



**2nd MEETING OF 2012
34th MEETING OF
THE CONSTITUTIONAL COMMISSION
21st FEBRUARY, 2012
CHAMBER OF COMMERCE OFFICES**

PRESENT: Wil Pineau Member

APOLOGIES: N/A

Secretariat members present:

Deborah Bodden Manager, Commissions Secretariat

1. Call to order

The meeting was called to order at 10:00am.

2. Confirmation of previous minutes

Minutes of the previous meeting were confirmed.

3. Outstanding Business

I. Governance Paper

The Secretariat has drafted the required definitions and as per the directions of the Commission, those directions have been forwarded to the Cabinet Office for further guidance. The Commission awaits this response.

II. Crown Land Paper

The changes were made as detailed in the last meeting to this paper and the draft version of this paper was sent to His Excellency the Governor, the Honourable Deputy Governor, the Honourable Attorney General and the Chief Officer for the Ministry which deals with Crown Land issues (DAWLA) for comment before releasing the paper to the public. The Ministry of DAWLA indicated that they were working to provide a response to the paper but have not done so yet.

III. Suspension of Standing Orders (Notice on Bills)

The Commission has now agreed the content of this paper which now only requires some cleaning up in terms of the format. The Secretariat will do so and then present the paper for final approval before release.

IV. You and Your Constitution

The Secretariat has taken the GIS publication *You and Your Government* and reformatted the information to create a new publication. The paper is in draft format and the aim is to release the paper during the 2012 Constitution Week.

V. University College of the Cayman Islands 50/50 Conference – Self Determination Paper

It has been agreed that as there is no member of the Commission available to present the paper the Secretariat will continue to work on the flow of the paper and the Commission will release their paper via their website in due course. The Conference organisers have been notified as such.

4. New Business

Meeting with MLA (North Side)

The MLA representative for the district of NS recently met with member Wil Pineau to discuss the concept of a people initiated referendum. Mr. Miller questioned the Commission regarding their opinion on what is a reasonable timeframe in which the Government should conduct a referendum once presented with the required signatures to initiate the process. Member Wil Pineau was unable to answer this question definitively without any background or research into the matter and partly due to the lack of a lawyer assigned to the Commission at this time. Should Mr. Miller wish for a formal response on this matter the Commission would require information from the Supervisor of Elections on his proposed timeline to conduct such a referendum and compare that to research conducted on the procedures of other Overseas Territories who have completed the same subject matter.

5. Any Other Business

The Secretariat suggested the Commission may wish to research a paper on the Legislative Assembly Standing Orders (2006 Revision) to identify which issues in that piece of legislation remain incompatible with the 2009 Constitution Order.

6. Action List

The Secretariat will:

- I. follow up with the Cabinet Office re: definitions for the Governance paper;
- II. follow up with the Ministry of DAWLA re: the Crown Land paper;
- III. format the Suspension of Standing Orders (Notice on Bills) paper;
- IV. continue working on the drafting of the You and Your Constitution paper;
- V. continue working on the drafting of the Self-Determination paper; and
- V. begin to research the details for the paper as detailed under AOB above.

7. Next Meeting

The date of the next meeting is to be confirmed.

8. Adjournment

The meeting was adjourned at 10:40am.



Wil Pineau
ACTING CHAIRMAN
CONSTITUTIONAL COMMISSION