

# Votes and Proceedings of the 20th Parliament

## No 27

**First sitting of the 18th meeting  
7 February 2013**

**2.00pm**

**1 Meeting of House**

The House met at 2.00pm according to the resolution of the House made on 21 December 2012.

Hon Ludwig Scotty (Speaker of Parliament) took the Chair and read Prayers.

**2 Notices of Motion**

Hon David Adeang (Ubenide) gave notice that at the next sitting of Parliament he will move “that this House censure the Ministers of Cabinet for issues related to non-performance, conflicts of interest, and business activities, and that they be removed forthwith.”

Hon Milton Dube (Aiwo) seconded.

Hon Ludwig Scotty (Speaker of Parliament) ruled the notice out of order because the notice covered the same substance as Motion No 1.

**3 Questions without notice**

Questions without notice were asked.

**4 Motion No 1—No confidence motion**

Hon David Adeang (Ubenide) moved that Motion No 1 be deferred to the next sitting.

Hon Milton Dube (Aiwo) seconded.

Question put.

House divided.

Ayes	Noes
Hon Sprent Dabwido	Hon Dr Kieren Keke
Hon Valdon Dowiyogo	Hon Roland Kun
Hon Ali Amwano	Hon Riddell Akua
Hon David Adeang	Hon Marcus Stephen
Hon Ryke Solomon	Hon Dominic Tabuna
Hon Shadlog Bernicke	Hon Freddie Pitcher
Hon Baron Waqa	Hon Landon Deireragea
Hon Milton Dube	Hon Mathew Batsiua
	Hon Godfrey Thoma

There being 8 Ayes and 9 Noes the question was resolved in the negative.

Hon David Adeang (Ubenide) withdrew Motion No 1.

## 5 Ministerial Statements & Tabling of Papers

- (a) Hon Roland Kun (Minister for Finance and Sustainable Development) tabled the *Public Finance (Control and Management) Regulations 2013* and made the following statement:

Mr Speaker,

As required by the Interpretation Act 2011, I wish to table in the House today the Public Finance (Control and Management) Regulations 2013 made by Cabinet 24 January 2013.

The regulations are consequential to the enactment of the Public Finance (Control and Management) (Amendment) Act 2012. That Act establishes a new procurement framework for public authorities.

The amendment Act inserts a new Part 3A in the principal Act. That Part contemplates regulations setting out requirements with which public authorities must comply in respect of their procurement operations and principles on which the procurement manual is to be prepared.

Each public authority is required to prepare an annual procurement plan in conjunction with the procurement agent appointed under the Act. The plan must comply with requirements set out in the procurement manual. All procurement operations of a public authority with a value exceeding \$3,000 must be conducted by the procurement agent. The procurement manual is to set out how an operation is to be valued. The regulation also requires an individual procurement plan to be prepared for each procurement in accordance with the procurement manual.

A framework for the procurement of common items is established. The Secretary for Finance may identify common items for a public authority and these must be procured by, or the procurement arranged through, the procurement agent.

The principles that must be embodied in the procurement manual are set out in some detail.

Regulations 5, 6 and 7 come into operation at the same time as new section 15E is inserted into the Act. These are the provisions that require public authorities to change their procurement practices. The remaining provisions come into operation straight away to allow necessary preparatory steps to be taken.

Thankyou, Mr Speaker.

- (b) Hon Roland Kun (Minister for Finance and Sustainable Development) tabled the Inter-Subhead Transfer Budget 2012-13 and made the following statement:

Mr Speaker and Honourable Colleagues,

Today I table before Parliament directions under section 5 of the *Public Finance (Control and Management) Act 1997* authorising three further inter-subhead transfers for 2012-13 since my last statement on 9 October 2012.

The first is in the Health Department that provides an increase in account 2475, Overseas Medical Treatment by \$150,000.00 to meet cost of unforeseen increased demand for overseas medical treatment.

Savings of that amount came from account 2020, Expat Salaries.

