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*WEDNESDAY, 26 JUNE 2019*

*Mr Speaker took the Chair at 9:14am.*

Prayer.

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

I take this opportunity to welcome the dignity of Parliament gathered here this morning, the Hon Prime Minister, Deputy Prime Minister, Cabinet especially Chairpersons of Parliamentary Committees and members. I also acknowledge the presence of Heads of Government Ministries and Corporations.

### **PRESENTATION OF PAPERS**

*Clerk read out the list of Papers tabled before the House pursuant to Standing Orders 49 (2).*

1. P.P.2019/2020 No.87, Prime Ministers Ministerial Statement on the 28<sup>th</sup> May 2019 on the President of the Land and Titles Court Case.

### **PRESENTATION OF PARLIAMENTARY COMMITTEES REPORTS**

*Clerk read out the list of Parliamentary Committee Reports tabled before the House pursuant to Standing Orders 52 (5).*

1. P.P.2019/2020 No.88, Report of the Infrastructure Committee on the Alienation of Customary Lands Amendment Bill 2017.

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### Motion by the Leader of the House

**MR SPEAKER:** I respectfully call upon the Leader of the House, the Hon Prime Minister.

### MOTION BY THE LEADER OF THE HOUSE

**Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI LOLOFIETEELE NEIOTI AIONO GALUMALEMANA Dr. SAILELE MALIELEGAOI (Prime Minister):** Mr Speaker first I thank our Heavenly Father for his blessings upon us to enable the presence of members the presence this morning to resume lapse work from yesterday.

With the utmost respect Mr Speaker, since majority of the Government Offices require their works to progress, however the delay is due to the need for approval from our end on their Annual Reports, on that note, I move the motion as follows:

1. *The Legislative Assembly to endorse all Reports of Government Ministries and State Owned Enterprises already considered by Parliamentary Committees together with Government Responses in accordance to recommendations read out by Parliament Committees.*
2. *Parliamentary Committees to monitor scrutinize and do a follow up of the Annual Reports of Government Ministries and State Owned Enterprises in the future to see whether the Recommendations made by the Committees do reflect the work and in accordance to the Responses, you have received.*

*This is an important aspect Mr Speaker as the Reports and Government Responses is done through a collective effort. Ministers do not know everything that happens but given the investigations stated in your Reports before Parliament and Cabinet. This means this duty is done collaboratively, as the saying in the country goes; the house of Samoa is built together. It is not something to seek flaws about and report it to the newspapers, although the errors are always reviewed and addressed by the Ministries to bring foresight in your reports to further challenge your honors of the ongoing works by the State.*

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**National Provident Fund Amendment Bill 2019**  
**– first reading**

*Seconded by the Minister of Commerce, Industry and Labour and the Minister of Women, Community and Social Development.*

*Motion approved.*

**NATIONAL PROVIDENT FUND AMENDMENT BILL 2019**  
**– first reading**

**MR SPEAKER:** I call upon the Hon Minister of Finance.

**Afioga Hon SILI EPA TUIOTI (Minister of Finance):** Mr Speaker I move the motion that the National Provident Fund Amendment Bill 2019 be read a first time.

*Seconded by the Minister of Education, Sports and Culture and the Minister of Justice, Courts and Administration.*

*Motion approved and the National Provident Fund Amendment Bill 2019 was read a first time.*

**TRUSTEE COMPANIES AMENDMENT BILL 2019**  
**– first reading**

**MR SPEAKER:** I call upon the Hon Minister of Finance.

**Afioga Hon SILI EPA TUIOTI:** Mr Speaker I move the motion that the Trustee Companies Amendment Bill 2019 be read a first time.

*Seconded by the Minister for Education Sports and Culture.*

*Motion approved and the Trustee Companies Amendment Bill 2019 was read a first time.*

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**FOUNDATIONS AMENDMENT BILL 2019**  
– first reading

**MR SPEAKER:** I call upon the Hon Minister of Finance.

**Afioga Hon SILI EPA TUIOTI:** Mr Speaker I move the motion, *that the Foundations Amendment Bill 2019 be read a first time.*

*Seconded by the Minister of Education, Sports and Culture and the Minister of Justice, Courts and Administration.*

*Motion approved and the Foundations Amendment Bill 2019 was read a first time.*

**COMPANIES AMENDMENT BILL 2019**  
– first reading

**MR SPEAKER:** I call upon the Hon Minister of Commerce, Industry and Labour.

**Afioga Hon LAUTAFI FIO SELAFI PURCELL (Minister of Commerce, Industry and Labour):** Mr Speaker I move the motion *that the Companies Amendment Bill 2019 be read a first time.*

*Seconded by the Minister of Women, Community and Social Development and the Minister for Tourism.*

*Motion approved and the Companies Amendment Bill 2019 was read a first time.*

**ARMS AMENDMENT BILL 2019**  
– first reading

**MR SPEAKER:** With respect I call upon the Hon Prime Minister.



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**Law Reform Amendment Bill 2019**  
– first reading

**Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI LOLOFIETEELE NEIOTI AIONO GALUMALEMANA Dr. SAILELE MALIELEGAOI:** Mr Speaker I move the motion, *That the Arms Amendment Bill 2019 be read a first time.*

*Seconded by the Minister of Commerce, Industry and Labour and the Minister of Women, Community and Social Development.*

*Motion approved and the Arms Amendment Bill 2019 was read a first time.*

**LAW REFORM AMENDMENT BILL 2019**  
– first reading

**MR SPEAKER:** With respect, I call upon the Hon Prime Minister.

**Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI LOLOFIETEELE NEIOTI AIONO GALUMALEMANA Dr. SAILELE MALIELEGAOI:** Mr Speaker I move the motion, *That the Law Reform Amendment Bill 2019 be read a first time.*

*Seconded by the Minister for Women, Community and Social Development and the Minister for Commerce, Industry and Labour.*

*Motion approved and the Law Reform Amendment Bill 2019 was read a first time.*

**MISCELLANEOUS (MINISTERIAL ASSIGNMENT)**  
**AMENDMENT BILL 2019 – first reading**

**MR SPEAKER:** With respect, I call upon the Hon Prime Minister.

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**Customs Tariff Amendment Bill 2019**  
 – first reading

**Susuga Hon TUILAEPA AUELUA FATIALOFA LUPESOLIAI LOLOFIETELE NEIOTI AIONO GALUMALEMANA Dr. SAILELE MALIELEGAOI:** Mr Speaker I move the motion, *That the Miscellaneous (Ministerial Assignment) Amendment Bill 2019 be read a first time.*

*Seconded by Ministers of Cabinet.*

*Motion approved and the Miscellaneous (Ministerial Assignment) Amendment Bill 2019 was read a first time.*

**CUSTOMS TARIFF AMENDMENT BILL 2019**  
 – first reading

**MR SPEAKER:** I call upon the Hon Minister for Revenue.

**Afioga Hon TIALAVEA FEA LENIU TIONISIO HUNT (Minister for Revenue):** Mr Speaker I move the motion, *That the Customs Tariff Amendment Bill 2019 be read a first time.*

*Seconded by the Minister for Health and Minister of Finance.*

*Motion approved and the Customs Tariff Amendment Bill 2019 was read a first time.*

**NATIONAL PROVIDENT FUND AMENDMENT BILL 2019**  
 – second reading

**MR SPEAKER:** Since I have the signed Certificate of Urgency upon these eight Bills, the Assembly will now commence with the second reading and progress with the consideration and third reading of the Bills.

I call upon the Hon Minister of Finance.

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**National Provident Fund Amendment Bill 2019**  
– second reading

**Afioga Hon SILI EPA TUIOTI:** Mr Speaker I move a motion, *That the National Provident Fund Amendment Bill 2019 be read a second time and want to give a brief clarification.*

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

**MR SPEAKER:** This is the opportunity for the Hon Minister of Finance to voice clarification on the Amendment made on the Bill.

**Afioga Hon SILI EPA TUIOTI:** Thank you Mr Speaker for the opportunity to make clarification on this Bill in brief. The Bill seeks to amend the National Provident Fund Act 1972 (Principal Act) by progressively increase the minimum employer and employee contribution rates within a period of three (3) years.

The purpose of the amendment is to assist in growing contribution balances for members, which would in turn mean more funds would be available to members or fund a life pension at retirement. Clause 1, states that when the Bill is enacted, it will be called the National Provident Fund Amendment Act 2019 and will commence on the specified dates.

The Principal Act is also amended as set out in the Schedule of the Act. Mr Speaker the main objective of the Amendment stated implements what is mentioned in the Budget Address for an increase of 1%, which will officially commence in the beginning of July this year another 1% will be added in July 2020 plus a third one to make up 10% entitlement to be distributed on the 1<sup>st</sup> of July 2021.

The objective Mr Speaker and respectable members of Parliament that by the time public servants retire at the age of 55, they will have enough funds to look after their families once they retire from work.

As we are all aware the National Provident Fund have invested a lot with the Board and the Executive with the expectation to allocate funds to developments that accumulate revenue to generate funds so when people retire they have enough to look after their families, and contribute to the church and village.

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**National Provident Fund Amendment Bill 2019**  
– second reading

Mr Speaker consultations were also carried out between the NPF Board and the Private Sector. The majority supported this initiative while there were others who said it would be impossible to extend the timeframe for the increase, nevertheless the Government believes it should commence on the 1<sup>st</sup> July this year. In addition, there are other adjustments made like the minimum wage for employees. The private sector asked that this be postponed until we have the first minimum wage increase, then they will revise again if they are able to meet the percentage increase imposed by NPF. The Government has decided that this initiative should start in July, which is the start of the next financial year. If there are any matters that need be reviewed and considered there is an opportunity for further Amendments to be made upon the Bill in the future if appropriate.

Mr Speaker, this is a short summary of the clarification. As the Chair is aware, we had a seminar for all members of the Parliament together with the Chief Executive and staff of the NPF who provided an explanation of this Bill and reasons for implementing these amendments. There should be more funds available for public servants once they retire from their jobs.

