



PROCEEDINGS OF THE GIBRALTAR PARLIAMENT

AFTERNOON SESSION: 2.30 p.m. – 5.25 p.m.

Gibraltar, Thursday, 12th July 2012

The Gibraltar Parliament

The Parliament met at 2.30 p.m.

[MR SPEAKER: Hon. H K Budhrani QC *in the Chair*]

[CLERK TO THE PARLIAMENT: M L Farrell Esq RD *in attendance*]

Order of the Day

Appropriation Act 2012
Committee Stage and Third Reading to be taken the same day

Clerk: The Appropriation Act 2012.

Chief Minister (Hon. F R Picardo): Mr Speaker, I beg to give notice that the Committee Stage and Third Reading of the Bill be taken today, if all Members agree.

Mr Speaker: Do all hon. Members agree that the Committee Stage and Third Reading of the Bill be taken today? (*It was agreed.*)
Committee Stage and Third Reading will be taken today.

**A Bill for an Act to amend the Magistrates' Court Act
First Reading approved**

15 **Clerk:** A Bill for an Act to amend the Magistrates' Court Act.
The Hon. the Minister for Education, Financial Services, Gaming, Telecommunications and Justice.

Minister for Education, Financial Services, Gaming, Telecommunications and Justice (Hon. G H Licudi): Mr Speaker, I have the honour to move that a Bill for an Act to amend the Magistrates' Court Act should be read a first time.

20 **Mr Speaker:** I now put the question, which is that a Bill for an Act to amend the Magistrates' Court Act be read a first time.
Those in favour. (**Members:** Aye.) Those against. Carried.

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**Magistrates' Court (Amendment) Act 2012
Second Reading approved**

30 **Clerk:** The Magistrates' Court (Amendment) Act 2012.

Minister for Education, Financial Services, Gaming, Telecommunications and Justice (Hon. G H Licudi): Mr Speaker, I have the honour to move that the Bill be now read a second time.

35 **Mr Speaker,** this is a very short Bill. It simply amends section 9 of the Magistrates' Court Act, so that for the word 'seventy' there is substituted the word 'seventy-two'.

The effect of this is that magistrates – lay magistrates – who sit on the Bench as Justices of the Peace will not be required to automatically go on the supplemental list and therefore retire from the Bench at the age of 70; this will happen at the age of 72.

40 This Bill comes about, Mr Speaker, as a result of representations made by the Gibraltar Magistrates' Association. They felt that causing Justices of the Peace to retire when they reach the age of 70, in their words, 'causes a loss of valuable knowledge and expertise to the judiciary, given the experience lay magistrates can bring significant depth to the Bench' and they felt it was not in the interests of the judiciary.

45 Having canvassed the views of the Chief Justice and the Judicial Services Commission and also of my hon. colleague, Mr Cortes, who was himself an active Justice of the Peace, just before the Elections, we have come to the conclusion that it is right to increase the age from 70 to 72, in line with judges in any event. But it will be, of course, up to the Bench to decide in respect of any particular person whether they are fit and active to continue sitting until that age.

50 That is the simple purpose of this Bill, Mr Speaker.

Mr Speaker: Before I put the question does any hon. Member wish to speak on the general principles and merits of the Bill?

The Hon. Daniel Feetham.

55 **Hon. D A Feetham:** Yes, Mr Speaker, we will be supporting the Bill. It is a sensible move. I have always felt myself that there is an inherent contradiction in the way that we allow, for example, Court of Appeal judges to sit here in Gibraltar, and some of them are obviously over 70 years old and yet we force lay magistrates to retire at the age of 70, so certainly we feel it is a sensible move. It will provide the justice system with a valuable resource – people who are experienced – for an extra two years, and we will be supporting the Bill.

60 Mr Speaker, may I also take this opportunity, perhaps, to ask – I did not hear it from the Chief Minister in his reply – the hon. Gentleman whether he wants to associate himself with my words yesterday in relation to the honour awarded by Her Majesty to the President of the Gibraltar Courts?

65 **Mr Speaker:** Does any other hon. Member wish to speak on the general principles and merits of the Bill?

The Hon. the Chief Minister.

70 **Chief Minister (Hon. F R Picardo)** Mr Speaker, I am grateful for the opportunity to rise to deal with that point.

The hon. Gentleman is right, he said those things in the course of his intervention and I was dealing with the politics of his intervention in the Appropriation Bill and did not associate myself and the Government with that honour, which I now do and I am happy to do.

75 Sir Murray Stuart-Smith has been associated with Gibraltar in the Court of Appeal and as the first Head of the Judiciary in Gibraltar after the legislative changes that were voted for by this House. The hon. Gentleman knows that we did not agree with the structure of that, but that is not to denigrate from the job that Sir Murray did, when he was in Gibraltar, when he associated himself with Gibraltar for the benefit in the end of the jurisdiction.

80 **Mr Speaker:** I do not suppose the mover of the Bill should add anything?

Hon. G H Licudi: Mr Speaker, simply to say that we are grateful for the support of the Opposition on this matter. It is going to bring matters in line at the age of 72 and hon. Members in line with that initiative.

85 Hon. Members will see that there is another Bill in the Order Paper, which is not going to be taken today, which amends the Supreme Court Act, which essentially does the same for lay assessors.

There will in fact be a slight amendment to the Bill, for which I will give notice, but it will not affect that particular part, so that everybody that sits on the Judiciary will have a common age of 72.

90 **Mr Speaker:** I now put the question, which is that a Bill for an Act to amend the Magistrates' Court Act be read a second time. Those in favour. (**Members:** Aye.) Those against. Carried.

95 **Magistrates' Court (Amendment) Act 2012**
Committee Stage and Third Reading agreed to be taken the same day

Clerk: The Magistrates' Court (Amendment) Act 2012.

100 **Minister for Education, Financial Services, Gaming, Telecommunications and Justice (Hon. G H Licudi):** Mr Speaker, I beg to give notice that the Committee Stage and Third Reading of the Bill be taken today, if all hon. Members agree.

105 **Mr Speaker:** Do all hon. Members agree that the Committee Stage and Third Reading of the Bill be taken today? (*It was agreed.*)
Committee Stage and Third Reading will be taken today.

110 **COMMITTEE STAGE**

Appropriation Bill 2012
Magistrates' Court (Amendment) Bill 2012

115 **Clerk:** Committee Stage and Third Reading, the Hon. the Chief Minister.

Chief Minister (Hon. F R Picardo): Mr Speaker, I have the honour to move that the House should resolve itself into Committee to consider the following Bills clause by clause: the Appropriation Bill 2012; and the Magistrates' Court (Amendment) Bill 2012.

120 *In Committee of the whole Parliament:*

125 **Appropriation Bill 2012**
Clauses considered and approved

130 **Clerk:** A Bill for an Act to appropriate sums of money to the service of the year ending on the 31st day of March 2013.
Clause 1.

Mr Chairman: Clause 1 stands part of the Bill.

135 **Clerk:** Clause 2, Consolidated Fund Expenditure – Head 1, Treasury, subhead 1, Payroll.

Mr Chairman: Clause 2, Head 1, Treasury, subhead 1, Payroll stands part of the Bill.

Clerk: Subhead 2, Other Charges.

140 **Mr Chairman:** Subhead 2, Other Charges stands part of the Bill.

Clerk: Head 2, No. 6 Convent Place, subhead 1, Payroll.

145 **Mr Chairman:** Head 2, subhead 1, Payroll stands part of the Bill.

Clerk: Subhead 2, Other Charges.

Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

150 **Clerk:** Head 3, Customs, subhead 1, Payroll.

Mr Chairman: Head 3, Customs, subhead 1, Payroll stands part of the Bill.

155 **Clerk:** Subhead 2, Other Charges.

Mr Chairman: Subhead 2, Other Charges, stands part of the Bill.

Clerk: Head 4, Broadcasting, subhead 2, Other Charges.

160 **Mr Chairman:** Head 4, Broadcasting, subhead 2, Other Charges stands part of the Bill.

Clerk: Head 5, Income Tax, subhead 1, Payroll.

165 **Mr Chairman:** Head 5, Income Tax, subhead 1, Payroll stands part of the Bill.

Clerk: Subhead 2, Other Charges.

Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

170 **Clerk:** Head 6, Parliament, subhead 1, Payroll.

Mr Chairman: Head 6, Parliament, subhead 1, Payroll stands part of the Bill.

175 **Clerk:** Subhead 2, Other Charges.

Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

Clerk: Head 7, Human Resources, subhead 1, Payroll.

180 **Mr Chairman:** Head 7, Human Resources, subhead 1, Payroll stands part of the Bill.

Clerk: Subhead 2, Other Charges.

185 **Mr Chairman:** Subhead 2, Other Charges stands part of the Bill.

Clerk: Head 8, Immigration and Civil Status, subhead 1, Payroll.

Mr Chairman: Head 8, Immigration and Civil Status, subhead 1, Payroll stands part of the Bill.

190 **Clerk:** Subhead 2, Other Charges.

Hon. D A Feetham: Mr Speaker... Mr Chairman, I beg your pardon.

195 EU format passports and Identity Resident Cards, the increase in expenditure: I presume that the new format of ID cards will presumably make them more difficult to actually forge – what about the EU format passports?

Chief Minister (Hon. F R Picardo): Mr Speaker, if the hon. Gentleman looks at (2)(b), that is the EU format passport and he will see that there is an increase in expenditure from the forecast outturn.

200 What happens there usually, as I understand it – and in fact not from my time in Government, but from my time in Opposition, when we used to query this issue – when you see an amount of about a quarter of a million being spent, that is usually stock being brought in of passport books and those are the EU format passport books; and then the Identity and Residence Card which is what the hon. Gentleman has identified, which is the potential change in the way that those cards are dealt with to avoid the problems with forgery etc.

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Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

Clerk: Head 9, Financial Secretary's Office, subhead 1, Payroll.

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Mr Chairman: Head 9, Financial Secretary's Office, subhead 1, Payroll stands part of the Bill.

Clerk: Subhead 2, Other Charges.

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Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

Clerk: Head 10, Procurement Office, subhead 1, Payroll.

Mr Chairman: Head 10, Procurement Office, subhead 1, Payroll stands part of the Bill.

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Clerk: Subhead 2, Other Charges.

Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

Clerk: Head 11, Civil Aviation, subhead 1, Payroll.

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Mr Chairman: Head 11, Civil Aviation, subhead 1, Payroll stands part of the Bill.

Clerk: Subhead 2, Other Charges.

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Hon. D J Bossino: Mr Chairman, I note that under 'Other Charges', (1)(d), there is a reference there to Aviation Security and there seems to be a bit of a jump from the actual expenditure to, I think, it is the estimated column of about £78,000. Is that on account of the 40 new employees being employed by the Borders Agency or not?

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Deputy Chief Minister (Hon. Dr. J J Garcia): The expenditure on the Borders Agency is on page 165, so that is something else.

240 **Hon. D J Bossino:** Mr Chairman, if I can assist, I think... Mr Chairman, I have a note here taken from the Deputy Chief Minister's address on Monday, where I think you were going to employ a dedicated quality control officer – maybe it has got to do with that.

245 **Hon. Deputy Chief Minister:** No, Mr Chairman. I am told the increase in the salary of Mr Gonçalves, that salary is to be included with salaries at the top and this time it has been included at the bottom. (*Interjection by Hon. J J Bossano*) Because they are consultants, that is right.

Hon. Chief Minister: Created by the hon. Members opposite, before 8th December. (*Interjection*)

Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

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Clerk: Head 12, Town Planning and Building Control, subhead 1, Payroll.

Mr Chairman: Head 12, Town Planning and Building Control, subhead 1, Payroll stands part of the Bill.

- 255 **Clerk:** Subhead 2, Other Charges.
- Mr Chairman:** Subhead 2, Other Charges stands part of the Bill.
- 260 **Clerk:** Head 13, Health, subhead 2, Other Charges.
- Mr Chairman:** Head 13, Health, subhead 2, Other Charges stands part of the Bill.
- Clerk:** Head 14, Environment, subhead 1, Payroll.
- 265 **Hon. S M Figueras:** Mr Chairman, in relation to the Ministry on payroll, it has been transferred to Technical Services. Perhaps the hon. Gentleman can explain, can just confirm what we suspect, which is that because he is in two Ministries, the Ministry staff has been reallocated too?
- 270 **A Member:** We can't hear.
- Hon. S M Figueras:** In relation to the Ministry of the Environment, can he just confirm what we suspect is that, given that he is in two Ministries, Health and Environment, that they have just been transferred to Technical Services for better use? It is just that the Head is now under Technical Services, as per the note.
- 275 **Hon. Chief Minister:** No, Mr Speaker, that has got less to do with anything related to the Department, but what I told the hon. Members when I presented the Bill at the First and Second Readings, the way that the Book has been reorganised, so that it flows better in a particular way.
- 280 So if the hon. Gentleman looks at what I said, that is why he would have seen actually, a moment ago, when we were considering Town Planning, that Town Planning had moved from the Enterprise Head. Previously, they were grouped in a different way; now they are grouped in a way that we hope will be easier to follow in future years, so you will not have the instance of Heads disappearing and that is the rejigging of Heads which I talked about and which was done principally by the Financial Secretary, in the way that he felt it was easiest to understand the Book, now and going forward.
- 285 **Hon. S M Figueras:** I am grateful for the clarification.
- Mr Chairman:** Head 14, Environment, subhead 1, Payroll stands part of the Bill.
- 290 **Clerk:** Subhead 2, Other Charges.
- Hon. S M Figueras:** Mr Chairman just a couple of questions in relation to this. In relation to subhead (3) and Apes Management, the forecast outturn was £42,000 versus an estimate of zero and now a new estimate of zero – perhaps, and I do know that the Management Plan is being reviewed – but perhaps the hon. Gentleman could provide just a little more information in relation to that particular anomaly?
- 295 **Minister for Health and the Environment (Hon. Dr. J E Cortes):** Sorry, in respect to what exactly?
- 300 **Hon. S M Figueras:** Under 'Other Charges', subhead (3).
- Clerk:** Subhead 2(3).
- Hon. S M Figueras:** Subhead 2(3), yes – (a) and then 'Apes Management'.
- 305 **Hon. Dr. J E Cortes:** Ah yes. No. It is elsewhere... (*Interjections*)
- Hon. S M Figueras:** *Como que está* elsewhere? No, no... There are two instances of Apes Management: (f) is also there, but it is also listed under (a).
- 310 **Hon. Dr. J E Cortes:** Yes, Mr Chairman, this is because these employees have now become civil servants and therefore they appear elsewhere under the salaries. They were former GDC who opted to join the Civil Service and it is purely a shifting of the sum from one place to the other. It is not that anybody has disappeared and it is not at all related to the Management Plan.
- 315 **Hon. S M Figueras:** I am grateful.

