



MINUTES OF PROCEEDINGS

OF

The Honourable The Senate

The Senate met in the Senate Chamber, Parliament Buildings on Wednesday, the 30th day of January, 2019 at 11.00 o'clock a.m.

PRESENT

His Honour Senator Dr. Sir Richard L. Cheltenham, KA, Q.C., Ph.D., J.P., B.Sc. (Econ.) (*President*)

His Honour Senator R. N. Greenidge, LL.B. (*Deputy President*)

Senator the Hon. Mr. J. X. Walcott, M.B., B.S.,
F.R.C.S. (Edin.), J.P. (*Minister of Foreign
Affairs and Foreign Trade*) (*Leader of the
Senate*)

Senator the Hon. Miss K. S. McConney (*Minister of
Innovation, Science and Smart Technology*)

Senator Dr. R. O. Springer, B.A., M.A., Ph.D.
(*Parliamentary Secretary, Ministry of
Education, Technological and Vocational
Training*)

Senator Miss L. P. Holder, M.B.A., M.Sc.

Senator Miss L. R. Cummins, B.Sc., M.Sc.

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

Senator D. R. Sands, LL.B. (Hons.)

Senator C. A. Franklyn, J.P.

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

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

Senator Dr. C. A. Maynard, M.B.B.S., FRCS (ENT)

Senator Ms. M. C. Taitt, Q.C., LL.B. (Hons.),
M.B.A.

Senator Rev. J. A. Rogers, B.Sc., B.A. (Hons.),
M.Phil.

Senator Miss T. N. S-A. Moore, M.B.A.

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

Senator Miss A. M. Wiggins, J.P., B.Sc.

ABSENT

Senator the Hon. Miss L. C. Moe (*Minister of Information, Broadcasting and Public Affairs*), Senator R. W. Grant, J.P., B.A. (Econ.), LL.B., PG Dip. MA, Senator R. J. H. Adams, B.Sc. (Econ.), M.Sc. (Political Sociology).

Prayers were led by Rev. Canon Errington Massiah.

ANNOUNCEMENTS BY HIS HONOUR THE PRESIDENT

Mr. President announced that he was in receipt of excuses for absence from Senators the Hon. Miss L. C. Moe and R. W. Grant.

MINUTES

The Minutes of Wednesday, 19th December, 2018 were confirmed on the motion of Senator the Hon. Mr. J. X. Walcott.

The Minutes of Wednesday, 23rd January, 2019 were deferred on the motion of Senator the Hon. Mr. J. X. Walcott.

MOTIONS RELATING TO THE BUSINESS OF THE SENATE

On the motion of Senator the Hon. Mr. J. X. Walcott Standing Order 45(2) was suspended for the remainder of the Sitting.

INTRODUCTION OF BILLS

Senator the Hon. Mr. J. X. Walcott gave notice of the following:

Immigration (Amendment) Bill, 2019.

FIRST READINGS OF BILLS

On the separate motion of Senator the Hon. Mr. J. X. Walcott the following Bills were read a first time:

1. Planning and Development Bill, 2019; and
2. Immigration (Amendment) Bill, 2019.

PUBLIC BUSINESS

ORDER NO. 1

On the Order being called for Senator the Hon. Mr. J. X. Walcott to move the passing of the following Resolution:

WHEREAS the Government of Barbados has determined that there should be a modernized strategic approach to physical development planning in Barbados, with a view to making the planning process more transparent and efficient, through the development of a Green Paper on Planning Law Reform.

AND WHEREAS it is recognized that a modern, fit-for-purpose Town Planning system and the requisite land use policy are vital cogs in any system established to transform the socio-economic landscape of Barbados.

AND WHEREAS it is accepted that land use planning is an integral part of the process of national growth and development and that economic decisions to focus on tourism, manufacturing industry or agricultural development as the basis for Barbados' economic development must be translated into land-use terms.

AND WHEREAS the strategic approach informs the thrust of the Government as it seeks to develop new planning legislation which epitomizes good governance, efficiency, transparency and consistency; and which supports high quality, sustainable development for current and future generations.

AND WHEREAS this new approach calls for the orderly and progressive development of lands, taking cognizance of the need for: effective regulation of land development; planning obligations; enforcement of decisions and the right of appeal.

