



MINUTES OF PROCEEDINGS

OF

The Honourable the House of Assembly

At a hybrid meeting of the House of Assembly at the Worthing Corporate Centre on Tuesday the 14th day of December, 2021, at 10.00 a.m. pursuant to the adjournment.

PRESENT

His Honour A. E. Holder, B.Sc. (Hons.), MSW, LL.B. (Hons.), L.E.C. (*Speaker*)

His Honour N. G. H. Rowe, J.P. (*Deputy Speaker*)

Mr. G. W. Payne, Q.C.

Hon. R. St. C. Toppin, LL.B. (Hons.) (*Minister of International Business and Industry*)

Hon. Miss C. Y. Forde, J.P., L.C.P. (*Minister of People Empowerment and Elder Affairs*)

Hon. D. D. Marshall, Q.C., LL.B. (Hons.), L.E.C. (*Attorney General and Minister of Legal Affairs*)

Mr. T. A. Prescod, J.P., B.A.

Hon. K. D. Symmonds, B.A., LL.B. (*Minister of Energy, Small Business and Entrepreneurship*)

Lt. Col. the Most Honourable J. D. Bostic, FB, MVO, B.A. (Hons.) (*Minister of Health and Wellness*) (**Online**)

Mr. E. G. Hinkson, LL.B. (Hons.), L.E.C., LL.M.

Hon. D. G. Sutherland, B.Sc., M.Sc., M.B.A. (Dist.) (*Minister of Youth, Sports and Community Empowerment*)

Hon. Miss S. J. O. Bradshaw, LL.B. (Hons.), L.E.C. (*Minister of Education, Technological and Vocational Training*)

Bishop J. J. S. Atherley, J.P., B.A., B.Sc., PgD. (*Leader of the Opposition*)

Dr. the Hon. W. F. Duguid, J.P., B.D.S., F.D.S., F.D.R.C.S., M. Min. (*Minister of Housing, Lands and Maintenance*)

Hon. Ms. C. S. V. Husbands, B.A. (Hons.), M.Sc. (*Minister in the Ministry of Foreign Affairs and Foreign Trade*)

Mr. R. A. Thorne, Q.C., LL.B., L.E.C., Dip. Theology

Hon. I. A. Weir, M.B.A. (*Minister of Agriculture and Food Security*)

Hon. C. McD. Griffith, B.Sc. (*Minister in the Ministry of Water Resources*)

Hon. P. R. Phillips (*Minister in the Ministry of Housing, Lands and Maintenance*)

Hon. J. A. King, BSS (*Minister in the Prime Minister's Office*)

Hon. G. P. I. Gooding-Edghill (*Minister of Transport, Works and Water Resources*)

Hon. C. E. Jordan, B.Sc. (Hons.) (*Minister of Labour and Social Partnership Relations and the Third Sector*)

Dr. S. E. Browne, M.B.B.S. (*Chairman of Committees*)

Hon. K. D. M. Humphrey, B.Sc., M.Sc., M.P.A. (*Minister of Maritime Affairs and the Blue Economy*)

Hon. R. R. Straughn, B.Sc., M.Sc. (*Minister in the Ministry of Finance*)

Hon. Ms. M. K-A. Caddle, B.A., M.Sc. (*Minister in the Ministry of Economic Affairs and Investment*)

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. W. A. Abrahams, LL.B. (*Minister of Home Affairs, Information and Public Affairs*), Hon. A. R. Forde, RPh. (*Minister of Environment and National Beautification*) and Ms. T. N. S-A. Moore, M.B.A.

Prayers were taken by Rev. Father Mark Harewood.

ANNOUNCEMENTS BY HIS HONOUR THE SPEAKER

Mr. Speaker read the following messages:

MESSAGE

From

THE HONOURABLE THE SENATE

To

THE HONOURABLE THE HOUSE OF ASSEMBLY

The Honourable the Senate has the honour to inform the Honourable the House of Assembly that at its sitting on **Monday, 13th December, 2021** the **Debt Settlement (Arrears) Bill, 2021** was amended in the terms as cited below.

In clause 3. paragraph (d) delete the words “*of any kind*” and after the word ‘government’ insert the words “**subject to section 5.(2).**”

In clause 5. Renumber as clause 5.(1). In paragraph (c) delete the words “*of any kind*”.

Insert new subclause (2) as follows:

“ (2) For the avoidance of doubt, paragraph (1)(c) does not apply to salaries, pensions, gratuities or any other emolument payable to public officers or any person employed by the Government.”

AND the Honourable the Senate transmits the amended Bill to the Honourable the House of Assembly inviting concurrence in the amendments to the Bill.

Dated the 13th day of December, 2021.



PRESIDENT

MESSAGE**From****THE HONOURABLE THE SENATE****To****THE HONOURABLE THE HOUSE OF ASSEMBLY**

The Honourable the Senate has the honour to inform the Honourable the House of Assembly that at its sitting on **Monday, 13th December, 2021** the **Customs Bill, 2021** was amended in the terms as cited below.