Then further down, at (f) where the hon. Gentleman first pointed on the mention of the Apes Management, there is an extra provision of £20,000 also. Is this as a result of the consultation and the redrafting, the recosting of the Barbary Apes Management Plan?

320 **Hon. Dr. J E Cortes:** This is in advance of that so that there will be funds available to be able to initiate the programme, but it does not consider whether that will encompass everything.

Since clearly the new Plan would not start at the beginning of a financial year, we would not expect a full 12 months' worth and therefore there is a token plus amount there in anticipation of the Management Plan.

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Hon. S M Figueras: I am grateful and, Mr Chairman, just one other point on that and that is under (h) Control of Seagulls – there is a reference to GONHS and then 'Other Contract'. There is a forecast outturn of £103,000 and an estimate of £110,000. We have discussed in the House that the FERA contract was now complete. Perhaps the hon. Gentleman could clarify a little bit on that?

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Hon. Dr. J E Cortes: Yes, the FERA contract is complete, but was completed during this financial year and, therefore, part of the £110,000, I am not exactly sure how much, but it is possibly about £70,000, but I do not have the information here.

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But part of that £110,000 is in order to be able to pay for the FERA contract last year, which ended a few weeks ago, in this financial year.

Hon. S M Figueras: Grateful, Mr Chairman.

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Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

Clerk: Head 15, Housing – Administration, subhead 1, Payroll.

Mr Chairman: Head 15, Housing – Administration, subhead 1, Payroll stands part of the Bill.

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Clerk: Subhead 2, Other Charges.

Hon. E J Reyes: Yes, Mr Chairman, for the sake of clarity, under subhead (2)(j), it says Government Rental Estates and there is an estimate of £1 million there. Is the Hon. Minister able to enlighten anything in what actually refers to Government Rental Estates – expenditure in respect of what?

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Minister for Housing and the Elderly (Hon. C A Bruzon): That is (2)(j)?

Hon. E J Reyes: Subhead 2(2)(j), yes .

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Hon. C A Bruzon: And what does the hon. Member wish to know?

Hon. E J Reyes: It says Government Rental Estates are making a new provision for £1 million – £1 million to go towards what? Is it repairs, is it – ?

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Hon. C A Bruzon: Yes, exactly that: it is a provision for the works.

Hon. E J Reyes: For repair works or

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Hon. C A Bruzon: Maintenance, repairs for all Government Estates that are currently contracted out, particularly to GJBS.

Hon. E J Reyes: Thank you, Mr Chairman.

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Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

Hon. D A Feetham: Can I, Mr Chairman, ask: is that £1 million also in respect of the cladding of the three estates that he mentioned during the course of his speech? (*Interjection*) No? It would be I&D.

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A Member: Yes.

Clerk: Head 16, Family and Community Affairs, subhead 1, Payroll.

380 **Hon. J J Netto:** Yes Mr Chairman, if I may, obviously this is a new Ministry for Family and Community Affairs and on page 59, we have the new structure that will support the Ministry. So we have the SEO, the HEO, the EOs, the Personal Secretary and the Administrative Assistant. What, perhaps, I would like, if it is possible, from the hon. Lady, the Minister whether she can enlighten me as to these which are new posts, which ones are already filled or which ones are still empty or which ones are occupied on an acting basis, perhaps?

385 If we can go quickly, perhaps... The SEO post which is at the top of the Ministry, has that been filled at the moment or not?

Minister for Equality and Social Services (Hon. Miss S J Sacramento): Mr Chairman, there is only one person in the office, the former HEO, who is acting SEO.

390 **Hon. J J Netto:** So therefore all the other posts are not filled at the moment (**Hon. Miss S J Sacramento:** No.) – something that will eventually go through. Okay.

Hon. Miss S J Sacramento: Yes, Mr Speaker.

395 **Hon. J J Netto:** Okay, that is fine, Mr Speaker.

Mr Chairman: Head 16, Family and Community Affairs, subhead 1, Payroll stands part of the Bill.

400 **Clerk:** Subhead 2, Other Charges.

Hon. J J Netto: Mr Chairman, if I may, on Other Charges – over on the next page, item (6) Equality, could the hon. Lady perhaps enlighten us what this new expenditure will be for?

405 **Hon. Miss S J Sacramento:** Mr Speaker, that is a figure estimated in particular for the setting-up of the Equal Opportunities Commission.

Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

410 **Clerk:** Head 17, Education, subhead 1, Payroll.

Hon. Mrs I M Ellul-Hammond: Mr Chairman, can I refer the Hon. Minister to the previous page of the Establishment figures, under 'Head Office'. I note there is an increase of three Executive Officers. Are these the one for Bayside, one for Westside, or are they all for... and the other one for Head Office?

415 **Minister for Education, Financial Services, Gaming, Telecommunications and Justice (Hon. G H Licudi):** These ones include those two: the one for Bayside and the one for Westside. There is an increase in the complement in Education of an additional Executive Officer. That person previously came under Training, but now we have split Education and Training, and Training comes under the Ministry of Employment; but we have retained some responsibilities in the Department of Education for professional training rather than vocational training and therefore there is one post which now comes under Education which previously came under Training.

Mr Chairman, given that we are on the Establishment, can I just correct one figure, simply for the record, otherwise the wrong impression might be given.

425 Under the College of Education, where we see Teachers, we see last year there were 20 and this year, it suggests 18 and that could suggest a reduction in the complement of teachers. That is in fact incorrect. The correct figure should be 20 also for this year.

The corresponding decrease would come under Schools, where it says Teachers, where all the schools are global in terms of the number of teachers, that would come down to 344.

430 But I can in fact say, Mr Speaker, that as a result of a staffing exercise that has been done, the figure for the complement will increase, although it does not need to be changed here. It will increase in September and it will in fact be 23 teachers in the College and the number under Schools will clearly come down, but that is for September.

But for the moment, I wanted to correct that and show that there is no decrease in complement and it is in fact 20, as at 1st April 2012.

435 **Hon. Mrs I M Ellul-Hammond:** I am grateful to the Hon. Minister, because in fact I was going to ask him about that.

440 I have another couple of questions on Payroll. If I can refer the Hon. Minister to page 64, under 'Temporary Assistance', (d)(I) Specialists: there is a reduction of £264,000 in the estimate. Can he explain why this reduction?

445 **Hon. G H Licudi:** Yes, Mr Speaker. I am in fact very pleased that there is a reduction in this figure. This figure is what was used, £440,000-odd was used for supply teachers and it was under this Head that the supplies that were on permanent supply were paid.

Now of course they are no longer permanent supply. We have, as I have announced on a number of occasions, increased dramatically the complement of teachers. Therefore we expect a reduction in the need for supply workers and consequently that figure has fallen.

I am very grateful for the opportunity to explain that.

450 **Hon. Mrs I M Ellul-Hammond:** And Mr Chairman, further down under Temporary Assistance, there seems to be a new subhead (V), Prison Enterprise, £11,000. Could the Hon. Minister perhaps elaborate on that a little further?

455 **Hon. G H Licudi:** Yes, Mr Speaker. There is a need, from time to time, to send a teacher, a supply teacher, possibly a retired teacher to the Prison In particular, whenever there is a juvenile in prison, we do not want to neglect their educational needs. In fact I did say in my Budget address, I seem to recall, that we are making provision for education in the Prison and that is what that is intended to cover, either for the payment of the supply worker or, if we use a retired teacher as we have been using this last term, for example, when there has been a juvenile in prison, that will be taken from that Head.

460 **Hon. D A Feetham:** That is in addition to the teacher that has been teaching up there, I think it is once or twice a week, over the last *x* number of years? So it is in addition to that?

465 **Hon. G H Licudi:** Yes, this is in particular in relation to juveniles and sending someone specifically for the juvenile, apart from, clearly, the hon. Member is referring to where there is a classroom facility in the Prison and there is education imparted to those people who are either in remand or are convicted prisoners and that will clearly continue.

470 **Hon. Mrs I M Ellul-Hammond:** Mr Chairman, under Training, (g) Salaries, can the Hon. Minister explain: the £53,000 relates to which particular training post?

475 **Hon. G H Licudi:** As I explained earlier, in relation to the establishment, the Executive Officer and we are envisaging, there is also an Administrative Officer that will be part of the complement for Training so those two salaries are included there.

Mr Chairman: Head 17, Education, subhead 1, Payroll stands part of the Bill.

Clerk: Subhead 2, Other Charges.

480 **Hon. Mrs I M Ellul-Hammond:** Yes, Mr Chairman, with respect to Scholarships and (b) Discretionary, as part of the £478,000, there is an estimate of £110,000 for new scholarships and grants and £52,000 for tuition fees. If the Government's policy is to stop the discretionary scholarships, should this not be under the heading or subheading of mandatory scholarships?

485 **Hon. G H Licudi:** No, Mr Chairman. The discretionary award has not been completely eradicated. What Government has done is extend the mandatory scholarship provisions, in particular for people who want to do a masters and post graduates, but there are people who want to do other types of courses.

490 For example, someone who has not wanted to go for teaching and then wants to do a PGCE, they ask for a discretionary award. Someone who wants to do a conversion course, having done a degree and maybe wants to do a conversion course to Law, that would come under the discretionary award.

495 So you will see that the amount has been reduced because, as I explained during my Budget speech in fact, a fifth of the 70 applications for discretionary awards that there were this year, 49 were considered mandatory and therefore came under the other Head, but there is still going to be an ongoing requirement and we have still made a substantial provision, even though we have extended the mandatory scheme, we have still provided for a substantial amount in order to meet these other ones that need discretionary awards.

Hon. Mrs I M Ellul-Hammond: Mr Chairman, under subhead 9, Trainee Nurseries, this token figure of £1,000, is there a likelihood of it increasing?

500 **Hon. G H Licudi:** Possibly, Mr Speaker. What we have done is created the subhead and put a token amount there. The hon. Member is aware of the Government's commitment in respect of a free nursery education option for children just before the mandatory school age. I know there is going to be a question on that at another time, but that is simply creating a token provision. In the event that that is needed, going forward, then we will increase the amount that is required.

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510 **Hon. D A Feetham:** Can I just go back to the answer that you gave earlier? Do I take it then that the Government policy is that, in relation to masters and doctorates, those are subject to a mandatory award, but if somebody, for example, wants to become a school teacher, where the decision as to whether the Government funds that year that teachers will do – that extra year after your degree that teachers will do in the UK; or indeed, for example, if you do a law degree, and you then want to go off and do the Bar, or do the Law Society exams, that those will be discretionary?

515 **Hon. G H Licudi:** No, Mr Speaker, on neither account. Perhaps I might need to explain this issue of the teacher... the PGCE, in particular.

Where the extra year, or the additional studies that are required, are part of the professional qualification that is required, in order to be able to embark on a career, so that where somebody does a law degree, for example, and then wants to do the bar or the vocational course with the (A Member: LPC.) LPC for solicitors, that will clearly be included as part of the award and is considered mandatory.

520 In the same way, where somebody wants to be a teacher and indicates they want to do a degree and then go on to do a PGCE, that is always included; but where somebody does something else and *then* decides to do a PGCE, traditionally that has been considered part of the discretionary award and applications may well be made for that. But not where somebody indicates from the outset that they want to be a teacher: that will clearly be funded from the mandatory base.

525 **Hon. Mrs I M Ellul-Hammond:** Mr Chairman, just one final question under Other Charges. Under subhead (10), Training and Development Courses, is this a new subhead for which £600,000 has been estimated? And perhaps he could explain further what this money will be for.

530 **Hon. G H Licudi:** Mr Chairman, as I explained earlier, we have now split Education and Training, and separated Training to a different Department; but the Department of Education has kept responsibility for training, primarily within the Civil Service, for professional training within the Service, so this is a new provision that is made but previously came under the general Head of 'Training' both for vocational and professional, which was managed within the same Department. But given that part of the responsibility has now gone to the Ministry of Employment, we have retained an element of responsibility and therefore need funds for that training, in particular professional development for the Civil Service.

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540 **Hon. Mrs I M Ellul-Hammond:** I am sorry, in fact I do have one final question, Mr Chairman. Under subhead (11), Contribution to Gibraltar, GDC Staff Services, there is a figure of £53,000. Is this the same one that was for the training officer on the previous page under Training Salaries or what education post is that in relation to? Subhead (11).

Hon. G H Licudi: Mr Chairman, we are trying to find out the precise information in fact.

545 The position is that, previously under Training, there was a contribution to GDC staff services. If the hon. Member looks at page 66, towards the bottom of the page, under 'Other Charges', there is £376,000.

