

NATIONAL ASSEMBLY

ORDER PAPER

FOR THE 127TH SITTING OF THE NATIONAL ASSEMBLY OF THE FIRST SESSION

(2006 - 2010) OF THE NINTH PARLIAMENT OF GUYANA TO BE HELD

AT 2.00 P.M.

ON THURSDAY, 22ND JULY, 2010

IN THE PARLIAMENT CHAMBER, PUBLIC BUILDINGS, GEORGETOWN

BUSINESS FOR SITTING

PRAYERS

OATH OF A NEW MEMBER-

MESSAGES FROM THE PRESIDENT-

ANNOUNCEMENTS BY THE SPEAKER-

PRESENTATION OF PETITIONS-

Private Bill

***By Mr. Donald Ramotar, M.P.**

Petition on behalf of the Guyana and Trinidad Mutual Fire Insurance Company Limited seeking to have introduced in the Assembly a Private Bill to amend the Guyana Trinidad Mutual Fire Insurance Company Limited Ordinance, Chapter 210 of the Kingdom Edition of the Laws of British Guiana (Principal Ordinance).

/...2

***Not to be proceeded with at this sitting**

2.

After the petition is read, the Speaker will put the question that the promoters be allowed to proceed.

(Circulated)

PRESENTATION OF PAPERS AND REPORTS-

REPORTS FROM COMMITTEES-

ORAL QUESTIONS WITHOUT NOTICE

QUESTIONS ON NOTICE-

For Written Replies

1. THE SPORTS AND ARTS DEVELOPMENT AGENCY

Member Asking: Mrs. Sheila Holder, M.P.

Minister Answering: The Minister of Culture, Youth and Sports

- (i) Will the Hon. Minister list for which years audited accounts and reports were submitted by the body described as the 'Sports and Arts Development' fund agency (#6321) he assured the National Assembly were available last Wednesday, February 24, 2010, during consideration of his Ministry's budgetary estimates?
- (ii) Will the Honourable Minister make available these audited accounts and reports as promised which were submitted by the 'sports and Arts Development' fund agency (#6321) named in the 2010 budget to receive \$100,000,000:?
- (iii) Will the Minister name the persons under whose authority these funds are managed in the disbursement of the contributions detailed in the budgetary estimates as the local organisation receiving these subsidies and contributions from the government's treasury?

(Notice Paper No. 447 (Q326 Opp301) published on 2010-03-05)

3.

2. **THE ROLES OF THE PUBLIC SERVICE MINISTRY AND THE PUBLIC SERVICE COMMISSION IN THE EMPLOYMENT OF CONTRACT AND TEMPORARY EMPLOYEES**

Member Asking: Mrs. Sheila Holder, M.P.

Minister Answering: The Minister of the Public Service

Will the Public Service Minister please provide the House with an explanation of the roles of the Public Service Ministry and the Public Service Commission in the employment of contract employees and temporary employees?

(Notice Paper No. 448 (Q327 Opp302) published on 2010-03-05)

For Oral Reply

3. **SPECIAL CONSTABULARY OF THE GUYANA POLICE FORCE**

Member Asking: Ms Vanessa Kissoon, M.P.

Minister Answering: The Minister of Home Affairs

- (i) *Could the Honourable Minister of Home Affairs inform this National Assembly why Members of the Special Constabulary of the Guyana Police Force are not paid the same benefits as regular Members of the Guyana Police Force?
- (ii) * Could the Hon. Minister inform this National Assembly why Members of the Special Constabulary have not been paid the 6% increase in salary given to regular Members of the Guyana Police Force retroactive to January 1, 2009?
- (iii) *Could the Hon. Minister inform this National Assembly when Members of the Special Constabulary will benefit from leave packages?

(Notice Paper No. 474 (Q340 Opp315) published on 2010-06-28)

STATEMENTS BY MINISTERS, INCLUDING POLICY STATEMENTS-

PERSONAL EXPLANATIONS-

**REQUESTS FOR LEAVE TO MOVE THE ADJOURNMENT OF THE ASSEMBLY ON
DEFINITE MATTERS OF URGENT PUBLIC IMPORTANCE-**

**MOTIONS RELATING TO THE BUSINESS OR SITTINGS OF THE ASSEMBLY AND
MOVED BY A MINISTER-**

INTRODUCTION OF BILLS-

PUBLIC BUSINESS -

(i) GOVERNMENT BUSINESS

BILLS – Second Readings

1. **PROCUREMENT (AMENDMENT) BILL 2010 – Bill No. 6 /2010 published on
2010-07-15**

The Minister of Finance to move the second reading of the following Bill:

A BILL intituled AN ACT to amend the Procurement Act 2003.

