

17 NOVEMBER 2020

TUESDAY, 17TH NOVEMBER 2020

Mr Speaker took the Chair at 9.10am.

Prayers.

MR SPEAKER: I announce the commencement of Proceedings of the Legislative Assembly.

Allow me this opportunity to greet the dignitaries of Parliament with the Leader of Government the Honourable Prime Minister, Cabinet and Associate Ministers. I recognise this side of Chamber with the respective Chairperson's of the various Committees and distinguish members who are the elected representatives in charge of the country's political affairs.

NOTICE FROM THE LEADER OF THE HOUSE

Mr Speaker read out the announcement from the Leader of the House.

Pursuant to Parliament Standing Orders notice is hereby given to the Legislative Assembly for the consideration of the following Bills;

1. Meteorology, Geoscience and Ozone Services Bill 2020.
2. Land Registration Amendment Bill 2020.

GIVEN on this day 16 November 2020.

Signed: Susuga Hon. Tuilaepa Sailele Malielegaoi
LEADER OF THE HOUSE.

17 NOVEMBER 2020

OTHER ANNOUNCEMENTS BY MR SPEAKER

MR SPEAKER: As the public of Samoa are tuning in, and I refer to the titular heads right down to the least of all people. The dignitaries of *Aiga ma Tama, o Tama foi ma Aiga, le Usoga a Tumua ma Pule, Ituau ma Alataua, Aiga i le Tai ma le Vaa o Fonoti*, I announce that:-

1. VACATING OF MEMBER'S SEAT.

Parliament and the public are now aware of the list of candidates to contest the country's general election next year. Upon the closing of nominations of candidates on the 23rd October 2020, I received confirmation letter of the decision of members whom held the seats for Salega East and Urban Seat West. The judgment by these gentlemen contradicts the Constitution dictating our calling particularly their status as representatives of the Legislative Assembly. Their failure to observe the Constitution of the Independent State of Samoa, as well as the provisions of the Principal Electoral Act 2019 and breaching Parliament Standing Orders.

For Parliamentary purposes, the provisions of the House Standing Order clearly stipulated as follow;

Standing Order 21(6):

- (a) Any member who takes the Oath of Allegiance before he or she is notified under a party as required by (2) (c) of this Order shall be recognised as an independent member for the duration of the Parliamentary term.**
- (b) Any member who ceases to be a member of a party under which he was notified as required by (2) (c) shall be recognised as an independent member for the rest of the parliamentary term.**

For the information of Parliament and awareness of the public, I have met with these gentlemen, and they have made it clear to the Speaker that their decision is the will of their constituencies. I have also clearly explained my decision as to upholding the ethics and integrity of Parliament. We as leaders of the country must act according to our Oath of Allegiance done before God and to observe the laws enacted by this Assembly.

17 NOVEMBER 2020

Other Announcements by Mr Speaker

For the information of this Assembly, the provision of these Standing Orders was enforced by this House during the XIV term in 2010, when the seats of some of the independent members were made vacant after their decision to register under a political party in the country's General Elections of 2001. Consequently 3 seats became vacant, and by-elections ensued during that very term.

Allow me this opportunity to express appreciations to the important contribution of these gentlemen when they were members and particularly to our political affairs.

2. AMENDMENTS TO STATE OF EMERGENCY ORDERS.

For the information of Parliament, I have received the Amendment to the State of Emergency Orders, and I call on the Clerk to read out the Amendments.

The Clerk read out the State of Emergency Orders.

**AMENDMENTS TO THE STATE OF EMERGENCY ORDERS FOR
COVID-19**

Amendments to the State of Emergency Orders for Covid-19 to extend the days of the official observation of the Orders from the 27th of October to the 22nd November 2020.

The provisions of the State of Emergency Orders previously announced remains effective.

This Order is verified by His Excellency.

Tuimalealiifano Vaaletoa Sualauvi II
O LE AO O LE MALO.

17 NOVEMBER 2020

OBITUARIES SPEECH

MR SPEAKER: I announce to the dignitaries of Parliament the passing of former members from previous Parliamentary Terms. Tofa TUILAGI Vavae and Afioga Hon MATATAUALIITIA Afa Lesa.

1. Tofa TUILAGI Vavae was a member for the Territorial Constituency of Faasaleleaga No.2 from the 1988-1991.

TUILAGI Vavae was a member of the Standing Orders Committee, the Bills Committee and the Commonwealth Parliamentary Association Committee.

Tofa TUILAGI Vavae was also the Deputy Speaker of the House for the years 1988-1991.

2. Afioga Hon MATATAUALIITIA Afa Lesa was a member for the Territorial Constituency of Vaimauga West from the years 1996-2001.

Afioga Hon MATATAUALIITIA Afa Lesa was a Minister of Works, Transport and Infrastructure, Water Authority, Electric Power Corporation and State Housing.

Afioga Hon MATATAUALIITIA Afa Lesa was also the Chairman of the Finance and Expenditure Committee. He was a member of the HRPP Party.

Allow me this opportunity on behalf of the members of Parliament to convey our condolences and warm wishes to the constituencies, their good wives and children, and also the beloved families of the members now called by God through the passing of our brothers.

I respectfully call upon the dignitaries of parliament to be upstanding and observe a minute silence out of respect for the members who have passed on.

The House observed a minute of silence to show their respect to the members who have passed away.

17 NOVEMBER 2020

**MOTION BY LEADER OF THE HOUSE TO AMEND
STANDING ORDERS**

MR SPEAKER: I call upon the Leader of the House.

Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI NEIOTI AIONO GALUMALEMANA Dr. SAILELE MALIELEGAOI (Prime Minister): Mr Speaker, we must all acknowledge the prayer you have made to our Heavenly Father for seeing us here today at Tiafau. I express greetings to our community tuning in to Samoa's prominent forum this morning.

Mr Speaker in pursuant to the provisions of Standing Orders 72, I move, *That the amendments to Standing Orders be tabled in Parliament and that they be submitted to the Standing Order Committee for their consideration and to report back to the Assembly in accordance with Standing Order 171.*

Seconded by the Minister of Works, Transport and Infrastructure and the Minister of Women, Community and Social Development.

Motion approved.

PRESENTATION OF PAPERS

The Clerk read out the list of Papers in accordance with S.O 49(2).

1. S.R.2020/4, Energy Management Act 2020 – Notice of Commencement.
2. P.P.2020/2021 No.58, Samoa Qualifications Authority Statement of Corporate Objectives 2021-2024.

PRESENTATION OF PARLIAMENTARY COMMITTEE REPORTS

The Clerk read out the list of Parliamentary Committee Reports in accordance with S.O.52(5).

1. P.P.2020/2021 No.59, Report of the Economic Committee on the Alcohol Control Bill 2018.
2. P.P.2020/2021 No.60, Report of the Economic Committee on the Customs Tariff Bill 2020.
3. P.P.2020/2021 No.61, Report of the Economic Committee on P.P.2020/2021 No.29, Annual Report of the Samoa Trust Estate Corporation 2018 & 2019.

17 NOVEMBER 2020

**METEOROLOGY, GEO-SCIENCE AND OZONE SERVICES BILL
2020 – first reading**

MR SPEAKER: I call upon the Hon Prime Minister, the Minister of the Ministry.

Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI NEIOTI AIONO GALUMALEMANA Dr. SAILELE MALIELEGAOI: Mr Speaker I move a motion, *That the Meteorology, Geo-Science and Ozone Services Bill 2020 be read for the first time.*

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

Motion was approved and the Meteorology, Geo-Science and Ozone Services Bill was read a first time.

**LAND REGISTRATION AMENDMENT BILL 2020
– first reading**

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

Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI NEIOTI AIONO GALUMALEMANA Dr. SAILELE MALIELEGAOI: Mr Speaker I move a motion, *That the Land Registration Amendment Bill 2020 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 Land Registration Amendment Bill 2020 was read for the first time.

MOTION TO SUSPEND STANDING ORDERS

MR SPEAKER: I call upon the Hon Prime Minister.

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI NEIOTI AIONO GALUMALEMANA Dr. SAILELE MALIELEGAOI: Mr Speaker, I respectfully rise to move a motion, *That Standing Order 101(1) be suspended to allow for the second reading of the two Bills that were read a first time this morning.*

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

Motion Approved.

METEOROLOGY, GEO-SCIENCE AND OZONE SERVICES BILL
2020 – second reading

MR SPEAKER: I call upon the Hon Prime Minister.

Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI NEIOTI AIONO GALUMALEMANA Dr. SAILELE MALIELEGAOI: Mr Speaker I move a motion, *That the Meteorology, Geo-Science and Ozone Services Bill 2020 be read a second time and I wish to make a statement on it.*

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

MR SPEAKER: This is the opportunity for your explanatory address.

Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI NEIOTI AIONO GALUMALEMANA Dr. SAILELE MALIELEGAOI: Mr Speaker this Meteorology, Geo-Science and Ozone Services Bill 2020 is a piece of legislation prepared to properly manage the services of the Meteorology division under the Ministry of Natural Resources and Environment in the area of meteorology, geo-science and ozone services to reflect the independent services through law which is implemented by this group. The provisions cover legally controlling as well as the implementation of meteorology and geo-science and ozone services throughout Samoa.

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

This legislation also establishes a technological system to swiftly give on the minute warning about the different severe effect with the intention of gathering accurate information as quickly as possible so that our community and all organisations are aware of the risks on lives and the possible damages to assets and the environment.

Mr Speaker it has been 108 years since the establishment of the Meteorological Office during the German period but there was never a principal legislation to regulate its services. This is the first time such legislation is prepared to really reflect and recognise the services done.

As you are aware Mr Speaker the worst disaster the world now faces is climate change and it is acknowledged and publicised by Pacific leaders that climate change is the cause of cyclones, forest fires caused by heat. Therefore, Cabinet have resolved that it is imperative to officially enact all the services done by the division under the umbrella of the Ministry of Environment, Climate Change and Lands Survey.

Mr Speaker, the people have been informed of this amendment to the Constitution which we hope to enact in the near future so as to have two additional Ministers as there is so much work for the government. Therefore, the government will be closely looking at large vital Ministries reshuffling responsibilities.

The duties and responsibilities of this government division is clearly elaborated in this legislation as follow:

- (a) analyse and provide scientific quality managed data and information in the areas:-
 - (i) meteorology including weather, climate and air quality;
 - (ii) geoscience including geological, geomagnetic, geophysics, oceans, which includes waves, storm surges, ocean-tides, sea level rise, ocean acidification and astronomy.
 - (iii) And also to gather information on the ozone layer and space weather;
- (b) Control collection, analysis and dissemination of quality managed data, information and material for the purposes of this Act.
- (c) Provide meteorological services including data, information, warnings which may be provided by the Division for the benefit of the general public including but not limited to sectors such as agriculture, tourism, sports, education and cultural affairs;
- (d) Provide aviation meteorological services or weather-related information or data for the purposes of aviation ion accordance with International Civil Aviation law.