As I have said, we are retaining in the Education Department some part of the training and one of the officers is a GDC officer, so that covers a salary for that purpose.

550 **Hon. E J Reyes:** Mr Chairman is that the office I referred to on page 63, just before the summary, where the Establishment has been listed, it says 'Gibraltar Development Corporation Staff' and for this year is a provision for one? So that must be corresponding to that one.

Hon. G H Licudi: Yes, Mr Chairman. The hon. Member is absolutely right.

555 **Mr Chairman:** Subhead 2, Other Charges stands part of the Bill.

Clerk: Head 18, Policing, subhead 1, Payroll.

560 **Mr Chairman:** Head 18, Policing, subhead 1, Payroll stands part of the Bill.

Clerk: Subhead 2, Other Charges.

Mr Chairman: Subhead 2, Other Charges, stands part of the Bill.

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Clerk: Head 19, Financial Services, subhead 1, Payroll.

Mr Chairman: Head 19, Financial Services, subhead 1, Payroll stands part of the Bill.

Clerk: Subhead 2, Other Charges.

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Mr Chairman: Subhead 2, Other Charges stands part of the Bill –

Hon. D A Feetham: Just in relation to that, the same point as the hon. Lady, so the contribution to the Gibraltar Development Corporation staff services, £250,000, that then relates back to the three GDC employees, £250,000?

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Hon. G H Licudi: Yes, those are employees in the finance centre who are GDC employees.

Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

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Clerk: Head 20, Prison, subhead 1, Payroll.

Mr Chairman: Head 20, Prison, subhead 1, Payroll stands part of the Bill.

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Clerk: Subhead 2, Other Charges.

Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

Clerk: Head 21, Gibraltar Law Courts, subhead 1, Payroll.

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Mr Chairman: Head 21, Gibraltar Law Courts, subhead 1, Payroll stands part of the Bill.

Clerk: Subhead 2, Other Charges.

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Hon. D A Feetham: Yes, Mr Chairman, the provision of £60,000 is the security that the hon. Gentleman referred to during the course of his speech, so that is the estimate of the cost of the security service for the Courts?

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Hon. G H Licudi: Yes that is correct, that is the amount that the Courts Service has requested for the service that they want to provide through security guards.

Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

Clerk: Head 22, Gibraltar Regulatory Authority, subhead 2, Other Charges.

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Mr Chairman: Head 22, Gibraltar Regulatory Authority, subhead 2, Other Charges stands part of the Bill.

Clerk: Head 23, Attorney General's Chambers, subhead 1, Payroll.

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Mr Chairman: Head 23, Attorney General's Chambers, subhead 1, Payroll stands part of the Bill.

Clerk: Subhead 2, Other Charges.

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Hon. D A Feetham: Mr Chairman, the £230,000, Briefing Out – Specialist Matters: can he explain why there is a significant jump in the briefing out of specialist matters? I think I have got an idea, but I would just like the hon. Gentleman to confirm it.

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Hon. G H Licudi: Mr Chairman, there is an ongoing case on which Counsel from London is engaged, which requires specialist advice.

Hon. D A Feetham: So it is one case?

625 **Hon. G H Licudi:** There is one case which will clearly require a certain amount of funds; but this is the estimate for the general funds needed for the whole year – maybe for other matters as well. But the increase from what we have had this year to what we expect next year is accounted for, primarily because of that particular case.

Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

630 **Clerk:** Head 24, Legislation Support Unit, subhead 1, Payroll.

Hon. D A Feetham: Mr Chairman, can we go back to Establishment?

635 **Mr Chairman:** Certainly, yes.

Hon. D A Feetham: I see 'Law Drafter' and there is an increase from two to four. Is that because the law drafting complement is going to be increased, or is it because there is a shift from, say, the EUID onto here or is the intention to recruit two extra drafters?

640 **Hon. G H Licudi:** Mr Chairman, that is precisely because of an increase in the complement with additional drafters engaged. The process is almost complete. I would have hoped that the drafters would have been engaged already.

645 It does not represent a reduction in the EUID drafters; in fact on the contrary, we are also increasing the complement of drafters in the EUID by another two.

Hon. D A Feetham: Well, I think it is very much needed.

Mr Chairman: Head 24 –

650 **Hon. D A Feetham:** Sorry, one more?

Mr Chairman: Yes, of course.

655 **Hon. D A Feetham:** Can the hon. Gentleman just explain in the light of that, there are two more bodies and yet one looks at Payroll over the page, the actual payroll comes down from £356,000 forecast outturn to £296,000. I know that part of that is because of the £44,000 relating to the Industrial Tribunal, that is moving to Employment, presumably.

660 But of course, even taking that into account, one would have expected a higher payroll figure, bearing in mind that you are recruiting two law drafters and if I know something about what is paid to law drafters, one would have expected actually to see an increase on the forecast outturn.

Hon. G H Licudi: Mr Chairman, the complement has been increased. The law drafters are not actually in place at the moment. Therefore we are not incurring *at the moment*, the expense of –

665 **Hon. D A Feetham:** So it is an estimate?

Hon. G H Licudi: It is an estimate and it really depends on the time that the law drafters are engaged. It may well be that that... It is as the hon. Member says, just an estimate and it may well be that that increases when we come to the forecast outturn for next year.

670 I will also say that the post of Senior Officer, although the complement is currently vacant and therefore that expense is not being incurred, so that will probably be taken into account.

Mr Chairman: Head 24, Legislation Support Unit, subhead 1, Payroll stands part of the Bill.

675 **Clerk:** Subhead 2, Other Charges.

680 **Hon. D A Feetham:** Mr Chairman, Printing and Stationery goes down from the forecast outturn of £210,000 to £130,000. Is that because the Government has taken a policy decision in perhaps not contracting out some of the stationery and printing, for example in relation to some of the Bills, but rather sending them by electronic means to lawyers and accountancy firms, etc?

Hon. G H Licudi: Mr Chairman, as the hon. Member well knows, he was rather busy producing Bills last year, a few of them really quite substantial. That happened last year and that is why the forecast

685 outturn went up so much from an estimate of £93,000 to a forecast outturn of £210,000, but we considered that that was extraordinary expenditure which is not likely to be repeated year on year.

What we have in fact done is increase the estimate from last year's estimate, but it does not take into account the very substantial Bills and legislation that the hon. Member brought to Parliament last year.

690 **Hon. D A Feetham:** So it is due to the wonderful work the Ministry of Justice did last year!

A Member: Hear, hear!

695 **Hon. G H Licudi:** Mr Chairman, all that work, like the Insolvency Act, the Crimes Act, the Legal Aid and everything that they drafted, but they never implemented.

Hon. Mrs I M Ellul-Hammond: Mr Chairman, in relation to subhead 2(2)(c) – GHA Complaints – Independent Review Panel – is the £30,000 sum there for a continuation of the GHA Complaints Review Panel? Because it is not under appendix A for the Public Services Ombudsman. If he could clarify this?

700 **Hon. Dr. J E Cortes:** Sorry, the clarification that – ?

Hon. Mrs I M Ellul-Hammond: Yes, it is the same, it has remained there, as it did last year, so does that mean it continues as it was?

705 **Hon. Dr. J E Cortes:** No, Mr Chairman, the complaints system is under review, but we do not have dates for the implementation of the review, so it was logical that the existing provision should remain, because the system remains as is until it is reviewed. That is the only reason why it is there. There is no implication that it will remain beyond this financial year.

710 **Mr Chairman:** Subhead 2, Other Charges stands part of the Bill.

Clerk: Head 25, Gambling Division, subhead 1, Payroll.

715 **Mr Chairman:** Head 25, Gambling Division, subhead 1, Payroll stands part of the Bill.

Clerk: Subhead 2, Other Charges.

Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

720 **Clerk:** Head 26, Social Security, subhead 1, Payroll.

Mr Chairman: Head 26, Social Security, subhead 1, Payroll stands part of the Bill.

725 **Clerk:** Subhead 2, Other Charges.

Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

Clerk: Head 27, Employment and Labour, subhead 1, Payroll.

730 **Hon. J J Netto:** Mr Chairman, although really it is a Health and Safety question but unfortunately it falls within Head 27, which is Employment. If we look at page 96, where we have the Establishment figures and we look at the top level, Employment and Labour, half way through the middle, we see Health and Safety Officer III, one and Health and Safety Officer IV, two.

735 What I would like to know, if it is possible, by the Minister for Health and Safety, in relation first of all to the Health and Safety Officer III, whether the person carrying out those functions at the moment is on an acting basis or on a permanent basis.

Also in relation to the Health and Safety Officer IV, for which we have two and two – two for 2011-12 and two for 2012-13 – one at least is in post. I would like to know if the other is a vacancy which is outstanding or if perhaps someone is filling that particular extra post?

740 Perhaps, if the hon. Member, the Minister for Health and Safety could provide some information.

Minister for Traffic, Health & Safety and Technical Services (Hon. P J Balban): The vacancy for the Health and Safety Officer III, that vacancy has not been filled. Obviously that will be put right, that vacancy will have to be...

745

Minister for Enterprise, Training and Employment (Hon. J J Bossano): Yes. In the course of this year.

750 **Hon. P J Balban:** During the course of this year.

Hon. J J Netto: I am grateful for that. That answers one of my two questions which is relation to Health and Safety Officer III.

755 But, in relation to Health and Safety Officer IV, to the best of my recollections, I know that there is one in post, but what I do not know, given that we have two here, whether there is an outstanding vacancy to be filled later on during the course of the financial year or perhaps whether somebody is actually acting in that post already.

760 **Hon. P J Balban:** Mr Chairman, there has actually been no change in this, from the past. We have two persons in the Department, one of whom is covering the vacancy for the third, for Officer III. That is how it has been for quite a while, since the previous Head of Department retired, quite a few years ago.

Hon. J J Netto: So just for the sake of confirmation, the answer is yes to my question? Yes.

765 Can I also ask, because I do recall some months back – quite a few months back – at question and answer sessions, that I had seen some other people within the Civil Service which had been drafted in to support the factory inspectors and the hon. Member actually confirmed that. I think that he actually classified him under a different name. I have got the face of the chap, but I cannot remember the name, which is immaterial. But those particular persons, who are assisting currently the two factory inspectors, I do not see them here. Is it because they are in a different – ?

770 **Hon. J J Bossano:** Because they were short of staff, Mr Chairman, what has happened is that we have given them support from another Department, so that instead of the two inspectors having to go to one place, there is an inspector and somebody to help the inspector, as it were, who has been sworn in and so forth, to comply with the law, which allows each one of the two inspectors to work independently of the other. Before they had to go both to the one situation, because we were told one could not go alone.

775 The people who are providing the support are people who are already in the Service and are in another Department, but have got qualifications related to safety, but have not worked as Health and Safety Inspectors and not in this complement and are not being paid as such.

780 **Hon. J J Netto:** So do I take it then that those two particular persons are civil servants and their figures are reflected in another Head? Is it the Housing Works Agency?

785 **Hon. J J Bossano:** That is right. The effect of being able to give them that back-up is that they are able to handle more work because each one of the qualified persons can go on his own with somebody to assist him, whereas before the two went together.

Mr Chairman: Head 27, Employment and Labour, subhead 1, Payroll stands part of the Bill.

Clerk: Subhead 2, Other Charges.

790 **Hon. D A Feetham:** Mr Chairman, on Payroll: number (1) Salaries, you have an actual 2010-11 of £338,000, then it jumps to £870,000 estimate and a forecast of £846,000 and then it comes down to £410,000. Is that GDC related, the decrease from £846,000 to the £410,000?

795 **Hon. J J Bossano:** There is no reduction anywhere that is GDC related, because what has happened is that in the provision originally, in last year's Budget, the people who moved from the GDC to the Civil Service were not included. Had they all decided to stay, then all their pay would have appeared under 'Personal Emoluments'. Given that a lot of the people in the employment are in the GDC it appears under 'Other Charges'. But it is not that there is a decline because people have been removed from the £846,000.

800 If the hon. Member looks at the numbers in employment, he will see, on page 96, that the numbers from last year and from this year have not changed, because change is whether some people are shown as being in the GDC, where you have got 48 instead of 20. Part of that is the fact that there were people in training, in Bleak House, in the ERDF all of whom are now in employment. So you have got –

805 **Hon. D A Feetham:** Is there any explanation for the decrease from £846,000 to £410,000?

Hon. J J Bossano: Well, I need to find out exactly how the £846,000 was actually made up...

Apparently, Mr Chairman, the £846,000 was put there at the time when it was thought they were all moving into the Civil Service.

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Hon. D A Feetham: That is exactly what I thought – that it is GDC related.

Hon. J J Bossano: So in fact, yes, but it is not GDC that... They were erroneously included in the Civil Service, because the £874,000 did not include GDC.

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So the drop should have happened in the forecast outturn, not in this year's estimate. There were people who were being added there from the GDC who eventually decided not to stay in the Civil Service and came back to the GDC and therefore –

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Hon. D A Feetham: That is what I thought was the explanation, yes.

Hon. J J Bossano: – the £846,000 is in fact an overstatement, because not coming out meant that it was treated... They were supposed to have been moved in April, even though the decision was not taken until October. In October, after the Elections, a number of them were given the option and most of the people in the Labour Department decided to stay with the GDC.

825

That figure should have been corrected, so the drop should have been reflected in the £846,000, and not in this financial year. That is the explanation of the figures.

Hon. D A Feetham: Yes, I understand exactly – there is a difference of opinion in relation to what happened, but I understand what the figure relates to! That is what I thought.

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Mr Chairman: Are we content to move to Other Charges now, yes?

