Session # 49TH

Meeting # 9TH

PARLIAMENT OF THE COOK ISLANDS

Journal DAY 11

Constitution Article 38 (1) There shall be a Clerk of Parliament
(2) The Clerk shall keep a record of the proceedings of Parliament and shall transmit a copy of those records to the [[Queen's Representative]] as soon as practicable.

Standing Order 64 **Order of Business - PART XVII** (a) Formal Entry of Speaker; (b) Prayers; (c) Swearing in of new Members (Order 32); (d) Messages from the Queen's Representative (Order 84); (e) Other announcements by the Speaker; (f) Obituary; (g) Statements by Ministers (Order 87); (h) Personal explanations (Order 90); (i) Questions to Ministers and other Members (Part XXIII); (j) Presentation of Bills (Order 219); (k) Presentation of Papers (Order 72); (l) Presentation of Petitions (Order 78); (m) Orders of the Day (Order 70); (n) Consideration of Papers (Order 74); (o) Motions with notice (Order 105); (p) By leave of the Speaker; (q) Closing prayers.

Wednesday 10th APRIL 2019

[INSERT]

1	Entry of the Speaker at 1.01pm	✓
2	Opening Prayer by Parliament Chaplain 1.01pm	✓
3	Other announcements - Acknowledgement to Ormeteia - Salutations to all - Acknowledgement to Minister & Secretary of Health for FREE EYE check up this afternoon - Members reminded to sign Daily Hansard ready to upload on website - Livestreaming of Parliament for 3-days - Acknowledgement to Clerk for the initiative also to Byron Brown, Teeu Ariaro, Mac Nonoa, Phillip Tangi and the Minister + Secretary of Culture for the support	✓ ✓
4	Members Present / Absent [complete Annex1]	Present: 21
5	Arrangement of Business - Motion SO 65(1) + SO 310 Moved by Leader of House Second by Hon. Vaine Mokoroa - Dispense Question Time SO 64(1) - Defer Presentation of Bills SO 65(3) + SO 226 to MOVE directly to Orders of the Day.	Put & agreed @ 1.12pm

1/

6	Presentation of Bills Crimes Bill 2019 presented by the Minister of Police: Hon Vaino Mokoroa CATT - read Short Title Bill tabled.	✓
7	**Orders of the Day** – Appropriation Amendment Bill interrupted debate on the Second Reading Member who spoked: - MP Selina Napa - Hon George Browne - MP William Heather - Hon Vaine Mokoroa - MP Tefangi Mataipo - Hon Tina Browne - Hon Prime Minister - last speaker 3:53pm — 4.17pm → Hon. Tina Browne moved / second by MP Selina Napa seeking leave for to attend Bereavement in NZ	Minister Brown's reply speech from 4:17pm - 4.40pm CATT: read Long Title SO 37. Leave to Granted.
8	In Committee Leave granted to go in Committee. Should be: Schedules - First Clauses - After Address - Last - Schedules 1 ✓ 2 ✓ 3 ✓ 4 ✓ 5a ✓ 5b - Summary - $274,230,950	Agreed ✓✓✓✓✓
9	In Parliament Minister of Finance reported progress of the Appropriation Amendment Bill. Report adopted 3rd Reading moved and seconded Question put and agreed. CATT. read Long Title Second and Third Readings completed	✓ ✓ ✓

10	Appointment of Select Committee members [1] STANDING ORDERS COMMITTEE Deputy Speaker Tai Tura to replace former Member Toka Hagai Moved by Prime Minister 2nd by Leader of House and Tina Browne to replace William Heather [2] SPECIAL SELECT COMMITTEE ON BILL MP albert Nicholas to replace former member Toka Hagai Moved by Prime Minister 2nd by Leader of House MP Kitai Maneta to replace MP Terepai Maoate Moved by Prime Minister 2nd by Leader of House [3] PUBLIC ACCOUNTS COMMITTEE MP Tuakeu Tangatapoto to replace former Member Toka Hagai MP Wesley Kareroa to replace former member Tehani Tavaui. Moved by Prime Minister 2nd by Leader of House. [4] CRIMES BILL SELECT COMMITTEE Establishment of the CBSC by Minister of Police, Hon Vaine Mokoroa and seconded by ~~Leader of House~~ MP Selina Napa Chairman -: Tuaka Elikana Members -: Tai Tura, Patrick Arioka, Terepai Kaiora, Selina Napa, Terenga Mataiapo, William Heather	Agreed Agreed Agreed Agreed Agreed
18	Motion to adjourn the sitting by Leader House at: 5.24pm Second Hon. Vaine Mokoroa	Sine Die Moved
19	Closing Prayer by: Leader of House	
20	Sitting adjourned at 5.26pm	Sine Die

Terepai Maoate replace Tamaiva Tuavera

Queshand by Tina Brow

Prepared by Clerk-at-the-Table: _____

Confirmed by Speaker: _____

[5] Infrastructure Bill Select Committee

Moved by Leader of House Tingika Elikana
Second by Minister Robert Tapairau

Chairman - Minister of ICI Robert Tapairau
Members Tingika Elikana
Colbert Nicholas
Patrick Arioka
Agnes Armstrong
Tamaiva Mauevia
Tina Browne.

