

2012-2013

PAPUA NEW GUINEA

~~MINUTES OF PROCEEDINGS~~

OF THE

NATIONAL PARLIAMENT

No. 17

Tuesday, 5 February 2013

- 1 The Parliament met at two o'clock p.m. according to the terms of the resolution of Tuesday 27, November 2012. The Speaker (Mr Theo Zurenuoc) took the Chair and in accordance with Standing Order 34, invited Minister for Public Service (Sir Puka Temu) to say Prayers.
- 2 **ELECTION PETITION – STATEMENT BY THE SPEAKER:** The Speaker presented a copy of the National Court Order No.EP 72 of 2012 dated 3 December 2012, which sat as the Court of Disputed Returns in the matter between Mr Peter Isoaimo and Mr Paru Aihi and the Electoral Commission of Papua New Guinea, that the election of Mr Paru Aihi declared on 25 July 2012 for the Kairuku Hiri Open Electorate was void.
- 3 **BROADCASTING OF PARLIAMENTARY PROCEEDINGS – STATEMENT BY THE SPEAKER:** The Speaker informed the Parliament that the Permanent Parliamentary Committee on Broadcasting of Parliamentary Proceedings met this morning and resolved that: -
 - (a) the National Television Service “Kundu 2”, be allowed to televise questions without notice as part of its community obligation; and.

- (b) National Broadcasting Corporation be allowed to broadcast live questions without notice; and
- (c) EMTV be allowed to film questions without notice for news purposes only, for the duration of this meeting.

4 **DEATH OF FORMER MEMBER (MR JOHN KAMB) – STATEMENT BY THE SPEAKER:** The Speaker informed the Parliament of the death of Mr John Kamb on 18 December 2012, a former Member of the Kerowagi Open Electorate in the Fifth and Sixth National Parliaments from 1992 to 2002. He was appointed Minister for Correctional Services from 1992 to 1994, Vice Minister for Mining from July 1997, Vice Minister for Village Courts from December 1997, Vice Minister for Health from July to December 1998, Minister for Housing from July 1999 to November 2000, Minister for Works and Implementation in 2000 and then Minister for Communication and Higher Technology in March 2001. He was appointed Chairman of Public Accounts Committee and Public Works Committee and a Member of the Social Development Committee.

As a mark of respect to the memory of the honourable deceased, all Members present stood in silence.

5 **CERTIFICATION OF ACTS – STATEMENT BY THE SPEAKER:** The Speaker informed the Parliament that he had in accordance with Section 110 of the *Constitution* certified following Acts made by the National Parliament, viz:

- Appropriation (Judiciary Services 2013) Act 2012*
- Appropriation (National Development Expenditure 2013) Act 2012,*
- Appropriation (National Parliament 2013) Act 2012,*
- Appropriation (PNG LNG Project 2013) Act 2012,*
- Appropriation (Recurrent Expenditure) Act 2012,*
- Customs Tariff (2013 Budget) (Amendment) Act 2012,*
- Excise Tariff (2013 Budget) (Amendment) Act 2012,*
- Forestry (2013 Budget) (Amendment) Act 2012,*
- Gaming Control (2013 Budget) (Amendment) Act 2012,*
- Income Tax (2013 Budget) (Amendment) Act 2012,*
- Income Tax, Dividend (Withholding) Tax and Interest (Withholding) Tax Rates (2013 Budget) (Amendment) Act 2012,*
- Inter-Government Relations (Functions and Funding) (2013 Budget) (Amendment) Act 2012,*
- National Roads Authority (2013 Budget) (Amendment) Act 2012, and*
- Papua New Guinea Fiscal Responsibility (2013 Budget) (Amendment) Act 2012.*

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- 6 **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 order of the day No. 33 (Government Business) being called on forthwith.
Question – put and passed.

- 7 **CONSTITUTIONAL AMENDMENT (MOTION OF NO CONFIDENCE) LAW 2012:** The order of the day having been read for the resumption of debate on the question – That the Proposed Law be read a third time –

*Paper: The Speaker presented the following paper –
Constitutional Laws and Acts, and Subordinate Legislation Committee –
Report relating to the Proposed Law to alter the Constitution titled
Constitutional Amendment (Motions of No Confidence) Law 2012.*

Mr Peter O'Neill (Prime Minister) moved – That the Proposed Law be now read a third time and commenced the second required opportunity for debate and Second Vote.
Debate ensued.

