



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 2nd day of December, 2014, 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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| Hon. D. St. E. Kellman (<i>Minister of Housing, 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 of the Opposition</i>) | Dr. the Hon. D. S. Lowe, Dip. Theology, B.A., M.Ed., 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 General and Minister of Home Affairs</i>) |
| Hon. R. D. Jones, B.A. (Hons.), M.A. Ed., J.P. (<i>Minister of Education, Science, Technology and Innovation</i>) | Hon. S. A. Lashley, B.Sc., LL.B. (Hons.), L.E.C. (<i>Minister of Culture, Sports and Youth</i>) |
| Hon. M. A. Lashley, LL.B. (Hons.) (<i>Minister of Transport and Works</i>) | Hon. D. O’N. Inniss, B.Sc., M.B.A. (<i>Minister of Industry, International Business, Commerce and Small Business Development</i>) |
| Hon. R. L. Sealy, B.Sc., M.B.A. (<i>Minister of Tourism and International Transport</i>) | Hon. C. P. Sinckler, B.A., M.Sc. (<i>Minister of Finance and Economic Affairs</i>) |
| Rt. Hon. F. J. Stuart, Q.C., B.A., LL.M. (<i>Prime Minister; Minister of National Security, The Public Service and Urban Development</i>) | Mr. T. A. Prescod, B.A. |
| Hon. J. D. E. Boyce, M.Sc., C. Eng. (<i>Minister of Health</i>) (<i>Leader of the House</i>) | Lt. Col. J. D. Bostic, MVO, B.A. (Hons.) |
| Hon. S. D. Blackett (<i>Minister of Social Care, Constituency Empowerment and Community Development</i>) | Mr. E. G. Hinkson, LL.B. (Hons.), L.E.C., LL.M. |
| | Mr. D. G. Sutherland, B.Sc., M.Sc., M.B.A. (Dist.) |
| | and |
| | Miss S. J. O. Bradshaw, LL.B. (Hons.). |

ABSENT

Rt. Hon. O. S. Arthur, M.Sc. (Econ.), Mr. G. W. Payne, Q.C., Mr. G. A. Clarke, J.P., B.Sc., Dip. Ed., Mr. R. St. C. Toppin, LL.B. (Hons.), Dr. the Hon. D. C. Estwick, B.Sc., M.B., B.S. (*Minister of Agriculture, Food, Fisheries and Water Resource Management*), Mr. D. D. Marshall, Q.C., LL.B. (Hons.), L.E.C., Mr. K. D. Symmonds, B.A., LL.B., Dr. M. M. Agard, J.P., B.Sc., M.Sc., D.D.S.

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, 18th November, 2014 were taken as read and were confirmed on the motion of Hon. J. D. E. Boyce seconded by Hon. A. D. Brathwaite.

The Minutes of the meeting of Friday, 28th November, 2014, were deferred on the motion of Hon. J. D. E. Boyce seconded by Hon. A. D. Brathwaite.

**NOTICE OF MOTION FOR THE ADJOURNMENT OF THE HOUSE
ON MATTERS OF URGENT PUBLIC IMPORTANCE**

The Speaker referred to a letter dated 28th November, 2014 from Hon. Miss M. A. Mottley under this head in the Order of Business and as set out in Standing Order 10. The letter follows:

Dear Sir,

I beg to give notice of my intention to ask for leave to move the adjournment of the House for the purpose of discussing a definite matter of urgent public importance under Standing Order 18.

The matter I propose to raise is the crisis of care at the nation's lone tertiary care facility, the Queen Elizabeth Hospital, the details of which are outlined hereinafter.

Whereas following an urgent meeting of Barbados Association of Medical Practitioners and the Junior Doctors Association a joint statement was issued by these Associations indicating that patient and Physician care are at risk and that there is a crisis of the highest order at the Queen Elizabeth Hospital;

Whereas they have called on the need for an urgent change in the governance of the QEH as they have "lost confidence in the way in which the QEH is managed";

Whereas this state of affairs has led to their decision to withhold medical care from all, except patients in critical conditions and emergencies;

Whereas they have indicated that the "health of the nation is in crisis";

Be it resolved that the House condemns the current state of affairs at the QEH;

Be it resolved that this House calls upon the Prime Minister to forthwith address how his Government will correct this perilous situation in a manner that will not lead to recurring shortages and how his government will change the governance of the QEH such that confidence may be had in the conduct in the operations of the QEH that the delivery of adequate and appropriate health care at the Queen Elizabeth Hospital to the people of Barbados will not be compromised.

