



MINUTES OF PROCEEDINGS

OF

The Honourable the House of Assembly

At a meeting of the House of Assembly at the Parliament Buildings on Tuesday, the 10th day of March, 2015, pursuant to the adjournment.

PRESENT

- His Honour M. A. Carrington, Q.C., B.A., LL.B. (*Speaker*)
Her Honour Mrs. M-J. M. Thompson, B.A., M.Sc. (Ph. Ed.) (*Deputy Speaker*)
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| Rt. Hon. O. S. Arthur, M.Sc. (Econ.) | Hon. J. D. E. Boyce, M.Sc., C. Eng. |
| Mr. G. W. Payne, Q.C. | (<i>Minister of Health</i>) (<i>Leader of the House</i>) |
| Mr. G. A. Clarke, J.P., B.Sc., Dip. Ed. | Hon. S. D. Blackett (<i>Minister of Social Care,</i> |
| Mr. R. St. C. Toppin, LL.B. (Hons.) | <i>Constituency Empowerment and Community</i> |
| Hon. D. St. E. Kellman (<i>Minister of Housing,</i> | <i>Development</i>) |
| <i>Lands and Rural Development</i>) | Mr. J. D. Paul, B.Sc. (<i>Chairman of Committees</i>) |
| Hon. Miss M. A. Mottley, Q.C., LL.B. (<i>Leader</i> | Dr. the Hon. D. S. Lowe, Dip. Theology, B.A., M.Ed., |
| <i>of the Opposition</i>) | Ed.D. (<i>Minister of Environment and Drainage</i>) |
| Miss C. Y. Forde, J.P., L.C.P. | Hon. A. D. Brathwaite, Q.C., LL.B. (Hons.) (<i>Attorney</i> |
| Hon. R. D. Jones, B.A. (Hons.), M.A. Ed., J.P. | <i>General and Minister of Home Affairs</i>) |
| (<i>Minister of Education, Science,</i> | Hon. S. A. Lashley, B.Sc., LL.B. (Hons.), L.E.C. |
| <i>Technology and Innovation</i>) | (<i>Minister of Culture, Sports and Youth</i>) |
| Dr. the Hon. D. C. Estwick, B.Sc., M.B., B.S. | Hon. D. O'N. Inniss, B.Sc., M.B.A. (<i>Minister of</i> |
| (<i>Minister of Agriculture, Food, Fisheries,</i> | <i>Industry, International Business, Commerce and</i> |
| <i>and Water Resource Management</i>) | <i>Small Business Development</i>) |
| Mr. D. D. Marshall, Q.C., LL.B. (Hons.), L.E.C. | Hon. C. P. Sinckler, B.A., M.Sc. (<i>Minister of Finance</i> |
| Hon. M. A. Lashley, LL.B. (Hons.) (<i>Minister</i> | <i>and Economic Affairs</i>) |
| <i>of Transport and Works</i>) | Mr. T. A. Prescod, B.A. |
| Hon. R. L. Sealy, B.Sc., M.B.A. (<i>Minister of</i> | Mr. K. D. Symmonds, B.A., LL.B. |
| <i>Tourism and International Transport</i>) | Lt. Col. J. D. Bostic, MVO, B.A. (Hons.) |
| Rt. Hon. F. J. Stuart, Q.C., B.A., LL.M. (<i>Prime</i> | Mr. E. G. Hinkson, LL.B. (Hons.), L.E.C., LL.M. |
| <i>Minister, Minister of National Security,</i> | Dr. M. M. Agard, J.P., B.Sc., M.Sc., D.D.S. |
| <i>The Public Service and Urban</i> | Mr. D. G. Sutherland, B.Sc., M.Sc., M.B.A. (Dist.) |
| <i>Development</i>) | Miss S. J. O. Bradshaw, LL.B. (Hons.) |

Mr. Speaker took the Chair at 10.15 a.m.

Prayers were taken by Rev. Mark Harewood.

