



MINUTES OF PROCEEDINGS

OF

The Honourable The Senate

The Senate met in the Senate Chamber, Parliament at the Parliament Buildings on Wednesday the 20th day of December, 2023, at 11.00 o'clock a.m.

PRESENT

His Honour Senator the Most Honourable R. R. Farley, FB, J.P., B.Sc., C.P.A., C.M.A. (*President*)

Her Honour Senator Ms. H. E. Thompson, LL.B. (*Deputy President*)

Senator the Hon. Ms. L. R. Cummins, B.Sc.,
M.Sc. (*Minister of Energy and Business
Development*) (*Leader of the Senate*)

Senator Dr. the Hon. S. M. Munro-Knight, Ph.D.
(*Minister of State in the Prime Minister's
Office*)

Senator Dr. C. K. M. Haynes, M.B.B.S.

Senator J. A. King, B.S.S.

Senator Miss P. E. Parris, J. P.

Senator L. R. Harewood, J.P., BSM, B.Sc., M.Sc.,
M.B.A.

Senator Mrs. S. C. S. Roberts-Odle, B.Sc., M.Sc.

Senator A. A. O. Boyce, B.Sc., M.Sc., LL.B.

Senator G. P. B. Nicholls, B.Sc. (Hons.), LL.B.
(Hons.), LL.M., MCI Arb.

Senator the Hon. L. E. Nurse, F.C.A., F.C.C.A.

Senator Mr. C. A. Maynard, M.B.B.S., F.R.C.S.
(ENT)

Senator K. J. Boyce, LL.B. (Hons.), L.E.C.

Senator Miss C. N. Drakes, B.Sc. (Econ. &
Mgmt), M.Phil Econ.

Senator Rev. Canon Dr. J. A. Rogers, B.Sc., B.A.
(Hons.), M.Phil., Ph.D.

Senator A. W. Mallalieu, C.P.A., F.R.I.C.S.

Senator Dr. K. G. Hinds, Ph.D.

ABSENT

Senator the Most Honourable Mr. J. X. Walcott, FB, M.B., B.S., F.R.C.S. (Edin.), J.P. (*Senior Minister*)
(*Minister of Health and Wellness*), Senator Ms. M. C. Taitt, Q.C., LL.B. (Hons.), M.B.A. and Senator
Dr. the Hon. C. W. DaC. Brathwaite, CHB, Ph.D.

PRAYERS

Prayers were led by Rev. Father Wayne Kirton.

MESSAGES FROM HER EXCELLENCY THE PRESIDENT

Mr. President read the following:



MESSAGE No. /2023

**HER EXCELLENCY THE PRESIDENT
TO
THE HONOURABLE THE SENATE**

Her Excellency the President wishes to inform The Honourable The Senate that she will be absent from the country during the period 21st December, 2023 to 3rd January, 2024 on vacation leave.

Her Excellency further wishes to inform The Honourable The Senate that, in accordance with the provisions of Section 33 of the Constitution, The Very Reverend Dr. Jeffrey Douglas Gibson will perform the functions of the Office of President for the period of Her Excellency's absence.


PRESIDENT

**STATE HOUSE
BARBADOS.**

19th December, 2023

MINUTES

Minutes of the meeting held on Wednesday, 29th November, 2023 were confirmed on the motion of Senator the Hon. Ms. L. R. Cummins.

ANNOUNCEMENTS BY HIS HONOUR THE PRESIDENT

Mr. President announced that he was in receipt of excuses for absence from Senators Dr. the Hon. C. W. DaC. Brathwaite and Ms. M. C. Taitt.

PRESENTATION OF PAPERS

Senator the Hon. Ms. L. R. Cummins by command laid:

Loan Contract No. 5827/OC-BA – Program to Strengthen Social Services in Barbados signed between the Government of Barbados and the Inter-American Development Bank.