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

- (e) Provide meteorological information for the purposes of maritime, navigation and shipping;
- (f) Provide a comprehensive range of meteorological related information, data, analysis as well as other products and services for the purposes of national, regional and international meteorological and climate change agencies;
- (g) Issue meteorological warnings, so as to protect and minimise the risk of harm to human life, property and the environment;
- (h) Provide astronomical and geo-scientific related data, information and analysis relating to astronomy, earthquake, tsunami, landslides, volcanic warning and other products and services, for the benefit of the general public including various sectors such as agriculture, farming, agronomy, fishing, tourism, sports education and cultural affairs;
- (i) Provide oceans services including oceans information, data products and services relating to tides and ocean related measurements;
- (j) Provide oceans information relating to sea-surface temperatures, currents, wave activity for the purpose of maritime transport and monitoring activities;
- (k) Provide data on controlled substances under the Montreal Protocol on substances that deplete the Ozone Layer, including Hydro chlorofluorocarbons and monitor consumption of ozone depleting substances and global warming potent refrigerants;
- (l) Develop, improve and strengthen public information protocols and systems in order to ensure the effective and comprehensive dissemination of warnings issued under this Act under the Multi hazard Early Warning System or otherwise;
- (m) Incorporate and implement the detection and assessment of extreme weather or natural phenomena as part of the country's Multi Hazard Early Warning System and ensure that such remains fully operational at all times and is regularly updated and fully capable of providing the alerts and warnings necessary in order to protect the public property and any part of the country or community;
- (n) Promote the understanding, recognition and where appropriate, the use of verified traditional knowledge and practises, related to meteorological, geoscience and ozone related services, through the atmospheric, oceanic and earth observation of indicators occurring in nature, or through consultation with the community and by other means;

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

- (o) Allow and facilitate the exchange of meteorological, geoscience and ozone data with the Division or their counterparts from other countries, territories and in accordance with Resolution 40 of the WMO Policy and Practice (Cg-XII);
- (p) Oversee and monitor the use of all meteorological, geoscience and ozone quality controlled scientific data, collected by the Division;
- (q) Determine appropriate fees and charges for the provision of services by the Division, particularly where they are provided to commercial entities, or for commercial purposes, in order to recover all, or part of the cost of providing such services.
- (r) Approve, undertake or support research, academic or scientific studies to further the undertaking of meteorological geo-science and ozone phenomena;
- (s) Support the work of other Ministries and agencies in respect of preparing and planning for climate related events and the assessment of risk o life and property from weather and climate related phenomena;
- (t) Support the planning, preparation and response of Samoa to climate change and its related risks through the Division’s functions under this Act;
- (u) Raise public awareness about functions of the Division and all meteorological, geo-science and ozone related matters;
- (v) Undertake and provide such other functions or services as are acquired by other Ministries or agencies or organisations as approved by the Minister. You will realise that the letters of the English alphabet almost exhausted with the numerous functions that must be handle by this Ministry. Due to the severity of the catastrophe hanging over Samoa, the Pacific region and every country in the world. The second part deals with this Division implementing the functions provided under this Act in the public interest and for the following purposes:
 - (a) public safety;
 - (b). navigation, shipping and maritime safety of life at sea;
 - (c). aviation and air safety.
 - (d). disaster preparedness and disaster management;
 - (e). contributing scientific and technical data, information to all climate related matters including climate change, climate adaptation and climate resilience for the benefit of the country;
 - (f). ia to assist persons and any agency engaged in primary production, industry, trade, commerce, education, sports, leisure, special events and tourism.

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

Mr Speaker, as I said from the outset the duties provided in the legislation must be observe as the guidelines for the Meteorology Division. If additional provisions are required well God will provide opportunities for further amendments to be done in future.

Mr Speaker such are the functions of the Ministry required by law. These functions or services are currently in place. Such as the daily weather forecast. This covers warnings for aircrafts flying above us. There is a weather service on climate, forecasting cyclones, the warming of the sea and air, as well as information on climate change. There is currently geoscience research on infrastructure including multi storey buildings, bridges, hydro dams, wharves etc. These are covered under the Meteorology Division.

Scientific research on earthquakes, tsunami, volcanic eruptions, landslide and more. Scientific research on the earth's magnetic field which was done during the German period. That magnate is currently beneath the site of the meteorology premises. It is difficult to remove the building due to the enormity of the magnets lay during that time providing extensive information about the weather we rely on. The earth magnetic field protects the world from the powerful rays of the sun as well as phone and wireless satellite from the protective magnetic field, ocean research and high tide and low tide. The various phases of the moon, coastal erosion and other important scientific information on protecting the coastal area. There is also the service to protect the ozone layer from the CFC poisonous gas which is generated from air conditioning in homes and fridges which greatly affects the warmth of the sun and the safety of people. There have been so many people getting skin cancer. The second part of the service is based on technological multi-hazard early warning to quickly issue warnings on the various severe effect.

The intention is to compile all this information and to inform the public in a timely manner so as to save lives. Warnings on cyclones, earthquakes and flooding, tsunami, landslides, volcanic eruptions and droughts which are possible and other major forces of climate change. According to policies when the seismograph records 7.5 or more in strength that is what triggers a tsunami and so warnings should be issued. When people should leave their homes and head for higher ground which have already been allocated for safety. It is why every community has a tarsealed access road for speedy movement to higher grounds.

If the strength of an earthquake is between 7.4 and 6.5 everyone should prepare themselves. No one should go out fishing or engage in any other activity at the coastal area but to remain at home. If it is below 6.5 at 6.4 then everyone must pay close attention to the tide with regards to fishing trips planned. If it is close to 6.3 it warrants a public announcement.

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

Those are the areas that dictate things as we discussed yesterday when this legislation was initially made known and followed by questions and answers. I noticed the general feeling among members was of making swift communications to the public informing them on warnings via radio and with the Ministry using other warning signals including sirens which we discussed yesterday. There are currently sirens already install around the country as well as other means of communication like television which informs people about the state of earthquakes. The daytime is fine but when these disasters occur at night well, we do understand that not everybody can use the phone which prompted the recommendation and all that will be sorted by the Ministry. For instance, the usage of phones in cases of emergency so everyone is aware of this throughout the rural areas. Particularly the use of radio and you will remember that we had only one radio, 2AP and when we came to power the HRPP vision of looking beyond stamped out the legislation which allowed for only 2AP and opened the way for more Radio and Television stations. As you know there are now so many television stations. There is the Seventh Day Adventist TV, the CCCS TV, there is TV1, and I think there are 7 or 8 television stations including the Government TV which makes it 7 or 8. All of these services share the same purpose of sharing information so as to keep everyone in the loop as quickly as possible. It is imperative that our relationship with phone companies is good to ensure our phones are always working.

These recommendations will rest with me, and the new Ministry and we will focus on them as they are things that should be done. I do congratulate members for the suggestions and ideas voiced yesterday. Considering the length of time taken up with the subject I am of the view that after this sitting the legislations will be enacted without any questions whatsoever. You should realise that there is a measure to consider such things.

There is a typical common-sense knowledge relating to earthquakes. There is also what is called a Modified Mercalli Scale designed to describe the effects of an earthquake. So, when an earthquake shakes, and the effects are that photographs are falling off the wall and shelves ceramic plates breaking and especially areas close to sea. That is the moment when you must save yourselves. Do not wait any longer and if there is a vehicle, if not then run to higher ground. There is another category below the MMS which is MM a rather moderate shake where stuff do not fall off the wall you will hear the plates and cups shake but do not break. So at that moment you drop everything and prepare for the worse. For people that like and are planning to go out fishing should not go ahead with this.

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

Another area that was raised yesterday concerns the preparations we are currently working on. Such as sirens which we currently have and are managed by the Disaster Management Office dealing with emergency situations. So we now have sirens at reserved sites which is a great deal of help. There are more to be install. So when emergency do strike it is the obligation of DMO to activate these sirens. We also have our NEOC office dealing with emergency situations, and they have a reserved room for the meteorology division if they are to evacuate due to an earthquake of more than 7.4 on the Richter scale before returning to their office at Mulinu'u when it is safe to do so.

We currently have 6 Richter scale machines since the 2009 Tsunami and they are located at Asau, Lepiu and Vaiaata, there is one in Apia, Togitogiga and Afulilo. There is also one old machine at Afiamalu. We also get further information on earthquakes from other places in the Pacific like Hawaii. The only thing is they are 5 minutes off compared to the information we get from our machines we have in Samoa. The minute an earthquake hits we instantly know how powerful it is because of the upgrade to our machines. So when an earthquake strikes within 2 minutes an analysis had already been done, where the officers know the strength of the quake and that a warning should be made out to the public. There is a saying that when all stocks are on tender you will hear the term all systems go. So use up all the avenue necessary to inform the general public.

Everyone is aware of the high post that was put up not long ago to upgrade our telecommunications and even our 2AP frequency can now reach Alaska and Canada. These long-distance locations can access our telecommunications via 2AP. We used to all listen out to the Pacific Tsunami Warning System in Hawaii but we now use our own machines where we get warning quickly.

We also have a service where information in textual context is send out via facebook, internet, website, email, telephones and wireless via our DMO office. Such publicity for the rural areas is currently run under the programmes done in partnership with the DMO in Savaii and Upolu. I am speaking about the responsibilities of our Meteorology Division provided in this legislation and to regulate the running of this Ministry or Division.

Mr Speaker that is the overall clarification of this legislation which is the reason I have taken the floor to explain its various sections.

MR SPEAKER: Very well thank you for the clarification, it is now clearly understood.

Susuga Hon Laauli Polataivao Leuatea (Gagaifomauga No.3): Mr Speaker, can I have an opportunity please?

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

MR SPEAKER: Well, I call upon the member of Gagaifomauga No.3.

Susuga Hon LAAULI POLATAIVAO LEUATEA: Thank you Mr Speaker for this opportunity on this bright new morning in which the dignitaries are in good health. Let us rejoice and be grateful for life since we are able to be here again at Tiafau the place to debate our ideas. I respectfully acknowledge the Chair.

I respectfully greet the Leader of Government and his Cabinet and distinguished members. I also acknowledge the public tuning into our proceeding's praises be to Thee for life this fine morning.

I am of the view that I should not be silent on this vital legislation the Leader of the Government has spoken on and according to him it has been over 100 years since an amendment has been done to this law.

Before I share my views on the matter, I would like to commend the Speaker on his statement concerning a decision that had been made on two fellow members. Mr Speaker your decision remains and shall be respected by his House. I surely have no intention to counter it or perhaps quarrel you're finding. The only thing is that it is just not easy to accept the fact that these two gentlemen have left leaving a void on this side of chamber. It is hard to fathom the camaraderie we once had in this House.

Susuga Hon Tuilaepa Auelua Fatialofa Lupesoliai Lolofietele Neioti Aiono Galumalemana Dr. Sailele Malielegaoi: Mr Speaker, I rise with respect, I stand to correct the member.

MR SPEAKER: I call upon the Leader of Government.

Susuga Hon LAAULI POLATAIVAO LEUATEA: I am of the view that I will use this opportunity to show my support and encouragement to the members gone. That is what I am trying to put across.

Susuga Hon Tuilaepa Auelua Fatialofa Lupesoliai Lolofietele Neioti Aiono Galumalemana Dr. Sailele Malielegaoi: We are considering a Bill in the House, yet the matter raised by the member is different.

Susuga Hon LAAULI POLATAIVAO LEUATEA: I have yet to voice my opinion on the Bill, hence what I am trying to say.

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

Susuga Hon Tuilaepa Auelua Fatialofa Lupesoliai Lolofietele Neioti Aiono Galumalemana Dr. Sailele Malielegaoi: Is it possible to discuss your proclamation? The member is a long-serving member, he held the position of Speaker, and so he should know these things. But before that, he was the Deputy Speaker. What this member is doing is a breach of the Assembly.

Susuga Hon LAAULI POLATAIVAO LEUATEA: Mr Speaker I had only made a plea, there is no intention, as an opportunity was given.

MR SPEAKER: Apologies...

