



# MINUTES OF PROCEEDINGS

OF

## The Honourable The Senate

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The Senate met in the Senate Chamber, Parliament Buildings on Wednesday the 15th day of May, 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 L. C. Moe (*Minister of  
Information, Broadcasting and Public  
Affairs*)

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 R. W. Grant, J.P., B.A., (Econ.), LL.B., PG  
Dip. MA.

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

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 Dr. C. A. Maynard, M.B.B.S., F.R.C.S.  
(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.

and

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

### ABSENT

Senator R. J. H. Adams, B.Sc. (Econ.), M.Sc. (Political Sociology) and Senator the Hon. L. E. Nurse, F.C.A.,  
F.C.C.A.

Prayers were led by Senator Rev. J. A. Rogers.

Mr. President spoke.

**MESSAGES FROM HER EXCELLENCY THE GOVERNOR-GENERAL**

Mr. President read the following:



GOVERNMENT HOUSE  
BARBADOS

Message No. /2019

**HER EXCELLENCY THE GOVERNOR-GENERAL**

**TO**

**THE HONOURABLE THE SENATE**

Her Excellency The Governor-General has the honour to inform The Honourable The Senate that she will be absent from the country during the period 23rd April, 2019 to 11th May, 2019 on vacation leave.

Her Excellency further has the honour to inform The Honourable The Senate that, in accordance with the provisions of section 29(1)(a) of the Constitution, Sir Kenneth Rudolph Hewitt, KA, CBE, BJH, will perform the functions of the Office of Governor-General for the period of Her Excellency's absence.

S. MASON  
Governor-General

GOVERNMENT HOUSE  
BARBADOS

18th April, 2019

**ANNOUNCEMENTS BY HIS HONOUR THE PRESIDENT**

Mr. President announced that he was in receipt of excuses for lateness from Senator the Hon. Mr. J. X. Walcott and Senator R. W. Grant. He also announced that he was in receipt of excuses for absence from Senator R. J. H. Adams and Senator the Hon. L. E. Nurse.

**MINUTES**

On the motion of Senator the Hon. Miss K. S. McConney the Minutes of the meetings of Tuesday, 26th March, 2019 and Wednesday, 3rd April, 2019 were taken as read and confirmed on the motion of Senator the Hon. Miss K. S. McConney.

**PRESENTATION OF PAPERS**

Senator the Hon. Miss K. S. McConney by command laid the following:

1. Proceeds of Crime (Amendment) Order, 2019.
2. Immigration (Automated Passport Control Kiosks) Regulations, 2019.
3. Customs (Amendment) Regulations, 2019.
4. Barbados Investment and Development Corporation Annual Report 2016-2017.
5. Barbados National Oil Company Limited Annual Report and Audited Financial Statements 2015.
6. Fair Trading Commission Annual Report 2018.

**MOTIONS RELATING TO THE BUSINESS OF THE SENATE**

On the motion of Senator the Hon. Miss K. S. McConney Standing Order 45(2) was suspended for the remainder of the Sitting.

**INTRODUCTION OF BILLS**

Senator the Hon. Miss K. S. McConney gave notice of the following:

1. Public Service (Retrenched Workers) Bill, 2019.
2. Resolution to approve under Section 5 of the Land Acquisition Act, Cap. 228, to approve the compulsory acquisition by the Crown of a parcel of land situate at Lower Bay Street in the parish of Saint Michael in this Island, for the public purpose, namely tourism development.

**FIRST READINGS OF BILLS**

On the motion of Senator the Hon. Miss K. S. McConney the following Bills were read a first time:

1. Charities (Amendment) Bill, 2019.
2. Companies (Amendment) Bill, 2019.
3. Corporate and Trust Service Providers (Amendment) Bill, 2019.
4. Financial Services Commission (Amendment) Bill, 2019.
5. Money Laundering and Financing of Terrorism (Prevention and Control) (Amendment) Bill, 2019.
6. Debt Holder (Approval of Debt Restructuring) (Amendment) Bill, 2019.
7. National Council on Substance Abuse (Amendment) Bill, 2019.
8. Data Production Bill, 2019; and
9. Public Service (Retrenched Workers) Bill, 2019.

