

Order Papers

Order Paper Friday - 11th March, 2016

Date: 11 Mar 2016

IN THE FOURTH SESSION OF THE SIXTH PARLIAMENT
OF THE FOURTH REPUBLIC OF GHANA

ORDER PAPER

FOR THE TWENTY-EIGHTH SITTING OF THE FIRST
MEETING OF PARLIAMENT
FRIDAY, 11TH MARCH, 2016

BEFORE THE COMMENCEMENT OF PUBLIC BUSINESS

1. PRAYERS
2. CORRECTION OF VOTES AND PROCEEDINGS AND OFFICIAL REPORT
3. BUSINESS STATEMENT FOR THE EIGHTH WEEK

(Chairman, Business Committee)

4. STATEMENTS

AT THE COMMENCEMENT OF PUBLIC BUSINESS

5. PRESENTATION OF PAPERS

The following Paper to be presented:

By the Chairman of the Committee

Report of the Finance Committee on the Ghana's Subscription to Additional 677 Shares of the Capital Stock of the International Bank for Reconstruction and Development (IBRD) of the World Bank Group (WBG).

6. MOTION

That this Honourable House thanks H.E. the President for the Message on the State of the Nation which he delivered to Parliament on Thursday, 25th February 2016.

(Moved on Wednesday, 2nd March, 2016 by the Hon. Member for Bawku Central, Mr. Mahama Ayariga and seconded by the Hon. Member for Adansi Asokwa, Mr. Kobina Tahir Hammond)
Debate to Conclude

7. MOTION

That this Honourable House adopts the Report of the Committee on Mines and Energy on the Commercial Contract between the Government of the Republic of Ghana and China Hunan Construction Engineering Group Corporation for an amount of US\$92,000,000.00 (Ninety-two Million United States Dollars) in respect of the supply and erection of electrical materials and equipment for the electrification of 556 communities in the Eastern, Volta and Northern Regions, Phase I.

(Chairman of the Committee)

8. RESOLUTION

WHEREAS

1. By the provisions of Article 181(5) of the Constitution the terms and conditions of any international business or economic transaction to which the Government of Ghana is a party shall not come into operation unless the said terms and conditions have been laid before Parliament and approved by Parliament by a Resolution supported by the votes of a majority of all Members of Parliament;

2. Pursuant to the provisions of the said Article 181(5) of the Constitution, and at the request of the Government of

Ghana acting through the Minister responsible for Power, there has been laid before Parliament the terms and conditions of a Commercial Contract between the Government of the Republic of Ghana and China Hunan Construction Engineering Group Corporation for an amount of US\$92,000,000.00 (Ninety-two Million United States Dollars) in respect of the supply and erection of electrical materials and equipment for the electrification of 556 communities in the Eastern, Volta and Northern Regions, Phase I.

THIS HONOURABLE HOUSE HEREBY RESOLVE AS FOLLOWS:

In accordance with the provisions of the said Article 181(5) of the Constitution this House approves the Commercial Contract between the Government of the Republic of Ghana and China Hunan Construction Engineering Group Corporation for an amount of US\$92,000,000.00 (Ninety-two Million United States Dollars) in respect of the supply and erection of electrical materials and equipment for the electrification of 556 communities in the Eastern, Volta and Northern Regions, Phase I.

(Minister for Power)

9. MOTION

That this Honourable House adopts the Report of the Committee on Mines and Energy on the Petroleum Agreement by and among the Government of the Republic of Ghana, Ghana National Petroleum Corporation, GNPC Exploration and Production Company Limited, ENI Ghana Exploration and Production Limited, Vitol Upstream Tano Limited and Woodfields Upstream Limited in respect of the Conduct of Exploration and Production Operations in the Cape Three Points Block 4 Offshore

Ghana.

(Chairman of the Committee)

10. RESOLUTION

WHEREAS

1. By the provisions of Article 268 (1) of the Constitution, any transaction, contract or undertaking involving the grant of a right or concession by or on behalf of any person or body of persons howsoever described, for the exploitation of any mineral, water or other natural resource of Ghana made or entered into after the coming into force of the Constitution is made subject to ratification by Parliament.

2. In pursuance of the said Article 268 (1) of the Constitution, the Government of Ghana has caused to be laid before Parliament through the Minister responsible for Petroleum the Petroleum Agreement by and among the Government of the Republic of Ghana, Ghana National Petroleum Corporation, GNPC Exploration and Production Company Limited, ENI Ghana Exploration and Production Limited, Vitol Upstream Tano Limited and Woodfields Upstream Limited in respect of the Conduct of Exploration and Production Operations in the Cape Three Points Block 4 Offshore Ghana.

Now therefore, this House in accordance with the said Article 268 (1) of the Constitution hereby resolve to ratify the said Petroleum Agreement by and among the Government of the Republic of Ghana, Ghana National Petroleum Corporation, GNPC Exploration and Production Company Limited, ENI Ghana Exploration and Production Limited, Vitol Upstream Tano Limited and Woodfields Upstream Limited in respect of the Conduct of Exploration and Production Operations in the Cape Three Points Block 4 Offshore Ghana.

(Minister for Petroleum)

11. MOTION

That this Honourable House adopts the Report of the Committee on Mines and Energy on the Petroleum Agreement by and among the Government of the Republic of Ghana, Ghana National Petroleum Corporation, Swiss African Oil Company Limited and Pet Volta Investments Limited in respect of the Conduct of Exploration and Production Operations in the Onshore/Offshore Keta Delta Block of the Republic of Ghana.

