

**WEDNESDAY, 20 DECEMBER 2017**

*The Speaker took the Chair at 9.00am.*

Prayer.

**OPENING REMARKS BY THE SPEAKER**

**MR SPEAKER:** I announce that Proceedings of the Legislative Assembly resume.

I greet everyone in the spirit of physical wellness this morning. *O lupe lava sa vaoeseese ia ae ua fuifui faatasi*, even though we went separate ways, we have reunited in perfect health by the grace of our Father in heaven.

**GAMING CONTROL BILL 2017**  
**– consideration in detail**

**MR SPEAKER:** Before Proceedings adjourned yesterday, the Report of the Receipt and Expenditure Committee of the Bill was approved by the Legislative Assembly. The Assembly will now proceed with the consideration in detail.

Pursuant to Standing Order, consideration of the Bill will commence with Clause 2.

**CLAUSE 2: Objective of the Act.**

*Approved.*

**CLAUSE 3: Interpretation.**

*Approved.*

**CLAUSE 4: Functions and powers of the Authority.**

*Approved.*

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Gaming Control Bill 2017  
– consideration in detail

**CLAUSE 5: Powers of the Chief Executive Officer.**

*Approved.*

**CLAUSE 6: Delegations of authority under this Act.**

*Approved.*

**CLAUSE 7: Permissible forms of gaming and gambling.**

*Approved.*

**CLAUSE 8: Gambling by minors prohibited.**

**MR SPEAKER:** There is an Amendment by the Committee to Clause 8.

I call the honourable Chairperson of the Revenue and Expenditure Committee.

**Afioga ALIIMALEMANU ALOFA TUUAU (Chairperson of the Revenue and Expenditure Committee):** I greet the honourable Speaker and the dignity of Parliament.

Mr Speaker I move the Amendment to Clause 8 as follows:

**“AMENDMENT:**

*To omit “sub clause (2)” and renumber sub clauses accordingly.*

*Amendment approved.*

*Clause 8 approved as Amended.*

**CLAUSE 9: Prohibited prizes.**

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**Gaming Control Bill 2017**  
– consideration in detail

**MR SPEAKER:** There is an Amendment by the Committee to Clause 9.

I call the honourable Speaker of the Revenue and Expenditure Committee.

**Afioga ALIIMALEMANU ALOFA TUUAU:** Mr Speaker I move the Amendment to Clause 9 as follows:

**“AMENDMENT:**

*To omit paragraph “(g)” and renumber the paragraphs accordingly.*

*Amendment approved.*

*Clause 9 approved as Amended.*

**CLAUSE 10: Authorised purpose statements.**

*Approved.*

**CLAUSE 11: Conduct of a totalistlator.**

*Approved.*

**CLAUSE 12: Totalislator betting elsewhere than on race courses.**

*Approved.*

**CLAUSE 13: Acceptance of totalislator betting.**

*Approved.*

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**Gaming Control Bill 2017  
– consideration in detail**

**CLAUSE 14: Placing of bets.**

*Approved.*

**CLAUSE 15: Application for totalislator license.**

*Approved.*

**CLAUSE 16: Conditions related to betting through the Authority.**

*Approved.*

**CLAUSE 17: Betting not permitted by under-aged persons.**

**MR SPEAKER:** There is an Amendment by the Committee to Clause 17.

I call the honourable Chairperson of the Revenue and Expenditure Committee.

**Afioga ALIIMALEMANU ALOFA TUUAU:** Mr Speaker I move the Amendment to Clause 17 as follows:

**“AMENDMENT:**

**“Clause 17(1)” amended to omit the words “25 penalty units” and thereby substitute with “50 penalty units or to a term of imprisonment not exceeding one year or both.”**

*Amendment approved.*

*Clause 17 approved as amended.*

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**Gaming Control Bill 2017  
– consideration in detail**

**CLAUSE 18: Dividends.**

*Approved.*

**CLAUSE 19: Provisions applicable if no winning bets.**

*Approved.*

**CLAUSE 20: Offences in relation to payment of winning bets and refunds.**

*Approved.*

**CLAUSE 21: Credit Account.**

*Approved.*

**CLAUSE 22: Dividend Equalization Account.**

*Approved.*

**CLAUSE 23: Authority's right to conduct national lotto.**

*Approved.*

**CLAUSE 24: Selling agents.**

*Approved.*

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**Gaming Control Bill 2017  
– consideration in detail**

**CLAUSE 25: General expenditure.**

*Approved.*

**CLAUSE 26: Conduct of lotteries.**

*Approved.*

**CLAUSE 27: Lottery licenses.**

*Approved.*

**CLAUSE 28: Method of drawing lotteries.**

*Approved.*

**CLAUSE 29: Lottery not to be drawn until all tickets are sold.**

*Approved.*

**CLAUSE 30: Lotteries to be drawn in the presence of police.**

*Approved.*

**CLAUSE 31: Drawings to be open to the public.**

*Approved.*

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**Gaming Control Bill 2017  
– consideration in detail**

**CLAUSE 32: Official result.**

*Approved.*

**CLAUSE 33: Offences relating to lotteries.**

*Approved.*

**CLAUSE 34: Sales of tickets in illegal lotteries.**

*Approved.*

**CLAUSE 35: Application for a bingo license.**

*Approved.*

**CLAUSE 36: Lapse of license.**

*Approved.*

**CLAUSE 37: Bingo suppliers to be licensed.**

*Approved.*

**CLAUSE 38: Appointment of organizer.**

*Approved.*

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**Gaming Control Bill 2017  
– consideration in detail**

