS BROUGHT FROM THE HOUSE OF REPRESENTATIVES
5. PETITIONS
6. PAPERS
  - (i) Report of the Auditor General of the Republic of Trinidad and Tobago on the Financial Statements of the Chaguanas Borough Corporation for the period October 14, 1991 to December 31, 1991.  
*(By the Minister in the Ministry of Finance)*
  - (ii) Report of the Auditor General of the Republic of Trinidad and Tobago on the Financial Statements of the Chaguanas Borough Corporation for the year ended December 31, 1992.  
*(By the Minister in the Ministry of Finance)*
  - (iii) Annual Audited Financial Statements of the National Gas Company of Trinidad and Tobago Limited for the financial year ended December 31, 2002.  
*(By the Minister in the Ministry of Finance)*
  - (iv) Annual Audited Financial Statements of Petroleum Company of Trinidad and Tobago Limited for the Financial year ended September 30, 2003.  
*(By the Minister in the Ministry of Finance)*
7. PRESENTATION OF REPORTS FROM SELECT COMMITTEES

## 8. QUESTIONS TO MINISTERS

Questions for Oral Answer**\*Question No. 39 to the Honourable Minister of Trade and Industry***(By Senator Wade Mark)*

Would the Minister inform this Senate of:

- A. (i) the number of bids received by Point Lisas Industrial Development Company (PLIPDECO) in respect of tenders for the supply of the harbour mobile crane;
- (ii) the names and addresses of the companies that submitted tenders; and
- (iii) the name and address of the successful tenderer?
- B. Whether the successful tenderer was recommended by the PLIPDECO Management in their evaluation report on the bids?
- C. If the successful tenderer was not recommended by the PLIPDECO Management in their evaluation report, could the Minister state on whose recommendation was the successful company selected?

**\*Question No. 44 to the Honourable Minister of Foreign Affairs***(By Senator Wade Mark)*

Could the Minister inform this Senate of the steps that are being taken by the Government of the Republic of Trinidad and Tobago to conclude the long outstanding fishing agreement with the Government of Barbados?

**\*Question No. 45 to the Honourable Minister of Works and Transport***(By Senator Wade Mark)*

Could the Minister inform this Senate of the following:

- (i) when would construction of the proposed new interchange at the intersection of the Uriah Butler and the Churchill Roosevelt Highways commence?
- (ii) the estimated cost of the proposed interchange; and
- (iii) the estimated duration of the entire project?

**\*Question No. 50 to the Honourable Attorney General***(By Senator Sadiq Baksh)*

Would the Attorney General provide this Senate with:

- (i) a detailed breakdown on a monthly basis of all payments made to Mr. Robert Lindquist or companies owned or affiliated to him from the date he was first engaged to December 31, 2003; and
- (ii) the name of the country and date of the incorporation of the company owned by Mr. Lindquist.

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\* Question Nos. 39,44,45 and 50 were deferred on March 23, 2004.

9. QUESTIONS TO CHAIRMEN OF SESSIONAL AND SPECIAL SELECT COMMITTEES
10. REQUESTS FOR LEAVE TO MOVE THE ADJOURNMENT OF THE SENATE ON DEFINITE MATTERS OF URGENT PUBLIC IMPORTANCE
11. STATEMENTS BY MINISTERS
12. PERSONAL EXPLANATIONS
13. INTRODUCTION OF BILLS
14. MOTIONS RELATING TO THE BUSINESS OR SITTINGS OF THE SENATE AND MOVED BY A MINISTER OR PARLIAMENTARY SECRETARY
15. PUBLIC BUSINESS

### **GOVERNMENT BUSINESS**

#### **Motions:**

1. **WHEREAS** it is provided by section 5 of the Statistics Act that the Minister may by Order direct that a census shall be taken in Trinidad and Tobago, or any part thereof of any class of inhabitant and that the Order may specify-
  - (a) the dates on or before which the census is to be taken; and
  - (b) the matters in respect of which information is to be obtained in the census:

**AND WHEREAS** it is provided by the section that the Order be subject to affirmative resolution of Parliament:

**AND WHEREAS** the Minister has on the 8<sup>th</sup> day of March, 2004 made the Agricultural Census Order, 2004 directing that an agricultural census be held between the 1<sup>st</sup> day of May, 2004 and the 30<sup>th</sup> day of September, 2004:

**BE IT RESOLVED** that the Agricultural Census Order, 2004 be approved.

*(By the Minister of Planning and Development)*

#### **Bills Second Reading:**

1. **The debate on the second reading of the following Bill, which was in progress when the Senate was adjourned on Tuesday March 23, 2004, will be resumed:**

A Bill entitled, "An Act to amend the Extradition (Commonwealth and Foreign Territories) Act, 1985".

