

NATIONAL ASSEMBLY

ORDER PAPER

FOR THE 40th SITTING OF THE NATIONAL ASSEMBLY OF THE FIRST SESSION

(2012 - 2013) OF THE TENTH PARLIAMENT OF GUYANA TO BE HELD

AT 2.00 P.M.

ON MONDAY, 25TH MARCH, 2013

IN THE PARLIAMENT CHAMBER, PUBLIC BUILDINGS,

BRICKDAM, GEORGETOWN

BUSINESS FOR SITTING

PRAYERS

OATH OF A NEW MEMBER-

MESSAGES FROM THE PRESIDENT-

ANNOUNCEMENTS BY THE SPEAKER-

PRESENTATION OF PETITIONS-

PRESENTATION OF PAPERS AND REPORTS-

(1) By the Minister of Finance:

Estimates of the Revenues and Expenditure of Guyana for the financial year 2013.

(To be Circulated)

2.

(2) By the Minister of Natural Resources and the Environment:

Guyana Geology and Mines Commission Annual Reports for the years 2001, 2002, 2003, 2005 and 2007.

(To be Circulated)

REPORTS FROM COMMITTEES-

ORAL QUESTIONS WITHOUT NOTICE

QUESTIONS ON NOTICE-

For Written Replies

1. IMPACT OF THE 'NO CHILD LEFT BEHIND POLICY'

Member Asking: Ms Africo Selman, M.P.

Minister Answering: The Minister of Education

Could the Hon. Minister of Education inform this House whether an evaluation has been conducted to ascertain the impact of the 'No Child left behind Policy' on the delivery of education in Guyana.

(Notice Paper No.148 (Q 90 Opp. 89) published on 2013-02-05)

2. ASSESSMENT OF THE 'NO CHILD LEFT BEHIND POLICY'

Member Asking: Ms Africo Selman, M.P.

Minister Answering: The Minister of Education

Could the Hon. Minister of Education inform this House whether the Hon. Minister considers an assessment of the 'No Child left behind Policy' a necessity in relation to the improvement of the quality of education delivery in Guyana?

(Notice Paper No.149 (Q 91 Opp. 90) published on 2013-02-05)

3.

3. PAYMENT OF CLEANERS BY PARENT TEACHER'S ASSOCIATIONS (PTA)

Member Asking: Mrs. Catherine Hughes, M.P.

Minister Answering: The Minister of Education

Can the Hon. Minister explain why Parent Teacher's Associations (PTA) are being asked to pay cleaners employed at senior secondary schools?

(Notice Paper No.161 (Q 103 Opp 101) published on 2013-02-06)

4. DESIGNATED "PLAY SPACES" IN CERTAIN AREAS

Member Asking: Mr. James Bond, M.P.

Minister Answering: The Minister of Housing and Water

- (i) Could the Hon. Minister inform this House, whether there are areas designated as "play spaces" in Liliendaal, Bel-Air, Cummings Lodge, Pattensen, Turkeyen, Sections A.B, C, D, E and F Sophia?

- (ii) Could the Hon. Minister indicated, whether any of those areas so designated have been re-allocated as house lots to a private person or religious organisation?

(Notice Paper No.145 (Q 87 Opp. 86) published on 2013-01-31)

4.

5. LICENCE FOR CHINA CENTRAL TELEVISION

Member Asking: Mrs. Catherine Hughes, M.P.

Minister Answering: The Prime Minister and Minister of Parliamentary Affairs

- (i) Can the Hon. Prime Minister say when the licence for China Central Television was applied for?
- (ii) Can the Hon. Prime Minister say when the licence was granted?
- (iii) Can the Hon. Prime Minister provide details of the procedures taken to examine and approve the application for the licence?
- (iv) Can the Hon. Prime Minister provide documentation to substantiate the process?
- (v) Can the Hon. Prime Minister say who is the licensee and who is paying for the licence?
- (vi) Can the Hon. Prime Minister say whether CCTV was required to register as a local company and submit its financial plan to the National Frequency Management Unit or Guyana National Broadcasting Authority?
- (vii) Can the Hon. Prime Minister say whether CCTV/NCN was required to submit its technical specifications and other requirements before being identified for, allocated or licenced to broadcast on a Frequency on Guyana's Limited Public Resource, the Radio Frequency Spectrum?