In clause 2 the definitions of: -

- (a) 'authorized economic operator' was amended to include the words "**made under this Act.**" after the words 'the regulations'
- (b) 'trusted trader' was amended to include the words "**made under this Act.**" after the words 'the regulations'

AND the Honourable the Senate transmits the amended Bill to the Honourable the House of Assembly inviting concurrence in the amendments to the Bill.

Dated the 13th day of December, 2021.



PRESIDENT

GOVERNMENT NOTICES

Hon. Miss S. J. O. Bradshaw gave notice of the following:

Resolution to seek the concurrence of the Honourable the House of Assembly in the amendments made by the Honourable the Senate to the Debt Settlement (Arrears) Bill, 2021 and the Customs Bill, 2021.

FIRST READINGS OF BILLS

On the motion of Hon. Miss S. J. O. Bradshaw seconded by Hon. C. E. Jordan the Income Tax (Country-by-Country Reporting) Bill, 2021 was read a first time.

ORDERS OF THE DAY

SUSPENSION OF STANDING ORDERS

On the motion of Hon. Miss S. J. O. Bradshaw seconded by Hon. J. A. King, Standing Orders 6, 16, 18, 20, 42(5), 43 and 44 were suspended for the remainder of the Sitting.

GOVERNMENT BUSINESS

ORDER NO. 11

Resolution seeking the concurrence of the Honourable the House of Assembly in the amendments made by the Honourable the Senate to the Debt Settlement (Arrears) Bill, 2021 and the Customs Bill, 2021.

On the motion of Hon. R. R. Straughn who spoke seconded by Hon. J. A. King the Resolution was passed.

ORDER NO. 9

PUBLIC PROCUREMENT BILL, 2021

On the Order being called for Hon. R. R. Straughn to move the second reading of the Bill entitled an Act to regulate public procurement and in particular to promote integrity, fairness, transparency, value for money and efficiency in public procurement, the Hon. Member spoke and moved, seconded by Hon. J. A. King that the Bill be read a second time.

SUSPENSION

On the motion of Hon. Miss S. J. O. Bradshaw seconded by Hon. J. A. King the Sitting was suspended at 12.47 p.m. to 2.00 p.m.

RESUMPTION

On resumption Mr. Speaker resumed the Chair.

ORDER NO. 9 (resumed)

Bishop J. J. S. Atherley began to speak.

Hon. R. R. Straughn spoke on a point of order.

Bishop J. J. S. Atherley concluded his speech.

Hon. Ms. M. K-A. Caddle spoke.

Hon. K. D. Symmonds began to speak.

Mr. Speaker spoke.

Hon. K. D. Symmonds concluded his speech.

Hon. Miss S. J. O. Bradshaw spoke.

Hon. R. R. Straughn spoke in reply.

The Bill was read a second time.

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

Part 1 (Clauses 1 to 3); Part 2 (Clauses 4 to 8) and Part 3 (Clauses 9 to 15) were called and passed on the separate motion of Hon. R. R. Straughn seconded by Hon. P. R. Phillips.

Part 4 (Clauses 16 to 62) was called.

Hon. R. R. Straughn moved amendments to Clauses 31 and 54 seconded by Hon. P. R. Phillips.

Part 4 (as amended) was passed.

Part 5 (Clauses 63 to 79) was called.

Hon. R. R. Straughn moved an amendment to Clause 66 seconded by Hon. J. A. King.

Part 5 (as amended) was passed.

Part 6 (Clauses 80 to 84) was called and passed on the motion of Hon. R. R. Straughn seconded by Hon. J. A. King.

Part 7 (Clauses 85 to 93) was called.

Hon. R. R. Straughn moved amendments to Clauses 86 and 88 seconded by Hon. J. A. King.

Part 7 (as amended) was passed.

Part 8 (Clauses 94 to 104) was called.

Hon. R. R. Straughn moved amendments to Clauses 98, 99 and 100 seconded by Hon. J. A. King.

Part 8 (as amended) was passed.

Part 9 (Clauses 105 to 117) was called and passed on the motion of Hon. R. R. Straughn seconded by Hon. J. A. King.

The First Schedule was called and amended on the motion of Hon. R. R. Straughn seconded by Hon. P. R. Phillips.

The Second to the Fourth Schedules were called and passed on the separate motion of Hon. R. R. Straughn seconded by Hon. J. A. King.

On the motion of Hon. R. R. Straughn seconded by Hon. P. R. Phillips 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. R. R. Straughn seconded by Hon. J. A. King the Bill was read a third time and passed and the title read and agreed to.

ORDER NO. 6

WHISTLEBLOWER PROTECTION BILL, 2021

On the Order being called for Hon. D. D. Marshall to move the second reading of the Bill entitled an Act to deter and combat corruption and other improper conduct by encouraging and facilitating disclosures of such conduct, protecting the persons who make such disclosures and regulating the receipt, investigation and other treatment of such disclosures, the Hon. Member spoke and sought and obtained leave to introduce the Bill in a cognate debate with the Remediation Agreements (Deferred Prosecutions) Bill, 2021 and the Constitution (Amendment) (No. 3) Bill, 2021.

