

**NATIONAL ASSEMBLY OF
SEYCHELLES**

*Wednesday 27th September
2023*

The Assembly met at 0903am

National Anthem

Moment of Reflection

Mr Speaker in the Chair

MR SPEAKER

Bonzour Manm Onorab; nou zofisyé Lasanble, nou piblik ki pe swiv nou. Byenveni pou nou travay ozordi. Nou a konmans avek *First Reading Public Bills*. Madanm Clerk?

MADAM CLERK

Mersi Mr Speaker. Bonzour Mr Speaker. Bonzour tou bann Manm, tou bann staff Lasanble, e tou bann dimoun ki pe ekout nou. Bann *Bills* ki pe ganny prezante ce matin i comme swivan.

The Public Utilities Corporation (Amendment) Bill, 2023 e lot i

Declassification as Domaine Public (Providence Lagoon) Bill, 2023.

This Act may be cited as the Public Utilities Corporation

(Amendment) Bill, 2023 and amends the Public Utilities Corporation Act Cap. 196 (hereinafter referred to as "principal Act").

This Act may be cited as the Declassification of Domaine Public (Providence Lagoon) Act, 2023 and shall come into operation on such date as the Minister may, by notice published in the Gazette appoint. Mersi Mr Speaker.

MR SPEAKER

Mersi Madanm Clerk. Nou a kontinyen pou nou *Second Reading Bill*. Madanm reporter mon ava demann ou pou apel delegasyon Vis Prezidan.

HON WALLACE COSGROW

(Off-Mic)

MR SPEAKER

Onorab Cosgrow nou'n dakor poudir pou en Manm entervenir avan nou konmans biznes, fodre ou'n klarifye sa avek Speaker avan. Mon pa pe donn laparol la. Gidans lo kwa? Ok.

Bonzour Vis Prezidan Ahmed Afif e dan delegasyon Ms Caroline Abel Gouverner Labank Santral, Ms Shannon Jolicoeur Direkter *Legal Unit* dan labank. Mr Cyril Benoiton Senior Financial Surveillance

Analyst e Mr Victor Pool Senior Legal Draftsperson.

Bon, avan mon pran *Second Reading*. Wi, ki gidans ki nou bezwen Onorab Cosgrow?

HON WALLACE COSGROW

Mersi Mr Speaker. Bonzour Mr Speaker. Bonzour tou dimoun. Mr Speaker, mon pe rod ou gidans bomaten konman en Manm *Bills Committee*. Konman en Manm *Bills Committee*, mon fer serten travay lo *Bills Committee*. Ler i annan bann *Bill* ki vini mon fer serten travay e nou fer serten propozisyon devan *Bills Committee*.

Prezan mon ti a kontan ganny ou gidans, kan mannyer nou *proceed* ek bann *Bills* sirtou *Bills* ki devan nou bomaten. Ler *Bills Committee* e mon osi konman en Manm *Bills Committee*, mon'n fer serten propozisyon.

E nou annan Manm sirtou lot kote latab - yer nou'n war legzanp Onorab Georges in pas partou dan tou *Bill* e in fer tou sort kalite amannman. Menm i annan bann ki napa 72 erdtan. E ou Mr Speaker ou'n *allowed* sa kalite travay.

So eksplik nou bomaten ki mannyer nou pou *proceed* avek travay sa *Bill* ki devan Lasanble? Mersi.

MR SPEAKER

Mersi. Nou pou prosede parey nou abitye prosede. Lo sa pwen ki ou'n leve la, mon krwar sa pwen in ganny eklersi. *Standing Order* 43 i fer kler ki *an amendment to amendment can be put at any time on the Floor*. E sa i kler. Napa nanryen ki nou'n fer ki pa dapre prosedir. E mon remersye ou pou nou kapab swiv sa.

Nou a pran Mosyon pou *Second Reading*. Onorab Georges? Sorry Onorab Arissol ki pou ansarz sa *Bill*.