5.

- (viii) Can the Hon. Prime Minister provide details of the arrangement between CCTV and NCN for rental of space on the Transmission Tower, terrestrial space, electricity, maintenance, etc.?
- (ix) Can the Hon. Prime Minister explain why an entire frequency is being allocated to a Foreign Power and does such an allocation set a precedent in Guyana's International Relations for any other Foreign Entity to demand the same, on terms no less favourable to those offered to the Chinese, based on a Most Favoured Nation status?

(Notice Paper No.162 (Q 104 Opp 102) published on 2013-02-22)

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-

SUSPENSION OF STANDING ORDERS NOS. 10(2) AND 38(9)(a)

The Prime Minister and Minister of Parliamentary Affairs to move the following motion:

BE IT RESOLVED:

That Standing Orders Nos. 10(2) and 38(9)(a) be suspended to enable the Minister of Finance to complete uninterrupted the reading of the Budget Speech for 2013 at the sitting of the National Assembly on Monday, 25th March, 2013.

(Notice Paper No. 167 (M 63 Govt 22) published on 2013-03-19)

6.

INTRODUCTION OF BILLS-

PUBLIC BUSINESS

(i) **GOVERNMENT'S BUSINESS**

MOTION

1. **BUDGET FOR 2013**

The Minister of Finance to move the motion for the approval of the Estimates of Expenditure for the financial year 2013.

(The Minister will make the annual financial statement or budget speech)

BILLS – Second Readings

*2. **CUSTOMS (AMENDMENT) BILL 2013 – Bill No. 2/2013 published on 2013-01-08**

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

A BILL intituled AN ACT to amend the Customs Act.

(Read a first time on 2013-01-10)

*3. **EVIDENCE (AMENDMENT) BILL 2013 – Bill No. 7/2013 published on 2013-02-14**

The Minister of Home Affairs to move the second reading of the following Bill:

A BILL intituled AN ACT to amend the Evidence Act.

(Read a first time on 2013-03-14)

*4. **MOTOR VEHICLES AND ROAD TRAFFIC (AMENDMENT) BILL 2013 – Bill No. 8/2013 published on 2013-02-14**

The Minister of Home Affairs to move the second reading of the following Bill:

/...7

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

7.

A BILL intituled AN ACT to amend the Motor Vehicles and Road Traffic Act.

(Read a first time on 2013-03-14)

*5. **TELECOMMUNICATIONS BILL 2012 – Bill No. 18/2012 published on 2012-08-09**

The Prime Minister and Minister of Parliamentary Affairs to move the second reading of the following:

A BILL intituled AN ACT to provide for the establishment of the Telecommunications Agency and for a regular, coordinated, open and competitive telecommunications sector and for matters incidental thereto or connected therewith.

(Read a first time on 2012-08-09)

*6. **PUBLIC UTILITIES COMMISSION (AMENDMENT) BILL 2012 – Bill No. 17/2012 published on 2012-08-09**

The Prime Minister and Minister of Parliamentary Affairs to move the second reading of the following Bill:

A BILL intituled AN ACT to amend the Public Utilities Commission Act.

(Read a first time on 2012-08-09)

MOTION

*7. **COMPOSITION OF THE COMMITTEE OF SELECTION**

The Prime Minister and Minister of Parliamentary Affairs to move the following motion:

WHEREAS the House selected nine (9) members to the Parliamentary Committee on Selection of the 10th Parliament on February 10, 2012;

/...8

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

8.

AND WHEREAS the House selected four (4) members for the governing PPP/C, four (4) members for the opposition APNU and one (1) member for the opposition AFC;

AND WHEREAS the allocation of a nine (9) member Committee of Selection was by way of an amendment by the combined APNU/AFC opposition to the motion tabled by the Leader of the House for a ten (10) member Committee with five (5) for PPP/C, four (4) APNU and one (1) AFC;

AND WHEREAS Standing Order No. 94(1) provides for “each Select Committee being so constituted to ensure that, as far as possible, the balance of parties in the National Assembly be reflected in the Committee”;

AND WHEREAS the existing balance of the parties in the 10th Parliament is as follows:

PPP/C:	32 seats
APNU:	26 seats
AFC:	7 seats

AND WHEREAS the balance of the parties in the existing Committee of Selection does not conform to Standing Order No. 94(1),

BE IT RESOLVED:

That the decision of the House on the composition of the Parliamentary Committee of Selection be declared inconsistent with Standing Order 94(1);

BE IT ALSO RESOLVED:

That the House takes immediate steps to ensure that the composition of the Parliamentary Committee of Selection is brought into conformity with Standing Order No. 94(1); and

9.