PUBLIC BUSINESS

ORDER NO. 2

**RESOLUTION TO APPROVE THE GUARANTEE BY THE MINISTER
OF FINANCE OF LOAN OF \$25.0 M AND INTEREST BY AFRICAN
EXPORT-IMPORT BANK TO KENSINGTON OVAL
MANAGEMENT INCORPORATED**

Senator Dr. the Hon. S. M. Munro-Knight spoke and moved the passing of the following Resolution:

WHEREAS by paragraph (a) of section 3(1) of the *Guarantee of Loans (Companies) Act*, Cap. 96, the Government may, with the approval of Parliament, guarantee the borrowing of such sums by a company from a lending agency as is authorised by the Government;

AND WHEREAS Kensington Oval Management Incorporated, a company incorporated under the *Companies Act*, Cap. 308 is a company controlled by the Government within the meaning of section 2 of the *Guarantee of Loans (Companies) Act*, Cap. 96;

AND WHEREAS Kensington Oval Management Incorporated is seeking a loan in the sum of USD\$25.0 million from African Export-Import Bank on the terms and conditions set out in the *Schedule* for the purpose of financing the rehabilitation and maintenance of sport infrastructures ahead of the 2024 Cricket World Cup which is being held between June 4th and June 30th, 2024 in Barbados;

AND WHEREAS by virtue of section 4 of the *Guarantee of Loans (Companies) Act*, Cap. 96 the aggregate amount of all borrowings by companies that are guaranteed by the Government shall not exceed \$1,000,000,000 without taking into account any amount in respect of interest, commission and any other expenses secured by the guarantees; and the Minister of Finance has certified that the aggregate amount of all borrowings guaranteed by the Government and any further borrowings does not exceed the limit;

BE IT RESOLVED that Parliament approve the guarantee by the Minister of Finance of the payment of the principal sum of USD\$25.0 million and interest thereon to be borrowed by Kensington Oval Management Incorporated from African Export-Import Bank on the terms and conditions set out in the *Schedule* hereto.

APPROVED by the House of Assembly the 5th day of December, Two Thousand and twenty-three.

SCHEDULE

TERMS AND CONDITIONS

Borrower:	Kensington Oval Management Incorporated
Facility:	African Export-Import Bank
Guarantor:	Government of Barbados
Amount:	USD\$25.0 million
Purpose:	To finance the rehabilitation and maintenance of sport infrastructures ahead of the 2024 Cricket World Cup which is being held between June 4th and June 30th, 2024 in Barbados.
Term:	Seven years from the first disbursement date
Moratorium period:	Two years from the Facility's first disbursement date.
Repayment:	Ten equal semi-annual instalments.
Interest:	Seven per cent payable June 30th and December 31st.
Default interest:	Two per cent per annum higher than the interest rate applicable for loans.
Availability period:	The Facility will be available for utilization for a period aligned to the construction period from Facility signature date.
Drawdown:	The Facility may be drawn down in one or multiple amounts during the availability period subject to a minimum drawdown of US\$5 million.
Prepayment:	Loans may be prepaid after the last day of the availability period in whole or in part on 14 business days' prior notice but, if in part, by a minimum of US\$5 million. Any prepayment shall be made with accrued interest on the amount prepaid and, subject to breakage costs, without premium or penalty. Any amount prepaid may not be redrawn and shall be applied against scheduled repayments in inverse chronological order.
Commitment charge:	0.25 per cent per annum on undisbursed amount.

SCHEDULE - (*Concl'd*)TERMS AND CONDITIONS - (*Concl'd*)

Upfront advisory fee:	One per cent of the Facility Amount, that is USD\$250,000.00 due on the date of signature of the Facility Agreement.
Governing law:	English law including for any non-contractual obligations.

Senator J. A. King spoke.
 Senator A. W. Mallalieu spoke.
 Senator Dr. K. G. Hinds spoke.
 Senator G. P. B. Nicholls spoke.
 Senator K. J. Boyce spoke.
 Her Honour Senator Ms. H. E. Thompson spoke.
 Senator Dr. the Hon. S. M. Munro-Knight began her reply.
 Senator Dr. K. G. Hinds spoke on a point of elucidation.
 Senator Dr. the Hon. S. M. Munro-Knight resumed her reply.
 Senator Dr. K. G. Hinds spoke on a point of elucidation.
 Mr. President spoke.
 Senator Dr. the Hon. S. M. Munro-Knight concluded her reply.
 The Resolution was passed.