**PUBLIC BUSINESS**

**ORDER NO. 1**

**CHARITIES (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 Charities Act, Cap. 243, the Hon. Member spoke, sought and obtained leave by motion to introduce the additional Bills following in a cognate debate:

Companies (Amendment) Bill, 2019;  
 Corporate and Trust Service Providers (Amendment) Bill, 2019;  
 Financial Services Commission (Amendment) Bill, 2019; and  
 Money Laundering and Financing of Terrorism (Prevention and Control) (Amendment) Bill, 2019.

Senator the Hon. Miss K. S. McConney spoke and moved that the Charities (Amendment) Bill, 2019 be read a second time.

Senator Miss C. N. Drakes spoke.

Senator C. A. Franklyn began to speak.

Mr. President spoke.

Senator C. A. Franklyn resumed his speech.

Senator the Hon. Miss L. C. Moe spoke on a point of order.

Senator C. A. Franklyn resumed his speech.

Senator the Hon. Miss K. S. McConney spoke on a point of order.

Mr. President spoke.

Senator C. A. Franklyn resumed his speech.

Senator R. W. Grant spoke on a point of order.

Senator C. A. Franklyn resumed his speech.

Senator the Hon. Miss K. S. McConney spoke on a point of order.

Mr. President spoke.

Senator C. A. Franklyn concluded his speech.

His Honour Senator R. N. Greenidge spoke.

Senator C. A. Franklyn rose and spoke.

Senator Miss L. P. Holder spoke.

**SUSPENSION**

On the motion of Senator the Hon. Mr. J. X. Walcott the Sitting was suspended until 2.40 p.m. At 1.40 p.m. Mr. President suspended the Sitting.

## RESUMPTION

On resumption Mr. President resumed the Chair.

### **ORDER NO. 1 (resumed)**

Senator R. W. Grant spoke.

Senator Miss L. R. Cummins spoke.

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 5 and the Schedule 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.

### **ORDER NO. 2**

#### **COMPANIES (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 Companies Act, Cap. 308,

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

The motion was passed.

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 6 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.

### **ORDER NO. 4**

#### **CORPORATE AND TRUST SERVICE PROVIDERS (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 Corporate and Trust Service Providers Act, 2015 (Act 2015-12),

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

The motion was passed.

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

Clauses 1 to 4 were called and passed on the 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.

### **ORDER NO. 5**

#### **FINANCIAL SERVICES COMMISSION (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 Financial Services Commission Act, 2019,

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

The motion was passed.

On the motion of Senator the Hon. Miss K. S. McConney the House went into Committee, His Honour the Deputy President in the Chair.

Clauses 1 to 18 were called in parts and on the separate motion of Senator the Hon. Miss K. S. McConney were passed.

On the motion of Senator the Hon. Miss K. S. McConney the Chairman reported the passing of the Bill in Committee to Mr. 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.

**ORDER NO. 6**

**MONEY LAUNDERING AND FINANCING OF TERRORISM  
(PREVENTION AND CONTROL) (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 Money Laundering and Financing of Terrorism (Prevention and Control) Act, 2011 (Act 2011-23),

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

The motion was passed.

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 10 were called in parts and on the separate motion of Senator the Hon. Miss K. S. McConney were passed.

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.

**ORDER NO. 3**

On the Order being called for Senator the Hon. Miss K. S. McConney to move the passing of a Resolution to approve the Proceeds of Crime (Amendment) Order, 2019 made by the Attorney General under Section 65(1) of the *Proceeds of Crime Act*, Cap. 143

S.I. 2019 No.