This is the brief clarification on the Bill tabled, thank you.

**MR SPEAKER:** Thank you. The clarification given by the Hon Minister is fully aware according to explanations given during our seminars. We cannot stay in one place permanently in this life; there is always the capacity to move forward given blessings, not only with the State's developments but also with our businesses.

I call upon the member for Anoamaa West.

**Tofa Hon LAUOFO FONOTOE NUAFESILI PIERRE LAUOFO (Anoamaa West):** Thank you Mr Speaker for the opportunity. I move to convey an opinion and show support on the Bill. First, I thank the Chair this morning for praises voiced to the Lord Almighty especially for his blessings upon us. This is evident in the presence of members this morning in God's grace instead of misfortune. I acknowledge the Parliament and Samoa listening in this morning.



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**National Provident Fund Amendment Bill 2019**  
– second reading

I move with respect Mr Speaker to voice an opinion on the Bill. First, I want to thank the Hon Minister administering the National Provident Fund. The clarification given is now clear and understood together with the objective of the Bill. As for the records on NPF as mentioned in our reports, it is stated that in 2017 NPF collected and received \$73 million contribution and in 2018, an increase to \$78million. I want to thank the Executive, the Board and the Minister for this achieved target. Many targets were set and hopefully in the next two years we will earn \$100 million contribution from companies and employment agencies.

It was recorded the profit earned was \$43 million in 2017 and in 2018 saw a surplus of \$46 million. Congradulations because it seems the Providen Fund is in a good financial position. I am grateful and I want to thank the administration.

The increase imposed on contribution has been clarified as well by the Hon Minister. The only matter of concern is to review the entitlement percentage received by members each year. It seems the percentage is only given out in July every year, next week will be the first week of July, how much will our public servants get from this percent. It is great to see that there is now an increase on the percent given together with the return earned from contribution increase. In the previous year, I noticed that it was 10% for the ones before it was only 8% and 7%. If there will be a percentage increase imposed, then our public servants will be very happy.

The Hon Minister spoke of investment, there are many investments made by NPF, good investments that involves projects and developments using NPF funds, as the Minister should know the percent for investment return is good, which is 15%. Although I have noted in the report that only 3% earning is made from investment return for the NPF. This area should be reviewed especially with investments on projects and developments, to ensure that a good dividend is earned for the benefit of our people.

Mr Speaker these are some thoughts on the matter to start off our work this morning. Bless our proceedings.

**MR SPEAKER:** Thank you. I call upon the member for Vaimauga East.

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**National Provident Fund Amendment Bill 2019**  
– second reading

**Afioga SULAMANAIA FETAIAI TAUILILI TUIVASA (Vaimauga East):** This constituency would like to thank you Mr Speaker for administering and leading our proceedings, especially to the Leader of the House and this Side of the Chamber.

I have thoroughly observed that it has been a week since the House deliberated on the matter concerning the welfare of Samoa and our people. We have already passed the Budget for the economy of the country yesterday. Therefore, I convey sincere gratitude to the Chair in administering the House especially our Leader and that side of Chamber and all members of Parliament.

Our constituency are grateful to the Hon Minister and Chief Executive of the National Provident Fund for implementing Legislations that can benefit our people. If we look at the objectives of National Provident Fund, they want to increase entitlement for retired public servants. This is where the opinion of this constituency lies. Majority of matais including us does not want to save money for long knowing that our families and constituencies are dependent upon us for everything to be done. Looking carefully, there is an increase in our revenue, funds are in abundance with our Ministry, and the reason for implementing pay increase every now and then is for proposed events. I also note that the Ministry has revenue and surplus, although there is also an increase in this area, and so too is the main objective at the time of retirement, well that time is unpredictable. The point here is that the chiefs or matais are the ones that the families are dependent on. Although saving up is unnecessary, as by the time that person dies, who then will benefit from this saving?

In addition, another matter I wish to voice to the Hon Minister is concern over the Private sector. This constituency supports the increase for Government whereas the increase for the Private Sector in July, why not allow the Government to move ahead and leave the Private sector to follow suit slowly. Since we are the Government...I am just concerned, as many people have already been laid off. Due to what? Lay offs due to another surplus that the employer will have to pay. This is my concern. Who will go first? The first ones out will be the low-income workers. How will they survive? These low-income earners are the bread and butter for some families.

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– second reading

Once this raise comes into effect, the business owners will say, “Two people will be enough, lay off the other eight.” Whom will they resort to? It will be us. A request, why not give the private sector a chance while State progress with these changes first.

Based on observations from the NPF on percentage given I recommend your honor, we are borrowing from our own money even though the percentage charge is too much. Just a request, why not lower this a bit. The funds here is the contributors’ money although a charge is being imposed.

I am talking about the interest Hon Minister. Why not review this interest to 5% since it is my own money. If fail to pay back, there is money in that account to cover the rest of the loan.

This is the brief concern from this constituency due to my big fear with our working locals. As for my request, we know that NPF has ample funds. As for investment, I support the repurchase of lands in the country. The releasing of some public lands have been made to some businesses and these are the assets we fall back on so, we must regain them back especially within the town proximity. Why not give the opportunity to the National Provident Fund to assess businesses that have debts in order to take back public lands because these are the public assets that we rely on as some of these companies will go bankrupt...also I am not keen on investing funds overseas. No, money should be invested in our country’s economy, through families whose businesses and companies have encountered debt. Why not focus first on our own people, give them funds to pay off their debts and take these businesses as assets for the country. This will gain us more employment and lease to earn revenue to employ our own people. Mr Speaker this is the brief opinion of the constituency to support the change tabled by the Hon Minister of Finance.

**MR SPEAKER:** Thank you member for Vaimauga East. There are two more members... First, I give the opportunity to the Hon Minister of Finance.

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**National Provident Fund Amendment Bill 2019**  
– second reading

**Afioga Hon SILI EPA TUIOTI:** Mr Speaker I think it is best to answer some of the queries now, than members restating it again. First, I would like to thank members for the support given on the Bill, recommendations made will be considered by the management and Board of NPF. We are all aware of the increasing level of contributions and funds as mentioned by one of the members. Last year about 10% was returned to our shareholders, which was equivalent to \$54 million and was afforded to all contributors. This is no returning funds from the shareholders; they are investments from the Funds of businesses and companies. I know majority of the people who borrow from the NPF are private companies.

The NPF has also assisted in allocating grants to the Development Bank so they could be able to meet the needs of our people in support of their developments. It is expected that 10% will be allocated this year and perhaps later on, the lowest repayment from shareholders will be 9%. I hope that we will have 9% to 10% meaning we will be able to earn at least \$50 million more; this fund will be returned to our people.

A reminder it does not mean that we are giving back the money from shareholders, but these are funds from investments made by NPF in the country and overseas, this is returned in contribution. Perhaps this is good news for those who have contributions this year. As I stated earlier if it is 9% to 10% it will not decrease. In the past it was only 3% or 4% now based on value of investment we should invest to be able to assist our people.

The statement on prioritizing pay increase for the State and not the private sector is not fair, as the two should go together. Consultations with the Private Sector has already been made, such that the NPF Board and Management and within six months time, an additional 1% dividend payout will begin with existing surcharges to be removed as some did not meet the performance of this job. Six months is now allocated to remove all surcharges for late payments up until December, the Management of NPF will be working with companies, in relation to providing assistance to further clarify and facilitate the minimal cost on the administration and implementation of this increase.



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As we know, NPF is one of the shareholders in the Submarine Cable Company. They have a major contribution; they are also part of Digicel Mobile through Computer Services Limited Mobile. They are also trying...the reason why they do not invest in Samoa is there are not enough companies or businesses to invest in. This is why we are now also working with Bluesky and the Fijian company ADH. This one investment has helped generate a lot of income to our economy and will consequently support the retiring age given sufficient funds available.

Although it is true that majority of the people would go to NPF to get funds for funerals and other usual family matters we are all aware of. The NPF executive is trying its best to respond to these matters. There is also assurance not to drop anything further due to these circumstances. Perhaps the management of NPF is listening in with regards to the matter on interest; it is necessary to look into this matter thoroughly. This is the response to some of the matters raised. Thank you.

**MR SPEAKER:** Thank you. We have two more members....

**Tofa OLO FITI AFOA VAAI (Salega East):** Mr Speaker I will be brief. Some of the matters have already been clarified by the Hon Minister of NPF. In my opinion Mr Speaker and members of the House, this organization is where the public turn to for assistance. Even if we have commercial banks, most of us go here for assistance.

Therefore whatever plans the National Provident Fund is implementing, we see that it is thriving. I want to thank the Chief Executive and the staff in the work carried out in improving this organization.

I would like to speak on the issue mentioned by the Hon Minister that there would come a time an increase of 1% will be given. With respect, we have millions at the National Provident Fund why not [allocate an increase of 5% for us. Another matter Mr Speaker, about loans](#) just a suggestion, since everyone pay the same interest when doing a loan. Why not take turns....

**MR SPEAKER:** Pardon the member taking the floor I call upon the Hon Prime Minister.

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**Susuga Hon Tuilaepa Auelua Fatialofa Lupesoliai Lolofietele Neioti Aiono Galumalemana Dr. Sailele Malielegaoi:** I did not hear the member properly, is the 5% for us, I do not get it, who gets the 5%?

**Tofa OLO FITI AFOA VAAI:** Thank you, everyone here and those who have entitlements. Although I was trying to raise the matter regarding interest imposed on loans. This is just a humble recommendation to overlook although I will not stress it further. It is stated that all employee contributors have to put in a 10% interest. We think that this should be based on the time of service. If a person has just started working, after 5 years to 10 years can be afforded 10%, while 9% is applied to the service of those employees who served 10 to 15 years in a Ministry or Office whether private or public service. Most of the people have contributed to the development of the NPF and the country, some have loaned for 30 years yet the interest remains at 10%. We should be considerate of the years of service, 5% is more than enough for the older contributors, they have accomplished many years of service. This is the request Hon Minister. With respect thank you for the opportunity.