(Chairman of the Committee)

12. RESOLUTION

WHEREAS

1. By the provisions of Article 268 (1) of the Constitution, any transaction, contract or undertaking involving the grant of a right or concession by or on behalf of any person or body of persons howsoever described, for the exploitation of any mineral, water or other natural resource of Ghana made or entered into after the coming into force of the Constitution is made subject to ratification

by Parliament.

2. In pursuance of the said Article 268 (1) of the Constitution, the Government of Ghana has caused to be laid before Parliament through the Minister responsible for Petroleum the Petroleum Agreement by and among the Government of the Republic of Ghana, Ghana National Petroleum Corporation, Swiss African Oil Company Limited and Pet Volta Investments Limited in respect of the Conduct of Exploration and Production Operations in the Onshore/Offshore Keta Delta Block of the Republic of Ghana.

Now therefore, this House in accordance with the said Article 268 (1) of the Constitution hereby resolve to ratify the said Petroleum Agreement by and among the Government of the Republic of Ghana, Ghana National Petroleum Corporation, Swiss African Oil

Company Limited and Pet Volta Investments Limited in respect of the Conduct of Exploration and Production Operations in the Onshore/Offshore Keta Delta Block of the Republic of Ghana.

(Minister for Petroleum)

13. MOTION

That this Honourable House adopts the Report of the Committee on Mines and Energy on the Petroleum Agreement by and among the Government of the Republic of Ghana, Ghana National Petroleum Corporation, GNPC Exploration and Production Company Limited and Springfield Exploration and Production Limited in respect of the Conduct of Exploration and Production Operations in the West Cape Three Points Block 2 Offshore Ghana.

(Chairman of the Committee)

14. RESOLUTION

WHEREAS

1. By the provisions of Article 268 (1) of the Constitution, any transaction, contract or undertaking involving the grant of a right or concession by or on behalf of any person or body of persons howsoever described, for the exploitation of any mineral, water or other natural resource of Ghana made or entered into after the coming into force of the Constitution is made subject to ratification by Parliament.

2. In pursuance of the said Article 268 (1) of the Constitution, the Government of Ghana has caused to be laid before Parliament through the Minister responsible for Petroleum the Petroleum Agreement by and among the Government of the Republic of Ghana, Ghana National Petroleum Corporation, GNPC Exploration and Production Company Limited and Springfield Exploration and Production Limited in respect of the Conduct of Exploration and Production Operations in the West Cape Three Points Block 2 Offshore Ghana.

Now therefore, this House in accordance with the said Article 268 (1) of the Constitution hereby resolve to ratify the said Petroleum Agreement by and among the Government of the Republic of Ghana, Ghana National Petroleum Corporation, GNPC Exploration and Production Company Limited and Springfield Exploration and Production Limited in respect of the Conduct of Exploration and

Production Operations in the West Cape Three Points Block 2 Offshore Ghana.

(Minister for Petroleum)

15. MOTION

That this Honourable House adopts the Report of the Representatives from the Parliament of Ghana to the 65th Session of the Executive Committee and the 37th Conference of the African Parliamentary Union (APU) held in Rabat, Kingdom of Morocco from 29th October to 2nd November 2014.

(Leader of the Delegation)

16. MOTION

That this Honourable House adopts the Report of the Committee on Employment, Social Welfare and State Enterprises on the Operations and Financial Performance of State-Owned Enterprises in 2012.

(Chairman of the Committee)

17. MOTION

That this Honourable House adopts the Report of the Representatives from the Parliament of Ghana to the ECOWAS Parliament on the Inaugural Session of the Fourth Legislature of the ECOWAS Parliament held in Abuja, Nigeria, from 4th to 9th February 2016.

(Leader of the Delegation)

18. MOTION

That this Honourable House adopts the Report of the Public Accounts Committee on the Performance Audit Report of the Auditor-General on the Construction of the Achimota – Ofankor Road Project.

(Chairman of the Committee)

19. MOTION

That this Honourable House adopts the Report of the Finance Committee on the Reconciliation Report on the Petroleum Holding Funds for the year 2013.

(Chairman of the Committee)

20. MOTION

That this Honourable House adopts the Report of the Finance Committee on the Convention

between the Republic of Ghana and Barbados for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with Respect to Taxes on Income and on Capital Gains.

(Chairman of the Committee)

21. CHARTERED INSTITUTE OF TAXATION BILL, 2014

- At the Consideration Stage

i. Clause 19 – Amendment proposed – Sub-clause (2), paragraph (a), line 1, delete “engages” and insert “engaging” and also delete “professes to practise” and insert “professing to practice” and in line 2, delete “tax practitioner or tax adviser” and insert “or tax practitioner”

(Chairman of the Committee)

Debate to continue

ii. Clause 19 – Amendment proposed – Sub-clause (2), paragraph (b), delete “offers” and insert “offering” and also delete “performs” and insert “performing”

(Chairman of the Committee)

iii. Clause 19 – Amendment proposed – Sub-clause (2), paragraph (c), line 1, delete “renders” and insert “rendering” and also delete “assistance” and insert “assisting”

(Chairman of the Committee)

iv. Clause 19 – Amendment proposed – Sub-clause (2), paragraph (d), line 1, delete “renders” and insert “rendering”

(Chairman of the Committee)

v. Clause 19 – Amendment proposed – Sub-clause (2), closing phrase after paragraph (d), line 1, delete “that” and insert “a”

(Chairman of the Committee)

vi. Clause 21 – Amendment proposed – Sub-clause (2), line 1, delete “fee”

(Chairman of the Committee)

vii. Clause 22 – Amendment proposed – Sub-clause (2), paragraph (a), line 2, delete “a”