Susuga Hon LAAULI POLATAIVAO LEUATEA: As I stated, I have yet to voice a statement.

Susuga Hon Tuilaepa Auelua Fatialofa Lupesoliai Lolofietele Neioti Aiono Galumalemana Dr. Sailele Malielegaoi: Mr Speaker, there was no.... the member has disrupted the Assembly.

Susuga Hon LAAULI POLATAIVAO LEUATEA: This should not be taken lightly. Hon Prime Minister, this is not something that can be taken lightly, the dismissal of these people, but an apology should be given as the constituency is listening.

MR SPEAKER: I ask the member of Gagaifomauga No.3 to sit down.

Susuga Hon LAAULI POLATAIVAO LEUATEA: This is not a simple matter; it may be simple to you, but it is not simple to us. How can members be discarded like that? The constituencies are observing. Give me an opportunity to make a statement.

MR SPEAKER: It is like this... Please pay attention...

Susuga Hon LAAULI POLATAIVAO LEUATEA: How will it be done? You are not the Speaker; I have respect for the Speaker.

MR SPEAKER: Well if you say, it is essential to you but unimportant to us? What makes it essential to your respectable member? That type of attitude is not allowed in Parliament.

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

Those views should be kept outside the House and should not be displayed in here, as leaving the Parliament will affect the Act, because that is the reason why the decision was made by the Speaker. And now you are standing to say that it is crucial, and so I thought, it seems like for you, there is a greater part that you play in our Assembly since you find it important, but it is unimportant to us. So, I believe that it is a double entendre. That is why I was hesitant to interrupt while you were speaking, lest I hastily intervene and then you would think I thought otherwise, and then you would speak ill of the Speaker saying that the Speaker did this and that. But these are the areas of my concern, for Samoa observing especially the Parliament. If it is mandatory for you, then what is it? Will it be unimportant to us? It is ultimately the decision in the Act.

So, it looks like you are blaming the Chair for this situation, but it is clearly stated, the water is clear, and it also happened before, and it happened to you recently. Yes, if this has happened to you recently then why can it not occur to them? Yes. That is the case. I apologise for my opinion on this situation, because there are some who take note and others who talk. I also feel that...it is not a coincidence that the Leader of the country was elected. I beseech the member to speak directly on the matter by which the opportunity was given.

Susuga Hon LAAULI POLATAIVAO LEUATEA: Well, it was with that intention in which I wanted to state my humble opinion.

Susuga Hon Tuilaepa Auelua Fatialofa Lupesoliai Lolofietele Neioti Aiono Galumalemana Dr. Sailele Malielegaoi: Mr Speaker there is something I want to....

Susuga Hon LAAULI POLATAIVAO LEUATEA: Unfortunately I am still trying, not in any other way, I only want to comfort and encourage the brethren. That was the only thing I wanted to say. There was no other meaning.

MR SPEAKER: I beseech the member... thank you very much.

Susuga Hon Tuilaepa Auelua Fatialofa Lupesoliai Lolofietele Neioti Aiono Galumalemana Dr. Sailele Malielegaoi: Mr Speaker a point of clarification.

MR SPEAKER: An opportunity is given to the Government, as the Government itself is granted the opportunity to correct the views of the members that stand.

I call upon the Hon Leader of the House.

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

Susuga Hon Tuilaepa Auelua Fatialofa Lupesoliai Lolofietele Neioti Aiono Galumalemana Dr. Sailele Malielegaoi: Mr Speaker, our Assembly was announced 2 weeks ago, to discuss the Standing Orders in order to understand and explain to the members the Standing Orders in terms of what needs to be corrected and what needs to be clarified. Afioga Fiame Naomi attended on the first day, and for the three days of that meeting the member for Gagaifomauga No.3 did not attend.

The important point that we discussed is that when a member stands up to speak on an issue, they must directly address that issue. And the second part is, they must first ask permission from the Speaker. After they ask permission and is accepted by the Hon Speaker then they will be seated to wait for your decision. You have not yet made a decision, but the member stood up and made his statement, and continued, which he made a request to speak on these conditions and carried on, without waiting for your decision to be made. That is why I am up standing, because the member has been a Speaker of the House for a long time but apparently, he does not understand the Standing Orders, but he sat in that Chair, you still do not understand.

That is the reason why I have risen, if the Hon Speaker has allowed us to discuss this issue and set aside the Bill. That is why I stood to clarify to the member for Gagaifomauga No.3, as he does not fully understand the Bill.

Susuga Hon LAAULI POLATAIVAO LEUATEA: Mr Speaker, a Point of Order.

Susuga Hon Tuilaepa Auelua Fatialofa Lupesoliai Lolofietele Neioti Aiono Galumalemana Dr. Sailele Malielegaoi: This is why you should be listening...

Susuga Hon LAAULI POLATAIVAO LEUATEA: See how ignorant he is being. You are not the Speaker.

MR SPEAKER: I ask the member of Gagaifomauga No.3 to be patient.

Susuga Hon LAAULI POLATAIVAO LEUATEA: The Authority rests with those who control our statements. You do not own the House.

MR SPEAKER: Well, I think we should put an end to this issue. I call upon the Hon Leader of House.

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

Susuga Hon Tuilaepa Auelua Fatialofa Lupesoliai Lolofietele Neioti Aiono Galumalemana Dr. Sailele Malielegaoi: Mr Speaker, the only thing is, he stands up abruptly and intervene without asking you for your decision. To stand abruptly then interrupt me, as if he does not know the Rules of the House which is used to maintain order. The member is very proud.

MR SPEAKER: I beseech the member for Gagaifomauga No.3, as the continuous interruptions by the Hon Prime Minister is to draw out our Assembly in order to use our Standing Orders, because last week it took 3 days for us to discuss our Standing Orders. Well, as the Hon Prime Minister stated, the *Sao Faapito* attended but you were the only member that was not in attendance. There were clarifications of issues, discussions on the moments for interruptions. And now the Hon Leader of the House was offering his assistance as he is also a member of this Committee. Yes, the Leader of the House is helping the Chair as he is another member of this Committee, either the Acts have been abandoned or are we going to implement the Acts. Well, the Chair is a bit concerned, thus why I must do my duty. And so, I apologise to the member, these are the aspects of life, if there is something we desire, once they are up standing, they will speak immediately. As such, I would like to help the member and ask for your compassion, you are also another elder member who has also been sitting in the Chair as we have worked together. But arise, and I ask that you move away from that issue and speak on the matter regarding the Amendment Bill.

Susuga Hon LAAULI POLATAIVAO LEUATEA: Thank you Mr Speaker. Yes Mr Speaker. I am filled with respect because of my high regards of you, as you Toleafoa, you are our sanctuary, since we are only members that stand alone in the House where our voices cannot be heard. So, we have no one to turn to. And my words are justified. But the Leader of the House is constantly standing and saying that I am ignorant, foolish. How will these things be done? For with the utmost respect, I am trying. I believe that these members should not be taken lightly.

Susuga Hon Tuilaepa Auelua Fatialofa Lupesoliai Neioti Aiono Galumalemana Dr. Sailele Malielegaoi: Mr Speaker a point of order...

Susuga Hon LAAULI POLATAIVAO LEUATEA: Yes. He is still eager, saying I am ignorant and do not understand. How can these permissive words still be used? Who are you to question this constituency?

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

Susuga Hon Tuilaepa Auelua Fatialofa Lupesoliai Neioti Aiono Galumalemana Dr. Sailele Malielegaoi: I am upstanding again. But you still continue to violate the Assembly?

Susuga Hon LAAULI POLATAIVAO LEUATEA: I am breaching the Assembly.... Mr Speaker...

Susuga Hon Tuilaepa Auelua Fatialofa Lupesoliai Neioti Aiono Galumalemana Dr. Sailele Malielegaoi: If I stand up to make a point of order you should sit down.

Susuga Hon LAAULI POLATAIVAO LEUATEA: You sit down.

MR SPEAKER: Settle down please, because Samoa is listening. There is a belief, that Samoa, I beseech the member. I beseech the member. There are provisions of our Act, whereby the voice of the House, can instruct the Sergeant to...members, it is not easy for me to order the Sergeant to escort the tow respectable Members outside of the House keep calm...Yes, that is how it is. I have also noticed that you have mentioned the situation regarding the Political Party called Faatuatua I le Atua Samoa ua Tasi. And now it has been noted that this is the meaning of life that we have now.

I apologise to Hon Prime Minister, and due to the arrangement of our Standing Orders, it is the duty of the Government to assist the Chair in constituting our Standing Orders. So whatever the Bill, it is a Bill brought by them to carry out our work.

Therefore, I want to apologise to the member. I also want to apologise to the Hon Leader of the House, for the opportunity for the member while thinking of the relationship with the Chair, these are the characteristics of the lifestyle we have now. There is a suggestion, ensure this situation does not occur whereas a member is escorted by the Sergeant of the House, especially us the elder members. Yes, Samoa is observing and showing support. Samoa has never disputed like this, nor are they violent. Yes. Words are exchanged but not like that. You have been a dignitary for a long time. I ask you convey your opinion on the matter...

Susuga Hon LAAULI POLATAIVAO LEUATEA: I would like to offer my apologies to you Mr Speaker. I apologise for any inappropriate words uttered this morning. God is aware of your compassion towards the members. However, I will set my opinion aside.

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

The only reason why I brought up this matter, as the decision has been made to the members while the Associate Minister who have violated the Act is sitting here and nothing is being done to him. This is the reason why I am hesitant of the matter. Where does justice lie?

Susuga Hon Tuilaepa Auelua Fatialofa Lupesoliai Neioti Aiono Galumalemana Dr. Sailele Malielegaoi: Mr Speaker a point of order. There is something that needs to be corrected.

MR SPEAKER: Pardon the member...

Susuga Hon LAAULI POLATAIVAO LEUATEA: However, I take my opinion back. Mr Speaker, I will make a suggestion on the Bill.

MR SPEAKER: I beseech the member as the Leader of the House is upstanding. I call upon the Leader of the House.

Susuga Hon Tuilaepa Auelua Fatialofa Lupesoliai Neioti Aiono Galumalemana Dr. Sailele Malielegaoi: Point of Order. The Associate Ministers which the decision is based on have not changed their Political Party. And the member for Gagaifomauga No.3 understands that completely, which the Act directly addressed him, he has changed his Party, which resulted in his re-election. But this time, it has occurred, and it is in the Act that we approved, as it was approved while these two members were both in this Parliament. The Act is quite old, but now it appears that they are pretending not to understand the Act and are blaming it on the Hon Speaker.

That is the only reason why I am standing. It is very easy for the member to utter lies within this House, but he knows the difference.

Susuga Hon LAAULI POLATAIVAO LEUATEA: Mr Speaker, this is pitiful, can you hear the words that are being said? How many times have these things been uttered as he continues to accuse me with such words?

MR SPEAKER: I implore the member...

Susuga Hon LAAULI POLATAIVAO LEUATEA: Pardon me Mr Speaker, the whole world has witnessed the insults that are being hurled at me calling me a thief and a liar. How can you ignore these words? I implore your Excellency. I implore you, Toleafoa.

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

MR SPEAKER: I believe... be patient as I try to...

Susuga Hon LAAULI POLATAIVAO LEUATEA: Mr Speaker, will the Prime Minister be allowed to be rude and what about us?

MR SPEAKER: There is something happening. What has transpired is, it seems Parliament is becoming something... I implore the member as I attempt to make a statement. What is happening is that it seems that court cases are being brought into Parliament, but the situation regarding the issue is clear. The issues are very different, but there is a perception that we are addressing other issues that should not be discussed in Parliament and setting aside the clarification of the Bills second reading.