HON SANDY ARISSOL

Mr Speaker mersi. Bonzour Mr Speaker. Bonzour VP avek ou lekip. Bonzour tou Manm Lasanble Nasional, tou dimoun ki pe swiv nou. Mr Speaker, mon ti a kontan Mr Speaker parey nou *Standing Orders* i fer provizyon anba *Order 69 (2)* mon le *move* ki *Bill National Payment System (Amendment) Bill, 2023* i ganny lir en Dezyenm Fwa. Mersi.

MR SPEAKER

Mersi sa Mosyon a ganny seconde silvouple? Onorab Georges?

HON BERNARD GEORGES

Bonzour Mr Speaker. Bonzour Minis, Gouverner ek zot delegasyon. Bonzour tou bann Manm Onorab, tou dimoun pe swiv nou. Mr Speaker mon segonn sa Mosyon pou *Second Reading*. Mersi.

MR SPEAKER

Mersi avek sa mon ava envit VP pou fer prezantasyon sa *Bill*.

VICE PRESIDENT AHMED AFIF

Mersi bokou Mr Speaker. Bonzour Mr Speaker, Onorab *Leader Lopozisyon*, Onorab *Leader Zafer Gouvernman*, bann Manm Onorab e tou dimoun a lekout.

Mr Speaker, depi 2008 ler Sesel ti antre lo programm reform makroekonomik avek Fon Moniter Enternasyonal, bann antite ki angaze dan sistenm finansyel ki enkli Labank Santral, in fer bokou progre dan devlopman e modernizasyon sistenm peyman.

An 2014, Lalwa prensipal pou sistenm peyman *National Payment System Act*, ti vin anfors. E sa novo Lalwa ti ranplas son predeseser *National Clearance and Settlement System Act*.

Sa sanzman Lalwa ti annan pou bi entansifye bonn

gouvernans e osi donn Labank Santral plis pouvwar dan son bann manda sipervizyon sistenm peyman nasyonal, *National Payment System Licensing*.

Sa Lalwa ti ganny swivi par lentrodiksyon en novo regilasyon, ki apel *National Payment System Licensing and Authorisation Regulations*.

Pou met an plas bann prosedir ek kontrol, vizavi lotorizasyon pou bann operater, bann diferan sistenm ki ganny servi, pou aksepte e regle peyman ensi ki *licence* pou bann antite ki angaze dan servis peyman.

Ansanm, sa Lalwa ek son regilasyon i kre en kad legal, ki asire ki nou sistenm peyman i enn ki sen, sekirize, efektiv e efikas. E ki anliny avek bann standar enternasyonal ki konsern sistenm peyman.

Pandan sa bann dernyen lannen, Labank Santral in osi met an plas bann sistenm, pou fasilit bann peyman ek tranzaksyon finansyel dan nou pei. Ki enkli e mon pou sit trwa - *Central Bank of Seychelles Intermediate Transfer Service CBSITS* zot apel li. Sa i en platform ki permet bann tranzaksyon ant bann labank e *Seychelles Credit Union*.

Dezyenm, *Electronic Cheque Clearing System*. En platform ki permet bann tyek pou ganny otorize sistenm peyman, dan en dele 24 erdtan. Kot labank ek *Seychelles Credit Union* i kapab transmet portre bann tyek par mwayen nimerik.

E trwazyenm, *Seychelles Electronic Funds Transfer*. Platform ki ganny servi par bann labank ek *Seychelles Credit Union*, pou fer pase bann tranzaksyon an Roupi. Apart sa bann sistenm i osi annan bann lenstriman peyman ki'n ganny entrodwir Sesel.

E sa i enkli bann kart debit ek kredi, bann masin *ATM*, bann *POS - point of sale*, *mobile banking*, *internet banking* ek *mobile money*. Ki tonm anba supervizyon Labank Santral. E osi bann platform *securities exchange*, ki ganny supervize konzwentman par Labank Santral ek lotorite servis finansyel. E legzanp *MERJ Exchange* ek *SECDEX Exchange*.