Annex 1

2019 MEMBERS OF PARLIAMENT

ATTENDANCE

#	Member of Parliament	Political Party	Constituency	YES	NO
1.	Hon. Henry Puna	Cook Islands Party	Manihiki	✓	
2.	Hon. Mark Brown	Cook Islands Party	Takuvaine Tutakimoa	✓	
3.	Hon. Robert Tapaitau	Independent	Penrhyn	✓	
4.	Hon. George Angene	One Cook Islands	Tupapa Marairenga	✓	
5.	Hon. Vaintetutai Rose Toki Brown	Independent	Teenui Mapumai	✓	
6.	Hon. Vaine Mokoroa	Cook Islands Party	Nikao Panama	✓	
7.	MP Tai Tura	Cook Islands Party	Mauke	✓	
8.	MP Tingika Elikana	Cook Islands Party	Pukapuka Nassau	✓	
9.	MP Patrick Arioka	Cook Islands Party	Murienua	✓	
10.	MP Tereapii Maki Kavana	Cook Islands Party	ArutangaReureuNikaupara	✓	
11.	MP Tuakeu Tangatapoto	Cook Islands Party	Mitiaro	✓	
12.	MP Albert Nicholas	Cook Islands Party	Ruatonga Avatiu Atupa Pamati	✓	
13.	Hon. Tina Pupuke Browne	Democratic Party	Rakahanga	✓	
14.	Hon. William Heather	Democratic Party	Ruaau	✓	
15.	MP Terepai Jnr Maoate	Democratic Party	Amuri Ureia	✓	
16.	MP Tamaiva Tuavera	Democratic Party	Ngatangiia	✓	
17.	Hon. Nooroa Baker	Democratic Party	Akaoa	Unspecified leave granted on Monday	
18.			Tengatangi Ngatiarua Areora	—	
19.	Hon. Wesley Kareroa	Democratic Party	Oneroa	✓	
20.	Hon. Vaitoti Tupa	Democratic Party	Matavera	Leave Granted to attend Bereavement in NZ	
21.	Hon. Tetangi Matapo	Democratic Party	Tamarua	✓	
22.	Hon. Selina Napa	Democratic Party	Titikaveka	✓	
23.	Hon. Manuela Kitai	Democratic Party	Vaipae Tautu	✓	
24.	Hon. Agnes Armstrong	Democratic Party	Ivirua	✓	

Present 21
Leave 2
Vacant 1

PARLIAMENT OF THE COOK ISLANDS

Order Paper

S/O 64 (As amended by the Standing Orders Select Committee and adopted by the House 3 June 2004) **Order of Business -** (a) Formal Entry of Speaker; (b) Prayers; (c) Swearing in of new Members (Order 32); (d) Messages from the Queen's Representative; (Part XX); (e) Other announcements by the Speaker; (f) Obituary; (g) Statements by Ministers (Part XXI); (h) Personal explanations (Order 90); (i) Questions to Ministers and other Members (Part XXIII); (j) Presentation of Bills (Order 219); (k) Presentation of Papers (Order 72); (l) Presentation of Petitions (Order 76); (m) Orders of the Day (Order 70); (n) Consideration of Papers (Order 74); (o) Motions with notice (Order 105); (p) By leave of the Speaker; (q) Closing prayers.

S/O 68 Arrangement of Business – **Government Business:** Monday, Tuesday, Wednesday, and Friday. **Private Members' Business:** Thursday.

WEDNESDAY 10TH APRIL 2019

ORDERS OF THE DAY

1. Appropriation Amendment Bill – Interrupted Debate on Second Reading (Hon. M. Brown) No. 6 -1

   (Debate interrupted by adjournment at 4.56 p.m. Tuesday 9 April 2019)

2. Justices of the Peace Amendment Bill – Second Reading (Hon. Rose Brown) No. 1 – 1

3. Law Practitioners Bill – Second Reading (Hon. Rose Brown) No. 2 – 1

4. Infrastructure Bill – Second Reading (Hon. R. Tapaitau) No. 5 - 1

5. Address in Reply – Interrupted Debate

PRESENTATION OF PUBLIC BILL

Crimes Bill – (Hon. V. Mokoroa) No. 7 - 1

PAPERS FOR CONSIDERATION

Presented 21 September 2018

01. Employment Relations (Minimum rate of Pay) Regulations 2018, Serial No. 2018/03

05. International Labour Organizations (ILO) submissions to Parliament

06. International Labour Organizations (ILO) ratification of conventions 182 and 144

Presented 24 September 2018

02. Customs Tariff Amendment Order 2018, Serial No. 2018/04

03. Excise Order 2018, Serial No. 2018/05

Presented 8 April 2019

08. The Annual Report by the Parliament of the Cook Islands for the period 2017-18

10. The Annual Report by the Public Service Commissioner for the year ended 30 June 2018

11. Annual Report by the Financial Supervisory Commission of the Cook Islands

Presented 9 April 2019

09. Report on the Ministerial Support Office and Leader of Opposition for the period 2015 to 2018

NOTICE OF MOTIONS

1. Hon. William Heather Jnr, Member for Ruaau to move:-

"**That** this House has no confidence in Cabinet."

(26 September 2018

3. Hon. Selina Napa, Member for Titikaveka to move:-

"**That** this House reaffirms its commitment to the principles underscoring the conduct expected of Ministers and Members of Parliament as spelt out in Part XLV of the Standing Orders and the Code of Conduct and denounces any behaviour which potentially could bring embarrassment, disrepute, ridicule and shame both upon the name of the Cook Islands and the integrity of this House.

(8 April 2019

4. Hon. Selina Napa, Member for Titikaveka to move:-

"**That** the present Minister of Internal Affairs consult with his predecessor Minister, Mr Albert Nicholas with a view to determining whether we have a drug problem here in the Cook Islands, the extent of it, and advise this House what Government propose to do about it.

(8 April 2019

CATT 11a

FILE No: 2019/49-03/11

COOK ISLANDS PARLIAMENT

1.00 pm
10th April 2019
Day 11: 3rd Meeting, 49th Session

PROCEDURE NOTE

12.45 pm	-	All Official documents disseminated, filed, stamped & delivered to appropriate Minister/Member and cue set.
	-	Chamber Officers - at their respective stations
12.53 pm	-	First Bell (2 minutes) - Members' warning
12.58 pm	-	Final Bell (2 minutes) - All Chamber Officers in position
1.00 pm	-	**"Cross-over"** - Clerk at the Table to Announce (Radio Broadcast)
	-	All the Members rise in their seats
	-	Persons in the public in the Public Gallery & Officers' in the Technician's annex be upstanding
		"DEPUTY SPEAKER" - Formal Entry of Deputy Speaker (Proceed to Seat, Everyone Remain up-standing)
	-	Entry of Chaplain Message and Prayer - Chaplain exits
	-	DEPUTY SPEAKER Calls the House to Order - (Invite members to be seated) DEPUTY SPEAKER assumes his seat

ORDER OF BUSINESS – SO 64

1. Formal Entry of Deputy Speaker
2. Prayers
3. Other announcements
4. Questions to Ministers and Other Members [Part XXIII]
5. Presentation of Bills [SO 219] – **CRIMES BILL 2019**
6. Orders of the Day [SO 70] – Appropriation Amendment Bill 2019: Interrupted Debate on Second Reading
7. Adjournment at 5.00 pm

ORDER OF BUSINESS

1. **Formal Entry of Deputy Speaker**
2. **Prayer and Message by Parliament Chaplain – Chaplain exits**

   Deputy Speaker - Please be seated
3. **Other announcements**

   Deputy Speaker – Meitaki ranuinui ki to tatou Orometua no te karere manea. Kia riro teia ei kai vaerua na tatou I teia ra e ṭuatau uatu.