*(By the Minister of Foreign Affairs)*

2. A Bill entitled, “An Act to amend the Mutual Assistance in Criminal Matters Act, 1997”.  
*(By the Minister of Foreign Affairs)*
3. **The debate on the second reading of the following Bill, which was in progress when the Senate was adjourned on Tuesday March 16, 2004, will be resumed:**  
  
A Bill entitled, “An Act to amend the Trinidad and Tobago Postal Corporation Act, No. 1 of 1999 to extend the period of exemption from taxes and other charges”.  
*(By the Minister of Public Utilities and the Environment)*
4. A Bill entitled, “An Act to make provision for the efficient management of the Police Service, to consolidate, amend and revise the law relating to the Police Service and for other related matters”.  
*(By the Minister of National Security)*
5. A Bill entitled, “An Act to establish an independent body to investigate criminal offences involving police officers, police corruption and serious police misconduct and for other related matters”.  
*(By the Minister of National Security)*
6. A Bill entitled, “An Act to amend the Constitution by providing for the establishment of a Police Management Authority, and for other related matters”.  
*(By the Minister of National Security)*
7. A Bill entitled, “An Act to amend the Commissions of Enquiry Act, Chap. 19:01”.  
*(By the Attorney General)*
8. A Bill entitled, “An Act to amend the Constitution of Trinidad and Tobago”.  
*(By the Attorney General)*
9. A Bill entitled, “An Act to implement the Agreement Establishing the Caribbean Court of Justice and for other related matters”.  
*(By the Attorney General)*
10. A Bill entitled, “An Act to amend the Regional Health Authorities Act, 1994”.  
*(By the Minister of Health)*
11. A Bill entitled, “An Act to re-enact and revise the laws respecting Weights and Measures and to give effect to the International System of Units (SI Units)”  
*(By the Minister of Trade and Industry)*

**PRIVATE BUSINESS**

**Motions:**

**The debate on the following Motion, which was in progress when the Senate was adjourned on Tuesday March 23, 2004, will be resumed:**

1. **WHEREAS** Section 4 of the Constitution of the Republic of Trinidad and Tobago provides for all citizens the right to equality of treatment from any public authority in the exercise of any function and the right to equality before the law and the protection of the law;

**AND WHEREAS** both Houses of Parliament have already passed into law the Equal Opportunities Act;

**BE IT RESOLVED** that the Government takes immediate steps to have the Equal Opportunity Legislation proclaimed and fully effected in the Republic of Trinidad and Tobago

*(By Senator Wade Mark)*

2. **WHEREAS** the Government during the period 1995 to 2001 instituted several measures to combat corruption in public office and to empower the population.

**AND WHEREAS** the object of the Prevention of Corruption (Amendment) Bill 2001, was to amend the Prevention of Corruption Act No. 11 of 1987 to implement further and more effective measures for the prevention of corruption.

**AND WHEREAS** this said Bill was introduced in the House of Representatives on July 20, 2001 but lapsed upon the dissolution of Parliament in August 2001.

**AND WHEREAS** there still is an urgent need to address objectively the issues of corruption, transparency and probity in public affairs.

**BE IT RESOLVED** that the Government take all the required steps to expedite the enactment of legislation similar to (if not identical with) the provisions of the prevention of Corruption (Amendment) Bill, 2001 in order to implement further and more effective measures for the prevention of corruption.

*(By Senator Carolyn Seepersad-Bachan)*

3. **WHEREAS** Article 3 of the United Nations Declaration on the Elimination of all forms of Discrimination states that “Particular efforts shall be made to prevent discrimination based on race, colour or ethnic origin, especially in the fields of civil rights, access to citizenship, education, religion, employment, occupation and housing”; and

**WHEREAS** Article 26 of the United Nations Universal Declaration of Human Rights asserts that “*Technical and professional education shall be made generally available and higher education shall be equally accessible to all on the basis of merit*”; and

**WHEREAS** on November 3<sup>rd</sup> 1973, Trinidad and Tobago ratified the Convention on the Elimination of all forms of Racial Discrimination; and

**WHEREAS** section 4 of the Constitution of the Republic of Trinidad and Tobago recognises and declares that in Trinidad and Tobago there have existed and shall continue to exist, without discrimination by reason of race, origin, colour, religion or sex, certain fundamental human rights and freedoms; and