Hon. D. D. Marshall spoke and moved seconded by Hon. Miss C. Y. Forde that the Bill be read a second time.

Bishop J. J. S. Atherley spoke.

Hon. D. D. Marshall spoke in reply.

The Bill was read a second time.

On the motion of Hon. D. D. Marshall seconded by Hon. J. A. King the House went into Committee, Dr. S. E. Browne in the Chair.

Part 1 (Clauses 1 to 3); Part 2 (Clauses 4 to 12); Part 3 (Clauses 13 to 15) and Part 4 (Clauses 16 to 23) were called and passed on the separate motion of Hon. D. D. Marshall seconded by Hon. P. R. Phillips.

Part 5 (Clauses 24 to 31) was called.

Hon. D. D. Marshall moved an amendment to Clause 29 seconded by Hon. J. A. King.

Part 5 (as amended) was passed.

The First and Second Schedules were called and passed on the separate motion of Hon. D. D. Marshall seconded by Hon. P. R. Phillips.

On the motion of Hon. D. D. Marshall seconded by Hon. P. R. Phillips 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. D. D. Marshall seconded by Hon. P. R. Phillips the Bill was read a third time and passed and the title read and agreed to.

ORDER NO. 3

REMEDIATION AGREEMENTS (DEFERRED PROSECUTIONS) BILL, 2021

On the Order being called for Hon. D. D. Marshall to move the second reading of the Bill entitled an Act to provide for a prosecutor to enter into an agreement to defer prosecution of an alleged offender and impose certain obligations on the offender, where such an agreement would be in the interest of justice,

the Hon. Member moved, seconded by Hon. P. R. Phillips that the Bill be read a second time.

The motion was passed.

On the motion of Hon. D. D. Marshall seconded by Hon. Miss C. Y. Forde the House went into Committee, Dr. S. E. Browne in the Chair.

Clauses 1 to 24 and the Schedule were called and passed on the separate motion of Hon. D. D. Marshall seconded by Hon. K. D. M. Humphrey.

On the motion of Hon. D. D. Marshall seconded by Hon. K. D. M. Humphrey 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. D. D. Marshall seconded by Hon. K. D. M. Humphrey the Bill was read a third time and passed and the title read and agreed to.

ORDER NO. 4

CONSTITUTION (AMENDMENT) (NO. 3) BILL, 2021

On the Order being called for Hon. D. D. Marshall to move the second reading of the Bill entitled an Act to amend the *Constitution of Barbados*, the Hon. Member moved, seconded by Hon. K. D. M. Humphrey that the Bill be read a second time.

The motion was passed.

On the motion of Hon. D. D. Marshall seconded by Hon. K. D. M. Humphrey 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. D. D. Marshall seconded by Hon. J. A. King.

On the motion of Hon. D. D. Marshall 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 motion of Hon. D. D. Marshall seconded by Hon. J. A. King the Bill was read a third time.

On the motion of Hon. D. D. Marshall seconded by Hon. J. A. King the Bill was passed and the title agreed to the House dividing as follows:

Ayes: Lt. Col. the Most Honourable J. D. Bostic, Honourables Ms. C. S. V. Husbands, Miss S. J. O. Bradshaw, D. D. Marshall, Miss C. Y. Forde, K. D. M. Humphrey, I. A. Weir, C. McD. Griffith, Ms. M. K-A. Caddle, C. E. Jordan, R. R. Straughn, J. A. King, Dr. the Hon. W. F. Duguid, Honourables K. D. Symmonds, R. St. C. Toppin, D. G. Sutherland, G. P. I. Gooding-Edghill, His Honour N. G. H. Rowe, Bishop J. J. S. Atherley and Messrs. T. A. Prescod, E. G. Hinkson and R. A. Thorne.

Noes: Nil.

SUSPENSION

On the motion of Hon. Miss S. J. O. Bradshaw seconded by Hon. J. A. King the Sitting was suspended at 7.18 p.m. to 7.40 p.m.

RESUMPTION

On resumption Mr. Speaker resumed the Chair.

GOVERNMENT NOTICES (recommitted)

Hon. Miss S. J. O. Bradshaw gave notice of the following:

- Water Reuse Bill, 2021.
- Barbados Water Authority (Amendment) Bill, 2021.

FIRST READINGS OF BILLS

On the motion of Hon. Miss S. J. O. Bradshaw seconded by Hon. J. A. King the following Bills were read a first time:

- Water Reuse Bill, 2021; and
- Barbados Water Authority (Amendment) Bill, 2021.

ADJOURNMENT

On the motion of Hon. Miss S. J. O. Bradshaw seconded by Mr. T. A. Prescod the House was adjourned to Friday, 17th December, 2021 at 10.00 a.m.

At 7.52 p.m. Mr. Speaker adjourned the Sitting.

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

The Minutes were certified correct and confirmed the _____ day of _____, 2021.

Speaker.

HOUSE OF ASSEMBLY
WORTHING CORPORATE CENTRE
WORTHING
CHRIST CHURCH

HOUSE OF ASSEMBLY

SECOND SESSION OF 2018 – 2023

MINUTES

Tuesday, 14th December, 2021.

Government Printing Department.