AND WHEREAS the strategic approach has at its core, the improvement in the quality and speed of the delivery of services in Barbados, in particular Town and Country Planning permissions, to promote doing business with ease.

AND WHEREAS the Green Paper on Planning Law Reform in Barbados has as its five (5) goals: transparency and accountability, openness and inclusiveness, efficiency and effectiveness, sustainable development and fit for purpose.

AND WHEREAS this Green Paper on Planning Law Reform in Barbados, with its clear articulation of policy direction prescribes the role of the Minister, the Chief Town Planner, the applicants, Private Sector and the general public in the holistic and all-embracing development of a modernized legislative frame work and planning system.

AND WHEREAS the Cabinet on September 18th, 2018 approved the Green Paper on Planning Law Reform in Barbados and agreed that it should be laid in Parliament.

BE IT RESOLVED that Parliament take note of the Green Paper on Planning Law Reform in Barbados.

APPROVED by the House of Assembly the 23rd day of October, 2018.

the Hon. Member sought and obtained leave to withdraw the Resolution.

ORDER NO. 4

PLANNING AND DEVELOPMENT BILL, 2019

On the Order being called for Senator the Hon. Mr. J. X. Walcott to move the second reading of the Bill entitled an Act to make provision for (a) the orderly and progressive development of land; (b) for the grant of permission to develop land; (c) powers to regulate land use and development; and (d) related matters,

the Hon. Member spoke and moved that the Bill be read a second time.

Senator C. A. Franklyn began to speak.

Senator the Hon. Mr. J. X. Walcott spoke on a point of order.

Senator C. A. Franklyn resumed his speech.

Senator Dr. C. K. M. Haynes spoke on a point of order.

Senator C. A. Franklyn resumed his speech.

Senator Dr. C. K. M. Haynes spoke on a point of order.

Senator C. A. Franklyn resumed his speech.

Mr. President spoke.

Senator the Hon. Mr. J. X. Walcott spoke on a point of order.

Mr. President spoke.

Senator C. A. Franklyn resumed his speech.

Mr. President directed that certain remarks by Senator C. A. Franklyn be struck from the record.

Senator C. A. Franklyn resumed his speech.

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

Senator C. A. Franklyn resumed his speech.

Mr. President resumed the Chair.

Senator C. A. Franklyn concluded his speech.

Senator Miss A. M. Wiggins spoke.

SUSPENSION

On the motion of Senator the Hon. Mr. J. X. Walcott the Sitting was suspended to 2.15 p.m.

At 12.58 p.m. Mr. President suspended the Sitting.

RESUMPTION

On resumption Mr. President resumed the Chair.

ORDER NO. 4 (resumed)

Senator Dr. C. A. Maynard spoke.

Senator D. R. Sands began to speak.

Senator C. A. Franklyn spoke on a point of order.

Senator D. R. Sands concluded his speech.

Senator K. J. Boyce spoke.

Senator Miss C. N. Drakes spoke.

Senator Ms. M. C. Taitt spoke.

His Honour Senator R. N. Greenidge spoke.

Senator Dr. R. O. Springer spoke.

Senator Rev. J. A. Rogers spoke.

Senator the Hon. L. E. Nurse spoke.

Senator Miss L. R. Cummins spoke.

Senator the Hon. Mr. J. X. Walcott spoke in reply.

The Bill was read a second time.

On the motion of Senator the Hon. Mr. J. X. Walcott the Honourable the Senate resolved itself into Committee on the Bill, His Honour Deputy President in the Chair.

Part 1 (Clauses 1 to 3) was called and passed on the motion of Senator the Hon. Mr. J. X. Walcott.

Part 2 (Clauses 4 to 11).

Senator C. A. Franklyn spoke.

Part 2 was passed on the motion of Senator the Hon. Mr. J. X. Walcott.

Part 3 (Clauses 12 to 19) and Part 4 (Clauses 20 to 43) were called and passed on the motion of Senator the Hon. Mr. J. X. Walcott.

Part 5 (Clauses 44 to 51).

Senator Ms. M. C. Taitt spoke.

Senator the Hon. Mr. J. X. Walcott spoke.