Mr Speaker, depi ki *National Payment System Act* ti vin an fors an 2014, bokou devlopman in arive dan nou sistenm peyman. E se pou sa rezon ki mon'n vin devan Lasanble Nasyonal ozordi, akonpannyen par Gouverner ek bann zofisyel Labank Santral,

pou prezant bann propozisyon pou amann sa Lalwa.

Pou note ki depi ki sa Lalwa i an plas Labank Santral in pran kont bann defayans dan ladministrasyon sa Lalwa. E osi bann devlopman ki'n arive Sesel e dan bann standar internasyonal pou sistenm peyman.

Bann lamannman prensipal ki pe ganny propoze, i enkli pou donn Labank Santral pouvwar pou determin bann lenstriman peyman ki kapab ganny servi dan nou pei. E osi pouvwar pou etablir bann limit lo valer bann tranzaksyon pou sa bann lenstriman peyman.

An plis, Labank Santral pou ganny pouvwar, pou pronons lo bann sonm ki ganny konsidere konman *high value transactions*. E osi lo platform peyman ki sa bann tranzaksyon pou ganny fer, pase e otorize.

Sa bann lamannman ki pe ganny propoze, i annakor avek stratezi Labank Santral, pou annan en sistenm peyman bokou pli modern e efikas. Etandonnen ki Labank Santral i regilater sistenm peyman lamannman pe ganny propoze pou ki li Labank Santral i ganny en egzanpsyen, pou serten provizyon dan *National Payment System Act*, ki annan pou fer avek son rol koman

operater, serten bann sistem peyman ki mon'n mansyonnen.

Sa lamannman ki pe ganny propoze, i anliny avek gidans pibliye par bann lorganizasyon, ki etablis bann standar enternasyonal pou sistenm peyman. A sa pwen, mon ti a kontan note ki Labank Santral in met an plas bann kontrol neseser, an se ki konsern gouvernans ek sipervizyon zisteman sa bann sistenm; ki ganny fer par diferan fonksyon dan Labank Santral e osi raport avek le de Depite Gouverner, respektivman.

Sa i pou asire ki Labank Santral li, li menm i an konformite avek bann standar enternasyonal. Mr Speaker, an vi ki Sesel napa en kad legal separe, an se ki konsern *netting* - e la nou pe koz lo laranzman ki kapab ganny fer ant de antite, ki dan plas fer plizyer tranzaksyon par le de antite; ladiferans ant valer total bann tranzaksyon i ganny kalkile. E tranzaksyon i ganny fer selman par sa antite ki drwa lot baze lo sa ladiferans. Sanmenm sa ki apel *netting*.

I pe ganny propoze ki bann provizyon relye avek *netting* ki deza dan *National Payment System Act*, e osi byen ki bann lagreman *netting* ant

bann antite, i ganny ranforsi e ganny rekonnet legalman, konman parti deroulman bann tranzaksyon peyman.

En lot lamannman ki pe ganny propoze, i pou ki bann provizyon relye avek konfidansyalite, lenspeksyon e rikord i ganny garde, i ganny amande, pou vin anliny avek bann provizyon ki ganny etablis anba Lalwa, ki gouvern bann labank *Financial Institutions Act*.

Sa i pou fer ki nou pou an konformite dan sistenm finansyel, an se ki konsern sa bann prosedir. Parey i egziste dan konteks bann labank, dan sistenm peyman osi, i annan bann platform ek lenstriman peyman ki si zot *fail*, i kapab kre en lenpak negativ lo stabilite sistenm finansyel e lekonomi pei an zeneral.

Alors, i pe ganny propoze ki provizyon i ganny entrodwir pou donn Labank Santral pouvwar pou fer 3 keksoz.

1. Met bann kriter an plas pou etablis lekel sa bann platform ek lenstriman peyman, ki annan pli gran lenpak lo sistenm peyman. Alor i etablis sa bann platform.
2. Dezir bann platform ek lenstriman peyman ki

kapab annan pli gran lenpak lo sistenm peyman.