**WHEREAS** the National Anthem of Trinidad and Tobago resonates with the aspiration that “*Here every creed and race find an equal place*”; and

**WHEREAS** section 7 of the Education Act, Chap. 39:01 states, “*No person shall be refused admission to any public institution on account of religious persuasion, race, social status or language of such a person or of his parent*”; and

**WHEREAS** since December 24<sup>th</sup> 2001 there has been a renewal and an institutionalization of the victimization of and discrimination against employees of State Enterprises, Statutory Authorities, Government Ministries and Public Authorities by the PNM Government; and

**WHEREAS**, throughout our nation, through victimization and discrimination by the PNM government, citizens are denied the opportunity to access jobs, contracts and loans in the Unemployment Relief Programme (URP); the Community Environmental Protection and Enhancement Programme (CEPEP) and the National Entrepreneurship Development Company Limited (NEDCO) and other public programmes; and

**WHEREAS**, throughout the nation, citizens are denied equality of treatment in accessing training opportunities in the Youth Apprenticeship Programme in Agriculture (YAPA); On the Job Training (OJT); Helping You Prepare for Employment (HYPE); Geriatric Adolescent/Partnership Programme (GAPP) and other public programmes; and

**WHEREAS** the Honourable Member for Diego Martin West and Minister of Housing has publicly affirmed a policy of racial and gender discrimination as contained in the *Social and Economic Framework 2004* policy document, notwithstanding its deletion as an “Errata”:

**BE IT RESOLVED** that this House re-affirms its commitment to the elimination of discrimination in all its forms and the right of the individual to equality of treatment from public authorities.

*(By Senator Wade Mark)*

**DAWN DOLLY**  
Clerk of the Senate

*Senate Secretariat  
The Red House  
Abercromby Street  
PORT OF SPAIN*

*March 24, 2004*

8. QUESTIONS TO MINISTERS

*Questions for Written Answer*

**Question No. 3 to the Honourable Minister of Works and Transport**

*(By Senator Sadiq Baksh)*

Could the Minister of Works and Transport provide this House with the names of all citizens provided with Priority Bus Route passes?

*(Answer due by December 02, 2003)*

**Question No. 12 to the Honourable Attorney General**

*(By Senator Sadiq Baksh)*

With respect to services rendered to the State, would the Attorney General inform this House:

- (a) of the dates on which Mr. Karl Hudson Phillips, Q.C. was retained during the period January 01, 1996 to December 31, 2003?
- (b) by whom and for what purpose was he engaged on each occasion?
- (c) what was the amount paid to him for each engagement?
- (d) whether any reports and/or recommendations were made by Mr. Hudson Phillips, Q.C. on any of the occasions he was engaged?
- (e) if the answer to (d) is in the affirmative, would the Attorney General indicate:
  - (i) to whom and on what dates were these reports and/or recommendations made; and
  - (ii) provide details of any such reports and/or recommendations?

*(Answer due by February 27, 2004)*

**Question No. 14 to the Honourable Minister of Trade and Industry**

*(By Senator Wade Mark)*

Could the Minister provide this Senate with the following:

- (i) copies of the technical evaluation report issued to the PLIPDECO Management by Incorrtech; and
- (ii) copies of the Germanisher Lloyd Report regarding the inspecting of the Fantuzzi Crane?

*(Answer due by February 27, 2004)*

**Question No. 15 to the Honourable Minister of Energy and Energy Industries**

*(By Senator Wade Mark)*

Could the Minister provide this Senate with a copy of the twenty (20) year Agreement signed between Point Fortin LNG Exports Limited and the U.S. based El Paso Merchant Energy LP to

supply LNG from Atlantic LNG's trains II and III to Elba Island regasification terminal with effect from January 01, 2004?

*(Answer due by February 27, 2004)*

**Question No. 18 to the Honourable Attorney General**

*(By Senator Wade Mark)*

Would the Attorney General provide this Senate with:

- (i) a list of all Acts passed by Parliament since 1976 and not yet proclaimed; and
- (ii) state the reasons for the inability of the Government to have these Acts proclaimed.?

*(Answer due by February 27, 2004)*

**Question No. 20 to the Honourable Minister of Health**

*(By Senator Wade Mark)*

Could the Minister provide this Senate with:

- (i) a copy of the report submitted to him by Dr. Petronella Manning-Alleyne concerning the recent deaths of scores of infants at the neo-natal unit of the Mt. Hope Women's Hospital;
- (ii) the details surrounding the circumstances of the deaths of infants at the neo-natal unit referred to in (i); and
- (iii) the details of any recommendations aimed at preventing a reoccurrence of similar deaths which may have been submitted to the Ministry of Health?