And so I ask respectable members, please, I cannot bound or prevent the Government from standing to make corrections in terms of our Standing Orders.

I also want to apologise to the Leader of the Government in your opinion to criticise that side of the House with the constant emergence of the member for Gagaifomauga No.3, so I implore for your prudence with the situation that has occurred, but there is a belief, Laauli I have informally mentioned your name for you are not foolish.

Susuga Hon LAAULI POLATAIVAO LEUATEA: Yes, Toleafoa I have much respect for you...

MR SPEAKER: If you were to move away and obey what I am saying...

Susuga Hon LAAULI POLATAIVAO LEUATEA: Once again I apologise. This is the only reason why I had to make a statement on, do not play with the body. We are playing on the conditions of trying to explain the beliefs of this constituency. Yes. But I am trying to say a few words on the Act that has just been introduced.

Susuga Hon Tuilaepa Auelua Fatialofa Lupesoliai Neioti Aiono Galumalemana Dr. Sailele Malielegaoi: Mr Speaker, the reason why I am standing, is that the member is repeatedly up standing and is even accusing you and myself for playing with the body. I am trying to make correction on the Bill that we discussed. How many times has he done it? You even got up just now without asking permission from the Speaker. However, I will forgive him so that we can continue with our Assembly but talk directly about the issue we are discussing regarding the Meteorology Bill.

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

Tofa Hon Faasootauloa Pati Taulapapa (Gagaemauga No.2): Mr Speaker I humbly apologise...

MR SPEAKER: Well, there is an opinion.... But does any other member wish to speak on this matter? Arise if there is any other member that wishes to speak? No, the issue regarding the second reading of the Meteorology Bill....

Susuga Mulipola Leiataua Laki (Aiga i le Tai): Mr Speaker, there are a few things that I want to correct for the speech by the member for Gagaifomauga No.3 if I can get an opportunity.

Susuga Hon LAAULI POLATAIVAO LEUATEA: I believe I will move away this matter...

Afioga Alaiasa Muagututia Moefaauro Malagaitutogiai Sepulona Moananu (Anoamaa East): Mr Speaker I would also like to comment on our Act, but unfortunately it is now time for our recess, Mr Speaker with the utmost respect.

MR SPEAKER: Thank you very much. Well, these issues, we are discussing issues that we should not, since it is still on trial and have yet to be brought here, and are issues that deal with different matters, and the decision of the Chair shall be made in accordance with our Standing Orders and the Constitution. Thus, why it is not possible to embrace one and let the other one go because the Chair will be blamed, so I refuse to talk about it in that regard.

And so, to the respectable member there are some members who want to take the floor, well, not these things are different, some cannot run in the election because they did not register, for this is their last term so it will end on the period when they made the oath. But that does not mean that they do not register and then they are suddenly cut off. No that is the way things are, it has not been 5 years yet. Take a closer look at this beforehand, to ensure there is no confusion, and I think, the members should be compassionate. This is one area I would like to remind you, this is one of the reasons why the constituency does not vote for me due to being aggressive, when they observe us being hostile. But be empathetic, that is the way, only a matai can be a candidate for the election, because *matais* have the wisdom, and they are accustomed to conflicts and problems before they become part of the family and the community.

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
 – second reading

As the Hon Prime Minister stated yesterday, they must first become part of the church, and then the village, and then the constituency before they can join the Government. How can they join Government to ameliorate the words of the Government when even in their own families they cannot ameliorate? Well, that is the question that should be asked, if you know how to improve your family, your village, your constituency and Congregation, when you become part of the Government, it will be easy for you to change the Government. Why? You are used to it. So, I implore the members, perhaps we will end the discussions on this issue here. I beseech the member.

If there are any members that want to speak on this matter, we will continue our discussions when we return. But I forbid the member from speaking on this matter again. But if another member were to make a statement on the same thing, a question will then be put forth. We had our seminar the whole day yesterday and the process is clear. This is a very simple matter; it is a matter to inform the country as soon as possible so that they can survive and steer their lives from natural disasters.

Therefore, the Proceedings of the Legislative Assembly will be set aside for its usual recess.

Proceedings of the Legislative Assembly were set aside at 10:35am and resumed at 11:25am.

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

I believe members of Parliament have gained additional strength to continue our work as well as the Chief Executive Officers of Government Ministries and Corporations.

Well, I noticed that there were two members, three members who wanted to speak on this Bill, we will start with the member for Palauli le Falefa.

Afioga Hon FAUMUINA TIATIA FAAOLATANE LIUGA (Palauli le Falefa): Thank you Mr Speaker for the opportunity. The presentation by the Hon Prime Minister on the Bill is very comprehensible, as responsibilities and the process of the Bill have been set out. Here are a few suggestions on the process that has been set. The evaluation of earthquakes, the force, when it trembles dishes fall over and break, since some of the families in our country do not have plate cabinets.

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

But what if they were to hang canisters used to crush coco or frying pans near the beds used by the elders, and when there is an earthquake, it can be felt...because many families do not have dishes, and many do not have cabinets. It reminds me of the elder Tuilagi, who lived near where you are residing, Mr Speaker, that is the old man we used to hang out with at RSA. There was an earthquake that struck in 1975, and this man said, this earthquake was like a person, its vibrations would force open cabinet doors as if it was looking for food, which means there are such earthquakes.

The new Ministry should also look into this, if there is an earthquake, because there are earthquakes that look for food.

MR SPEAKER: A reminder it has been more than 100 years since a legislation has been implemented to guide the work.

Afioga Hon FAUMUINA TIATIA FAAOLATANE LIUGA: No, I am only making a suggestion on one of the criteria. This is in addition to the responsibilities that the Hon Prime Minister spoke about. The Bill also states that the survey of the dirt and soil, and I believe that it should be done with the collaboration between this Ministry and the Office of Agriculture. Because the country needs to be aware of what can and cannot grow in these parts of the country. As it is now, for example, the cocoa can grow in the Asau region, while the banana, yam and taro can be grown in Palauli le Falefa. Furthermore, the Ozone was also mentioned, the Ozone, I have a belief that the forest is another factor that contributes a lot to the improvement of the Ozone. So my suggestion regarding the improvement of these conditions, if this Bill is enacted and passed, it would be good to leave the responsibility to the communities to preserve the forest, but they do not need to go there, all we have to do is visit. And it also provides a little blessing for the few elders who support our work. The Ozone, it is related to the first factor, to reduce climate change. The usage of the oil we are using now, I know that the Government has plans in place. Therefore the Act has been passed on the management of power.

There was also an Act, to reduce tariff or duty or the removal of duty, from cars powered by electricity. This means that all of these are preparations by the Government, which will be the core of this Bill, and so I want to make a suggestion, it would be better if we move on and consolidate more renewable energy followed by the ordering of Government vehicles, predominately electric vehicles. So we can start production, because that is the role given to the Energy Committee which is chaired by the Minister of Finance, Minister of Works and the Minister of Environment.

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

Mr Speaker, improvement through cleaning up the country from garbage. This is one area that Pacific especially small countries need, the need for waste management, and there is a great benefit for this improvement. I am considering the abundance of rotten cars and rubbish lying around. There has to be an investment by the Government to collect these, to be accumulated, and they can also be exported overseas to generate more money which can be given to our people.

The Hon Prime Minister also mentioned these things that I am talking about, as this is one of the areas that are being proposed regarding the usage of this service by the Ministry. The Government should look to consider these things when it comes to business related matters. But in the case of non-revenue-generating services, then this sector should be exempted from being set up, in order to increase the people's willingness to contribute to the maintenance of global warming.

Mr Speaker, another thing I want to recommend, in terms of our Central Meteorological Office, during times of traffic jams it is difficult to travel to the main office. It was good in those days, 100 years ago, when there were not many cars. But now by the time the person gets here, it is no use. The new Ministry has yet to consider whether the headquarters should be relocated to make it more accessible to staff, as well as the general public.

Thank you for the opportunity, thank you also for the Act.

MR SPEAKER: The ears are amused to hear the speech. I call upon the member for Anoamaa West.

Tofa Hon LAUOFO FONOTOE NUA FESILI PIERRE LAUOFO (Anoamaa West): Thank you Mr Speaker for the opportunity. Thank you also for the brunch provided for the House, as it has provided additional strength at this hour of the day.

But I respectfully stand to voice an opinion, to further emphasize the importance of this Bill. Before I go into detail on some of these issues, I would just like to state a reminder, in case it was not mentioned in the explanatory statement made by the Hon Prime Minister or by my fellow member Hon Faumuina, we still have natural signals which we are familiar. The behaviour and attitudes of mammals and birds, as dogs would bark as well as the crowing of the roosters. But we notice with their behaviours and actions, that something is about to occur, like a natural disaster, these are the things I wanted to remind you, if there are no cupboards and dishes.

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

I want to thank the Government for their logical comments on this Bill, in improving the service of our Metrology Office. Because the consolidation and addition of scientific research to the depths of the earth and the protection of the ozone layer, especially with the technologies that have been put in place, will provide early warnings of various extreme weather events for the awareness of the public.

These things are beneficial, but the establishment of these Early Warning Systems is important, but I believe that it is also important to conduct drills. As I recall, there was a time when we conducted these drills, warnings were broadcasted on the radio and other similar means of communication, and then we would process to higher ground. I think it would be good to practice, to remember and familiarize. Whether it is twice or once a year, or periodically, we should be ready and prepared in the event of a natural disaster. That is how it was, because we also had drills in that era. The importance of these things in my opinion, as there were also reports in the post-tsunami period as it occurred 10 years ago, warnings were issued while others stood on the seawalls and watched the waves approach, but they should have gone inland to higher ground. Saving lives should be valued. This is important in my belief, we should look into it, and our warnings should always be given.

Another feature that has been prioritised in this Bill, not only does it look at climate change, the weather forecast, but it also includes the overview based on the potential damages, damaged property. This is one area that is very important, and so I want to thank the Ministry and the Government in this regard, as well as finding ways to reduce the risk of adverse effects on human life. I believe that these are important issues which seem to have increased its value in this Bill. It is also important for us to maintain our membership in the World Meteorological Organization, as well as other international treaties and meteorological standards. This is one of the Organizations that offer assistance to our Government with modern technology. Because such equipment is very expensive, and we must also actively participate in these International Organizations and treaties. It provides us with a lot of assistance, not only as the Hon Prime Minister explained, it is also an opportunity to share knowledge and expertise, with this type of service, to examine the weather and various other factors affecting the environment, which are important factors.

It is also very important at this time with the introduction of this Bill, because it is not a secret, nor is it unbeknownst to you Mr Speaker and the respectable Members of the House as well as the observation of our country. We are now in the early period of the hurricane season.

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

Starting from November until April of the New Year, these are the terms in which the introduction of this Bill is important to this member. It is also useful, so we should consider because we are now in the hurricane season.

I have seen on the website of our Meteorological Office online, well done. The latest bulletin that I saw is on the 30th October, which was last month. From what I read; the country has nothing to worry about. There is no evidence of incoming cyclones, as we move towards Christmas and the New Year. But January to April is still being monitored. But there is still the belief that there are strong winds circling within our horizon, or our region. As it seems in the revelation now, there is no hurricane that could affect our country. But the emphasis that is given in the statement by our Office is that it is important to be ready, it is important to be prepared. It is for this reason that this constituency also gives emphasis and support to the Bill as presented. These are some brief suggestions Mr Speaker. Good luck with the Assembly.

