



**LEGISLATIVE ASSEMBLY
CAYMAN ISLANDS**

**REPORT OF THE STANDING FINANCE COMMITTEE
ON THE**

The Appropriation (July 2009 to June 2010) Bill 2009

**Second Meeting of the (2009-2010) Session
of the Legislative Assembly**

Laid upon the Table of this Honourable House this 14th day of October, 2009

1. Reference

Following the second reading of The Appropriation (July 2009 to June 2010) Bill 2009 on 7th October, 2009, the Bill stood committed to the Standing Finance Committee of the Legislative Assembly in accordance with the provisions of Standing Order 63(3).

2. Composition of Committee

In accordance with the provisions of Standing Order 75(2), the Standing Finance Committee comprises all Honourable Elected Members of the Legislative Assembly with the Financial Secretary as Chairman.

3. Meetings

The Committee met on the following days -

- (i) Wednesday 7th October, 2009
- (ii) Thursday 8th October, 2009
- (iii) Friday 9th October 2009
- (iv) Monday 12th October, 2009
- (v) Tuesday 13th October, 2009

4. Chief Officers, Witnesses and Persons in Attendance

Chief Officers attended meetings to provide information to the Committee. Other Government Officers were also in attendance to provide information and/or to assist the Committee and Chief Officers.

5. Consideration of The Appropriation (July 2009 to June 2010) Bill, 2009

The Committee had before it The Appropriation (July 2009 to June 2010) Bill 2009 together with the Annual Plan and Estimates for the Government of the Cayman Islands for the Financial Year ending 30 June 2010, together with the Annual Budget Statements for Ministries and Portfolios for the Financial Year ending 30 June 2010, Purchase Agreements for Statutory Authorities, Government Companies and Non-Governmental Output Suppliers for the Year ending 30 June 2010, and Ownership Agreements for Statutory Authorities and Government Companies for the Year ending 30 June 2010.

5.1. Clauses 1 and 2 of the Bill

In accordance with the provisions of Standing Order 64(1), Clauses 1 and 2 of the Appropriation (July 2009 to June 2010) Bill, 2009 stood postponed until after the consideration of the Schedule of the Bill.

5.2. Consideration of the Schedule of the Bill – Standing Order 64(3)

The Committee considered the Schedule of the Bill and agreed to the Appropriations for Output Groups, Other Executive Expenses, Equity Investments, Transfer Payments, Financing Expenses, Loans Made, Borrowings and Executive Assets set out in the Bill with the following amendments -

5.3. **Motions:**

Motion No 1

TP 52 – After School, Young Leaders, Sports and Other Assistance

On a motion moved by the Hon LoGB, Minister for FST&D the Committee agreed that the appropriation name “After School, Young Leaders, Sports and Other Assistance” be changed to “Promotion of Nation Building and Church based support”.

Motion No. 2

NGS 73 – Youth Employment Initiative

On a motion moved by Hon Rolston M Anglin, Minister for ET&E the Committee agreed that the appropriation name “Youth Employment Initiative” be changed to Employment Initiatives”.

Motion No. 3

TP 36 – Residential Electricity Consumption Rebate

On a motion moved by Mr D Ezzard Miller, the Elected Member for North Side, under Standing Order 24(9)(g) the Committee agreed that the question be now put on TP 36.

Motion 4

**Finance Committee to consider the Creation
of a Legal Aid Office**

WHEREAS the cost of legal aid grew from CI\$734,177 to CI\$1,500,000 in June 2005. This cost was CI\$750,000 in 2001 and CI\$970,000 in 2002;

WHEREAS the records of the Chief Financial Officer of the Portfolio of Legal Affairs shows that in January 2003 this cost was CI\$2,103,187;

WHEREAS the legal aid budget for 2007 was CI\$1.85 million;

AND WHEREAS this can be compared to the cost of prosecution which in 2007 totalled CI\$2.1 million;

AND WHEREAS a review of the legal aid system was conducted by the Law Reform Commission resulting in a Final Report No. 4 dated July 2008 (the “Report”) which stated that there were other ways to effectively administer legal aid;

AND WHEREAS the report specified that the “Legislative Assembly was concerned about the high costs of legal aid in the Islands”;

BE IT NOW THEREFORE RESOLVED THAT the Finance Committee consider the high cost of the provision of legal aid in the Cayman Islands;

AND BE IT NOW FURTHER RESOLVED THAT THE Finance Committee consider the proposal put forward to lower the cost of legal aid through the creation of a legal aid office as presented to the Government by Attorneys at Law Mr. Steve McField and Mrs. Theresa Pitcairn.

MOVED BY: Mr Dwayne Seymour, MLA, Mr Cline Glidden, MLA, Mr Ellio Solomon, MLA and Capt Eugene Ebanks.

The Committee agreed to Motion 4 - Finance Committee to consider the Creation of a Legal Aid Office.

Motion No. 5

Appropriations to the Cabinet on behalf of the Chief Justice

Moved by Hon LoGB, Minister for FST&D

Output Group NGS 2 – Legal Aid Services

By decreasing NGS 2 by CI\$1,550,000.00 to reflect a new policy for the provision of Legal Aid services.