**MR SPEAKER:** I call upon the member for Palauli le Falefa.

**Afioga Hon FAUMUINA TIATIA FAAOLATANE LIUGA (Palauli le Falefa):** Thank you Mr Speaker for the opportunity. I also thank the Hon Minister of Finance for the clarification. It seems the objective is based on its name the National Provident Fund of Samoa. I am grateful for the initiative taken in the development of this organization of Government, which greatly contributes to our economy. I will not reiterate some of the issues already mentioned to save our time. Although I take the floor to voice, an opinion on the matter of employer and employee.

Mr Speaker it was mentioned that there is a possibility that employment can be affected. I know employment will not be affected if the Minister and the National Provident Fund give stocks to companies who provide employment.

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Another measure is to authorize the transfer of remaining funds to the Development Bank and Samoa Housing if funds can be transferred to the Development Bank this will enable the development of small businesses, agriculture and other sectors. This will mean availability of employment opportunities. This is one thing I have noticed Hon Minister I believe there are now 37 to 38000 people registered.

Mr Speaker if 6 to 7 people are dependent on one person with entitlement then more than 200,000 people have benefitted. If we were to compare it to the recent census in 2016, 6 family members are reliant on one working person registered. Let us set aside those not registered, let us look at those backing Government. The assistance from our people is huge.

I thank Government, the Hon Minister of Commerce, Industry and Labour, for registering those going on RSEs. This is one Ministry that if we have an increasing amount of people going overseas, this scheme also includes our sailors, therefore, the State is also seeking these people to do their contributions with the SNPF for their sake in the future. Thank you very much Hon Minister for the vast economic wellbeing and wisdom contributed into this area.

In terms of percentage, well that pertains to the Board and the Executive. Look at the least earning people in terms of small loans, lower the interest for them. These people are the main ones with urgent needs. This is one area our people are seeking help from in terms of paying school fees for their children in University level and supporting their families given the very low income earned.

I support this Legislation. There are 10,000 public servants of the State. 5,500 for the Public Enterprises and 4,500 employees for the Ministries of the State, the other 30,000 works in the Private Sector. I will leave it to you for your consideration for the benefit of our people. Thank you honorable Speaker.

**Tofa Lealailepule Rimoni Aiafi:** Mr Speaker...

**MR SPEAKER:** Very well, I allow the member for Faleata West.

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**National Provident Fund Amendment Bill 2019**  
– second reading

**Tofa LEALAILEPULE RIMONI AIAFI:** Thank you Hon Minister and the Executive of the NPF, I wish to talk about this vital Bill. NPF tax is an indirect tax. You give tax for your own sake.

We should have gotten this raise long time ago for our people. Looking at it, most of the people that comprises of many employees in it hold a salary of \$20,000 or less. However some have raised the increase in dividend or the benefit we are earning....this can never happen if there is no raise in their contributions.

The State is everyone's stakeholder and can even form up partnership with any business in the country. The State has no intention of adding more burden on the business people, the aim is to collectively so that...because if businesses grow then so is the work and benefit of the State and her people. In terms of additional percentage of 1% per annum, it is all based on the tax of the State and the economic growth of the country.

According to the Minister's statement on the Budget, 3.9% increase on the economy for the current year. there is target to have this raise from 4% to 5% according to the capacity of conferences, the Pacific Games and other proposed developments in the coming year. henceforth, the economy is growing and it is necessary to bear some benefit for the people with regards to this small 1%.

I heed great appreciation to these courageous people and their decision, as all of us will end up retiring with something to fall back on. The only advice is that there should be a balance on the other side. I support the view of other members, consider the lowering of interest for personal loans for the sake of the people particularly the low income earners.

I thank you all for the well taken 10% as progressed in the previous year, I feel for the Head of the Ministry as this percentage should continue. The 10% should be retained otherwise, then you two should take a rest. Thank you very much as this constituency wholly supports this Legislation. Bless this Sitting.

**MR SPEAKER:** Very well, I call the Prime Minister.



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**Susuga Hon TUILAEPA AUELUA FATIALOFA LUPESOLIAI LOLOFIETELE NEIOTI AIONO GALUMALEMANA Dr. SAILELE MALIELEGAOI:** Mr Speaker, I wish to add on to the response of the Minister for this Legislation.

This Bill has given me thought that the pension from 20 years ago, that given this attractive 10% and the raise upon the pensioners. Now that we have received this 10%, it raises a view that this benefit should also be shared and imposed upon the others, 10% for the employees, 10% for the companies.

Since the companies are gaining this 10% benefit during retirement which is very huge. It can purchase a new house, car, however, that cannot be attained if the contribution remains at 5%. This is 5% for the contributor and 5% for the employer.

Now that this contribution is raised to 10%, it has taken 20 years and finally we are gaining this 10% benefit from the State. The NPF response was to implement this benefit after every 2 to 3 years, then we had 6 and 7, and now that we have the 8,9 and 10 how so? We were afraid. We should have raised it in the start, it is due to our fear and discouragement from business that had gone into consultations, these businesses did not want to waste any money on things like this.

Even the discussions carried out in Cabinet, we had to adjourn several meetings due to the fact that there were other business people sitting in Cabinet including those from the previous term that focus only on themselves and disregard this area. The weak person is always weak even in their thoughts, they seek trouble on the cent that will be imposed in their \$1 salary instead of seeking the welfare it will gain. The State and Cabinet looks at the long run.

I recall four or five Sittings when this matter in debates so that all workers are able to gain some benefit of the share in regards to this 5% from 1972.

During the establishment of NPF in 1972, there were many strikes then, and I remember this is what we did, 47 years ago. Therefore the 60 year old at this time was only 13 years at that time when this was enacted. They were in the kindy whilst we undertook this assignment back then to gain the people's trust to make a contribution to NPF, because during that time, there was only the Super that was taken to New Zealand.

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Notwithstanding, there was only the Colonial Neutral Insurance that was here at that time which had me thinking in those days, an Organization must be set up to cease money in Samoa from flowing overseas.

This is reason for establishing the NPF in 1972, and the Pacific Insurance Company in 1976 for accidents as well as the establishment of the Western Samoa Life Assurance Company or WSLAC was to cease money from going overseas and for companies to make money to lend to the people individually specifically for those who are making insurance. Because during that time, there was only one bank. Although it was the bank of Samoa, they would not give you any money...I remember going there in those days, about four of us, three, we went to borrow \$4,000. The white man said to us this was in 1970, three of us, 'where are you going you three musketeers?'. We were called the three musketeers. All of a sudden I felt ashamed, there were three of us and the loan amount was only \$4,000 we did it together to buy ourselves a land from the land properties in Vaitele at that time. The loan process was very difficult at that time. Such is why the NPF was set up, we failed to persuade the members in those days as they were the key to opening and closing, because if failed to approve, then NPF was not a go as permission was only granted to members to draw their NPF at the end of their 3 year term. That was a huge campaign for members in their NPF contributions to make their traditional gifts or o'o to their constituencies.

This made it easier for this to pass. No one wants a cut to its salary in the NPF. You have heard the hard works attempted in searching funds to implement the works of the State at that time by going overseas to loan from the ADB or the Asian Development Bank.

Therefore, 5% from 1972, as change had just been made the day before yesterday for NPF, we told them to raise the contribution to 10% per contributor, 10% for the State and Public Servants, they replied, start with 6 cents which is 1 cent away, thus currently, we now have 7cents and in addition to another 3cents, you see how long we had to persuade these things, it all comes down to fear which is the reason. This is the attempt in clarification of our people, because in truth, if the State does not initiate, no company would sit around and suddenly say, raise the contributions

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Now that the State has initiated this, raise the contributions, because if the 5cents is not raised to 6 and 7. It will be 8 soon and another year, it will be 9 and the next, it will come to 10. When it comes to 10, then 10 is deducted from your one \$1, and the other 10cents goes into the company or the State. This is why this Legislation is vital, I appreciate the Hon Minister. The 1% or the \$1 is equivalent to \$100 earning for you per week from your \$10 contribution, therefore, this contribution goes back to you when you retire, not for anyone else.

On the other hand, the \$10 that goes to the employer or the State or the Private sector is all covered here. If my \$10 is not given, I will not have this \$10 back, to make up \$20 and so forth. By the time you retire, you will have enough savings.

Mr Speaker, the matter is simple. There is expectation to raise another 1 cent to make up 10 cents whilst the company contributes the other 10 cents to make up 20cents to \$1. That said, this would have remained to 10cents otherwise, the company has made additions.

Mr Speaker, what will happen then? The member for Anoamaa West's statement is well given on the reason for this \$80,000 which will go up to \$100,000 very soon. Why is this important? Money is now greater to support those that own business developments and companies. In saying that, these companies and businesses will find it easier to go to NPF for lending instead of going to ANZ and other banks. The importance of NPF processes is that they look at what development incurs more interest and be distributed back. These funds are not small, they are substantial amounts that is distributed to the contribution members. Now that we know, Levaopolo has one point and one thing correct. I take this name because I really like it. The matter regarding who we are, I recall now, there are existing pensioners as well. I see he is praying over there, which means, Levaopolo has one point earned. I will look into this matter again. Another thing, I am very disappointed with the thought that says, the NPF is buying off bankrupt businesses.

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That is so untrue, the NPF will never buy off businesses that are bankrupt. Because if they do that, they will go bankrupt either. This will result in the insolvency of 20 thousand plus people who are here. As such, the in depth wisdom administrated by the NPF Chief and staff was made in order to save funds on the type of development that is not bankrupt because, if the NPF is accused of bankrupt, then the rest of the NPF contributors will also all go bankrupt.

Therefore, it is very important to look into these areas with regards to additional funds that is necessary to gain the contribution of our contributors, \$54 is no small money. This is similar with the administration of bank institutions, there are also Policies that must be complied by the Central Bank Governor on work procedures.

