

2012-13

PAPUA NEW GUINEA

MINUTES OF PROCEEDINGS

OF THE

NATIONAL PARLIAMENT

No. 54

Wednesday, 18 September 2013

- 1 The Parliament met at ten o'clock a.m., pursuant to adjournment. The Speaker (Mr Theo Zurenuoc) took the Chair.

Absence of quorum: The Speaker reported to the Parliament that a quorum of Members was not present and announced that he would again take the Chair at the ringing of the Bells.

Suspension of sitting: At ten o'clock a.m., the Speaker left the Chair.

Resumption of sitting: At eleven o'clock a.m., the Speaker resumed the Chair and there being a quorum read prayers.

- 2 **SUSPENSION OF STANDING ORDERS – RE-ARRANGEMENT OF BUSINESS:** Mr James Marape (Leader of Government Business), by leave, moved – That so much of the standing orders be suspended as would prevent the Prime Minister presenting the Commission of Inquiry into Special Agriculture and Business Lease (SABL), Interim Report, 2013 and the Final Report 2013.
Question – put and passed.

3. **COMMISSION OF INQUIRY – SPECIAL AGRICULTURE BUSINESS LEASE – REPORTS 2013 – PAPERS AND STATEMENT – MOTION TO TAKE NOTE OF PAPERS:** Mr Peter O'Neill (Prime Minister) pursuant to statute, presented the following papers:-

Commission of Inquiry Act –

- (1) Commission of Inquiry into Special Agriculture and Business Lease (SABL), Interim Report, March 2013
- (2) Commission of Inquiry into Special Agriculture and Business Lease (SABL), Final Report, 24 June 2013

and, by leave, made a statement in connection with the papers.

Mr James Marape (Leader of Government Business) moved that Parliament take note of the papers, and was granted leave to continue his speech when the debate is resumed at a subsequent sitting.

4. **SUSPENSION OF STANDING ORDERS – RE-ARRANGEMENT OF BUSINESS:** Mr James Marape (Leader of Government Business), by leave, moved – That so much of the standing orders be suspended as would prevent the Minister for Justice and Attorney General presenting:

- (i) Minister for Justice and Attorney-General presenting the *Family Protection Bill 2013*.
- (ii) Order of the day No. 81, Government Business, being called on forthwith.

Question – put and passed

5. **FAMILY PROTECTION BILL 2013:** Mr Kerenga Kua (Minister for Justice and Attorney-General), pursuant to notice, presented a Bill for an Act to:-

- (a) provide for an offence of domestic violence; and
- (b) establish a regime for family protection orders in cases of domestic violence; and
- (c) preserve and promote harmonious family relationships; and
- (d) prevent and deter domestic violence at all levels of society in the country; and

for related purposes.

Bill read a first time.

Leave granted for the second reading to be moved forthwith.

Mr Kerenga Kua moved – That the Bill be now read a second time.

Debate ensued.

Closure: Mr Kerenga Kua moved – that the question be now put.

Question – That the question be now put - put

Question – put and passed – Bill read a second time.

The Parliament voted (the Speaker, Mr Theo Zurenuoc in the Chair) -

AYES, 2
NOES, 63

And so, it was negatived.

Debate continued

Question – put and passed - Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Mr Kerenga Kua, moved – That the Bill be now read a third time.

Question – That the Bill be now read a third time – put.

Ordered – That the Bells be rung.

The Parliament voted (the Speaker, Mr Theo Zurenuoc in the Chair)

AYES, 63
NOES, 0

And so it was resolved in the affirmative with the concurrence of an absolute majority as required by the *Constitution* - Bill read a third time.

6. **SUSPENSION OF STANDING ORDERS – PRESENTATION OF MINISTERIAL STATEMENT:-** Mr James Marape (Leader of Government Business), by leave, moved – That so much of the standing orders be suspended as would prevent the Minister for Foreign Affairs and Immigration making a ministerial statement.

Question – put and passed.

7. **REGIONAL RESETTLEMENT ARRANGEMENTS - ASYLUM SEEKERS TRANSFERRED TO PAPUA NEW GUINEA - MINISTERIAL STATEMENT – MOTION TO TAKE NOTE OF PAPER:-** Mr Rimbink Pato (Minister for Foreign Affairs and Immigration) made a ministerial statement informing the Parliament on the regional resettlement arrangements that are in place for asylum seekers transferred from Australia to Papua New Guinea.

Speaker's Ruling: The Speaker (Mr Theo Zurenuoc) ruled that the matter is subjudice and therefore ruled that the Minister discontinue his statement..

Point of Order: Sir Michael Somare (Governor East Sepik) raised a point of order that the ministerial statement is only for the information of members and do not relate to the matter before the courts.