(Chairman of the Committee)

viii. Clause 24 – Amendment proposed – Paragraph (a), line 2, at end, add “involving fraud or dishonesty”

(Chairman of the Committee)

ix. Clause 35 – Amendment proposed – Interpretation of “Institute”, line 2, after “Taxation”, insert “Ghana”

(Chairman of the Committee)

x. Clause 36 – Amendment proposed – Sub-clause (1), line 6, after “Taxation”, insert “Ghana”

(Chairman of the Committee)

xi. First Schedule – Amendment proposed – Clause 2, sub-clause (1), line 3, delete “secretary of the Council”, and insert “registrar of the Institute”

(Chairman of the Committee)

xii. First Schedule – Amendment proposed – Clause 2, sub-clause (2), line 2, delete “secretary of the Council”, and insert “registrar of the Institute”

(Chairman of the Committee)

xiii. First Schedule – Amendment proposed – Clause 3, sub-clause (1), line 1, delete “secretary of the Council”, and insert “registrar of the Institute”

(Chairman of the Committee)

xiv. First Schedule – Amendment proposed – Clause 4, sub-clause (1), line 4, delete “secretary of the Council”, and insert “registrar of the Institute”

(Chairman of the Committee)

xv. First Schedule – Amendment proposed – Clause 4, sub-clause (3), line 1, delete “secretary of the Council”, and insert “registrar of the Institute”

(Chairman of the Committee)

[11]

xvi. Second Schedule – Amendment proposed – Clause 1, sub-clause (1), paragraph (a), delete “members of” and insert “their representatives to”

(Chairman of the Committee)

xvii. Second Schedule – Amendment proposed – Clause 1, sub-clause (1), paragraph (c), line 1, delete “determine” and insert “recommend to the Minister”

(Chairman of the Committee)

xviii. Second Schedule – Amendment proposed – Clause 1, sub-clause (6), paragraph (a), line 2, delete “secretary” and insert “registrar”

(Chairman of the Committee)

xix. Second Schedule – Amendment proposed – Clause 2, sub-clause (1), line 2, after “twenty”, insert “percent of”

(Chairman of the Committee)

xx. Second Schedule – Amendment proposed – Clause 3, sub-clause (1), line 1, delete “secretary” and insert “registrar”

(Chairman of the Committee)

xxi. Second Schedule – Amendment proposed – Clause 3, sub-clause (2), delete “secretary” and insert “registrar”

(Chairman of the Committee)

xxii. Second Schedule – Amendment proposed – Clause 3, sub-clause (2), paragraph (e), delete

(Chairman of the Committee)

xxiii. Third Schedule – Amendment proposed – Paragraph (c), subparagraph (iii), line 1, delete “and” and insert “the”

(Chairman of the Committee)

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xxiv. Third Schedule – Amendment proposed – Paragraph (c), subparagraph (iv), line 1, delete “and” and insert “the”

(Chairman of the Committee)

xxv. Third Schedule – Amendment proposed – Paragraph (l), subparagraph (ii), line 2, at end, add “or tax practitioner”

(Chairman of the Committee)

xxvi. Long Title – Amendment proposed – Line 1, after

“Taxation”, insert “, Ghana”

(Chairman of the Committee)

22. RIGHT TO INFORMATION BILL, 2013

- At the Consideration Stage

i. Clause 1 – Amendment proposed – Sub-clause (1), delete and insert the following:

“(1) A person has the right to information, subject to qualifications and laws that are necessary in a democratic society.”

(Chairman of the Committee)

Debate to continue

ii. Clause 1 – Amendment proposed – Sub-clause (2), delete

(Chairman of the Committee)

iii. Clause 1 – Amendment proposed – Sub-clause (4), lines 1

and 2, delete “except where that person requests that the application be treated as urgent”

(Chairman of the Committee)

[13]

iv. Clause 1 – Amendment proposed – Sub-clause (5), delete

and insert the following:

“(5) Despite subsection (4), where an applicant requests that the application be treated as urgent, the applicant shall state the reason for the urgency.”

(Chairman of the Committee)

v. Clause 2 – Amendment proposed – Lines 1 and 2, delete

“In addition to the requirements of article 67 of the Constitution, and subject to this Act, the” and insert “The”

(Chairman of the Committee)

vi. Clause 3 – Amendment proposed – Sub-clause (1), delete

and insert the following:

“(1) A public institution shall, within twelve months from the date of the coming into force of this Act, and every twelve months after that date, compile and publish an up-to-date official information in the form of a manual.”

(Chairman of the Committee)

vii. Clause 3 – Amendment proposed – Sub-clause (2), add the following paragraph:

“(a) the list of departments or agencies under that public institution,”

(Chairman of the Committee)

viii. Clause 3 – Amendment proposed – Sub-clause (2), paragraph (c), line 1, delete “purchase” and insert “accessed” and in lines 4 and 5, delete “by the Minister responsible for Justice” and insert “in the

[14]

Fees and Charges (Miscellaneous Provisions) Act, 2009 (Act 793)”

(Chairman of the Committee)

ix. Clause 3 – Amendment proposed – Sub-clause (2), paragraph (d), delete and insert the following:

“(d) the name and contact details of the information or designated officer of the public institution to which a request for access may be made.”