We must be cautious of implementing anything that could lead us to further liquidation because despite talks on soft interest that will have the comments of other people, as that is how it works, whenever we raise something, others would always throw comments, do not be impartial, lower the interest for the rest of us too. This country is subject to the Laws in attempt to creating consistency for all people. So many people would seek the help due to desperation. As for us, we give them the advise, as majority of these people also have loans with the ANZ bank, National Bank, Samoa Commercial Bank, Development Bank, NPF and even have loans in America. What is seen in the country, there are people who are being careless and those who are incontrollable and measure the tie in accordance to the material available.

I have also talked with a senior officer from the Ministry of Police, he came pleading that I guarantee his loan. I said to him how much are you earning? He replied that h earns over \$2,000 a fortnight. What are doing with your money? He responded that this amount is used to make repayments for all bank institutions and financial services in the country. What is your remaining balance? He is left with only \$2. How many children do you have? Four. How can your children survive with that \$2? He did not say. Then I said to him, you know what, do not let me see you again, you must be sacked from the Ministry of Police because people like you, once earnings is received, they would dump their files. This is found in dishonest people like this who are unable to manage their lives.



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The speech by one of the members this morning will cause more problems with people like this, fraudulent speeches. Leave aside that wily attribute and use direct words to teach those that lack knowledge. Mr Speaker, the Legislation is very important, it is good to introduce the first part of this Bill for the sake of the House.

Meanwhile, there is huge accumulation of funds for the private sector. Even those people in the private sector who objected to do this, meaning they do not want to support the workers. Because all this, when it comes time to draw out funds, who will benefit from it? It will be the private sector in specific. The outcome for these savings will increase the investment pool for businesses and all those who need money for their developments. This Bill is very significant as initiated by the Hon Minister, the Board of Directors and the Chief of the NPF.

**MR SPEAKER:** Very well thanks. I allow the Minister of Finance.

**Afioga Sulamanaia Fetaiai Tauiliili Tuivasa:** Mr Speaker, please can I get a chance.

**MR SPEAKER:** Alright, the State has already discussed it. Pardon the member our works will not go back as the State has already given its response.

**Afioga Sulamanaia Fetaiai Tauiliili Tuivasa:** Yes, the meaning of my upstanding is the severe accusations laid by the Father of the Country against me, saying that the member for Vaimauga is being deceptive.

**Susuga Hon Tuilaepa Auelua Fatialofa Lupesoliai Lolofietele Neioti Aiono Galumalemana Dr. Sailele Malielegaoi:** Your honour I never mentioned the member...

**MR SPEAKER:** There is no mention of your name. If you had not stood up no would have known the statement is pointed at you.

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**Afioga Sulamanaia Fetaiai Tauilili Tuivasa:** No, because my view was made directly if chance was given as my constituency is listening in, the speech for Vaimauga does not speak to earn himself good points, it speaks for the benefit of Samoa at large.

**MR SPEAKER:** Pardon the respectable member, it is not your honor that this point is directed to....the Prime Minister is praising your statement. You are one other exceptional speaker we have. However you again are putting your own self down. That is also my perspective in our Sitting, you are one speaker who is now improving a lot. As such, if you obey me, I take my hat off of you because whenever you upstand I give you chances.

**Afioga Sulamanaia Fetaiai Tauilili Tuivasa:** Although your statements sound deceptive, I am full of respect to you and the House. I will sit down with these serious accusations.

**MR SPEAKER:** Thank you. May God bless the member. I call the Hon Minister as your time is finished as clarified by the Hon Prime Minister.

**Afioga Hon SILI EPA TUIOTI:** Thank you honorable Speaker. The Hon Prime Minister has made additional clarifications in relation to the initiating stages for these funds given long term vision for the wellbeing of our people, especially the public servants during their retirement age to support themselves and their families.

Your honor, as stated in the beginning, the NPF has made a huge contribution towards the business companies in the private sector. As aware, there is statistics for NPF, the \$54 million paid as dividend to members, most of that fund went into the private sector in terms of purchashes and things like that. Therefore, a lot of people are benefitting from this dividend including major companies and small business enterprises that are borrowing directly from NPF. Majority of the time, the policies and conditions of the NPF is way better than any other commercial banks we have.

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That said, the NPF is making immense contribution towards our local businesses and in accordance to previous years, financial assistance from NPF is made to the Development so that sufficient funds is available for the members of the public who are needing money. As also mentioned, the recommendation from the Board of Directors and Executive of NPF is being awaited on how much dividend we will have for this year. If I can guess, it will probably be between 8% and 10%. Therefore that will be a very good band, that dividend will no longer be lowered and perhaps after next week or week after next, we will get the announcement from the NPF regarding the total percentage that will be distributed for the benefit of contributors.

As discussed the State should consider some financial assistance for the Samoa Housing Corporation, particularly in funding new house building for some families. Not only for customary lands but also lands attained from land divisions that will be under review according to recent talks.

Perhaps the presence of the Chief of NPF will have him consider some ways to assist this situation as the people would normally flock to the Development of Samoa for financial assistance to build their developments. The Housing Corporation is something that is very important, perhaps will look into the State's procedural strategies to ensure support from the NPF with regards to the critical elements for our economy. Similar with the State's intention upon our children in the University level for those who are knowlegable, earn good grades and sholarships although the issue is the difficulty in pursuing education due to very high school tuition fees, registration fees and examination fees.

Perhaps this is one way for the Director Committee and NPF to review together with the Ministry of Finance and other stakeholders of the State in assistance to our children and their education. In accordance to our Development Strategy 2040, the focus is to find *huge investment for the good health care and living of our people*, and to become well educated in these areas. These are some of the areas that we should look at. Perhaps when we have the Supplementary Estimates, we will contact you again on this matter.

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People can attain their NPF especially the Church Ministers. I often talk about our Methodist Church that whenever a lay member or aoao graduates from Piula, he gets an allowance for working for the Methodist Church, they are not avoided from making a voluntary contribution to NPF for its savings. During retirement age say after 40 years later, this fund will be huge enough other than the pension issued from the Church, the voluntary contribution from NPF will be far greater. If the Head of the NPF is hearing this, have a look at this again, there is also benefit for the aoao and those working so that they can earn more...

**Afioga Hon Faumuina Tiatia Faaolatane Liuga:** Mr Speaker, no just to... the matter raised by the Hon Minister is very critical as I too consulted the Ministers of our Church to make voluntary contributions for them at NPF. The NPF recognizes anyone who makes this contribution, and if this member all of a sudden dies tomorrow, they are entitled to these benefits.

However if something happens to this Church Minister or the voluntary person, they are entitled after two years time. Have a look at this again. Perhaps we will have more people coming in to use this service if they are given equal entitlement with permanent members. With all due respect.

**MR SPEAKER:** Alright. I call the Minister.

**Afioga Hon SILI EPA TUIOTI:** Thank you very much for the recommendations. We are in the presence of the Head of NPF, and all this should not be temporary for us, we should consider them. We must distribute wealth to people who are strong, and those who are weak in terms of economic status, so that chance is granted for them to implement instead of waiting for the Church to ask if they can make a contribution.

Mr Speaker, that is similar to this vital topic here on...

**MR SPEAKER:** I allow the Prime Minister.



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**Susuga Hon Tuilaepa Auelua Fatialofa Lupesoliai Lolofietele Neioti Aiono Galumalemana Dr. Sailele Malielegaoi:** Mr Speaker, perhaps this is a very good recommendation for the sake of the NPF Chief, it is necessary for them to hold general consultations, especially for the church leaders and those who are educated at the Theological Colleges so that they are clarified clearly on the usefulness of this Organization and NPF in particular, we also have the Housing Corporation and the Accident Compensation Corporation. It would be best to hold general talks and workshop seminars for these people. This will be very beneficial for most of these people and even so, bring on board the finance experts as majority of Church involve people who lack insight of money matters. This is one major aspect for good governance, transparency upon expenditures and also ensure that these Church Denominations have Auditors so that their Annual Conferences are transparent/accountable. Because we always have that intention to let the church leaders deal with money matters and as a result, this can cause problems due to their inexperience in this field.

That is reason for saying this if you do not hold any knowledge/experience in this responsibility and that duty, you can never reach the top positions. That is why it is very important the point made by the member, there are many benefits we can gain from the institutions of the State although no clarification is given about it, the elders are mainly focussing on the Bible but do lack knowledge of wordly things that we do. The importance of the recommendation is to conduct general consultations. This is the assistance.

**MR SPEAKER:** Fine, I call the Minister.

**Afioga Hon SILI EPA TUIOTI:** Thank you honorable Speaker. This factors are vital. I concluded my statement on issues regarding borrowings and high debts as this is also the concern with the majority of the people that come to me to gain my authority for the NPF Head to get some money in order to pay off their debts. However that is the situation, almost all financials services in the country have owes for this particular borrower. What is necessary to make is awareness.

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There is a group called the financial inclusion led by the Governor of the Central Bank, that area should be prioritized now, they must consult the public by making clarifications on high debt concerns. The most assuring part is that there is no assets available to guarantee these debts. As the Hon Prime Minister stated, consult and conduct awareness in order to gain clarity of these matters in assistance to rising desperation for more money due to not being able to meet their debts.

This is one issue engaged by our people in the village. They must work and lead by example and not have to wait until the Ministry arrives, instead, we have to carry out promotion programs. If we can do that, it will greatly assist our people too with regards to money issues. This is the appreciation your honor for the chance to clarify this Bill before us.

**MR SPEAKER:** Well done, I call the Hon Minister of Finance.

*Motion approved and the National Provident Fund Amendment Bill 2019 was read a second time.*

**MR SPEAKER:** Alright, since we have arrived at our normal recess hour, Proceedings of the Legislative Assembly will be set aside.

*Proceedings of the Legislative Assembly set aside at 10:45am and resumed at 11:30am.*

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

During recess the second reading for the National Provident Fund Amendment Bill 2019 was concluding.