MR SPEAKER: Very well, thank you. I commend the senior member. I call upon Afioga Tafua as a representative of Ātua.

Afioga TAFUA MALUELUE TAFUA (Aleipata Itupa i Lalo): Thank you Mr Speaker, greetings to the Hon Prime Minister and the Deputy Prime Minister Afioga Tuitama and the members of the Cabinet, especially the Associate Ministers and this side of the House. I applaud you for your patience, thank you for your endurance today. Today is a different day since I became a politician. “*Siisii ma lagalaga ae tua lava I le oo*”, as the saying goes for Faleata. But let me say something, we have an old man in our village who would conduct our Monday prayers, and in his sermons, he would use the same words. It would be better if our village used foresight and look towards the future. The Hon Prime Minister is comparable to this Act. It has been 108 years since the Met Service was established, and this is the first time the Act has been reviewed. I have also carefully noticed that this matter has been set aside for some time now, and the changes on the Act have been considered in recent years. But I wish to express my gratitude and congratulations to the Leader on the status of this Bill, it is very useful, and its contribution, especially the areas that presented the duties and functions of the Ministry, in the same areas as set out this morning, and these areas are essential for the implementation of this Act. Especially for the duties and responsibilities of a Ministry or Corporation. I speak specifically on the section m, the Samoan m, the letter at the beginning of the word “*moa*”. This is the section which states that various critical communities should be warned quickly.

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

That is the case, and so a warning is an important signal. Because I have a belief, that people, pardon me, they often yawn or shout quietly, to indicate that they want a cup of coffee. As for a person that replies every time, it indicates disrespect. The other thing is a person that... the signals that I am stating Mr Speaker. The two members that previously spoke talked about the signals. Afioga Faumuina Liuga also mentioned it, it is right as I had noted it down. Faumuina has stated the things that I wrote down, I do not know if he saw the things I wrote down. The coconut basket, if a family does not have any cups in their cupboard, as it is true for other families, there is only the traditional hut with the coconut basket and the cocoa basket that is left hanging. When a vibration occurs and the hanging cocoa or coconut basket falls down, then they should start running inland during an earthquake, as those are some indicators as well. But an indicator for a person who is sound asleep, not only, pardon me are their mouths open, but it is a visual sign which shows that all secret desires have been fully accepted, with joy. These are the characteristics of a sweet dream, the acceptance of one's secret desires in their hearts, which is why they are in deep slumber. It seems that we are the representatives of the Musketeers, as we stand to make statements on the Act, but at the same time we should also announce our warning. My recommendation to the Hon Prime Minister and the Bill...

MR SPEAKER: The Chair recommends that it is best if you start with the constituency.

Afioga TAFUA MALUELUE TAFUA: Thank you. Several people were also affected, more than 140 people died from our district and some people of the country in the tsunami. For the tsunami, there was a concern, as two weeks ago when the earthquake occurred. It is true that it has not yet reached the limit which alerts the country or informs the country. But when that occurred, I thought that maybe in about 5 to 10 minutes a broadcast would appear stating breaking news. Do not worry and continue to watch the rugby match as there is no tsunami. Since this is what I was complaining about yesterday. However, the explanation by the Hon Prime Minister as well as the Office is clear, thank you for your authenticity.

My only suggestion is, whether there is a tsunami or not, but it would be better if it were to be broadcasted as breaking news. Now it has been broadcasted on the telephone, radio, television, facebook, and other broadcasting devices, it stated, do not worry as there is no tsunami. Because these numbers, I had a scale which I carried with me, whatever number appears on the race scale? This would mean that we should run up the mountain.

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

That is the essence of announcing, warnings should be given. Whether there is a tsunami or not, it is good to notify the country with respect. Then I come to the point which was mentioned by the Hon Prime Minister in terms of measuring the magnitude. It has been noted that we have a seismometer, which is said to be at Mulinuu. It would be good if this meter can be taken around the country, to Upolu, Savaii, Manono and Apolima. They should use shaking equipment to display an earthquake rumble, while stating the magnitude, and maybe break a few dishes as an example. And then the people will remember, because it will make it easy for people to know what is happening. But when they say that they are sitting on the shoreline with their scale to measure the tsunami... with respect Hon Prime Minister, no one knows the magnitude of the race scale.

Finally, the heart is stressed with worry, as stated in Proverbs, people that are born, their days are short, as he is filled with anxiety and worry. That was also the concern of our family. Our village that I mentioned yesterday, there were vehicles roaming around, while I was watching the rugby match between Australia and New Zealand, the match was intriguing, but I was disrupted by the mayhem caused by the roaming vehicles. People were packing their pillows and beds and were heading inland, because the warnings were delayed. This is the revelation with reverence, as events that occur are useful to stimulate the mind.

And to conclude, I fully support the speeches of my fellow members who are sitting next to me and so I say. May the Bill be a success. This is based on the commotion of this morning, perhaps this is a blessing for the Bill. Blessings upon our Sitting.

MR SPEAKER: Thank you very much. Perhaps there is more to say, as the Prime Minister has already clarified the situation... I implore the Hon Leader or the Minister who owns the Bill, there are two more members. I call upon the member for Vaimauga.

Afioga SULAMANAIA FETAIAI TAUILILI TUIVASA (Vaimauga East): Perhaps this constituency did not make any contributions, but I would like to express gratitude to the Hon Speaker, for steering the helm of our country. I thank God for perfectly timing your appointment to that position during this time of turmoil for our country, by leading Samoa in its Fonousu. But all is well through your leadership, and may God bless you Mr Speaker.

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

I also offer greetings to the members on that side of the House, the Hon Prime Minister or the Leader of the House. The Hon Ministers, Associate Ministers, thank you for the hard work for our country in administrating the sanctity of Samoa. Now that we are in the 11th month, we are nearing the end of this year. But the sanctity of Samoa is still safe through your leadership. The statement made by the Prime Minister is interesting, and I enjoy listening to his speech, as his Ministers are hard workers, which is a good thing. As of this morning, Samoa is not affected by natural disasters or even deadly diseases, due to your guidance and protection through the prayers of the nation.

As this hour I want to express gratitude to the Hon Minister as well as the Associate Minister, also to the Chief Executive Officer and Management of the Ministry of Natural Resources. Also considering the situation the Ministry of Meteorology was allocated. It is noted that it was also under the Ministry of Agriculture, when it was separated by Germany, it is also stated that this Ministry has been established for 118 years. There was also a year maybe it was 1980 when it was under the Ministry of Agriculture. Or in 2003 when it was reinstated under... this Ministry is still being moved around. But we have noted that this Bill and this Ministry are very important for our country. Since our country is situated close to the ocean, which could easily be affected by natural disasters. This Bill is fully supported by my constituency. It should have been implemented ages ago. Why? It is for the health and security of our country. Our country overlooks the sea and bordered by cliffs. But it is my pleasure that this Bill has been implemented, as there are times within this House, I would always mention it. My beloved constituency, especially the sea, as there is no reef only the deep. If a natural disaster were to occur and they have to evacuate inland but the rivers overflow. Well, nothing has been done up to this day.

It is in that spirit that I support this Bill, so that all Ministries work together on it. I support that issue, which states, it starts from s until v. It is a collaboration and promotion. Although the Bill is interesting, but if it is not publicized enough by the Ministry of the country, nothing will happen. I recently found out that there are areas when it rumbles, it is like that...

But it would be best to ask the Hon Minister of the Ministry, it would be better if these conditions were taught within schools. For 6.4 to 7.4 magnitudes, there will be recommendations. For 7.5 magnitudes onwards, so they should immediately evacuate. This would help the children grow up knowledgeable of these magnitudes.

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

This is also the case with the radios, as there should be announcements, you should also have programs on the radio, so that it can be advertised in the country. Because as of now, there are many Acts that are enacted, but they do not directly affect the employers and the people in the community. Only we and those.... but the spirit of the member, is that there should be enough broadcasts for our country, and to have enough promotions to conduct trainings in our villages and communities. Furthermore, our roads, I am not talking in general but only my constituency of Vaimauga, and we all know that it is close to the sea. But these Acts are interesting, I ask that you examine them, what I mean is the Bill given, states that it is a collaboration with the other Ministries. I ask the Hon Minister of Transport to take a look at these small roads; in particular, I am talking about my constituency, my village of Fagalii. You are aware of the sea, if there are vehicles to transport the elderly during a tsunami. They will have to use the road at Vaivase because there are no bypassing roads through the village, and it is also the same for my village of Vailele. But if it is possible, since it is impractical to create roads in the mountains, bypassing roads through my constituency seems feasible, with the inclusion of Moataa, since it is located close to the beach. So there are no detour roads that can be used by vehicles. But like the aim of this Act. Mr Speaker, this member supports it, but there should be enough publicity in the country, so that it well received by the people. With all due respect.

MR SPEAKER: Well done, unless there is something else the Hon Minister would like to state. There is an idea.... apologies to Peseta since it is a Bill owned by you and the Hon Minister, since you are the Associate Minister.

Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI LOLOFIETELE NEIOTI AIONO GALUMALEMANA Dr. SAILELE MALIELEGAOI: Mr Speaker, I stand with the utmost respect to thank all the members who spoke on this Bill. And I have observed, regarding the warning signals used so that people are notified quickly, when a disaster is about to occur. Not only for an earthquake, but also for when a tsunami occurs after a major earthquake.

The matter I have observed in the statements conveyed, it seems that the majority are asking about the warning signs, not only warning signs for the office, but also signs that are natural to nature with which we are acquainted. There is the English version which is Modified Mercalli Scale or MMS or MOMOSI or MOMOSA or even MOMOSO. The meaning of the statement was clearly clarified by the member of Anoamaa West Tofa Fonotoe and Afioga Faumuina Tiatia. The events that occur in our lives that we are used too.

17 NOVEMBER 2020

Meteorology, Geo-Science and Ozone Service Bill 2020
– second reading

Perhaps the most common thing that happened in our lives to make this easier to understand, is when we encounter cyclones. Once the lightning strikes thunder follows, and the elders would then say, the bad weather has subsided, the weather is going to be good now since there is lightning and thunder. It is what we are used to hearing. Mr Speaker, no matter what kind of house, whether it be a Samoan fale or a European one, once an earthquake that triggers a tsunami occurs everyone can feel it, whether you are sleeping, the house will shake even the bed, this includes other items as well like photos, rosaries and others. Nothing is shaken that does not make a sound. And that is the sound that wake us up, it helps us take action, and communication comes last, but it depends on these things there are instances where windows are broken. There is hardly a house without windows. As with earthquakes, we now know the cause of earthquakes. At the moment villages and the ocean, that lie upon the big tectonic plates, once these plates move against one another we feel an earthquake. There is a big gap that lies between us and Tonga, the trench. This deep trench extending from Tonga, perhaps it is a few 100 meters off the coast of Aleipata. This runs along the side of Tonga.

In this area, close to this trench is the area where earthquakes constantly occur. Earthquakes occur there which is why some of the houses on the South side of Upolu are destroyed.

Mr Speaker that is the case, as the areas that are likely to be affected by earthquakes are well known. The first earthquake and tsunami that I knew that I experienced, was what happened in Apia in 1952. While I was wandering around, when I was studying, there was an announcement, the name given to tsunami then was *galuafi*. And no one saw a *galuafi*.