   Kia orana to all Honourable Members of Parliament, the Clerk and Staff of Parliamentary Services, kia orana. Warm greetings also to those in the Public Gallery and those listening on the radio here on Rarotonga and the Pa Enua. Warmest greetings also to Madam Speaker and Papa Colin in New Zealand; and also to the Member of Parliament for Akaoa, Nooroa Baker and your good wife Sue. Na te Atua kotou e tiaki mai and bring you back safely in our midst. Akamaroiroi e kia manuia.

   Deputy Speaker – Honourable Members, just a couple of announcements to the Members of this Honourable House

   [1] I hope THAT all Members have taken advantage of the FREE EYE CHECK UP this afternoon offered by the Ministry of Health. Meitaki maata to the Minister and Secretary of Health for this initiative.

   [2] Also Honourable Members: I've been reminded by HANSARD to inform you to read and endorse the DAILY HANSARD currently being circulated so this can be finalized before uploading on the WEBSITE later today. AGAIN be reminded that you cannot add anything you didn't say to the Hansard record. You only have to endorse what you said or make corrections to the record. In the event of any disagreement to what has been transcribed on the DAILY HANSARD – please see the Editor of Debates at the end of the Hallway on your right.

   [3] SPEAKING of the WEBSITE, our Sitting for the past 3 days is being LIVESTREAM on the Parliament Website. There has been a lot of positive comments coming in. Please feel free to check this online. Much appreciation to the Clerk for this initiative; to Byron Brown and the boys [Teui Ahiao/ Makiroa Marona / Phillip Tangi] for their efforts. Meitaki maata also to the Secretary of Culture, Anthony Turua for the secondment of Phillip Tangi and Makiroa Marona to assist our in-house technician with our Parliament Sitting. Compliments also to the Minister for Culture, the Hon. George Angene for his support.

4. **ARRANGEMENT OF BUSINESS – SO 65 (1) & SO 310**

Deputy Speaker – I call on the Leader of the House to move a Motion.

Leader of the House: Deputy Speaker, I move that Standing Order 64 (i) be suspended to enable Government to re-arrange the Business of the House under SO 65 [1] and SO 310 as follows:

[a] dispense with Question Time under SO 64 [i],

[b] defer the Presentation of Bills under SO 64 [j]; SO 219 & SO 226, and;

[c] move directly to the ORDERS OF THE DAY

Deputy Speaker – Do we have a Seconder:

Seconded by: .....

I put the Question, the Question is that the Motion be agreed to.

Those in Favour say AYE

Those Against say No

Declare the results.....

ORDERS OF THE DAY

5. **Orders of the Day**

Deputy Speaker – "Honourable Members, we shall now move to Orders of the Day: Appropriation Amendment Bill 2019" – Interrupted Debate on the Second Reading

Deputy Speaker – Honourable Members, we will continue to SPEAK on the PRINCIPLES AND MERITS of the BILL.

Yesterday, our LAST SPEAKER on the floor was the Member for Titikaveka – you may continue.....

[8] I recognize the Hon. Member for ..... the FLOOR is yours

[9] I recognize the Hon. Member for ..... the FLOOR is yours

[10] I recognize the Hon. Member for ..... the FLOOR is yours

INTERRUPT DEBATE AT 2.25PM FOR BREAK

RESUME AT 3PM

CATT – CROSSOVER AT 3PM – ATUI KI TE MAREVA: TAUTURU VAA TUATUA

ENTRY OF DEPUTY SPEAKER

DEPUTY SPEAKER – PLEASE BE SEATED

6. ORDERS OF THE DAY

Deputy Speaker – Orders of the Day: Appropriation Amendment Bill – Interrupted Debate on the Second Reading continues.....

[11] I recognize the Hon. Member for ..... the FLOOR is yours

[12] I recognize the Hon. Member for ..... the FLOOR is yours

[13] I recognize the Hon. Prime Minister on the FLOOR.

As SECONDER to the Motion for the Second Reading of the Appropriation Amendment Bill, AND as indicated by you yesterday to be the LAST MEMBER TO SPEAK, THE FLOOR IS NOW YOURS.

Prime Minister – Thank you Deputy Speaker, *continues to speak* .....

SINCE No More Speakers, Call on the Hon. Minister Mark Brown to Reply and Conclude the Debate on the Principles and Merits of the Bill.

[a] DEPUTY SPEAKER – I CALL ON THE MINISTER OF FINANCE, THE HONOURABLE DEPUTY PRIME MINISTER TO REPLY AND CONCLUDE ON THE DEBATE ON THE PRINCIPLES AND MERITS OF THE BILL.

[b] MINISTER OF FINANCE [REPLY]

[c] DEPUTY SPEAKER – THANK YOU HONOURABLE MINISTER OF FINANCE

[d] **DEPUTY SPEAKER:**

I will PUT the Question.
The Question is THAT the APPROPRIATION AMENDMENT BILL 2019 be now READ a Second Time.
Those in Favour say "AYE"
Those Against say "NO" Declare the Result

CATT TO READ - [LONG TITLE]:

"A BILL INTITULED: "An Act to amend the Appropriation Act 2018"

7. **DEPUTY SPEAKER: Under [S/O 306] I now RESOLVE Parliament into the Committee of Supply to go through the CLAUSES and SCHEDULES of the Bill.**

IN COMMITTEE

Mr Deputy Chair::

Honourable Members – I would like to seek leave to go through the **APPROPRIATION AMENDMENT BILL** by **CLAUSES and SCHEDULES** commencing from Clause 1. Do I have Leave? **Leave is granted**:

Mr Deputy Chair: Clause 1: - Short Title

The Question is That Clause 1 Stands Part of the Bill.
Those in Favour say "AYE"
Those Against say "NO" Declare the Result ----------

Clause 2: - Application
The Question is That Clause 2 Stands Part of the Bill as proposed.
Those in Favour say "AYE"
Those Against say "NO" Declare the Result ----------

Clause 3: - Principal Act Amended
The Question is That Clause 3 Stands Part of the Bill as proposed.
Those in Favour say "AYE"
Those Against say "NO" Declare the Result ----------

Clause 4: - Grant and appropriation out of the Cook Islands Government Account
The Question is That Clause 4 Stands Part of the Bill as proposed.
Those in Favour say "AYE"
Those Against say "NO" Declare the Result ----------

MR CHAIR: [IF IN COMMITTEE]

MR CHAIR: I WOULD LIKE TO INTERRUPT THE DEBATE TO *RESUME PARLIAMENT.*

8. PARLIAMENT IS RESUMED.

[1] DEPUTY SPEAKER – PARLIAMENT IS RESUMED

I CALL UPON THE LEADER OF THE HOUSE.

[2] LEADER OF THE HOUSE:

DEPUTY SPEAKER, I MOVE THAT THIS SITTING BE EXTENDED FOR THE TIME NECESSARY TO ENABLE ALL PHASES OF THE BILL TO BE COMPLETED. [OR TO END BY A CERTAIN TIME]

DEPUTY SPEAKER: I CALL FOR A SECONDER.

SECONDED BY: .....

I PUT THE QUESTION, THE QUESTION IS THAT THE MOTION BE AGREED TO.

Those in Favour say "AYE"
Those Against say "NO"
Declare the Result ----------

[3] DEPUTY SPEAKER: Under [S/O 306] I now RESOLVE Parliament back into the Committee of Supply to go through the NEW SCHEDULES AND SUMMARY of the Bill.

10. IN COMMITTEE

[a] Mr Deputy Chair:

SCHEDULE 1: Agency Budget Appropriations

The Question is that the SUM of $130,938,191 of Schedule 1: stands part of the Bill.
Those in Favour say "AYE"
Those Against say "NO" Declare the Result

[b] Mr Deputy Chair:

SCHEDULE 2: Payments of Behalf of Crown [POBOC]

The Question is that the SUM of $25,473,361 of Schedule 2: stands part of the Bill.
Those in Favour say "AYE"
Those Against say "NO" Declare the Result

[c] **Mr Deputy Chair:**

SCHEDULE 3: Cook Islands Capital Spending

The Question is that the SUM of $47,071,874 of Schedule 3: stands part of the Bill.

Those in Favour say "AYE"
Those Against say "NO"
Declare the Result

d] **Mr Deputy Chair:**

SCHEDULE 4: Official Development Assistance

The Question is that the SUM of $53,453,757 of Schedule 4: stands part of the Bill.

Those in Favour say "AYE"
Those Against say "NO"
Declare the Result

[e] **Mr Deputy Chair:**

SCHEDULE 5a – Other Expenses and Financing Transactions

The Question is that the SUM of $7,931,767 of Schedule 5a: stands part of the Bill.

Those in Favour say "AYE"
Those Against say "NO"
Declare the Result

[f] **Mr Deputy Chair:**

SCHEDULE 5b: Loan Repayments Fund [LRF] Appropriations

The Question is that the SUM of $9,362,000 of Schedule 5b: stands part of the Bill.

Those in Favour say "AYE"
Those Against say "NO"
Declare the Result

[g] **Mr Deputy Chair:**

SUMMARY: The Question is that the TOTAL APPROPRIATION OF $274,230,950 stand Part of the Bill.

Those in Favour say "AYE"
Those Against say "NO"
Declare the Result

[h] The Question is THAT NEW SCHEDULES AND SUMMARY stand Part of the Bill.

Those in Favour say "AYE"
Those Against say "NO" Declare the Result

[b] **MR DEPUTY CHAIR: [READ THE ADDRESS]**

Address -

"MOST GRACIOUS SOVEREIGN: We Your Majesty's most dutiful and loyal subjects, the Parliament of the Cook Islands, towards making good the supply which we have cheerfully granted to Your Majesty in this year, have resolved to grant Your Majesty the sum specified in this Act and humbly ask Your Majesty to assent to the sum, And the Parliament of the Cook Islands enact as follows:-

The Question is That the Address stands Part of the Bill

Those in Favour say "AYE"
Those Against say "NO" Declare the Result _____

[c] MR DEPUTY CHAIR - "Long Title – An Act to amend the Appropriation Act 2018".

The Question is that the Long Title stands Part of the Bill

Those in Favour say "AYE"
Those Against say "NO" Declare the Result _____

DEPUTY CHAIR:

The Question is THAT the Bill be Reported to Parliament WITH/WITHOUT Amendment.

Those in Favour say "AYE"
Those Against say "NO"
Declare the Result ----------

I now RESOLVE Committee of Supply into Parliament.

11. PARLIAMENT IS RESUMED

[a] DEPUTY SPEAKER – PARLIAMENT IS RESUMED

[b] DEPUTY SPEAKER: I now call upon the Deputy Prime Minister, Minister of Finance, Hon. Mark Brown to Report Progress of the Bill.

[c] HON. MARK BROWN: DEPUTY SPEAKER, I wish to Report That the Appropriation Amendment Bill has passed through the Committee of Supply with/without Amendments

[d] **DEPUTY SPEAKER: The Question is that the Report be Adopted.**
Those in Favour say "AYE"
Those Against say "NO" Declare the Result

12. ORDERS OF THE DAY: THIRD READING OF THE APPROPRIATION AMENDMENT BILL

[a] **DEPUTY SPEAKER – ORDERS OF THE DAY - 3RD READING OF THE APPROPRIATION AMENDMENT BILL -**

[b] **DEPUTY SPEAKER - I now call upon the Deputy Prime Minister, Minister of Finance.**

[c] HON. M BROWN: DEPUTY SPEAKER, I wish to Move That the Appropriation Amendment Bill be now Read a Third Time.

[d] DEPUTY SPEAKER: I call for a Seconder

Seconded by: .....