(Chairman of the Committee)

x. Clause 4 – Amendment proposed – Opening phrase, line 1, delete “Public Services” and insert “Information Oversight”

(Chairman of the Committee)

xi. Clause 4 – Amendment proposed – Paragraph (a), delete

“3, of the manual by the Minister responsible for a government agency” and insert the following:

“3 of the manual by a public institution”

(Chairman of the Committee)

xii. Clause 4 – Amendment proposed – Paragraph (b), delete

“the constitutional instrument or the statutory instrument required under paragraph (c) of article 296 of the Constitution” and insert the following:

“an instrument”

(Chairman of the Committee)

xiii. Clause 5 – Amendment proposed – Sub-clause (1),

paragraph (a), line 2, delete “or of the Vice-President, or” and insert “, and”

(Chairman of the Committee)

[15]

xiv. Clause 5 – Amendment proposed – Sub-clause (1),

paragraph (b), lines 3 and 4, delete “or give to the President or the Vice-President” and insert the following:

“and is likely to”

(i) prejudice the effective formulation or development of government policy;

(ii) frustrate the success of a policy by premature disclosure of that policy;

(iii) undermine the deliberative process in the Office of the President by inhibiting the free and frank provision of advice or exchange of views; or prejudice national security.”

(Chairman of the Committee)

xv. Clause 5 – Amendment proposed – Sub-clause (2), delete

(Chairman of the Committee)

xvi. Clause 5 – Amendment proposed – Sub-clause (3), line 3, delete “or of the Vice-President”

(Chairman of the Committee)

xvii. Clause 6 – Amendment proposed – Sub-clause (1),

paragraph (a), line 2, after “consideration” insert “or”

(Chairman of the Committee)

xviii. Clause 6 – Amendment proposed – Sub-clause (1),

paragraph (b), line 2, after “public” delete “or” and insert “and”

(Chairman of the Committee)

[16]

xix. Clause 6 – Amendment proposed – Sub-clause (1), paragraph (c), delete and insert the following:

“(c) if it contains matters the disclosure of which would reveal information concerning opinion, advice, deliberation, recommendation, minutes or consultations made and is likely to

(i) prejudice the effective formulation or development of government policy;

(ii) frustrate the success of a policy by premature disclosure of that policy;

(iii) undermine the deliberative process in Cabinet by inhibiting the free and frank provision of advice or exchange of views; or

(iv) prejudice national security”.

(Chairman of the Committee)

xx. Clause 6 – Amendment proposed – Sub-clause (3), delete

(Chairman of the Committee)

xxi. Clause 6 – Amendment proposed – Sub-clause (4), delete

and insert the following:

“(4) Cabinet may publish or grant access to information that is otherwise exempt under this section”

(Chairman of the Committee)

xxii. Clause 6 – Amendment proposed – Sub-clause (5), line 1,

delete “a reference to the” and in line 2, delete “a reference to”

(Chairman of the Committee)

[17]

xxiii. Clause 7 – Amendment proposed – Head note, delete

“enforcement, public safety and national security” and insert “enforcement and public safety”

(Chairman of the Committee)

xxiv. Clause 7 – Amendment proposed – Sub-clause (1),

opening phrase, line 2, at end, add “to” and delete “to” at beginning of paragraphs (a) to (m)

(Chairman of the Committee)

xxv. Clause 7 – Amendment proposed – Sub-clause (2),

opening phrase, at end, add “if” and delete “if” at beginning of paragraphs (a) to (c)

(Chairman of the Committee)

xxvi. Clause 7 – Amendment proposed – Sub-clause (2),

paragraph (a), line 2, delete “agency” and insert “public institution” and in line 3, delete “the” and insert “a”

(Chairman of the Committee)

xxvii. Clause 7 – Amendment proposed – Sub-clause (2),

paragraph (b), line 3, delete “an enactment” and insert “a law”

(Chairman of the Committee)

xxviii. Clause 9 – Amendment proposed – Head note, after

“defence” insert “and security”

(Chairman of the Committee)

xxix. Clause 9 – Amendment proposed – Add the following new sub-clauses:

[18]

“(2) Information created by or in the custody of the Armed Forces or the security and intelligence agencies established under the Security and Intelligence Agencies Act, 1996 (Act 526) which is likely to threaten the security of the State is an exempt information.

(3) For the purposes of this section, “security of state” means any action that causes a disturbance of the peace or upsets the stability of the nation.”

(Chairman of the Committee)

xxx. Clause 10 – Amendment proposed – Add the following new sub-clause:

“(1) A person is entitled to information on economic interest or any other related interest.”
(Chairman of the Committee)

xxxi. Clause 10 – Amendment proposed – Opening phrase,
before “Information”, insert “Despite subsection (1)” and in line 2, at end, add “if” and delete “if” at
beginning of paragraphs (a) to (f)
(Chairman of the Committee)

xxxii. Clause 10 – Amendment proposed – Paragraph (a), line 2,
after “Government” insert “or public institution”
(Chairman of the Committee)

xxxiii. Clause 10 – Amendment proposed – Paragraph (b), line 2,
after “Government” insert “or public institution”
(Chairman of the Committee)

[19]

xxxiv. Clause 10 – Amendment proposed – Paragraph (c), line 2,
delete “create undue disturbance in the ordinary course” and insert “cause a disruption”
(Chairman of the Committee)

xxxv. Clause 10 – Amendment proposed – Paragraph (e), line 2,
after “negotiations” insert “being”
(Chairman of the Committee)

xxxvi. Clause 10 – Amendment proposed – Paragraph (f), lines 1
and 2, delete “examination or test for educational purposes” and insert “examination, recruitment
or selection process and the release is likely to jeopardise the integrity of that examination,
recruitment or selection process.”
(Chairman of the Committee)

xxxvii. Clause 11 – Amendment proposed – Sub-clause (1), line 3,
delete “whether expressly or impliedly”
(Chairman of the Committee)

xxxviii. Clause 11 – Amendment proposed – Sub-clause (1),
paragraph (a), delete and insert the following:
“(a) prejudice the competitive position of a person, a group of persons or an organisation, or
(b) adversely affect negotiations with a third party.”
(Chairman of the Committee)

xxxix. Clause 11 – Amendment proposed – Sub-clause (1),
paragraph (c), delete and insert the following:
[20]