Closure: Mr James Marape (Leader of Government Business) moved – That the question be now put – put and passed.

Ordered – That the Bells be rung.
And the question – That the Proposed Law be now read a third time – put.

Second Vote: The Parliament voted (the Speaker, Mr Theo Zurenuoc, in the Chair).

Ayes, 90

Mr Aide Ganasi
Mr Amkat Mai
Mr Anderson Agiru
Mr Ano Pala
Mr Anton Yagama
Mr Asik Tommy Tomscoll
Mr Ben Micah
Mr Benjamin Philip
Mr Benjamin Poponawa
Mr Benny Allan
Mr Bob Dadae
Mr Boka Kondra
Mr Byron Chan
Mr Camillus Dangima
Mr Charles Abel
Mr Charlie Benjamin
Mr David Arore
Mr Davis Steven
Mr De Kewanu
Ms Delilah Gore
Mr Don Polye

Mr Douglas Tomuriesa
Mr Ereman ToBaining Jnr
Dr Fabian Pok
Mr Francis Awesa
Mr Garry Juffa
Mr Gisuwat Siniwin
Mr Gordon Wesley
Mr Havila Kavov
Mr Isaac Waigavara
Mr James Gau
Mr James Lagea
Mr Jameas Marape
Mr Jeffery Kuave
Mr Jim Miringtoro
Mr Jim Simatab
Mr Joe Koim Komun
Mr Joe Lera
Mr Joe Sungi
Mr John Pundari
Mr John Simon
Mr Johnson Tuke

Mr Joseph Yopyyopy
 Mrs Julie Soso Akeke
 Sir Julius Chan
 Mr Justin Tkachenko
 Mr Kelly Naru
 Mr Kerenga Kua
 Mr Kila Haoda
 Mr Koi Trape
 Mr Labi Amaui
 Mr Leo Dion
 Mrs Loujaya Toni
 Mr Mai Dop
 Mr Mao Zeming
 Mr Mark Maipakai
 Mr Mehrra Minnie Kipefa
 Mr Michael Malabag
 Sir Michael Somare
 Mr Mogerema Sigo Wei
 Mr Nixon Duban
 Mr Nixon Mangape
 Mr Noah Kool
 Mr Paias Wingti
 Mr Patrick Pruaitch
 Mr Paul Isikiel

Mr Paul Tiensten
 Mr Pesab Jeffery Komal
 Mr Peter Ipatas
 Mr Peter O'Neill
 Mr Philip Undialu
 Mr Powes Parkop
 Sir Puka Temu
 Mr Richard Maru
 Mr Richard Mendani
 Mr Rimbink Pato
 Mr Robert Atiyafa
 Mr Robert Ganim
 Mr Ron Ganarafo
 Mr Ronny Knight
 Mr Roy Biyama
 Mr Solan Mirisim
 Mr Steven Kamma
 Mr Titus Philemon
 Mr Tony Aimo
 Mr Wera Mori
 Mr Westley Nukundj
 Mr William Duma
 Mr William Powi and
 Dr William Tongamp

Noes, 14

Dr Allan Marat
 Mr Belden Namah
 Mr Daniel Mona
 Mr Francis Marus
 Mr Francis Potape
 Mr Jim Kas
 Mr Joseph Lelang

Mr Louta Atoi
 Mr Ludwig Schulze
 Mr Mr Malakai Tabar
 Mr Ross Seymour
 Mr Sam Basil
 Mr Sasindra Muthuvel
 Mr Tobias Kulang

And so it was resolved in the affirmative with the concurrence of a two-thirds absolute majority as required by the *Constitution* – Proposed Law read a third time.

8 **FUNERAL SERVICE OF FORMER MEMBER (MR ANDREW WABIRIA) – STATEMENT BY THE SPEAKER:** The Speaker invited Members to attend the funeral service of the late Mr Andrew Wabiria on Thursday 7, February 2013 at St. Mary's Cathedral in town.

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

And then the Parliament at three 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 Ati Wobiro, Mr Bire Kimisopa, Mr John Hickey, Mr Ken Fairweather and Mr Ludwig Schulze.

SIMON ILA
Acting Clerk of Parliament