DEPUTY SPEAKER
I will put the Question, the Question is that the Motion be agreed to:
Those in Favour say "AYE"
Those Against say "NO" Declare the Result

CATT TO READ - [LONG TITLE]:

"A BILL INTITULED: "An Act to amend the Appropriation Act 2018"

[e] **DEPUTY SPEAKER:**

HONOURABLE MEMBERS THAT completes the Second and Third Readings of the Appropriation Amendment Bill 2019

13. Presentation of BILLS

DEPUTY SPEAKER – We will now go to the **PRESENTATION OF BILLS**

[a] **CRIMES BILL 2019**, I NOW CALL ON the Minister of POLICE; the HON. Vaine MOKOROA.

[b] Minister Vaine Mokoroa will proceed to the Clerk-at-the-Table [CATT] – Hands over the **PRESENTATION COPY** to the CATT

[c] CATT to read: **"Short Title reads – Crimes Act 2019"**

[d] **Deputy Speaker: can the Minister please name the Date and Time of the Second Reading of the Bill?**

CATT remain upstanding next to the Minister till he completes the confirmation.

[e] Minister Mokoroa [TO CONFIRM] –
Mr DEPUTY SPEAKER – Immediately after the INFRASTRUCTURE BILL. Thank you

[F] Deputy Speaker: Thank you Hon. Minister of Police – Vaine Mokoroa. The **Crimes Bill** is ordered for the second reading immediately after the **Infrastructure Bill.**

APPOINTMENT OF SELECT COMMITTEE MEMBERS

14. **DEPUTY SPEAKER – I CALL ON THE HON. PRIME MINISTER TO MOVE FOR THE NOMINATION OF THE DEPUTY SPEAKER ONTO THE STANDING ORDERS COMMITTEE.**

[a] **Prime Minister – Deputy Speaker, under Standing Orders 318 & 360, I MOVE that the newly appointed Deputy Speaker Tai Tura REPLACE former Deputy Speaker Toka Hagai on the Standing Orders Committee.**

Deputy Speaker – Is there a Seconder?

Seconded by: _____

[b] **DEPUTY SPEAKER – I PUT THE QUESTION, THE QUESTION IS THAT THE MOTION BE AGREED TO.**
THOSE IN FAVOUR, SAY AYE;
THOSE AGAINST; SAY 'NO'
DECLARE RESULTS [THE AYES HAVE IT]

15. **DEPUTY SPEAKER – I CALL ON THE HON. PRIME MINISTER TO MOVE FOR THE NOMINATION OF A NEW MEMBER ON THE SPECIAL SELECT COMMITTEE ON BILLS.**

[a] **Prime Minister – Deputy Speaker, under Standing Orders 318 & 361, I MOVE that the MEMBER FOR RUATONGA AVATIU PAMATI PANAMA ATUPA [RAPPA] ALBERT NICHOLAS replace former Member Toka Hagai on the Special Select Committee on Bills.**
Deputy Speaker – Is there a Seconder?

Seconded by: _____

[b] **DEPUTY SPEAKER – I PUT THE QUESTION, THE QUESTION IS THAT THE MOTION BE AGREED TO.**
THOSE IN FAVOUR, SAY AYE; AGAINST?
DECLARE RESULTS [THE AYES HAVE IT]

16 **DEPUTY SPEAKER – I CALL ON THE HON. PRIME MINISTER TO MOVE FOR THE NOMINATION OF A NEW MEMBER ONTO THE PUBLIC ACCOUNTS COMMITTEE.**

[a] **Prime Minister – Deputy Speaker, under Standing Order 318, I MOVE that the MEMBER FOR MITIARO, TUAKEU TANGATAPOTO replace former Member Toka Hagai on the Public Accounts Committee.**

Deputy Speaker – Is there a Seconder?

Seconded by: _____

[b] **DEPUTY SPEAKER – I PUT THE QUESTION, THE QUESTION IS THAT THE MOTION BE AGREED TO.**

THOSE IN FAVOUR, SAY AYE;

THOSE AGAINST, SAY 'NO'

DECLARE RESULTS [THE AYES HAVE IT]

17. **DEPUTY SPEAKER – I CALL on the MINISTER of POLICE to move for the Establishment of the CRIMES BILL SELECT COMMITTEE**

[a] **Minister of Police – Deputy Speaker, under Standing Order 318, I MOVE that the CRIMES BILL SELECT COMMITTEE be established by this House to complete public consultations on the Crimes Bill and report all progress and findings to Parliament by December 2019, with the Committee comprising of:**

Chairman – Mr Tingika Elikana
Member – Mr Tai Tura
Member – Mr Patrick Arioka
Member – Mr Tereapii Maki Kavana
Member – Mrs. Selina Napa
Member – Mrs. Tetangi Matapo
Member – Mr William Heather Jnr.

Deputy Speaker – Is there a Seconder?

Seconded by: _____

[b] **DEPUTY SPEAKER – I PUT THE QUESTION, THE QUESTION IS THAT THE MOTION BE AGREED TO.**

THOSE IN FAVOUR, SAY AYE;

THOSE AGAINST, SAY NO;

DECLARE RESULTS [THE AYES HAVE IT]

17. Adjournment at 5pm [insert 'new time']

CATT 11 b

FILE No: 2019/49-03/11

COOK ISLANDS PARLIAMENT

1.00 pm
10th April 2019
Day 11: 3rd Meeting, 49th Session

PROCEDURE NOTE – revised by Clerk

12.45 pm - All Official documents disseminated, filed, stamped & delivered to appropriate Minister/Member and cue set.