(Read a first time on 2010-07-15)

2. **NEW BUILDING SOCIETY (AMENDMENT) BILL 2010 – Bill No. 7/2010
published on 2010-07-15**

The Minister of Finance to move the second reading of the following Bill:

A BILL intituled AN ACT to amend the New Building Society Act.

(Read a first time on 2010-07-15)

MOTIONS

3. **CONFIRMATION OF THE PETROLEUM (EXPLORATION AND PRODUCTION) (TAX LAWS) (YPF GUYANA LTD., FORMERLY MAXUS GUYANA LTD.) ORDER 2010 – ORDER NO. 9 OF 2010**

The Minister of Finance to move the following motion:

BE IT RESOLVED:

That this National Assembly, in accordance with Section 51 of the Petroleum (Exploration and Production) Act 1986, confirm the Petroleum (Exploration and Production) (Tax Laws) (YPF Guyana Ltd., formerly Maxus Guyana Ltd.) Order 2010 – No. 9 of 2010, made under Section 51 of the Petroleum (Exploration and Production) Act 1986 and published in an Extraordinary Copy of the Official Gazette dated 26th June, 2010.

(Notice Paper No. 478 (M140 Govt 86) published on 2010-07-15)

4. **CONFIRMATION OF THE PETROLEUM (EXPLORATION AND PRODUCTION) (TAX LAWS) (CGX RESOURCES INC.) ORDER 2010 – ORDER NO. 10 OF 2010**

The Minister of Finance to move the following motion:

BE IT RESOLVED:

That this National Assembly, in accordance with Section 51 of the Petroleum (Exploration and Production) Act 1986, confirm the Petroleum (Exploration and Production) (Tax Laws) (CGX Resources Inc.) Order 2010 – No. 10 of 2010, made under Section 51 of the Petroleum (Exploration and Production) Act 1986 and published in an Extraordinary Copy of the Official Gazette dated 26th June, 2010.

(Notice Paper No. 479 (M141 Govt 87) published on 2010-07-15)

6.

5. **CONFIRMATION OF THE PETROLEUM (EXPLORATION AND PRODUCTION) (TAX LAWS) (CANACOL ENERGY (GUYANA) INC. FORMERLY GROUNDSTAR RESOURCES INC.) ORDER 2010 – ORDER NO. 11 OF 2010**

The Minister of Finance to move the following motion:

BE IT RESOLVED:

That this National Assembly, in accordance with Section 51 of the Petroleum (Exploration and Production) Act 1986, confirm the Petroleum (Exploration and Production) (Tax Laws) (Canacol Energy (Guyana) Inc., formerly Groundstar Resources Inc.) Order 2010 – No. 11 of 2010, made under Section 51 of the Petroleum (Exploration and Production) Act 1986 and published in an Extraordinary Copy of the Official Gazette dated 26th June, 2010.

(Notice Paper No. 480 (M142 Govt 88) published on 2010-07-15)

BILLS – Committee and Third Readings

*6. **MARITIME ZONES BILL 2009 – Bill No. 36/2009 published on 2009-10-08**

The Assembly to proceed upon the further stages of the following Bill, after the Special Select Committee has reported thereon:

A BILL intituled AN ACT to repeal and replace the Maritime Boundaries Act 1977, to incorporate certain provisions of the United Nations Convention on the Law of the Sea and the UNESCO Convention on the Protection of the Underwater Cultural Heritage 2001, to provide for marine scientific research, maritime cultural area, eco-tourism, marine parks and reserves and mariculture, the protection and preservation of the marine environment and for related matters.

(Read a first time on 2009-10-15)

(Read a second time and committed to the Special Select Committee on 2009-10-29)

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***Not to be proceeded with at this sitting**

7.