Hon. J J Netto: Yes, Mr Chairman, on Other Charges –

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Clerk: No, not yet – we are not there yet. Sorry about that.

Mr Chairman: No, I did rule, so to speak, that subhead 1, Payroll stood part of the Bill, when the Hon. Daniel Feetham asked for the question.

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Clerk: Subhead 2, Other Charges.

Hon. J J Netto: Yes, thank you.

On Other Charges, 2(2)(d), which is 'Health and Safety Programme', we have a small amount of £1,000 in the new estimate, just the same as it was in the forecast outturn and indeed as it was in the previous estimate for the last year. For my own benefit, given that I am going through a learning curve, when we talk about 'Programme', what programmes are we talking about? Is it that it is a payment for a licence of a programme, perhaps that the factory inspector may be affiliated to the HSE in the UK? Could the Hon. the Minister for Health and Safety please clarify for my benefit?

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Hon. J J Bossano: Mr Chairman, like the amount voted last year in the Budget and the outturn, I think there is a sum that the Health and Safety Unit has to meet all running expenses of the work they have to do. There is no breakdown for last year. It is not broken down into £1,000 made up of x pounds for so and so. It is a figure that they ask for as part of the running expenses. That is how it was last year and we simply repeated the amount, because they asked for the same money as they had asked for the previous budget.

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Hon. J J Netto: So for the sake of clarification, running expenses as opposed to paying a licence for a programme to have accessibility to data, the UK, HSE –

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Hon. J J Bossano: There is no indication in the breakdown of last year that it was used for anything specific, other than on whatever running expenses they may need to meet. Therefore when it was included in this year's Budget, it was included on the same basis as in last year's Budget without identified items of expenditure.

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Hon. J J Netto: Mr Chairman, the reason why I ask this really is because the Hon. Minister for Health and Safety, in much earlier question and answer sessions, did say they had purchased a new programme in order to be able to input the day-to-day information that inspectors actually carried out. So I thought that perhaps there was a connection between the software programme that the hon. Member, the Minister for Health and Safety was talking about and this figure here.

870 So there is no connection at all – is that the case?

Hon. J J Bossano: Mr Chairman, if that were the case and this were for a new item, it would mean effectively that we have cut down £1,000 from last year's Budget. This is simply a repetition of the amount of money that they got last year, which they have used for odd expenses.

875 If there is something new this year which was not there last year, it would require additional funding.

Hon. J J Netto: I accept that. So if that is the case, the expenditure for the new software programme that the Hon. Minister for Health and Safety stated in the House some months ago, where is that reflected then?

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Hon. P J Balban: At present, nothing has been spent on a software programme because we have been acquiring trial versions of certain programmes. No programme as yet has satisfied the demands and the needs for statistical analysis so no programme has been selected yet.

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Hon. J J Netto: I accept that, but obviously your Department must have *purchased* a programme?

Hon. J J Bossano: It is possible to obtain, from the people that specialise in providing these things, trials that work for a while and then stop working after which you have to buy. At the moment, they are still exploring different alternatives for which we have not paid so far, and if I can stretch it for the 12 months, we will not pay for it. (*Laughter*)

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Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

895 **Hon. D A Feetham:** Well, Mr Chairman – Other Charges, paragraph (3)(b), the £11 million, that is provision for the Future Job Strategy – £11,149,000? Is that so?
'Additional Contribution' under 'Gibraltar Development Corporation', number (3).

Hon. J J Bossano: The footnote shows the money on page 153.

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Hon. D A Feetham: If you go to... it does not actually explain it. What it says is it is a transfer from... It is receipts from the Consolidated Fund.

905 **Hon. J J Bossano:** And the payment from the Consolidated Fund to the GDC on page 153 is included in the expenditure of the Fund which, of course, includes the 'Government Financed' which this year amounts to over £12 million. The contributions from the Consolidated Fund that go to pages 153 to 154 –

Hon. D A Feetham: Page 153, yes, I have got it: £1,300,000 –

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Hon. J J Bossano: – as payment.

Hon. D A Feetham: – and the... but that relates to the Future Job Strategy?

915 **Hon. J J Bossano:** It is related to it, but not necessarily that the amount that is going to be spent on the Jobs Strategy is just from there, because remember that this includes funding from the EU for some of the costs of the persons that are in that training. So therefore, you have got, in pages 153 and 154 –

Hon. D A Feetham: I see that.

920 **Hon. J J Bossano:** – the money that is spent, on the expenditure side, and if the hon. Member looks at the top of Appendix B, on the Receipts, he will see that there is a contribution from Head 27, Employment which is the contribution that is paid, £11,149,000.

925 **Hon. D A Feetham:** Yes, but I can see that the... So effectively what you are saying to me is that the £12 million – the £1,364,000 plus the £11,149,000 – does relate to the Future Job Strategy, but may be used for something else?

Hon. J J Bossano: No, I am saying that the Future Job Strategy will cost more than that, because in addition to the money that we are putting in, we will be getting EU funding.

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Hon. D A Feetham: But that is at number (21), Other Recurrent Expenditure: you have EU Projects, Government Financed, £5,661,000; Planned European Structural Funds – again, exactly the same amount.

Hon. J J Bossano: If the hon. Member looks at the actual expenditure in 2010-11, which was £1½ million, that is what used to be provided as an additional contribution from the Employment Head to the VTS. That is now £11,149,000.

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So the subhead (3)(b) is the same subhead (3)(b) that existed in 2010-11, which was then £1½ million. The actual –

Hon. D A Feetham: That is salary, isn't it? Those are the salaries?

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Hon. J J Bossano: No, these are operational expenses. Salaries are subhead 1. This is Other Charges. The cost of the people in the Jobs Strategy is independent of the cost of the employees of the GDC. The cost of the employees of the GDC is shown on page 153 as Salaries in the Employment field.

So if the hon. Member looks at the amount the GDC receives, he will see that the £11,149,000 is at the top of Appendix B on page 153 –

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Hon. D A Feetham: Page 153, yes, I have got it.

Hon. J J Bossano: – and that is the same money that is being shown as going out of one end –

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Hon. D A Feetham: It is the question I have asked before.

Hon. J J Bossano: – and coming in at the other.

If the hon. Member says, 'Well, where is that money being spent?' then that money is being spent partly in the payment to individuals in training and partly for the salaries of the GDC employees. (**Hon. D A Feetham:** Right.) It comes to *more* than £11.1 million –

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Hon. D A Feetham: Because you are dealing with both.

Hon. J J Bossano: – because it gets supplemented by EU funding.

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Hon. D A Feetham: And hence the £5.6 million at page 154.

But both figures together, that includes the estimated costs of what it is going to cost over a year to actually pay the trainees, which was estimated by the hon. Member in his speech at about £11 million.

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Hon. J J Bossano: About £12 million.

Hon. D A Feetham: £12 million, alright.

Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

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Clerk: Head 28, Statistics Office, subhead 1, Payroll.

Mr Chairman: Head 28, Statistics Office, subhead 1, Payroll stands part of the Bill.

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Clerk: Subhead 2, Other Charges.

Hon. Mrs I M Ellul-Hammond: Mr Chairman, with respect to subhead 2(1)(e), Statistical Surveys, is this £186,000 in relation to the Census?

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A Member: [*Inaudible.*]

Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

Clerk: Head 29, Port and Shipping, subhead 1, Payroll.

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Hon. D J Bossino: Mr Chairman, under the previous page, where we have a reduction in the number of GDC staff from 10 to two, a reduction of eight, can the Hon. Minister give us an explanation as to why that is the case?

The overall reduction is seven, because you employ one extra AO and it goes from three to four. But there is a substantial reduction in GDC employees.

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Hon. J J Bossano: Well, Mr Chairman, there is no reduction in the number of bodies that are in the Public Service. It is just that out of 164, approximately half of them stopped being GDC employees and

995 opted to become civil servants and therefore they disappear from Other Charges and appear in Personal Emoluments.

I do not know the exact distribution of the people that are no longer in the GDC, obviously, but the total, or that was there a year ago, is the same total that is there this year – except that initially they were all GDC; at one stage during the year, it was intended they should all be civil servants and therefore they would all have disappeared; and then eventually we finish up with a situation of about 50:50.

1000 So in different Departments... The bulk of the GDC is in Employment and Tourism and in other parts of the Public Service, you will find one or two people who retained GDC status, even though the majority chose not to.

There is at the bottom a drop of seven and that can only be because the seven are now somewhere else.

1005 On the page overhead, there is a footnote, Mr Chairman, showing where they have gone to, which is on Tourism, page 108. So the people who disappeared from this place have appeared in the other one, page 108.

1010 **Mr Chairman:** Head 29, Port and Shipping, subhead 1, Payroll stands part of the Bill.

Clerk: Subhead 2, Other Charges.

Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

1015 **Clerk:** Head 30, Tourism, subhead 1, Payroll.

Hon. D J Bossino: Mr Speaker, maybe the Minister for Employment can enlighten me as well, that there is a bit of movement here between GDC and what I assume is the Civil Service.

1020 There is a reduction under (vi), from 71 to 32, that makes it – if my maths is correct and it may well not be – a reduction of 39. I think of those 39, 29 go into the Establishment section, which last year I think had a figure of zero and now it is 29; and then the overall result is that you had 71 last year and now you have 61, so there is a reduction of 10.

1025 So clearly the reduction comes from the GDC staff. So of those 39, from 71 to 32, 29 go into the Civil Service, presumably, and then there are 10 which are, at least in this sheet of paper, unaccounted for. Where did those 10 go?

Presumably we should have had the eight we were talking about earlier in Port and Shipping coming into Tourism, if I have followed the Minister for Employment's explanation correctly.

1030 **Hon. J J Bossano:** They have to be somewhere, because I know we have got the same numbers! *(Laughter)*

Hon. D J Bossino: The total number is exactly the same, we just do not know where they all are! Where are they?

1035 **Hon. D A Feetham:** We are assuming the books balance! *(Laughter)*

Hon. J J Bossano: I know we are paying for it, so they must be somewhere. *(Laughter)*

1040 It appears that some of those are now in the newly created agencies like Culture and so on, and therefore the relationship is that they would be paid out of the contribution from the Consolidated Fund to the Culture Agency and so forth.

1045 The bottom line is that there has *not* been a reduction in the numbers, but there has been movement from people. The clearest movement was the movement which split the original complement between the GDC and the Civil Service. There has been a smaller number that have finished up maybe with the Culture Agency or the Coastguard Agency or something like that, but the people are doing basically jobs that were being done and were on the previous year's Estimates.

So it is not that there has been a reduction in the complement in terms of the work that was being done and that they are doing something which is now being paid out of a new Head which did not exist. Where they have moved, they have moved and they have taken their pay with them.

1050 But the bulk, I would say 90% are either GDC or Civil Service and there is an odd 10% that have gone to other places, which it should be possible to identify exactly where they are, obviously. **(A Member: Yes.)** *(Interjection)* By homing in on the names of the individuals, we can find where they are being paid from. So we can get that for the hon. Member, so he knows where they are.

1055 **Minister for Tourism, Transport and the Port (Hon. N F Costa):** Mr Chairman, as the Hon. the Minister for Employment is saying, I from memory can remember five individuals who were previously

under Tourism that have gone to different agencies and different locations, but rather than give their names out, I could tell the hon. Gentleman the people that I remember and we can also find out for him who are the other five people and where they have got to, if he wants to know.

1060 **Hon. D J Bossino:** Yes, there are 10 less.

Hon. N F Costa: There are not 10 less people; it is just that those people have been deployed to different places.

1065 **Hon. E J Reyes:** But there are 10 less to do the workload of Tourism, yes?

Hon. J J Bossano: They have taken the work and the money and it has all gone together.

When it has moved, it has moved not because there are now less people doing the same work that was previously being done by more. It is that the work, the pay and the individual have moved.

1070 So, therefore, the money that was there last year – subject to the fact that they were of course earning more this year as a result of having Civil Service status, irrespective of where they are... Apart from that difference, the nature of the work, the grading of the individual and the rate of pay, except that it is now on a parity with the Civil Service grade, is still the same in this year's Estimates as it was in last year's Estimate. There has been no reduction in that respect.

1075 So where there is a body and a rate of pay missing from one Department, it is because the work, the pay and the person are somewhere else.

Mr Chairman: Head 30, Tourism, subhead 1, Payroll stands part of the Bill.

1080 **Clerk:** Subhead 2, Other Charges.

Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

1085 **Clerk:** Head 31, Public Transport and Commercial Affairs.

Hon. D A Feetham: Mr Chairman, can we go back to the Terminals Expenses? (**Hon. J J Bossano:** Tourism?) Yes, Tourism, Other Charges, (11)(h) X-ray Machine Repairs and Maintenance. Is that a new head or is that a transfer from Port and Shipping? But I am not aware that there is an X-ray machine in the Port.

1090 **Hon. J J Bossano:** Security, I would imagine. (*Interjections*)

Hon. N F Costa: Yes [*inaudible*].

1095 **Hon. D A Feetham:** Oh, it is a *baggage* X-ray – sorry, I was thinking about something more sophisticated that they have in Algeciras and also in Tarifa, which is the X-ray in relation to people.

Mr Chairman: Head 31, Public Transport and Commercial Affairs, subhead 1, Payroll.

1100 **Hon. D J Bossino:** Mr Chairman, again there is a substantial reduction in the numbers of AOs, from one year to the next, of six. Is that also in relation to the GDC issue or is it something else?

1105 **Hon. J J Bossano:** The people here were previously under the Enterprise Head that was working out of the Europort area and that function has now been transferred to the new Enterprise, Employment and Training, so the reduction there has been the loss of that facility. The individuals have been deployed to other work, because they have not passed on to me.