The town area was full, as mentioned by the member Tofa Fonotoe, the town was full. Everyone came to town, and wanted to watch what a *galuafi* was, whether it was a wave of fire, but we were surprised to see, the sea receded until there was no sea water left. Even the reef was dried up, then it came back, this is when we understood that this is what you call a *galuafi*, but there was no fire. It came back and was standing up as well, I was very young then, but it only came to below my feet and went back out. I think it went back and forth six times, that was the power of the tsunami we first saw, and I heard a lot of people at that time being mentioned on 2AP that it was the first time Samoa had witnessed such an event. This means that there have never been such tsunamis before, but we have now seen how dangerous it is, in 2009, where people died. We have deliberated the Bill and provisions, and it emphasizes what the members have mentioned.

17 NOVEMBER 2020

Land Titles Registration Amendment Bill 2020
– second reading

In addition, there are staff present in the House to take note of the views expressed. As for me and Government, I applaud you all for the great recommendations, which will guide this part of Government, in the state of calamity faced by our planet.

Those are my concluding remarks.

Motion approved and the Meteorology, Geo-science and Ozone Services Bill 2020 was read a second time.

MR SPEAKER: Pursuant to Standing Orders, the Bill will be referred to the Infrastructure Sector Committee for consideration and be reported back to the Assembly in the next Sitting.

LAND TITLES REGISTRATION AMENDMENT BILL 2020
– second reading

MR SPEAKER: I call upon the Leader of the House.

Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI LOLOFIETEELE NEIOTI AIONO GALUMALEMANA Dr. SAILELE MALIELEGAOI: Mr Speaker I move a motion, *that the Land Titles Registration Amendment Bill 2020 be read a second time and I wish to make a clarification.*

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

MR SPEAKER: I call upon your Excellency for your clarification speech.

Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI LOLOFIETEELE NEIOTI AIONO GALUMALEMANA Dr. SAILELE MALIELEGAOI: Mr Speaker, this Bill, only has 2 clauses, it is very short, and it is only 2 Clauses. The only change is the changing of the number 12 to 17 and done. That is all.

The objective of the Bill is to be able to grant an extension of 5 years, from the date of commencement of the Bill, to the expiration period, which ends on the 21st of March 2021.

17 NOVEMBER 2020

Land Titles Registration Amendment Bill 2020
– second reading

This Bill registers the owner of lands, the registration of freehold lands. The current provision set is 12 years from the commencement of the Act in 2008, for all freehold lands to be registered. However, we are nearing the end date of the registration, which is next year in March, but freehold lands have not all been registered.

Included in these lands are freehold lands owned by individuals. Most of the lands of the Estate, are owned by those who have died, and have been given to their children. The problem now, most of these children are living all over the world. It is hard trying to get them together, as some are living in America and some in Britain. This makes it harder to get a decision on their lands, on what should be done to it whether it should be divided.

This has not been cleared yet, the Government will be giving those owning these freehold lands the opportunity to clear issues before registration. Also, the first arrangement, we used deeds, on lands that were registered and could be sold.

However, with the difficulty faced by the lawyers, and law firms to establish land purchases, ownership or control of land was secured under contents of deeds, land deeds, hence the majority have been lost. This is the reason why majority of the world, are now using the Torrent System, to register lands than writing deeds.

Therefore, the Act was passed in 2008 for freehold land. And now it will be concluded in March 2021. This means we have to take action now before dissolution of Parliament, or else we will not be able to do anything. However, a change must be made to replace the 12-year period, which is the expiration of the Act for registration. Another 5 years should be added making it 17, to give those who own these lands an opportunity as well as individuals who bought quarter acres, at the time it was first sold, apart from the new arrangement we have now of leasing.

Those are the people, there are some who have yet to pay it off. There are other organisations and churches who are trying to get together because of such situations, for the majority of churches, most villages give their lands, but it has not been surveyed. Or it has not been divided or been registered in the register. This is the reason for implementing this amendment. This amendment is just to change the number of 12 years that was allocated, that will finish in March 2021, and replace it with 17 meaning there will be another 5 years added for the Survey Office to advertise and remind people, that Government is giving them another opportunity, to register their freehold lands.

Mr Speaker the Bill is very simple.

17 NOVEMBER 2020

**Alcohol Control Bill 2018
– consideration in detail**

MR SPEAKER: Perhaps the matter has been clarified and it is now understood. There is also the idea that Parliament have understood in our session yesterday. There is conviction the matter is now clear. Is there anyone else who wishes to speak?

Motion approved and the Land Titles Amendment Bill 2020 was read a second time.

MR SPEAKER: Pursuant to Standing Orders, the Land Titles Registration Amendment Bill 2020 will be referred to the Infrastructure Sector Committee for consideration and be reported back to the Assembly in a future sitting.

This is one opportunity for the matter to be referred back to Committee and for members and people of the country listening.

**ALCOHOL CONTROL BILL 2018
– consideration in detail.**

MR SPEAKER: Pursuant to Standing Orders, the Assembly must approve the report of Committee on the Bill before consideration in detail.

I call upon the Chairperson of the Economic Sector Committee Tofa Laufo.

Tofa Hon LAUOFO FONOTOE NUA FESILI PIERRE LAUOFO: Mr Speaker I move a motion, *that the Assembly approves the Report of Committee that recommends the progress of the Alcohol Control Bill 2018 together with Amendments and Corrections.*

Seconded by the member of Palauli le Falefa and member of Aleipata Itupa i Lalo.

Motion approved.

MR SPEAKER: The Legislative Assembly has approved the report of Committee therefore we will commence with consideration in detail of the Bill.

Pursuant to Standing Orders, consideration in detail starts with Clause 2.

CLAUSE 2: Objectives and application of the Act.

Approved.

17 NOVEMBER 2020

Alcohol Control Bill 2018
– consideration in detail

CLAUSE 3: Interpretation.

MR SPEAKER: There is an Amendment from the Committee on Clause 3. I call upon the Chairperson.

Tofa Hon LAUOFO FONOTOE NUA FESILI PIERRE LAUOFO: Mr Speaker I move an amendment on Clause 3 as follows:

“AMENDMENT:**Clause 3:**

- (a) For the definition of “adulterated alcohol” substitute the full stop with a semi colon and insert the following paragraph (c); or (d) any other substance prescribed by regulations as adulterated alcohol.”
- (b) For the definition of “alcohol” (c) after “cider” insert “alcoholic ready to drink beverages”.
- (c) For the definition of “nightclub” substitute “nightclub” means a licensed premises that charges entry fees and has a designated dance floor and conducts any other activities as prescribed by Regulations or as determined by the Board.”
- (d) Insert the following new definition in its alphabetical order:- “bar” means a licensed premises that does not charge entry fees and does not have a designated dance floor and conducts any other activities as prescribed by Regulations or as determined by the Board.”

Tofa LEALAILEPULE RIMONI AIAFI: Mr Speaker.

MR SPEAKER: Apologies to the House, I call upon the member of Faleata West.

Tofa LEALAILEPULE RIMONI AIAFI: I want to understand this part of the Amendments made by the Committee. Does this mean in the opinion of the Committee, unless there is space for dancing, then it is called a club? If there is no place for dancing, then it is not a club? With respect.

17 NOVEMBER 2020

**Alcohol Control Bill 2018
– consideration in detail**

Tofa Hon LAUOFO FONOTOE NUAFESILI PIERRE LAUOFO: Yes, you are absolutely right, thank you.

MR SPEAKER: Very well.

Amendment approved.

Clause 3 approved as Amended.

CLAUSE 4: Alcohol Control Board.

MR SPEAKER: There is an Amendment from Committee on Clause 4. I call upon the Chairperson.

Tofa Hon LAUOFO FONOTOE NUAFESILI PIERRE LAUOFO: Mr Speaker I move an Amendment on Clause 4 as follows:

“AMENDMENT:

Clause 4(1) (a)

After Clause 4(1) (f) insert:-

“(g) the Chief Executive Officer of the Scientific Research Organisation of Samoa or his or her representative and revise the remaining paragraph accordingly.”

Amendment approved.

Clause 4 amended and approved.

17 NOVEMBER 2020

**Alcohol Control Bill 2018
– consideration in detail**

CLAUSE 5: Functions of the Board.

Approved.

CLAUSE 6: Powers of the Board.

Approved.

CLAUSE 7: Secretary of the Board.

Approved.

CLAUSE 8: Delegation of the Boards Powers.

Approved.

CLAUSE 9: Meetings of the Board.

Approved.

CLAUSE 10: Hearings held by the Board.

Approved.

CLAUSE 11: Standard of proof.

Approved.

17 NOVEMBER 2020

**Alcohol Control Bill 2018
– consideration in detail**

CLAUSE 12: Powers of the Chief Executive Officer.

Approved.

CLAUSE 13: Delegation of Powers by the Chief Executive Officer.

Approved.

CLAUSE 14: Sale of alcohol without licence.

Approved.

CLAUSE 15: Adulterated alcohol.

Approved.

CLAUSE 16: Sale or supply of alcohol to a person under 21 years.

Approved.

CLAUSE 17: Proof of age to be required.

Approved.

CLAUSE 18: Sale or supply of alcohol to intoxicated persons.

Approved.

17 NOVEMBER 2020

**Alcohol Control Bill 2018
– consideration in detail**

CLAUSE 19: Consumption of alcohol in certain places.

Tofa Hon LAUOFO FONOTOE NUA FESILI PIERRE LAUOFO: Mr Speaker, there is an Amendment from Committee on Clause 19.

MR SPEAKER: Apologies.

Clause 18 approved.

MR SPEAKER: There is Amendment by Committee on Clause 19 (2) b & (3). I call upon the Chairperson.

Tofa Hon LAUOFO FONOTOE NUA FESILI PIERRE LAUOFO: Mr Speaker I move an Amendment on Clause 19 as follows:

“AMENDMENT”

Clause 19(2) & (3):

(2) Substitute reference to “(2)” to “(1)”.

(3) for subclause (3) after “a school”, insert the following new definition:

“official function” means a function as prescribed by regulations.”

MR SPEAKER: Very well thank you.

Amendment approved.

Clause 19 approved and amended.

17 NOVEMBER 2020

**Alcohol Control Bill 2018
– consideration in detail**

CLAUSE 20: Minors on licensed premises.

Tofa LEALAILEPULE RIMONI AIAFI: Mr Speaker...

MR SPEAKER: I call upon the member of Faleata West.

Tofa LEALAILEPULE RIMONI AIAFI: I just want to ask about this part of the Bill. I have read the resolution by Committee and it seems they do not think this part is appropriate. Because it is only those over 21 years that are allowed in the club, but there is an opportunity to allow those 18 years and are working. Even if they are under supervision, under someone who is 21 years. Well, I do not know what the Committees view is on it, whether it is appropriate?

Tofa Hon LAUOFO FONOTOE NUAFESILI PIERRE LAUOFO: Thank you, Mr Speaker.

MR SPEAKER: Very well, thank you. I call upon the Chairperson.

Tofa Hon LAUOFO FONOTOE NUAFESILI PIERRE LAUOFO: There is no amendment done by Committee on Clause 20. But I will try and answer. Those who are under 18 years of age, remember there are schools like APTC where a few are studying courses in this field. Therefore, the Act gives them an opportunity, to carry out their trainings.

This does mean they are working there permanently before they turn 21. This is the reason of the implementation of this provision in the Bill. Mr Speaker, this is a response.

MR SPEAKER: Very well, I call upon the member once again.

Tofa LEALAILEPULE RIMONI AIAFI: Thank you the training mentioned by the Chairperson, is it training to drink? With respect.

Tofa Hon LAUOFO FONOTOE NUAFESILI PIERRE LAUOFO: I will not respond to the question. He already knows the answer.