Furthermore, I wish to table before you the second inter-subhead transfer in the Finance Department that provides an increase in account i) 2275 (Petrol), ii) 2280 (Diesel) and iii) 2285(JetA1), by \$500,000, \$1,908,488 and \$300,000.

Savings of that amount came from account 2615, Other subsidies & Donations.

Lastly, I wish to table before you the third and final inter-subhead transfer in the Nauru Fisheries & Marine Resources Authority that provides an increase in account 2060,Legal Fees by \$11,000.00 to meet cost of unforeseen legal expense for the authority.

Savings of that amount came from account 2235, Special Project.

Mr Speaker I commend these inter-subhead transfers to the House.

Thank you.

**6 Motion—introduction without notice—Supplementary Appropriation Bill (No 3) 2012-2013**

(a) First reading

Hon Roland Kun (Minister for Finance & Sustainable Development) sought leave to present the *Supplementary Appropriation Bill (No 3) 2012-2013*.

Leave was granted.

Bill presented and read a first time.

(b) Second reading

Hon Roland Kun (Minister for Finance & Sustainable Development) moved that the Bill be now read a second time.

Hon Marcus Stephen (Minister for Commerce, Industry & Environment) seconded.

Second reading speech ensued.

Hon Roland Kun (Minister for Finance & Sustainable Development) moved that Standing Order 159 be suspended in so far as it may be necessary to allow the debate to continue.

Hon Marcus Stephen (Minister for Commerce, Industry & Environment) seconded.

Question put and passed.

Debate ensued.

Question that the Bill be read a second time put and passed.

Bill read a second time.

(c) Third reading

Hon Roland Kun (Minister for Finance & Sustainable Development) sought leave to proceed to the third reading.

Leave was granted.

Hon Roland Kun (Minister for Finance & Sustainable Development) moved that the Bill be now read a third time.

Hon Marcus Stephen (Minister for Commerce, Industry & Environment) seconded.

Question put and passed.

Bill read a third time.

(d) Article 59(3) message

Hon Ludwig Scotty (Speaker of Parliament) read a message from Cabinet approving the purpose of the withdrawals from the Treasury Fund as proposed by the Bill.

**7 Motion No 2—Land Issues Commission Report**

Hon Ali Amwano (Ubenide) moved Motion No 2.

Hon Valdon Dowiyogo (Ubenide) seconded.

Debate ensued.

Motion disposed of without any question being put.

- 8 Motions Nos 3, 4, 11, 12, 13, 14 and 15—Statute Law Revision Bill, Legal Practitioners (Amendment) Bill, Adoption of Children (Amendment) Bill, Maintenance (Amendment) Bill, Matrimonial Causes (Amendment) Bill, Guardianship of Children (Amendment) Bill and Crimes Bill**  
Hon Dominic Tabuna (Minister for Justice) moved that Motions Nos 3, 4, 11, 12, 13, 14 and 15 be deferred and remain on the notice paper for the next sitting.  
Hon Riddell Akua (Minister for Transport and Telecommunication) seconded.  
Question put and passed.
- 9 Motions Nos 5, 6, 7, 8, 9, 10, and 16—Public Health Bill, Leadership Code Bill, Ombudsman Bill, Ozone Depleting Substances Bill, Equal Opportunity Bill, Births, Deaths and Marriages (Amendment) Bill and Nauru Fisheries and Marine Resources Authority (Amendment) Bill**  
HE President Sprent Dabwido moved that Motions Nos 5, 6, 7, 8, 9, 10, and 16 be deferred and remain on the notice paper for the next sitting.  
Hon Riddell Akua (Minister for Transport and Telecommunication) seconded.  
Question put and passed.
- 10 Motion—introduction without notice—Constitution of Nauru (Nauruan Culture Amendments) Bill 2013**
- (a) First reading  
Hon Landon Deireragea (Chairman, Constitutional Review Committee) sought leave to present the *Constitution of Nauru (Nauruan Culture Amendments) Bill 2013*.  
Leave was granted.  
Bill presented and read a first time.
- (b) Second reading  
Hon Landon Deireragea (Chairman, Constitutional Review Committee) moved that the second reading be an Order of the Day for the next sitting.  
Hon Mathew Batsuia (Boe) seconded.  
Question put and passed.
- 11 Motion—introduction without notice—Constitution of Nauru (Speaker Amendments) Bill 2013**
- (a) First reading  
Hon Landon Deireragea (Chairman, Constitutional Review Committee) sought leave to present the *Constitution of Nauru (Speaker Amendments) Bill 2013*.  
Leave was granted.  
Bill presented and read a first time.
- (b) Second reading  
Hon Landon Deireragea (Chairman, Constitutional Review Committee) moved that the second reading be an Order of the Day for the next sitting.  
Hon Mathew Batsuia (Boe) seconded.  
Question put and passed.

