

2012-13-14-15

PAPUA NEW GUINEA

MINUTES OF PROCEEDINGS

OF THE

NATIONAL PARLIAMENT

No. 113

Friday, 5 June 2015

- 1 The Parliament met at ten o'clock a.m., pursuant to adjournment. The Deputy Speaker (Mr Aide Ganasi) took the Chair.
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Absence of quorum: The Deputy 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 Deputy Speaker left the Chair.

Resumption of sitting: At five minutes to eleven o'clock a.m., the Speaker resumed the Chair, and a quorum of Members being present, and in accordance with Standing Order 34, invited Ms Delilah Gore (Minister for Religion, Youth and Community Development) to say Prayers.

- 2 **QUESTIONS:** Questions without notice were asked.

3 **GRIEVANCE DEBATE:** Pursuant to provisions of Standing Order 108 –

Question proposed – That the grievances be noted.

Debate ensued.

It being one o'clock p.m., the debate was interrupted in accordance with Standing Order 108(3).

Question – That the grievances be noted – put and passed.

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:-

- (a) Minister for Community Development presenting the Lukautim Pikinini Bill 2015;
- (b) the Prime Minister presenting-
 - (i) Lae City Authority Bill 2015;
 - (ii) District Development Authority Bill 2015;
 - (iii) District Development (Amendment) Bill 2015; and
- (c) Notice Nos. 245, 246, 247, 248, 249, 250, 251, 252, 253 and 254 called on forthwith.

Question – put and passed.

5 **LUKAUTIM PIKININI BILL 2015:** Ms Delilah Gore (Minister for Religion, Youth and Community Development), pursuant to notice, presented a Bill for an Act to establish the *Lukautim Pikinini Bill 2015*, to define its functions and powers and for related purposes.

Bill read a first time.

Leave granted for second reading to be moved forthwith.

Ms Delilah Gore moved - That the Bill be now read a second time.

Debate ensued.

Suspension of Standing Orders – Extension of time: Mr James Marape (Leader of Government Business) moved – That so much of the standing orders be suspended as would prevent:-

- (a) Parliament sitting beyond one o'clock p.m.; and
- (b) Adjournment to be moved by a Minister at anytime.

Question – put and passed.

Debate continued.

Question – put and passed – Bill read a second time

Leave granted for third reading to be moved forthwith.

Ms Delilah Gore moved – That the Bill be now read a third time.

Question – put and passed.

And the 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: 73

Mr Aide Ganasi	Mr Kila Haoda
Dr Allan Marat	Mr Koi Trape
Mr Ano Pala	Ms Loujaya Toni
Mr Anton Yagama	Mr Louta Atoi
Mr Ati Wobiro	Mr Mai Dop
Mr Ben Micah	Mr Mao Zeming
Mr Benjamin Philip	Mr Mark Maipakai
Mr Benny Allan	Mr Mehrra Minnie Kipefa
Mr Bire Kimisopa	Mr Mogerema Sigo Wei
Mr Byron Chan	Mr Nick Kuman
Mr Camillus Dangima	Mr Noah Kool
Mr Charles Abel	Mr Paias Wingti
Mr Davis Steven	Mr Paul Isikiel
Mr De Kewanu	Mr Pesab Jeffrey Komal
Ms Delilah Gore	Mr Peter Ipatas
Mr Don Polye	Mr Peter Isoaimo
Mr Douglas Tomuriesa	Mr Peter O’Neill
Mr Elias Kapavore	Mr Philip Undialu
Mr Ereman Tobaining Jnr	Sir Puka Temu
Dr Fabian Pok	Mr Richard Maru
Mr Francis Marus	Mr Richard Mendani
Mr Garry Juffa	Mr Rimbink Pato
Mr Gisuwat Siniwin	Mr Robert Ganim
Mr James Lagea	Mr Ron Ganarafo
Mr James Marape	Mr Ronny Knight
Mr Jim Kas	Mr Ross Seymour
Mr Jim Miringtoro	Mr Roy Biyama
Mr Jim Simatab	Mr Salio Waipo
Mr Joe Koim Komun	Mr Sam Basil
Mr Joe Lera	Mr Sasindra Muthuvel
Mr Joe Sungi	Mr Solan Mirisim
Mr John Pundari	Mr Tobias Kulang
Mr Joseph Lelang	Mr Wera Mori
Mr Joseph Yopyyopy	Mr Westley Nukundj
Ms Julie Soso Akeke	Mr William Duma
Mr Justin Tkachenko	Mr William Powi
Mr Kelly Naru	

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 **LAE CITY AUTHORITY BILL 2015:** Mr Peter O’Neill (Prime Minister), pursuant to notice, presented a Bill for an Act to provide for the establishment of the *Lae City Authority Bill 2015* and for related purposes.