1110 **Hon. D A Feetham:** This is effectively the extra six, in page 96, about European Union Programmes and –

Hon. J J Bossano: That is right and the European Union Programme and the people who provided leaflets and information and so on that were under Joe Holliday before –

1115 **Hon. N F Costa:** Yes, which was called Invest Gibraltar.

Hon. J J Bossano: Invest Gibraltar, that is right.

1120 **Mr Chairman:** Head 31, Public Transport and Commercial Affairs, subhead 1, Payroll stands part of the Bill.

Clerk: Subhead 2, Other Charges.

1125 **Hon. D J Bossino:** Mr Speaker, I would home in on subparagraphs (2), (3) and (4), which are described as 'Marketing, Promotions and Conferences' and the second one, 'Business Support Office', and each have an estimate of £20,000. It was not there before. Is that because of the amalgamation in the Budget Book of Public Transport and Commercial Affairs? No?

1130 **Hon. N F Costa:** Well, Mr Chairman, it is related to the answer the Hon. the Minister for Employment gave a few moments ago. Before, there was the Ministry headed by Mr Joe Holliday and as the hon. Gentleman has just said, that has been divided, or rather the Invest Gibraltar part, etc has been taken by the Minister for Employment to fulfil the function of inward investment and we have created the new Ministry, which is Commercial Affairs. As a result, because there has never been a Ministry of Public Transport and Commercial Affairs, this is the first time there has had to be provision for this.

1135 **Hon. D J Bossino:** I am grateful.

Mr Chairman: Subhead 2, Other Charges, stands part of the Bill.

1140 **Clerk:** Head 32, Technical Services, subhead 1, Payroll.

Mr Chairman: Head 32, Technical Services, subhead 1, Payroll stands part of the Bill.

Clerk: Subhead 2, Other Charges.

1145 **Hon. S M Figueras:** Yes Mr Chairman, subhead 2(3)(k), 'Cleaning of Street Gullies': there is an increase from last year's figure of £90,000, which has been quite stable between actual in 2010-11 estimates and forecast outturn, to £120,000. Perhaps now that it is in Technical Services, the hon. Gentleman for Technical Services can explain why the 33% increase.

1150 **Hon. P J Balban:** Can you repeat the Head and subhead please?

1155 **Hon. S M Figueras:** Yes, subhead 2, Other Charges, section (3) Operational Expenses, (k) Cleaning of Street Gullies. (*Interjections*) It was £90,000 and it was Environment. (*Interjection*) Yes, I am aware of that. It is just I am wondering why the difference of £30,000 year on year, from actual to estimate.

1160 **Hon. P J Balban:** Mr Chairman, the increase in this respect is due to the fact that the recommendation came from the Head of Technical Services that more investment was needed in the cleaning of street gullies – in the past not enough had been spent on this very important part of the infrastructure. They have been pushing for an increase for a while now and it is reflected in this year's...

Hon. S M Figueras: And this increase will be paid in its totality to the current contractor, Wastage Products Ltd, which is listed in the Environment section?

1165 **Hon. J J Bossano:** What there is is an increased provision on the basis that they have argued that the £90,000 that they were getting was not enough to do all the cleaning that is required.

1170 Presumably, we shall see during the course of the year how they go towards spending that amount, but given that this is a specialist area, it is not the kind of thing that you can say 'Let's go out to tender and see how many people have got street gully cleaning lorries.' These are the ones that go and suck all the stuff out.

Hon. S M Figueras: So just to clarify that: it is in response to the initiative or approach by...?

Hon. Chief Minister: It is in response by the Chief Technical Officer's recommendations.

1175 **Hon. J J Bossano:** On a bid to increase the amount. We were caught on an off day and we gave him a 30% increase, basically! (*Interjections and laughter*)

Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

- 1180 **Hon. Chief Minister:** Mr Speaker, if I might just assist the House because there is now a full explanation here and it may be useful for the hon. Gentleman to know, given the interest they have in it. Apparently, it all arises because there has been an increase in the number of gullies due to the construction of new roads and therefore there is more to clean.
- 1185 **Mr Chairman:** Subhead 2, Other Charges, stands part of the Bill.
- Clerk:** Head 33, Driver and Vehicle Licensing, subhead 1, Payroll.
- 1190 **Hon. J J Netto:** Mr Chairman, in Payroll, Salaries, we have an estimate of £578,000 and the forecast outturn for the previous financial year was £700,000. Do we have an explanation why the constant drop? I see even compared to the estimate of last year, there has been a continued drop – is there an explanation for this?
- 1195 **Hon. P J Balban:** Mr Chairman, I can confirm that there appears to have been actually an under-funding there.
- Hon. J J Netto:** Sorry, I do not quite understand what he means by an ‘under-funding’. Could he expand this further? (*Interjections*)
- 1200 **Hon. J J Bossano:** Not enough money to pay the 30 guys, that is what he is saying! (*Laughter*)
- Hon. G H Licudi:** It will have to be increased.
- 1205 **Hon. J J Bossano:** That will need to be increased!
- Hon. G H Licudi:** Not enough money has been put under that Head and that will need to be increased.
- 1210 **Hon. J J Netto:** Oh, I see! (*Interjections and laughter*)
- Hon. J J Bossano:** This is to compensate for the 30% extra we gave in the salaries! (*Interjections and laughter*)
- 1215 **Mr Chairman:** Head 33, Driver and Vehicle Licensing, subhead 1, Payroll stands part of the Bill.
- Clerk:** Subhead 2, Other Charges.
- Mr Chairman:** Subhead 2, Other Charges stands part of the Bill.
- 1220 **Clerk:** Head 34, Utilities, subhead 2, Other Charges.
- Hon. S M Figueras:** Yes, Mr Chairman, in relation to subhead (1) in Other Charges, (a) Contribution from Revenues Received, there is an increase of £2 million there. Is there any explanation as to the significant increase? It represents about 7% to 7½%. I wonder whether there is any particular reason for it.
- 1225 **Hon. S E Linares:** There could be a couple of reasons for this. Basically, it could be because... it is an estimate, but it is because either the water consumes a lot of electricity and therefore there will be an increase of revenue from AquaGib to the GEA and also the increase of housing – people living in different houses, therefore there is an increase. It is an estimated increase of an extra £2 million there.
- 1230 **Hon. Chief Minister:** Mr Speaker, if the hon. Gentleman cares to look at page 9 on the Revenue side, he will also see how the fuel hedge has increased. (*Interjections*) Page 9, Utilities: there is a difference there in the cost of the hedge that he will see. (*Interjections*)
- 1235 **Mr Chairman:** Head 34, Utilities, subhead 2, Other Charges stands part of the Bill.
- Clerk:** Head 35, Collection and Disposal of Refuse, subhead 2, Other Charges.
- 1240 **Hon. S M Figueras:** Mr Chairman, there is a general point/question and one more specific relating to the actual estimate for the coming year. I note the transfer of refuse collection from the Environment

Ministry to the Minister for Sports, Culture, Heritage and Youth. I wonder whether perhaps there is an explanation for that, although it is just a reallocation.

1245 **Hon. S E Linares:** It has been considered a Utility and therefore I am the Minister for refuse collection and it has been transferred from the Department of the Environment to a Ministry that I have now, which I run is the GIC – Gibraltar Industrial Cleaners.

1250 **Hon. S M Figueras:** Right, and then, more specifically, there is an approximately 7% increase in the estimate over the cost. Is there any – ?

Hon. S E Linares: It is to do with what I said in my Budget speech, the extra 7 and the extra lorry that we are going to introduce, plus two more that will be employed later.

1255 **Hon. S M Figueras:** I am grateful for that.

Mr Chairman: Head 35, Collection and Disposal of Refuse, subhead 2, Other Charges stands part of the Bill.

1260 **Clerk:** Head 36, Sport and Leisure, subhead 1, Payroll.

1265 **Hon. E J Reyes:** Mr Chairman, on subhead 1(2)(d), it says there ‘Pension Contributions’ and there is now a new estimate of £1,000. If I recall correctly, there are three industrial staff members – it is reflected on page 124, so there has been no change there. These are long serving civil servants, which I have always understood did not have to contribute towards their pension scheme. So is this £1,000 here because there has been a change in staffing and it is a new civil servant entrant or is it just in order to have a token provision which may not even materialise?

1270 **Hon. S E Linares:** The explanation given is that this is to do with the three employees that are down in the Authority and therefore, if they need –

Hon. E J Reyes: They are not from the Authority – the three –

1275 **Hon. S E Linares:** No, no they are not from the Authority; they are *working for* the Authority –

Hon. E J Reyes: Right, the three civil servants.

1280 **Hon. S E Linares:** – although they are civil servants. It is a token sum. If there is a need to bring in that they move somewhere and they need to be replaced, this is the total sum for the pension contribution.

Hon. E J Reyes: Mr Chairman, yes, if I understood correctly, it is just a token sum, should there be –
(**Hon. S E Linares:** Absolutely.)

1285 But my understanding is there has not been a movement. The three individuals who were last here happen to be the same ones – long-serving ones, so there has not been... It is just hypothetical in case it happens.

Hon. S E Linares: They are still there.

1290 **Mr Chairman:** Head 36, Sport and Leisure, subhead 1, Payroll stands part of the Bill.

Clerk: Subhead 2, Other Charges.

Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

1295 **Clerk:** Head 37, Fire Service, subhead 1, Payroll.

Mr Chairman: Head 37, Fire Service, subhead 1, Payroll stands part of the Bill.

1300 **Clerk:** Subhead 2, Other Charges.

Mr Chairman: Subhead 2, Other Charges stands part of the Bill.

Clerk: Head 38, Culture and Heritage, subhead 1, Payroll.

- 1305 **Mr Chairman:** Head 38, Culture and Heritage, subhead 1, Payroll stands part of the Bill.
Clerk: Subhead 2, Other Charges.
Mr Chairman: Subhead 2, Other Charges stands part of the Bill.
- 1310 **Clerk:** Head 39, Postal Services, subhead 1, Payroll.
Mr Chairman: Head 39, Postal Services, subhead 1, Payroll stands part of the Bill.
Clerk: Subhead 2, Other Charges.
Mr Chairman: Subhead 2, Other Charges stands part of the Bill.
Clerk: Head 40, Civil Contingency, subhead 1, Payroll.
- 1320 **Mr Chairman:** Head 40, Civil Contingency, subhead 1, Payroll stands part of the Bill.
Clerk: Subhead 2, Other Charges
- 1325 **Hon. Mrs I M Ellul-Hammond:** Mr Chairman, in relation to subhead 2(1), Civil Contingency Planning, with regard to the increase from the estimate of 2011-12 of £134,000 to the outturn of £583,000, can the Hon. Minister confirm, is this, I am assuming, in relation to the explosion at the North Mole?
- 1330 **Hon. S E Linares:** Absolutely. That is the increase, and therefore this year there is just a slight increase from £134,000 to £140,000.
Mr Chairman: Subhead 2, Other Charges stands part of the Bill.
Clerk: Head 41, Youth, subhead 1, Payroll.
- 1335 **Mr Chairman:** Head 41, Youth, subhead 1, Payroll stands part of the Bill.
Clerk: Subhead 2, Other Charges.
- 1340 **Mr Chairman:** Subhead 2, Other Charges stands part of the Bill.
Clerk: Head 42, Gibraltar Audit Office, subhead 1 Payroll.
Mr Chairman: Head 42, Gibraltar Audit Office, subhead 1, Payroll stands part of the Bill.
- 1345 **Clerk:** Subhead 2, Other Charges.
Mr Chairman: Subhead 2, Other Charges stands part of the Bill.
- 1350 **Clerk:** Head 43, Supplementary Provision, subhead 1(a), Pay Settlements; subhead 1(b), Supplementary Funding.
Mr Chairman: Head 43, Supplementary Provision, subhead 1(a), Pay Settlements and subhead 1(b), Supplementary Funding stand part of the Bill.
- 1355 **Clerk:** That concludes clause 2.
Mr Chairman: Clause 2 stands part of the Bill.
- 1360 **Clerk:** Clause 3, Consolidated Fund Contributions.
Subhead 1, Contribution to wholly owned Government Companies.
Mr Chairman: Head 44, Contribution to Government-Owned Companies, subhead 1, Contribution to wholly owned Government Companies stands part of the Bill.
- 1365

Clerk: Head 45, Contribution to the Improvement and Development Fund, subhead 1, Contribution to the Improvement and Development Fund.

1370 **Mr Chairman:** Head 45, Contribution to the Improvement and Development Fund, subhead 1, Contribution to the Improvement and Development Fund stands part of the Bill.

Clerk: That concludes clause 3.

1375 **Mr Chairman:** Clause 3 stands part of the Bill.

Clerk: Clause 4, Improvement and Development Fund.
Head 101, Works and Equipment, subhead 1, Works and Equipment.

1380 **Hon. J J Netto:** Mr Chairman, if I may, on item (x), which is Government Furniture and Equipment, I see an estimate there of £½ million. Does the £½ million represent the total bid that Department Authorities and Agents submitted to Government or is this a fraction of the bid?

1385 **Hon. Chief Minister:** Mr Speaker, I do not think it is the full amount bid. I assume it is what was bid and what has been approved.

Hon. J J Netto: I can understand that but that was the total amount of the collected bids from all the Government Departments, Authorities and Agencies?

1390 **Hon. Chief Minister:** Mr Speaker, what I am told is that the figure is much, much higher, as is usually the case, and that the amount approved this year, is, as the hon. Gentleman can see, much more – £½ million more – than was approved for last year and about £325,000 more than was approved the year before that.

1395 But never I am told is it... Sorry, I am giving you the wrong number – £½ million more than has been approved for a couple of years under that Head – never I am told is the bid approved, because it is all the bids together and it is a lot more than the £½ million that has been approved.