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**TRUSTEES COMPANIES AMENDMENT BILL 2019**  
– second reading

**MR SPEAKER:** I recognize the Hon Minister of Finance please rise.

**Afioga Hon SILI EPA TUIOTI:** Mr Speaker I move the motion, *That the Trustees Companies Amendment Bill 2019 be read a second time and I wish to elaborate it.*

*Seconded by the Minister of Education Sports and Culture.*

**MR SPEAKER:** With respect I call the Hon Minister for your clarification.

**Afioga Hon SILI EPA TUIOTI:** Thank you honorable Chairperson, as aware the soon to follow Legislation contains brief Amendments that are necessarily urgent so that our Principal Act is strengthened in relation to SIFA.

For your interest, the aim of this Organization is to ensure the compliance of Samoa to the requirements and standards put forth by the two forums, the Organization for Economic Co-operation and Development or OECD and the European Union (EU) to be in line with our own Laws and make the necessary amendments. The proposed Bill seeks to amend the Trustee Companies Act 2017 (principal Act)

For the sake of the dignity of this Parliament, this Bill seeks to amend the Principal Trustees Companies Amendment Act 2017. The Main Objects of the Bill is to clarify further the provisions in relation to the revocation or surrender of a license by a Trustee Company Service Provider (TCSP) or Firm. It further provides general amendments for consistency of references used in the Bill and also to amend the Samoan title of the principal Act to be consistent with the title approved by Cabinet.

Clause 2 amends Clause 28 of the Principal Act, by inserting the new paragraph to Clause 2 to correct the reference in Clause 5. Clause 3 amends Clause 30 of the Principal Act by inserting the new Clause 2, to provide the full interpretation of the schedule.

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The final Clause amends Clause 39 of the Principal Act in relation to the revocation of a license of a TCSP or Firm. As made aware, the other clauses have already had new amendments made to them to strengthen the Bill. Clause 51 of the Principal Act has been amended to insert paragraph 14 as follows, the duty or obligation relating to TCSP or its vehicles under this Act, applies to a TCSP or its vehicles that it manages before the commencement of this Act. Your honor, this is the brief clarification on the amendments to this Bill. As aware, the Bill was also elaborated and explained during the Member's Pre-Sitting Briefing that was attended by the executive of SIFA, therefore, the Bill is well understood. Thank you.

**MR SPEAKER:** Very well thanks. The question is whether the Trustees Companies Amendment Bill will be read...I allow the member for Alataua West.

**Afioga ALIIMALEMANU ALOFA TUUAU (Alataua West):** Your honor just a brief comment in addition to the statement of the Minister, and in support of this Bill.

I trust the objects on the Bill's amendments and the other new Legislation is right in here. The importance of the Bill and the changing nature of compliance and requirements by international instruments such as the OECD was the underlying reason of the change. So therefore, it raises the appropriateness of the amendment, to ensure that Samoa is in alignment and in compliance with these conditions. Samoa will also be reviewed by the OECD this year hence the need for this Bill to progress through the Assembly. The approval of this report depends on the review of this Bill on Samoa's assessment at the end of the year. There is possibility that Samoa's standard will be raised given its compliance with the provisions/conditions of the OECD once we have the approval of this Bill. I support this Bill before the House. With all due respect thank you.

*Motion approved and the Trustees Companies Amendment Bill 2019 was read a second time.*



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**FOUNDATIONS AMENDMENT BILL 2019**  
– second reading

**MR SPEAKER:** I call the Hon Minister of Finance...

**Afioga Hon SILI EPA TUIOTI:** Mr Speaker, I move the motion, *That the Foundations Amendment Bill 2019 be now read a second time and I would like to clarify it.*

*Seconded by the Minister of Justice and Courts Administration and the Minister of Education, Sports and Culture*

**MR SPEAKER:** I call on the Minister of Finance for his clarification.

**Afioga Hon SILI EPA TUIOTI:** Thank you Mr Speaker, as mentioned in the Acts that we already covered. These are the terms of the Organization for Economic Co-operation and Development negotiations, and the European Union is committed to ensuring that we comply with international standards. In order to ensure that we also comply with these requirements, this Act is also set out to assist in the Amendment of the Registered Foundations Amendment Act 2016 of the Principal Act. There are six clauses together with new clauses inserted. It is our expectation that we will be able to address some of the demands of the Organization for Economic Co-operation and Development and the European Union. The truth is, Samoa is not the only island in this situation, as it is also the same for Fiji, Rarotonga and other islands.

There are many other countries in the world, but the situation is the same, as the European Union continue its research together with the work of the Organization for Economic Co-operation and Development. We must amend legislations, to show them that we are proactive and able to respond to the demands they make to further amend our laws.

There was a discussion held yesterday in our Office, there was a representative for the Ministry of Finance, the Office of the Attorney General, the Chief Executive Officer and staff of the Ministry of Revenue, as well as the Ministry of Commerce, Industry and Labour.

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**Foundations Amendment Bill 2019**  
– second reading

This is an attempt to look ahead, in the event of internal developments as the European Union seeks to prevent the recurrence of these types of businesses. They are trying to make us look at our options; prepare what strategy we have, so that we are ready when they call upon us. At the moment it is finished before the year is over, later on they will suggest amendments be made to legislation to be consistent with others. The important thing for us is to be prepared for any situation, so when they ask about the changes we will tell them it is finished... the Acts have been changed, although other Acts been amended are ones only passed last year. It shows that we are not sitting idly in this situation.

We want to portray to them that we not neglecting these legislation amendments. As we all know, Samoa International Finance Authority has made a significant contribution to our economy, in financing our Budget, as well as the huge contribution to our international games. There is the game of golf, and it also helps with netball and other situations like our Pacific Games, that is the importance of Samoa International Finance Authority. This is the importance of being proactive in terms of amending and improving laws. To ensure that we are not blamed for not doing anything, but thankfully we now have the opportunity to table it before the House and be considered by Parliament. Once these changes have been passed, we will notify them and continue our work. Thank you very much your Excellency.

**MR SPEAKER:** Well done. I call upon the member for Palauli le Falefa.

**Afioga Hon FAUMUINA TIATIA FAAOLATANE LIUGA:** Thank you Hon Minister for the efforts into these Legislations to remove the Samoa International Finance Authority SIFA from the blacklist as it currently stands, especially from the European Union EU. Gratefully for it is necessary for SIFA to continue its services. As mentioned by the Hon Minister, SIFA has immensely contributed to sports including our budget. SIFA brings in \$15million each year to fund the budget. This is the significant view from this Parliament in support upon the matter of urgency for these Legislations.

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**Companies Amendment Bill 2019**  
– second reading

Mr Speaker, another area that is affecting the negotiations of our developments partners with the State, including the EBA or the European Bank Authority, due to circumstances regarding...as some companies registered under our local companies are illegal. Such is my support on this urgency and importance of SIFA. Thankfully, you and the Ministry are ardently finding a solution, to remove SIFA off this list. With all due respect, bless our Sitting.

**MR SPEAKER:** Thank you, I call upon the Hon Minister of Finance.

**Afioga Hon SILI EPA TUIOTI:** I thank the member who spoke in support of the issue. They are probably stressed out, lacking sleep due to these circumstances, perhaps the CEO and the entire staff of SIFA have been doing work of traveling abroad to promote and respond to the accusations against us, not only for us but Organizations like this in the Pacific. Not only for the Pacific but other jurisdictions. This task is very important, and I commend the CEO and his staff for their patience. If we do not get any reward from the EU, we will receive it from God. Thank you very much.

**MR SPEAKER:** Well Done.

*Motion approved and the Foundations Amendment Bill 2019 was read a second time.*

**COMPANIES AMENDMENT BILL 2019**  
– second reading

**MR SPEAKER:** I call on the Hon Minister for Commerce, Industry and Labour.

**Afioga Hon LAUTAFI FIO SELAFI PURCELL (Minister of Commerce, Industry and Labour):** Thank you Mr Speaker, I respectfully rise to move a motion, *That the Companies Amendment Bill 2019 be read a second time and I would like to clarify.*

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**Companies Amendment Bill 2019**  
– second reading

*Motion seconded by the Minister for Women, Community and Social Development.*

**MR SPEAKER:** I call upon the Hon Minister with respect.

**Afioga Hon LAUTAFI FIO SELAFI PURCELL:** Thank you Mr Speaker. This is to amend the Companies Act 2001, tabled before the House; the Amendments are in relation to the requirements of the Organization for Economic Co-operation and Development or the OECD.

It also amends the Bill explained by the Hon Minister and the Chairperson of the Finance and Expenditure Committee, so that our country is able to participate and abide with the Laws of the OECD.

This Companies Act comprises of two amended elements so that we are in compliant with the provisions of this OECD. The first amendment is to change the required time for storing records of a company that are no longer in operation or liquidating companies, restored companies under the Companies Act that have been bankrupt, should be labelled as bankrupt or no longer operational.

In the meantime, in accordance with the Act, there is the stipulation of one year for companies to store their records before discarding. However, with the Bill considered, if we were to comply with the provisions of the OECD Act, it will be amended to five years before records are discarded. The aim is to widen transparency and avoid companies from having any problems with their taxation and so forth, one year and the search for records are gone missing. Such is the amended timeframe of five years for these companies to be more accountable so that they can keep their records longer... in case these records are needed again and ensure that the OECD looks into their records.

Secondly, insertion of the definition for beneficial owner is not in the existing Act and is therefore, slotted into this Bill. The Amendment means that there should be a change in the name of a person under the term beneficial owner, as other companies would have the registrations of their names under the Attorney General Office or the Auditor's Office. As for this Bill, there should be a name of the person as the beneficial owner so that further investigations can be carried out later on for this particular person.

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**Arms Amendment Bill 2019**  
– second reading

These are the only two amendments. It is our goal to comply with these provisions so that Samoa is compliant with international laws of the OECD and the EU, so that we can handle our own local businesses. The Hon Minister of Finance also clarified the views of the OECD review carried out with their recommendations put forth, with their request to have our approval so that comes the next review as stated by the Finance Chairperson, the reputation of Samoa is highly maintained in the eyes of foreign countries.