Bill read a first time.

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.

Message from the Governor-General – Recommendation of the imposition of taxation: Mr Speaker announced that he had received a message from His Excellency the Governor General, dated 3 March 2015, recommending the expenditure of public monies of Papua New Guinea in accordance with Section 210 of the *Constitution* insofar as the Bill relates to and provides for such expenditure.

Leave granted for third reading to be moved forthwith.

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

Question – put and passed.

And the 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, 59

Mr Aide Ganasi
 Mr Ano Pala
 Mr Anton Yagama
 Mr Ati Wobiro
 Mr Ben Micah
 Mr Benjamin Philip
 Mr Benny Allan
 Mr Bire Kimisopa
 Mr Byron Chan
 Mr Camillus Dangima
 Mr Charles Abel
 Mr Davis Steven
 Mr De Kewanu
 Ms Delilah Gore
 Mr Douglas Tomuriesa
 Mr Elias Kapavore
 Mr Ereman Tobaining Jnr
 Dr Fabian Pok
 Mr Francis Marus
 Mr Gisuwat Siniwin

Mr James Lagea
 Mr James Marape
 Mr Jim Miringtoro
 Mr Joe Lera
 Mr John Pundari
 Mr Joseph Lelang
 Mr Joseph Yopyyopy
 Ms Julie Soso Akeke
 Mr Justin Tkachenko
 Mr Kila Haoda
 Mr Koi Trape
 Ms Loujaya Toni
 Mr Louta Atoi
 Mr Mai Dop
 Mr Mao Zeming
 Mr Nick Kuman
 Mr Noah Kool
 Mr Paias Wingti
 Mr Paul Isikiel
 Mr Pesab Jeffrey Komal

Mr Peter Ipatas
 Mr Peter Isoaimo
 Mr Peter O’Neill
 Mr Philip Unduali
 Sir Puka Temu
 Mr Richard Maru
 Mr Richard Mendani
 Mr Rimbink Pato
 Mr Robert Ganim
 Mr Ron Ganarafo

Mr Ronny Knight
 Mr Roy Biyama
 Mr Salio Waipo
 Mr Sasindra Muthuvel
 Mr Solan Mirisim
 Mr Tobias Kulang
 Mr Westley Nukundj
 Mr William Duma
 Mr William Powi

NOES, 6

Dr Allan Marat
 Mr Don Polye
 Mr Garry Juffa

Mr Mark Maipakai
 Sir Michael Somare
 Mr Sam Basil

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.

- 7 **DISTRICT DEVELOPMENT AUTHORITY (AMENDMENT) BILL 2015:** Mr Peter O’Neill (Prime Minister), pursuant to notice, presented a Bill for an Act to amend the *District Development Authority Act 2014*.
 Bill read a first time.
 Leave granted for 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 third reading to be moved forthwith.
 On the motion of Mr Peter O’Neill, the Bill was read a third time.
- 8 **KUMUL MINERALS HOLDINGS LIMITED AUTHORISATION BILL 2015:** Mr Ben Micah (Minister for Public Enterprises and State Investment), pursuant to notice, presented a Bill for an Act –
- (a) to recognise the establishment of Kumul Minerals Holdings Limited as a commercial enterprise that principally participates in the conduct of mineral exploration, development, production, processing and marketing activities, including all related upstream, midstream and downstream activities; and

- (b) to provide that Kumul Minerals Holdings Limited and its subsidiaries will not be the State or Instrumentalities of the State and that their assets will not be public assets; and
- (c) to provide that the State will nominate Kumul Minerals Holdings Limited or its subsidiaries as the nominees of the State to acquire certain assets for the purposes of the *Mining Act 1992* and *Mining Regulation 1992* and for related purposes; and
- (d) to acknowledge that Kumul Minerals Holdings Limited and the Kumul Minerals Trustee will enter into the Kumul Minerals Trust Deed; and
- (e) to repeal the *Petromin Holdings Limited Authorisation Act 2007*.

and for related purposes.

Bill read a first time.

Leave granted for the second reading to be moved forthwith.

Mr Ben Micah moved – That the Bill be now read a second time.

Debate ensued.

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

Leave granted for third reading to be moved forthwith.

Mr Ben Micah moved – That the Bill be now read a third time.

Question – put and passed.