**CLAUSE 39: Particulars required by the Chief Executive Officer.**

*Approved.*

**CLAUSE 40: Conditions of play.**

*Approved.*

**CLAUSE 41: Statement of receipt and payments.**

*Approved.*

**CLAUSE 42: Records and evidence of conduct of bingo.**

*Approved.*

**CLAUSE 43: Conduct of sales promotion schemes.**

*Approved.*

**CLAUSE 44: Sales promotion scheme licenses.**

*Approved.*

**CLAUSE 45: Method of drawing sales promotion schemes.**

*Approved.*



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**Gaming Control Bill 2017  
– consideration in detail**

**CLAUSE 46: Official result.**

*Approved.*

**CLAUSE 47: Offences relating to sales promotion schemes.**

*Approved.*

**CLAUSE 48: Gaming activities by service providers.**

*Approved.*

**CLAUSE 49: Licenses for gaming using telecommunications devices.**

*Approved.*

**CLAUSE 50: Granting a license.**

*Approved.*

**CLAUSE 51: Distribution of profits.**

*Approved.*

**CLAUSE 52: Approval for games.**

*Approved.*

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**Gaming Control Bill 2017**  
– consideration in detail

**CLAUSE 53: Opting out of games.**

*Approved.*

**CLAUSE 54: Offences against this Part.**

*Approved.*

**CLAUSE 55: Gaming houses.**

*Approved.*

**CLAUSE 56: Advancing money for a gaming house.**

*Approved.*

**CLAUSE 57: Gambling in a public place.**

*Approved.*

**CLAUSE 58: Information to be provided by licenses.**

*Approved.*

**CLAUSE 59: General Audit.**

*Approved.*

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**Gaming Control Bill 2017  
– consideration in detail**

**CLAUSE 60: No commission of costs to be withheld.**

*Approved.*

**CLAUSE 61: Appeals and re-hearings.**

**MR SPEAKER:** There is an Amendment by the Committee to Clause 61.

I call the honorable Chairperson of Revenue and Expenditure Committee.

**Afioga ALIIMALEMANU ALOFA TUUAU:** Mr Speaker I move the Amendment to Clause 61 as follows:

**“AMENDMENT:**

1. Amend “**Clause 61(1)**” to insert “**new paragraph (c)**” and arrange paragraphs accordingly. The new paragraph (c) fou thereby reads-

**“(c) a decision by the Chief Executive Officer under subclause50(4) to revoke license.”**

*Amendment approved.*

*Approved Clause 61 as amended.*

**CLAUSE 62: Inspectors to investigate complaints.**

*Approved.*

**CLAUSE 63: Promotion of responsible gambling.**

*Approved.*

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**Gaming Control Bill 2017  
– consideration in detail**

**CLAUSE 64: Hearing in relation to complaints.**

*Approved.*

**CLAUSE 65: Suspension of licenses.**

*Approved.*

**CLAUSE 66: Cancellation of fees.**

*Approved.*

**CLAUSE 67: Obstruction of inspectors.**

*Approved.*

**CLAUSE 68: Bribery and false information offences.**

*Approved.*

**CLAUSE 69: Infringement notices.**

*Approved.*

**CLAUSE 70: Infringement penalty.**

*Approved.*

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**Gaming Control Bill 2017  
– consideration in detail**

**CLAUSE 71: Effect of payment of fine.**

*Approved.*

**CLAUSE 72: Approved forms and fees.**

*Approved.*

**CLAUSE 73: Immunities for persons exercising powers under this Act.**

*Approved.*

**CLAUSE 74: Regulations.**

*Approved.*

**CLAUSE 75: Savings and transitional provisions.**

*Approved.*

**CLAUSE 76: Repeal of Acts.**

*Approved.*

**CLAUSE 1 AND TITLE:**

**CLAUSE 1: Short title and commencement.**

**TITLE: Gaming Control Bill 2017.**

*Approved.*

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**Sex Offenders Registration Bill 2017**  
 – consideration in detail

*That the Gaming Control Bill 2017 progressed with Amendments.*

**SEX OFFENDERS REGISTRATION BILL 2017**  
 – consideration in detail

**MR SPEAKER:** Pursuant to Standing Order 107, the Legislative Assembly must firstly approve the Report of the Committee on the Bill to allow the consideration of the Bill.

I call the member of the Social Sector Committee.

**Tofa AUMUA ISAIA LAMEKO (Member of the Social Sector Committee):** Mr Speaker I move the motion, *That the Legislative Assembly approve the Report of the Committee which recommends, That the Sex Offenders Registration Bill 2017 progressed with Amendments.*

*Seconded by the member of Vaimauga East, member of Falealili East and the Member of Siumu.*

*Motion approved.*

**MR SPEAKER:** I announce that the Legislative Assembly has approved the Report of the Committee on the Sex Offenders Registration Bill 2017.

Pursuant to Standing Order, the Consideration in detail of the Bill commences with Clause 2.

