

THURSDAY 29 MAY 2014

1. MEMBERS PRESENT:

SPEAKER

Susuga Hon Laauli Leuatea Polataivao Fosi Schmidt

CABINET

Susuga Hon Tuilaepa Fatialofa Lupesoliai Aiono Neioti Sailele Malielegaoi, Tofa Hon Tolofuaivalelei Falemoe Leiataua, Afioga Hon Tuitama Talalelei Tuitama, Afioga Hon Magele Mauiliu, Afioga Hon Manualesagalala Enokati Posala, Tofa Lautafi Fio Selafi Purcell, Afioga Hon Fonotoe Nuafesili Pierre Lauofo, Afioga Hon Fiamē Naomi Mataafa, Tofa Hon Tuiloma Lameko, Afioga Hon Faumuina Tiatia Liuga, Afioga Hon Faamoetauloa Lealaiauloto Ulaitino Faale Tumaalii, Afioga Hon Sala Fata Pinati, Afioga Hon Le Mamea Ropati, Afioga Hon Tuisugaletaua Sofara Aveau.

MEMBERS

Afioga Hon Leaupepe Toleafoa Apulu Faafisi, Hon Tuuu Anasii Leota, Afioga Motuopuaa Aisoli Vaai, Tofa Afioga Toeolesulusulu Cedric Pose Salesa Schuster, Tofa Tapuai Toese Ah Sam, Tofa Tuileutu Alavaa Voi, Tofa Lealailepule Rimoni Aiafi, Afioga Afualo Wood Uti Salele, Afioga Hon Aeau Peniamina Leavaiseeta, Afioga Hon Palusalua Faapo II, Afioga Tufuga Gafotele Faitua, Tofa Fagaaivalu Kenrick Samu, Afioga Peseta Vaifou Tevaga, Afioga Hon Gatoloaifaana Amataga Alesana-Gidlow, Susuga Papaliitele Niko Lee Hang, Tofa Afioga Taefu Lemi, Tofa Alo Fulifuli Taveuveu, Afioga Tuisa Tasi Patea, Tofa Tusa Misi Tupuola, Tofa Sooalo Mene, Tofa Aveau Nikotemo Palamo, Afioga Ifopo Matia Filisi, Afioga Lafaitale Patrick Leiataualesa, Afioga Levaopolo Talatonu, Afioga Tialavea Fea Tionisio Seigafolava, Susuga Papalii Lio Faavaivaio manu Taeu Masipau, Afioga Maualaivao Pat Ah Him, Afioga Tafua Maluelue Tafua, Tofa Agafili Patisela Eteuati Tolovaa.

2. ABSENT MEMBERS:

Tofa Tuilo'a Anitelea, Tofa Lefau Harry Schuster, Afioga Muagututagata Faamausili Peter Ah Him, Tofa Lenatai Victor Faafoi Tamapua, Afioga Afoafouvale John Moors.

3. The Legislative Assembly met at 9.00am.

4. Mr Speaker took the Chair and said the Prayers.

5. MESSAGE FROM THE HEAD OF STATE

The Clerk read out the Message from the Head of State permitting the Legislative Assembly to consider the following Bills:-

1. Supplementary Appropriation Bill (No.2) 2013/2014
2. Appropriation Bill 2014/2015

6. OBITUARY SPEECH

Mr Speaker announced the passing away of Afioga Hon Toomata Alapati Poese Toomata in the month of April 2014 who was elected as one of the members of Parliament for the Territorial Constituency of Salega.

Afioga Hon Toomata Alapati Poese Toomata was initially elected as member of Parliament in the years 1999-2001, when Afioga Luagalau Levaula Kamu won the Parliamentary Term XIII.

He was again re-elected in the XIVth Parliamentary Term in the years 2001-2006.

On 15 February 2005, Afioga Hon Toomata Alapati Poese Toomata was elected as Minister of Education, Sports and Culture, Meteorology Office and Agriculture Store.

In 2006, Hon Toomata Alapati Poese Toomata was elected as the Minister of Education, Sports and Culture and the National University of Samoa, Polytech and Pre-School.

Hon Toomata Alapati Poese Toomata was elected as Parliament Under-Secretary for the Ministry of Women, Community and Social Development in the years 1999-2001.

In the years 2002-2004, he was elected as Parliament Under- Secretary for the Ministry of Commerce, Industry and Labour.

In the years 1999-2001, he was a member of the Education Committee and the Primary Production Committee.

In 2001-2004, he was Deputy Chairman of the Bills Committee.

On behalf of the Parliament, Speaker extended condolences to the districts, spouses, children and extended families and relatives of the member who has passed away.

Members were upstanding for a minute to show respect to members who passed.

7. PRESENTATION OF PAPERS:

The Clerk read out the Papers pursuant to Standing Orders 48:-

1. P.P.2014/2015 No.3, Annual Report of the Development Bank of Samoa for the Year 2013.
2. P.P.2014/2015 No.4, Parliamentary Pension Annual Report for the Year 2013.

3. P.P.2014/2015 No.5, Annual Report of the Samoa International Finance Authority for the Year 2012.
4. P.P.2014/2015 No.6, Law Reform Commission Report on the District Courts Act 1969, Report 12/13.
5. P.P.2014/2015 No.7, Annual Report of the Samoa Sports Facilities Authority for the Year 2011/2012.
6. P.P.2014/2015 No.8, Annual Report of the Samoa Life Assurance Corporation for the Year 2013.
7. P.P.2014/2015 No.9, Annual Report of the National Kidney Foundation of Samoa 1 July 2011-30 June 2012.
8. P.P.2014/2015 No.10, Annual Report of the Unit Trust of Samoa for the Year ending 30 June 2013.
9. P.P.2014/2015 No.11, Annual Report of the Ministry of Justice and Courts Administration for the Year 2011-2012.
10. P.P.2014/2015 No.12, Report of the Law Reform Commission on the National Heritage Board, Report 13/13.
11. P.P.2014/2015 No.13, Annual Report of the Police and Prisons Ministry for the Year 2010/2011.
12. P.P.2014/2015 No.14, Annual Report of the Police and Prisons Ministry for the Year 2009-2010
13. P.P.2014/2015 No.15, Commission of Inquiry Report on Electoral Matters 2012.
14. P.P.2014/2015 No.16, Annual Report of the Samoa Airport Authority for the Year 2012.
15. P.P.2014/2015 No.17, Annual Report of the Electric Power Corporation for the Year 2012-2013.
16. P.P.2014/2015 No.18, Statement of Accounts of the Totalisator Agency Board for the Year ending 30 June 2013.
17. P.P.2014/2015 No.19, Government Responses on P.P.2013/2014 No.31, Report of the Finance and Expenditure Committee on P.P.2012/2013 No.41, Annual Report of the Samoa International Finance Authority for the Financial Year ending 30 June 2011.
18. P.P.2014/2015 No.20, Government Responses on P.P.2013/2014 No.32, Report of the Finance and Expenditure Committee on P.P.2011/2012 No.95, Annual Report of the Samoa Life Assurance Corporation for the Financial Year Ending 2010/2011.
19. P.P.2014/2015 No.21, Government Responses on P.P.2013/2014 No.83, Report of the Government Administration Committee on P.P.2013/2014 No.3, Annual Report of the Unit Trust of Samoa for the Year ending 30 June 2012.
20. P.P.2014/2015 No.22, Government Responses on P.P.2014/2015 No.84, Report of the Government Administration Committee on P.P.2012/2013 No.44, Statement of Corporate Objectives of the Unit Trust of Samoa for the Year 2013-2015.
21. P.P.2014/2015 No.23, Annual Report of the Ministry of Education, Sports and Culture for the Financial Year 1 July 2012-30 June 2013.
22. P.P.2014/2015 No.24, Annual Report of the Ministry of Police and Prisons and Culture for the Financial Year 1 July 2012-30 June 2013.
23. P.P.2014/2015 No.25, Annual Report of the Samoa Water Authority for the Year 2012-2013.

24. P.P.2014/2015 No.26, Government Responses on P.P.2013/2014 No.106, Report of the Primary Production, Commerce, Industry and Labour Committee on P.P.2013/2014 No.5, Annual Report of the Development Bank of Samoa for the Financial Year ending 30 June 2012.
25. P.P.2014/2015 No.27, Government Responses on P.P.2013/2014 No.95, Report of the Government Administration Committee on P.P.2013/2014 No.77, Annual Report of the Office of the Attorney General for the Financial Year Ending 30 June 2012.
26. P.P.2014/2015 No.28, Government Responses on P.P.2013/2014 No.92, Report of the Finance and Expenditure Committee on P.P.2012/2013 No.61 & P.P.2013/2014 No.75, Annual Reports of the Polynesian Airlines Company for the Financial Years ending 30 June 2012 and 30 June 2013.
27. P.P.2014/2015 No.29, Government Responses on P.P.2013/2014 No.59, Reports of the Works, Transport and Environment Committee on P.P.2012/2013 No.73, Annual Report of the Land Transport Authority for the Financial Year ending 30 June 2010.