BE IT FURTHER RESOLVED:

That the currently constituted Committee of Selection be prevented from discharging its functions under Standing Order No. 81.

(Notice Paper No. 24 (M7 Govt 4) published on 2012-03-07)

BILLS – Second Readings, Committee and Third Readings

***8. LOCAL GOVERNMENT (AMENDMENT) BILL 2012 – Bill No. 12/2012 published on 2012-07-31**

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 2012-07-30)

***9. LOCAL GOVERNMENT COMMISSION BILL – Bill No. 13/2012 published on 2012-07-31**

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 establish the Local Government Commission, as provided for by Article 78A of the Constitution, to provide for the Commission's functions and procedure, and for connected and incidental purposes.

(Read a first time and committed to the Special Select Committee on 2012-07-30)

/...10

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

10.

*10. **MUNICIPAL AND DISTRICT COUNCILS (AMENDMENT) BILL 2012 – Bill No. 19/2012 published on 2012-08-09**

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 2012-08-09)

*11. **FISCAL TRANSFERS BILL 2012 – Bill No. 20/2012 published on 2012-08-09**

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 objective criteria for the allocation of resources to local authorities and for matters connected therewith.
(Read a first time and committed to the Special Select Committee on 2012-08-09)

*12. **GUYANA CRICKET ADMINISTRATION BILL 2012 – Bill No. 31/2012**

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 make provisions for the incorporation of autonomous national cricket administrative organizations in Guyana and to provide for other matters connected therewith.
(Read a first time and committed to the Special Select Committee on 2012-12-20)

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

BILLS – Committee and Third Reading

- *13. **DEEDS REGISTRY (AMENDMENT) BILL 2012 – Bill No. 11 of 2012 published on 2012-07-10**

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 Deeds Registry Act.

(Read a first time on 2012-07-12)

(Read a second time and committed to the Special Select Committee on 2012-08-02)

- (ii) **PRIVATE MEMBERS' BUSINESS**

BILLS – Second Reading

- *14. **THE FISCAL MANAGEMENT AND ACCOUNTABILITY (AMENDMENT) BILL 2013 – Bill No. 5 of 2013 published on 2013-02-08**

The Assembly to resume the debate on the following Bill:

A BILL intituled AN ACT to amend the Fiscal Management and Accountability Act 2003.

(Read a first time on 2013-02-07)

MOTIONS

- *15. **THE APPOINTMENT OF A COMMISSION OF INQUIRY TO INVESTIGATE THE INCIDENCE OF CRIMINAL VIOLENCE FROM 2004 TO 2010 IN GUYANA**

Brig. (Ret'd) David Granger, M.S.S., M.P., Leader of the Opposition, to move the following motion:

/...12

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

12.

WHEREAS, Article 138(1) of the Constitution of the Republic of Guyana prescribes that no person shall be deprived of his life intentionally save in the execution of the sentence of a court in respect of an offence under the Laws of Guyana of which he has been convicted;

AND WHEREAS in accordance with the Commission of Inquiry Act, Chapter 19:03, “The President may issue a commission appointing one or more commissioners and authorizing such commissioner or commissioners to inquire into any matter in which an inquiry would, in the opinion of the President, be for the public welfare”;

AND WHEREAS this country has witnessed a pattern of unlawful killing of undetermined numbers of persons – including assassinations; executions; murders; extra-judicial killings by members of the Guyana Police Force Target Special Squad and other forms of criminal violence in Guyana during a period of ‘troubles’ on the East Coast and East Bank of Demerara and elsewhere – which were harmful to the public welfare;