Proceeds of Crime Act  
CAP. 143

**PROCEEDS OF CRIME (AMENDMENT) ORDER, 2019**

The Attorney-General, in exercise of the powers conferred on him by section 65(1) of the *Proceeds of Crime Act*, makes the following Order:

1. This Order may be cited as the *Proceeds of Crime (Amendment) Order, 2019*.
2. ***Part I of the Schedule to the Proceeds of Crime Act, Cap. 143 is amended by deleting paragraphs (y) and (z) and substituting the following:***

“(y) sections 3 and 5 of the *Prevention of Corruption Act*, Cap. 144.”.

Made by the Attorney-General this 9th day of April, 2019.

DALE MARSHALL  
Attorney-General

and that Her Excellency the Governor-General be asked to assent and take the necessary steps to give effect to the Resolution.

the Hon. Member spoke and moved that the Resolution be passed.

Senator C. A. Franklyn spoke.

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

Senator C. A. Franklyn began to speak.

Mr. President spoke.

Senator C. A. Franklyn resumed his speech.

Mr. President spoke.

Senator C. A. Franklyn resumed his speech.

Mr. President spoke.

Senator R. W. Grant spoke on a point of order.

Senator C. A. Franklyn concluded his speech.

Senator Miss L. R. Cummins began to speak.

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

Senator Miss L. R. Cummins concluded her speech.

On the motion of Senator the Hon. Miss K. S. McConney the Sitting was suspended until 4.05 p.m.

At 3.55 p.m. Mr. President suspended the Sitting.

#### **RESUMPTION**

On resumption Mr. President resumed the Chair.

#### **ORDER NO. 3 (resumed)**

Mr. President spoke.

Senator C. A. Franklyn spoke.

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

The Resolution was passed.

#### **MOTIONS RELATING TO THE BUSINESS OF THE SENATE (recommitted)**

On the motion of Senator the Hon. Miss K. S. McConney Standing Order 22(1) was suspended for the remainder of the Sitting.

#### **PUBLIC BUSINESS (resumed)**

#### **ORDER NO. 13 (resumed)**

#### **PUBLIC SERVICE (RETRENCHED WORKERS) 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 authorise the payment of gratuity and pension to 84 public officers who were employed in the Ministry of Transport, Works and Maintenance and who were retrenched from the Public Service on the 19th October, 2018,

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

Senator C. A. Franklyn spoke.

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

Senator Dr. C. A. Maynard spoke.

Senator R. W. Grant spoke.

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.

Clause 1 was called and passed on the motion of Senator the Hon. Miss K. S. McConney.

Clause 2 was called and amended and passed on the motion of Senator the Hon. Miss K. S. McConney.

Clause 3 was called and amended and passed on the 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.

#### **ORDER NO. 14**

Senator the Hon. Mr. J. X. Walcott spoke on the following Resolution:

RESOLVED that Parliament, in accordance with section 5 of the *Parliament, Acquisition Act*, Cap. 228 approve the compulsory acquisition by the Crown of the parcel of land situate at Lower Bay Street in the parish of Saint Michael in this Island more particularly described in the *Schedule* hereto for the public purpose, namely tourism development.

APPROVED by the House of Assembly the 14th day of May, Two Thousand and Nineteen.

## SCHEDULE

ALL THAT land the property of Tiny Tots Limited situate at Bay Street in the parish of Saint Michael in this Island containing by admeasurement 7328.3 square metres (inclusive of 158.4 square metres in road and 3831.3 square metres in beach) Abutting and Bounding on lands now or formerly of Vision Developments Inc. on the sea on lands now or formerly of M. G. Tucker and Co. Ltd., and on a public road known as Bay Street leading to Chamberlain Bridge in one direction and to Wellington Street in the other direct or however else the same may abut and bound together with the buildings thereon, as shown and delineated on a Plan certified on the 10th day of May, 2019 by Anderson R. Alleyne, Land Surveyor and recorded in the Lands and Surveys Department on the 10th day of May, 2019 as Plan No. 575/2019,

and moved that the Resolution be approved.

The motion was passed.

**ADJOURNMENT**

On the motion of Senator the Hon. Mr. J. X. Walcott the Senate was adjourned *sine die*.

At 6.10 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**

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**MINUTES**

Wednesday, 15th May, 2019.

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