MR SPEAKER: Very well, thank you. It seems the member who asked the question is laughing.

Clause 20 amended.

17 NOVEMBER 2020

**Alcohol Control Bill 2018
– consideration in detail**

CLAUSE 21: Classes of licences.

Approved.

CLAUSE 22: Requirements for licence applications.

MR SPEAKER: There is an Amendment by Committee on Clause 22. I call upon the Chairperson.

Tofa Hon LAUOFO FONOTOE NUA FESILI PIERRE LAUOFO: Mr Speaker, I move Amendment on Clause 22 as follows:

“AMENDMENT:

Clause 22(1):

Delete paragraph (e) and revise the remaining paragraph accordingly.

Amendment approved.

Clause 22 approved as amended.

CLAUSE 23: Secretary may require further information.

Approved.

CLAUSE 24: Matters to be considered in relation to licence applications.

Approved.

17 NOVEMBER 2020

**Alcohol Control Bill 2018
– consideration in detail**

CLAUSE 25: Granting or refusing a licence.

Approved.

CLAUSE 26: Licence conditions.

MR SPEAKER: There is an Amendment by Committee on Clause 26. I call upon the Chairperson.

Tofa Hon LAUOFO FONOTOE NUA FESILI PIERRE LAUOFO: Mr Speaker I move an Amendment on Clause 26 as follows:

“AMENDMENT:

Clause 26:

(a) After Clause 26(2) insert a new subclause (3) as follows:-

“(3) it is a condition of a bar licence and a nightclub licence that the licensee must employ persons as security staff who:
(a) Are of good character and standing
(b) Have not been convicted of a serious offence; and
(c) Have undertaken relevant training in security work; and
(d) Any other conditions prescribed by Regulations.”

(b) Renumber the subsequent subclauses accordingly.

Amendment approved.

Clause 26 approved as amended.

CLAUSE 27: Duration of a licence.

Approved.

17 NOVEMBER 2020

**Alcohol Control Bill 2018
– consideration in detail**

CLAUSE 28: Renewal of a licence.

Approved.

CLAUSE 29: Transfer of a licence.

Approved.

CLAUSE 30: Alteration and relocation of licensed premises.

Approved.

CLAUSE 31: Rights conferred by temporary licences.

Approved.

CLAUSE 32: Applications for a temporary licence.

Approved.

CLAUSE 33: Criteria for the grant of a temporary licence.

Approved.

CLAUSE 34: Granting or refusing a temporary licence.

Approved.

17 NOVEMBER 2020

**Alcohol Control Bill 2018
– consideration in detail**

CLAUSE 35: Days when sale of alcohol is not permitted.

MR SPEAKER: There is an Amendment by Committee on Clause 35. I call upon the Chairperson.

Tofa Hon LAUOFO FONOTOE NUA FESILI PIERRE LAUOFO: Mr Speaker, I move an Amendment on Clause 35 as follows:

“AMENDMENT:

Clause 35(3) (d):

After “levels” insert –
“Which includes in accordance with the Planning and Urban management Agency policy on noise control.”

Amendment approved.

Clause 35 approved as amended.

CLAUSE 36: Controls over the manufacture of alcohol.

Approved.

CLAUSE 37: Applications for a manufacturer’s licence.

Approved.

CLAUSE 38: Criteria for grant of manufacturer’s licence.

Approved.

17 NOVEMBER 2020

**Alcohol Control Bill 2018
– consideration in detail**

CLAUSE 39: Standards for the manufacture of alcohol.

Tofa LEALAILEPULE RIMONI AIAFI (Faleata West): Mr Speaker...

MR SPEAKER: I call upon the member of Faleata West.

Tofa LEALAILEPULE RIMONI AIAFI: I want to ask the Chairperson, first, are the licences given to breweries, Mr Chairperson and Committee I see that there was a lot of inspections carried out, is there a limit of these licenses issued. There should be a quota to look at than leaving it as it is.

Second, it is very clear in your report stated in Part 7 that there is concern seen in other breweries. Since we are now considering standard, I want to ask. What is a recommendation Committee would give, since I have looked through recommendations and nothing has been mentioned, what advice you would give to breweries who have poor liquor production. With respect.

MR SPEAKER: Very well, thank you. I call upon the Chairperson.

Tofa Hon LAUOFO FONOTOE NUA FESILI PIERRE LAUOFO: Mr Speaker the quota or number of licences issued to breweries is implemented under the Liquor Board, they are in charge of applications submitted and consider if a licence can be issued.

As for the matter regarding standards of alcohol, the member is right, we visited many facilities that produce alcohol on the extent of spirits. Even also visited the breweries, like Taula and Vailima. It is true and there are manufacturers that we have already advised and made a report to the Liquor Board to carefully oversee them, to collaborate with the Ministry of Health. We were also informed by the Liquor Board that they make regular visits to the breweries. The Committee has noted that there are areas that need improvement, much needs to be improved in terms of looking at the situation for the safety of the country's consumption of alcohol.

That is what is provided in this Bill, so it also sets out the requirement for standards, the criteria that must be met in the efficient production of alcohol and safety, also the health of the country. These are the provisions. Other parts of the findings, those are included under Regulations of the Ministry.

MR SPEAKER: Very well, thank you. I thank members for raising such matters, the clarification given by Committee is now clear in regards to the recommendations. I thank the member of Faleata West and also thank the Chairperson.

17 NOVEMBER 2020

**Alcohol Control Bill 2018
– consideration in detail**

Clause 39 approved.

CLAUSE 40: Grant of a licence to manufacture alcohol.

Approved.

CLAUSE 41: Renewal of manufacturers licences.

Approved.

CLAUSE 42: Conditions for a manufacturers licence.

MR SPEAKER: There is an Amendment by Committee on Clause 42. I call upon the Chairperson.

Tofa Hon LAUOFO FONOTOE NUA FESILI PIERRE LAUOFO: Mr Speaker I move the amendment to clause 42 as follows:

“AMENDMENT:

Subclause 42:

After subclause (3) insert:-

“(4) A licensee who is granted a license under this Part who, alters his or her or their method of brewing or formulae used for brewing without the approval of the Board commits an offense.”

Amendment Approved.

Clause 42 Approved as Amended.

17 NOVEMBER 2020

**Alcohol Control Bill 2018
– consideration in detail**

CLAUSE 43: Breach of conditions for a license to manufacture alcohol.

Approved.

CLAUSE 44: Import of alcohol.

MR SPEAKER: The Committee has an Amendment to clause 44. I call upon the Chairperson of the Committee.

Tofa Hon LAUOFO FONOTOE NUA FESILI PIERRE LAUOFO: Mr Speaker I move the amendment to clause 44 as follows:

“AMENDMENT:

Clause 44:

(a) For subclause (2) substitute:

“(2) Subsection (1) does not apply to a person of or over 21 years who enters Samoa and brings as part of his or her personal luggage bottle or bottles of alcohol containing not more than 2250mls in total.”

(b) For subclause (3) delete the phrase “and at the cost of the Ministry responsible for finance.”

Amendment Approved.

Clause 44 Approved as Amended.

CLAUSE 45: Applications for a license to import alcohol.

MR SPEAKER: There is an Amendment of the Committee to clause 45. I call upon the Chairperson.

17 NOVEMBER 2020

**Alcohol Control Bill 2018
– consideration in detail**

Tofa Hon LAUOFO FONOTOE NUA FESILI PIERRE LAUOFO: Mr Speaker I move the Amendment to clause 45 as follows:

“AMENDMENT:

Clause 45(2)(b):

Delete the phrase “the Excise Division of.”

Amendment Approved.

Clause 45 Approved as Amended.

CLAUSE 46: Granting of license.

MR SPEAKER: The Committee has an Amendment to clause 46. With respect call upon the Chairperson of the Committee.

Tofa Hon LAUOFO FONOTOE NUA FESILI PIERRE LAUOFO: Mr Speaker I move the amendment to clause 46(3) as follows:

“AMENDMENT:

Clause 46(3):

Delete the phrase “the Excise Division of.”

Amendment Approved.

Clause 46 Approved as Amended.

CLAUSE 47: Conditions for a license to import alcohol.

Approved.

17 NOVEMBER 2020

**Alcohol Control Bill 2018
– consideration in detail**

CLAUSE 48: Renewal of license to import alcohol.

Approved.

CLAUSE 49: Breach of conditions for a license to import alcohol.

Approved.

CLAUSE 50: Restrictions on types of alcohol products.

Approved.

CLAUSE 51: Labelling requirements for alcohol products.

Approved.

CLAUSE 52: Controls over the advertising and promotion of alcohol.

Approved.

CLAUSE 53: Maintaining peace and good order.

Approved.

CLAUSE 54: Hearings in relation to complaints.

Approved.

17 NOVEMBER 2020

**Alcohol Control Bill 2018
– consideration in detail**

CLAUSE 55: Suspension of licenses.

Approved.

CLAUSE 56: Cancellation of licenses.

Approved.

CLAUSE 57: Alcohol inspectors.

Approved.

CLAUSE 58: Powers of entry and inspection.

MR SPEAKER: There is an Amendment by the Committee, please I call upon the Chairperson.

Tofa Hon LAUOFO FONOTOE NUA FESILI PIERRE LAUOFO: Mr Speaker I move the amendment to clause 58 as follows:

“AMENDMENT:

Clause 58(1) & (2):

For subclause (1) and (2) substitute:

- (1). A police officer or alcohol inspector may:
 - (a) At any time when the sale, supply or import is authorized by a license, enter and inspect the licensed premises for the purposes of enforcing this Act and determining whether any requirement applicable to the license or licensed premises is being breached; or

17 NOVEMBER 2020

**Alcohol Control Bill 2018
– consideration in detail**

- (b) Enter and inspect any premises at any time if there are reasonable grounds for suspecting that alcohol is being unlawfully sold, supplied or imported on the premises, or that any other breach of this Act is occurring.
- (2) A police officer or alcohol inspector may subject to approval of the Board:-
- (a) Enter and inspect premises that manufactures alcohol for the purposes of enforcing this Act; or
 - (b) Enter and inspect a premises that manufactures alcohol if there are reasonable grounds for suspecting that alcohol is being unlawfully manufactured on the premises, or that any other breach of this Act is occurring.”

Amendment Approved.

Clause 58 Approved as Amended.

CLAUSE 59: Directions from the alcohol inspector or police officer.

Approved.

CLAUSE 60: Evidence of certain matters.

Approved.

CLAUSE 61: Powers of the Commissioner of the Samoa Police Service to order closure of premises etc.

Approved.

17 NOVEMBER 2020

**Alcohol Control Bill 2018
– consideration in detail**

CLAUSE 62: Exclusion of persons from licensed premises.

Approved.

CLAUSE 63: Infringement notices.

Approved.

CLAUSE 64: General penalty.

Approved.

CLAUSE 65: Breach of license conditions.

Approved.

CLAUSE 66: People on licensed premises for unlawful purposes.

Approved.

CLAUSE 67: Sale of undesirable alcohol products.

Tofa LEALAILEPULE RIMONI AIAFI: Mr Speaker...

MR SPEAKER: I call upon the member for Faleata West.

Tofa LEALAILEPULE RIMONI AIAFI: I wish to question the honorable Chairperson regarding this wording on Part 67(3). Firstly, it is very serious, this offence is quite serious regarding the selling of this alcohol without a license.

17 NOVEMBER 2020

**Alcohol Control Bill 2018
– consideration in detail**

The offense in comparison to the many penalties listed in the Bill, it is quite serious. When it comes to the severity of this offense, the degree of penalty has been dropped.