Part 5 was passed on the motion of Senator the Hon. Mr. J. X. Walcott.

Part 6 (Clauses 52 to 63).

Senator K. J. Boyce spoke.

Part 6 was passed on the motion of Senator the Hon. Mr. J. X. Walcott.

Part 7 (Clauses 64 to 68); Part 8 (Clauses 69 to 80); Part 9 (Clauses 81 to 82); Part 10 (Clauses 83 to 85) and Part 11 (Clauses 86 to 94) were called and passed on the motion of Senator the Hon. Mr. J. X. Walcott.

Part 12 (Clauses 95 to 110).

Senator C. A. Franklyn spoke.

Senator the Hon. Mr. J. X. Walcott spoke.

Senator C. A. Franklyn spoke.

Part 12 was passed on the motion of Senator the Hon. Mr. J. X. Walcott.

The First, Second, Third and Fourth Schedules were called and passed on the separate motion of Senator the Hon. Mr. J. X. Walcott.

On the motion of Senator the Hon. Mr. J. X. Walcott the Chairman of Committees reported the passing of the Bill in Committee to the President who resumed the Chair and reported accordingly.

On the separate motion of Senator the Hon. Mr. J. X. Walcott the Bill was read a third time and passed and the title read and agreed to.

SUSPENSION

On the motion of Senator the Hon. Mr. J. X. Walcott the Sitting was suspended until 6.35 p.m.

At 6.19 p.m. Mr. President suspended the Sitting.

RESUMPTION

On resumption Mr. President resumed the Chair.

ORDER NO. 3

EMPLOYMENT RIGHTS (AMENDMENT) BILL, 2019

On the Order being called for Senator the Hon. Miss K. S. McConney to move the second reading of the Bill entitled an Act to amend the Employment Rights Act, 2012 (Act 2012-9) to provide for the requirement of an oath or affirmation of office to be taken by a person who is appointed to the Employment Rights Tribunal,

the Hon. Member spoke and moved that the Bill be read a second time.

Senator C. A. Franklyn began to speak.

Senator the Hon. Mr. J. X. Walcott spoke on a point of order.

Senator C. A. Franklyn resumed his speech.

Senator the Hon. Mr. J. X. Walcott spoke on a point of order.

Senator Ms. M. C. Taitt rose and spoke.

Senator C. A. Franklyn concluded his speech.

Senator Miss T. N. S-A. Moore spoke.

Senator K. J. Boyce began to speak.

Senator C. A. Franklyn spoke on a point of order.

Mr. President ruled no point of order.

Senator K. J. Boyce concluded his speech.

His Honour Senator R. N. Greenidge began to speak.

Senator C. A. Franklyn spoke on a point of order.

His Honour Senator R. N. Greenidge concluded his speech.

Senator Ms. M. C. Taitt spoke.

Senator Miss L. P. Holder began to speak.

Senator Miss T. N. S-A. Moore spoke on a point of order.

Senator Miss L. P. Holder concluded her speech.

Senator the Hon. Miss K. S. McConney spoke in reply.

The Bill was read a second time.

On the motion of Senator the Hon. Miss K. S. McConney the Honourable the Senate resolved itself into Committee on the Bill, His Honour Deputy President in the Chair.

Clauses 1 to 3 were called and passed on the separate motion of Senator the Hon. Miss K. S. McConney.

On the motion of Senator the Hon. Miss K. S. McConney the Chairman of Committees reported the passing of the Bill in Committee to the President who resumed the Chair and reported accordingly.

On the separate motion of Senator the Hon. Miss K. S. McConney the Bill was read a third time and passed and the title read and agreed to.

ADJOURNMENT

On the motion of Senator the Hon. Mr. J. X. Walcott the Senate was adjourned to Wednesday, 6th February, 2019 at 11.00 a.m.

At 9.10 p.m. Mr. President adjourned the Sitting.

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

The Minutes were certified correct and confirmed the
, 2019.

day of

President.

SENATE CHAMBERS
PARLIAMENT BUILDINGS
BRIDGETOWN.

SENATE

FIRST SESSION OF 2018 – 2023

MINUTES

Wednesday, 30th January, 2019.