3. E kan i neseser pou revwar e sanz stati bann platform e lenstriman peyman, ki'n ganny dezinyen konman bann ki annan pli gran lenpak lo sistenm peyman.

Mr Speaker, sa bann lamannman ki pe ganny propoze i avek bi pou fer ki Lalwa ki kouver nou sistenm peyman nasyonal, i vin pli rezilyan e kontribye pou asir stabilite nou sistenm finansyel. Se pou sa rezon ki Lasanble pe ganny demande ozordi, pou konsider bann lamannman dan *National Payment Systems Act*.

Mon alors kont lo sipor pou aprouv sa lamannman. Mersi bokou Mr Speaker.

MR SPEAKER

Mersi Vis Prezidan. Bon, nou a ouver deba pou bann Manm dan lasal. Manm ki le entervenir? Onorab Clifford Andre?

HON CLIFFORD ANDRE

Mersi Mr Speaker. Bonzour tou Manm Onorab, VP avek ou delegasyon, Gouverner e tou bann dimoun ki a lekout enkli bann staff Lasanble Nasyonal.

Mr Speaker, sa Lalwa ki ozordi devan nou i enn ki teknikal. Konman *Chairman Bills Committee*, nou'n fer nou devwar pou nou sey ganny serten konesans, an referans avek bann lamannman ki pe vini zot menm, e pou fer sir ki nou konpran.

I pa fasil, parske nou pa profesyonnel dan sa domenn e sa i annan diferan profesyonnel. Ou annan Avoka ki fer louvraz Avoka. Ou annan *economist* ki fer louvraz *economist*. Ou annan ensidswit tou bann *civil engineer* ki fer zot travay.

Me selman bomaten mon'n annan en pti antretyen avek Gouverner, kot nou'n demann pou li letan bann *Bill teknikal* pe vin devan, si nou kapab ganny enplike. E nou'n tonm dakor lo la, si nou kapab ganny enplike en pti pe pli boner, pou nou osi kapab as *Bills Committee*, pou nou ofe. Nou pa pou kapab vin *economist* me selman pou nou pli ofe avek sa ki pe ganny anmenn devan.

An ekoutan sa ki VP in dir la bomaten e *meeting* ki nou'n ganny semenn pase, mwan personnelman mon vwar en nesesite pou nou siport sa *Bill*. Akoz?

Akoz i pa met Sesel *at par* avek lezot pei, kot i konsern bann platform ki fer peyman. Ozordi mon asize dan Lasanble mon kapab fer en peyman dan en kont lo mon telefon. So i montre nou ki mannyer nou'n evolye.

Alors si nou napa bann striktir ki an plas, ki pe permet sa ganny fer an konformite avek Lalwa enternasyonal, mon krwar nou pou a pe *default* dan nou responsabilite, konman en pei.

Alors, mon pa pou koz tro bokou akoz mon pa en teknisyen dan sa domenn, me mon le donn lasirans *VP* avek Gouverner ki mwan mon en dimoun ki oule vwar bann peyman ki pe sorti aletranz pe pas Sesel, oubyen pe vin Sesel pou en rezon ou en lot, i ganny fer an konformite avek regilasyon e standar norm enternasyonal.

Kot nou pa ava war nou deryer oubyen pa pe kapab aksepte serten peyman.

Alors mon oule donn garanti. Mon'n pas dan sa Lalwa - parey mon'n mon le donn *VP* avek Gouverner garanti, ki mwan mon enn ki pou donn lanmen pou aprouva sa *Bill*, akoz mon santi i annan merit.

E mon santi ki i pe fer zistis Sesel an antye, pa zis en parti politik oubyen en group dimoun. Me i pe fer zistis Sesel an antye pou fer sir ki Sesel i kontinyen – paviyon Sesel i kontinyen monte e reste anler otan ki posib. Mersi Mr Speaker.

MR SPEAKER

Mersi Onorab. Onorab Hoareau.