AND WHEREAS several of these killings have been of a deliberate and systematic nature – particularly those which occurred at Agricola; Bartica; Buxton; Eccles; Lindo Creek; Lusignan and Bel Air, Bourda and Kitty in Georgetown – which can be classified as massacres and have engendered alarm and despondency among the population;

AND WHEREAS some killings involved members of the Guyana Police Force, the Guyana Defence Force and unidentified criminal gangs in which gangsters were equipped with a variety of electronic ‘eavesdropping’ equipment, weapons and vehicles that were provided with assistance and support by members of the Guyana Police Force;

AND WHEREAS commissions of inquiry and coroners’ inquests have not been conducted into some unnatural deaths and criminal investigation reports by the Guyana Police Force, with regard to the most egregious of these crimes, have often been inconclusive;

/...13

AND WHEREAS the National Assembly is the supreme legislative forum of our Republic wherein the people's elected representatives discuss and determine matters of national interest and which is obliged to consider the grave threats to the public welfare and public security which prevailed during the aforesaid period of the 'troubles' and which remain substantially uninvestigated,

BE IT RESOLVED:

That the National Assembly condemns the killing of citizens of Guyana which occurred during the period of the 'troubles' and expresses its concern that commissions of inquiry have not been convened to investigate the unlawful killings, including the assassination of a Minister of the Government in April, 2006, on the East Coast of Demerara;

BE IT FURTHER RESOLVED:

That the National Assembly calls upon the President of Guyana, in accordance with the Commission of Inquiry Act, Chapter 19:03, to appoint a Commission of Inquiry to inquire into the unlawful killing of citizens during the years 2004 to 2010.

(Notice Paper No. 112 (M47 Opp 29) published on 2012-12-12)

*16. **THE MARRIED PERSONS (PROPERTY) (AMENDMENT) BILL 2013 – Bill No. 9 of 2013**

Mrs. Deborah Backer, M.P., Deputy Speaker of the National Assembly to move the following motion:

/...14

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

14.

BE IT RESOLVED:

That this National Assembly, in accordance with Standing Order No. 52(1), grant leave for the introduction and first reading of the Married Persons (Property) (Amendment) Bill 2013 – Bill No. 9 of 2013:-

A Bill intituled AN ACT to amend the Married Persons (Property) Act.

(Notice Paper No. 164 (M 60 Opp.37) published on 2013-03-13)

If leave is granted, the Clerk shall read aloud the title of the Bill.

*17. **PUBLIC UTILITIES COMMISSION (AMENDMENT) BILL 2012 – No. 15/2012**

Mr. Khemraj Ramjattan, M.P., to move the following motion:

BE IT RESOLVED:

That this National Assembly, in accordance with Standing Order No. 52(1), grant leave for the introduction and first reading of the Public Utilities Commission (Amendment) Bill 2012 – Bill No. 15/2012 –

A BILL intituled AN ACT to amend the Public Utilities Commission Act.

(Notice Paper No. 96 (M38 Opp 22) published on 2012-08-02)

If leave is granted, the Clerk shall read aloud the title of the Bill.

*18. **TELECOMMUNICATIONS BILL 2012 – Bill No. 16/2012**

Mr. Khemraj Ramjattan, M.P., to move the following motion:

/...15

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

BE IT RESOLVED:

That this National Assembly, in accordance with Standing Order No. 52(1), grant leave for the introduction and first reading of the Telecommunications Bill 2012 – Bill No. 16/2012 –

A BILL intituled AN ACT to provide for the establishment of the Telecommunication Agency and for a regular, coordinated, open and competitive telecommunications sector and for matters incidental thereto or connected therewith.

(Notice Paper No. 97 (M39 Opp 23) published on 2012-08-02)

If leave is granted, the Clerk shall read aloud the title of the Bill.