“(c) result in a public institution not being supplied with similar information where it is in the public
interest that the similar information be supplied.”
(Chairman of the Committee)

xl. Clause 13 – Amendment proposed – Head note, delete
“agencies” and insert “public institutions”
(Chairman of the Committee)

xli. Clause 13 – Amendment proposed – Delete and insert the
following:

“13. (1) Information is exempt from disclosure which, if disclosed, would reveal
(a) an opinion, an advice, a report or a recommendation contained, prepared or recorded, or
(b) a consultation or a deliberation held

in the course of or for the purpose of making a decision in the public service or a public institution of the Government and which can reasonably be expected to frustrate or inhibit the candid and deliberative process of a public institution or between public institutions.

(2) Information which

(a) merely contains material that has been publicly mentioned as the basis of a public policy or for formulating public policy, or

(b) contains only factual or statistical data
is not exempt information.”

(Chairman of the Committee)

[21]

xlvi. Clause 14 – Amendment proposed – Opening phrase, line 2, after “expected” insert “to”

(Chairman of the Committee)

xlii. Clause 14 – Amendment proposed – Beginning of paragraphs (a), (b), and (c), delete “to”

(Chairman of the Committee)

xliii. Clause 15 – Amendment proposed – Head note, delete and insert “Privileged information”

(Chairman of the Committee)

xlv. Clause 15 – Amendment proposed – Sub-clause (1), paragraph (b), sub-paragraph (ii), delete

(Chairman of the Committee)

xlvi. Clause 15 – Amendment proposed – Add the following new sub-clause:

“(3) Information is exempt information where the disclosure of the information reveals confidential communication between a doctor and a patient or any other medical professional expert in connection with the medical diagnosis or treatment of the patient.”

(Chairman of the Committee)

xlvii. Clause 16 – Amendment proposed – Delete

(Chairman of the Committee)

xlviii. Clause 17 – Amendment proposed – Sub-clause (2), paragraph (b), delete “marriage or” and insert “confidential”

(Chairman of the Committee)

[22]

xlix. Clause 17 – Amendment proposed – Sub-clause (2), paragraph (d), before “professional” insert “confidential”

(Chairman of the Committee)

l. Clause 17 – Amendment proposed – Sub-clause (3), add the following new paragraph:

“(k) the disclosure is about the physical or mental health or well-being of the individual who is under the care of the applicant and who is

(i) under the age of 18 years; or

(ii) incapable of understanding the nature of the request

and giving access would be in the best interest of the individual.”

(Chairman of the Committee)

li. Clause 18 – Amendment proposed – Delete and insert the following:

“(1) Despite the provisions of this Act on exempt information, information is not exempt if the disclosure of the information reveals evidence of

- (a) a contravention of, or a failure to comply with, a law,
- (b) an imminent and serious risk to public safety, public health or the environment,
- (c) miscarriage of justice,
- (d) abuse of authority or a neglect in the performance of an official function, or
- (e) any other matter of public interest

and the benefits of disclosure clearly outweigh the harm or danger that the disclosure will cause.

“(2) A person who discloses information or authorises the disclosure of information under this section is

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not liable in criminal or civil proceedings for the disclosure or authorisation of the disclosure of information under this section.”

(Chairman of the Committee)

lii. Clause 19 – Amendment proposed – Sub-clause (1), paragraph (a), delete “agency” and insert “public institution”

(Chairman of the Committee)

liii. Clause 19 – Amendment proposed – Sub-clause (1), paragraph (c), delete “type” and insert “form and manner”

(Chairman of the Committee)

liv. Clause 19 – Amendment proposed – Sub-clause (1), paragraph (e), line 1, delete “in the country”

(Chairman of the Committee)

lv. Clause 19 – Amendment proposed – Sub-clause (1), paragraph (f), delete “relevant” and insert “prescribed”

(Chairman of the Committee)

lvi. Clause 19 – Amendment proposed – Sub-clause (2), line 2, delete “shall” and insert “may”

(Chairman of the Committee)

lvii. Clause 19 – Amendment proposed – Add the following new sub-clause:

“(4) For the purposes of this section, the reference to “writing” in subsection (3) includes ‘braille’”

(Chairman of the Committee)

[24]

lviii. Clause 19 – Amendment proposed – Sub-clause (4), line 2, delete “agency” and insert “public institution” and in line 4, delete “document” and insert “information”

(Chairman of the Committee)

lix. Clause 19 – Amendment proposed – Add the following new sub-clause:

“(6) Where an agency receives an application for access, part of which is exempt, the information officer shall disclose to the applicant as much of the information as can reasonably be separated without disclosing the exempt part.”