1400 **Hon. J J Netto:** Yes, Mr Chairman, I do appreciate that is always the case, but what I am asking is whether... He may not have the information available, but perhaps the civil servants behind him may have the information available as to what was the total bid requested, regardless of what the Government, rightfully, may put in the Estimates Book.

Hon. Chief Minister: Mr Speaker, I do not have the information available. I can tell him that it is £½ million more than has been approved for a couple of years –

1405 **Hon. J J Netto:** I know that.

Hon. Chief Minister: So that is a point worth making, if he understands.

1410 If I can see where he is going, then the point I am going to make to him is that it is £½ million more than has been approved for the past two years. I do not have the information, Mr Speaker. I think that what we have to debate is what has been approved and that is what has been approved and...

1415 **Hon. J J Netto:** Well, Mr Chairman, I am not asking whether it is more or less or whether it is the same. All I am asking is even if he has not got the information himself, which I can appreciate, that information might be available by the civil servants sitting behind him and if it is available...

1420 **Hon. Chief Minister:** I am sure it is available because all the bids are available and could be totted up, but I am not going to open the door to giving the hon. Gentleman access to the bids that are made, because we would be here all day, every single day for the next 365 days, if we had to debate not just what it is that the Government is *proposing* we should spend, but what it is that every single Department *asks* the Government that they should be spending. And it has never been the case in the 16 years that he has been in Government and we have been in Opposition that that information has been shared, Mr Speaker.

1425 **Hon. Mrs I M Ellul-Hammond:** Mr Chairman, with respect to subhead 1(a) Education, could the Hon. Minister explain what the £2 million estimated is going to be for?

Hon. G H Licudi: Mr Chairman, in answer to a question last month and also during the Budget debate yesterday, I did give details of some of the capital expenditures that we would be doing, including the extension at Notre Dame, the other extensions and other projects that we would be doing.

1430 What the hon. Member will see is that we are, in fact, increasing by 33% the provision for capital expenditure. In my answer last month, I did say also that other projects would be done during the course of the year, apart from the ones that I specifically mentioned, and we have got provision here for some other projects.

1435 **Hon. Mrs I M Ellul-Hammond:** Yes, which have not been identified yet.

And, Mr Chairman, in relation to subhead 1(h), Contribution to Gibraltar Health Authority, I again ask the Hon. Minister the same question: the £3.3 million, what will that be going towards?

1440 If I remember correctly, the Hon. the Chief Minister mentioned £1 million of that was going to the new patient transfer vehicles and KGV refurbishment, so that leaves about £2.3 million, which I do not think was addressed in the budget.

Hon. Dr. J E Cortes: Mr Chairman, yes, £300,000 is earmarked to the colon cancer screening; £1 million is for ambulances; there is provision there also for the Community Mental Health premises at Coaling Island; also to provide wheelchair access to the garden and there is also scope there for replacement of equipment. There is also provision there for initiation of projects to relocate the kitchen and to relocate the ambulance staff.

There will be others coming in the year, but those are the main items that the money is going to be dedicated to.

1450 **Hon. Mrs I M Ellul-Hammond:** I am grateful.

And, Mr Chairman, in relation to subhead 1(r)(iii), for the City Fire Brigade, £150,000 have been earmarked. Can the Hon. Minister confirm if this is in relation to the smoke extractor system?

1455 **Hon. S E Linares:** Partially, it is the extractor. There are things like pumps and other equipment which they have asked for, and also to do with the ambulance – some repairs to the ambulance that they have, so that would add up... In fact they asked for £295,000 and then it was slashed to £150,000.

Hon. S M Figueras: Mr Chairman, in relation to Works and Equipment, subsection (1), Contribution to Gibraltar Electricity Authority of £1 million, can someone other than the Minister for the Environment, who is unfortunately not in the Chamber at the moment, confirm that that is the contribution he mentioned in his Budget speech towards alternative energy? I suspect but I would just like to have confirmation.

The Hon. Minister for the Environment has returned – maybe he can shed some light on it?

1465 **Hon. Chief Minister:** Mr Speaker, this relates to Works and Equipment principally, which is what would be covered by capital, so for example, things like the flood lights on the Rock face etc, are covered by this. The big item of expenditure in respect of this is an interconnector and switch gear and that accounts for almost two-thirds of the material.

1470 The hon. Gentleman will know that when I made my statement a couple of months back about the position in relation to the power station issue, we said that we would be continuing, through the GEA, to do the works in respect of switch gear, etc -

A Member: And main cables.

1475 **Hon. Chief Minister:** – and main cables etc. The *infrastructure works*, as they are known, are not just in relation to Lathbury, but also in relation to the rest of the ‘grid’ – and I say ‘grid’ in inverted commas – and that is what that principally relates to.

1480 **Hon. S M Figueras:** I am grateful for that.

One more point I would like to raise in relation to paragraph or section... it was (p)(iii), Drains and Sewers. We know that the Government has been busy in the last few months dealing with the collapse of the Line Wall sewer. In the Budget speeches and in answers to questions in the House, the Hon. Minister for Technical Services had referred to the fact that not enough investment had been made in them. However, it just strikes me as odd that the estimate is not significantly higher than what it had been or indeed what has already been spent on the drains and the sewers.

1485 Perhaps the Hon. Minister can enlighten us as to why maybe the works already done have constituted a significant enough improvement that that is all they need to provision for it.

1490 **Hon. P J Balban:** Mr Chairman, the money, the funding actually being asked for in that respect is a token amount. It has been prior to beginning work on a sewer rehabilitation programme to bring the sewer and the stormwater systems up to a standard over a number of years.

1495 **Hon. S M Figueras:** I am sorry, Mr Chairman, just under paragraph (r), Essential Services and Equipment, Royal Gibraltar Police, there is £150,000 there as an estimate. An indication as to what that would be applied to would be helpful – particularly in the context of them having received two very fast launches very recently.

1500 **Hon. Chief Minister:** Mr Speaker, if I may, just on the launches: the launches are provided for in 1(v), if he reads on – nothing to do with the launches there. (*Interjection*)
I am telling him it is not the launches. I will leave the Minister for Justice to deal with the other.

Hon. G H Licudi: Mr Chairman, this is just general provision which is made for general equipment which the Police may require during the year.

1505 **Hon. S M Figueras:** I only asked simply, because there was no estimate or provision for it in the past and that was the only reason I have raised it. (*Interjection*) I am grateful to the Minister for Justice.

1510 **Hon. D A Feetham:** Is that equipment relating to what the Police might actually need in relation to PACE; or actually is it repairs to New Mole Police Station and perhaps also Central Police Station?

1515 **Hon. J J Bossano:** Mr Chairman, I think if the hon. Members look at the footnote (i), this is now a breakdown which was in fact previously shown as ‘Other Departments, Agencies and Authorities’. It was a global sum from which people drew from what they needed during the course of a year, in the expectation that every year they need to replace something or repair something, so in fact there is much more money than there was last year, if we actually add all the things with a footnote (i) and compare it with what has disappeared. But the increase has not been done in the global figure, because then everybody would have been able to access, presumably, to get an equal share of the increase. It has actually been divided more in relation to what people have identified at the beginning of the financial year that they are likely to need.

1520 So in respect of the individual items with a footnote (i), it means that Members are now able to see, out of that block vote, what is intended to go to each different Department.

As Members are well aware, there is nothing to stop us viring from one Head to another, if one is underspending and the other needs more money.

1525 **Hon. G H Licudi:** Mr Chairman, in relation to this particular amount of £150,000, this follows clearly a bid by the Royal Gibraltar Police for funding for diverse equipment. It includes matters such as equipment needed for the marine section, for the diving unit, scenes of crime, community support, special equipment, office furniture, transport, so there is a myriad of various heads of equipment which they need in capital expenditure, which are now provided under this £150,000.

1530 **Hon. D A Feetham:** Mr Chairman, if we look at ‘Housing: Works and Repairs’, we look at the estimate for 2011-12 of £2 million and the forecast outturn £3.8 million, and now it is down to £1 million, which I note is actually lower than the actual for 2010-11, is there an explanation for the actual decrease in the provision made for Housing Works and Repairs; or is it...? Well, it cannot be a token figure, because it is a million pounds, but is there an explanation for it?

1540 **Hon. Chief Minister:** Yes, Mr Speaker, of course there is an explanation: it is very simple. The forecast outturns and the estimates for the previous year show what costs were in part of the process of developing estates whilst they were in Government, whilst we are at the beginning of the process of the developments that we are aiming for.

So the £1 million that he sees there is a token for the work that will commence this year.

1545 **Hon. D A Feetham:** So that includes the projected building of new accommodation as well as repairs. Is that what he is saying?

1550 **Hon. Chief Minister:** Yes, Mr Speaker, this includes, for example, in some instances, where he knows we are in the process of doing works which are beyond – (**A Member:** Preparatory?) Yes, (a) preparatory and (b) beyond the old simple works and repairs that there have been in other estates. At Laguna, at Glacis, at Moorish Castle, the hon. Members will have seen works which include cladding and which include that type of work which goes beyond simple works and repairs.

1555 **Hon. D A Feetham:** Yes but this is the... I asked about... This million pounds is the million pounds that appears under Housing, that I asked earlier on about, and you may recall I asked, 'Did that million pounds relate to, or partly relate to, the cladding of the three estates that was part of the announcement by the Minister for Housing?' and the Hon. the Minister for Employment said to me, 'No, no, no, it wasn't that.' (*Interjection*)
Now...

1560 **Hon. Chief Minister:** Mr Speaker, the state that we are at at the moment is – it may be a surprise to hear this – but it is principally being done in-house in the Housing Department, all of the preparatory work, all of the cladding, etc. We have not gone out to expensive consultants or anything like that, so there has been no need to show other expenditure here in respect of that. (**Hon. J J Bossano:** So far.) There may be in the future a need to do so.

1565 **Hon. D A Feetham:** So basically I was right some moments earlier, when I said the million pounds related not to the cladding, but to –

Hon. Chief Minister: No, it relates to –

1570 **Hon. J J Bossano:** Not putting up the cladding, really.

Hon. Chief Minister: Not putting up the cladding, that is right. It relates to all the preparatory work that needs to be done in order to do that.

1575 **Hon. D A Feetham:** Well, it cannot possibly relate to the putting up of the cladding, because the cladding of actually three estates is going to cost above £50 million. It is a substantial expenditure.

Hon. Chief Minister: It certainly costs more than £1 million.

1580 **Hon. D A Feetham:** So it must be preparatory towards that – that is what I was asking.

Mr Chairman: Improvement and Development Fund – Expenditure, Head 101, Works and Equipment, subhead 1 stands part of the Bill.

1585 **Clerk:** Head 102, Projects, subhead 1, Beautification Projects.

Hon. S M Figueras: Mr Chairman, on Other Projects, subhead 5(s) is one that jumps out. It is the Smart Bikes.

1590 **Clerk:** We are not on there, Mr Speaker.

Mr Chairman: We are still at subhead 1, Beautification Projects.

Hon. S M Figueras: Oh apologies, Mr Chairman.

1595 **Mr Chairman:** Okay subhead 1, I imagine there are no questions. Subhead 1, Beautification Projects stands part of the Bill.

Clerk: Subhead 2, Roads and Parking Projects.

1600 **Hon. D J Bossino:** Mr Chairman, may I ask for an explanation for the massive reduction under 2(a)(i) (*Interjection and laughter*) from £8.6 million, which is the forecast outturn, to £½ million for this coming year by way of estimate?

1605 **Hon. Chief Minister:** Mr Speaker, as the hon. Gentleman knows, the development of the tunnel, for all the reasons that have been ventilated in the past six months, is not progressing at the moment. There is the litigation and there is, as I told the House in an earlier intervention, the possibility of a new tender having to be created, in order to see what the real cost to completion – the balance to complete, so to speak – of that project would be, given the present state in which it lies.

1610 Therefore, there is a token there, Mr Speaker, for some of the expenditure which there will be, because there is some continuing expenditure, just to have the site safe as it is at the moment, and post procurement process, there may be another figure there.

Mr Chairman: Subhead 2, Roads and Parking Projects stands part of the Bill.

1615 **Clerk:** Subhead 3, Relocation Costs.

Mr Chairman: Subhead 3, Relocation Costs stands part of the Bill.

1620 **Clerk:** Subhead 4, Reclamation Projects.

Mr Chairman: Subhead 4, Reclamation Projects stands part of the Bill.

Clerk: Subhead 5, Other Projects.

1625 **Hon. Mrs I M Ellul-Hammond:** Mr Chairman, in relation to subhead 5(f), Old St Bernard's Hospital Demolition and Conversion Works: is this £1.36 million the amount needed to complete the conversion of this site?

1630 **Hon. G H Licudi:** Mr Chairman, as the hon. Lady well knows, there were plans to convert that for educational purposes. A bid has been put to do some preparatory work. But as I have indicated, no final decision has been taken, so there has been a provision made, but the final decision as to the use of the site has not been taken yet.

1635 **Hon. Mrs I M Ellul-Hammond:** Mr Chairman, is that the whole site or is this just the front part which was going to be converted to a school? This includes the...

Hon. G H Licudi: The old part of what used to be St Bernard's Hospital is the part at the top which was to be worked for – (*Interjections*)

1640 **Hon. S M Figueras:** The lower part was also part of the Hospital. (*Interjections*)

1645 **Hon. G H Licudi:** Yes, there was a demolition carried out and there were continuing works in relation to that demolition to make it safe, but there has been a provision in respect of the bottom side of the old St Bernard's Hospital. As I said, there is a provision there, but no final decision has been taken as to precisely what is going to happen with that site.