**12 Motion—introduction without notice—Constitution of Nauru (Executive Amendments) Bill 2013**

- (a) First reading  
Hon Landon Deireragea (Chairman, Constitutional Review Committee) sought leave to present the *Constitution of Nauru (Executive Amendments) Bill 2013*.  
Leave was granted.  
Bill presented and read a first time.
- (b) Second reading  
Hon Landon Deireragea (Chairman, Constitutional Review Committee) moved that the second reading be an Order of the Day for the next sitting.  
Hon Mathew Batsuia (Boe) seconded.  
Question put and passed.

**13 Motion—introduction without notice—Constitution of Nauru (Stability Amendments) Bill 2013**

- (a) First reading  
Hon Landon Deireragea (Chairman, Constitutional Review Committee) sought leave to present the *Constitution of Nauru (Stability Amendments) Bill 2013*.  
Leave was granted.  
Bill presented and read a first time.
- (b) Second reading  
Hon Landon Deireragea (Chairman, Constitutional Review Committee) moved that the second reading be an Order of the Day for the next sitting.  
Hon Mathew Batsuia (Boe) seconded.  
Question put and passed.

**14 Motion—introduction without notice—Constitution of Nauru (Finance Amendments) Bill 2013**

- (a) First reading  
Hon Landon Deireragea (Chairman, Constitutional Review Committee) sought leave to present the *Constitution of Nauru (Finance Amendments) Bill 2013*.  
Leave was granted.  
Bill presented and read a first time.
- (b) Second reading  
Hon Landon Deireragea (Chairman, Constitutional Review Committee) moved that the second reading be an Order of the Day for the next sitting.  
Hon Mathew Batsuia (Boe) seconded.  
Question put and passed.

**15 Motion—introduction without notice—Constitution of Nauru (Citizenship Amendments) Bill 2013**

- (a) First reading  
Hon Landon Deireragea (Chairman, Constitutional Review Committee) sought leave to present the *Constitution of Nauru (Citizenship Amendments) Bill 2013*.

Leave was granted.

Bill presented and read a first time.

(b) Second reading

Hon Landon Deireragea (Chairman, Constitutional Review Committee) moved that the second reading be an Order of the Day for the next sitting.

Hon Mathew Batsuia (Boe) seconded.

Question put and passed.

**16 Motion—introduction without notice—Constitution of Nauru (Judicature Amendments) Bill 2013**

(a) First reading

Hon Landon Deireragea (Chairman, Constitutional Review Committee) sought leave to present the *Constitution of Nauru (Judicature Amendments) Bill 2013*.

Leave was granted.

Bill presented and read a first time.

(b) Second reading

Hon Landon Deireragea (Chairman, Constitutional Review Committee) moved that the second reading be an Order of the Day for the next sitting.

Hon Mathew Batsuia (Boe) seconded.

Question put and passed.

**17 Motion—introduction without notice—Constitution of Nauru (Accountability Amendments) Bill 2013**

(a) First reading

Hon Landon Deireragea (Chairman, Constitutional Review Committee) sought leave to present the *Constitution of Nauru (Accountability Amendments) Bill 2013*.

Leave was granted.

Bill presented and read a first time.

(b) Second reading

Hon Landon Deireragea (Chairman, Constitutional Review Committee) moved that the second reading be an Order of the Day for the next sitting.