***7. LEGAL PRACTITIONERS (AMENDMENT) BILL 2009 – Bill No. 45/2009 published on 2009-11-26**

The Assembly to proceed upon the further stages of the following Bill, after the Special Select Committee has reported thereon:

A BILL intituled AN ACT to amend the Legal Practitioners Act.

(Read a first time on 2009-11-26)

(Read a second time and committed to the Special Select Committee on 2009-12-21)

BILLS – Second Readings, Committee and Third Readings

***8. LOCAL GOVERNMENT (AMENDMENT) BILL 2009 – Bill No. 23/2009 published 2009-06-03**

The Assembly to proceed upon the further stages of the following Bill, after the Special Select Committee has reported thereon:

A BILL intituled AN ACT to amend the Local Government Act.

(Read a first time and committed to the Special Select Committee on 2009-06-04)

***9. FISCAL TRANSFERS BILL 2009 - Bill No. 25/2009 published on 2009-06-11**

The Assembly to proceed upon the further stages of the following Bill, after the Special Select Committee has reported thereon:

A BILL intituled AN ACT to provide for the formulation and implementation of objective criteria for the purpose of the allocation of resources to and the garnering of resources by local democratic organs and for matters connected therewith.

(Read a first time and committed to the Special Select Committee on 2009-06-11)

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***Not to be proceeded with at this sitting**

8.

*10. **MUNICIPAL AND DISTRICT COUNCILS (AMENDMENT) BILL 2009 – Bill No. 26/2009 published on 2009-06-11**

The Assembly to proceed upon the further stages of the following Bill, after the Special Select Committee has reported thereon:

A BILL intituled AN ACT to amend the Municipal and District Councils Act.

(Read a first time and committed to the Special Select Committee on 2009-06-11)

*11. **CUSTODY, CONTACT, GUARDIANSHIP AND MAINTENANCE BILL 2009 – Bill No. 29/2009 published on 2009-06-25**

The Assembly to proceed upon the further stages of the following Bill, after the Special Select Committee has reported thereon:

A BILL intituled AN ACT to provide for the granting of custody, contact, guardianship and maintenance rights with respect to children and for connected purposes.

(Read a first time and committed to the Special Select Committee on 2009-06-25)

*12. **CHILDCARE AND DEVELOPMENT SERVICES BILL 2009 – Bill No. 31/2009 published on 2009-07-08**

The Assembly to proceed upon the further stages of the following Bill, after the Special Select Committee has reported thereon:

A BILL intituled AN ACT to regulate childcare services and to provide for parameters for the granting of licences for childcare and development services and connected matters.

(Read a first time and committed to the Special Select Committee on 2009-07-09)

/...9

***Not to be proceeded with at this sitting**

9.

(ii) **PRIVATE MEMBERS' BUSINESS**

INTRODUCTION OF BILLS

Presentation and first Readings

*1. **BROADCASTING BILL 2010 – Bill No. 3/2010**

Mr. Khemraj Ramjattan, M.P., is to seek leave to present the following Bill:

A BILL intituled AN ACT to make provision for the establishment of a Broadcasting Authority, to provide for their functions, and to provide for the licensing of broadcasting agencies and the encouragement of production and broadcasting of television and radio programmes having relevance generally to life and culture of the people and for consequential and related matters.

*2. **FREEDOM OF INFORMATION BILL 2006 – Bill No. 26/2006**

Mr. Raphael Trotman, M.P., is to seek leave to present the following Bill:

A BILL intituled AN ACT to give access to information to members of the public.

MOTION

13. **CRIMINAL RESPONSIBILITY OF HIV INFECTED INDIVIDUALS**

Mr. Everall Franklin, M.P. to move the following motion:

WHEREAS the fight against HIV and AIDS has been relentless especially during the past 15 years;

AND WHEREAS some success has been recorded throughout the country in reducing the instances of infection and transmission of HIV and AIDS;

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***Not to be proceeded with at this sitting**

10.