And the 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, 59

Mr Aide Ganasi
 Mr Ano Pala
 Mr Anton Yagama
 Mr Ati Wobiro
 Mr Ben Micah
 Mr Benjamin Philip
 Mr Benny Allan
 Mr Bire Kimisopa
 Mr Byron Chan
 Mr Camillus Dangima
 Mr Charles Abel
 Mr Davis Steven
 Mr De Kewanu
 Ms Delilah Gore
 Mr Douglas Tomuriesa
 Mr Elias Kapavore
 Mr Ereman Tobaining Jnr

Dr Fabian Pok
 Mr Francis Marus
 Mr Gisuwat Siniwin
 Mr James Lagea
 Mr James Marape
 Mr Jim Miringtoro
 Mr Joe Lera
 Mr John Pundari
 Mr Johnson Tuke
 Mr Joseph Lelang
 Mr Justin Tkachenko
 Mr Kila Haoda
 Mr Koi Trape
 Ms Loujaya Toni
 Mr Louta Atoi
 Mr Mai Dop
 Mr Mao Zeming

Mr Mehrra Minnie Kipefa
 Mr Nick Kuman
 Mr Noah Kool
 Mr Paias Wingti
 Mr Paul Isikiel
 Mr Pesab Jeffrey Komal
 Mr Peter Ipatas
 Mr Peter Isoaimo
 Mr Peter O’Neill
 Mr Philip Undialu
 Sir Puka Temu
 Mr Richard Maru
 Mr Richard Mendani

Mr Rimbink Pato
 Mr Robert Ganim
 Mr Ron Ganarafo
 Mr Ronny Knight
 Mr Roy Biyama
 Mr Salio Waipo
 Mr Sasindra Muthuvel
 Mr Solan Mirisim
 Mr Tobias Kulang
 Mr Westley Nukundj
 Mr William Duma
 Mr William Powi

NOES, 4

Dr Allan Marat
 Mr Don Polye

Ms Julie Soso
 Mr Sam Basil

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.

9 **KUMUL PETROLEUM HOLDINGS LIMITED AUTHORISATION BILL 2015:** Mr Ben Micah (Minister for Public Enterprises and State Investment), pursuant to notice, presented a Bill for an Act –

- (a) to recognise the establishment of Kumul Petroleum Holdings Limited as a commercial enterprise that principally participates in the conduct of oil and gas exploration, development, production, processing and marketing activities, including all related upstream, midstream and downstream activities; and
- (b) to recognise that National Petroleum Company of PNG (Kroton) Limited, which participates in the LNG Project, is a subsidiary of Kumul Petroleum Holdings Limited; and
- (c) to provide for the transfer of all of the issued shares in Kumul Petroleum Holdings from the Independent Public Business Corporation of Papua New Guinea to the Kumul Petroleum Trustee; and
- (d) to provide that Kumul Petroleum Holdings Limited and its subsidiaries will not be the State or instrumentalities of the State and that their assets will not be public assets; and
- (e) to acknowledge that Kumul Petroleum Holdings Limited and the Kumul Petroleum Trustee will enter into the Kumul Petroleum Trust Deed,

and for related purposes.

Bill read a first time.

Leave granted for second reading to be moved forthwith.

Mr Ben Micah moved – That the Bill be now read a second time.

Debate ensued.

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

Leave granted for third reading to be moved forthwith.

Mr Ben Micah moved – That the Bill be now read a third time,

Question – put and passed.

And the 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, 62

Mr Aide Ganasi	Ms Loujaya Toni
Mr Ano Pala	Mr Louta Atoi
Mr Anton Yagama	Mr Mai Dop
Mr Ati Wobiro	Mr Mao Zeming
Mr Ben Micah	Mr Mehrra Minnie Kipefa
Mr Benjamin Philip	Mr Mogerema Sigo Wei
Mr Benny Allan	Mr Nick Kuman
Mr Bire Kimisopa	Mr Noah Kool
Mr Byron Chan	Mr Paias Wingti
Mr Camillus Dangima	Mr Paul Isikiel
Mr Charles Abel	Mr Pesab Jeffrey Komal
Mr Davis Steven	Mr Peter Ipatas
Mr De Kewanu	Mr Peter Isoaimo
Ms Delilah Gore	Mr Peter O'Neill
Mr Douglas Tomuriesa	Mr Philip Undialu
Mr Elias Kapavore	Sir Puka Temu
Mr Ereman Tobaining Jnr	Mr Richard Maru
Dr Fabian Pok	Mr Richard Mendani
Mr Francis Marus	Mr Rimbink Pato
Mr Gisuwat Siniwin	Mr Robert Ganim
Mr James Lagea	Mr Ron Ganarafo
Mr James Marape	Mr Ronny Knight
Mr Jim Miringtoro	Mr Roy Biyama
Mr Joe Koim Komun	Mr Salio Waipo
Mr Joe Lera	Mr Sasindra Muthuvel
Mr John Pundari	Mr Solan Mirisim
Mr Joseph Lelang	Mr Tobias Kulang
Mr Joseph Yopyyopy	Mr Wera Mori
Mr Justin Tkachenko	Mr Westley Nukundj
Mr Kila Haoda	Mr William Duma
Mr Koi Trape	Mr William Powi