Yours sincerely,

Hon. Mia Amor Mottley Q.C., M.P.

The Speaker ruled that the requirements of Standing Order 18 were not satisfied and hence he could not allow the debate.

At this juncture Hon. Miss M. A. Mottley inquired of the Speaker which limb of the Standing Order was not satisfied. The Speaker replied that taking all the circumstances into consideration he was of the opinion that the threshold established in the Standing Order for debating a motion under this head had not been met.

Hon. Miss M. A. Mottley spoke.

The Speaker spoke.

Hon. Miss M. A. Mottley spoke.

The Speaker spoke.

Hon. Miss M. A. Mottley spoke.

Those members of the Opposition present then left the Chamber.

ORDERS OF THE DAY

SUSPENSION OF STANDING ORDERS

Hon. J. D. E. Boyce seconded by Hon. A. D. Brathwaite moved the suspension of Standing Orders 6, 16, 18, 20, 42(5), 43 and 44. Those standing Orders mentioned were suspended for the remainder of the Sitting.

GOVERNMENT BUSINESS

ORDER NO. 18

On the Order being called for Hon. A. D. Brathwaite to move the second reading of the Bill entitled an Act to amend the Prisons Act, Cap. 168, the Hon. Member began to speak.

Mr. Speaker spoke.

Hon. A. D. Brathwaite withdrew certain remarks and resumed his speech.

SUSPENSION

Hon. J. D. E. Boyce moved seconded by Hon. A. D. Brathwaite the suspension of the House for five minutes.

At 11.35 a.m. the Speaker suspended the Sitting.

RESUMPTION

On resumption Mr. Speaker in the Chair.

ORDER NO. 18 (resumed)

Hon. A. D. Brathwaite concluded his speech and moved seconded by Hon. J. D. E. Boyce, who reserved his right to speak, that the Bill be read a second time.

Hon. S. A. Lashley spoke.

SUSPENSION

Hon. J. D. E. Boyce seconded by Hon. A. D. Brathwaite moved the suspension of the Sitting to 2.00 p.m.

At 1.35 p.m. the Speaker suspended the Sitting.

RESUMPTION

On resumption Mr. Speaker in the Chair.

ORDER NO. 18 (resumed)

Hon. M. A. Lashley spoke.

Dr. the Hon. D. S. Lowe spoke.

Mr. J. D. Paul spoke.

Hon. D. St. E. Kellman spoke.

Rt. Hon. F. J. Stuart spoke.

Hon. A. D. Brathwaite spoke.

On the motion of Hon. A. D. Brathwaite seconded by Hon. J. D. E. Boyce the House went into Committee Mr. J. D. Paul in the Chair.

COMMITTEE

Clauses 1 to 3 were called and passed on the separate motion of Hon. A. D. Brathwaite seconded by Hon. J. D. E. Boyce.

Clause 4 was called.

Hon. A. D. Brathwaite spoke.

Clause 4 was passed on the motion of Hon. A. D. Brathwaite seconded by Hon. J. D. E. Boyce.

Clause 5 was called.

Hon. A. D. Brathwaite spoke.

Clause 5 was passed on the motion of Hon. A. D. Brathwaite seconded by Hon. J. D. E. Boyce.

Clauses 6 to 8 and the First Schedule were called and passed on the separate motion of Hon. A. D. Brathwaite seconded by Hon. J. D. E. Boyce.

On the motion of Hon. A. D. Brathwaite seconded by Hon. J. D. E. Boyce 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. A. D. Brathwaite seconded by Hon. J. D. E. Boyce the Bill was read a third time and passed and the title read and agreed to.