*(Answer due by February 27, 2004)*

**Question No. 21 to the Honourable Minister of Health**

*(By Senator Wade Mark)*

Could the Minister provide this Senate with:

- (i) a detailed breakdown on a monthly basis for the year 2003 of the total number of deaths of infants at the neo-natal unit of the Mt. Hope Women's Hospital; and
- (ii) a copy of the report submitted to the Ministry of Health by the Pan American Health Organisation (PAHO) relating to the status of the neo-natal units at the Major Hospitals in Trinidad and Tobago?

*(Answer due by February 27, 2004)*

**Question No. 22 to the Honourable Minister of Trade and Industry**

*(By Senator Wade Mark)*

A. Could the Minister inform this Senate of:

- (i) the details of the arrangements with Virgo Consultants as it relates to the 2004 Sugar Crop;
- (ii) the date when Virgo Consultants was incorporated;
- (iii) the registered address of Virgo Consultants;
- (iv) the names and addresses of its directors; and



- (v) the total value of the contract awarded to Virgo Consultants and its duration?
  - (vi) whether the decision to employ Virgo Consultants to manage the 2004 Crop was the subject of public tendering?
- B. If the answer to (vi) is in the affirmative, could the Minister provide details of:
- (i) the number of firms that submitted tenders;
  - (ii) the names and addresses of the firms that submitted tenders; and
  - (iii) the names of the Firms that placed first, second and third respectively?
- (Answer due by February 27, 2004)*

**Question No. 23 to the Honourable Minister of Trade and Industry**

**(By Senator Wade Mark)**

Could the Minister provide the Senate with a copy of the report of the investigations conducted by the local Mechanical Engineering Consultancy Firm on the new multi-million dollar Gantry Crane at PLIPDECO?

*(Answer due by February 27, 2004)*

**Question No. 24 to the Honourable Minister of Trade and Industry**

**(By Senator Wade Mark)**

- A. Is the Minister aware that the purchase of the new Gantry crane ordered by the Board of PLIPDECO was made against the advice of many senior managers and qualified technocrats?
- B. Could the Minister provide the Senate with the relevant reports, documents and feasibility studies which informed the decision of the Chairman and Board of Directors of PLIPDECO in finally deciding to order the new Gantry crane from a company in Italy?

*(Answer due by February 27, 2004)*

**Question No. 26 to the Honourable Minister of Housing**

**(Senator Sadiq Baksh)**

Could the Minister provide this House with a list of the names and addresses of all the applicants to all the agencies responsible to the Ministry of Housing for houses, land and rental units as at March 02, 2004?

*(Answer due by March 31, 2004)*

**Question No. 27 to the Honourable Minister of Housing**

**(Senator Sadiq Baksh)**

Could the Minister provide this House with a list of the names and addresses of all squatters in Trinidad as at March 02, 2004?

*(Answer due by March 31, 2004)*

**Question No. 28 to the Honourable Minister of Agriculture, Land and Marine Resources**

*(By Senator Dr. Eastlyn McKenzie)*

- A. Could the Minister provide a list of all the names of land owners in Tobago whose lands have been used or entered upon or acquired by the State and have not been paid for?
- B. Could the Minister state:
  - (i) the purpose for which the lands were taken?
  - (ii) the reasons for the delay in payment to the landowners?
- C. (i) Could the Minister give the description and location of all lands used or entered upon or acquired by the State where ownership has not been established;
  - (ii) could he state the purpose for which the lands were used, entered upon or acquired?

*(Answer due by April 07, 2004)*

**Question No. 29 to the Honourable Minister of Public Utilities and the Environment**

*(By Senator Wade Mark)*

- A. Could the Minister provide this Senate with a detailed breakdown of the names and addresses of all the residential of commercial, industrial and other charitable users owing the \$500 million plus arrears to the Water and Sewerage Authority as at end of February, 2004; and
- B. Could the Minister further provide this Senate with details on the sums of money owed by each residential, commercial and industrial customer as well as each charitable organisation (customer) to the Water and Sewerage Authority as at the end of February, 2004.

*(Answer due by April 07, 2004)*

***DAWN DOLLY***  
***Clerk of the Senate***

***Senate Secretariat***  
***The Red House***  
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***PORT OF SPAIN***

***March 24, 2004***