8. MOTION OF THE BUSINESS, STANDING ORDERS, HOUSE AND ELECTORAL COMMITTEE

Tofa Hon Tuuu Anasii Leota (member) moved, *“That in accordance with Standing Orders 46, Lapsed Business from the 2013/2014 sessions be carried forward as printed in the Supplementary Order Paper 2014/2015 No.1.”* Seconded by Lafaitale Patrick Leiatuaalesa.

9. GOVERNMENT ORDERS OF THE DAY – Reading of Bills

Government Order of the Day No.1 called.

1. Supplementary Appropriation Bill (No.2) 2013/2014 – first reading

Hon Tuilaepa Fatialofa Lupesoliai Aiono Neioti Sailele Malielegaoi moved, *“That the Supplementary Appropriation Bill (No.2) 2013/2014 be now read a first time.”* Seconded by Hon Fonotoe Nuafesili Pierre Lauofo / Hon Tuiloma Lameko / Hon Tolofuaivalelei Falemoe Leiatuaa.

Motion approved and the Bill was read the first time.

Government Order of the Day No.2 called.

2. Supplementary Estimates (No.2) 2013/2014 – Tabling

Hon Tuilaepa Fatialofa Lupesoliai Aiono Neioti Sailele Malielegaoi tabled the Supplementary Estimates (No.2) 2013/2014.

Government Order of the Day No.3 called.

3. Supplementary Appropriation Bill (No.2) 2013/2014 – second reading

Hon Tuilaepa Fatialofa Lupesoliai Aiono Neioti Sailele Malielegaoi moved, *“That the Supplementary Appropriation Bill (No.2) 2013/2014 be now read a second time and interpretation of this Bill will be included in the Financial Statement*

2014/2015.” Seconded by Hon Fonotoe Nuafesili Pierre Laufo / Hon Tuiloma Lameko / Hon Tuisugaletaua Sofara Aveau / Hon Tolofuaivalelei Falemoe Leiataua.

Motion approved and the Bill was read a second time.

Government Order of the Day No.4 called.

4. Appropriation Bill 2014/2015 – first reading

Hon Tuilaepa Fatialofa Lupesoliai Aiono Neioti Sailele Malielegaoi moved, “*That the Appropriation Bill 2014/2015 be now read a first time.*” Seconded by Hon Tuiloma Lameko / Hon Lautafi Fio Selafi Purcell / Hon Tuisugaletaua Sofara Aveau / Hon Tolofuaivalelei Falemoe Leiataua.

Motion approved and the Bill was read a second time.

Government Order of the Day No.5 called.

5. Main Estimates 2014/2015 – Tabling

Hon Tuilaepa Fatialofa Lupesoliai Aiono Neioti Sailele Malielegaoi tabled the Main Estimates 2014/2015 before Parliament.

Government Order of the Day No.6 called.

6. Appropriation Bill 2014/2015 – second Reading

Hon Tuilaepa Fatialofa Lupesoliai Aiono Neioti Sailele Malielegaoi moved, “*That the Appropriation Bill 2014/2015 be now read a second time.*” Seconded by Hon Fonotoe Nuafesili Pierre Laufo / Hon Tuiloma Lameko / Hon Lautafi Fio Selafi Purcell / Hon Tuisugaletaua Sofara Aveau.

Motion approved and the Bill was read a second time.

Government Order of the Day No.7 called.

7. Financial Statement 2014/2015

Hon Tuilaepa Fatialofa Lupesoliai Aiono Neioti Sailele Malielegaoi delivered the Financial Statement 2014/2015 and below is a copy of this report:-

FINANCIAL STATEMENT 2014/2015

Mr Speaker,

As required under Standing Order 124, it is with great pleasure that I present on behalf of the Government, the Statement on the Estimates for the 2014/2015 fiscal year.

I. Budget Setting

The 2014/2015 budget aims to consolidate economic growth. Recovery following the reconstruction over the last sixteen months forms the setting to the 2014/15 budget year. We are now seeing recovery taking hold and we expect economic growth to stabilize at around 2.5% over the médium term. This is a pleasing outcome following the slowdown post cyclone. There is also optimism that global activity is expected to improve further in 2014/15, with much of the ímpetus for growth coming from advanced economics.

II. Budget Strategy

The expected recovery and the winding down of cyclone related reconstruction works from the basis a less expansionary 2014/15 budget compared to 2013/14. The fiscal déficit is expected to be around 4.2% of GDP relative to 4.8% in 2013/14. This reflects government's commitment to gradually claw back to its médium term goal of 3.5% of GDP.

On the revenue side, there is no intention to adjust taxes or tariff. Instead the rebasing of fees and charges will be extended to include the remaining Ministries and SOEs. This exercise is expected to raise the standard of public service delievery as it will reflect the true cost of providing that service.

As well, Government will continue to closely monitor the debt situation so that any new loans are in line with the médium term debt management strategy and the loan funded projects will contribute positively to economic growth.

III. BUDGET SUMMARY

Mr Speaker,

I would now like to highlight the key components of the 2014/2015 budget as follows:

<u>Revenue</u>		\$722,962,208
Ordinary Revenues	\$544,910,258	
External Grants	\$178,051,950	
<u>Expenditures</u>		\$792,089,820
Statutory Expenditures	\$88,339,342	
Expenditure Programs	\$492,542,095	
Development Expenditures	\$196,432,120	
Unforeseen Expenditures	\$14,776,263	
<u>Overall Budget Deficit</u>		(\$69,127,613)
Financed by:		
Soft Term Financing	\$73,613,155	
<u>Cash Surplus after Borrowing</u>		\$4,485,542

The 2014/15 budget is expected to record a deficit of \$69.1 million tala which is equivalent to 4.2% of GDP. This reflects the commitment to national priorities stated in the Strategy for the Development of Samoa as well as the preparations for the SIDS conference later this year and the Commonwealth Youth Games in 2015.

The reduction in the budget deficit from 4.8% in 2013/2014 to 4.2% next year is a reflection of the government's commitment to meeting its medium term fiscal deficit of 3.5% of GDP.

The 2014/15 budget deficit is expected to be fully funded by highly concessional borrowings from our multilateral development partners.

IV. REVENUE MEASURES

Mr Speaker,

Total Ordinary Receipts is expected to increase marginally by less than 1% in 2014/15. On the other hand External Grants will drop by 27% reflecting the winding down of cyclone related Works.

The rebasing of fees and charges for Ministries and SOEs is a key policy initiative intended to ensure that public service delivery is made efficient and effective. The public demands the best possible service from government agencies and that cannot be achieved if the true cost of delivering that service is not taken into account. This exercise was implemented with the consideration to the impact on the public and businesses and that access to essential services is not restricted.

Mr Speaker and Honorable Members,

The proposed total expenditure budget amounts to \$792 million tala which is \$49 million tala lower than the previous year. This is largely the result of one off cyclone related expenditures that are now completed.

I will now highlight the key expenditure priorities the Government will implement during 2014/2015.

1. Education Sector

The total budget for the sector is \$84million tala (representing 17.1% of the total expenditure program) and the following provisions reflect the Government's commitment to this priority sector:

- \$52.3 million to the Ministry of Education, Sports and Culture for normal operations**
- 6.0million grant for Private and Mission Schools**

- \$11.9 million is being allocated to support the NUS. Of that amount, \$1.4 million is earmarked for the Oceania University of Medicine management of which is now under NUS control. The change from the previous arrangement means the university will be enjoyed by Samoa without any more outside interference.
- \$1.5 million to fund stationeries for all Government Schools.
- \$3.8 million government contribution towards the School Fee Relief Scheme which is jointly funded by the Australian and New Zealand governments with funds to be channeled through budget support.

2. Health Sector

The total budget allocation for the health sector is \$81.9 million tala (16.6% of total expenditure program) indicating a decrease relative to the current financial year. The drop is the result of post cyclone recovery works that have been fully implemented. The following provisions are provided to support the ongoing initiatives of this priority sector.

- \$7 million is provided towards the Ministry of Health's operations.
- \$67.1 million is earmarked for the National Health Services.
- \$5.6 million grant is earmarked for the National Kidney Foundation.
- \$11 million has been provided to cover the cost of the overseas medical treatment scheme.
- the Diabetics Association Clinic will receive \$50,000 grant for its operations
- the Samoa Aids Foundation will get \$30,000; and
- the Samoa Cancer Society will receive a grant of \$40,000.

3. Agriculture Sector

The appropriation for Agriculture is \$13.8 million tala.

- \$11.32 million is provided to support the Ministry's daily operations.
- \$150,000 is provided for the continuation of the Agriculture stimulus program
- \$550,000 is earmarked for the Agriculture Show.

4. Infrastructure

Electricity:

A total of \$11,25 million is allocated to EPC to support ongoing developments. Of this amount, \$7 million is provided to compensate EPC for VAGST payments on fuel with the balance of \$4.25 million earmarked for community service obligations (CSO).

Water:

The Samoa Water Authority will receive a budget allocation of \$20.11 million. Of this amount, 5.11 million will go towards community service obligations (CSO) with \$15 million financing for key water investment priorities under the EU budget support.