- Chamber Officers - at their respective stations

12.53 pm - First Bell (2 minutes) - Members' warning

12.58 pm - Final Bell (2 minutes) - All Chamber Officers in position

1.00 pm - **"Cross-over"** - Clerk at the Table to Announce (Radio Broadcast)

- All the Members rise in their seats
- Persons in the public in the Public Gallery & Officers' in the Technician's annex be upstanding

"DEPUTY SPEAKER" - Formal Entry of Deputy Speaker
(Proceed to Seat, Everyone Remain up-standing)

- Entry of Chaplain Message and Prayer - Chaplain exits

- DEPUTY SPEAKER Calls the House to Order - (Invite members to be seated)
DEPUTY SPEAKER assumes his seat

ORDER OF BUSINESS – SO 64

1. Formal Entry of Deputy Speaker
2. Prayers
3. Other announcements
4. Questions to Ministers and Other Members [Part XXIII]
5. Presentation of Bills [SO 219] – CRIMES BILL 2019
6. Orders of the Day [SO 70] – Appropriation Amendment Bill 2019: Interrupted Debate on Second Reading
7. Adjournment at 5.00 pm

ORDER OF BUSINESS

1. **Formal Entry of Deputy Speaker**
2. **Prayer and Message by Parliament Chaplain – Chaplain exits**

   Deputy Speaker - Please be seated
3. **Other announcements**

   Deputy Speaker – Meitaki ranuinui ki to tatou Orometua no te karere manea. Kia riro teia ei kai vaerua na tatou I teia ra e tuatau uatu.

   Kia orana to all Honourable Members of Parliament, the Clerk and Staff of Parliamentary Services, kia orana. Warm greetings also to those in the Public Gallery and those listening on the radio here on Rarotonga and the Pa Enua. Warmest greetings also to Madam Speaker and Papa Colin in New Zealand; and also to the Member of Parliament for Akaoa, Nooroa Baker and your good wife Sue. Na te Atua kotou e tiaki mai and bring you back safely in our midst. Akamaroiroi e kia manuia.

   Deputy Speaker – Honourable Members, just a couple of announcements to the Members of this Honourable House

   [1] I hope THAT all Members have taken advantage of the FREE EYE CHECK UP this afternoon offered by the Ministry of Health. Meitaki maata to the Minister and Secretary of Health for this initiative.

   [2] Also Honourable Members: I've been reminded by HANSARD to inform you to read and endorse the DAILY HANSARD currently being circulated so this can be finalized before uploading on the WEBSITE later today. AGAIN be reminded that you cannot add anything you didn't say to the Hansard record. You only have to endorse what you said or make corrections to the record. In the event of any disagreement to what has been transcribed on the DAILY HANSARD – please see the Editor of Debates at the end of the Hallway on your right.

   [3] SPEAKING of the WEBSITE, our Sitting for the past 3 days is being LIVESTREAM on the Parliament Website. There has been a lot of positive comments coming in. Please feel free to check this online. Much appreciation to the Clerk for this initiative; to Byron Brown and the boys [Teui Ahiao/ Makiroa Marona / Phillip Tangi] for their efforts. Meitaki maata also to the Secretary of Culture, Anthony Turua for the secondment of Phillip Tangi and Makiroa Marona to

assist our in-house technician with our Parliament Sitting. Compliments also to the Minister for Culture, the Hon. George Angene for his support.

4. ARRANGEMENT OF BUSINESS – SO 65 (1) & SO 310

Deputy Speaker – I call on the Leader of the House to move a Motion.

Leader of the House: Deputy Speaker, I move that Standing Order 64 (i) be suspended to enable Government to re-arrange the Business of the House under SO 65 [1] and SO 310 as follows:

[a] dispense with Question Time under SO 64 [i],

[b] defer the Presentation of Bills under SO 64 [j]; SO 219 & SO 226, and;

[c] move directly to the ORDERS OF THE DAY

Deputy Speaker – Do we have a Seconder:

Seconded by: .....

I put the Question, the Question is that the Motion be agreed to.

Those in Favour say AYE

Those Against say No

Declare the results.....

ORDERS OF THE DAY

5. Orders of the Day

Deputy Speaker – "Honourable Members, we shall now move to Orders of the Day: Appropriation Amendment Bill 2019" – Interrupted Debate on the Second Reading

Deputy Speaker – Honourable Members, we will continue to SPEAK on the PRINCIPLES AND MERITS of the BILL.

Yesterday, our LAST SPEAKER on the floor was the Member for Titikaveka – you may continue.....

[8] I recognize the Hon. Member for ..... the FLOOR is yours

[9] I recognize the Hon. Member for ..... the FLOOR is yours

[10] I recognize the Hon. Member for ..... the FLOOR is yours

INTERRUPT DEBATE AT 2.25PM FOR BREAK

RESUME AT 3PM

CATT – CROSSOVER AT 3PM – ATUI KI TE MAREVA: TAUTURU VAA TUATUA

ENTRY OF DEPUTY SPEAKER

DEPUTY SPEAKER – PLEASE BE SEATED

6. ORDERS OF THE DAY

Deputy Speaker – Orders of the Day: <u>Appropriation Amendment Bill</u> – Interrupted Debate on the Second Reading continues.....

[11] I recognize the Hon. Member for ..... the FLOOR is yours

[12] I recognize the Hon. Member for ..... the FLOOR is yours

[13] I recognize the Hon. Prime Minister on the FLOOR.

As SECONDER to the Motion for the Second Reading of the Appropriation Amendment Bill, AND as indicated by you yesterday to be the LAST MEMBER TO SPEAK, THE FLOOR IS NOW YOURS.

Prime Minister – Thank you Deputy Speaker, *continues to speak .....*

SINCE No More Speakers, Call on the Hon. Minister Mark Brown to <u>Reply and Conclude</u> the <u>Debate on the Principles and Merits of the Bill</u>.

[a] **DEPUTY SPEAKER – I CALL ON THE MINISTER OF FINANCE, THE HONOURABLE DEPUTY PRIME MINISTER TO REPLY AND CONCLUDE ON THE DEBATE ON THE PRINCIPLES AND MERITS OF THE BILL.**

[b] MINISTER OF FINANCE [REPLY]

[c] **DEPUTY SPEAKER – THANK YOU HONOURABLE MINISTER OF FINANCE**

[d] **DEPUTY SPEAKER**:

I will PUT the Question.
The Question is THAT the APPROPRIATION AMENDMENT BILL 2019 be now READ a Second Time.
Those in Favour say "AYE"
Those Against say "NO" **Declare the Result**

CATT TO READ - [LONG TITLE]:

"A BILL INTITULED: "An Act to amend the Appropriation Act 2018"

7. **DEPUTY SPEAKER: Under [S/O 306] I now RESOLVE Parliament into the Committee of Supply to go through the CLAUSES and SCHEDULES of the Bill.**