NOES, 4

Dr Allan Marat
Mr Don Polye

Ms Julie Soso Akeke
Mr Sam Basil

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 **INDEPENDENT PUBLIC BUSINESS CORPORATION OF PAPUA NEW GUINEA (KUMUL CONSOLIDATED HOLDINGS) (AMENDMENT) BILL 2015:** Mr Ben Micah (Minister for Public Enterprises and State Investment), pursuant to notice, presented a Bill for an Act –

- (a) to amend the *Independent Public Business Corporation of Papua New Guinea Act 2002*; and
- (b) to amend the name of the *Independent Public Business Corporation of Papua New Guinea Act 2002* to the *Kumul Consolidated Holdings Authorisation Act 2002*; and
- (c) to change the name of Independent Public Business Corporation of Papua New Guinea to Kumul Consolidated Holdings; and
- (d) to provide for improved management of Kumul Consolidated Holdings and Majority State Owned Enterprises with respect to the appointment of directors and the requirements for annual plans.

and for related purposes.

Bill read a first time.

Leave granted for second reading to be moved forthwith.

Mr Ben Micah moved – That the Bill be now read a second time.

Debate ensued.

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

Leave granted for third reading to be moved forthwith.

Mr Ben Micah moved – That the Bill be now read a third time

Question – put and passed.

And the 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, 60

Mr Aide Ganasi
Mr Ano Pala
Mr Anton Yagama
Mr Ati Wobiro
Mr Ben Micah
Mr Benjamin Philip
Mr Benny Allan

Mr Bire Kimisopa
Mr Byron Chan
Mr Camillus Dangima
Mr Charles Abel
Mr Davis Steven
Mr De Kewanu
Ms Delilah Gore

Mr Douglas Tomuriesa
 Mr Elias Kapavore
 Mr Ereman Tobaining Jnr
 Dr Fabian Pok
 Mr Francis Marus
 Mr Gisuwat Siniwin
 Mr James Lagea
 Mr James Marape
 Mr Jim Miringtoro
 Mr Joe Koim Komun
 Mr Joe Lera
 Mr John Pundari
 Mr Joseph Lelang
 Mr Joseph Yopyyopy
 Mr Justin Tkachenko
 Mr Kila Haoda
 Mr Koi Trape
 Ms Loujaya Toni
 Mr Louta Atoi
 Mr Mai Dop
 Mr Mao Zeming
 Mr Mogerema Sigo Wei
 Mr Nick Kuman

Mr Noah Kool
 Mr Paul Isikiel
 Mr Pesab Jeffrey Komal
 Mr Peter Ipatas
 Mr Peter Isoaimo
 Mr Peter O'Neill
 Mr Philip Undialu
 Sir Puka Temu
 Mr Richard Maru
 Mr Richard Mendani
 Mr Rimbink Pato
 Mr Robert Ganim
 Mr Ron Ganarafo
 Mr Ronny Knight
 Mr Roy Biyama
 Mr Salio Waipo
 Mr Sasindra Muthuvel
 Mr Solan Mirisim
 Mr Tobias Kulang
 Mr Wera Mori
 Mr Westley Nukundj
 Mr William Duma
 Mr William Powi

NOES, 4

Dr Allan Marat
 Mr Don Polye

Ms Julie Soso Akeke
 Mr Sam Basil

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.

- 11 **AUDIT (AMENDMENT) BILL 2015:** Mr Ben Micah (Minister for Public Enterprises and State Investment), pursuant to notice, presented a Bill for an Act to amend the *Audit Act 1989* to provide for Kumul Minerals Company and Kumul Petroleum Company and for related purposes.

Bill read a first time.

Leave granted for second reading to be moved forthwith.

Mr Ben Micah moved - That the Bill be now read a second time.

Debate ensued.

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

Leave granted for third reading to be moved forthwith.

On the motion of Mr Ben Micah, the Bill was read a third time.