Roads and Bridges:

Total Government grant to the Land Transport Authority (LTA) in the 2014/2015 budget is \$23.9million representing a decrease compared to the previous year's allocation, because of Cyclone Evan one off costs.

Telecommunications:

Telecommunication is another key priority sector to Government. To reinforce this commitment to the telecommunication sector, the following budget allocations have been confirmed for 2014/2015.

- A \$2.1 million budget is allocated to meet the Ministry of Communication's operations.
- \$1.56 million is allocated to fund the operations of the Office of the Regulator.
- \$1.2 million has been earmarked as government contribution to the National Broadband Highway (NBH) annual fees. The NBH is a major investment which is expected to significantly increase the speed of internal internet communications. It has the capacity to facilitate tele-medicine and education that will benefit the rural communicate around the country.

5. Small Island Developing States Conference (SIDS)

\$10 million tala is provided to finalise Samoa's preparation for hosting the Small Island Developing States meeting later this year. This is a major investment which will place Samoa on the world map and expose our country to global opportunities. The meeting is expected to attract more than 3,000 visitors to our shores bringing unlimited opportunities to our business community. At the global level, this is an important meeting as its outcomes will form the basis for substantial development post 2015.

6. Commonwealth Youth Games 2015

An allocation of \$5 million is provided to fund the preparations for hosting the Commonwealth Youth Games in 2015. These games will provide a unique opportunity for many of our youth to get exposed to international competition and therefore life their performance. The Games is also expected to generate numerous opportunities for the business community.

VI. SECOND SUPPLEMENTARY ESTIMATES 2013/2014

A Second Supplementary Budget for the financial year 2013/2014 is being tabled as well. It does not involve any additional expenditure but reallocation of existing resources to the tune of \$1.9 million tala.

VII. CONCLUSION

Mr Speaker and Honorable Members,

This budget has been framed with the theme “Consolidating Growth” in mind. The positive signs of economic recovery we now see provide the platform to consolidate the fiscal space to support a stronger and more resilient economy going forward.

Looking back, I am pleased to inform you Mr Speaker and Honorable Members that a lot has been achieved over the past 12 months. I would like to mention a few key milestones.

In January this year, Samoa graduated from the Least Developed country category. This is a major achievement and it demonstrates the degree to which Samoa’s development has progressed over the years. It is a product of hard work and commitment to put in place appropriate policies to cement positive developments.

The government has invested heavily in developing education and health. We now have improved schools buildings around the country. As well, there are a number of health centres with improved facilities around the country. Phase 1 of the national hospital has been completed and I am pleased to say the quality of these facilities is comparable to any hospital overseas.

On agriculture, I am pleased to inform you Mr Speaker and Honorable Members that Samoa has been awarded the award for being one of the first countries to achieve the Millennium Development Goal 1 which is eradication of poverty. This is a major achievement as most countries around the world are struggling to deal with the problem of poverty. Moreover discussions are underway with American Samoa concerning the setting up of a fish loining process here in Apia which is expected to provide additional employment as well as boosting export receipts.

Our tourism, Samoa has scored a first winning the prestigious award: the Gourmand Cook Book Award for the “Best TV Chef Cook Book” for the cook book that promotes “Meaai Samoa” and Samoan recipes that incorporates the right mix of nutritious and high quality local produce. Completion of this book is timely as Samoa prepares to host the SIDS meeting later in the year. The cookbook will become a valuable reference document for training of caterers as they prepare to cater for those attending the SIDS meeting.

A few weeks ago, we signed the agreement formalizing the joint venture partnership between the government and the Neptune Shipping group. This is a major step forward in our shipping engagement and a continuation of the move by the government to acquire the Pacific Forum Line. The joint venture will significantly improve shipping links to Samoa facilitating trade with the outside world as well as guaranteeing employment opportunities for our sailors graduating from the national Marine School.

The National Broadband Highway Project is complete and will be launched soon. This is a major infrastructure development which will have a catalytic effect on

other sectors such as education and health. It will eliminate the digital divide between Apia and the rural areas. As well, the government will soon finalize the option for the submarine cable that is expected to significantly elevate internet connection with the outside world. The Project is expected to realize low internet connection costs as well as top quality service.

On the energy front, the government will continue to examine the renewable options that will generate the least cost electricity. Going forward, the government is committed to being self sufficient in renewable energy by 2017.

On Judiciary, we have now established a Family Court dedicated to dealing with all Family related cases. This is a huge step forward in recognizing the importance of family matters and the need to be handled in a special manner. Having the Family Court is expected to ease the pressure on the judiciary to deal with other court cases lending itself to a speedier timeframe to settle court cases overall.

Going forward the government will continue to look at implementing major developments to generate economic activity, create employment and improve service delivery. These include the Vaiusu port and the Faleolo airport upgrade.

As you will note Mr Speaker, we have achieved a lot in the past. As a responsible government, we are committed to implementing appropriate policies in the course of 2014/15 to ensure macroeconomic stability is maintained for the benefit of our people.

Mr Speaker,

In closing, I would like on behalf of the Government and the people of Samoa, to express our sincere gratitude to our development partners for their continuous support towards our development.

I would also like to acknowledge everyone's support to the development of our country. We thank you and may God continue to bless you all as we prepare to celebrate our 52nd Independence Anniversary.

Mr Speaker,

I commend the 2014/2015 Budget to the House.

Soifua.

Members applauded to show appreciation after the Financial Statement 2014/2015 was read out.

TUESDAY 17 JUNE 2014

1. MEMBERS PRESENT:

SPEAKER

Susuga Hon Laauli Leuatea Polataivao Fosi Schmidt

CABINET

Susuga Hon Tuilaepa Fatialofa Lupesoliai Aiono Neioti Sailele Malielegaoi, Tofa Hon Tolofuaivalelei Falemoe Leiataua, Afioga Hon Tuitama Talalelei Tuitama, Afioga Hon Magele Mauiliu, Afioga Hon Manualesagalala Enokati Posala, Tofa Lautafi Fio Selafi Purcell, Afioga Hon Fonotoe Nuafesili Pierre Lauofo, Afioga Hon Fiamē Naomi Mataafa, Tofa Hon Tuiloma Lameko, Afioga Hon Faumuina Tiatia Liuga, Afioga Hon Faamoetauloa Lealaiauloto Ulaitino Faale Tumaalii, Afioga Hon Sala Fata Pinati, Afioga Hon Le Mamea Ropati, Afioga Hon Tuisugaletaua Sofara Aveau.

MEMBERS

Afioga Hon Leaupepe Toleafoa Apulu Faafisi, Hon Tuuu Anasii Leota, Afioga Motuopuaa Aisoli Vaai, Tofa Afioga Toeolesulusulu Cedric Pose Salesa Schuster, Tofa Tapuai Toese Ah Sam, Tofa Tuileutu Alavaa Voi, Tofa Lealailepule Rimoni Aiafi, Afioga Afualo Wood Uti Salele, Afioga Hon Aeau Peniamina Leavaiseeta, Afioga Hon Palusalua Faapo II, Afioga Tufuga Gafotele Faitua, Tofa Fagaivalu Kenrick Samu, Afioga Peseta Vaifou Tevaga, Afioga Hon Gatoloaifaana Amataga Alesana-Gidlow, Susuga Papaliitele Niko Lee Hang, Tofa Afioga Taefu Lemi, Tofa Alo Fulifulu Taveuveu, Afioga Tuisa Tasi Patea, Tofa Tusa Misi Tupuola, Tofa Sooalo Mene, Tofa Aveau Nikotemo Palamo, Afioga Ifopo Matia Filisi, Afioga Lafaitale Patrick Leiataualesa, Afioga Levaopolo Talatonu, Afioga Tialavea Fea Tionisio Seigafolava, Susuga Papalii Lio Faavaivaiomanu Taeu Masipau, Afioga Maualaivao Pat Ah Him, Afioga Tafua Maluelue Tafua, Tofa Lefau Harry Schuster, Afioga Muagututagata Faamausili Peter Ah Him, Tofa Lenatai Victor Faafoi Tamapua, Afioga Afoafouvale John Moors, Tofa Agafili Patisela Eteuati Tolovaa.

2. ABSENT MEMBERS:

Afioga Hon Aeau Peniamina Leavaiseeta, Afioga Hon Faumuina Tiatia Liuga, Afioga Lafaitale Patrick Leiataualesa.

3. The Legislative Assembly met at 9.00am.

4. Mr Speaker took the Chair and said the Prayers.

5. OBITUARY SPEECH

Mr Speaker announced the passing away of the following former members of Parliament in the past years.

1. Tofa Taua Falaimo was a member of Parliament for the Territorial Constituency of Palauli Sisifo in Parliament XIV.

He was elected in the years 2006-2011. During this Parliament years, he was member for the Health & Social Services, Internal Affairs, Community and Social Development Committee, as well as the Primary Production, Commerce, Industry and Labour Committee.

2. Afioga Taulapapa Leaupepe Faimaala, was a member for the Territorial Constituency of Palauli Sisifo and the Territorial Constituency of Aana Alofi No.1 She was initially elected as a member for the constituency of Palauli Sisifo in the years 1970-1972. During this Parliament session she was a Deputy Speaker of the House.