**CLAUSE 2: Purpose of this Act.**

*Approved.*

**CLAUSE 3: Interpretation.**

**MR SPEAKER:** There is an Amendment to Clause 3 by the Committee. I call one of the Members of the Committee.

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**Sex Offenders Registration Bill 2017  
– consideration in detail**

**Tofa AUMUA ISAIA LAMEKO:** Mr Speaker I move the Amendment to Clause 3 as follows:

**“AMENDMENT:**

*Omit the number “41” from the definition of the word “Register” and substitute thereby with “38”.*

*Amendment approved.*

*Clause 3 approved as Amended.*

**CLAUSE 4: Meaning of “contract.”**

*Approved.*

**CLAUSE 5: Other reference provisions.**

*Approved.*

**CLAUSE 6: Registrable offenders.**

*Approved.*

**CLAUSE 7: Registrable offences**

*Approved.*

**CLAUSE 8: Amendments to the Schedules.**

*Approved.*

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**Sex Offenders Registration Bill 2017  
– consideration in detail**

**CLAUSE 9: Corresponding registrable offenders.**

*Approved.*

**CLAUSE 10: Corresponding registrable offenders.**

*Approved*

**CLAUSE 11: Time for reporting.**

**MR SPEAKER:** The Committee has an Amendment to Clause 11. I call the Member of the Committee.

**Tofa AUMUA ISAIA LAMEKO:** Mr Speaker, I move the Amendment to Clause 11 as follows:

**“AMENDMENT:**

*To substitute the word “after” with the word “before” in (column) 2, row 1, 2, 3 and 5.*

*Amendment approved.*

*Clause 11 approved as amended.*

**CLAUSE 12: Initial report by registrable offender of personal details.**

*Approved.*

**CLAUSE 13: Persons required to report under corresponding Act.**

*Approved.*



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**Sex Offenders Registration Bill 2017  
– consideration in detail**

**CLAUSE 14: Registrable offender must report annually.**

*Approved.*

**CLAUSE 15: Registrable offender must report changes to relevant personal details.**

*Approved.*

**CLAUSE 16: Intended absence from Samoa to be reported.**

*Approved.*

**CLAUSE 17: Passport and other documents to be produced.**

*Approved.*

**CLAUSE 18: Report is to be made to approve police stations.**

*Approved.*

**CLAUSE 19: Reports to be made in prison.**

*Approved.*

**CLAUSE 20: Receipt of information to be acknowledged.**

*Approved.*

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– consideration in detail**

**CLAUSE 21: Verification of identity to be provided.**

*Approved.*

**CLAUSE 22: Power to establish identity of person making a report.**

*Approved.*

**CLAUSE 23: Retention of material for certain purposes.**

*Approved.*

**CLAUSE 24: Suspension and extension of reporting obligations.**

*Approved.*

**CLAUSE 25: When reporting obligations begin.**

*Approved.*

**CLAUSE 26: Length of reporting period.**

*Approved.*

**CLAUSE 27: Reporting period for corresponding registrable offenders.**

*Approved.*

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**Sex Offenders Registration Bill 2017  
– consideration in detail**

**CLAUSE 28: Supreme Court may suspend lifetime reporting obligations.**

*Approved.*

**CLAUSE 29: Matters to be considered by the Supreme Court.**

**MR SPEAKER:** There is an Amendment by the Committee to Clause 29. I call the Member of the Committee.

**Tofa AUMUA ISAIA LAMEKO:** Mr Speaker I move the Amendment to Clause 29 as follows:

**“AMENDMENT:**

1. To omit the words “or 29” in sub clause (1)
2. To omit the words “or 29” in sub clause (3).

*Amendment approved.*

*Clause 29 approved as amended.*

**CLAUSE 30: Police Commissioner is party to application.**

*Approved.*

**CLAUSE 31: Restriction on right of unsuccessful applicant to re-apply for order.**

*Approved.*

**CLAUSE 32: Ceasion of order.**

*Approved.*

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**Sex Offenders Registration Bill 2017**  
– consideration in detail

**CLAUSE 33: Police Commissioner may apply for revocation of suspension order.**

**MR SPEAKER:** There is an Amendment by the Committee to Clause 33. I call the member of the Committee.

**Tofa AUMUA ISAIA LAMEKO:** Mr Speaker, I move the Amendment to Clause 33 as follows:

**“AMENDMENT:**

*To repeal the whole clause and renumber the Bill accordingly.*

**MR SPEAKER:** Thank you.

*Amendment approved.*

*Clause 33 approved as amended.*

**CLAUSE 34: Offence of failing to comply with reporting obligations.**

**MR SPEAKER:** There is an Amendment by the Committee to Clause 34. I call the Member of the Committee.

**Tofa AUMUA ISAIA LAMEKO:** Mr Speaker, I move the Amendment to Clause 34 as follows:

**“AMENDMENT:**

*To omit number “37” from sub clause (3) and thereby substitute with number “35.”*

*Amendment approved.*

*Clause 34 approved as amended.*

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**Sex Offenders Registration Bill 2017**  
– consideration in detail

**CLAUSE 35:** Offences to provide false or misleading information.

*Approved.*

**CLAUSE 36:** Notice to be given to registrable offender.

*Approved.*

**CLAUSE 37:** Courts to provide information to Police Commissioner.

*Approved.*

**CLAUSE 38:** Failure to comply with procedural requirements does not affect registrable offender's obligations.

*Approved.*

**CLAUSE 39:** Register of sex offenders.

*Approved.*

**CLAUSE 40:** Restricted access to the Register.

*Approved.*

**CLAUSE 41:** Persons with access to Register not to disclose personal information from it.

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**Sex Offenders Registration Bill 2017**  
– consideration in detail

**MR SPEAKER:** There is an Amendment to **Clause 41**. I call the Member of the Committee.

**Tofa AUMUA ISAIA LAMEKO:** Mr Speaker I move the Amendment to Clause 41 as follows:

**“AMENDMENT:**

*To insert in sub clause (2) the words “foreign law enforcement or supervisory authority” after the words “public statutory authority.”*

*Amendment approved.*

*Clause 41 approved as amended.*

**CLAUSE 42: Disclosure of modified information.**

*Approved.*

**CLAUSE 43: Registrable offender’s rights in relation to Register.**

*Approved.*

**CLAUSE 44: Ombudsman to monitor compliance.**

*Approved.*

**CLAUSE 45: Interpretation in this Part.**

*Approved.*

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**Sex Offenders Registration Bill 2017  
– consideration in detail**

**CLAUSE 46: Registered sex offender excluded from child-related employment.**

*Approved.*

**CLAUSE 47: Offence to fail to disclose charges.**

*Approved.*

**CLAUSE 48: Application of thi Part.**

*Approved.*

**CLAUSE 49: Interpretation in this Part.**

**MR SPEAKER:** There is an Amendment by the Committee to Clause.

I call the member of the Committee.