There is no corruption in our country and we are in the Parliament of Samoa, let us work together to ensure stability on these changes to improve our relationship with foreign countries in the future. Mr Speaker that is a brief clarification on the two amendments with due respect.

**MR SPEAKER:** Question whether the Companies Amendment Bill 2019 will now be read a second time.

*Motion approved and the Companies Amendment Bill 2019 was read a second time.*

**ARMS AMENDMENT BILL 2019**  
– second reading

**MR SPEAKER:** I call upon the Hon Prime Minister.

**Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI LOLOFIETELE NEIOTI AIONO GALUMALEMANA Dr SAILELE MALIELEGAOI (Prime Minister):** Mr Speaker, just as the first Bill was short, so is this one.

This Bill has been amended because of the games we are hosting. So there is a sport known as shooting unfortunately under this Act, there is a ban on the use of unauthorized weapons. However, these are the tools that are needed by these players and our shooting teams. The Act therefore clarifies the authorization that is required to issue permits to import unlawful weapons, since it is not allowed under our existing Act. Nevertheless, these are equipment that are most needed for this sport of shooting in the upcoming Pacific Games.



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**Arms Amendment Bill 2019**  
– second reading

It will also allow athletes under the age of 21 since the current Act does not allow them to compete in the shooting games during the Pacific Games. The Bill also clarifies that only the Minister may grant the issue of a permit for the import of unlawful weapon, which is not currently permitted in the Act, but is required for the Pacific Games. It also allows those under the age of 21 to use firearms or ammunition for the preparation and participation in approved shooting competitions.

Mr Speaker, that is the overall amendment of the Bill, it was withheld by the Principal Act in the spirit of wanting to prevent the misuse of these weapons. It is evident from the raids of marijuana plantations conducted by the police force, where these illegal firearms were found, but it is not known how they came into Samoa. These raids are useful, which have led to the seizure of many weapons by police, we also have an Amnesty period whereby people in possession of these illegal weapons are given the opportunity to bring forth firearms to Government. If given within this period and allowed they will not be charged.

Overall the objective of the Bill is allow the importation of these weapons used in the sport of shooting as our country has bet on hosting, we should allow these things.

Mr Speaker that is the Bill.

**MR SPEAKER:** Well done, thank you.... I ask a motion be moved to read...

**Afioga SULAMANAIA FETAIAI TAUILILI TUIVASA (Vaimauga East):** Mr Speaker, I ask for an opportunity...

**MR SPEAKER:** I call on the member for Vaimauga East.

**Afioga SULAMANAIA FETAIAI TAUILILI TUIVASA (Vaimauga East):** I rise with respect because of the significance of this Bill before the House. In my opinion it seems this matter is being carelessly overlooked, but this is very serious, from my point of view I am concerned since now 21 year old will be allowed in handling these gun for use in the games.

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– second reading

So the concern is that you cannot just go and participate in the main sport. However, if those under the age of 21 are exempted from training and using it, that means teens are able to use them during our lifetime. This is my concern, because it seems the Bill is sport oriented allowing this age group and not looking at security of the country and handling... noticeably, teens who will be playing are children of those who belong to the Samoa Shooting Federation, so they are being educated with handling weapons. But those from rural areas do not have weapons so they are inexperienced, I am concerned because these games have given youngsters the opportunity to handle these firearms. This is my concern.

Secondly, bringing into the country of prohibited weapons, and the fear of it being left behind, because they are going to be licensed and brought here, so where are we going to store them for safekeeping. If they are returned, then good, the concern is that there will be those who will obtain licenses to bring these inside the country, and when the games are over they leave and a member might buy it from a participant. This is the concern, where will these weapons be stored, or are they going to take them back.

This is an area I am worried about on such matter. I give my support if this matter is handled by the Ministry of Police and Customs in safekeeping these weapons, and to ensure that the players return with their weapons to the countries from which they came from, with all due respect.

**MR SPEAKER:** Thank you, but an assistance of the Chair, the Police Commissioner clarified this matter mentioned by the member in the seminar we attended the concern on terms of the arrival and return of firearms as required for the games. Especially those 21 years and under who are participating in the games, only those who have already registered can play, for only the duration of the Games and such conditions were clearly defined. Perhaps you were not in attendance with us, maybe that is the case, the Chair is careful with postponing our work, just because you did not attend our seminar. Now that you have risen, it shows that you were not present at the seminar, but it is all right for the matter to be clarified to the member once again.

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– second reading

**Afioga SULAMANAIA FETAIAI TAUILILI TUIVASA:** I offer assistance Mr Speaker, I was in attendance but discussion was only between the members not before the country. This is the platform by which discussions in seminars are voiced since members are the only ones who understood.

This needs to be clarified to Samoa, then there will be no complaints the public listening should understand the situation discussed, with respect, I did attend the seminar.

**MR SPEAKER:** Well done, thank you, the member also has a position in the church, do not be angry.

**Afioga FUIMAONO TEO SAMUELU TEO (Falealili East):** Mr Speaker...

**MR SPEAKER:** Well...is there another member... maybe this is the only member left who wants to speak on this issue, I call upon the member for Falealili East.

**Afioga FUIMAONO TEO SAMUELU TEO:** I believe that part of the Bill is clear, but I just want to clarify a little bit since I have an understanding on the rules concerning the sport. A reminder in consideration of the country listening, there is an Act that guides our Shooting Federation. The same goes for the age limit. Recently we attended a shooting competition, and an 18-year-old male won the gold medal.

This the reason the Bill was drafted since we do not have one to protect those who have the ability and skill in this sport. I remember in 2002 when our shooting team went to the United Kingdom, I was startled when they announced on the speakers that they needed the team leader. I went down to see our shooting team they had forgotten to submit the permit that allows them to carry these guns from one country to another, since it is prohibited weapons.

When I got there, the police were there with their guns aimed at our male shooters, the person who had the permit to show the airport authorities left first therefore our shooting team were blocked at the airport.



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This is another important aspect for our people to be allowed; because in any country this game is played these weapons can be carried around. And with respect, since I am also a member of the Shooting Federation, even though I was not chosen, but I am still good at shooting.

**MR SPEAKER:** I humbly ask the member for Falealili to kindly help the member for Vaimauga understand this matter.

**Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI LOLOFIETEELE NEIOTI AIONO GALUMALEMANA Dr SAILELE MALIELEGAOI:** Mr Speaker...

**MR SPEAKER:** I call upon the Hon Prime Minister.

**Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI LOLOFIETEELE NEIOTI AIONO GALUMALEMANA Dr SAILELE MALIELEGAOI:** Mr Speaker, I commend the Office of the Legislative Assembly. I believe this program first started in the previous term where members were invited to seminars to discuss Bills. These are the Bills that will be tabled before the House, it is discussed and if members do not understand, they can ask the Chief Executive Officers for them to further clarify.

When I first came into this Parliament, the Bill was tabled then it was discussed without any explanation. This is what we did, the Bills presented were much thicker than the ones we have now. Our Leader, the Hon Tofilau Eti Alesana would stand up and deliver his clarification whilst we were quickly skimming through the second line. By the time he was finishing his statement I had managed to read half of the Bill, and then I take the floor and discuss that half. Upon completing my statement, the members in the front row had finished reading the entire Bill and from that, we shared views and ideas on the matter.

26 JUNE 2019

**Arms Amendment Bill 2019**  
– second reading

Since there was an urgency for these Bills to be tabled, one had 38 pages missing. I sat on that side but since there were changes made in Parliament we are now seated facing the Opposition, I remember it was 1997 I stood and told the Speaker that 37 pages were missing from the Samoan version. I did not know how to speak English, I only read the Samoan version, I recommended the Chair to review these parts of the Bill as the Samoan translation was missing. For 3 days the Proceedings was postponed, while the Bills Committee had to work on translating the missing part.

Mr Speaker I mention this because now the office is better prepared; the Bills are clarified by the Government for the insight of members so when it comes to consideration, they are aware. Nothing is imprecise which is our intention. A member who attempts to prolong proceedings because he did not attend is unacceptable. This is not to say that the constituency is listening because the constituency is listening to their member being corrected by Government. You will not get any additional points, only minus points.

I take the floor to thank the member for Falealili, this is the exact response I was going to make, and he has clarified the requirements of this situation. When foreign players come with these weapons, they will be allowed if Parliament passes this Bill.

The provisions of the Bill are not negligible and the terms of approval is not done carelessly. It is restricted only to the Minister... even the Commissioner of Police does not have the right to approve it. The weapons used for this sport is mainly 12 or 16, loaded with 3 or 6 bullets each. When the clay disc is released it speeds up to 1000 miles per hour, unless the person is quick it will be shot into pieces. I believe the bullets used is 12. These bullets I think there are 100 tiny fragments in it, so when one of those tiny fragments hit the clay it will break. However, you receive a free gold medal for it however; you are not good at shooting.

I commend the member for Falealili, for not taking on the main sport. Because the clay will reach the finish line while he is still trying to aim. I am thankful to the Sports Department for giving him the position of looking after the bags of the players, and to ensure that nothing goes wrong.

26 JUNE 2019

**Arms Amendment Bill 2019**  
– second reading

I used to shoot as well, but then I realized that I was not good enough and I had to leave immediately. I want to thank the member for Falealili for the clarification made on the query made by the previous member.

**Afioga Sulamanaia Fetaiai Tauilili Tuivasa:** Mr Speaker, once the Leader speaks no one will question it. Nevertheless, I want to speak to the member for Falealili.

The Hon Minister Afioga Afamasaga Rico Tupai made a statement and mentioned the name of the member for Falealili, and then the member for Vaimauga stood up in defence. Nevertheless, what has happened now? He is trying to flatter the Hon Prime Minister, the member for Vaimauga wants the Prime Minister to answer but that is the response he got, I feel sorry for the member because he is a good friend... that is my concern Mr Speaker.