(Chairman of the Committee)

lx. Clause 20 – Amendment proposed – Sub-clause (1), line 2, delete “agency” and insert “public institution”

(Chairman of the Committee)

lxi. Clause 20 – Amendment proposed – Sub-clause (2), delete

(Chairman of the Committee)

lxii. Clause 20 – Amendment proposed – Sub-clause (3), delete

(Chairman of the Committee)

lxiii. Clause 21 – Amendment proposed – Delete “agency” and “public institution” wherever it appears in the Clause

(Chairman of the Committee)

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lxiv. Clause 21 – Amendment proposed – Sub-clause (1),

closing phrase after paragraph (b), line 1, after “officer” insert “or the designated officer”

(Chairman of the Committee)

lxv. Clause 21 – Amendment proposed – Sub-clause (2), delete

and insert the following:

“Where an application for access is made and the public institution to which the application is made does not have the information in its custody, the information officer shall, within a period of not more than ten working days,

(a) make the necessary enquiry to establish whether any other public institution has the information,

(b) transfer the application to that other public institution if that public institution has the information, and

(c) notify the applicant accordingly.”

(Chairman of the Committee)

lxvi. Clause 22 – Amendment proposed – Paragraph (a), delete

(Chairman of the Committee)

lxvii. Clause 22 – Amendment proposed – Paragraph (b), line 1,

delete “which is required to be published” and insert “that will be available to the public institution”

(Chairman of the Committee)

lxviii. Clause 22 – Amendment proposed – Add the following new sub-clause:

“(2) Where an application for access is deferred for any of the reasons stated in sub-section (1), the

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information officer shall notify the applicant in writing of

(i) the reason for the deferment; and

(ii) the likely period of the deferment.”

(Chairman of the Committee)

lxix. Clause 23 – Amendment proposed – Sub-clause (1), line 3,

delete “twenty one” and insert “fourteen”

(Chairman of the Committee)

lxx. Clause 23 – Amendment proposed – Sub-clause (2),

paragraph (c), delete

(Chairman of the Committee)

lxxi. Clause 23 – Amendment proposed – Sub-clause (2),

paragraph (d), delete

(Chairman of the Committee)

lxxii. Clause 23 – Amendment proposed – Sub-clause (3),

paragraph (a), delete and insert the following:

“the period within which the access will be given and the period shall not be more than fourteen days.”

(Chairman of the Committee)

lxxiii. Clause 23 – Amendment proposed – Sub-clause (3), paragraph (e), delete

(Chairman of the Committee)

lxxiv. Clause 23 – Amendment proposed – Sub-clause (4), delete and insert the following:

[27]

“(4) Where the public institution decides to refuse access, the notice shall state, the reason for the refusal and the provision under which the decision for the refusal is based.”

(Chairman of the Committee)

lxxv. Clause 23 – Amendment proposed – Sub-clause (5), delete and insert the following:

“(5) Where a public institution fails to determine an application within fourteen days after the application is received by the public institution, the application is deemed to have been refused and the applicant has the right to seek redress under sections 38 to 45.”

(Chairman of the Committee)

lxxvi. Clause 23 – Amendment proposed – Sub-clause (6), line 2, delete “agency or which the agency” and insert “public institution or which the public institution” and in line 3, delete “required” and insert “prescribed”

(Chairman of the Committee)

lxxvii. Clause 24 – Amendment proposed – Sub-clause (1), closing phrase after paragraph (b), line 1, delete “statutory” and insert “written”

(Chairman of the Committee)

[28]

23. NATIONAL DISASTER MANAGEMENT ORGANISATION BILL, 2015

- At the Consideration Stage

i. Clause 3 – Amendment proposed – Paragraph (h), line 1, delete “identify,”

(Chairman of the Committee)

ii. Clause 7 – Amendment proposed – Sub-clause (3), delete

(Chairman of the Committee)

iii. Clause 8 – Amendment proposed – Add the following new paragraph:

“(h) ensure the proper and effective performance of the functions of the Organisation”

(Chairman of the Committee)

iv. Clause 10 – Amendment proposed – Sub-clause (1), line 2, delete “despatch of business at the times and in the places” and insert “dispatch of business at a time and place”

(Chairman of the Committee)

v. Clause 10 – Amendment proposed – Sub-clause (1), line 2, delete “despatch of business at the times and in the places” and insert “dispatch of business at a time and place”

(Chairman of the Committee)

vi. Clause 17 – Amendment proposed – Sub-clause (1), line 2, delete “and Chief Executive of”

(Chairman of the Committee)

[29]

vii. Clause 18 – Amendment proposed – Sub-clause (2), delete

(Chairman of the Committee)

viii. Clause 17 – Amendment proposed – Sub-clause (2), line 2,
delete “with the approval of the Council”

(Chairman of the Committee)

ix. Clause 25 – Amendment proposed – Paragraph (c), line 1,
delete “any other functions incidental to the functions of” and insert “other functions relevant to”
(Chairman of the Committee)

x. Clause 28 – Amendment proposed – Add the following
Clauses:

“(1) A Regional Disaster Management Committee shall meet during a disaster in the region or as and when it considers appropriate for the dispatch of business at a time and place determined by the chairperson.

(2) A District Management Committee shall meet during a disaster in the district or as and when it considers appropriate for the dispatch of business at a time and place determined by the chairperson.

(3) A Regional Disaster Management Committee and a District Management Committee shall each meet at least once in every three months.”

(Chairman of the Committee)

xi. Clause 34 – Amendment proposed – Opening phrase, line
1, delete “resolutions” and insert “a resolution”

(Chairman of the Committee)

[30]

xii. Clause 38 – Amendment proposed – Paragraph (c), line 2,
after “Assembly” add “subject to the formula approved by Parliament in accordance with article 252 of the Constitution”

(Chairman of the Committee)

xiii. Clause 39 – Amendment proposed – Delete and insert the
following:

“39. A person may, with the written approval of the Minister, donate

(a) goods and other equipment to the Organisation; and

(b) money, which is not designated for the Fund, to the Organisation for a specific purpose or function of the Organisation.”