HON JOHN HOAREAU

Mersi Mr Speaker. Bonzour Mr Speaker. Bonzour *VP* ek ou delegasyon. Bonzour tou dimoun a lekout. Mwan osi Mr Speaker, mon pa pou al longman lo sa *Bill* be selman i annan enn de pwen ki mon ti a kontan fer resorti.

Premyerman sa *Bill* li menm, i pou enn ki pe met Sesel anliny avek bann *best practices* enternasyonal. Sa i vreman enportan, akoz ozordi zour i annan diferan form peyman. I annan ki pe vin *obsolete*; par egzanp tyek li menm, i pe konmans vin en sistenm peyman, ki pa pe ganny servi tro bokou. Me nou pe vwar bokou *plastic money* parey nou dir bann kart ki pe ganny servi.

Nou pe vwar osi *entrance of cryptocurrencies* ki pe ganny

servi konman en mod peyman. Alors tousala se bann keksoz ki pe vini avek teknolozi, avek lentrodiksyon osi bann *virtual assets*. E tousala i bann keksoz ki pe vini - parey mon pe dir, ki de novo pe vin avek teknolozi. E nou Sesel nou pa kapab reste deryer.

Sa *Bill* pe permet *Central Bank* annefe kapab determinen annan en *oversight*, en drwa de regar lo bann diferan form peyman ki egziste. E ki bann labank pe servi. E petet osi bann serten *operators* dan biznes Sesel ki pe servi.

Parey nou konnen Sesel nou pe antre osi konman en form biznes *securities dealership*, ki pe vin enn bann biznes ase profitab e ki Sesel pe ranmas pa mal reveni lo la.

Alor Mr Speaker, ozordi parey *VP* in koze, in koz lo *MERJ Exchange* ki en platform ki sa bann *securities dealer* i servi pou *trade* lo la. E alor sa pe donn, pe permet *Central Bank* - parey mon dir, annan en drwa de regar, pou kapab osi en keksoz tre enportan, anpes ki i annan - oubyen met nou si oule anliny avek *AML-CFT Act*. Kot i anpes annan *anti-money laundering* e *countering of the finance of terrorism*.

So sa i en keksoz ki vreman, vreman enportan pou

kapab kontinyen *maintain* Sesel koman en ziridiksyon ki *safe*; en ziridiksyon ki dimoun i kapab envesti. En ziridiksyon ki permet osi lemonn a leksteryer, vwar nou konman en model lo bann Lalwa, lo bann *best practices* ki pe egziste dan sa bann *field Fintech* e lezot bann fasilite *exchange* e labank.

Mr Speaker, parey mon pe dir, mon pa pou al vreman long lo la. E mwan mon krwar poudir sa *Bill* i enn ki vreman, vreman enportan pou *Central Bank*. I enn ki nou devret pas li. I enn ki nou devret aprann osi plis lo la, parske an se moman i kler ki nou napa vreman bon lenformasyon, oubyen tou lenformasyon neseser - les mwan met li koumsa - tou lenformasyon neseser lo sa *Bill*.

Me, i ti ava enportan ki sa laspe ledikasyon e *awareness* par *Central Bank* i ganny pran kont. E fer ki nou bann Lalwa i vin aksesib avek nou pep. Akoz parey nou dir *ignorance of the law is not a defence*. E demen ki dimoun i konpran byen ki bann Lalwa ki annan dan pei.

E enn bann keksoz osi ki ti ganny fer resorti atraver nou *outreach programme*, sete bann gidans lo Lalwa ki pe ganny pase dan Lasamble. So ankor mon oule profit sa sans ki mon annan mikro la, pou *just air out*

ki i en demann lo kote piblik pou konn en pe plis lo bann Lalwa ki nou pase.

Alor si ti ava annan bann *guidelines* lo bann Lalwa ki ganny – ler *once* ki i ganny aprouve, i ganny *enacted*, ki kapab ganny *publish* ki dimoun i kapab ganny plis akse dan en fason en *layman's term* ki sa bann Lalwa pe dir. Avek sa Mr Speaker mon pou remersye ou.