MINUTES

The Minutes of the meeting of Tuesday, 10th February, 2015 were taken as read and were confirmed on the motion of Hon. J. D. E. Boyce seconded by Hon. A. D. Brathwaite.

ANNOUNCEMENTS BY HIS HONOUR THE SPEAKER

Mr. Speaker announced that he was in receipt of the Report of the Auditor General for the year 2014 and the Report of the Auditor General on the Financial Statements of the Government of Barbados for the period 2013-2014.

PAPERS

Hon. D. O'N. Inniss by command laid the Barbados Investment Development Corporation Annual Report 2012-2013.

Hon. C. P. Sinckler by command laid the following:

1. Central Bank of Barbados 2013 Annual Report.
2. Duties, Taxes and Other Payments (Exemption) (Boarded Hall Green Inc.) Order, 2015.
3. Duties, Taxes and Other Payments (Exemption) (First Citizens Bank Limited) Order, 2015.
4. Duties, Taxes and Other Payments (Exemption) (Beaches, Heywoods) Order, 2015.
5. Duties, Taxes and Other Payments (Exemption) (Sandals Casuarina) Order, 2015.

FIRST READING OF BILLS

Hon. C. P. Sinckler moved seconded by Hon. J. D. E. Boyce the First Reading of the Municipal Solid Waste Tax (Amendment) Bill, 2015.

GOVERNMENT BUSINESS

ORDER NO. 16

CORPORATE AND TRUST SERVICE PROVIDERS BILL, 2015

On the Order being called for the Hon. D. O'N. Inniss to move the second reading of the Bill entitled the Corporate and Trust Service Providers Bill, 2015, the Hon. Member spoke and moved seconded by Hon. J. D. E. Boyce, who reserved his right to speak, that the Bill be read a second time.

Mr. D. D. Marshall spoke.

SUSPENSION

On the motion of Hon. J. D. E. Boyce seconded by Hon. A. D. Brathwaite the Sitting was suspended to 2.15 p.m.

At 12.40 p.m. the Sitting was suspended.

RESUMPTION

On resumption Mr. Speaker in the Chair.

ORDER NO. 16 (resumed)

Hon. A. D. Brathwaite spoke.

Hon. S. A. Lashley spoke.

Hon. R. L. Sealy spoke.

Hon. Miss M. A. Mottley spoke.

Hon. D. O'N. Inniss spoke in reply.

The Bill was read a second time.

On the motion of Hon. D. O'N. Inniss seconded by Hon. J. D. E. Boyce the House went into Committee, Mr. J. D. Paul in the Chair.

On the separate motion of Hon. D. O'N. Inniss seconded by Hon. J. D. E. Boyce Part I, Clauses 1 to 5; Part 4, Clauses 25 to 32; Part 5, Clauses 33 to 42; First Schedule, Second Schedule and Third Schedule were called and passed.

Parts 2 and 3, Clauses 6 to 10 and 11 to 24 respectively were called and passed on the separate motion of Hon. D. O'N. Inniss seconded by Rt. Hon. F. J. Stuart.

On the motion of Hon. D. O'N. Inniss seconded by Rt. Hon. F. J. Stuart the Chairman reported the passing of the Bill in Committee and Mr. Speaker resumed the Chair and reported accordingly.

On the separate motion of Hon. D. O'N. Inniss seconded by Hon. J. D. E. Boyce the Bill was read a third time and passed and the title read and agreed to.

PAPERS (recommitted)

Hon. J. D. E. Boyce by command laid the Estimates of Revenue and Expenditure, 2015-2016.

GOVERNMENT NOTICES (recommitted)

Hon. J. D. E. Boyce gave notice of the Appropriation Bill, 2015.

FIRST READING OF BILLS (recommitted)

On the motion of Hon. J. D. E. Boyce seconded by Rt. Hon. F. J. Stuart the Appropriation Bill, 2015 was read a first time.

GOVERNMENT BUSINESS (recommitted)

The Deputy Speaker assumed the Chair.