(Chairman of the Committee)

xiv. Clause 40 – Amendment proposed – Sub-clause (1),
paragraph (d), line 2, after “management” add “and utilisation”

(Chairman of the Committee)

xv. Clause 49 – Amendment proposed – Sub-clause (1), lines 4
and 5, delete “to the person or to the public or private institution”

(Chairman of the Committee)

xvi. Clause 49 – Amendment proposed – Sub-clause (2), line 2,
delete “at a prohibited area” and insert the following:

“(a) at a prohibited area; or

(b) without a permit.”

(Chairman of the Committee)

[31]

xvii. Clause 50 – Amendment proposed – Sub-clause (1), add
the following new paragraph:

“(a) an individual”

(Chairman of the Committee)

xviii. Clause 54 – Amendment proposed – Paragraph (b), delete
(Chairman of the Committee)

xix. Clause 56 – Amendment proposed – Add the following new interpretation:

“‘District Assembly’ includes a Metropolitan and Municipal Assembly”
(Chairman of the Committee)

24. MARITIME POLLUTION BILL, 2015

- At the Consideration Stage

i. Clause 1 – Amendment proposed – Head note to PART
ONE, before “AUTHORITY” insert “THE.”

(Chairman of the Committee)

ii. Clause 9 – Amendment proposed – Sub-clause (3), line 2,
after “proof” insert “is on the Minister to establish” and in line 5, delete “is on the Minister”
(Chairman of the Committee)

iii. Clause 10 – Amendment proposed – Sub-clause (5), line 1,
after “Minister” delete “in taking a measure shall” and insert “shall take reasonable steps to”
(Chairman of the Committee)

[32]

iv. Clause 16 – Amendment proposed – Sub-clause (1),
paragraph (a), delete “the sea” and insert “areas within Ghana’s maritime jurisdiction”
(Chairman of the Committee)

v. Clause 20 – Amendment proposed – Sub-clause (1), line 2,
delete “may be permitted subject to” and insert “is subject to the grant of”
(Chairman of the Committee)

vi. Clause 21 – Amendment proposed – Paragraph (a), line 1,
delete “meeting”
(Chairman of the Committee)

vii. Clause 27 – Amendment proposed – Line 3, delete
“fifteen” and insert “three hundred”
(Chairman of the Committee)

viii. Clause 31 – Amendment proposed – Interpretation of
“dumping”, paragraph (c), sub-paragraph (i), line 11, after “structures” insert “at sea”
(Chairman of the Committee)

ix. Clause 31 – Amendment proposed – Interpretation of
“incineration at sea”, line 7, delete “wastes” and insert “waste”
(Chairman of the Committee)

x. Clause 52 – Amendment proposed – Sub-clause (1),
paragraph (e), line 1, before “appointed” delete “the”
(Chairman of the Committee)

[33]

xi. Clause 52 – Amendment proposed – Sub-clause (2), delete
and insert the following:

“(2) Where the ship is in a port of a country where MARPOL is in force, the master or owner of the
ship shall report the accident or defect immediately to the appropriate authorities of the country.

(3) The appointed surveyor or recognized organization shall ascertain that the report has been made
to the appropriate authorities of the country.”

(Chairman of the Committee)

xii. Clause 58 – Amendment proposed – Sub-clause (1),

paragraph (b), delete “in Ghanaian waters” and insert “within Ghana’s maritime jurisdiction”
(Chairman of the Committee)

xiii. Clause 71 – Amendment proposed – Sub-clause (19), line 2, after “Book,” delete “an” and insert “the”
(Chairman of the Committee)

xiv. Clause 74 – Amendment proposed – Sub-clause (1), line 6, delete “one” and insert “ten”
(Chairman of the Committee)

xv. Clause 74 – Amendment proposed – Sub-clause (4), add the following new interpretation:

“bilges” mean the outer surface of the hull of a ship where the bottom of the ship curves to meet the vertical sides of the ship”

(Chairman of the Committee)

[34]

xvi. Clause 74 – Amendment proposed – Sub-clause (4), interpretation of “oil tanker”, paragraph (b), line 1, after “Substance”, insert “Tanker”
(Chairman of the Committee)

xvii. Clause 83 – Amendment proposed – Sub-clause (4), line 2, delete “an” and insert “the”
(Chairman of the Committee)

xviii. Clause 94 – Amendment proposed – Sub-clause (1), line 2, after “contains” insert “such”
(Chairman of the Committee)

xix. Clause 97 – Amendment proposed – Head note, after “to” insert “the”
(Chairman of the Committee)

xx. Clause 99 – Amendment proposed – Sub-clause (6), line 3, delete “two” and insert “five”
(Chairman of the Committee)

xxi. Clause 114 – Amendment proposed – Sub-clause (5), line 3, delete “an” and insert “the”
(Chairman of the Committee)

xxii. Clause 115 – Amendment proposed – Sub-clause (1), line 5, delete “an administrative penalty” and insert “a fine” and in line 6, delete “ten” and insert “one hundred”

(Chairman of the Committee)

xxiii. Clause 124 – Amendment proposed – Paragraph (d), line 4, delete “caused” and insert “carried”

(Chairman of the Committee)

[35]

xxiv. Clause 126 – Amendment proposed – Sub-clause (1), line 4, delete “ten” and insert “one hundred”
(Chairman of the Committee)

xxv. Clause 126 – Amendment proposed – Sub-clause (2), line 4, delete “ten” and insert “one hundred”
(Chairman of the Committee)

xxvi. Clause 126 – Amendment proposed – Sub-clause (3), line 5, delete “ten” and insert “one hundred”