*19. **PREVENTING HONOURABLE CLEMENT ROHEE, M.P., MINISTER OF HOME AFFAIRS FROM SPEAKING IN THE NATIONAL ASSEMBLY**

The Assembly to resume the debate on the following motion after the Committee of Privileges has reported thereon:

WHEREAS Article 171(1) of the Constitution provides that subject to the provisions of this Constitution and of the rules of procedure of the National Assembly, any member of the Assembly may introduce any Bill or propose any motion for debate in, or may present any Petition to the Assembly and the same shall be debated and disposed of according to the rules of the procedure of the Assembly;

/...16

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

AND WHEREAS Article 165(1) of the Constitution provides that, subject to the provisions of this Constitution the National Assembly may regulate its own procedure and may make rules for that purpose;

AND WHEREAS on the 25th day of July, 2012, Brig. (Ret.'d) David Granger moved a motion in the National Assembly of No Confidence in the Hon. Clement Rohee, M.P., as Minister of Home Affairs and called for his immediate removal, and dismissal from office;

AND WHEREAS on the 30th day of July, 2012, Resolution No. 18 of 2012, was passed by the National Assembly in accordance with the said motion;

AND WHEREAS the Hon. Clement Rohee, M.P., is a member of the Cabinet of Guyana with the portfolio of the Minister of Home Affairs;

AND WHEREAS Standing Order No. 47 Rule 10 of the Standing Orders of the National Assembly provides that “Nothing in this Standing Order shall be taken to deprive the Assembly of the power of proceeding against any Member according to any Resolution of the Assembly”;

AND WHEREAS Standing Order No. 113 of the said Standing Orders of the National Assembly provides that “In any matter not herein provided for, resort shall be had to the usage and practice of the House of Commons Assembly of Parliament of Great Britain and Northern Ireland, which shall be followed as far as the same, may be applicable to the Assembly, and not inconsistent with these Standing Orders or with the practice of the Assembly”;

AND WHEREAS the practice and convention in the House of Commons of England is that a Minister who loses a no confidence motion, resigns as Minister,

BE IT RESOLVED:

That since the National Assembly, by National Assembly Resolution No. 18 of 2012, has expressed no confidence in the performance of the Honourable Clement Rohee, M.P. as Minister of Home Affairs, that he be prevented from speaking in the National Assembly so long as he is purporting to carry out the functions of Minister of Home Affairs as published in the Official Gazette.

(Notice Paper No. 104 (M45 Opp 27) published on 2012-11-22)

(Referred to Committee of Privileges on 2012-11-22 in accordance with Standing Order No. 91)

BILL – Committee and Third Reading

***20. OFFICE OF THE CLERK OF THE NATIONAL ASSEMBLY BILL 2012 – No. 8/2012 published on 2012-08-10**

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 set out the responsibilities and authority of the Clerk and Deputy Clerk of the National Assembly of Guyana and to provide for the establishment and administration of an independent Office of the Clerk of the National Assembly.

(Read a first time on 2012-08-09)

(Read a second time and committed to the Special Select Committee on 2012-12-17)

/...18

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

(iii) COMMITTEES BUSINESS

MOTION

- *21. **ADOPTION OF THE REPORT OF THE SPECIAL SELECT OF THE NATIONAL ASSEMBLY ON THE UNITED NATIONS HUMAN RIGHTS COUNCIL WITH REGARD TO THE ABOLITION OF CORPORAL PUNISHMENT IN THE SCHOOLS, THE ABOLITION OF THE DEATH PENALTY AND THE DECRIMINALIZATION OF CONSENSUAL ADULT SAME SEX RELATIONS AND DISCRIMINATION AGAINST LESBIANS, GAYS, BI-SEXUAL AND TRANSGENDER PERSONS (RESOLUTION NO. 23 OF 2012)**

The Minister of Human Services and Social Security to move the following motion:

BE IT RESOLVED:

That the Report of the Special Select Committee of the National Assembly on the United Nations Human Rights Council with regard to the Abolition of Corporal Punishment in the schools, the Abolition of the Death Penalty and the Decriminalization of Consensual Adult Same Sex Relations and Discrimination against Lesbians, Gays, Bi-Sexual and Transgender Persons (Resolution No. 23 Of 2012), outlining its work programme on the abolition of corporal punishment in the schools be adopted.

(Notice Paper No. 166 (M 62 Committee 3) published on 2013-03-18)

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S.E. ISAACS
Clerk of the National Assembly

**PARLIAMENT OFFICE,
Public Buildings,
Brickdam,
Georgetown.**

19th March, 2013.

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