ORDER NO. 7**EDUCATION (AMENDMENT) BILL, 2015**

On the Order being called for Hon. R. D. Jones to move the second reading of the Bill entitled an Act to amend the Education Act, Cap. 41 to limit the categories of persons who would be eligible for bursaries, grants, awards, scholarships and exhibitions awarded under that Act, the Hon. Member spoke and moved seconded by Dr. the Hon. D. C. Estwick that the Bill be read a second time.

Mr. E. G. Hinkson spoke.

Rt. Hon. O. S. Arthur spoke.

Hon. D. St. E. Kellman began to speak.

Mr. E. G. Hinkson spoke on a point of order.

Hon. D. St. E. Kellman concluded his speech.

Mr. T. A. Prescod began to speak.

Rt. Hon. O. S. Arthur spoke on a point of order.

Mr. T. A. Prescod resumed his speech.

Rt. Hon. O. S. Arthur spoke on a point of order.

Mr. T. A. Prescod resumed his speech.

Rt. Hon. O. S. Arthur spoke on a point of order.

Mr. T. A. Prescod resumed his speech.

Madam Deputy Speaker spoke.

Mr. T. A. Prescod resumed his speech.

Hon. D. St. E. Kellman spoke on a point of order.

Mr. T. A. Prescod resumed his speech.

Rt. Hon. O. S. Arthur spoke on a point of order.

Mr. T. A. Prescod concluded his speech.

SUSPENSION

On the motion of Hon. J. D. E. Boyce seconded by Dr. the Hon. D. C. Estwick the Sitting was suspended to 6.20 p.m.

At 6.00 p.m. the Deputy Speaker suspended the Sitting.

RESUMPTION

On resumption Mr. Speaker in the Chair.

ORDER NO. 7 (resumed)

Mr. G. A. Clarke spoke.

Hon. A. D. Brathwaite spoke.

Hon. D. O'N. Inniss spoke.

SUSPENSION

On the motion of Hon. J. D. E. Boyce seconded by Hon. A. D. Brathwaite the Sitting was suspended to 8.15 p.m.

At 7.24 p.m. Mr. Speaker suspended the Sitting.

RESUMPTION

On resumption Mr. Speaker in the Chair.

ORDER NO. 7 (resumed)

Hon. R. D. Jones spoke in reply.

On the motion of Hon. R. D. Jones seconded by Rt. Hon. F. J. Stuart the House went into Committee, Mr. J. D. Paul in the Chair.

Clause 1 as amended and Clause 2 were called and passed on the separate motion of Hon. R. D. Jones seconded by Hon. A. D. Brathwaite.

On the motion of Hon. R. D. Jones seconded by Rt. Hon. F. J. Stuart the Chairman reported the passing of the Bill in Committee and Mr. Speaker resumed the Chair and reported accordingly.

On the separate motion of Hon. R. D. Jones seconded by Rt. Hon. F. J. Stuart the Bill was read a third time and passed and the title read and agreed to.

ORDER NO. 19(a)

Hon. R. D. Jones spoke on the following Resolution:

RESOLVED that the sum of THREE MILLION DOLLARS be granted from the Consolidated Fund and be placed at the disposal of the Government to supplement the Estimates 2014–2015 as shown in the Supplementary Estimates No. 5, 2014–2015 which form the Schedule to this Resolution.

SCHEDULE
Supplementary Estimates 2014–2015 No. 5

HEAD	Code Number	Provision in Approved Estimates 2014–2015	Provision in Supplementary Estimates Nos. 1–4	Supplementary Provision Required
		Other Expenditure	Other Expenditure	Other Expenditure
HEAD 77 – MINISTRY OF EDUCATION, SCIENCE, TECHNOLOGY AND INNOVATION Program 273: Tertiary Subprogram 0287: Higher Education Awards <i>Account Code: 334 – Statutory Grants</i>	772730287	\$ 6,088,905	\$ 	\$ 3,000,000

and moved seconded by Rt. Hon. F. J. Stuart that the Resolution do now pass.

Head 77 was passed.