MR SPEAKER

Mersi Onorab. Onorab Pillay in lev son lanmen pou koze apre in kit lasal. I pa annord pou en Manm lev son lanmen pou li ganny laparol e apre kit lasal letan zot tour in arive.

Mon zis anvi fer sir zot met sa dan zot lalis keksoz ki enportan pou prosedir Lasanble. Onorab Cosgrow, ou annan laparol.

HON WALLACE COSGROW

Mersi Mr Speaker. Mr Speaker, san ki Onorab Pillay in ganny sans defann son lekor, ou pa konnen si i annan en *issue emergency*. Onorab Pillay i annan problem leren. Ou remarke i annan son kousen la.

(*Interruption off-mic*)

HON WALLACE COSGROW

So mon krwar Onorab Pillay i ava antre, ler i ava antre i ava ganny son loportinite koze. Konmsi nou pe pas zizman lo Onorab Pillay avan menm ki nou ekout Onorab –

(*Interruption off-mic*)

MR SPEAKER

Onorab ou'n demande ki mannyer nou fer lo prosedir. En prosedir ki mon ti a kontan swiv se ki nou arete enteronp Lasanble pou bann rezon ki pa vo lapenn. E mon war Lopozisyon pe fer sa en kantite.

Yer zot in met en kantite lobzeksyon pou dir en serten antite - VCS in konmans met an aksyon en Lalwa ki nou ti pe pase, ki bann keksoz ki pa relevan, pa relevan.

HON AUDREY VIDOT

(*Off-Mic*)

MR SPEAKER

Onorab Vidot, mon pou demann ou gard lord silvouple! Onorab Cosgrow ou entervansyon lo sa *Bill*.

HON WALLACE COSGROW

Mersi Mr Speaker. Mr Speaker, ou ki diriz Lasanble, so mon entervenir anba ou gidans. Well, bonzour tou dimoun.

Bonzour *panel* devan. Bonzour tou Manm e bonzour tou dimoun ki pe ekout nou ozordi bomaten.

Mr Speaker, parey in ganny dir pli boner par *Chairman Bills Committee*, konman en Manm *Bills Committee*, mon'n ganny sans osi fer en pti enteraksyon avek *sponsors* sa *Bill*, ki annefe ti vin kot nou semenn passe.

E pou mwan sa enteraksyon in en enteraksyon ki'n vreman minim. E mon osi mon *share* serten pwennvi an se ki konsern ledikasyon lo bann *Bills* ki vin devan Lasamble. Sirtou bann *Bills* finansyel ki bokou - mazorite nou la anndan, nou pa neseser ofe avek bann teknikalite dan sa bann Lalwa. Malgre nou seye.

E parey Onorab Andre in dir sakenn i annan son *field*, sakenn i annan son profesyon me i bann keksoz teknik dan domenn finansyel ki mon krwar i bann lenstans kot nou petet, nou devret kapab annan en pli gran diskisyon avek sa *sponsor* sa *Bill*, pou nou kapab antre en pe pli dan fon dan sa bann diferan propozisyon ki pe ganny fer, pou nou kapab konpran pli byen ki sa bann propozisyon ki pe met devan. E nou pou kapab osi pas sa avek manm piblik.

Akoz mon asir ou bomaten Mr Speaker, la malgre *VP* in fer en prezantasyon. In fer son prezantasyon, me nou kapab mon asir ou i annan en bon pe manm piblik pa neseserman ganny en konpran. Akoz zot pa neseserman *deal* avek sa zafer *payment system* toulezour direkteman.

Malgre zot fer bann tranzaksyon, zot fer bann keksoz, me selman zot pa pe konpran ki pe arive in *back end of keksoz*. E mon asire ki sa Lalwa i tous plizoumwen bann keksoz ki arive par deryer sistenm finansyel.

E i enportan mon krwar ki nou fer piblik osi - konmsi nou fer Lalwa, nou met Lalwa osi senp ki sa dimoun ki deor la, ki pa neseserman en dimoun dan domenn finans i kapab konpran ki pe passe.