IN COMMITTEE

Mr Deputy Chair::

Honourable Members – I would like to seek leave to go through the **APPROPRIATION AMENDMENT BILL** by **CLAUSES and SCHEDULES** commencing from Clause 1. Do I have Leave? **Leave is granted**:

Mr Deputy Chair: **Clause 1:** - **Short Title**

The Question is That Clause 1 Stands Part of the Bill.
Those in Favour say "AYE"
Those Against say "NO" Declare the Result ----------

Clause 2: - Application
The Question is That Clause 2 Stands Part of the Bill as proposed.
Those in Favour say "AYE"
Those Against say "NO" Declare the Result ----------

Clause 3: - Principal Act Amended
The Question is That Clause 3 Stands Part of the Bill as proposed.
Those in Favour say "AYE"
Those Against say "NO" Declare the Result ----------

Clause 4: - Grant and appropriation out of the Cook Islands Government Account
The Question is That Clause 4 Stands Part of the Bill as proposed.
Those in Favour say "AYE"
Those Against say "NO" Declare the Result ----------

MR CHAIR: [IF IN COMMITTEE]

MR CHAIR: I WOULD LIKE TO INTERRUPT THE DEBATE TO *RESUME PARLIAMENT.*

8. PARLIAMENT IS RESUMED.

[1] DEPUTY SPEAKER – PARLIAMENT IS RESUMED

I CALL UPON THE LEADER OF THE HOUSE.

[2] LEADER OF THE HOUSE:

DEPUTY SPEAKER, I MOVE THAT THIS SITTING BE EXTENDED FOR THE TIME NECESSARY TO ENABLE ALL PHASES OF THE BILL TO BE COMPLETED. [OR TO END BY A CERTAIN TIME]

DEPUTY SPEAKER: I CALL FOR A SECONDER.

SECONDED BY: .....

I PUT THE QUESTION, THE QUESTION IS THAT THE MOTION BE AGREED TO.

Those in Favour say "AYE"
Those Against say "NO"
Declare the Result ----------

[3] DEPUTY SPEAKER: Under [S/O 306] I now RESOLVE Parliament back into the Committee of Supply to go through the NEW SCHEDULES AND SUMMARY of the Bill.

10. IN COMMITTEE

[a] **Mr Deputy Chair:**

SCHEDULE 1: Agency Budget Appropriations

The Question is that the SUM of $130,938,191 of Schedule 1: stands part of the Bill.

Those in Favour say "AYE"
Those Against say "NO" Declare the Result

[b] **Mr Deputy Chair:**

SCHEDULE 2: Payments of Behalf of Crown [POBOC]

The Question is that the SUM of $25,473,361 of Schedule 2: stands part of the Bill.

Those in Favour say "AYE"
Those Against say "NO" Declare the Result

[c] **Mr Deputy Chair:**

SCHEDULE 3: Cook Islands Capital Spending

The Question is that the SUM of $47,071,874 of Schedule 3: stands part of the Bill.

Those in Favour say "AYE"
Those Against say "NO"
Declare the Result

d] **Mr Deputy Chair:**

SCHEDULE 4: Official Development Assistance

The Question is that the SUM of $53,453,757 of Schedule 4: stands part of the Bill.

Those in Favour say "AYE"
Those Against say "NO"
Declare the Result

[e] **Mr Deputy Chair:**

SCHEDULE 5a – Other Expenses and Financing Transactions

The Question is that the SUM of $7,931,767 of Schedule 5a: stands part of the Bill.

Those in Favour say "AYE"
Those Against say "NO"
Declare the Result

[f] **Mr Deputy Chair:**

SCHEDULE 5b: Loan Repayments Fund [LRF] Appropriations

The Question is that the SUM of $9,362,000 of Schedule 5b: stands part of the Bill.

Those in Favour say "AYE"
Those Against say "NO"
Declare the Result

[g] **Mr Deputy Chair:**

SUMMARY: The Question is that the TOTAL APPROPRIATION OF $274,230,950 stand Part of the Bill.

Those in Favour say "AYE"
Those Against say "NO"
Declare the Result

[h] The Question is THAT NEW SCHEDULES AND SUMMARY stand Part of the Bill.

Those in Favour say "AYE"
Those Against say "NO" Declare the Result

[b] **MR DEPUTY CHAIR: [READ THE ADDRESS]**

Address -

"MOST GRACIOUS SOVEREIGN: We Your Majesty's most dutiful and loyal subjects, the Parliament of the Cook Islands, towards making good the supply which we have cheerfully granted to Your Majesty in this year, have resolved to grant Your Majesty the sum specified in this Act and humbly ask Your Majesty to assent to the sum, And the Parliament of the Cook Islands enact as follows:-

The Question is That the Address stands Part of the Bill

Those in Favour say "AYE"
Those Against say "NO" Declare the Result _____

[c] MR DEPUTY CHAIR - "Long Title – An Act to amend the Appropriation Act 2018".

The Question is that the Long Title stands Part of the Bill

Those in Favour say "AYE"
Those Against say "NO" Declare the Result _____

DEPUTY CHAIR:

The Question is THAT the Bill be Reported to Parliament WITH/WITHOUT Amendment.

Those in Favour say "AYE"
Those Against say "NO"
Declare the Result ----------

I now RESOLVE Committee of Supply into Parliament.

11. PARLIAMENT IS RESUMED

[a] DEPUTY SPEAKER – PARLIAMENT IS RESUMED

[b] DEPUTY SPEAKER: I now call upon the Deputy Prime Minister, Minister of Finance, Hon. Mark Brown to Report Progress of the Bill.

[c] **HON. MARK BROWN: DEPUTY SPEAKER, I wish to Report That the Appropriation Amendment Bill has passed through the Committee of Supply with/without Amendments**

[d] **DEPUTY SPEAKER: The Question is that the Report be Adopted.**
Those in Favour say "AYE"
Those Against say "NO" Declare the Result

12. ORDERS OF THE DAY: THIRD READING OF THE APPROPRIATION AMENDMENT BILL

[a] **DEPUTY SPEAKER – ORDERS OF THE DAY - 3RD READING OF THE APPROPRIATION AMENDMENT BILL -**

[b] **DEPUTY SPEAKER - I now call upon the Deputy Prime Minister, Minister of Finance.**

[c] **HON. M BROWN: DEPUTY SPEAKER, I wish to Move That the Appropriation Amendment Bill be now Read a Third Time.**

[d] **DEPUTY SPEAKER: I call for a Seconder**

Seconded by: .....