ORDER NO. 19(b)

Hon. R. D. Jones spoke on the following Resolution:

RESOLVED that the sum of ONE MILLION DOLLARS be granted from the Consolidated Fund and be placed at the disposal of the Government to supplement the Estimates 2014–2015 as shown in the Supplementary Estimates No. 6, 2014–2015 which form the Schedule to this Resolution.

SCHEDULE
Supplementary Estimates 2014–2015 No. 6

HEAD	Code Number	Provision in Approved Estimates 2014–2015	Provision in Supplementary Estimates Nos. 1–5	Supplementary Provision Required
		Other Expenditure	Other Expenditure	Other Expenditure
HEAD 77 – MINISTRY OF EDUCATION, SCIENCE, TECHNOLOGY AND INNOVATION Program 271: Basic Educational Development Subprogram 0280: Skills for the Future <i>Account Code: 212 – Operating Expenses</i>	772710280	\$ 2,007,912	\$ 	\$ 1,000,000

and moved seconded by Rt. Hon. F. J. Stuart that the Resolution do now pass.

Head 77 was passed.

On the motion of Hon. R. D. Jones seconded by Rt. Hon. F. J. Stuart the Chairman reported the passing of two Money Resolutions in Committee of Supply.

The Speaker resumed the Chair and reported accordingly.

The Resolutions were read a first and second time and agreed to on the separate motion of Hon. R. D. Jones and seconded by Hon. J. D. E. Boyce, Hon. A. D. Brathwaite and Rt. Hon. F. J. Stuart respectively.

ORDER NO. 20

Hon. C. P. Sinckler spoke on the following Resolution:

WHEREAS by section 2 of the *Special Loans Act*, Cap. 105 the Government is authorised from time to time to borrow from any bank, corporation, company or other institution sums of money not exceeding in the aggregate BDS\$2,500,000,000.00 on such terms as may be agreed upon between the Government and the lender of any such sum of money.

AND WHEREAS by section 3 of the said Act it is provided that any money borrowed under the authority of the Act shall be appropriated and applied to such purposes as Parliament may approve by resolution and that such money and any interest payable thereon is charged upon the general revenues and assets of Barbados.

AND WHEREAS the Government considers it necessary to borrow the sum of US\$67.9 million from Citibank N.A. the proceeds of which will be on-lent

to the Barbados Water Authority to finance its Smart Meter Project on the terms and conditions contained in the Agreement, the main provisions of which are set out in the *Schedule*;

AND WHEREAS the said sum of US\$67.9 million is within the authorised borrowing limit given to the Government under section 2 of the said Act.

RESOLVED therefore that Parliament approve the borrowing of the said sum of US\$67.9 million from Citibank N.A. the proceeds of which will be on-lent to the Barbados Water Authority to finance its Smart Meter Project on the terms and conditions set out in the *Schedule*.

SCHEDULE

TERMS AND CONDITIONS

Arranger:	Citi.
Borrower:	Government of Barbados.
Lender:	Citibank N.A. and other lenders to be determined by the Arranger.
Facility Agent:	Citibank N.A.
Canadian Policy Agent:	Citi Trust Company Canada.
Executing Agency:	Barbados Water Authority.
Facility Type:	Term loan benefitting from 95% cover under the Export Development Canada (EDC) Non-Honoring of Sovereign Obligations insurance programme.
Facility Amount:	US\$67.9 million.
Purpose:	To finance the Barbados Water Authority's Smart Meter Project.
Availability Period:	Three (3) years, or as otherwise approved by EDC and Citi.
Repayment Period:	Principal will be repaid over nine (9) years in eighteen (18) consecutive approximately equal semi-annual installments in arrears, with the first repayment to be made within no more than six (6) months following the end of the availability period, or when fully disbursed, whichever is earlier.
Interest Period:	Interest and the Lender's commitment fee will be payable semi-annually and shall be computed on a 360 day basis and the actual number of days elapsed.
Interest Rate:	6 month USD LIBOR plus a margin of 155 bps per annum (weighted average).
EDC Premium:	Estimated at USD 9.3 million. The Premium is based on the transaction parameters and is subject to change if any of the parameters change. All premiums received by EDC are non-refundable.