1650 **Hon. S M Figueras:** And, sorry Mr Chairman, just for some more clarification, is there a decision as to the use of what was originally the new wing, before what was demolished was made – the wing where St John's Ward, Victoria Ward were originally and the chapel? (*Interjection by Hon. G H Licudi*) Okay, there were two annexes. (*Interjections*) Is it the Mackintosh Wing?

1655 **Hon. Chief Minister:** Mr Speaker, is the hon. Gentleman talking about the area which was next to the lab, more or less? (*Interjections*) The Mackintosh Wing, along Lower Castle Road? (**Hon. S M Figueras:** Yes.) Mr Speaker, that is the housing that is being developed for elderly occupation.

Hon. Mrs I M Ellul-Hammond: So, Mr Chairman, the Hon. Minister can confirm that this is, in effect, a token figure, till a decision is made as to what that bit is going to be converted to? Yes.

1660 I was just surprised with the £363,000 added to it; I thought the rounded figure of a million would be a good indication of a token figure.

Hon. G H Licudi: Certainly more than a token figure, but as I said, the final decision has not been taken as to what is actually going to be done.

1665 **Hon. Mrs I M Ellul-Hammond:** And, Mr Chairman, in relation to subhead 5(g), the Old Naval Hospital Conversion and Refurbishment Works, a million pounds has been earmarked for this. Again, is this a token, albeit a high figure?

Hon. G H Licudi: Sorry, which number?

1670 **Hon. Mrs I M Ellul-Hammond:** Subhead 5(g).

Hon. Miss S J Sacramento: Mr Chairman this is a basic estimate. We are still awaiting a quote for the cost of the redesign of the unit.

1675 **Hon. S M Figueras:** Yes, Mr Chairman, one additional point relevant to the Hon. Minister for Transport on the Smart Bikes – subsection (s) which refers to the Smart Bikes. The estimate is for £1,000. Now, I know that they are having these negotiations and discussions with the supplier, and the £1,000 is just a token amount, obviously, to see how things progress – is that the case?

1680 **Hon. N F Costa:** Yes, Mr Chairman, as the hon. Gentleman has pointed out in the light of the answers to his questions and the Hon. Mr Bossino's, as a result of these negotiations, we have put a token figure and we will be able to say exactly how much that is in due course, once those discussions have concluded.

1685 **Hon. D J Bossino:** If I can ask, Mr Chairman, the Minister for Traffic, presumably that explanation given by the Minister for Transport also applies to item (x) in relation to the plan?

Hon. P J Balban: Mr Chairman, that is right: the £1,000 is merely a token figure.

1690 **Hon. E J Reyes:** Mr Chairman, on subhead 5(l), the Main Guard, which is, as it says in brackets, the headquarters for the Heritage Trust, although no expenditure was entered into last year, there had originally been an estimate of half a million pounds which was arrived at in consultation with the 'wish list' of the Trust in itself. I see that has now been reduced to £100,000.

1695 Is the hon. Member able to say whether it is because the project has been drastically reduced in size or is it because it will be ongoing from one financial year to another, and therefore for this year only a £100,000 is required?

1700 **Hon. S E Linares:** Yes, Mr Chairman, it is exactly what the hon. Member is saying, that it will be phased in. So we are starting the project with the Heritage Trust with £100,000 this year. If more funds are needed this year, they will be put in but we expect it to be more phased in, rather than a one like previously stated, which was the £500,000. That would have been probably the total cost of the whole project, so we are phasing it in.

1705 **Mr Chairman:** Subhead 5, Other Projects stands part of the Bill.

Clerk: Subhead 6, Equity Funding – Gibraltar Investment (Holdings) Ltd.

1710 **Mr Chairman:** Subhead 6, Equity Funding – Gibraltar Investment (Holdings) Ltd stands part of the Bill

Clerk: That concludes clause 4.

Mr Chairman: Clause 4 stands part of the Bill.

1715 **Clerk:** Clause 5.

Mr Chairman: Clause 5 stands part of the Bill.

1720 **Clerk:** Clauses 6 and 7, Gibraltar Development Corporation – Appendix B.

1725 **Hon. D A Feetham:** Mr Chairman, if we go to page 154 – and we were talking about this earlier on – Planned European Structural Funds, £5,661,000, can the Hon. the Minister for Employment confirm that an application for those structural funds has been made; and also whether the application has been made on the basis that the money is going to be used for the funding of Government-sponsored training schemes?

1730 **Hon. J J Bossano:** The application that has been made has been made in respect of the ongoing VTS that was approved already on the basis of the new rates. That has gone through and that has been accepted, so the level of funding per individual is now a reflection of the new rate that we are paying, and we are getting 50% of that.

1735 But the expectation that is included there, of course, is not yet something that has happened. That is to say, we are providing for what we think will be the possible maximum number of people that will be going through the system, but the hon. Member knows, from the answers we are giving him, that the numbers at present are not at that level. We cannot ask for the money, so that we get the money in case we put so many people through. It has to be substantiated because we do not get money for all the people that we put through, because there are conditions attached to new funding in terms of age and in terms of

periods of unemployment, which would not necessarily apply to some of the categories that we are putting through the system, given that the employer has got now a say in the selection of a potential trainee, that was not there before.

1740 In terms of the training, for example, in the construction industry, at Gibdock and so on, that is different because there, we are able to increase the numbers ourselves, since there is no employer involved. That is to say, for example – I think the last intake last year was 40 into the Construction Training Centre – if we are able to bring more people in, it will not be on the premise that we have already identified who those people are likely to be working for in two years' time, when they reach NVQ

1745 level 2.
So if we are able to, as a result of putting more resources into construction training, which I have already mentioned in my speech was something that we will be looking at this summer, if we are able to take in 80 instead of 40, then that would be reflected there and it would be reflected in the fact that we ask for more money for that.

1750 But in terms of the people who are in ETCL, the flow of people in ETCL is not something that we can, in anticipation, make a bid for, until the people are already in place, and only in respect of those that meet EU criteria, which will be less than all the people we have.

1755 **Hon. D A Feetham:** Yes, in actual fact most of the people, I think there is a very high percentage of Construction Training Centre trainees, actually eventually found a job, because they are highly qualified.

It is in relation to VTS trainees, where the uptake by employers was less than 50%.

1760 But can he help me with this: was part of the satisfying whoever it is in Europe that actually provides this funding, that the VTS trainees were undertaking Government-sponsored training schemes and also, secondly, is this something that is going to be something that an application is going to be made every single year? Because, of course, one assumes there is going to be an intake of VTS trainees next year. Presumably there will be another application next year.

So there are two questions, essentially.

1765 **Hon. J J Bossano:** There has to be an application made each year under the programme and there has been in the past. Right! In the past, the training courses were for people doing six months and this time they are longer, but in fact, in all the employer-related guaranteed employment, it is only intended to be less than a year, because the ones that are longer than a year are really the ones that are going to be going through a training scheme like the construction training or the nursing training, which have got a requirement that people do so much in a sort of semi-academic environment, in order to get the necessary qualifications.

1770 For example we have got some people who are being trained as cabinet makers. They are being trained as cabinet makers and they are people who had already some carpentry skills. In those areas, although we are getting EU funding – in fact that particular project, for example, has had ERDF funding and EU funding – so what we are doing is that in the money we are getting from the EU to support new business start-ups, there is an element that is included which requires new jobs being created, as part of the condition.

1775 In the new jobs being created, we are also claiming financial support from the ESF and we are funding the other half. So in nearly all those cases, we are talking about annual requirements involving new individuals. In the cases that last more than one year, then it is in cases which are not linked to employers training the trainees, but the organised training like the construction training or Gibdock or the nursing and so forth. So they go beyond a year.

1785 **Hon. D A Feetham:** Yes, but for European purposes and for the purposes of the funds, the VTS employees are being treated as Government-sponsored trainees.

Hon. J J Bossano: Absolutely, yes.

Mr Chairman: Appendix B stands part of the Bill.

1790 **Clerk:** Appendix C, Gibraltar Regulatory Authority.

Mr Chairman: Appendix C, Gibraltar Regulatory Authority stands part of the Bill.

1795 **Clerk:** Appendix D, Borders and Coastguard Agency.

Mr Chairman: Appendix D, Borders and Coastguard Agency stands part of the Bill.

Clerk: Appendix E, Gibraltar Health Authority.

1800 **Hon. Mrs I M Ellul-Hammond:** Mr Chairman, with respect to Recurrent Payments, Ambulance Service, point (5), Salaries: could the Hon. Minister explain the increase from the estimate of 2011-12 of £826,000 to £971,000 as the forecast outturn, and then it is back down for this year's estimate to £889,000, when the staffing numbers have actually stayed the same?

1805 **Hon. Dr. J E Cortes:** Yes, Mr Chairman, this will have been as a result of the Agenda for Change Agreement that considerably increased the salaries of most health workers.

Hon. Mrs I M Ellul-Hammond: Therefore, Mr Chairman, why has the estimate then gone down by £72,000? Why has it not then remained at the £971,000?

1810 **Hon. Dr. J E Cortes:** I suspect that there will have been an element of retrospection involved last year, which would not apply this year. So it has come back down to a more realistic figure, but still above the previous year.

1815 **Hon. Mrs I M Ellul-Hammond:** Mr Chairman, in respect still with the Ambulance Service, point (7) for Allowances, I notice that the estimate allows for a decrease of £100,000 for allowances for the Ambulance Service.

1820 **Hon. Dr. J E Cortes:** It is exactly the same explanation: the allowances were also part of the Agenda for Change.

Hon. Mrs I M Ellul-Hammond: Mr Chairman, continuing with Payments, point (22) – Dressings, Medical Gases and Tests: could the Hon. Minister explain the reduction in £100,000 earmarked for that, please?

1825 **Hon. Chief Minister:** Sorry... Excuse me, it is not a reduction of £100,000 on what is earmarked for that; it is a £200,000 increase on what was earmarked for that.

Hon. Mrs I M Ellul-Hammond: Yes, but £100,000 less than the forecast outturn.

1830 **Hon. Chief Minister:** From the forecast outturn, but £200,000 increase.

1835 **Hon. Mrs I M Ellul-Hammond:** Mr Chairman, in relation to point (23), Provisions, can the Hon. Minister explain what it means by 'Provisions'? Does this include the kitchen and the provisions within the kitchen?

Hon. Dr. J E Cortes: Yes, Mr Chairman.

1840 **Hon. Mrs I M Ellul-Hammond:** Mr Chairman, in relation to point (34), the School of Health Studies Expenses: there has been an increase of funding. Is this to do with the increased bursary for the student nurses?

1845 **Hon. Dr. J E Cortes:** Two reasons: an increase in the bursary; and also the fact that we will be taking another intake of nurses, while the previous intake has one more year to complete, so that this year, we will in fact have two intakes of nurses, one in its final year, one in its first year.

Hon. Mrs I M Ellul-Hammond: Mr Chairman, in relation to point (35), Insurances and Claims: there is a decrease again in the estimate. Is this because the cover has been decreased?

1850 **Hon. Dr. J E Cortes:** Mr Chairman, when it comes to claims, you never know what you may be up against, so one tends to be a little bit conservative in one's provision, because it is something that we cannot predict. There has to be some leeway and so it is slightly less than the previous estimate, less than the forecast outturn, because I suspect that last year, there may have been rather a lot of claims.

1855 **Hon. Mrs I M Ellul-Hammond:** Finally, Mr Chairman, on page 171, under Capital Expenditure, there is £2 million for Works and Equipment and £300,000 for the Colon Cancer Initiative. This figure is also... is this part of what is already under the I&D...?

Hon. Dr. J E Cortes: It is exactly that: it is just shown here for clarity.

1860 **Mr Chairman:** Appendix E, Gibraltar Health Authority stands part of the Bill.

Clerk: Appendix F, Housing Works Agency.

Mr Chairman: Appendix F Housing Works Agency stands part of the Bill.

1865 **Clerk:** Appendix G, Care Agency.

1870 **Hon. J J Netto:** Mr Chairman, if I may, in relation to the establishment figures, as seen on page 176, if the hon. Lady perhaps goes down to the Rehabilitation Centre, I see in the little table being offered there, that the cooks for the Rehabilitation Centre that used to be seen there, in previous financial years, are not seen in the new financial year. So what I would like to know is whether the cooks have been transferred, perhaps, to another place of the Care Agency – perhaps the Mount Alvernia – or is it perhaps because the cooks are now seen within the figures of the industrial staff?

1875 **Hon. Miss S J Sacramento:** Mr Chairman, they are reflected under the industrial staff.

Hon. J J Netto: So basically, now, we have... They have not been transferred; they are still in Bruce's Farm, but the figures are now represented in industrial, as presumably would be the cooks for Mount Alvernia as well?

1880 I think that perhaps if I try to be helpful here: what pages 175 and 176 do provide is where the people are by location, basically.

Now, the problem I have is that if you go to page 175, the top tabulation there, which is Elderly Care, you have all the people working there, including the technical officer, the store supervisors and all of them are there in Mount Alvernia; but we do not see there any cooks.

1885 If you go to page 176 and you go to the tabulation on the Rehabilitation Centre, the figure for cooks was there, but not in the new financial year.

I am just trying to make sense of this, whether the only logical explanation we have is because all cooks, regardless of whether they are in Mount Alvernia or in Bruce's Farm, they are up there, under industrials, because the only other cooks that I can think of are in St Bernadette's.

1890 If we look perhaps at St Bernadette's because... So the cooks at St Bernadette's are not there either, so the only logical explanation is that they are all under industrial staff, within the global figure of industrial staff. Is that the case?

