



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 7th day of May, 2019, pursuant to the adjournment.

PRESENT

- His Honour A. E. Holder, B.Sc. (Hons.), MSW, LL.B. (Hons.), L.E.C. (*Speaker*)
His Honour G. A. Clarke, J.P., B.Sc., Dip. Ed. (*Deputy Speaker*)
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| Hon. G. W. Payne, Q.C. (<i>Minister of Housing, Lands and Rural Development</i>) | Hon. Ms. C. S. V. Husbands, B.A. (Hons.), M.Sc. (<i>Minister in the Ministry of Foreign Trade</i>) |
| Hon. R. St. C. Toppin, LL.B. (Hons.) (<i>Minister of International Business and Industry</i>) | Hon. I. A. Weir, M.B.A. (<i>Minister of Agriculture and Food Security</i>) |
| Hon. Miss C. Y. Forde, J.P., L.C.P. (<i>Minister of People Empowerment and Elder Affairs</i>) | Hon. A. R. Forde, RPh. (<i>Minister of Youth and Community Empowerment</i>) |
| Hon. D. D. Marshall, Q.C., LL.B. (Hons.), L.E.C. (<i>Attorney General and Minister of Legal Affairs</i>) | Hon. C. McD. Griffith, B.Sc. (<i>Minister in the Ministry of Housing, Lands and Rural Development</i>) |
| Hon. T. A. Prescod, B.A. (<i>Minister of Environment and National Beautification</i>) | Hon. J. A. King, BSS (<i>Minister of Creative Economy, Culture and Sports</i>) |
| Hon. K. D. Symmonds, B.A., LL.B. (<i>Minister of Tourism and International Transport</i>) | Mr. G. P. I. Gooding-Edghill |
| Lt. Col. the Hon. J. D. Bostic, MVO, B.A. (Hons.) (<i>Minister of Health and Wellness</i>) | Hon. C. E. Jordan, B.Sc. (Hons.) (<i>Minister of Labour and Social Partnership Relations</i>) |
| Hon. E. G. Hinkson, LL.B. (Hons.), L.E.C., LL.M. (<i>Minister of Home Affairs</i>) | Dr. S. E. Browne, M.B.B.S. (<i>Chairman of Committees</i>) |
| Bishop J. J. S. Atherley, J.P., B.A., B.Sc., PgD. (<i>Leader of the Opposition</i>) | Hon. K. D. M. Humphrey, B.Sc., M.Sc., M.P.A. (<i>Minister of Maritime Affairs and the Blue Economy</i>) |
| Dr. the Hon. W. F. Duguid, J.P., B.D.S., F.D.S., F. D.R.C.S., M.Min. (<i>Minister of Transport, Works and Maintenance</i>) | Hon. R. R. Straughn, B.Sc., M.Sc. (<i>Minister in the Ministry of Finance</i>) |
| Hon. W. A. Abrahams, LL.B. (<i>Minister of Energy and Water Resources</i>) | Hon. Miss M. K-A. Caddle, B.A., M.Sc. (<i>Minister in the Ministry of Economic Affairs and Investment</i>) |
| | and |
| | Mr. N. G. H. Rowe (<i>Parliamentary Secretary in the Ministry of People Empowerment and Elder Affairs</i>) |

ABSENT

Hon. Miss M. A. Mottley, Q.C., LL.B. (*Prime Minister, Minister of Finance, Economic Affairs and Investment, Minister of National Security and the Civil Service*), Hon. D. G. Sutherland, B.Sc., M.Sc., M.B.A. (Dist.) (*Minister of Small Business, Entrepreneurship and Commerce*), Hon. Miss S. J. O. Bradshaw, LL.B. (Hons.), L.E.C. (*Minister of Education, Technological and Vocational Training*). Mr. R. A. Thorne, Q.C., LL.B., L.E.C., Dip. Theology, and Hon. P. R. Phillips (*Minister in the Ministry of Transport, Works and Maintenance*).

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

Prayers were taken by Rev. Father Mark Harewood.

MINUTES

The Minutes of the meeting of Tuesday, 23rd April, 2019 and Tuesday, 30th April, 2019 were deferred on the motion of Lt. Col. the Hon. J. D. Bostic seconded by Hon. Miss C. Y. Forde.