The other thing is the wording for undesirable alcohol product. Well I am unsure, this is so new to me, because the wording should have been done directly – unfit for human consumption. Although it seems, I do understand what exactly this means it is unnecessary. This is the question with respect.

MR SPEAKER: Well done thanks. I call upon the honorable Chairperson of the Committee.

Tofa Hon LAUOFO FONOTOE NUA FESILI PIERRE LAUOFO: Mr Speaker, perhaps this clause is referring rightfully on the raising concern., whereby the whiskey container that had entered the country we are used to...the label has been made similar, misleading statements for labels when it is not the right whiskey here as it should be Red Label, the Scotch entering our country was meant to be for sale to the country however, they were withheld by the Tax Ministry as it was not fitting with the Law.

MR SPEAKER: Thank you. I will allow the member for Faleata West.

Tofa LEALAILEPULE RIMONI AIAFI: You honor, thank you, because it is, perhaps the Committee should change the heading on this exact part of the Bill. Because the Bill should therefore say, it is misleading or fabricate or fake for these things...the only thing that is stated here, is undesirable alcohol. But if it is fine, because it is...with due respect.

MR SPEAKER: I call upon the Chairperson.

Tofa Hon LAUOFO FONOTOE NUA FESILI PIERRE LAUOFO: Mr Speaker, perhaps if the member can look at the Samoan version clause (b) there is a wording on the other side of this Bill that goes, mark it for simplification, any statement can be fabricated or misleading. Thank you.

MR SPEAKER: Very well. Your time is finished.

Tofa LEALAILEPULE RIMONI AIAFI: Well the member is referring to part (b), when what I am saying is conditions. Never mind, because they were able to drink a few whiskeys. With all due respect. Thank you.

17 NOVEMBER 2020

Motion to Extend Sitting Hours

MR SPEAKER: Well done thanks.

Tofa NAMULAUULU SAMI LEOTA (Faasaleleaga No.2): Mr Speaker, let the Chairperson have a rest and the member. Because I notice there is a difference in these things.

With regards to Fonotoe's statement, it seems the information is misleading, when Leala is also speaking of unfit for human consumption. It seems that the member is referring to whiskey from overseas, which we recently went and bought our boxes. It would be good of the Minister states clearly what he meant, lest we take importance of these bottles which are unfit for human consumption, and we may end up having problems. Because we had bought them very recently but do clarify it now as these are being sold out to the public.

MR SPEAKER: Very well. Pardon me, although the member's speech is disorder, but I call the member if he has an addition to the Minister's statement.

Afioga Hon TIALAVEA FEA LENIU TIONISIO HUNT (Minister for Revenue): There is no addition your honor. With regards tot his part of the Bill, it is specifically for bottles that were brought, and the labels as stated by the Chairperson. As for the used bottles they have already been tested by SROS and are good, we therefore are holding on to them as they cannot be released, as the labeling there is wrong, it is fabricated, although it is good.

You are still living when you have drunk 4 bottles.

MR SPEAKER: Thank you. Do have a look into this lest the entire country gets intoxicated. Thank you. I call upon the Leader of the State for a motion to resume our work so that it is complete as we have a few more minutes left please.

MOTION TO EXTEND SITTING HOURS

Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI LOLOFIETEELE NEIOTI AIONO GALUMALEMANA Dr. SAILELE MALIELEGAOI: Mr Speaker since we are aiming to complete our Order Paper scheduled for today, and the significance of these Bills, I therefore move, *To amend our Sitting days as follows, to continue Proceedings of the Legislative Assembly this afternoon until the consideration and the third reading is complete, then we can adjourn our Proceedings until next month.*

This is the motion with respect.

17 NOVEMBER 2020

Alcohol Control Bill 2018
– consideration in detail

Seconded by the Minister of Commerce, Industry and Labour, Minister of Works, Transport and Infrastructure, Minister of Women, Community and Social Development.

Motion was approved.

MR SPEAKER: We shall proceed until we finish then we can break. Matter has now been made clear. Is it clear Namulauulu in accordance with your will?

Tofa NAMULAUULU SAMI LEOTA: Yes, thank you.

MR SPEAKER: Thank you very much. Savaii is quick to comprehend.

Clause 67 Approved.

CLAUSE 68: Cleanliness and maintenance of licensed premises.

Afioga FUIMAONO TEO SAMUELU TEO (Falealili East): Mr Speaker, this part of the Bill now speaks of insecurity for selling due to falsification. Is there another amendment to this part of the Bill so that ...

MR SPEAKER: Which is it are you referring to?

Afioga FUIMAONO TEO SAMUELU TEO: We have come to the part whereby the supply of goods has entered the country and could not be trapped at the wharf please. Whether there is a provision like that.

MR SPEAKER: Very well, let us proceed mistakenly on your will. Go ahead Chairperson whether you have a comment on this matter as he has responded to his own question.

Tofa Hon LAUOFO FONOTOE NUAFESILI PIERRE LAUOFO: No your honour, the member's question is good as it refers to a different Bill, for people entering the port unlawfully and with regards to goods entering the country.

MR SPEAKER: Pardon the member for Falealili until we come to that then we will respond to it.

17 NOVEMBER 2020

**Alcohol Control Bill 2018
– consideration in detail**

Clause 68 Approved.

CLAUSE 69: Provision of false information.

Approved.

CLAUSE 70: Licensee liable for acts of employees.

Approved.

CLAUSE 71: Approved forms.

Approved.

CLAUSE 72: Forfeiture of alcohol.

Approved.

CLAUSE 73: Protection of Board members and other.

Approved.

CLAUSE 74: Regulations.

Approved.

17 NOVEMBER 2020

**Alcohol Control Bill 2018
– consideration in detail**

CLAUSE 75: Repeal.

Approved.

CLAUSE 76: Savings provisions.

Approved.

CLAUSE 77: Transitional arrangements.

Approved.

CLAUSE 1 AND THE TITLE:

CLAUSE 1: Short title and commencement.

TITLE: Alcohol Control Bill 2018.

MR SPEAKER: The Committee has a Correction to Clause 1 and the Title. With respect I call upon the honorable Chairperson.

Tofa Hon LAUOFO FONOTOE NUA FESILI PIERRE LAUOFO: Mr Speaker I move the Correction to Clause 1 and the Title as follows:

“CORRECTION:

Omit the number 2018 and thereby substitute with 2020 as follows:

Alcohol Control Bill 2020”.

Correction Approved.

Clause 1 and the Title Approved as Corrected.

17 NOVEMBER 2020

Customs Tariff Amendment Bill 2020
– consideration in detail

The Alcohol Control Bill 2020 progressed with Corrections.

CUSTOMS TARIFF AMENDMENT BILL 2020
– consideration in detail

MR SPEAKER: Pursuant to Standing Orders, the Legislative Assembly must first approve the Report of the Committee before it proceeds to the Detail Consideration.

I call upon the Chairperson of the Committee.

Tofa Hon LAUOFO FONOTOE NUA FESILI PIERRE LAUOFO: Mr Speaker I move the motion, *That the Legislative Assembly approves the Report of the Committee which recommends that the Customs Tariff Amendment Bill 2020 progresses without amendment.*

Seconded by the member of Aleipata Itupa i Lalo and the member for Palauli le Falefa.

Motion was approved.

MR SPEAKER: The Legislative has approved the Report of the Committee and will now proceed to the consideration of the Bill.

CLAUSE 2: Schedule 2 amended.

Approved.

CLAUSE 1 & TITLE:

CLAUSE 1: Short title and commencement.

TITLE: Customs Tariff Amendment Bill 2020.

Approved.

The Customs Tariff Amendment Bill 2020 progressed without Amendment.

17 NOVEMBER 2020

MOTION TO SET ASIDE STANDING ORDERS

MR SPEAKER: I move the motion to set aside Standing Orders. I call upon the Leader of the Government or the Hon Prime Minister.

Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI LOLOFIETELE NEIOTI AIONO GALUMALEMANA Dr. SAILELE MALIELEGAOI: Mr Speaker I move, *That Standing Orders 108(4) be set aside to allow the third reading of the 2 Bills on this Sitting day.*

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

Motion was approved.

ALCOHOL CONTROL BILL 2020
– **third reading**

MR SPEAKER: I call upon the Hon Minister of Revenue.

Afioga Hon TIALAVEA FEA LENIU TIONISIO HUNT: Thank you honorable Speaker. Before I move the motion, I wish to acknowledge the honorable Chairperson and the Committee for the work you were engaged in which was not easy to do, as it was very significant. I applaud your efforts.

Mr Speaker I move the motion, *That the Alcohol Control Bill 2020 be now read a third time.*

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

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

CUSTOMS TARIFF AMENDMENT BILL
– **third reading**

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

Afioga Hon TIALAVEA FEA LENIU TIONISIO HUNT: Mr Speaker I move, *That the Customs Tariff Amendment Bill 2020 be read a third time.*

17 NOVEMBER 2020

Motion for Adjournment

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

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

MR SPEAKER: Very well we have come to the end of our work today. I salute and commend your efforts as we have extended our time so that we are able to pass these Bills and be read a second time and third time, so that they can be referred to the Committees for their review and report back to Parliamentary Sitting in the future. Well done, thank you Samoa for your support.

Before I proceed, I call upon the Hon Prime Minister for your statement.

MOTION FOR ADJOURNMENT

Susuga Hon TUILAEP AUELUA FATIALOFA LUPESOLIAI LOLOFIETELE NEIOTI AIONO GALUMALEMANA Dr. SAILELE MALIELEGAOI: I applaud you honorable Speaker in your perseverance in managing our Sitting in Parliament. I further wish to acknowledge the members of the Legislative Assembly who have contributed in the 4 Bills that were under discussion today.

I commend His Highness O Le Ao o le Malo and the member of the Council of Deputies, the Chief Justice and the Judiciary. The honorifics of Samoa, *O le paia lava lea faasino i le tapuaiga a Aiga ma latou Tama, faapea foi le Usoga a Tumua ma Puleono i Salafai*, most especially the prayers of religious leaders who are pleading for success upon our duties and roles.

We have finished deliberating the 4 Bills that were proposed in our Sitting today. Well done. Whatever differences we have come across, well that is the nature of our work, *“e tetele lava i pesega ae matua i le oo”*. May we also bear forgiveness in our hearts.

Before we disperse, may God bless the members of the Legislative Assembly.

I therefore wish to move honorable Speaker and the dignity of the House, *To adjourn our Sitting until Tuesday 15 December 2020 at 9:00am.*

MR SPEAKER: The motion has been moved to adjourn our Sitting until Tuesday, 15th of December at 9:00am and has been seconded by the Ministers of Cabinet.

17 NOVEMBER 2020

Motion for Adjournment

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

Motion was approved.

MR SPEAKER: Samoa and the dignity of Parliament, I will not make a mention of your traditional honorifics again, as the Leader of the House has already spoken and so he has spoken for all of us. No iota nor letter can omit the honorifics of Samoa.

Samoa is a country of divisional status that remains forever. The same with the members of the Church with your role in prayer day and night, well done. That is how our work is done, for blessings upon this Parliament, and also our people who are engaged in any duty for the development of Samoa, we are blessed because of your prayers.

Bless your support. Before we adjourn, I call upon the member of Faasaleleaga No.3, to end our Sitting with a prayer.

Proceedings of the Legislative Assembly adjourned at 1:17pm until 9:00am on Tuesday, 15th December 2020.