- 12 **CLAIMS BY AND AGAINST THE STATE (AMENDMENT) BILL 2015:** Mr Ben Micah (Minister for Public Enterprises and State Investment), pursuant to notice, presented a Bill for an Act to amend the *Claims By and Against the State Act 1996* to provide for Kumul Minerals Company and Kumul Petroleum Company and for related purposes.
Bill read a first time.
Leave granted for second reading to be moved forthwith.
Mr Ben Micah moved - That the Bill be now read a second time.
Debate ensued.
Question – put and passed – Bill read a second time.
Leave granted for third reading to be moved forthwith.
On the motion of Mr Ben Micah, the Bill was read a third time.
- 13 **OIL AND GAS (AMENDMENT) BILL 2015:** Mr Ben Micah (Minister for Public Enterprises and State Investment), pursuant to notice, presented a Bill for an Act to amend the *Oil and Gas Act 1998* as a consequence of the *Kumul Petroleum Holdings Limited Act 2015* and for related purposes.
Bill read a first time.
Leave granted for second reading to be moved forthwith.
Mr Ben Micah moved - That the Bill be now read a second time.
Debate ensued.
Question – put and passed – Bill read a second time.
Leave granted for third reading to be moved forthwith.
On the motion of Mr Ben Micah, the Bill was read a third time.
- 14 **PUBLIC FINANCES (MANAGEMENT) (AMENDMENT) BILL 2015:** Mr Ben Micah (Minister for Public Enterprises and State Investment), pursuant to notice, presented a Bill for an Act to amend the *Public Finances (Management) Act 1995* to provide for Kumul Minerals Company and Kumul Petroleum Company and for related purposes.
Bill read a first time.
Leave granted for second reading to be moved forthwith.
Mr Ben Micah moved - That the Bill be now read a second time.
Debate ensued.
Question – put and passed – Bill read a second time.
Leave granted for third reading to be moved forthwith.
On the motion of Mr Ben Micah, the Bill was read a third time.
- 15 **PUBLIC SERVICES (MANAGEMENT) (AMENDMENT) BILL 2015:** Mr Ben Micah (Minister for Public Enterprises and State Investment), pursuant to notice, presented a Bill for an Act to amend the *Public Services (Management) Act 2014* to provide for Kumul Minerals Company and Kumul Petroleum Company and for related purposes.

Bill read a first time.

Leave granted for second reading to be moved forthwith.

Mr Ben Micah moved - That the Bill be now read a second time.

Debate ensued.

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

Leave granted for third reading to be moved forthwith.

On the motion of Mr Ben Micah, the Bill was read a third time.

- 16 **REGULATORY STATUTORY AUTHORITIES (APPOINTMENT TO CERTAIN OFFICES) (AMENDMENT) BILL 2015:** Mr Ben Micah (Minister for Public Enterprises and State Investment), pursuant to notice, presented a Bill for an Act to amend the *Regulatory Statutory Authorities (Appointment to Certain Offices) Act 2004* to provide for Kumul Minerals Company and Kumul Petroleum Company and for related purposes.

Bill read a first time.

Leave granted for second reading to be moved forthwith.

Mr Ben Micah moved - That the Bill be now read a second time.

Debate ensued.

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

Leave granted for third reading to be moved forthwith.

On the motion of Mr Ben Micah, the Bill was read a third time.

- 17 **SPECIAL ADJOURNMENT:** Mr James Marape (Leader of Government Business) moved – That the Parliament, at its rising, adjourn until Tuesday 21 July 2015 at two o'clock p.m.

Question – put and passed.

- 18 **ADJOURNMENT:** Mr James Marape (Leader of Government Business) moved – That the Parliament do now adjourn.

Question – put and passed.

And then the Parliament, at twenty five minutes past four o'clock p.m., adjourned until Tuesday, 21 July 2015 at two o'clock p.m..

MEMBERS PRESENT: All Members were present (at sometime during the sitting), except *Mr Anderson Agiru, Mr Assik Tommy Tomscoll, Mr Belden Namah, Mr Benjamin PoPONAWA, Mr Bob Dadae, Mr Boka Kondra, Mr David Arore, Mr Ezekiel Anisi, Mr Francis Awesa, Mr Francis Potape, Mr Havila Kavo, Mr Isaac Waigavara, Mr James Gau, Mr Jeffrey Kuave, Mr John Hickey, Mr Johnson Tuke, Mr Kerenga Kua, Mr Leo Dion, Mr Nixon Duban, Mr Nixon Mangape, Mr Patrick Pruaitch, Mr Powes Parkop, Mr Robert Atiyafa, *Mr Steven Kamma, Mr Titus Philemon and Mr William Tongamp.

KALA AUFA
Acting Clerk of the National Parliament

*Sick leave