**Afioga Fuimaono Teo Samuelu Teo:** Mr Speaker...

**MR SPEAKER:** I call on the member for Falealili East to stand...

**Afioga Fuimaono Teo Samuelu Teo:** It is just how things are, that is why I stand, as we might be wasting time and we have many Bills that need to be passed. It would be good if you whisper and clarify to them, so they can understand clearly. I want to remind the member that it is not flattery. As the saying of our elders in the rural area goes, if you want to flatter someone do so intensely.

**MR SPEAKER:** Is it both hands or... I believe the Hon Prime Minister proposed that the Bill be read a second time.

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

*Motion approved and the Weapons Amendment Bill 2019 was read a second time.*

26 JUNE 2019

**LAW REFORM COMMISSION AMENDMENT BILL 2019**  
 – second reading

**Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI LOLOFIETEELE NEIOTI AIONO GALUMALEMANA Dr SAILELE MALIELEGAOI (Prime Minister):** Mr Speaker, I move a motion, *That the Law Reform Commission Amendment Bill 2019 be read a second time and I would like to give a clarification.*

*Seconded by the Minister of Commerce, Industry and Labour and Cabinet.*

**MR SPEAKER:** I call on the Hon Prime Minister for his clarification on the Bill.

**Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI LOLOFIETEELE NEIOTI AIONO GALUMALEMANA Dr SAILELE MALIELEGAOI (Prime Minister):** Mr Speaker, the Law Reform Commission Amendment Bill seeks to amend the Principal Act. The duty stated in provisions establishing this Commission is to review and amend all laws, which are outdated. Laws that are inconsistent today especially laws we do not use anymore which should be repealed but is still included in the list of laws.

Other Acts include the ones passed during the New Zealand Administration are still applied but are irrelevant. This is why the Commission had set up its function so as to repeal and remove laws that are not necessary to continue. Amend laws that are outdated and inapplicable until present day. This Bill amends the functions and the reporting responsibilities of the Commission. Also, amend appointments of Commissioners and consultants who assist the Commission in carrying out its functions.

If we look at the Amendments, it is not complex. Since these are the duties of the Commission as well as the appointment of their own consultants to assist with the performance of their work. This Bill it is not difficult, the objective is to improve their duties especially in response to the renewal of old laws. Mr Speaker, there is no complicated matter, the Bill has already been discussed and clarified in the Parliamentary seminar, by male and female lawyers of the Law Reform Office as well as the Attorney General.

26 JUNE 2019

**Miscellaneous (Ministerial Assignment) Amendment  
Bill 2019 – second reading**

*Motion approved and the Law Reform Commission Amendment Bill 2019 was read a second time.*

**MISCELLANEOUS (MINISTERIAL ASSIGNMENT)  
AMENDMENT BILL 2019 – second reading**

**MR SPEAKER:** I call upon the Hon Prime Minister.

**Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI LOLOFIETEELE NEIOTI AIONO GALUMALEMANA Dr. SAILELE MALIELEGAOI:** Mr Speaker, I respectfully rise to move a motion, *That the Miscellaneous (Ministerial Assignment) Amendment Bill 2019 be read a second time and I would like to speak on it.*

*Seconded by the Minister of Commerce, Industry and Labour and the Minister of Works, Transport and Infrastructure.*

**MR SPEAKER:** With respect, I call on the Hon Prime Minister for his clarification.

**Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI LOLOFIETEELE NEIOTI AIONO GALUMALEMANA Dr. SAILELE MALIELEGAOI:** Mr Speaker, the purpose of this Act is to set out the provisions proposed in the Bill, to amend various Acts to accommodate for the Ministerial Assignment made by the Prime Minister pursuant to Article 35 of the Constitution of the Independent State of Samoa.

The object of the Bill is to clarify the various legal mandates and functions that are to be undertaken by each particular office in order to give effect to the Ministerial Assignment and the reshuffle of functions.

Mr Speaker, the Act is not lengthy. It deals directly with the realignment of duties and responsibilities that I have mentioned and the reshuffling of appointments or obligations pursuant to Article 35 of the Constitution, which has the utmost authority.



26 JUNE 2019

**Miscellaneous (Ministerial Assignment) Amendment  
Bill 2019 – second reading**

These are the leadership duties, which include all democratic Governments. There is a time when the Leader of Government closely monitors the progress of duties for Ministers. I also announced that this is another reason why I am carrying out the duties of the Minister who is attending meetings abroad.

This is also an opportunity to observe the weight or lightness of the burden placed on the shoulders of the Minister since their appointments in the beginning of this Parliamentary term. As such, I have thought that works should be restructured, and those adjustments Mr Speaker, would also require an amendment of the Act. This usually happens in the beginning of the Parliamentary term when portfolios/responsibilities are reshuffled whereby, the amendments of Legislations is necessary. If by midterm and the Leader of the country decides that it is necessary to make further adjustments, with the same intentions, so that the plans of the Government are implemented smoothly, it is possible to make further Amendments like these. The amendments of these Acts are permitted under Article 35 of the Constitution.

Mr Speaker that is a brief clarification of the Bill.

**MR SPEAKER:** I call on the member for Vaisigano No.2.

**Afioga TAPULESATELE MAUTENI TAMASONE METULI II ESERA (Vaisigano No.2):** Mr Speaker, thank you for the opportunity. In terms of this Act, the Hon Prime Minister and Minister of Police have clarified it clearly. This Bill prioritizes the readjustment of responsibilities of Ministers. A comment on the matter... The changes have already being implemented. As for duties and power, I am aware of the State's intentions as expressed often in many ways especially about the education of our people.

My view of these assignments as stipulated in the Bill is such that if we are to use our people, there are trades that can be applied to other jobs like the registration of vehicles, which can also be publicized and bring recommendation for progress. Why are we letting the police register our vehicles again? This is the intention...

**MR SPEAKER:** I call upon the Hon Prime Minister.

26 JUNE 2019

**Miscellaneous (Ministerial Assignment) Amendment  
Bill 2019 – second reading**

**Susuga Hon Tuilaepa Auelua Fatialofa Lupesoliai Lolofietele Neioti Aiono Galumalemana Dr Sailele Malielegaoi:** Mr Speaker I guess the member does not understand. The only factor that needs to be certain about is the registration, to satisfy the law. The truth is those implementing this role need not be changed.

The only change is the Management. Mr Speaker that is my own judgement as the Leader of the Nation. There is no reason to affect that service.

Mr Speaker that is my clarification to the member.

**MR SPEAKER:** Well I guess the point is clear on the member.

**Afioga TAPULESATELE MAUTENI TAMASONE METULI II ESERA:** Mr Speaker the statement from the Prime Minister is correct and I do understand it. However, my view of these other services, this trade can be applied here to achieve progress.

**Susuga Hon Tuilaepa Auelua Fatialofa Lupesoliai Lolofietele Neioti Aiono Galumalemana Dr Sailele Malielegaoi:** I want to ask the member what trades he is going on about for he is speaking in a very unclear manner. Therefore, it is best that you be blunt and tell us what trades. Since trades are not involved, it is only changing of management. On my way this morning at the 3-way intersection at Vaimoso, there were no police officers. Yet yesterday on the same route at about 5 minutes before 9 which is a very busy time with traffic, there were two police officers directing the traffic. When I come to the market on Sundays, traffic congestion is seen around that area without the notice of any traffic officers. That is the difference between us, you do not travel about and around whilst I go and see why these duties are not implemented.

Mr Speaker I am being brief but this piece of paper is full of information that lacks the member's insight although, I can respond to them in detail. We also have meetings but such misunderstandings are not pointed here as I have explained.

Mr Speaker this is my assistance on the matter.

**MR SPEAKER:** Very well. I believe the clarification from Government is clear.

26 JUNE 2019

Miscellaneous (Ministerial Assignment) Amendment  
Bill 2019 – second reading

**Afioga TAPULESATELE MAUTENI TAMASONE METULI II ESERA:** Mr Speaker do I have another opportunity, as I know my time is up, I want to clarify this matter. I know that if the Hon Prime Minister understands, what I am trying to convey will eventuate.

**MR SPEAKER:** The problem here is you are all over the place with your views. That is the case but Government is very clear.

**Afioga TAPULESATELE MAUTENI TAMASONE METULI II ESERA:** I will say to you Mr Speaker to grant me a chance and I will be brief. The knowledge on vehicle engineering I note that with the state of roles and responsibilities, it seems inspection of vehicles in my interpretation is warrant of fitness or certificate of fitness. What I am trying to say is that I know Government will try to delegate this role to the private sector; they will then carry out this duty while police will be doing....

**MR SPEAKER:** I call on the Minister for Works, Transport and Infrastructure to take the floor.

**Afioga Hon Papaliitele Niko Lee Hang (Minister for Works, Transport and Infrastructure):** Thank you for the opportunity Mr Speaker, I gather from the member's statement that he is on a different legislation. The legislation we are considering relates to the changes on Ministers. We are not discussing the roles of Management or Ministries, I say this to save his time and in case, he carries on instead of addressing this very Bill. With respect.

**MR SPEAKER:** Thank you. I recommend the member for Vaisigano No.2 that we are going to consider the Bill in detail, see where in the Bill regards the issue you are questioning. We will now progress with our orders.

*Motion approved and the Miscellaneous (Ministerial Assignment) Amendment Bill 2019 was read a second time.*

26 JUNE 2019

**CUSTOMS TARIFF AMENDMENT BILL 2019**  
– second reading

**MR SPEAKER:** I call upon the Minister for Revenue.

**Afioga Hon TIALAVEA FEA LENIU TIONISIO HUNT:** Mr Speaker I rise to move, *That the Customs Tariff Amendment Bill 2019 be read a second time and I wish to make an explanatory statement.*

*Seconded by the Minister of Finance, the Minister of Health and the Minister of Education, Sports and Culture.*

**MR SPEAKER:** I call on the member to clarify the Amendments to the Bill.

**Afioga Hon TIALAVEA FEA LENIU TONISIO HUNT:** Mr Speaker and the dignitaries of this Assembly, this Bill is to amend the Customs Tariff Act 1975, Principal Act.