PAPERS

Lt. Col. the Hon. J. D. Bostic by his command laid the Value Added Tax (Refund) (Protos Inc.) Order, 2019.

GOVERNMENT NOTICES

Lt. Col. the Hon. J. D. Bostic gave notice of the Resolution pertaining to the lease of 9,111.1 square metres of Crown land at Upton, Christ Church to The Maria Holder Memorial Trust.

ORDERS OF THE DAY**SUSPENSION OF STANDING ORDERS**

On the motion of Lt. Col. the Hon. J. D. Bostic seconded by Hon. Miss C. Y. Forde Standing Orders 6, 16, 18, 20, 42(5), 43 and 44 were suspended for the remainder of the Sitting.

GOVERNMENT BUSINESS**ORDER NO. 6****NATIONAL COUNCIL ON SUBSTANCE ABUSE (AMENDMENT) BILL, 2019**

On the Order being called for Hon. E. G. Hinkson to move the second reading of the Bill to amend the National Council on Substance Abuse Act, Cap. 46, the Hon. Member spoke and moved, seconded by Hon. Miss C. Y. Forde that the Bill be read a second time.

Hon. E. G. Hinkson began to speak.

Mr. Speaker spoke.

Hon. E. G. Hinkson concluded his speech.

Hon. Ms. C. S. V. Husbands spoke.

Hon. K. D. M. Humphrey spoke.

SUSPENSION

On the motion of Lt. Col. the Hon. J. D. Bostic seconded by Hon. J. A. King the House was suspended until 1.50 p.m.

At 12.36 p.m. Mr. Speaker suspended the Sitting.

RESUMPTION

On resumption Mr. Speaker resumed the Chair.

ORDER NO. 6 (resumed)

Bishop J. J. S. Atherley spoke.

Hon. A. R. Forde spoke.

Dr. S. E. Browne spoke.

Hon. J. A. King spoke.

Hon. Miss C. Y. Forde began to speak.

Mr. Speaker interjected.

Hon. Miss C. Y. Forde resumed her speech.

Mr. Speaker interjected.

Hon. Miss C. Y. Forde concluded her speech.

Hon. E. G. Hinkson spoke in reply.

The Bill was read a second time.

On the motion of Hon. E. G. Hinkson seconded by Hon. R. R. Straughn the House went into Committee, Dr. S. E. Browne in the Chair.

Clauses 1 to 2 were called and passed on the separate motion of Hon. E. G. Hinkson seconded by Hon. J. A. King.

On the motion of Hon. E. G. Hinkson seconded by Hon. J. A. King the Chairman reported the passing of the Bill in Committee to Mr. Speaker who resumed the Chair and reported accordingly.

On the separate motion of Hon. E. G. Hinkson seconded by Hon. J. A. King the Bill was read a third time and passed and the title read and agreed to.

ORDER NO. 8

On the Order being called for Hon. C. McD. Griffith to move the passing of the following Resolution:

RESOLVED that Parliament in accordance with section 5 of the *Crown Lands (Vesting and Disposal) Act*, Cap. 225 approve the lease to The Maria Holder Memorial Trust, hereinafter referred to as the Trust, of the parcel of land the property of the Crown situate at Upton in the parish of Christ Church, more particularly described in the *First Schedule* to this Resolution on the terms and conditions set out in the *Second Schedule* to this Resolution for the purpose of constructing a skatepark for public use.

FIRST SCHEDULE

ALL THAT land situate at Upton in the parish of Christ Church in this Island containing by admeasurement 9,111.1 square metres or thereabouts Abutting and Bounding on a drain on a public road on lands of the Barbados Government (Barbados Hockey Federation Inc.) on a drain or however else the same may abut and bound as shown and delineated on a Plan certified on the 27th day of March, 2019 by Samuel N. Taylor, Land Surveyor and recorded in the Lands and Surveys Department on the 28th day of March, 2019 as Plan No. 368/2019.