She was again elected as a member for the Territorial Constituency of Aana Alofi No.1 for the Parliament years 1973-1975 on her chief title name Leaupepe. She was the first ever woman member of Parliament for Samoa.

The House observed a minute of silence to mark their respect to the following members who have passed away.

6. PRESENTATION OF PAPERS:

The Clerk read out the Papers pursuant to Standing Orders 48:-

- 1. S.R.2014/2, Ministerial and Departmental Arrangements Order 2014.**
- 2. S.R.2014/3, General Price Order (No.2) 2014.**
- 3. S.R.2014/4, Prisons and Corrections Act 2013 – Notice of Commencement.**
- 4. P.P.2014/2015 No.30, Government Responses on P.P.2013/2014 No.91, Report of the Works, Transport and Environment Committee on P.P.2013/2014 No.6, Annual Report of the Samoa Airport Authority for the Financial Year Ending 30 June 2011.**
- 5. P.P.2014/2015 No.31, Government Responses on P.P.2013/2014 No.85, Report of the Finance and Expenditure Committee on P.P.2012/2013 No.51 & P.P.2013/2014 No.14, Financial Statements of the Betting Totalisator Agency for the Financial Years Ending 30 June 2011 and 30 June 2012.**
- 6. P.P.2014/2015 No.32, Government Responses on P.P.2013/2014 No.58, Report of the Works, Transport and Environment Committee on P.P.2011/2012 No.65 & P.P.2011/2012 No.90, Annual Reports of the Samoa Airport Authority for the Financial Years Ending 30 June 2009 and 30 June 2010.**
- 7. P.P.2014/2015 No.33, Samoa Qualifications Annual Report for the Year 2008-2009.**
- 8. P.P.2014/2015 No.34, Samoa Qualifications Annual Report for the Year 2009-2010.**
- 9. P.P.2014/2015 No.35, Samoa Qualifications Annual Report for the Year 2010-2011.**
- 10. P.P.2014/2015 No.36, Samoa Qualifications Annual Report for the Year 2011-2012.**

11. P.P.2014/2015 No.37, Samoa Qualifications Annual Report for the Year 2012-2013.
12. P.P.2014/2015 No.38, Samoa Law Reform Commission Report on the Media Regulations, Report 10/12.
13. P.P.2014/2015 No.39, Ministry of Natural Resources Annual Report for the Year 2009-2010.
14. P.P.2014/2015 No.40, Annual Report of the Samoa Housing Corporation for the Year 2011.
15. P.P.2014/2015 No.41, Annual Report of the Samoa Housing Corporation for the Year 2013.
16. P.P.2014/2015 No.42, Government Responses on P.P.2013/2014 No.107, Report of the Primary Production, Commerce, Industry and Labour Committee on P.P.2012/2013 No.76, Annual Report of the Samoa Trust Estates Corporation for the Year 2011.
17. P.P.2014/2015 No.43, Government Responses on P.P.2012/2013 No.96, Report of the Health and Social Services Committee on P.P.2011/2012 No.64, Annual Report of the Samoa National Provident Fund for the Financial Year Ending 30 June 2011.
18. P.P.2014/2015 No.44, Government Responses on P.P.2012/2013 No.90, Health and Social Services Committee Report on P.P.2011/2012 No.33, Statement of Corporate Objectives of the Samoa National Provident Fund for the Period 2012-2014.
19. P.P.2014/2015 No.45, Government Responses on P.P.2012/2013 No.94, Health and Social Services Committee Report on P.P.2011/2012 No.59 and P.P.2011/2012 No.66, Report of Operations and Statement of Accounts of the Samoa Senior Citizens Benefit Fund for the Years 2010/2011 and 2011/2012.
20. P.P.2014/2015 No.46, Government Responses on P.P.2013/2014 No.38, Officers of Parliament Committee Report on P.P.2010/2011 No.13, Financial Statements of the Parliamentary Pension Scheme for the Financial Year ended 30th June 2010.

7. PRESENTATION OF SELECT COMMITTEE REPORTS

The Clerk read out the Select Committee Reports pursuant to Standing Orders 51(5):

1. P.P.2014/2015 No.47, Report of the Finance and Expenditure Committee on the Second Supplementary Estimates 2013/2014 of the Receipts and Payments of the Government of Samoa for the Financial Year ending 30 June 2014.
2. P.P.2014/2015 No.48, Report of the Finance and Expenditure Committee on the Main Estimates 2014/2015 of the Receipts and Payments of the Government of Samoa for the Financial Year ending 30 June 2015.

8. GOVERNMENT ORDERS OF THE DAY – Reading of Bills

1. Supplementary Appropriation Bill (No.2) 2013/2014 & Appropriation Bill 2014/2015 – Debate over second reading.

Debate.

Proceedings of the Legislative Assembly was suspended for its normal recess at 10.46am and resumed at 11.30am.

MOTION TO AMEND SITTING HOURS:

Hon Tuilaepa Fatialofa Lupesoliai Aiono Neioti Sailele Malielegaoi moved, *“That Sitting Hours be amended for today as follows, from 9:00am - 1:00pm, break and resume at 3:00pm - 7:00pm.”* Seconded by Hon Fonotoe Nuafesili Pierre Lauofo / Hon Lautafi Fio Selafi Purcell / Afioga Tolofuaivalelei Falemoe Leiataua.

Amended Sitting Hours Schedule:

9:00am - 1:00pm
3:00pm - 7:00pm

Motion approved and Scheduled Sitting Hours were amended.

Debate continued over second reading of Supplementary Appropriation Bill (No.2) 2013/2014 and Appropriation Bill 2014/2015.

Proceedings of the Legislative Assembly were suspended at 1.00pm until 3:06pm.

Proceedings resumed at 3:00pm
Debate continued.

Proceedings of the Legislative Assembly were suspended at 4.40pm until 5:21pm.

Debate continued.

Proceedings of the Legislative Assembly now adjourned at 7.03pm until 9:00am Wednesday, 18 June 2014.

Susuga Hon Laauli Leuatea Polataivao Fosi
SPEAKER

Fepuleai Attila M. Ropati
CLERK

WEDNESDAY 18 JUNE 2014

1. MEMBERS PRESENT:

SPEAKER

Susuga Hon Laauli Leuatea Polataivao Fosi Schmidt

CABINET

Susuga Hon Tuilaepa Fatialofa Lupesoliai Aiono Neioti Sailele Malielegaoi, Tofa Hon Tolofuaivalelei Falemoe Leiataua, Afioga Hon Tuitama Talalelei Tuitama, Afioga Hon Magele Mauiliu, Afioga Hon Manualesagalala Enokati Posala, Tofa Lautafi Fio Selafi Purcell, Afioga Hon Fonotoe Nuafesili Pierre Lauofo, Afioga Hon Fiamē Naomi Mataafa, Tofa Hon Tuiloma Lameko, Afioga Hon Faumuina Tiatia Liuga, Afioga Hon Faamoetauloa Lealaiauloto Ulaitino Faale Tumaalii, Afioga Hon Sala Fata Pinati, Afioga Hon Le Mamea Ropati, Afioga Hon Tuisugaletaua Sofara Aveau.

MEMBERS

Afioga Hon Leaupepe Toleafoa Apulu Faafisi, Hon Tuuu Anasii Leota, Afioga Motuopuaa Aisoli Vaai, Tofa Afioga Toeolesulusulu Cedric Pose Salesa Schuster, Tofa Tapuai Toese Ah Sam, Tofa Tuileutu Alavaa Voi, Tofa Lealailepule Rimoni Aiafi, Afioga Afualo Wood Uti Salele, Afioga Hon Aeau Peniamina Leavaiseeta, Afioga Hon Palusalua Faapo II, Afioga Tufuga Gafotele Faitua, Tofa Fagaavalu Kenrick Samu, Afioga Peseta Vaifou Tevaga, Afioga Hon Gatoloaifaana Amataga Alesana-Gidlow, Susuga Papaliitele Niko Lee Hang, Tofa Afioga Taefu Lemi, Tofa Alo Fulifuli Taveuveu, Afioga Tuisa Tasi Patea, Tofa Tusa Misi Tupuola, Tofa Sooalo Mene, Tofa Aveau Nikotemo Palamo, Afioga Ifopo Matia Filisi, Afioga Lafaitale Patrick Leiataualesa, Afioga Levaopolo Talatonu, Afioga Tialavea Fea Tionisio Seigafolava, Susuga Papalii Lio Faavaivaio manu Taeu Masipau, Afioga Maualaivao Pat Ah Him, Afioga Tafua Maluelue Tafua, Tofa Lefau Harry Schuster, Afioga Muagututagata Faamausili Peter Ah Him, Tofa Lenatai Victor Faafoi Tamapua, Afioga Afoafouvale John Moors, Tofa Agafili Patisela Eteuati Tolovaa.

2. ABSENT MEMBERS:

Afioga Hon Aeau Peniamina Leavaiseeta, Afioga Hon Faumuina Tiatia Liuga, Afioga Lafaitale Patrick Leiataualesa.