Speaker's Ruling: The Speaker upheld the point of order and allowed the Minister for Foreign Affairs and Immigration to continue his statement.

Mr James Marape (Leader of Government Business), moved – That the Parliament take note of the paper and was granted leave to continue his speech when the debate is required at a subsequent sitting.

- 8 **SUSPENSION OF STANDING ORDERS – PRESENTATION OF BILLS** – Mr James Marape (Leader of Government Business), by leave, moved – That so much of the standing orders be suspended as would prevent the Prime Minister presenting:

- (a) *Mining (Ok Tedi Tenth Supplemental Agreement) Bill 2013*; and
 (b) *Mining (Ok Tedi Mine Continuation) (Ninth Supplemental Agreement) (Amendment) Bill 2013*.

Question – put and passed.

- 9 **MINING (OK TEDI TENTH SUPPLEMENTAL AGREEMENT) BILL 2013:** Mr Peter O'Neill (Prime Minister), pursuant to notice, presented a Bill for an Act to provide for the shareholding of shares in Ok Tedi Mining Limited for the long term benefit of the people of Papua New Guinea, and particularly for the people of the Western Province and for related purposes.

Bill read a first time.

Leave granted for the second reading to be moved forthwith.

Mr Peter O'Neill moved – That the Bill be now read a second time.

Debate ensued.

Question – put and passed – Bill read a second time.

Leave granted for the third reading to be moved forthwith

Mr Peter O'Neill moved – That the Bill be now read a third time.

Debate ensued.

Closure: Mr Ben Micah (Minister for State Enterprises and State Investment) moved – That the question be now put

Question – That the question be now put – put and passed

Ordered – That the Bells be rung

And the question – That the Bill be now read a third time - put

The Parliament voted (the Speaker, Mr Theo Zurenuoc, in the Chair) –

AYES, 62

NOES, 0

And so it was resolved in the affirmative with the concurrence of an absolute majority as required by the *Constitution* – Bill read a third time

- 10 **MINING (OK TEDI MINE CONTINUATION) (NINTH SUPPLEMENTAL AGREEMENT) (AMENDMENT) BILL 2013:** Mr Peter O'Neill (Prime Minister), pursuant to notice, presented a Bill for an Act to amend the *Mining (Ok Tedi Mine Continuation) (Ninth Supplemental Agreement) Act 2001* and for related purposes.

Bill read a first time.

Leave granted for the second reading to be moved forthwith.

Mr Peter O'Neill moved – That the Bill be now read a second time.

Debate ensued.

Question – put and passed – Bill read a second time.

Leave granted for the third reading to be moved forthwith.

Mr Peter O'Neill moved – That the Bill be now read a third time.

Debate ensued.

Closure: Mr Ben Micah (Minister for State Enterprises and State Investments) moved – That the question be now put.

Question – That the question be now put – put and passed

And the question – that the Bill be read a third time was put accordingly, and passed – Bill read a third time.

- 11 **PERMANENT PARLIAMENTARY COMMITTEE ON CONSTITUTIONAL LAWS AND ACTS AND SUBORDINATE LEGISLATION – DISCHARGE AND APPOINTMENT OF CHAIRMAN:** Mr James Marape (Leader of Government Business) by leave, moved – That Mr Richard Mendani be discharged as Chairman of the Permanent Parliamentary Committee on Constitutional Laws and Acts and Subordinate Legislation and that Mr Solan Mirisim be appointed Chairman of the Committee.
Question – put and passed.

- 12 **ADJOURNMENT:** Mr James Marape (Leader of Government Business) moved – That the Parliament do now adjourn.
Question – put and passed.

And then the Parliament at fifteen minutes past four o'clock p.m. adjourned until tomorrow at ten o'clock a.m..

MEMBERS PRESENT: All members were present (at some time during the sitting) except Mr Amkat Mai, Dr Allan Marat, Mr Anderson Agiru, Mr Ati Wobiro, Mr Belden Namah, Mr Byron Chan, Mr Charlie Benjamin, Mr Davis Steven, Mr Don Polye, Mr Ereman Tobaining Jnr., Mr Francis Awesa, Mr Gordon Wesley, Mr Jeffery Kuave, Mr Jim Kas, Mr Joe Koim Komun, Mr Joe Lera, Mr John Simon, Ms Julie Soso Akeke, Sir Julius Chan, Mr Kelly Naru, Mr Louta Atoi, Mr Mark Maipakai, Mr Patrick Pruaitch, Mr Paul Isikiel, Mr Paul Tiensten, Mr Richard Mendani, Mr Robert Ganim, Mr Ross Seymour, Mr Solan Mirisim, Mr Wera Mori and Mr William Duma.

VELA KONIVARO
Clerk of the National Parliament