**Tofa AUMUA ISAIA LAMEKO:** Mr Speaker I move the Amendment to Clause 49 as follows:

**“AMENDMENT:**

*To omit the number “67” from the definition of the words “change of name application” and substitute thereby with number “50”.*

*Amendment approved.*

*Clause 49 approved as amended.*

**CLAUSE 50: Applications for change of name by or on behalf of a registrable offender.**

*Approved.*

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**Sex Offenders Registration Bill 2017  
– consideration in detail**

**CLAUSE 51:** Approval by Police Commissioner.

*Approved.*

**CLAUSE 52:** Approval to be notified in writing.

*Approved.*

**CLAUSE 53:** Registration of change of name.

**MR SPEAKER:** There is an Amendment to Clause 53 by the Committee.

I call the member of the Committee.

**“AMENDMENT:**

1. *To omit the number “54” and substitute thereby with the number “51”.*
2. *To omit the number “52” and thereby substitute with the number “50”.*

*Amendment approved.*

*Clause 53 approved as amended.*

**CLAUSE 54:** Registrar may correct Register.

*Approved.*

**CLAUSE 55:** Offence to breach confidentiality.

*Approved.*



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**Police Service Amendment Bill 2017  
– consideration in detail**

**CLAUSE 56: Other offences against this Act.**

*Approved.*

**CLAUSE 57: Protection from liability.**

*Approved.*

**CLAUSE 58: Certificate concerning evidence.**

*Approved.*

**CLAUSE 59: Regulations.**

*Approved.*

**CLAUSE 1 & TITLE:**

**CLAUSE 1: Short Title and commencement.**

**TITLE: Sex Offenders Registration Act 2017.**

*Approved.*

*The Sex Offenders Registration Bill 2017 progressed with Amendments.*

**POLICE SERVICE AMENDMENT BILL 2017  
– consideration in detail**

**MR SPEAKER:** Pursuant to Standing Order 107, the Legislative Assembly must first approve the Report of the Committee to allow the consideration in detail of the Bill.

I call the member of the Social Sector Committee.

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**Police Service Amendment Bill 2017**  
**– consideration in detail**

**Tofa AUMUA ISAIA LAMEKO:** Mr Speaker I move the motion, *That the Legislative Assembly approve the Report of the Committee which recommends, That the Police Services Amendment Bill 2017 progressed with Amendments.*

*Seconded by the member of Falealili East and the member of Vaimauga East.*

*Motion approved.*

**MR SPEAKER:** I announce that the Legislative Assembly has approved the Report of the Committee on the Police Services Amendment Bill 2017.

Pursuant to Standing Order, the consideration of the Bill will commence with Clause 2.

**CLAUSE 2: Section 6(2) amended.**

**MR SPEAKER:** The Committee has an Amendment.  
 I call the member of the Committee.

**Tofa AUMUA ISAIA LAMEKO:** Mr Speaker, I move the Amendment to Clause 2 as follows:-

**“AMENDMENT:**

*To insert new clause 2A to read:*

**2A. Section 13 amended – in section 13(1) and (b) of the Principal Act, for “member” substitute “commissioned officer.”**

*Amendment approved.*

*Clause 2 approved as amended.*

**CLAUSE 3: Part III amended.**

**MR SPEAKER:** There is an Amendment by the Committee to Clause 3.

I call the member of the Committee.

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**Police Service Amendment Bill 2017**  
– consideration in detail

**Tofa AUMUA ISAIA LAMEKO:** Mr Speaker I move the Amendment to Clause 3 as follows:-

**“AMENDMENT:**

*To omit Clause 19 proposed and substitute the following:*

**“19. Eligibility for appointment as the Deputy Commissioner** – no person may be appointed to be a Deputy Commissioner under section 18 unless the person:

(a) is a current or former commissioned officer of Samoa Police Service, or a current or former member of senior rank in the Police Service of another country:

(b) is or was a commissioned officer of the Samoa Police Service for a period of not less than 10 years or a member of senior rank in the Police Service of another country and

(c) satisfies all other prerequisites criteria which may be prescribed by regulations made or instructions issued under this Act.”

*Amendment approved.*

*Clause 3 approved as Amended.*

**MR SPEAKER:** I call one of the members of the Committee for the new Clause 4.

**Tofa AUMUA ISAIA LAMEKO:** Mr Speaker I move the Amendment to insert the new Clause 4 as follows:-

**“AMENDMENT:**

**“4. Section 23 amended** – *In section 23 (a) and (b) of the Principal Act, substitute the word ““member” to ““commissioned officer.”*

*Amendment approved.*

*New Clause 4 approved as Amended.*

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**Police Service Amendment Bill 2017**  
**– consideration in detail**

**MR SPEAKER:** I call one of the members of the Committee.

**Tofa AUMUA ISAIA LAMEKO:** Mr Speaker, I move the Amendment to insert new Clause 5 as follows:-

**“AMENDMENT:**

**“5. Section 51 amended** – (1) Section 51(1) and (3) of the Principal Act be amended by inserting **“or a Deputy Commissioner”** after **“Assistant Commissioner”** respectively.