The revised 2009/2010 Appropriation will be CI\$300,000.00

The Committee Agreed to the revised Appropriation for NGS 2.

Motion No. 6

Appropriations to the Minister of Financial Services, Tourism and Development

Moved by Hon LoGB, Minister for FST&D

To insert a new Output Group Appropriation

FTD 22 – Services provided by the Legal Aid Office – CI\$500,000.00

To reflect a new policy for the provision of Legal Aid services.

The Committee Agreed to the new Appropriation for FTD 22.

Motion No. 7

Appropriations to the Minister of Financial Services, Tourism and Development

Moved by the Hon LoGB, Minister of FST&D

Output Group NGS 7 – Management of Small Business Development

By increasing NGS 7 by CI\$150,000.00 in the cost of the output being purchased from the Caymanian Land and Sea Co-Operative Society Limited.

The revised 2009/10 Appropriation will be CI\$350,000.00.

The Committee Agreed to the revised Appropriation for NGS 7.

Motion 8
Transfer Payments

Moved by Hon LoGB, Minister for FST&D

TP 52 – Promotion of Nation Building and Church Based Support

By increasing TP 52 by CI\$400,000.00 for a grant to the Bodden Town Church of God Chapel towards the construction of a Multi-Purpose Church Hall which can be used as a Hurricane Shelter for the District.

The revised 2009/10 Appropriation will be CI\$2,800,000.00

The Committee Agreed to the revised Appropriation for TP 52.

Motion No. 9
Equity Investments

Moved by the Hon LoGB, Minister for FST&D

EI 51 – Equity Investment – Ministry of Financial Services, Tourism and Development

By increasing EI 51 by CI\$200,000.00 for an extension to the Frank Sound Fire Station to accommodate new fire trucks.

The revised 2009/10 Appropriation will be CI\$1,202,500.00.

The Committee Agreed to the revised Appropriation for EI 51.

Motion No. 10
Appropriations to the Chief Secretary

Moved by the Hon LoGB, Minister for FST&D on behalf of the Chief Secretary

Output Group IEA 15 – Servicing of the Legislative Assembly and Members of the Legislative Assembly

By increasing IEA 15 by CI\$50,000.00 to cover the cost of employing one dedicated Research Analyst for the Legislative Assembly.

The revised 2009/2010 Appropriation will be CI\$1,415,738.00

The Committee Agreed to the revised Appropriation for IEA 15.

Motion No. 11
Appropriations to the Minister of District Administration,
Works and Gender Affairs

Moved by Hon Juliana Y O'Connor Connolly, JP, Minister for DAW&GA

Executive Assets EA 99 - Public Facilities, Jetties and Ramps

By increasing EA 99 by CI\$250,000.00 for the construction of a boat launching ramp in Bodden Town.

The revised 2009/10 Appropriation will be CI\$400,000.00.

The Committee Agreed to the revised Appropriation for EA 99.

5.4. Standing Order 64(4)

In accordance with the provisions of Standing Order 64(4), the Committee agreed that the Schedule as amended stand part of the Bill.

5.5 Standing Order 64(5)

In accordance with Standing Order 64(5) the Committee on consideration of the Clauses of the Bill agreed that Clause 1, and Clause 2 of the Appropriation (July 2009 to June 2010) Bill, 2009 stand part of the Bill.

6. Standing Order 64(7)

In accordance with the provisions of Standing Order 64(7), I beg to lay upon the Table of this Honourable House the Report of the Standing Finance Committee on

The Appropriation (July 2009 to June 2010) Bill, 2009 and, in accordance with the provisions of Standing Order 74(5), I do move that the Report be adopted.

Hon G Kenneth Jefferson, JP
Chairman

Hon. W. McKeeva Bush, OBE, JP, MLA
Minister for Financial Services, Tourism & Development

Hon. Juliana Y. O'Connor-Connolly, JP, MLA
Minister for District Administration,
Works and Gender Affairs

Hon. Rolston M. Anglin, MLA
Minister for Education, Training and Employment

Hon. Michael T. Adam, MBE, MLA
Minister for Community Affairs and Housing

Hon. J. Mark P. Scotland, MLA
Minister for Health, Environment,
Youth, Sports and Culture

Hon Cline A Glidden, Jr, MLA
Deputy Speaker

Capt. A. Eugene Ebanks, JP, MLA
Fourth Elected Member for West Bay

Mr. Ellio A.. Solomon, MLA
Fourth Elected Member for George Town

Mr. Dwayne S. Seymour, MLA
Third Elected Member for Bodden Town

Mr. D. Ezzard Miller, JP, MLA
Elected Member for North Side

Hon. D. Kurt Tibbetts, JP, MLA
First Elected Member for George Town

Mr. Alden M. McLaughlin, Jr, JP, MLA
Third Elected Member for George Town

Mr. Moses I. Kirkconnell, JP, MLA
First Elected Member for Cayman
Brac and Little Cayman

Mr. Anthony S. Eden, OBE, JP, MLA
Second Elected Member for Bodden

Mr. V. Arden McLean, JP, MLA
Elected Member for East End