Having said that Mr Speaker, mon krwar sa Lalwa ki devan nou, i la pe amann en Lalwa ki deza egziste. Fer serten lamannman dan en Lalwa ki deza egziste. E *Central Bank* being sa regilater bann lenstitisyon finansyel i annan serten pouvwar, serten abilite ozordi, pou li kapab fer serten regilasyon or regle sistenm finansyel.

E sa Lalwa i enn ki permet li regle bann tranzaksyon, bann

fason ki bann lenstitisyon finansyel ki tonm anba son *purview i operate*. E mon santi Mr Speaker, ki osi ki *Central Bank* i annan abilite pou li *regulate* sa bann lorganizasyon, *Central Bank* i osi annan en responsabilite pou li osi - mon pa pe dir protez, me solman *extend* osi servi son pouvwar responsabilite lo sa bann lenstitisyon, pou osi pas en pe benefis avek manm piblik.

Mon dir sa akoz Mr Speaker? E sa i dan domenn kot nou pas lenformasyon avek manm piblik. Mon dir sa akoz? Akoz ozordi mazorite pep Seselwa ki pe servi sistem finansyel, ki pe servi bann labank, ki pe fer bann peyman atraver bann labank, zot fer li akoz zot bezwen fer sa bann tranzaksyon.

Me bokou Seselwa ozordi pa pe war zot – zot pa pe war zot ganny favorize avek bann lenstitisyon finansyel. Par egzanp Sanmdi, mon pe koz ek en madanm, sa madanm i dir mwan met sa devan petet i pa dan *forum* apropriye, me solman i an relasyon avek sistem finansyel.

I sey *access* en *loan*, zot konmans dir li laz, zot konmans rod en bann pake papye avek li. E finalman i konmans perdi lanvi al fer sa tranzaksyon

finansyel. So as much as ki *Central Bank* i bezwen protez nou sekter finansyel atraver bann Lalwa, me *Central Bank* i osi annan en responsabilite pou osi liber en pti pe abilite sa bann lenstitisyon finansyel, pou kapab osi fasilit akse avek finans pou nou bann sitwayen.

Bokou nou bann sitwayen ozordi sirtou bann ki pa dan biznes, ki pa privilezye zot war zot tou kou kwense avek bann restriksyon bann Lalwa. Sirtou parey sa enn ki la ki restren zot from akse finans, akse bann servis finansyel. E finalman apre zot kre serten fristrasyon, apre zot kre en fristrasyon an zeneral lo *the whole* sistem finansyel.

So parey mon pe dir, mon konnen poudir sa Lalwa ki la i pe sey fer sir ki i annan serten proteksyon pou konsonmater *in the end*. Ki bann sistem finansyel, bann lenstitisyon finansyel i fer biznes antre zot.

E i fer biznes dan en fason ki i annan proteksyon pou konsonmater. Me selman konsonmater petet pa santi ki poudir sa bann Lalwa e la kot sa bann Lalwa i protez zot.

E la kot sa ledikasyon parey i annan Manm ki demande i vini i bezwen kapab antre dan travay Labank

Santral, menm apre ki Lalwa in ganny debat in pase.

Ti annan en pti pwen mon le koz lo la Mr Speaker, se ki konsern responsabilite Labank Santral, pou fer bann tranzaksyon peyman. E ozordi mon krwar Labank Santral i *the only lenstitisyon ki kapab fer bann clearing; par egzant tyek, par egzant clearing bann peyman.* E fer sir ki bann peyman atraver tou sa bann platform ki Vis Prezidan in koz lo la bomaten.

Mon krwar – pou le moman *Central Bank* i sa lenstitisyon ki annan sa kontrol lo tou sa bann tranzaksyon. Nou ti'n tandem en pe letan pase, ki i annan e mon krwar ti dan medya, ki *Central Bank* pe revvar petet lafason ki bann tranzaksyon peyman i ganny fer.