(2) Section 51(4) of the Police Services Act 2009 amended by substituting subsection (4) as follows:

**“(4) if a charged member denies the charge of an Assistant Commissioner or a Deputy Commissioner may:**

- (a) subject to section 51B(5), refer the matter to the Commissioner to impose a penalty under section 51B, if there is clear evidence of a breach of duty not requiring the convening of a Disciplinary Tribunal; or
  - (b) Refer the matter to the Commissioner for convening of a Disciplinary Tribunal under section 51A, to determine”.
- (3) After subsection (5)m insert the following:

**“(6) A member who fails to respond to the charge within the time specified is considered to have denied the charge.”**

*Amendment approved.*

*New Clause 5 approved as Amended.*

**MR SPEAKER:** I call one of the members of the Committee.

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**Police Service Amendment Bill 2017  
– consideration in detail**

**Tofa AUMUA ISAIA LAMEKO:** Mr Speaker I move the Amendment to insert new Clause 6 as follows:-

**“AMENDMENT:**

**“6. Section 51B amended –** For section 51B of the Principal Act:

(a) After subsection (1)(f), insert:

**“(g) suspension without pay”.**

(b) After subsection (4), insert:

**“(5) If the Commissioner decides to terminate a charged member pursuant to subsection (1)(f) for a matter referred under section 51(4), the Commissioner must ensure the charged member is given the right to respond to the decision to terminate him or her from the service before he or she is terminated”.**

*Amendment Approved.*

*New Clause 6 approved as Amended.*

**MR SPEAKER:** I call one of the members of the Committee.

**Tofa AUMUA ISAIA LAMEKO:** Mr Speaker I move the Amendment to insert new Clause 7 as follows:-

**“AMENDMENT:**

**“7. Section 52 amended – (1) For section 52(3)(b), substitute with the following new paragraph:**

**“(b) is not entitled to receive his or her salary, allowance or other remuneration in respect of the period of his or her suspension:**

**(2). Section 52 of the Principal Act is amended by inserting the following new subsection (4):**

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**Conventional Arms Bill 2017**  
– consideration in detail

- “(4) a member suspended from duty under this section is entitled to receive his or her salary, allowance or other remuneration in respect of the period of his or her suspension if the member is acquitted of the charge laid against him or her, provided that the matter has been completed.”.

*Amendment approved.*

*New Clause 6 approved as Amended.*

**CLAUSE 1 & TITLE:**

**CLAUSE 1: Short Title & commencement.**

**TITLE: Police Service Amendment Bill 2017.**

*Approved.*

*The Police Service Amendment Bill 2017 progressed with Amendment.*

**CONVENTIONAL ARMS BILL 2017**  
– consideration in detail

**MR SPEAKER:** Pursuant to Standing Order 107, the Legislative Assembly must first approve the Report of the Committee to allow the consideration in detail of the Bill.

I call one of the members of the Social Sector Committee.

**Tofa AUMUA ISAIA LAMEKO:** Mr Speaker I move the motion, *That the Legislative Assembly approves the Report of the Committee which recommends, That the Conventional Arms Bill 2017 progress with Amendments.*

*Seconded by one of the members of Falealili East and the member of Vaimauga East.*

*Motion approved.*

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**Conventional Arms Bill 2017**  
 – consideration in detail

**MR SPEAKER:** I announce that the Legislative Assembly approves the Report of the Committee on the Conventional Arms Bill 2017.

Pursuant to Standing Order, the consideration of the Bill will commence with Clause 2.

**CLAUSE 2: Interpretation.**

*Approved.*

**CLAUSE 3: Application.**

*Approved.*

**CLAUSE 4: National Competent Authority.**

*Approved.*

**CLAUSE 5: Prohibition and restriction on import or export.**

*Approved.*

**CLAUSE 6: Permit.**

**MR SPEAKER:** There is an Amendment To Clause 6 by the Committee.

I call one of the members of the Social Sector Committee.

**Tofa AUMUA ISAIA LAMEKO:** Mr Speaker I move the Amendment to Clause 6 as follows:

**“AMENDMENT:**

*In the title, add the words “for transshipment and transit” after the word “Permit”.*

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**Conventional Arms Bill 2017**  
– consideration in detail

*Amendment approved.*

*Clause 6 approved as Amended.*

**CLAUSE 7: Application for permit.**

**MR SPEAKER:** There is an Amedment to Clause 7 by the Committee.

I call one of the members of the Social Sector Committee.

**Tofa AUMUA ISAIA LAMEKO:** Mr Speaker I move the Amendment to Clause 7 as follows:

**“AMENDMENT:**

1. *In the heading, add these words “transshipment and transit” after the word “permit”*
2. *Clause 7(4)(a)(iii)*

*To omit “Chief Executive Officer” and thereby substitute with “Controller of Customs.”*

*Amendment approved.*

*Clause 7 approved as Amended.*

**CLAUSE 8: Condition for permit.**

*Approved.*

**CLAUSE 9: Record keeping.**

*Approved.*



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**Conventional Arms Bill 2017  
– consideration in detail**

**CLAUSE 10: Inspection and investigation.**

**MR SPEAKER:** There is an Amendment to Clause 10 by the Committee.

I call one of the members of the Social Sector Committee.