Commitment Fee:	0.62% per annum.
Structuring Rate:	Non-refundable up-front fee of 1.75% of the facility amount.
Facility Agent Fee:	A one-time acceptance fee of up to US\$10 000. An annual administration fee of US\$50 000 during the availability period and US\$40 000 during the repayment period.
Canadian Policy Agent Fee:	An annual administration fee of US\$10 000.
Cancellation Fee:	US\$500 000.
Optional prepayment:	Prepayment shall be permitted without penalty on the last day of each interest period (an interest payment date) provided that advance notice of the prepayment is provided to the Agent (exact amount of advance notice required to be determined) and provided that the Borrower shall be responsible for payment of any minimum fee due to EDC as consideration for the issuance of the proposed coverage. The Borrower will bear all costs related to the prepayment of an advance prior to the last day of its interest period. Any swap breakage costs, embedded hedge unwinding costs or make whole premiums are the sole responsibility of the Borrower.
Taxation:	All payments in respect of the Facility will be made free and clear of any present or future taxes, withholdings or other deductions whatsoever (other than income taxes in the jurisdiction of the Lender's applicable lending office). The Borrower will indemnify the Lenders and the Agent for such taxes paid by the Lenders or the Agent.
Increased costs:	The Borrower will reimburse the Lenders for any increased costs arising from increasing liquidity costs, reserve requirements, capital adequacy protection, indemnification, break funding costs, withholding, any change in law, or compliance with any other requests from or requirement of any central bank or other fiscal, monetary or other authority.
Conditions Precedent:	Usual and customary for this type of transaction including but not limited to <ul style="list-style-type: none"> (a) the submission by the Borrower to the Facility Agent of a Notice of Borrowing to be delivered on or before the date that is 90 days after the date of the Agreement; (b) duly executed and delivered transaction documents that are fully effective; (c) all authorisations connected with the project, the execution, delivery and performance of the Finance Documents shall be obtained by the Borrower; (d) the provision by the Borrower of all governmental, ministerial and other regulatory approvals or consents as may be required;

- (e) the successful preparation, negotiation and execution of all necessary legal documentation to the Lenders satisfaction;
- (f) receipt of legal opinions in form and substance satisfactory to the Lenders, including the opinion of the Solicitor General of Barbados;
- (g) the absence in the Lenders opinion of any material adverse change in the financial, economic or political environment of Barbados;
- (h) all representations and warranties are true and correct;
- (i) all fees due prior to disbursement have been paid;
- (j) all other required approvals have been obtained.

Events of Default:

Notwithstanding any other provision herein contained, any sum advanced with all unpaid interest thereon shall become immediately payable to the Lender upon the happenings of the following:

- (a) if any principal or interest payment due by the Borrower is not paid on that date fixed for the payment thereof as per the Facility Agreement;
- (b) if the Borrower shall default in the performance or observance of any of the terms and covenants contained in the Facility Agreement;
- (c) if any representation or warranty given hereunder shall prove to be untrue or incorrect in any respect;
- (d) if the Borrower ceases to be a member in good standing with the International Monetary Fund and ceases to be entitled to the general resources thereof.

Governing law: State of New York.

and moved seconded by Hon. D. St. E. Kellman that the Resolution do now pass.
The Resolution was passed.

ADJOURNMENT

On the motion of Hon. J. D. E. Boyce seconded by Hon. A. D. Brathwaite the House was adjourned to Monday, 16th March, 2015 at 10.00 a.m.

At 10.24 p.m. the Speaker adjourned the House.

RICHARD P. BYER
Deputy Clerk of Parliament.

The Minutes were certified correct and confirmed the _____ day of _____, 2015.

Speaker.

HOUSE OF ASSEMBLY
PARLIAMENT BUILDINGS
BRIDGETOWN.

HOUSE OF ASSEMBLY

FIRST SESSION OF 2013 – 2018

MINUTES

Tuesday, 10th March, 2015.

Government Printing Department.