AND WHEREAS educating the population is of utmost importance in the arsenal of weapons and/or measures required to combat this dreaded disease;

AND WHEREAS despite the best efforts of health care officials, religious organizations and NGOs in educating the population with respect to AIDS and HIV, infection rates are still disappointingly high;

AND WHEREAS persons, some knowingly, still infect others with the Human Immune Deficiency Virus, causing immense suffering and pain to the infected persons, their families, community at large along with increased cost to the health care system;

AND WHEREAS persons are not held responsible by law for knowingly transmitting this deadly virus to innocent victims;

AND WHEREAS the confidentiality and non-discriminatory laws in place which protect persons affected with HIV and AIDS prevent disclosure of their identity, these persons are free to have unprotected sex with unsuspecting partners, thus further spreading the disease,

NOW THEREFORE, BE IT RESOLVED:

That the criminal laws of Guyana under all relevant sections be amended, to make it an indictable offence for any person to transmit the virus to any other person, when they would have had prior knowledge of their infected status;

BE IT FURTHER RESOLVED:

That non disclosure laws or guidelines be so amended to allow information to be used by the prosecution if so required;

BE IT FURTHER RESOLVED:

That all agencies, clinics, hospitals which have the results of tests and other vital information be bound by law to release such information to any court engaged in a matter; and

BE IT FURTHER RESOLVED:

That the charge of attempted murder be instituted against any individual found to have endangered the life of another in the manner described above.

(Notice Paper No. 475 (M137 Opp37) published on 2010-07-09)

(iii) **COMMITTEES BUSINESS**

MOTION

14. **ADOPTION OF THE EIGHTH REPORT OF THE STANDING COMMITTEE ON APPOINTMENTS TO ADDRESS MATTERS RELATING TO THE NOMINATION AND APPOINTMENT OF MEMBERS OF THE INDIGENOUS PEOPLES' COMMISSION**

Ms Gail Teixeira, M.P. (Chairperson of the Standing Committee on Appointments) to move the following motion:

WHEREAS, Article 212S of the Constitution provides for the establishment of an Indigenous Peoples' Commission;

AND WHEREAS, in accordance with Article 212S (2)(a)(b)(c) of the Constitution, the Indigenous Peoples' Commission shall consist of –

- (a) *“Not more than ten Members, nominated by entities, by a consensual mechanism determined by the National Assembly, after the entities are determined by the votes of not less than two-thirds of all elected Members of the National Assembly;*

12.

(b) Three persons, at least one being a woman nominated by the Tushaas Council and two persons including one woman nominated by Amerindian organizations determined by the votes of not less than two-thirds of all elected Members of the National Assembly; and

(c) A Member who shall be a nominee, without the right to vote, chosen by and from each of the following Commissions: the Human Rights Commission, Ethnic Relations Commission, Women and Gender Equality Commission and the Rights of the Child Commission.”

AND WHEREAS, the Committee on Appointments, in keeping with Resolution No. 118 of March 18, 2010, consulted with the approved list of entities for nominations to the Indigenous Peoples’ Commission;

AND WHEREAS, all the approved entities were invited to submit and responded with their nominees between May and June, 2010;

AND WHEREAS, the National Assembly approved the Members of the Indigenous Peoples’ Commission in accordance with Article 212S(2)(b), and Resolution No. 118 of March 18, 2010,

BE IT RESOLVED:

That this National Assembly now approves the following twelve persons as Members of the Indigenous Peoples’ Commission established under the Constitution and signify to the President that:

Tushao Yvonne Pearson

Tushao Marco J. De Souza

Tushao Doreen Jacobis

13.

Mr. David James
Ms Matilda Saigo
Ms Patricia Singh
Mr. George Simon
Captain Gerald Gouveia
Mr. Damian Fernandes
Mr. James Singh
Reverend Father Malcolm Rodrigues
Mr. Norman Whittaker, M.P.

have been nominated in accordance with Resolution No. 118 of March 18, 2010 and Article 212S(2)(a)(b) of the Constitution to be appointed Members of the Indigenous Peoples' Commission; and

BE IT FURTHER RESOLVED:

That this National Assembly adopts the Eighth Report of the Standing Committee on Appointments to address matters relating to the nomination and appointment of Members of the Indigenous Peoples' Commission.

(Notice Paper No. 477 (M139 PPP/C 18) published on 2010-07-15)

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S.E. ISAACS
Clerk of the National Assembly

PARLIAMENT OFFICE,
Public Buildings,
Brickdam,
Georgetown.

16th July, 2010.