Hon Mathew Batsuia (Boe) seconded.

Question put and passed.

**18 Motion—introduction without notice—Constitution of Nauru (Resolution of Stalemate Amendments) Bill 2013**

(a) First reading

Hon Landon Deireragea (Chairman, Constitutional Review Committee) sought leave to present the *Constitution of Nauru (Resolution of Stalemate Amendments) Bill 2013*.

Leave was granted.

Bill presented and read a first time.

- (b) Second reading  
Hon Landon Deireragea (Chairman, Constitutional Review Committee) moved that the second reading be an Order of the Day for the next sitting.  
Hon Mathew Batsuia (Boe) seconded.  
Question put and passed.

**19 Motion—introduction without notice—Constitution of Nauru (Special Powers Amendments) Bill 2013**

- (a) First reading  
Hon Landon Deireragea (Chairman, Constitutional Review Committee) sought leave to present the *Constitution of Nauru (Special Powers Amendments) Bill 2013*.  
Leave was granted.  
Bill presented and read a first time.

- (b) Second reading  
Hon Landon Deireragea (Chairman, Constitutional Review Committee) moved that the second reading be an Order of the Day for the next sitting.  
Hon Mathew Batsuia (Boe) seconded.  
Question put and passed.

**20 Motion—introduction without notice—Constitution of Nauru (Leadership Code Amendments) Bill 2013**

- (a) First reading  
Hon Landon Deireragea (Chairman, Constitutional Review Committee) sought leave to present the *Constitution of Nauru (Leadership Code Amendments) Bill 2013*.  
Leave was granted.  
Bill presented and read a first time.

- (b) Second reading  
Hon Landon Deireragea (Chairman, Constitutional Review Committee) moved that the second reading be an Order of the Day for the next sitting.  
Hon Mathew Batsuia (Boe) seconded.  
Question put and passed.

**21 Order No 1—Parliamentary Counsel Annual Report**

Hon Ali Amwano (Ubenide) moved that Order No 1 be deferred and remain on the notice paper for the next sitting.  
Hon Valdon Dowiyogo (Ubenide) seconded.  
Question put and passed.

**22 Order No 2—Ministerial Statement on Education**

Debate ensued.  
Order disposed of without any question being put.

**23 Order No 3—Ministerial Statement on Eigigu Holdings Corporation**

Debate ensued.  
Order disposed of without any question being put.

**24 Order No 4—Public Sector Bill**

HE President Sprent Dabwido moved that Order No 4 be deferred and remain on the notice paper for the next sitting.

Hon Roland Kun (Minister for Finance & Sustainable Development) seconded.

Question put and passed.

**25 Next day of sitting**

HE President Sprent Dabwido moved that the House at its rising do adjourn until a time and date to be fixed by the Chair.

Hon Marcus Stephen (Minister for Commerce, Industry & Environment) seconded.

Question put and passed.

**26 Adjournment**

Hon Marcus Stephen (Minister for Commerce, Industry & Environment) moved that the House do now adjourn.

Debate ensued.

Question put and passed.

Parliament adjourned at 10.45pm until a time and date to be fixed by the Chair.

**Members present**

The following members were present at some time during the sitting:

Hon Milton Dube (Aiwo)

Hon Godfrey Thoma (Aiwo)

Hon Riddell Akua (Anabar)

Hon Ludwig Scotty (Anabar)

Hon Landon Deireragea (Anetan)

Hon Marcus Stephen (Anetan)

Hon Mathew Batsiua (Boe)

Hon Baron Waqa (Boe)

Hon Shadlog Bernicke (Buada)

Hon Roland Kun (Buada)

Hon Sprent Dabwido (Meneng)

Hon Ryke Solomon (Meneng)

Hon Valdon Dowiyogo (Ubenide)

Hon Ali Amwano (Ubenide)

Hon Freddie Pitcher (Ubenide)

Hon David Adeang (Ubenide)

Hon Dr Kieren Keke (Yaren)

Hon Dominic Tabuna (Yaren)

**Ann-Marie Thoma, Acting Clerk**