SUSPENSION

On the motion of Senator the Hon. Ms. L. R. Cummins the Sitting was suspended at 1.40 p.m. to 2.45 p.m.

RESUMPTION

On resumption Madam Deputy President assumed the Chair.

SUSPENSION

On the motion of Senator the Hon. Ms. L. R. Cummins the Sitting was further suspended to 4.00 p.m.

RESUMPTION

On resumption Mr. President resumed the Chair.

ORDER NO. 3**BARBADOS PHYSICAL DEVELOPMENT PLAN AS AMENDED 2023**

Senator the Hon. Ms. L. R. Cummins spoke and moved the passing of the following Resolution:

WHEREAS it is provided by section 16(7) of the *Planning and Development Act, 2019*, that the Director of Planning and Development shall submit for the approval of the Minister a development plan for the Island;

AND WHEREAS a development plan called the Barbados Physical Development Plan was submitted to the Minister on 8th day of July, 1970 and in accordance with section 10(2) of the *Town and Country Planning Act, Cap. 240*, came into operation on the 15th day of March, 1977;

AND WHEREAS in accordance with section 11 of the *Town and Country Planning Act, Cap. 240* proposals for alterations to the Barbados Physical Development Plan were submitted to the Minister on 7th day of February, 1985 and in accordance with section 10(2) of the *Town and Country Planning Act, Cap. 240*, the amendments to the development plan came into operation 1st August, 1991;

AND WHEREAS in accordance with section 11 of the *Town and Country Planning Act*, Cap. 240, proposals for alterations to the Barbados Physical Development Plan were submitted to the Minister on the 30th day of April, 1998 and the 29th day of January, 2003 respectively and in accordance with section 10(2) of the *Town and Country Planning Act*, Cap. 240, the amendments to the development plan came into operation 15th April, 2008;

AND WHEREAS in accordance with section 16(3) of the *Planning and Development Act, 2019*, certain objections and representations with respect to the Barbados Physical Development Plan were made in writing to the Director of Planning and Development who, in accordance with that section, prepared a report to the Minister;

AND WHEREAS in accordance with section 16(5) of the *Planning and Development Act, 2019* the Minister appointed the Chairman Mr. Kenneth Atherley to hold separate public enquiries into those objections and representations;

AND WHEREAS certain amendments which were proposed by the Minister under section 16 of the *Planning and Development Act, 2019* have been approved by the Cabinet on the 19th October, 2023;

AND WHEREAS it is provided by section 16(7) of the *Planning and Development Act, 2019* that the amendments to a development plan shall be submitted for the approval of both Houses;

BE IT RESOLVED therefore that the House of Assembly and the Senate approve the Barbados Physical Development Plan as amended in 2023 and prior plans rescinded.

APPROVED by the House of Assembly the 12th day of December, 2023.

Senator A. W. Mallalieu spoke.

Senator Dr. K. G. Hinds spoke.

Senator L. R. Harewood spoke.

Senator Mr. C. A. Maynard began to speak.

Mr. President spoke.

Senator Mr. C. A. Maynard concluded his speech.

Mr. President vacated the Chair in favour of the Deputy President.

Senator A. A. O. Boyce spoke.

Mr. President resumed the Chair.

Senator the Hon. L. E. Nurse spoke.

Senator J. A. King spoke.

Senator Miss C. N. Drakes spoke.

Her Honour Senator Ms. H. E. Thompson spoke.

Senator the Hon. Ms. L. R. Cummins spoke in reply.

The Resolution was passed.

ADJOURNMENT

Senator the Hon. Ms. L. R. Cummins spoke and moved the adjournment of the Senate *sine die*.

Mr. President spoke.

The motion was passed.

At 8.16 p.m. Mr. President adjourned the Sitting.

N. R. JONES, Q.C.
Deputy Clerk of Parliament.

The Minutes were certified correct and confirmed the _____ day of _____, 2024.

President.

SENATE CHAMBERS
PARLIAMENT BUILDINGS
BRIDGETOWN.

SENATE

FIRST SESSION OF 2022 – 2027

MINUTES

Wednesday, 20th December, 2023.