**Tofa AUMUA ISAIA LAMEKO:** Mr Speaker I move the Amendment to Clause 10(4)(c) as follows:

**“AMENDMENT:**

*To omit “Director of Public Prosecutions” and substitute thereby with “Attorney General.”*

*Amendment approved.*

*Clause 10 approved as Amended.*

**CLAUSE 11: Regulations and forms.**

*Approved.*

**CLAUSE 12: Consequential Amendment.**

*Approved.*

**SCHEDULE:**

**MR SPEAKER:** There is an Amedment by the Committee to the SCHEDULE.

I call one of the members of the Social Sector Committee.

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**Films Production (Tax Incentives) Bill 2017**  
– consideration in detail

**Tofa AUMUA ISAIA LAMEKO:** Mr Speaker I move the Amendment as follows:

**“AMENDMENT:**

*To add “SCHEDULE” before the “List of Conventional Arms.”*

*Amendment approved.*

*Schedule approved as Amended.*

**CLAUSE 1 & TITLE:**

**CLAUSE 1:** Short title and commencement.  
**TITLE:** Conventional Arms Bill 2017.

*Approved.*

*The Conventional Arms Bill 2017 progressed with Amendments.*

**FILMS PRODUCTION (TAX INCENTIVES) BILL 2017 –**  
consideration in detail

**MR SPEAKER:** Pursuant to Standing Order 107, the Legislative Assembly must first approve the Report of the Committee to allow the consideration in detail of the Bill.

I call the honorable Chairperson of the Economic Sector Committee.

**Tofa Hon LAUOFO FONOTOE NUA FESILI PIERRE LAUOFO (Chairperson of the Economic Sector Committee):** Mr Speaker I move the motion, *That the Legislative Assembly approves the Report of the Committee which recommends, That the Films Production (Tax Incentives) Bill 2017 progress without Amendment.*

*Seconded by the member of Aleipata Itupa i Lalo and the member for Siumu.*

*Motion approved.*

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**Films Production (Tax Incentives) Bill 2017**  
– consideration in detail

**MR SPEAKER:** I announce that the Legislative Assembly approves the Report of the Committee on the Films Production (Tax Incentives) Bill 2017.

Pursuant to Standing Order, the Consideration in detail of the Bill will commence with Clause 2.

**CLAUSE 2: Interpretation.**

*Approved.*

**CLAUSE 3: Act binds the Government.**

*Approved.*

**CLAUSE 4: Cash rebate.**

*Approved.*

**CLAUSE 5: Income tax exemption.**

*Approved.*

**CLAUSE 6: Exemption on fees for work and immigration permits.**

*Approved.*

**CLAUSE 7: Customs duty exemption.**

*Approved.*

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**Emergency Efficiency Bill 2017  
– consideration in detail**

**CLAUSE 8:** Restriction on the sale or gift of imported goods.

*Approved.*

**CLAUSE 9:** Reports and accounts.

*Approved.*

**CLAUSE 10:** Regulations.

*Approved.*

**CLAUSE 11:** Consequential Amendment.

*Approved.*

**CLAUSE 1 AND THE TITLE:**

**CLAUSE 1:** Short title and commencement.

**TITLE:** Films Production (Tax Incentive) Bill 2017.

*Approved.*

*The Films Production (Tax Incentives) Bill 2017 progressed without Amendment.*

**EMERGENCY EFFICIENCY BILL 2017  
– consideration in detail**

**MR SPEAKER:** Pursuant to Standing Order 107, the Legislative Assembly must first approve the Report of the Committee to allow the consideration in detail of the Bill.

I call the honorable Chairperon of the Economic Sector Committee.

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**Emergency Efficiency Bill 2017**  
 – consideration in detail

**Afioga TAFUA MALUELUE TAFUA (Taitaifono o le Komiti o le Vaega o Atinae Eseese):** Greetings honorable Speaker this morning and the dignity of the House and Cabinet.

Mr Speaker, with respect I move the motion, *That the Legislative Assembly approves the Report of the Committee which recommends, That the Emergency Efficiency Bill 2017 progress with Amendment.*

*Seconded by the member of Siumu.*

*Motion approved.*

**MR SPEAKER:** I announce that the Legislative Assembly approves the Report of the Committee on the Emergency Efficiency Bill 2017.

Pursuant to Standing Order, the Consideration in detail of the Bill will commence with Clause 2.

**CLAUSE 2: Interpretation.**

*Approved.*

**CLAUSE 3: Act binds Government.**

*Approved.*

**CLAUSE 4: Functions of the Ministry.**

*Approved.*

**CLAUSE 5: Authorised offices.**

*Approved.*

**CLAUSE 6: Powers of authorized offices.**

*Approved.*

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Emergency Efficiency Bill 2017  
– consideration in detail

**CLAUSE 7: Standards.**

*Approved.*

**CLAUSE 8: Prohibition.**

*Approved.*

**CLAUSE 9: Conditions of registration.**

*Approved.*

**CLAUSE 10: Conditions of registration.**

*Approved.*

**CLAUSE 11: Application for registration.**

*Approved.*

**CLAUSE 12: Test reports.**

*Approved.*

**CLAUSE 13: Validity of registration.**

**MR SPEAKER:** There is an Amendment to Clause 13.  
I call the honorable Chairperson of the Committee.

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**Emergency Efficiency Bill 2017**  
 – consideration in detail

**Afioga TAFUA MALUELUE TAFUA:** Mr Speaker before I move the motion, I wish to extend appreciation to the Hon Minister of Education, Sports and Culture for loudly accepting this Bill, thank you for your loud Yes that is well received from our side.  
 Mr Speaker, I move the Amendment to Clause 13(1)(a) as follows:

**“AMENDMENT:**

*To omit the words “does not comply” and substitute with the words “is no longer compliant” to read as:*