1895 **Hon. Miss S J Sacramento:** Yes, Mr Chairman, they are all reflected under industrial staff and there continue to be cooks at the Rehabilitation Centre and the other places.

1900 **Hon. J J Netto:** Mr Chairman, moving on to, within the Care Agency, Appendix G, on page 178, item (16) which is Special Care Abroad, we have a figure there, an estimate for the new financial year of £896,000. Does the hon. Lady know, or can she tell me, how many people this figure will cover, in terms of placements abroad? Is it four, five or six? It has got to be around that figure.

Hon. Miss S J Sacramento: Is the hon. Gentleman asking for the total figure or the figure for the increase? Is it in relation to the increase or the total figure?

1905 **Hon. J J Netto:** No, no, I am not asking for the increase; all I am asking is, for that amount of money, how many people does it support, in terms of placement abroad – abroad from Gibraltar?

Hon. Miss S J Sacramento: Mr Chairman, it is in relation to six adults and also includes travel.

1910 **Hon. J J Netto:** So six adults, which includes of the six, one child – is that what you said? *(Interjection)* Sorry?

Hon. Miss S J Sacramento: Yes, it is five adults and one child – I beg your pardon, yes.

1915 **Hon. J J Netto:** And is the placement in the UK or, given the circumstances of this particular person, perhaps in another country?

Hon. Miss S J Sacramento: Mr Chairman, I believe I have already answered this question in response to Parliamentary questions.

1920 On a confidential basis, I am happy to remind the hon. Member confidentially, but not now, Mr Chairman.

1925 **Hon. J J Netto:** Mr Chairman if I may, if the hon. Lady goes to page 179, item (39), Health and Safety Expenses, I see an estimate of £1,000. Although we are not talking about a huge amount of money, I see that the estimate for the previous financial year was £10,000 and the forecast outturn £9,000. Now, £1,000 in relation to £10,000 is almost like a drop of 90%. Can the hon. Lady explain why the drop by such an amount?

1930 **Hon. Miss S J Sacramento:** Mr Chairman, this is because previously Health and Safety was sub-contracted to a private entity, and it no longer is; it will now be undertaken in-house, under the auspices of the Minister with responsibility for Health and Safety, and obviously the saving is reflected in the Estimates.

Mr Chairman: Appendix G, Care Agency stands part of the Bill.

1935 **Clerk:** Appendix H, Gibraltar Port Authority.

1940 **Hon. D J Bossino:** Mr Chairman, can I ask the Minister responsible for the Port for an explanation which accounts for the increase under (19), described as 'Inspections', from I think there is a forecast outturn for this year of £75,000 – a decrease rather – and then it decreases to £10,000? Why is that the case, given that in previous years we have a figure... the actual expenditure last year was £96,000 and an estimate was made of £100,000?

1945 **Hon. N F Costa:** Yes, Mr Chairman, previously the work was sub-contracted and now we have a bunkering superintendent in the Gibraltar Port Authority, which explains the variance.

The subcontractor payment was for £90,000 and of course, now that we have a person in post, there is a salary which does account for the saving, of course, and it is much better to have someone working in-house.

1950 **Mr Chairman:** Appendix H, Gibraltar Port Authority stands part of the Bill.

Clerk: Appendix I, Gibraltar Electricity Authority.

1955 **Hon. Mrs I M Ellul-Hammond:** Mr Chairman, in relation to point (30), GHA Related Expenditure, the Authority is estimated at spending £33,000. Could one of the hon. Members opposite explain what this figure is in relation to?

1960 **Hon. Dr. J E Cortes:** The electrical services of the Health Authority are in fact provided by the Electricity Authority and that will explain why there is a payment. I suspect that perhaps there may have been an overlap as to whether the payment was made before or after the financial year.

But as I say, the relationship is that the electrical services are provided by the Electricity Authority, and are not provided by GHA personnel.

Mr Chairman: Appendix I, Gibraltar Electricity Authority stands part of the Bill.

1965 **Clerk:** Appendix J, Gibraltar Sports and Leisure Authority.

1970 **Hon. E J Reyes:** Mr Chairman, under Payments, subparagraph (21), it says 'Hockey Pitches' and then there is a small roman numeral (ii). I believe that is possibly a misprint or typographical error and it should be a '(iii)' instead, corresponding to the note at the bottom that says:

'From 2011/2012 Hockey Pitches expenses included under (10) Running Expenses'.

Am I correct in that assumption?

1975 **Minister for Sports, Culture, Heritage and Youth (Hon. S E Linares):** Yes, Mr Chairman, I am grateful for the hon. Gentleman to have noted that. So it has been noted.

Thank you very much.

1980 **Mr Chairman:** Appendix J, Gibraltar Sports and Leisure Authority stands part of the Bill.

Clerk: Appendix K, Gibraltar Culture and Heritage Agency.

1985 **Hon. E J Reyes:** Mr Chairman, there is, in the Establishment, there is a provision for one Technical Grade 4. Looking at the very back of the Book, on page 227, where the salaries are given for Technical Grades 2 and 3, there has been an omission of Technical Grade 4. So that is missing from the actual printout here. We have no idea what that salary scale or range would be.

1990 **Hon. S E Linares:** Yes, Mr Chairman, there is an omission there, but this officer in the general Establishment is an officer who is seconded from the Civil Service into the Agency, and has been, sort of, 'slotted into' the Technical Grade 4, because it was a type of personal to holder, but it is equivalent to a Technical Grade 4. I realise there is not, at the back, a Technical Grade 4.

1995 This can be included and because of the information given at the beginning of the Culture and Heritage Agency and it is to do with the halfway restructure that has been going on; but there will be a Technical Grade 4 added at page 227, which has been highlighted by the hon. Gentleman.

Hon. E J Reyes: I am grateful, Mr Chairman but can I, in a cordial and friendly manner, advise the Minister, if the person has been seconded, then one has to be careful that he is not accounted for both in his permanent and pensionable Department and then here.

2000 For example, I did not raise an eyebrow, if we go back to the Sports and Leisure Authority, I know because of my tenure as Minister there, other than all those listed here from Grades 1 to 13, there is an actual operative who was seconded from our Department and therefore does not appear under this heading, because I believe he actually comes from Technical Services.

2005 *So de jure*, his head of Department is someone in Technical Service and on a day-to-day basis, he actually reports physically to ensure that his time keeping is correct to the Chief Executive of the Sport and Leisure Authority and that has been working fine for many years. So rightly so, the Sports and Leisure Authority does not account for him in its Establishment here, because he still appears on the other side.

2010 I just want to make the hon. Member aware – and he does not have to give me an answer today – that he should double-check that we do not have a double accounting for this individual and then one day our figures do not tally. Had he still been accounted under the other one, there would have been no need for me to ask what a Technical Grade 4 salary range would be.

2015 **Hon. S E Linares:** Yes, this is the information that was given by the Head of the Culture, because it happens to be on the Culture side, and she actually equated him to a Grade 4. So I appreciate what the hon. Member is saying and I will look and see that there is not a doubling up. Apparently, this is also subject to a question –

Hon. E J Reyes: Yes, I was going to say, Mr Speaker, I did give notice of the question –

2020 **Hon. S E Linares:** – to a question which has been put to the –

Mr Chairman: Order!

2025 **Hon. E J Reyes:** Yes, it might be very useful for the Minister if I actually leave the question in, because it allows him an opportunity to then answer back in Parliament.

If, however, I do get the information in some other format, then I will inform the Chairman, in his capacity as the Speaker of the House, that I might even withdraw the question at that moment in time, if within the week's space, I have received the answer.

2030 But we will wait and see and we will sort it out in an amicable manner. All we want to do is to make sure we all have the correct details for any future reference.

Hon. S E Linares: Mr Chairman, I will be happy to answer the question when it is posed, and we can air it out here, no problem.

2035 **Mr Chairman:** Appendix K, Gibraltar Culture and Heritage Agency stands part of the Bill.

Clerk: That concludes clauses 6 and 7.

2040 **Mr Chairman:** Clauses 6 and 7 stand part of the Bill.

Clerk: The Schedule, Parts 1 to 5.

Mr Chairman: The Schedule, Parts 1 to 5 stand part of the Bill

2045 **Clerk:** The Long Title .

Mr Chairman: The Long Title stands part of the Bill.

2050

Magistrates' Court (Amendment) Bill 2012
Clauses considered and approved

2055 **Clerk:** A Bill for an Act to amend the Magistrates' Court Act.
Clause 1.

Mr Chairman: Clause 1 stands part of the Bill.

2060 **Clerk:** Clause 2.

Mr Chairman: Clause 2 stands part of the Bill.

Clerk: The long title.

2065 **Mr Chairman:** The long title stands part of the Bill.

The House resumed.

2070

BILLS FOR THIRD READING

Appropriation Bill 2012
Magistrates' Court (Amendment) Bill 2012
Third Readings approved; Bills passed

2075

Clerk: The Hon. the Chief Minister.

2080 **Chief Minister (Hon. F R Picardo):** Mr Speaker, I have the honour to report that the Appropriation Bill 2012 and the Magistrates' Court (Amendment) Bill 2012 have been considered in Committee and agreed to.

I now move that they be read a third time and passed.

2085 **Mr Speaker:** I now put the question which is that the Appropriation Bill 2012 and the Magistrates' Court (Amendment) Bill 2012 be read a third time and passed. Those in favour –

Hon. Chief Minister: Mr Speaker, I call for a division on the votes.

2090 **Mr Speaker:** Those in favour of the Appropriation Bill 2012. (**Several Members:** Aye.) I think we take the voices first, then we take a poll, as the Hon. Chief Minister has asked for.

Those in favour of the Appropriation Bill 2012. (**Members:** Aye.) Those against. Passed.

Mr Speaker: In view of the request for a poll, the – (*Interjection and laughter*)

2095

Clerk: Is it on the Magistrates' Court (Amendment)?

Hon. Chief Minister: No, no, on the –

2100

Clerk: On the Appropriation? Right.

Mr Speaker: On the Appropriation.

In that case, before we proceed on that, perhaps the Clerk will call out the names of all the Members in alphabetical order. (*Interjections and laughter*)

2105

Clerk: Just waiting for a list.

Mr Speaker: I think the request by the Chief Minister has caught the Clerk totally unprepared! We do not have an alphabetical list of Members. *(Laughter)*

2110 **Hon. D A Feetham:** Mr Speaker, I have not actually looked at the Rules in relation to this, but –

Mr Speaker: Any Member may call for a poll.

2115 **Hon. D A Feetham:** Even when there is no question that we are going to be voting in favour, not against the Bill?

Mr Speaker: There is no requirement, in my understanding, for there to be any –

2120 **Hon. D A Feetham:** I have not looked at it, as I said –

Mr Speaker: No, my understanding is that any Member may, after the voices are heard, ask for a poll to be taken.

We are looking at Standing Order 53(2):

2125 ‘At the conclusion of a debate the question shall be put by the Speaker and the votes may be taken by voices Aye or No and the result shall be declared by the Speaker, but any Member may claim a division when the votes shall be taken by the Clerk asking each Member separately how he desires to vote and recording the votes accordingly.’

2130 **Hon. D A Feetham:** Isn’t it the interpretation of the words ‘may claim a division’?

Mr Speaker: That is what the Hon. the Chief Minister has requested. *(Interjections)*

One must bear in mind, in the House of Commons, in most cases, the Members actually do troop out of the House behind the Speaker’s Chair into either the Aye or the No lobbies, so it is a different manner of proceeding generally.

2135

Hon. Chief Minister: That is what the House dividing is about. The House divides into the lobby to vote.

2140 **Mr Speaker:** Is the Clerk ready?

Clerk: More or less!

A division was called for and voting resulted as follows:

2145 Ayes 16, Noes 0

FOR **AGAINST**

Hon. P J Balban None

2150 Hon. J J Bossano
Hon. D J Bossino
Hon. C A Bruzon
Hon. Dr. J E Cortes

2155 Hon. N F Costa
Hon. Mrs I M Ellul-Hammond

Hon. D A Feetham

Hon. S M Figueras

Hon. Dr. J J Garcia

Hon. G H Licudi

2160 Hon. S E Linares

Hon. J J Netto

Hon. F R Picardo

Hon. E J Reyes

Hon. Miss S J Sacramento

2165 **Absent:** Hon. P R Caruana

Mr Speaker: The Appropriation Bill –

2170 **Clerk:** I beg your pardon! We have left out the Hon. S J Sacramento.

Hon. Miss S J Sacramento: Yes, Mr Speaker.

Several Members: Hear, hear! (*Applause*)

2175 **Mr Speaker:** I think that vote was anticipated, because the note here says 16 in favour. (*Laughter*)
The Appropriation Bill 2012 is carried unanimously, subject to one absent.
Those in favour of the Magistrates' Court (Amendment) Bill 2012. (**Members:** Aye.) Those against.
Carried.

2180

Procedural

2185 **Clerk:** The Hon. the Chief Minister.

Hon. Chief Minister: Mr Speaker, I have the honour to move that this House do now adjourn to Thursday, 19th July, at 9.15 a.m. and I give notice to the House, Mr Speaker, that Chief Minister's Question Time will not be on Thursday afternoon, as a result of a discussion between me and the Leader of the Opposition. It will now be on Friday morning, but the House will sit for other Questions on Thursday.

2190

Mr Speaker: I now propose the question which is that this House do now adjourn to Thursday, 19th July 2012 at 9.15 a.m.

2195 I now put the question which is that this House does now adjourn to Thursday, 19th July 2012 at 9.15 a.m. Those in favour. (**Members:** Aye.) Those against. Passed.

This House will now adjourn to Thursday, 19th July 2012 at 9.15 a.m.

The House adjourned at 5.25 p.m.