

**Votes and Proceedings
Of the
Twentieth Parliament**

No. 9

**Second Sitting of the Eighth Meeting
Tuesday, 21st June 2011**

2.00pm

1. The House met at 2:00pm pursuant to adjournment.
2. Hon. Ludwig Scotty. M.P., Speaker of Parliament took the Chair and read Prayers.

3. **Question on Notice**

Question No. 1 of 2011 - Not yet ready.

Question No. 3 of 2011 - was replied to.

Question No. 4 of 2011 - Not yet ready.

Question No. 5 of 2011 - Not yet ready.

Question No. 8 of 2011 - was replied to.

Question No. 10 of 2011 - Not yet ready.

4. Questions Without Notice were asked.

The Chair with concurrence of the House suspended the sitting and to resume when the bell rings.

Resumed.

5. **Absence of Quorum**

There being no quorum, in the House, the bell was rung for five minutes for want of quorum.

There still being no quorum present the Chair under S.O. 29 suspended the sitting and to resume within the hour, and if there is still no quorum by then the House will then be adjourned to the next sitting.

Quorum present.

6. **Ministerial Statement & Tabling of Papers**

- a) Hon. R. Akua (Minister for Transport) made a Statement to the House as follows;

Mr. Speaker,

With members kind indulgence I am pleased to inform this august House that payment concerning overtime was paid out to port workers on the 4th May 2011. The total payment made to them was \$62,452.95. The average payment was \$3,100.00.

Mr. Speaker,

The question was raised by the honourable member from Ubenide mainly, Mr. David Adeang during question without notice time, and the question alluded to; if the Stephen government would keep to its financial commitment. I am honoured to say in this regard that the answer is a resounding YES.

Mr. Speaker and Honourable members, thank you.

- b) Hon. R. Akua (Minister for Transport) made a Statement to the House as follows;

Mr. Speaker,

In the last sitting 14th April 2011 during question without notice time; the question raised by the honourable member from Ubenide mainly Mr. Valdon Dowiyogo sought answers concerning mooring activity at ports.

Mr. Speaker, I hereby tabled this mooring refurbishment report for the kind member's indulgence and as well as information of for all members here present.

Mr. Speaker and Honourable members, thank you.

Motions

7. Hon. Dr. K. Keke (Minister for Finance) moved that his motions No.1 and No.2 on the Notice Paper be deferred to the next sitting.

Question Put and Passed

8. Hon. M. Batsiua (Minister for Justice) moved that the Public Health Bill 2011 be deferred to the next sitting.

Question Put and Passed

9. **Motion – Business Licences Bill 2011**

Hon. M. Batsiua (Minister for Justice) moved to present the Business Licences Bill 2011.

Hon. R. Akua (Minister for Transport) seconded.

First Reading

The Bill was presented and read a first time.

10. **Second Reading**

Hon. M. Batsiua (Minister for Justice) moved that the Bill be now read a second time.

Hon. R. Akua (Minister for Transport) seconded.

Second reading speech ensued.

Under S.O. 159, further debate on the Bill was adjourned to a future date.

11. Motion

Mr. Thoma (Aiwo) moved that his motion, No.5 on the Notice Paper be deferred to the next sitting.

Question Put and Passed.

12. Motion

Mr. D. Adeang (Ubenide) moved the follow motion:

Whereas:

- *some Members of Parliament are concerned about issues of alleged mismanagement of Utilities, RONPHOS and the Nauru Rehabilitation Corporation; and*
 - *those members believe that the issues of alleged mismanagement warrant detailed investigation by a parliamentary committee;*

I therefore move:

- (1) *that, pursuant to Standing Order 197, the House resolves to establish a Select Committee, to be known as the Select Committee on the management of Utilities, RONPHOS and NRC, and that such Committee report to the House, on or before 21 December 2011, on the matters referred to the Committee under paragraph (5) of this motion; and*
- (2) *that the Committee consist of 5 Members, namely:*

Hon. David Adeang

Hon. Valdon Dowiyogo

Hon. Milton Dube

Hon. Baron Waqa
Hon. Sprent Dabwido

- (3) that the quorum of the Committee be 3 Members;*
- (4) that the Committee have the power to send for and examine persons, papers and records;*
- (5) that, in conducting its inquiry, the Committee examine the following matters:*
 - (a) the extent to which senior managers of Utilities, RONPHOS and NRC have fulfilled their statutory and contractual obligations in terms of management, accounts and reporting;*
 - (b) the extent to which the senior managers of Utilities, RONPHOS and NRC have successfully ensured that the entities for which they are respectively responsible are fulfilling their purpose and, where applicable, delivering services of a high standard;*
 - (c) the extent to which Utilities, RONPHOS and NRC are being managed and operated in a transparent and accountable manner;*
 - (d) whether any of the senior managers of Utilities, RONPHOS and NRC have made decisions or taken actions in relation to the management of their respective entities that exceed or contravene their statutory or contractual powers or authority;*

and

- (e) any other matter that the Committee deems necessary or relevant to enable it to complete its Report on the Management of Utilities, RONPHOS and NRC;*

- (6) *that, in its Report to Parliament, the Committee:*
- (a) *may make recommendations for amendment of the legislation governing Utilities, RONPHOS and NRC to enhance the accountability of management of those entities; and*
 - (b) *must present a fair summary of the information gathered by it and of the evidence and views presented to it;*
- (7) *that the first meeting of the Committee shall be held on Friday, 1 July 2011 at 2:00pm;*
- (8) *that the Committee may present progressive reports and recommendations to Parliament as it deems fit;*
- (9) *that the foregoing provisions of this motion, so far as they are consistent with the Standing Orders, have effect notwithstanding anything contained in the Standing Orders.*

Mr. B. Waqa (Boe) seconded.