**“(a) the product, brand or model is no longer compliant; or”**

*Amendment approved.*

*Clause 13 approved as Amended.*

**CLAUSE 14: Variation of registration.**

*Approved.*

**CLAUSE 15: Cancellation of registration.**

*Approved.*

**CLAUSE 16: Register.**

*Approved.*

**CLAUSE 17: Disposal of products.**

*Approved.*

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**Emergency Efficiency Bill 2017  
– consideration in detail**

**CLAUSE 18: Information for statistics purposes.**

*Approved.*

**CLAUSE 19: Confidential information.**

*Approved.*

**CLAUSE 20: Offence and penalty.**

*Approved.*

**CLAUSE 21: Regulations.**

*Approved.*

**CLAUSE 22: Approved forms.**

*Approved.*

**CLAUSE 23: Transitional.**

*Approved.*

**CLAUSE & THE TITLE:**

**CLAUSE 1: Short title and commencement.**

**TITLE: Energy Efficiency Bill 2017.**

*Approved.*



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**Motion to set aside Standing Order 108 (4)**

*The Energy Efficiency Bill 2017 progressed with Amendment.*

**Afioga TAFUA MALUELUE TAFUA:** Mr Speaker, I take this opportunity to extend our sincere thanks to the dignity of the House especially that Side and lastly I appreciate the Hon Minister of Education who had the most support on this legislation.

Similarly, with that Side, I wish to convey our sincerest regards to the constituency of Aleipata. Before the Hon Prime Minister makes his statement I wish everyone a very Merry Christmas and a Prosperous New Year. Have a very Merry Christmas to the House and the various Government heads and Public Enterprises. Thank you honorable Speaker.

**MR SPEAKER:** Well done on that speech relayed at the appropriate time as the country is like that '*e nofo magalafu i luga malala ola*', meaning, keep the flame of love burning. You have already expressed your greetings as we draw near the festive season and the birth of the newborn baby noting the public listeners as we get closer to our normal recess and the end of today's Sitting. It has been a long day as I too am getting weary; hence we will now go to our break before continuation of our work.

I announce that Proceedings of the Legislative Assembly suspend for normal recess, thank you.

*Proceedings of the Legislative Assembly set aside at 10:37am for normal recess and resume at 11:27am.*

**MR SPEAKER:** I announce that Proceedings of the Legislative Assembly resumed.

I trust strength have been renewed for Parliament Members, leader of the country and the Cabinet. We shall continue our work. Respectfully I call the Hon Prime Minister for the motion.

**MOTION TO SET ASIDE STANDING ORDER 108(4)**

**Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI LOLOFIETELE NEIOTI AIONO GALUMALEMANA Dr. SAILELE MALIELEGAOI (Prime Minister):** Mr Speaker, with respect I move, *That the Sex Offenders Registration Bill 2017 be read a third time.*

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**Convention Arms Bill 2017**  
- third reading

*Motion approved and the Police Services Amendment Bill 2017 be now read a third time and had passed the Legislative Assembly.*

**CONVENTIONAL ARMS BILL 2017**  
- third reading

**Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI LOLOFIETELE NEIOTI AIONO GALUMALEMANA Dr. SAILELE MALIELEGAOI:** Mr Speaker, with respect I move, *That the Conventional Arms Bill 2017 be now read a third time.*

*Seconded by the Minister of Public Enterprises, Minister of Works, Transport and Infrastructure.*

*Motion approved and the Conventional Arms Bill 2017 be now read a third time and had passed the Legislative Assembly.*

**FILMS PRODUCTION, (TAX INCENTIVES) 2017**  
- third reading

**Afioga Hon TIALAVEA FEA LENIU TIONISIO HUNT (Minister for Revenue):** Mr Speaker, I have thought that this was the Tax Income Bill (No.2) 2017 given that it was under a State of Urgency; rather, we now have the Films Production Bill.

**MR SPEAKER:** With respect that was achieved yesterday, it was progressed yesterday please.

**Afioga Hon TIALAVEA FEA LENIU TIONISIO HUNT:** Mr Speaker I move, *That the Films Production (Tax Incentives) Bill 2017 be now read a third time.*

**MR SPEAKER:** Thank you, this is the spirit shown as we near the festive season. The same with my work, I get out of breath and make mistakes in the numbering at other times.

*Seconded by the Minister of Fisheries and Agriculture.*

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

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**ENERGY EFFICIENCY BILL 2017**  
 – third reading

**Afioga Hon SILI EPA TUIOTI (Minister of Finance):** Mr Speaker I move, *That the Energy Efficiency Bill 2017 be read a third time.*

*Seconded by the Minister for Revenue, Minister of Education, Sports and Culture and the Minister of Justice and Court Administration.*

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

**MR SPEAKER:** Well, I take this chance to express our great thanks to the dignity of the Parliament, the Hon Prime Minister, Deputy Prime Minister and the Cabinet, Associate Ministers, Chairpersons of the various Parliamentary Committees especially the notable Parliament for the works, although we only had two working days and Sittings, it has come to notice that we have achieved so much. The question is, how was this possible? It is by our collective effort. In consequence, we have achieved our scheduled business for this year. I will now give the chance to the Hon Prime Minister.

**PRIME MINISTER ADDRESS & MOTION FOR  
 ADJOURNMENT**

**Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI LOLOFIETEELE NEIOTI AIONO GALUMALEMANA Dr. SAILELE MALIELEGAOI:** Mr Speaker, we have completed our scheduled work for our Sitting this year. You have also acknowledged the House, on that note, I too must acknowledge your honor for your patience and perseverance in managing our Sitting. With so many of us and you alone, you had to maintain order on the countless opinions we make.

