



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 5th day of December, 2023, at 10.00 o'clock a.m. pursuant to the adjournment.

PRESENT

- His Honour A. E. Holder, S.C., B.Sc. (Hons.), MSW, LL.B. (Hons.), L.E.C. (*Speaker*)
His Honour N. G. H. Rowe, J.P. (*Deputy Speaker*)
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| Miss C. Y. Forde, J.P., L.C.P. | Hon. I. A. Weir, M.B.A. (<i>Minister of Agriculture, Food and Nutritional Security</i>) |
| Hon. D. D. Marshall, S.C., LL.B. (Hons.), L.E.C. (<i>Attorney General and Minister of Legal Affairs</i>) | Hon. C. McD. Griffith, B.Sc. (<i>Minister of Youth, Sports and Community Empowerment</i>) |
| Mr. T. A. Prescod, J.P., B.A. | Mr. P. R. Phillips, J.P. (<i>Chairman of Committees</i>) |
| Mr. E. G. Hinkson, S.C., LL.B. (Hons.), L.E.C., LL.M. | Hon. G. P. I. Gooding-Edghill (<i>Minister of Tourism and International Transport</i>) |
| Hon. D. G. Sutherland, B.Sc., M.Sc., M.B.A. (Dist.) (<i>Minister of Housing, Lands and Maintenance</i>) | Hon. C. E. Jordan, B.Sc. (Hons.) (<i>Minister of Labour, Social Security and the Third Sector</i>) |
| Hon. Miss S. J. O. Bradshaw, LL.B. (Hons.), L.E.C. (<i>Acting Prime Minister wef 30/11/2023</i>) (<i>Senior Minister</i>) (<i>Minister of Transport, Works and Water Resources</i>) | Hon. K. D. M. Humphrey, B.Sc., M.Sc., M.P.A. (<i>Minister of People Empowerment and Elder Affairs</i>) |
| Dr. the Hon. W. F. Duguid, J.P., B.D.S., F.D.S., F.D.R.C.S., M. Min. (<i>Senior Minister in the Prime Minister's Office</i>) | Hon. R. R. Straughn, B.Sc., M.Sc. (<i>Minister in the Ministry of Finance and Economic Affairs</i>) |
| Hon. W. A. Abrahams, S.C., LL.B. (<i>Minister of Home Affairs and Information</i>) | Ms. M. K-A. Caddle, B.A., M.Sc. |
| Hon. Ms. C. S. V. Husbands, B.A. (Hons.), M.Sc. (<i>Minister of State in the Ministry of Foreign Trade and Business Development</i>) | Hon. Miss K. S. McConney (<i>Minister of Education, Technological and Vocational Training</i>) |
| Mr. R. A. Thorne, Q.C., LL.B., L.E.C., Dip. Theology | Dr. R. O. Springer, J.P., Ph.D. (<i>Parliamentary Secretary in the Ministry of Transport, Works and Water Resources</i>) |
| | Hon. D. I. Ishmael, M.B.A., M.Sc. (<i>Minister of Industry, Innovation, Science and Technology</i>) |
| | Hon. C. A. Lane, J.P. (<i>Minister of State in the Office of the Attorney General</i>) |
| | Mr. C. D. L. Gibbs |

ABSENT

Hon. Miss M. A. Mottley, S.C., LL.B. (*Prime Minister, Minister of Finance, Economic Affairs, Culture, Security, Public Service, CARICOM and the Development Commissions*), Hon. K. D. Symmonds, B.A., LL.B. (*Senior Minister*) (*Minister of Foreign Affairs and Foreign Trade*), Hon. A. R. Forde, Rph. (*Minister of Environment and National Beautification*), Dr. the Hon. S. E. Browne, M.B.B.S. (*Minister of State in the Ministry of Health and Wellness*) and Ms. T. N. S-A. Moore, J.P., M.B.A.

PRAYERS

Prayers were taken by Rev. Father Mark Harewood.

MINUTES

The Minutes of the meetings of Tuesday, 14th November, 2023 and Tuesday, 21st November, 2023 were taken as read and were confirmed on the motion of Hon. Miss S. J. O. Bradshaw seconded by Dr. the Hon. W. F. Duguid.

PAPERS

Hon. Miss S. J. O. Bradshaw by command laid the following:

1. The Customs Tariff (Amendment) Order, 2023.
2. Audited Financial Statements of the New Life Investment Company Inc. for the Financial Year 2017-2018.
3. Audited Financial Statements of the New Life Investment Company Inc. for the Financial Year 2018-2019.

FIRST READINGS OF BILLS

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

1. Cybercrime Bill, 2023; and
2. Mutual Assistance in Criminal Matters (Amendment) Bill, 2023.

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

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

GOVERNMENT BUSINESS**ORDER NO. 9**

**RESOLUTION TO APPROVE THE BARBADOS PHYSICAL DEVELOPMENT
PLAN AS AMENDED 2023**

Dr. the Hon. W. F. Duguid spoke on 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,

and moved seconded by Ms. M. K-A. Caddle that the Resolution be approved.

Ms. M. K-A. Caddle spoke.

SUSPENSION

On the motion of Hon. Miss S. J. O. Bradshaw seconded by Hon. D. I. Ishmael the Sitting was suspended to 2.15 p.m.

At 1.00 p.m. Mr. Speaker suspended the Sitting.

RESUMPTION

On resumption Mr. Speaker resumed the Chair.

ORDER NO. 9 (resumed)

Mr. P. R. Phillips spoke.

Mr. R. A. Thorne spoke.

Hon. C. A. Lane spoke.

Hon. C. E. Jordan spoke.

On the motion of Hon. Miss S. J. O. Bradshaw seconded by Hon. W. A. Abrahams further consideration of the Resolution was postponed.

ORDER NO. 12

Hon. R. R. Straughn spoke on 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.

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.

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

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:	<p>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.</p> <p>Any prepayment shall be made with accrued interest on the amount prepaid and, subject to breakage costs, without premium or penalty.</p> <p>Any amount prepaid may not be redrawn and shall be applied against scheduled repayments in inverse chronological order.</p>
Commitment charge:	0.25 per cent per annum on undisbursed amount.
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,

and moved seconded by Hon. C. McD. Griffith that the Resolution be approved.

Mr. Speaker spoke.

Ms. M. K-A. Caddle spoke.

Hon. C. McD. Griffith spoke.

Hon. D. G. Sutherland spoke.

Hon. R. R. Straughn spoke in reply.

The Resolution was passed.

ADJOURNMENT

On the motion of Hon. Miss S. J. O. Bradshaw, seconded by Hon. D. I. Ishmael the House was adjourned to Tuesday, 12th December, 2023 at 10.00 a.m.

At 5.57 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 _____, 2023.

Speaker.

HOUSE OF ASSEMBLY
PARLIAMENT BUILDINGS
BRIDGETOWN.

HOUSE OF ASSEMBLY

FIRST SESSION OF 2022 – 2027

MINUTES

Tuesday, 5th December, 2023.

Government Printing Department.