3. The Legislative Assembly met at 9.00am.

4. Mr Speaker took the Chair and said the Prayers.

THURSDAY 19 JUNE 2014

1. MEMBERS PRESENT:

SPEAKER

Susuga Hon Laauli Leuatea Polataivao Fosi Schmidt

CABINET

Susuga Hon Tuilaepa Fatialofa Lupesoliai Aiono Neioti Sailele Malielegaoi, Tofa Hon Tolofuaivalelei Falemoe Leiataua, Afioga Hon Tuitama Talalelei Tuitama, Afioga Hon Magele Mauiliu, Afioga Hon Manualesagalala Enokati Posala, Tofa Lautafi Fio Selafi Purcell, Afioga Hon Fonotoe Nuafesili Pierre Lauofo, Afioga Hon Fiamē Naomi Mataafa, Tofa Hon Tuiloma Lameko, Afioga Hon Faumuina Tiatia Liuga, Afioga Hon Faamoetauloa Lealaiauloto Ulaitino Faale Tumaalii, Afioga Hon Sala Fata Pinati, Afioga Hon Le Mamea Ropati, Afioga Hon Tuisugaletaua Sofara Aveau.

MEMBERS

Afioga Hon Leaupepe Toleafoa Apulu Faafisi, Hon Tuuu Anasii Leota, Afioga Motuopuaa Aisoli Vaai, Tofa Afioga Toeolesulusulu Cedric Pose Salesa Schuster, Tofa Tapuai Toese Ah Sam, Tofa Tuileutu Alavaa Voi, Tofa Lealailepule Rimoni Aiafi, Afioga Afualo Wood Uti Salele, Afioga Hon Aeau Peniamina Leavaiseeta, Afioga Hon Palusalua Faapo II, Afioga Tufuga Gafotele Faitua, Tofa Fagaavalu Kenrick Samu, Afioga Peseta Vaifou Tevaga, Afioga Hon Gatoloaifaana Amataga Alesana-Gidlow, Susuga Papaliitele Niko Lee Hang, Tofa Afioga Taefu Lemi, Tofa Alo Fulifuli Taveuveu, Afioga Tuisa Tasi Patea, Tofa Tusa Misi Tupuola, Tofa Sooalo Mene, Tofa Aveau Nikotemo Palamo, Afioga Ifopo Matia Filisi, Afioga Lafaitale Patrick Leiataualesa, Afioga Levaopolo Talatonu, Afioga Tialavea Fea Tionisio Seigafolava, Susuga Papalii Lio Faavaivaio manu Taeu Masipau, Afioga Maualaivao Pat Ah Him, Afioga Tafua Maluelue Tafua, Tofa Lefau Harry Schuster, Afioga Muagututagata Faamausili Peter Ah Him, Tofa Lenatai Victor Faafoi Tamapua, Afioga Afoafouvale John Moors, Tofa Agafili Patisela Eteuati Tolovaa.

2. ABSENT MEMBERS:

Afioga Hon Aeau Peniamina Leavaiseeta, Afioga Hon Faumuina Tiatia Liuga, Afioga Lafaitale Patrick Leiataualesa.

3. The Legislative Assembly met at 9.00am.

4. Mr Speaker took the Chair and said the Prayers.

5. GOVERNMENT ORDERS OF THE DAY – Reading of Bills

Government Order of the Day No.1 called.

- 1. Supplementary Appropriation Bill (No.2) 2013/2014 & Appropriation Bill 2014/2015 – resumption over second reading debate –DAY 3.**

Debate resumed.

Proceedings of the Legislative Assembly was suspended for its normal recess at 10.43am and resumed at 11.30am.

Debate continued.

Motion put by Hon Tuilaepa Sailele Malielegaoi, “*To extend another hour to complete the speech of the member (Palusalua Faapo II)*”.

Motion was not seconded.

Proceedings of the Legislative Assembly was suspended for its normal recess at 1.00pm and resumed at 3.00pm.

Debate recommenced.

Proceedings of the Legislative Assembly was suspended for its normal recess at 4.46pm and resumed at 5.23pm.

MOTION TO EXTEND SITTING HOURS

The Prime Minister moved, “*That sitting hours be extended until the Supplementary Appropriation Bill (No.2) 2013/2014 & Appropriation Bill 2014/2015 is passed by Parliament.*” Seconded by Fonotoe Nuafesili Pierre Laufo.

Motion was approved and the amended sitting hours schedule was approved.

Debate continued.

Proceedings suspended at 7.00pm and resumed at 7.30pm.

Debate resumed.

Proceedings were set aside at 9.23pm and recommenced at 10.02pm.

Debate ensued.

Question put motion approved and the second Reading of the Supplementary Appropriation Bill (No.2) 2013/2014 & Appropriation Bill 2014/2015 was approved.

Government Order of the Day No.2 called.

2. Supplementary Appropriation Bill (No.2) 2013/2014 – consideration in detail

- P.P.2014/2015 No.1, Second Supplementary Estimates 2013/2014 of Receipts and Payments of the Government of Samoa for the Year ending 30 June 2014.

- P.P.2014/2015 No.47, Report of the Finance and Expenditure Committee on the Second Supplementary Estimates 2013/2014 of the Receipts and Payments of the Government of Samoa for the Financial Year ending 30 June 2014.

FIRST SCHEDULE

VOTES AND APPROPRIATIONS ADDITIONAL APPROPRIATIONS

MINISTRY:	SCHEDULE	TOTAL ADDITIONAL EXPENDITURE:
FOREIGN AFFAIRS & TRADE:		\$1,600,000

Approved.

NATURAL RESOURCES & ENVIRONMENT:

Approved.

TOTAL ADDITIONS IN EXPENDITURE 2013/2014:

Approved

The Schedule was approved as part of the Act.

SECOND SCHEDULE REDUCTIONS IN APPROPRIATIONS

<u>MINISTRY:</u>	<u>SCHEDULE</u>	<u>REDUCTION IN EXPENDITURE</u>
MINISTRY OF FOREIGN AFFAIRS & TRADE:		\$1, 600,000

Approved.

NATURAL RESOURCES & ENVIRONMENT: \$365,053

Approved.

TOTAL REDUCTIONS IN EXPENDITURE 2013/2014: \$1,965,053

Approved.

CLAUSE 2: Grant and Appropriations of \$1,965,053 out of Treasury Fund.

Approved.

CLAUSE 3: Reduction of amounts earlier appropriated and re-allocation to other outputs and sub-outputs.

Approved.

Schedule was approved as part of the Act

CLAUSE 1 AND THE TITLE

CLAUSE 1: Short Title and Commencement

TITLE: Supplementary Appropriation Bill (No.2) 2013/2014

Approved.

The Supplementary Appropriation Bill (No.2) 2013/2014 now progressed without Amendments.

Government Order of the Day No.3 called.

3. Supplementary Appropriation Bill (No.2) 2013/2014 – third reading

Hon Tuilaepa Sailele Malielegaoi moved, “*That the Supplementary Appropriation Bill 2012/2013 (No.2) be now read the third time.*” Secoded by Hon Fonotoe Nuafesili Pierre Lauofo / Hon Lautafi Fio Selafi Purcell / Hon Tuisugaletaua Sofara Aveau / Hon Tolofuaivalelei Falemoe Leiatua.

Motion approved and the Bill was read the third time and had passed the Legislative Assembly.

Government Order of the Day No.4 called.

4. Appropriation Bill 2014/2015 – consideration in detail

**FIRST SCHEDULE
VOTES AND APPROPRIATIONS**

<u>MINISTRY:</u>	<u>TOTAL EXPENDITURE:</u>
FISHERIES & AGRICULTURE:	\$13,840,474
<i>Approved.</i>	
COMMERCE, INDUSTRY AND LABOUR:	\$16,942,143
<i>Approved.</i>	
COMMUNICATIONS & INFORMATION TECHNOLOGY	\$4,697,618
<i>Approved.</i>	
EDUCATION, SPORTS & CULTURE	\$84,003,538
<i>Approved.</i>	
FINANCE:	\$85,504,588
<i>Approved.</i>	
FOREIGN AFFAIRS AND TRADE:	\$21,258,876
<i>Approved.</i>	
HEALTH:	\$81,877,881
<i>Approved.</i>	
JUSTICE & COURTS ADMINISTRATION:	\$9,733,948
<i>Approved.</i>	
NATURAL RESOURCES & ENVIRONMENT:	\$28,569,367
<i>Approved.</i>	
POLICE & PRISONS:	\$25,671,002
<i>Approved.</i>	
PRIME MINISTER:	\$7,986,312.
<i>Approved.</i>	

REVENUE: **\$11,911,131**

Approved.

WOMEN, COMMUNITY & SOCIAL DEVELOPMENT: **\$10,436,807**

Approved.

WORKS, TRANSPORT & ENVIRONMENT: **\$59,132,802**

Approved.

ATTORNEY GENERAL: **\$4,020,339**

Approved.

AUDIT: **\$3,341,769**

Approved.

OFFICE OF THE COMMISSIONER: **\$3,323,331**

Approved.

LEGISLATIVE ASSEMBLY: **\$6,678,548**

Approved.