(Chairman of the Committee)

xxvii. Clause 134 – Amendment proposed – Sub-clause (1), line 2, delete “issue” and insert “survey”

(Chairman of the Committee)

xxviii. Clause 134 – Amendment proposed – Sub-clause (4), line 3, delete “from the date of completion of the renewal survey”

(Chairman of the Committee)

xxix. Clause 134 – Amendment proposed – Sub-clause (8), line 1, after “granted” delete “is” and in line 2, before “entitled” insert “be”

(Chairman of the Committee)

xxx. Clause 142 – Amendment proposed – Sub-clause (1), line 6, delete “five” and insert “fifty”

(Chairman of the Committee)

xxxi. Clause 143 – Amendment proposed – Interpretation of “new ship”, paragraph (b), line 3, delete “that date of entry into force of this Act” and insert “after 27th September, 2003”

(Chairman of the Committee)

[36]

xxxii. Clause 143 – Amendment proposed – Interpretation of “new ship”, paragraph (c), line 2, delete “the date of entry into force of this Act” and insert “after 27th September, 2003”

(Chairman of the Committee)

xxxiii. Clause 145 – Amendment proposed – Interpretation of “North Sea area”, paragraph (c), line 3, delete “30N” and insert “30’ N”

(Chairman of the Committee)

xxxiv. Clause 145 – Amendment proposed – Interpretation of “Red Sea area”, line 3, delete “28, 5’” and insert “28. 5’” and in line 4, delete “4N” and insert “4’ N”

(Chairman of the Committee)

xxxv. Clause 145 – Amendment proposed – Interpretation of “Wider Caribbean Region”, line 6, delete “30 W’” and insert “30’ W”

(Chairman of the Committee)

xxxvi. Clause 164 – Amendment proposed – Sub-clause (1), line 4, delete “five thousand” and insert “twenty thousand”

(Chairman of the Committee)

xxxvii. Clause 170 – Amendment proposed – Sub-clause (2), line 3, after “thousand”, insert “penalty units”

(Chairman of the Committee)

xxxviii. Clause 172 – Amendment proposed – Sub-clause (1), line 2, delete “, intermediate survey” and insert “or renewal survey has been”

(Chairman of the Committee)

[37]

xxxix. Clause 172 – Amendment proposed – Sub-clause (2), lines 1 and 2, delete “of the 1997 Protocol in Ghana” and insert “before 19th May, 2005”

(Chairman of the Committee)

xl. Clause 175 – Amendment proposed – Sub-clause (2), paragraph (a), sub-paragraph (i), at end, add “or”

(Chairman of the Committee)

xli. Clause 175 – Amendment proposed – Sub-clause (2),

paragraph (a), sub-paragraph (ii), at end, delete “or”

(Chairman of the Committee)

25. COMMITTEE SITTINGS

NOTICE OF COMMITTEE SITTINGS

FINANCE COMMITTEE

Date: Friday, 11th March 2016

Time: 10:00 a.m.

Venue: Committee Room 6E (6th Floor, East Wing [Job 600])

Agenda: To continue the consideration of the Treaty to the Second Millennium Challenge Compact between the United States of America, acting through the Millennium Challenge Corporation, and the Government of the Republic of Ghana, operating through the Millennium Development Authority (MiDA) for a grant amount of Four Hundred and Ninety-Eight Million, Two Hundred Thousand United States Dollars (US\$498,200,000) and a Government of Ghana contribution of Thirty-Seven Million, Three Hundred and Sixty-Five Thousand United States Dollars (US\$37,365,000).
[38]

PUBLIC ACCOUNTS COMMITTEE

Date: Friday, 11th March 2016

Time: 12:00 Noon

Venue: Committee Rooms 1 to 3 (New Administration Block)

Agenda: To continue the consideration of the Reports of the Auditor-General on the Public Accounts of Ghana (Ministries, Departments and other Agencies of the Central Government) for the years ended 31st December 2011, 2012 and 2013 in respect of the following:

Ministry of Employment and Labour Relations

- National Labour Commission.
- Labour Department.
- Factories Inspectorate.
- Jackie Training Centre.
- Department of Community Development.

JOINT COMMITTEE ON ENVIRONMENT, SCIENCE & TECHNOLOGY AND LANDS & FORESTRY

Date: Friday, 11th March 2016

Time: 11:00 a.m.

Venue: Committee Room 6W (6th Floor, West Wing [Job 600])

Agenda: To continue the consideration of the Land Use and Spatial Planning Bill, 2016.

COMMITTEE ON LANDS & FORESTRY

Date: Friday, 11th March 2016

Time: 10:00 a.m.

Venue: Committee Rooms 1 & 2

Agenda: To hold discussions with representatives of the Ghana Union of Professional Students.

[39]

SPECIAL BUDGET COMMITTEE

Date: Wednesday, 16th March 2016

Time: 11:00 a.m.

Venue: Committee Room 7W (7th Floor, West Wing [Job 600])

Agenda: To hold discussions with officials of the Electoral Commission.

PUBLIC ACCOUNTS COMMITTEE

Date: Monday, 14th March 2016

Time: 9:00 a.m.

Venue: Committee Rooms 1 to 3 (New Administration Block)

Agenda: To continue the consideration of the Reports of the Auditor-General on the Public Accounts of Ghana (Ministries, Departments and other Agencies of the Central Government) for the years ended 31st December 2011, 2012 and 2013 in respect of the following:

Ministry of Youth and Sports

- National Youth Authority.
- National Sports Authority.
- Youth Leadership Training Institute.