ORDER NO. 10

**RESOLUTION TO APPROVE THE BORROWING OF \$35.0 MILLION
FROM THE REPUBLIC BANK (BARBADOS) LIMITED**

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

WHEREAS by section 2 of the *Special Loans Act*, Cap. 105 the Government is authorized 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 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 BDS\$35.0 million from the Republic Bank (Barbados) Limited to repay a BDS\$35.0 million line of credit 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 BDS\$35.0 million is within the authorized borrowing limits given to the Government under section 2 of the said Act;

RESOLVED therefore that Parliament approve the borrowing of the said sum of BDS\$35.0 million from the Republic Bank (Barbados) Limited to repay a BDS\$35.0 million line of credit on the terms and conditions contained in the Agreement, the main provisions of which are set out in the *Schedule*.

SCHEDULE

TERMS AND CONDITIONS

Agreement:	Between the Government of Barbados and Republic Bank (Barbados) Limited dated 2014/06/20.
Borrower:	Government of Barbados.
Lender:	Republic Bank (Barbados) Limited (hereinafter called "the Bank").
Amount:	BDS \$35,000,000.00
Purpose:	To repay a line of Credit.

SCHEDULE – *Cont'd***TERMS AND CONDITIONS – *Cont'd***

Facility:	Term loan.
Term:	Seven (7) years.
Terms of Repayment:	Payable over 7 years via quarterly blended payments of principal and interest totaling \$1,501,818.68.
Basis:	All interest payable hereunder shall accrue from day to day on the basis of the actual number of days elapsed in a 365 day year.
Interest Rate:	Interest shall be charged at the rate of 2.75% below Prime floating, currently 8.0%, for an effective rate of 5.25% per annum. The Bank reserves the right to adjust the rate of interest payable to such level as it may in its absolute discretion consider appropriate on the giving of three (3) months notice to the Borrower.
Notices:	<ul style="list-style-type: none"> (i) Any instruction or notice given by the Borrower to the Bank hereunder shall be signed by a person authorized to do so by the Government to be given to the Bank. (ii) Any demand made by the Bank hereunder shall be sufficiently made if in writing and signed by the Manager or Managing Director of the Bank or if made by the Attorney-at-Law of the Bank. (iii) Whenever any payment to be made hereunder shall be due on a day other than a business day, such payment shall be made on the next succeeding business day and such additional days shall be included in computing interest in connection with such payment.
Waiver:	Any waiver by the Bank of any breach by the Borrower of any of the terms thereof, or any indulgence, time or relaxation by the Bank to the Borrower shall be without prejudice to and shall not affect the exercise any time thereafter by the Bank of all or any of its rights and remedies hereunder, as though such waiver had not been made or indulgence or relaxation of time had not been granted.
Commitment Fees:	A committment fee of 0.35% of \$35,000,000.00 i.e. \$122,500.00 is due and payable up front.
Legal Fees:	All legal, valuation, stamp duty or other fees incurred by the Bank in connection with this facility shall be paid by the Borrower.
Late Fees:	Provided payment is not made on the due payment date, this facility will be charged late fees at a rate to be determined and which is payable on demand by the Bank.

SCHEDULE – *Concl'd***TERMS AND CONDITIONS** – *Concl'd*

Prepayment of Principal:	Prepayment of principal may be without penalty.
Principal Covenant:	The Borrower shall furnish the Bank with such information as the Bank may from time to time reasonably request.
Events of Default:	Notwithstanding any other provisions herein contained, any sum advanced with all unpaid interest thereon shall become immediately payable to the Bank upon the happenings of the following: <ul style="list-style-type: none"> (a) If any payment due by the Borrower hereunder is not paid on that date fixed for the payment thereof, or within a thirty-day grace period. (b) If the Borrower shall default in the performance or observance of any of the terms or covenants contained herein. (c) If any representation or warranty given hereunder shall prove to be untrue or incorrect in any respect.

and moved seconded by Hon. J. D. E. Boyce that the Resolution be approved.

Mr. J. D. Paul spoke.

Hon. D. St. E. Kellman spoke.

Dr. the Hon. D. S. Lowe spoke.

Hon. C. P. Sinckler spoke in reply.

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 16th December, 2014 at 10.00 a.m.

At 5.10 p.m. Mr. Speaker adjourned the Sitting.

RICHARD P. BYER
Deputy Clerk of Parliament.

The Minutes were certified correct and confirmed the
, 2014.

day of

Speaker.

HOUSE OF ASSEMBLY

FIRST SESSION OF 2013 – 2018

MINUTES

Tuesday, 2nd December, 2014.

Government Printing Department.