DEPUTY SPEAKER
I will put the Question, the Question is that the Motion be agreed to:
Those in Favour say "AYE"
Those Against say "NO" Declare the Result

CATT TO READ - [LONG TITLE]:
"A BILL INTITULED: "An Act to amend the Appropriation Act 2018"

[e] **DEPUTY SPEAKER:**

HONOURABLE MEMBERS THAT completes the Second and Third Readings of the Appropriation Amendment Bill 2019

13. Presentation of BILLS

DEPUTY SPEAKER – We will now go to the **PRESENTATION OF BILLS**

[a] **CRIMES BILL 2019**, I NOW CALL ON the Minister of POLICE; the HON. Vaine MOKOROA.

[b] Minister Vaine Mokoroa will proceed to the Clerk-at-the-Table [CATT] – Hands over the **PRESENTATION COPY** to the CATT

[c] CATT to read: **"Short Title reads – Crimes Act 2019"**

[d] **Deputy Speaker: can the Minister please name the Date and Time of the Second Reading of the Bill?**

CATT remain upstanding next to the Minister till he completes the confirmation.

[e] Minister Mokoroa [TO CONFIRM] –
Mr DEPUTY SPEAKER – Immediately after the INFRASTRUCTURE BILL. Thank you

[F] Deputy Speaker: Thank you Hon. Minister of Police – Vaine Mokoroa. The **Crimes Bill** is ordered for the second reading immediately after the **Infrastructure Bill.**

APPOINTMENT OF SELECT COMMITTEE MEMBERS

14. DEPUTY SPEAKER – I CALL ON THE HON. PRIME MINISTER TO MOVE FOR THE NOMINATION OF THE DEPUTY SPEAKER ONTO THE STANDING ORDERS COMMITTEE.

[a] **Prime Minister – Deputy Speaker, under Standing Orders 318 & 360, I MOVE that:**

1) the newly appointed Deputy Speaker, Member for Mauke Hon. Tai Tura REPLACES former Deputy Speaker Hon. Toka Hagai on the Standing Orders Committee; and that

2) the newly appointed Leader of the Opposition, Member for Rakahanga, Hon. Tina Brown REPLACES Member William Heather Jnr on the Standing Orders Committee; and that

3) the Member for Amuri-Ureia, Hon. Junior Maoate REPLACES Member Tamaiva Tuavera on the Standing Orders Committee.

Deputy Speaker – Is there a Seconder?

Seconded by: _____

[b] DEPUTY SPEAKER – I PUT THE QUESTION, THE QUESTION IS THAT THE MOTION BE AGREED TO.
THOSE IN FAVOUR, SAY AYE;
THOSE AGAINST; SAY 'NO'
DECLARE RESULTS [THE AYES HAVE IT]

15. DEPUTY SPEAKER – I CALL ON THE HON. PRIME MINISTER TO MOVE FOR THE NOMINATION OF A NEW MEMBER ON THE SPECIAL SELECT COMMITTEE ON BILLS.

[a] Prime Minister – Deputy Speaker, under Standing Orders 318 & 361, I MOVE that:

1) the Member for Ruatonga Avatiu Pamati Panama Atuga [RAPPA] Hon. Albert Nicholas REPLACES former Member Toka Hagai on the Special Select Committee on Bills; and that

2) the Member for Vaipae-Tautu Hon. Manuela Kitai REPLACES the Member Terepai Maoate Jnr on the Special Select Committee on Bills.

Deputy Speaker – Is there a Seconder?

Seconded by: _____

[b] DEPUTY SPEAKER – I PUT THE QUESTION, THE QUESTION IS THAT THE MOTION BE AGREED TO.
THOSE IN FAVOUR, SAY AYE; AGAINST?
DECLARE RESULTS [THE AYES HAVE IT]

16 **DEPUTY SPEAKER – I CALL ON THE HON. PRIME MINISTER TO MOVE FOR THE NOMINATION OF A NEW MEMBER ONTO THE PUBLIC ACCOUNTS COMMITTEE.**

[a] Prime Minister – Deputy Speaker, under Standing Order 318, I MOVE that:

1) the Member for Mitiaro, Hon. Tuakeu Tangatapoto REPLACES former Member Toka Hagai on the Public Accounts Committee.

2) the Member for Oneroa, Hon. Wesley Kareroa REPLACES former Member Te-Hani Brown on the Public Accounts Committee.

Deputy Speaker – Is there a Seconder?

Seconded by: _____

[b] **DEPUTY SPEAKER – I PUT THE QUESTION, THE QUESTION IS THAT THE MOTION BE AGREED TO.**
THOSE IN FAVOUR, SAY AYE;
THOSE AGAINST, SAY 'NO'
DECLARE RESULTS [THE AYES HAVE IT]

17. **DEPUTY SPEAKER – I CALL on the MINISTER of POLICE to move for the Establishment of the CRIMES BILL SELECT COMMITTEE**

[a] Minister of Police – Deputy Speaker, under Standing Order 318, I MOVE that the CRIMES BILL SELECT COMMITTEE be established by this House to complete public consultations on the Crimes Bill and report all progress and findings to Parliament by December 2019, with the Committee comprising of:

Chairman – Mr Tingika Elikana
Member – Mr Tai Tura
Member – Mr Patrick Arioka
Member – Mr Tereapii Maki Kavana
Member – Mrs. Selina Napa
Member – Mrs. Tetangi Matapo
Member – Mr William Heather Jnr.

Deputy Speaker – Is there a Seconder?

Seconded by: _____

[b] DEPUTY SPEAKER – I PUT THE QUESTION, THE QUESTION IS THAT THE MOTION BE AGREED TO.

THOSE IN FAVOUR, SAY AYE;

THOSE AGAINST, SAY NO;

DECLARE RESULTS [THE AYES HAVE IT]

17. Adjournment at 5pm [insert 'new time']