Question Put and Passed

13. Division of the House was call for:

Mr. Batsiua (Boe) and Mr. Akua (Anabar/Ijuw/Anibare) called for a division.

The House Divided.

Ayes

Mr. Dowiyogo
Mr. Amwano

Noes

Mr. Stephen
Mr. Keke

Mr. Adeang
Mr. Solomon
Mr. Bernicke
Mr. Waqa
Mr. Thoma
Mr. Dube

Mr. Tabuna
Mr. Kun
Mr. Batsiua
Mr. Akua
Mr. Pitcher
Mr. Dabwido
Mr. Deireragea

Total 8

Total 9

Question resolved in the negative.

14. Orders of the Day No. 5 Supplementary Appropriation Bill (No.3) 2010-2011

Resumption of debate on the question that the Bill be now read a second time.

Second reading debate ensued.

Question Put and Passed

The Bill was read a second time.

15. Letter of Recommendation

The Chair read the Letter of Recommendation which read as follows:

I, Marcus Stephen, President of the Republic of Nauru, as Chairman of the Cabinet and in pursuance of a resolution of the Cabinet, hereby notify Parliament that the purpose of the withdrawals from the Treasury Fund as proposed by the Supplementary Appropriation Bill (No.3) 2010-2011 is recommended to the Parliament by the Cabinet.

Dated this 21th day of June, 2011

Marcus Stephen
President &
Chairman of the Cabinet

16. Leave Sought For

Hon. Dr. K. Keke (Minister for Finance) sought leave of the House to move for the third reading of the Bill.

H.E. The President seconded.

Leave was granted.

17. Motion – Third Reading

Hon. Dr. K. Keke (Minister for Finance) moved that the Bill be now read a third time.

H.E. The President seconded.

Question Put and Passed.

The Bill was read a third time.

18. Motion – Interpretation Bill 2011

Resumption of debate on the question that the Bill be now read a second time.

Debate ensued.

19. Motion

Mr. Adeang (Ubenide) moved that further debate on the Bill be adjourned and made an Order of the Day at the next sitting.

Hon. M. Batsiua (Minister for Justice) seconded.

Question Put and Passed.

20. Motion – Development Fund Bill 2011

Second reading debate ensued

Question Put and Passed.

21. Division of the House was called for

Mr. Adeang (Ubenide) and Mr. Dowiyogo (Ubenide) called for a division.

The House Divided.

Ayes

Mr. Stephen
Mr. Keke
Mr. Tabuna
Mr. Kun
Mr. Batsiua
Mr. Akua
Mr. Pitcher
Mr. Dabwido
Mr. Deireragea

Total 9

Noes

Mr. Dowiyogo
Mr. Adeang
Mr. Solomon
Mr. Bernicke
Mr. Waqa
Mr. Thoma
Mr. Dube

Total 7

Question Put and Passed.

The Bill was read a second time.

22. Letter of Recommendation

The Chair read the Letter of Recommendation:

I, Marcus Stephen, President of the Republic of Nauru, as Chairman of the Cabinet and in Pursuance of a resolution of the Cabinet, hereby notify Parliament that the purpose of the charges on the Treasury Fund as proposed by the Development Fund Bill 2011 is recommended to the Parliament by the Cabinet.

Dated this 21st day of June, 2011

*Marcus Stephen
President &
Chairman of the Cabinet*

23. Leave Sought For

Hon. Dr. K. Keke (Minister for Finance) sought leave of the House to enable him to move for third reading of the Bill.

Leave was granted.

24. Motion - Third Reading

Hon. Dr. K. Keke (Minister for Finance) moved that the Bill be now read a third time.

H.E. The President Marcus Stephen seconded.

Question Put and Passed.

The Bill was read a third time.

25. Motion – Nauru Utilities Corporation Bill 2011

Second reading debate ensued.

26. Motion

H.E. The President Marcus Stephen moved that further debate on the Bill be adjourned and made an Order of the Day at the next sitting.

Hon. Dr. K. Keke (Minister for Finance) seconded.

Question Put and Passed.

27. Motion – Appropriation Bill 2011-2012

Hon. Dr. K. Keke (Minister for Finance) moved to present the Appropriation Bill 2011-2012.

H.E. The President Marcus Stephen seconded.

First Reading

The Bill was presented and read the first time.

28. Second Reading

Hon. Dr. K. Keke (Minister for Finance) moved that the Bill be now read a second time.

H.E. The President Marcus Stephen seconded.

Second reading speech ensued

Under S.O 159, further debate on the Bill was adjourned to a future date.

29. Motion Fixing the Date For the Next Sitting.

H. E. President Marcus Stephen moved that Parliament at its rising do adjourn until Thursday 23rd June 2011, at 10:00am

Hon. Dr. K. Keke (Minister for Finance) seconded.

Question Put and Passed

30. Adjournment.

H. E. the President moved that Parliament do now adjourn.

Hon. Dr. K. Keke (Minister for Finance) seconded.

Question Put and Passed.

And then the House at twenty five minutes past eight o'clock pm, adjourned until Thursday 23rd June 2011 at 10:00am.

Members Present

All members were present at some time during the sitting.

**John Garabwan
Deputy Clerk of Parliament.**