OMBUDSMAN: **\$789,591**

Approved.

PUBLIC SERVICE COMMISSION: **\$4,402,019**

Approved.

STATISTICS: **\$4,106,911**

Approved.

SAMOA LAW REFORM COMMISSION: **\$1,094,258**

Approved.

PRISONS AUTHORITY: **\$2,951,253**

Approved.

TOTAL APPROPRIATION FOR MINISTRIES 2014/2015: \$429,542,095

Approved.

Schedule Approved.

CLAUSE 2: Grant and Appropriation of \$492,542,095 out of the Treasury Fund.

Approved.

CLAUSE 3: Grant and Appropriation of \$492,542,095 out of the Public Trustee's Account.

Approved.

CLAUSE 4: Grant and Appropriation of \$14,776,263 out of the Treasury Fund.

Approved

CLAUSE 1 AND THE TITLE:

CLAUSE 1: Short Title and Commencement

TITLE: Appropriation Bill 2014/2015.

Approved.

The Appropriation Bill 2014/2015 now progressed without Amendment.

Government Order of the Day No.5 called.

5. Appropriation Bill 2013/2014 – third reading.

Hon Tuilaepa Sailele Malielegaoi moved, “*That the Appropriation Bill 2014/2015 be now read the third time.*” Seconded by Hon Fonotoe Nuafesili Pierre Laufo / Hon Tuiloma Lameko / Hon Lautafi Fio Selafi Purcell / Hon Tolofuaivalelei Falemoe Leiatua.

Motion approved and the Bill was read the third time and had passed the Legislative Assembly.

Members showed appreciation by clapping their hands.

Proceedings of the Legislative Assembly now adjourned at 12:31am until 9:00am Friday, 20th June 2013.

**Susuga Laauli Leuatea Polataivao Fosi
SPEAKER**

**Fepuleai Attila M. Ropati
CLERK**

FRIDAY 20 JUNE 2014

1. MEMBERS PRESENT:

SPEAKER

Susuga Hon Laauli Leuatea Polataivao Fosi Schmidt

CABINET

Susuga Hon Tuilaepa Fatialofa Lupesoliai Aiono Neioti Sailele Malielegaoi, Tofa Hon Tolofuaivalelei Falemoe Leiataua, Afioga Hon Tuitama Talalelei Tuitama, Afioga Hon Magele Mauiliu, Afioga Hon Manualesagalala Enokati Posala, Tofa Lautafi Fio Selafi Purcell, Afioga Hon Fonotoe Nuafesili Pierre Lauofo, Afioga Hon Fiamē Naomi Mataafa, Tofa Hon Tuiloma Lameko, Afioga Hon Faamoetaulua Lealaiauloto Ulaitino Faale Tumaalii, Afioga Hon Sala Fata Pinati, Afioga Hon Le Mamea Ropati.

MEMBERS

Hon Tuuu Anasii Leota, Tofa Afioga Toeolesulusulu Cedric Pose Salesa Schuster, Tofa Tapuai Toese Ah Sam, Tofa Tuileutu Alavaa Voi, Tofa Lealailepule Rimoni Aiafi, Afioga Afualo Wood Uti Salele, Afioga Hon Palusalua Faapo II, Afioga Tufuga Gafotele Faitua, Tofa Fagaavalu Kenrick Samu, Afioga Peseta Vaifou Tevaga, Afioga Hon Gatoloaifaana Amataga Alesana-Gidlow, Susuga Papaliitele Niko Lee Hang, Tofa Afioga Taefu Lemi, Tofa Alo Fulifulu Taveuveu, Afioga Tuisa Tasi Patea, Tofa Tusa Misi Tupuola, Tofa Sooalo Mene, Tofa Aveau Nikotemo Palamo, Afioga Ifopo Matia Filisi, Afioga Levaopolo Talatonu, Afioga Tialavea Fea Tionisio Seigafolava, Susuga Papalii Lio Faavaivaiomanu Taeu Masipau, Afioga Maualaivao Pat Ah Him, Tofa Lefau Harry Schuster, Afioga Muagututagata Faamausili Peter Ah Him, Tofa Lenatai Victor Faafoi Tamapua, Afioga Afoafouvale John Moors, Tofa Agafili Patisela Eteuati Tolovaa.

2. ABSENT MEMBERS:

Afioga Hon Tuisugaletaua Sofara Aveau, Afioga Hon Aeau Peniamina Leavaiseeta, Afioga Motuopuaa Aisoli Vaai, Afioga Hon Faumuina Tiatia Liuga, Afioga Lafaitale Patrick Leiataualesa, Afioga Hon Leaupepe Toleafoa Apulu Faafisi, Afioga Tafua Maluelue Tafua.

3. The Legislative Assembly met at 9.00am.

4. Mr Speaker took the Chair and said the Prayers.

5. MESSAGE FROM THE COUNCIL OF DEPUTIES

The Speaker announced the Message from the Council of Deputies permitting the Legislative Assembly to consider the following Bills:-

1. Constitution Amendment Bill (No.2) 2014
2. Personal Property Securities Amendment Bill 2014
3. Public Holidays Amendment Bill 2014

6. PRESENTATION OF PAPERS

The Clerk read out the Papers submitted pursuant to Standing Orders 48:-

1. P.P.2014/2015 No.52, Annual Report of the Ministry of Natural Resources and Environment 2010-2011.
2. P.P.2014/2015 No.53, Public Accounts for the Financial Year ending 30 June 2011.
3. P.P.2014/2015 No.54, Public Accounts for the Financial Year ending 30 June 2012.
4. P.P.2014/2015 No.55, Public Accounts for the Financial Year ending 30 June 2013.

7. PRESENTATION OF SELECT COMMITTEE REPORTS

The Clerk read out the Select Committee Reports tabled pursuant to Standing Orders 51(5):-

1. P.P.2014/2015 No.56, Report of the Justice, Police & Prisons and Land and Titles Committee on the Family Court Bill 2013.
2. P.P.2014/2015 No.57, Parliament Commission of Inquiry Report on Allegations made by the Member for Gagaemauga No.2 against the Ministry for Revenue.
3. P.P.2014/2015 No.58, Report of the Justice, Police and Prisons and Land and Titles Committee on P.P.2013/2014 No.78 & P.P.2013/2014 No.79, Ministry of Police and Prisons Annual Reports for the Years 2007-2008 and Financial Year 2008-2009.

8. GOVERNMENT ORDERS OF THE DAY – Reading of Bills

Government Order of the Day No.1 called.

1. Constitution Amendment Bill (No.2) 2014 – first reading

Hon Tuilaepa Sailele Malielegaoi moved, *“That the Constitution Amendment Bill (No.2) 2014 be now read the first time.”* Seconded by Hon Fonotoe Nuafesili Pierre Lauofo / Hon Lautafi Fio Selafi Purcell / Hon Tolofuavailelei Falemoe Leiataua.

Motion approved and the Bill was now read the first time.

Government Order of the Day No.2 called.

2. Personal Property Securities Amendment Bill 2014 – first reading

Hon Fonotoe Nuafesili Pierre Lauofo moved, *“That the Personal Property Securities Bill 2014 be now read the first time.”* Seconded by Hon Lautafi Fio Selafi Purcell / Hon Tolofuaivalelei Falemoe Leitaua.

Motion approved and the Bill was read the first time.

Government Order of the Day No.3 called.

3. Public Holidays Amendment Bill 2014 – first reading

Hon Fonotoe Nuafesili Pierre Lauofo moved, *“That the Public Holidays Amendment Bill 2014 be now read the first time,”* Seconded by Hon Tolofuaivalelei Falemoe Leitaua.

Motion approved and the Bill was read the first time.

9. **ORDERS OF THE DAY – Consideration of Papers**

Order of the Day No.1 called.

1. P.P.2014/2015 No.19, Government Responses on 2013/2014 No.31, Annual Report of the Finance and Expenditure Committee on P.P.2012/2013 No.41, Annual Report of the Samoa International Finance Authority for the Financial Year ending 30 June 2011.

Hon Tuilaepa Sailele Malielegaoi moved, *“That the Legislative Assembly confirms P.P.2014/2015 No.19, pertaining Government Responses on P.P.2013/2014 No.31, Annual Report of the Finance and Expenditure Committee on P.P.2012/2013 No.41, Annual Report of the Samoa International Finance Authority for the Financial Year ending 30 June 2011 pursuant to Standing Orders 54.”* Seconded by Hon Fonotoe Nuafesili Pierre Lauofo / Hon Lautafi Fio Selafi Purcell / Hon Tolofuaivalelei Falemoe Leitaua.

The Chairman presented the Government Responses pursuant to the Committee’s report.

The Committee’s report was approved.

Order of the Day No.2 called.

2. P.P.2014/2015 No.20, Government Responses on P.P.2013/2014 No.32, Report of the Finance and Expenditure Committee on P.P.2011/2012 No.95, Annual Report of the Samoa Life Assurance Corporation for the Financial Year Ending 2010/2011.