Samoa being a member of the World Customs Organisation, it has brought about this deliberation of the Customs Tariff Legislation to be in line with policies and performance measures of the World Customs Organisation. Each country must carefully consider these changes so that classification of products are consistent with the tariff used by the world's trading countries. There is now a publication for 2017, which prompted this consideration. For the information of the Speaker and members, we are currently using the tariff book for 2012. The Ministry have been in consultation since May 2016 and have come to a decision that we must adhere to the tariff tabled for 2017 that is used by most Trade headquarters around the world.

Mr Speaker the Main Objects of this change and reassessment of the tariff book, which is over 500 pages, with about 338 changes in the contents, is mainly to do with headings, the existing duties approved by Parliament in 2012 are still enforced. For the information of this Assembly, all the changes that are in application have been transferred from the tariff rates of 2017 passed in Parliament in 2012, but it is just that every 5 years Customs a review of all tariff items is carried out.

26 JUNE 2019

**National Provident Fund Amendment Bill 2019**  
**- consideration in detail**

Moreover, Samoa is a member of the Pacific Agreement on Closer Economic Relations, PACER Plus. This directly deals with countries trade products which we signed on the 14<sup>th</sup> June 2017 which requires us to instigate policies and Samoa was directed to adopt suitable change in our laws to reflect the guidelines of PACER Plus.

That is the main purpose for this Legislation. It is thick and is used by the custom agent in sorting out the duty for this item and that item. Although, the explanation is made again on products that no longer exists in trade and new products introduced into the trade market within the last five years. The work faced by the Ministry together with the involvement of other Government Ministries should have been completed in 2017; it is now completed this year and is finally before Parliament for its decision.

This is a clarification to the Assembly.

**MR SPEAKER:** Thank you.

*Motion approved and the Customs Tariff Amendment Bill 2019 was read a second time.*

**NATIONAL PROVIDENT FUND AMENDMENT BILL 2019**  
**- consideration in detail**

**MR SPEAKER:** Pursuant to Standing Orders, the consideration in detail starts with Clause 2.

**CLAUSE 2: Amendments to the Principal Act**

*Approved.*

**SCHEDULE:**

*Approved.*



26 JUNE 2019

**Trustees Companies Amendment Bill 2019**  
– consideration in detail

**CLAUSE 1 AND TITLE:**

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

**TITLE: National Provident Fund Amendment Bill 2019.**

*Approved.*

*The National Provident Fund Amendment Bill 2019 progressed without Amendments.*

**TRUSTEES COMPANIES AMENDMENT BILL 2019**  
– consideration in detail

**MR SPEAKER:** Pursuant to Standing Orders, consideration in detail begins with Clause 2.

**CLAUSE 2: Section 28 amended.**

*Approved.*

**CLAUSE 3: Section 30 amended.**

*Approved.*

**CLAUSE 4: Section 39 substituted.**

*Approved.*

26 JUNE 2019

Trustees Companies Amendment Bill 2019  
– consideration in detail

**CLAUSE 5:** New Section 39A inserted.

*Approved.*

**CLAUSE 6:** Section 51 amended.

*Approved.*

**CLAUSE 7:** Consequential amendments.

**MR SPEAKER:** There is a correction from the Minister on Clause 7, which is only in the Samoan text. I call upon the Minister for Finance.

**Afioga Hon SILI EPA TUIOTI:** Mr Speaker I move a correction on Clause 7 as follows:

**“CORRECTION:**

To substitute the long title of the Bill “**Tulafono o Kamupani Laiseneina mo Auaunaga Tau Mavaega ma Auaunaga Tau Tupe Faava o Malo 2019**” and also to change the title of the Principal Act 2017.”

**MR SPEAKER:** Thank you

*Correction Approved.*

*Clause 7 approved as corrected.*

26 JUNE 2019

**Foundations Amendment Bill 2019**  
**- consideration in detail**

**CLAUSE 1 AND TITLE:**

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

**TITLE: Trustee Companies Act 2019**

*Approved.*

*The Trustee Companies Amendment Bill 2019 progressed with Corrections.*

**FOUNDATIONS AMENDMENT BILL 2019**  
**- consideration in detail**

**MR SPEAKER:** Pursuant to Standing Orders, the consideration in detail begins with Clause 2.

**CLAUSE 2: Section 2 amended.**

*Approved.*

**CLAUSE 3: Section 12 amended.**

*Approved.*

**CLAUSE 4: Section 76A amended.**

*Approved.*

26 JUNE 2019

**Companies Amendment Bill 2019**  
**- consideration in detail**

**CLAUSE 5:** New section 76B inserted.

*Approved.*

**CLAUSE 6:** Consequential amendments.

*Approved.*

**CLAUSE 1 AND TITLE:**

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

**TITLE:** The Foundations Amendment Bill 2019.

*Approved.*

*The Foundations Amendment Bill 2019 progressed without any Amendment.*

**COMPANIES AMENDMENT BILL 2019**  
**- consideration in detail**

**MR SPEAKER:** Pursuant to Standing Orders, the consideration in detail begins with Clause 2

**CLAUSE 2:** Schedule 1 amended.

*Approved.*

**CLAUSE 3:** Schedule 13 amended.

*Approved.*

26 JUNE 2019

**Arms Amendment Bill 2019**  
**- consideration in detail**

**CLAUSE 1 AND TITLE**

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

**TITLE: Companies Amendment Act 2019.**

*Approved.*

*The Companies Amendment Bill 2019 progressed without any Amendment.*

**ARMS AMENDMENT BILL 2019**  
**- consideration in detail**

**MR SPEAKER:** Pursuant to Standing Orders, consideration in detail begins with Clause 2.

**CLAUSE 2: Section 2 amended.**

*Approved.*

**CLAUSE 3: Section 6 amended.**

*Approved.*

**CLAUSE 4: Section 8 substituted.**

*Approved.*

**CLAUSE 5: Section 9 amended.**

*Approved.*



26 JUNE 2019

**Law Reform Commission Amendment Bill 2019**  
- consideration in detail

**CLAUSE 1 AND TITLE:**

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

**TITLE: Arms Amendment Act 2019.**

*Approved.*

*The Arms Amendment Bill 2019 progressed without any Amendment.*

**LAW REFORM COMMISSION AMENDMENT BILL 2019**  
- consideration in detail

**MR SPEAKER:** Pursuant to Standing Orders, the consideration in detail begins with Clause 2

**CLAUSE 2: Section 2 amended.**

*Approved.*

**CLAUSE 3: Section 6 amended.**

*Approved.*

**CLAUSE 4: Section 7 amended.**

*Approved.*

**CLAUSE 5: Section 9 amended.**

*Approved.*

26 JUNE 2019

**Law Reform Commission Amendment Bill 2019  
- consideration in detail**

**CLAUSE 6: Section 19 amended.**

*Approved.*

**CLAUSE 7: Section 12 amended.**

*Approved.*

**CLAUSE 8: Section 13 amended.**

*Approved.*

**CLAUSE 9: Section 14 repealed.**

*Approved.*

**CLAUSE 1 AND TITLE:**

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

**TITLE:** Law Reform Commission Amendment Act 2019.

*Approved.*

*The Law Reform Commission Amendment Bill 2019 progressed  
without Amendment.*

26 JUNE 2019

**MISCELLANEOUS (MINISTERIAL ASSIGNMENT)  
AMENDMENT ACT 2019 - consideration in detail**

**MR SPEAKER:** Pursuant to Standing Orders, the consideration in detail starts with Clause 2.

**CLAUSE 2: Land Transport Authority Act 2007 amended.**

*Approved.*

**CLAUSE 3: Police Powers Act 2007 amended.**

*Approved.*

**CLAUSE 4: Road Traffic (Payment of Fines) Act 2009  
Amended.**

*Approved.*

**CLAUSE 5: Road Traffic Ordinance 1960 amended.**

*Approved.*

**CLAUSE 6: Building Alignment Ordinance 1932 amended.**

*Approved.*

**CLAUSE 7: Ministry of Works Act 2002 amended.**

*Approved.*

26 JUNE 2019

Miscellaneous (Ministerial Assignment) Amendment  
Act 2019 - consideration in detail

**CLAUSE 8: Transitional and Savings provision.**

*Approved.*

**CLAUSE 1 AND TITLE**

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

**TITLE: Miscellaneous (Ministerial Assignment)  
Amendment Act 2019.**

*Approved.*

*The Miscellaneous (Ministerial Assignment) Amendment Bill  
progressed without Amendment.*

**MR SPEAKER:** I believe that we have come to our adjournment hour. On that note, I am of the thought that we should end our orders for the day here. Let us hope that good health will see us here tomorrow, to continue our orders and forum. Well, not only for us but also for the Chief Executive Officers of Ministries and Organisations here with us, after all they are the executors of Government decisions. In addition, I extend the same thought to the country at large.

I will say to our people that if this Assembly may have erred to the extent, which breaches our mutual relationship, may the Lord forgive the voice of this Parliament.

Before we adjourn for tomorrow, I will conclude our Meeting with a prayer.

*Proceedings of the Legislative Assembly were adjourned at  
12:55pm until 9am on Thursday, 27<sup>th</sup> June 2019.*

27 JUNE 2019

**THURSDAY, 27 JUNE 2019**

*The Speaker took the Chair at 9.00am.*

Prayer.

**MR SPEAKER:** I announce that the Proceedings of the Legislative Assembly will now commence.

I greet the dignity of the House gathered here today to resume our works. I greet Samoa in support of our Sitting. God bless your support.

**PRESENTATION OF PAPERS**

The Clerk read out the Papers tabling, pursuant to *S.O.49 (2)*.

1. P.P.2019/2020 No.89, Annual Report for the Accident Compensation Corporation for the year 2017.

**PRESENTATION OF PARLIAMENTARY COMMITTEE REPORTS**

*The Clerk read out the Parliamentary Committee Reports tabling pursuant to S.O.52 (5).*

1. P.P.2019/2020 No.86, Report of the Parliamentary Special Enquiry Committee on the Findings of the Judicial Service Commission and provisions of Article 68(5) of the Constitution of Samoa.