SECOND SCHEDULE

TERMS AND CONDITIONS:

The 9,111.1 square metres of Crown land shall be leased to the Trust on the following terms and conditions:

- (i) the lease to be for a term of twenty (20) years with an option to renew for a further twenty (20) years;
- (ii) the rent shall be a one-time payment of two hundred dollars (\$200.00) plus Value Added Tax (VAT), payable in advance;
- (iii) the rent shall be subject to review at the end of the first term;
- (iv) the premises are being leased for the purpose of construction of a skatepark;
- (v) the land together with all improvements shall be leased back to Crown;
- (vi) the lessee shall be responsible for the costs of development of the site;
- (vii) the lessee shall comply with requirements of all planning, building, safety and health and related legislation throughout the term;
- (viii) the lessee shall indemnify the Crown from all actions arising from its use of the premises;

- (ix) the lessee shall not assign, mortgage, demise, underlet or otherwise part with possession of any part of the demised premises without the landlord's consent;
- (x) the lessee reserves the right to surrender its lease with improvements thereon at any time by giving eight (8) months' notice;
- (xi) the lease shall terminate on the transfer of the ownership of the skatepark to Crown;
- (xii) the premises shall revert to the Crown for nil consideration at the end of the lease or its sooner determination;
- (xiii) the lessee shall not use, permit or suffer the demised premise or any part thereof to be used for any purpose other than a skatepark.

The leaseback of the 9,111.1 square metres of land with the constructed and developed skatepark from the Trust to the Crown shall be on the following terms and conditions:

- (i) the lease to be for a term of twenty (20) years less one day with an option to renew for a further twenty (20) years less one day;
- (ii) the rent shall be fifteen hundred dollars (\$1,500.00) plus Value Added Tax (VAT), payable in advance;
- (iii) the Crown as lessee shall be responsible for keeping the demised premises insured under a comprehensive policy in the joint names of the Crown and the Trust;
- (iv) the lessee shall keep the interior and exterior of the premises, inclusive of drains, sanitary and water apparatus, gates, fences etc. in good and tenable repair;
- (v) the Trust to be responsible for the repair of any latent defect in structure of the premises or repairs arising therefrom;
- (vi) the lessee shall not carry out any additions or extensions to the premises without the approval of the lessor;
- (vii) the lessee shall use the premises as a skatepark and for ancillary sporting purposes, unless written consent by the lessor is given to do otherwise;
- (viii) the lessee shall not assign, sublet, or further lease any part of the demised premises;
- (ix) the Crown as lessee shall permit, the Trust as lessor or its authorised Agent, with two (2) days' written notice, to inspect the premises, and thereafter give the lessee in writing a list of any repairs, maintenance and replacements to be done and require said lessee to execute said repairs within twenty-one (21) days. If unable to do so, the Lessor will execute such repairs and costs thereof will be treated as a debt to the

lessor as additional rent and is to be settled within two (2) months of the date of the lessor's invoice for the work undertaken;

- (x) the lessee through the occupying agent shall be responsible for maintaining Public Liability Insurance of not less than two million dollars (\$2,000,000.00), subject to an annual review by the lessor's brokers and indemnify the lessor in the event of any liability;
- (xi) the Crown through the occupying agency to be responsible for all outgoings arising from the use of the site a skatepark;
- (xii) the Crown is bound to give eight (8) months' notice should it wish to terminate the lease before its expiry date;
- (xiii) the Crown, through the occupying agency shall be responsible for the maintenance and upkeep of the premises.

the Hon. Member spoke and moved seconded by Hon. J. A. King that the Resolution be approved.

Hon. C. E. Jordan spoke.

Hon. R. R. Straughn spoke.

Hon. J. A. King spoke.

Hon. C. McD. Griffith spoke in reply.

The Resolution was passed.

ADJOURNMENT

On the motion of Lt. Col. the Hon. J. D. Bostic seconded by Hon. C. McD. Griffith the House was adjourned to Tuesday, 14th May, 2019 at 10.00 a.m.

At 4.50 p.m. Mr. Speaker adjourned the Sitting.

BEVERLEY S. GIBBONS
Deputy Clerk of Parliament.

The Minutes were certified correct and confirmed the _____ day of _____, 2019.

Speaker.

HOUSE OF ASSEMBLY
PARLIAMENT BUILDINGS
BRIDGETOWN.

HOUSE OF ASSEMBLY

FIRST SESSION OF 2018 – 2023

MINUTES

Tuesday, 7th May, 2019.

Government Printing Department.