Hon Fonotoe Nuafesili Pierre Lauofo moved, *“That the Legislative Assembly confirms P.P.2014/2015 No.20, pertaining Government Responses on P.P.2013/2014 No.32, Report of the Finance and Expenditure Committee on P.P.2011/2012 No.95, Annual Report of the Samoa Life Assurance Corporation for the Financial Year Ending 2010/2011, pursuant to Standing Orders 54.”*

Seconded by Hon Fonotoe Nuafesili Pierre Lauofo / Hon Tolofuaivalelei Falemoe Leiataua / Hon Le Mamea Ropati.

The Chairman presented the Government Responses pursuant to the Committee's report.

The Committee's report was approved.

Order of the Day No.3 called.

3. P.P.2014/2015 No.21, Government Responses on P.P.2013/2014 No.83, Report of the Government Administration Committee on P.P.2013/2014 No.3, Annual Report of the Unit Trust of Samoa for the Year ending 30 June 2012.

Hon Fonotoe Nuafesili Pierre Lauofo moved, *“That the Legislative Assembly confirms P.P.2014/2015 No.21, pertaining Government Responses on P.P.2013/2014 No.83, Report of the Government Administration Committee on P.P.2013/2014 No.3, Annual Report of the Unit Trust of Samoa for the Year ending 30 June 2012, pursuant to Standing Orders 54.”* Seconded by Hon Fonotoe Nuafesili Pierre Lauofo / Hon Tolofuaivalelei Falemoe Leiataua / Hon Le Mamea Ropati.

The Chairman presented the Government Responses pursuant to the Committee's report.

The Committee's report was approved.

Order of the Day No.4 called.

4. P.P.2014/2015 No.22, Government Responses on P.P.2013/2014 No.84, Report of the Government Administration Committee on P.P.2012/2013 No.44, Statement of Corporate Objectives of the Unit Trust of Samoa for the Years 2013-2015.

Hon Tuilaepa Sailele Maleiega moved, *“That the Legislative Assembly confirms P.P.2014/2015 No.22, pertaining Government Responses on P.P.2013/2014 No.84, Report of the Government Administration Committee on P.P.2012/2013 No.44, Statement of Corporate Objectives of the Unit Trust of Samoa for the Years 2013-2015, pursuant to Standing Orders 54.”* Seconded by Hon Fonotoe Nuafesili Pierre Lauofo / Hon Tuiloma Lamako / Hon Tolofuaivalelei Falemoe Leiataua / Hon Le Mamea Ropati.

The Chairman presented the Government Responses pursuant to the Committee's report.

The Committee's report was approved.

Order of the Day No.5 called.

5. P.P.2014/2015 No.26, Government Responses on P.P.2013/2014 No.106, Report of the Primary Production, Commerce, Industry and Labour Committee on

P.P.2013/2014 No.5, Annual Report of the Development Bank of Samoa for the Financial Year ending 30 June 2012.

Hon Tuilaepa Sailele Malielegaoi moved, “*That the Legislative Assembly confirms P.P.201/2015 No.26, pertaining Government Responses on P.P.2013/2014 No.106, Report of the Primary Production, Commerce, Industry and Labour Committee on P.P.2013/2014 No.5, Annual Report of the Development Bank of Samoa for the Financial Year ending 30 June 2012, pursuant to Standing Orders 54.*” Seconded by Hon Fonotoe Nuafesili Pierre Lauofo / Hon Tuiloma Lameko / Hon Tolofuaivalelei Falemoe Leiataua / Hon Le Mamea Ropati.

The Chairman presented the Government Responses pursuant to the Committee’s report.

The Committee’s report was approved.

Order of the Day No.6 called.

6. P.P.2014/2015 No.27, Government Responses on P.P.2013/2014 No.95, Report of the Government Administration Committee on P.P.2013/2014 No.77, Annual Report of the Office of the Attorney General for the Financial Year ending 30 June 2012.

Hon Tuilaepa Sailele Malielegaoi moved, “*That the Legislative Assembly confirms P.P.201/2015 No.27, pertaining Government Responses on P.P.2013/2014 No. 95, Report of the Government Administration Committee on P.P.2013/2014 No.77, Annual Report of the Office of the Attorney General for the Financial Year ending 30 June 2012, pursuant to Standing Orders 54.*” Seconded by Hon Fonotoe Nuafesili Pierre Lauofo / Hon Tuiloma Lameko / Hon Lautafi Fio Selafi Purcell / Hon Le Mamea Ropati.

The Chairman presented the Government Responses pursuant to the Committee’s report.

The Committee’s report was approved.

Order of the Day No.7 called.

7. P.P.2014/2015 No.28, Government Responses on P.P.2013/2014 No.92, Report of the Finance and Expenditure Committee on P.P.2012/2013 No.61 & P.P.2013/2014 No.75, Annual Reports of the Polynesian Airlines Company for the Financial Years ending 30 June 2012 and 30 June 2013.

Hon Fonotoe Nuafesili Pierre Lauofo moved, “*That the Legislative Assembly confirms P.P.201/2015 No.28, pertaining Government Responses on P.P.2013/2014 No. 92, Report of the Finance and Expenditure Committee on P.P.2012/2013 No.61 & P.P.2013/2014 No.75, Annual Reports of the Polynesian Airlines Company for the Financial Years ending 30 June 2012 and 30 June 2013.*” Seconded by Hon Tuiloma Lameko / Hon Lautafi Fio Selafi Purcell / Hon Tolofuaivalelei Falemoe Leiataua.

The Chairman presented the Government Responses pursuant to the Committee's report.

The Committee's report was approved.

Order of the Day No.8 called.

8. P.P.2014/2015 No.29, Government Responses on P.P.2013/2014 No.59, Report of the Works, Transport & Environment Committee on P.P.2012/2013 No.73, Annual Report of the Land Transport Authority for the Financial Year ending 30 June 2010.

Hon Manualesagalala Enokati Posala moved, *“That the Legislative Assembly confirms P.P.201/2015 No.29, pertaining Government Responses on P.P.2013/2014 No.59, Report of the Works, Transport & Environment Committee on P.P.2012/2013 No.73, Annual Report of the Land Transport Authority for the Financial Year ending 30 June 2010, pursuant to Standing Orders 54.”* Seconded by Hon Sala Fata Pinati / Hon Faamoetaulua Lealaiauloto Ulaitino Faale Tumaalii / Hon Lautafi Fio Selafi Purcell / Hon Fonotoe Nuafesili Pierre Lauofo.

The Chairman presented the Government Responses pursuant to the Committee's report.

The Committee's report was approved.

Order of the Day No.9. called.

9. P.P.2014/2015 No.30, Government Responses on P.P.2013/2014 No.91, Report of the Works, Transport and Environment Committee on P.P.2013/2014 No.6, Annual Report of the Samoa Airport Authority for the Financial Year ending 30 June 2011.

Hon Tuilaepa Sailele Malielegaoi moved, *“That the Legislative Assembly confirms P.P.201/2015 No.30, pertaining Government Responses on P.P.2013/2014 No.91, Report of the Works, Transport and Environment Committee on P.P.2013/2014 No.6, Annual Report of the Samoa Airport Authority for the Financial Year ending 30 June 2011, pursuant to Standing Orders 54.”* Seconded by Hon Faamoetaulua Lealaiauloto Ulaitino Faale Tumaalii / Hon Lautafi Fio Selafi Purcell.

The Chairman presented the Government Responses pursuant to the Committee's report.

The Committee's report was approved.

Proceedings of the Legislative Assembly now adjourned at 11.21am until Monday, 23 June 2014 at 9.00am.

Susuga Hon Laauli Leuatea Polataivao Fosi Fepuleai Attila M. Ropati
SPEAKER CLERK

MONDAY 23 JUNE 2014

1. MEMBERS PRESENT:

SPEAKER

Susuga Hon Laauli Leuatea Polataivao Fosi Schmidt

CABINET

Susuga Hon Tuilaepa Fatialofa Lupesoliai Aiono Neioti Sailele Malielegaoi, Tofa Hon Tolofuaivalelei Falemoe Leiataua, Afioga Hon Tuitama Talalelei Tuitama, Afioga Hon Magele Mauiliu, Afioga Hon Manualesagalala Enokati Posala, Tofa Lautafi Fio Selafi Purcell, Afioga Hon Fonotoe Nuafesili Pierre Lauofo, Afioga Hon Fiame Naomi Mataafa, Tofa Hon Tuiloma Lameko, Afioga Hon Faamoetaulua Lealaiauloto Ulaitino Faale Tumaalii, Afioga Hon Sala Fata Pinati, Afioga Hon Le Mamea Ropati.