I take this opportunity to express our sincere thanks to Samoa and its support, His Highness, O Le Ao o le Malo and his Good Lady, the Member of the Council of Deputies, the Chief Executive and the Judiciary. Such is the traditional honorifics of Samoa, *Aiga ma latou Tama, o Tama ma o latou Aiga, e faapea foi le Usoga a Tumua ma Puleono i Salafai*, and the Religious Leaders and their prayers for spiritual healing upon the country. Whatever observations you have upon our Proceedings, that is the norm of deliberations in the House, we make direct statements and in regards to our economy, normal procedure are meant to be heard and with regards to food distribution in the village community, everyone jumps in to ensure that everything is divided equally and appropriately.

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### Speech of Response

Similarly to this House through you the representatives, you are the Leaders of Constituencies who are here to represent your constituencies by voicing their views in this Parliament with your advice to ensure proper management of the State. And by observation, if we have gone over the limit during our past deliberations, the words directed to Faleata, “*E tetele a pesega ae matua i le oo*”, by translation, ‘There is much water flowing past Pesega, but it disappears in O’o. We are nearing the festive season and the celebration of the coming of our Saviour. It is a huge miracle for God turning into flesh and coming away from His Throne and into the world under the protection of millions and millions of angels or the protectors of the heavens. For such a God to leave his glory and turn into flesh is a very low position and His birth in a stable. This is a very remarkable example for all of us to bear humility and a very significant one set by our Lord, whilst temptations by the devil is also strong and one we always tend to forget. Now we are reminiscing the event that occurred in 2017, the birth of Jesus Christ. The miracle that was meant to happen, if it was not for the sin of our first parents, we would not have Christmas, no death except for joy everyday and nothing to worry about and food will be received from heaven. Now, we are enduring anxiety due to the sin of our first parents. We are also celebrating the coming of Jesus or the newborn baby of Christmas.

To the members of the public listening in, those are our parting words, may we find a joyous Christmas and a blessed new year.

Your honor, this is the motion, *That Proceedings of the Legislative Assembly adjourned until Tuesday, 23rd of January 2018 pursuant to Parliamentary Sitting Programme.*

### SPEECH OF RESPONSE

**Afioga Hon AEAU PENIAMINA LEAVASEETA (Falealupo):**  
With respect to this Side of the House honorable Speaker, what say you as it is inappropriate to.... Very well thank you. It is agreeable for me to speak on behalf of the House to say a few words given our last Sitting of the year which is important, well done to our Parliament. On behalf of us all..

Leader of the State, we have before us the statement, the last words in Parliament for this year. The entire House is gathered with gratitude. Why? The event has been achieved peacefully as we prepare to celebrate the coming of our Lord Saviour. Together, we must together feel the spirit of joy as we draw near the end of the year and may God be glorified for the finished works of the Parliament of Samoa.

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### Speech of Response

Mr Speaker, I speak on behalf of this Parliament given our achieved works for Parliament this year, it was not easy. What is your observation? I acknowledge you for working towards the wellbeing of the public. Well done Hon Prime Minister, Cabinet and members of this Parliament. The main objective is to give glory to God. We had 12 months which was not easy. We had in depth reviews by the Prime Minister and the Cabinet for the prosperity of Samoa which was not light nor easy. For what? Because this is our economy, the liberty of the country who are supporting us. We now have it in one. Together we feel the spirit of his Will within our hearts, decisions are based on His peace and humility and we give Him Praise, why? Our works have been achieved through peace. Samoa, we are the chosen leaders of the country and whatever weaknesses we have had, this is the spirit of thanksgiving given your support and advice combined, may we earn points to Parliament and may the Most High be glorified.

The essence honorable Speaker on behalf of this Parliament, pardon me, is to maintain your spear, may God fill you wholly. This Parliament is preparing to mark the Victory of Jesus Christ, hence, may His peace and Protection be upon us as we near the holiday season until we meet again in the future.

This is our explanation Mr Speaker with hearts of gratitude, well done, may God be exalted. Have a Merry Christmas and Happy New Year. Amen.

**MR SPEAKER:** Well done thank you. I trust you have made your point there, well done on delivered speech by the senior member, Hon Aeau in all your traditional honorifics. Your speech has been well taken in response to the statement of the Hon Prime Minister. In Jesus' saying, His disciples are known to everyone because of love. That is the result of our work this year, well done on your achievements and the word to God. This Parliament is unique. Similar to this Parliament, '*tatou te fetaa'i lava faalou le maga*, the main objective is the support of Samoa binding us together on our cultural values and enduring blessings from our Christian belief that Samoa is founded on, Samoa is founded on God. As such, well done this year.

To Samoa especially our **Constituency listening in**, may your support be blessed. I also take this opportunity to wish this Parliament a very Merry Christmas and a Happy New Year. May blessings be upon Samoa as we welcome the birth of the newborn baby and may we find a very blessed Christmas and a Joyous New Year. Before we adjourn and set aside Proceedings of the Legislative Assembly, since we have the motion that was seconded.

*Motion approved.*

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**OTHER ANNOUNCEMENT BY MR SPEAKER**

**MR SPEAKER:** The Clerk, Deputy Clerk and the staff of the Legislative Assembly has prepared what we call Christmas lunch for Parliament. This is our respect for the Leader of the country. With respect to all Government heads, do join us and let us celebrate together. This is our prayer with greatest respect.

*Proceedings of the Legislative Assembly adjourned at 12:02pm until 9:00am on Tuesday, 23rd January 2018 pursuant to Parliamentary Sitting Programme 2017/2018.*