MEMBERS

Hon Tuuu Anasii Leota, Tofa Afioga Toeolesulusulu Cedric Pose Salesa Schuster, Tofa Tapuai Toese Ah Sam, Tofa Tuileutu Alavaa Voi, Tofa Lealailepule Rimoni Aiafi, Afioga Afualo Wood Utu Salele, Afioga Hon Palusalua Faapo II, Afioga Tufuga Gafotele Faitua, Tofa Fagaaivalu Kenrick Samu, Afioga Peseta Vaifou Tevaga, Afioga Hon Gatoloaifaana Amataga Alesana-Gidlow, Susuga Papaliitele Niko Lee Hang, Tofa Afioga Taefu Lemi, Tofa Alo Fulifulu Taveuveu, Afioga Tuisa Tasi Patea, Tofa Tusa Misi Tupuola, Tofa Sooalo Mene, Tofa Aveau Nikotemo Palamo, Afioga Ifopo Matia Filisi, Afioga Levaopolo Talatonu, Afioga Tialavea Fea Tionisio Seigafolava, Susuga Papalii Lio Faavaivaionu Taeu Masipau, Afioga Maualaivao Pat Ah Him, Tofa Lefau Harry Schuster, Afioga Muagututagata Faamausili Peter Ah Him, Tofa Lenatai Victor Faafoi Tamapua, Afioga Afoafouvale John Moors, Tofa Agafili Patisela Eteuati Tolovaa.

2. ABSENT MEMBERS:

Afioga Hon Tuisugaletaua Sofara Aveau, Afioga Hon Aeau Peniamina Leavaiseeta, Afioga Motuopuaa Aisoli Vaai, Afioga Hon Faumuina Tiatia Liuga, Afioga Lafaitale Patrick Leiataualesa, Afioga Hon Leaupepe Toleafoa Apulu Faafisi, Afioga Tafua Maluelue Tafua.

3. The Legislative Assembly met at 9.00am.

4. Mr Speaker took the Chair and said the Prayers.

5. **GOVERNMENT ORDERS OF THE DAY – Reading of Bills**

Government Order of the Day No.1 called.

1. Family Court Bill 2013 – consideration in detail

- P.P.2014/2015 No.56, Report of the Justice, Police & Prisons and Land and Titles Committee on the Family Court Bill 2013.

Hon Fiame Naomi moved, “That the Legislative Assembly confirms P.P.2014/2015 No.56, pertaining Government Responses on the report of the Justice, Police & Prisons and Land and Titles Committee on the Family Court Bill 2013, pursuant to Standing Orders 54.” Seconded by Lenatai Victor Faafoi Tamapua / Afoafouvale John Moors.

Motion moved and the report of the Committee was approved.

CLAUSE 2: Interpretation

“AMENDMENT:

Tuisa Tasi Patea moved the Amendment to Clause 2 as follows:

To insert the expression “Authorised Counselor” in Clause 2 as follows:

“Authorised counselor” means an organization, association, incorporated body, person or group of persons or agency-appointed under Section 17.

Amendment approved.

Clause 2 was approved with amendment.

CLAUSE 3: Act binds the Government

Approved.

CLAUSE 4: Family Court

Approved.

CLAUSE 5: Appointment of Family Court Judges

Approved.

CLAUSE 6: Conciliation

Approved.

CLAUSE 7: Alternative dispute resolution

Approved.

CLAUSE 8: Jurisdiction

Approved.

CLAUSE 9: Court sittings

Approved.

CLAUSE 10: Attendance at hearings

Approved.

CLAUSE 11: Publication of reports of proceedings

Approved.

CLAUSE 12: Proceedings to be brought and dealt with under

Approved.

CLAUSE 13: Case stated to Supreme Court

Approved

CLAUSE 14: Transfer to Supreme Court

Approved.

CLAUSE 15: Application of District Courts Act 1969

Approved

CLAUSE 16: Family Court Coordinator

“AMENDMENT:

Tuisa Tasi Patea moved the Amendment to Clause 16 as follows:

To omit the expression “Family Court Coordinator” from (1) and (2) to read:

(1) The Registrar of the District Court must coordinate counseling and related services required for the proper functioning of the Family Court.

(2) The Registrar may delegate the duty under submission (1) to any officer or employee of the Ministry of Justice and Courts Administration.

Clause 16(3):

To omit subsection (3)

CLAUSE 17: Counsellors

“AMENDMENT:

Tuisa Tasi Patea moved the Amendment to Clause 17 as follows:

To omit the expression Family Court Coordinator thus clause 17 reads:

17. Counsellors- The Registrar may appoint Authorised Counsellors on such forms and conditions as provided for by the Family Court Rules.

Amendment approved.

Clause 17 approved with amendments.

CLAUSE 18: Family Court Rules

Approved.

CLAUSE 19: Regulations

Approved.

CLAUSE 20: Transitional and savings provisions

Approved.

CLAUSE 1 AND THE TITLE

CLAUSE 1: Short Title and Commencement

TITLE: Family Court Bill 2013

“CORRECTION:

Tuisa Tasi Patea moved the correction to Clause 1 and the Title as follows:

To omit the number 2013 and substitute thereby the number 2014 thus the title reads:

“FAMILY COURT BILL 2014.””

Correction Approved.

Clause 1 and the Title approved with Corrections

The Family Court Bill 2013 progressed with corrections and amendments.

MOTION FOR SUSPENSION OF STANDING ORDERS 107(4)

Hon Tuilaepa Fatialofa Lupesoliai Aiono Neioti Sailele Malielegaoi moved, “*That the Standing Orders 107(4) be set aside to allow the third reading of the Family Court Bill 2014 today.*” Seconded by Hon Fonotoe Nuafesili Pierre Lauofo / Hon Fiamē Naomi Mataafa II / Hon Lautafi Fio Selafi Purcell / Hon Tolofuaivalelei Falemoe Leiatāua.

Motion approved and the Standing Orders 107(4) was suspended.

Government Order of the Day No.3 called.

3. Family Court Bill 2014 – third reading

Hon Fiamē Naoimi moved, “*That the Family Court Bill 2014 be now read the third time.*” Seconded by Hon Fonotoe Nuafesili Pierre Lauofo / Hon Tuiloma Lameko / Hon Lautafi Fio Selafi Purcell / Hon Tolofuaivalelei Falemoe Leiatāua.

Motion approved and the Bill was read the third time and had passed the Legislative Assembly.

MOTION FOR SUSPENSION OF STANDING ORDERS 100(1)

Hon Tuilaepa Fatialofa Lupesoliai Aiono Neioti Sailele Malielegaoi moved, “*That the Standing Orders 107(4) be set aside to allow the third reading of the Constitution Amendment Bill (No.2) 2014 today.*” Seconded by Hon Fonotoe Nuafesili Pierre Lauofo / Hon Tuiloma Lameko / Hon Lautafi Fio Selafi Purcell / Hon Tolofuaivalelei Falemoe Leiatāua / Hon Le Mamea Ropati.

All agreed and the Standing Orders 100(1) was set aside.

Government Order of the Day No.4 called.

4. Constitution Amendment Bill (No.2) 2014 – second reading

Hon Tuilaepa Sailele Malielegaoi moved, “*That the Constitution Amendment Bill (No.2) 2014 be now read the second time and I wish to briefly clarify it.*” Seconded by Hon Fonotoe Nuafesili Pierre Laufo / Hon Fiamē Naomi Mataafa / Hon Tuiloma Lameko.

The Prime Minister clarified the Bill.

Debate.

Proceedings of the Legislative Assembly was set aside for normal recess at 10.45am and continued at 11.20am.

Debate resumed.

Proceedings of the Legislative Assembly suspended for normal recess at 1.00pm and resumed at 3.00pm.

Debate continued.

Motion approved and the Constitution Amendment Bill (No.2) 2014 was read the second time.

Pursuant to Standing Orders, the Constitution Amendment Bill (No.2) 2014 was referred to the Business, Standing Orders, House and Electoral Committee for consideration and report back to the Legislative Assembly not exceeding 90 days from the day the Assembly approves the Report.

6. ORDERS OF THE DAY – CONSIDERATION OF SELECT COMMITTEE REPORTS

Order of the Day No.1 called.

1. P.P.2014/2015 No.57, Special Enquiry Committee Report on Evidence tabled by Member for Gagaemauga No.2, to justify his allegation against the Ministry for Revenue.

Taefu Lemi moved, “*That the Legislative Assembly confirms the Report of the Special Inquiry Committee containing its Findings, Recommendations and Resolution.*” Seconded by Maualaivao Pat Ah Him / Tusa Misi Tupuola / Tialavea Fea Tionisio Seigafolava / Ifopo Matia Filisi / Afualo Wood Uti Salele / Lafaitale Patrick Leiataualesa / Lenatai Victor Fafoi Tamapua.

The Chairman presented the report of the Committee.

Proceedings of the Legislative Assembly suspended at 4.48pm for its normal recess and resumed at 5.20pm.

Question put and the report of the Committee was approved.

MOTION FOR ADJOURNMENT:

The Prime Minister moved, “*That Proceedings of the Legislative Assembly be now adjourned until Tuesday, 19 August 2014 at 9.00am, then Government Work be continued in the House.*” Seconded by Hon Fonotoe Nuafesili Pierre Lauofo / Hon Tuisugaletaua Sofara Aveau / Hon Tolofuaivalelei Falemoe Leiataua.

Proceedings of the Legislative Assembly now adjourned at 5.49pm until 9.00am on Tuesday, 19 August 2014.

**Susuga Hon Laauli Leuatea Polataivao Fosi
SPEAKER**

**Fepuleai Attila M. Ropati
CLERK**