E ki *Central Bank* ti pe vvar posibilite pou *allow -* mon pa pe dir *private sector* me solman parti ki pa neseserman atase avek *Central Bank*, pou efektye sa servis tranzaksyon peyman, tranzaksyon finansyel *from one institution to another.*

Mon ti a kontan koz en pti pe lo la e kosyonn petet Labank Santral petet. Zot ki eksper ladan, me solman mon krwar i enportan ki petet zot pe war li dan en *angle*. I enportan mon

krwar ki zot osi war li dan en lot *angle*.

E an relasyon avek Sesel konman en pti pei, an relasyon avek nou sekter finansyel, an relasyon avek nou *market* finansyel, mon krwar i enportan ki nou mazin vreman byen lo la.

Akoz pou pran nou *whole payment system or part of nou payment system*, e met dan en lanmen an deor atraver en lorganizasyon, *or* en konpannyen, pou mwan mon santi ki nou devret get vreman, vreman byen avan ki nou antre ladan.

Akoz posibilite ki demen bomaten, Labank Santral i perdi kontrol lo serten fason fer tranzaksyon. Ou menm petet posibilite ouver laport pou ariv serten tranzaksyon *suspicious*. Mon pa le dir *illegal, but suspicious*, kot demen i a kapab anmenn Sesel dan bann sityasyon, kot demen bomaten ou a war nou swa nou pe ganny *blacklisted*. Nou pe ganny *deregister somewhere*.

Nou pe ganny problemm avek *correspondence banking*. Konmsi ki afekte nou sistem finansyel li menm an zeneral.

E ler i afekte sistem finansyel byensir i afekte biznes, i afekte lendividu, i afekte nou pei li menm koman

en ziridiksyon ki fer tranzaksyon finansyel.

So mon ti a kontan kosyonn labank lo la. Mon ti a kontan kosyonn piblik osi, ki avan nou antre dan *such venture annou be very careful.* E annou *thread konmsi sa semen very carefully.*

E fer sir ki tou bann *checks and balance*, tou bann Lalwa enportan i la avan, i vin fini met an plas, avan ki nou bouz dan sa bann soz.

Akoz nou'n war Mr Speaker, souvandfwa avek sa Gouvernman e nou bouz dan en direksyon, apre nou war ki poudir sa direksyon i pa en direksyon ki bon. E nou *go back* lo sa bann desizyon ki nou'n pran.

Nou'n war detrwa lenstans dan nou - sa trimes la, kot Gouvernman in fer en Lalwa apre in *backtrack*. Zot mars aryer parey kanmaron. So nou pa anvi ki i arriv sa.

E avek *Central Bank* si i arriv en sityasyon koumsa, ou kapab konpran nou sistenm finansyel ki sitan enportan, ki *the backbone* nou lekonomi; si i arriv sa, dimoun i perdi *trust* dan sistenm finansyel nou riske war nou dan en gro problem koman en pei.

So avek sa de mo Mr Speaker, de mo kosyon, parey

in ganny dir *this is very technical.* E enn mon *wish* se ki *Central Bank* atraver son bann ledikasyon finansyel, i fer sa vin bokou pli senp *for the normal person* deor la, bann ki napa okenn nosyon dan finans.

E zot konpran akoz *Central Bank* i bezwen fer sa *or* akoz sa bann lamannman i bezwen arive, sa bann evolisyon i bezwen arive. E kan mannyer sa dimoun li i benefisy e ki mannyer *Central Bank* i fasilit lavi sa dimoun ler i pe fer son bann tranzaksyon finansyel.

Avek sa Mr Speaker, mon pou kit la, e mon a esper *Committee Stage* pou nou kapab al dan bann zafer teknik ladan. Mersi bokou.

MR SPEAKER

Mersi Onorab. Onorab Pillay, ou annan laparol.

HON SEBASTIEN PILLAY

Mersi Mr Speaker. E bonzour Vis Prezidan avek ou delegasyon, Gouverner Labank Santral e bann lezot *staff Central Bank*. Byenveni dan Lasanble Nasional. E bonzour tou dimoun ki a lekout e bonzour tou koleg Onorab.

Mr Speaker, mon pe pran laparol lo sa Lalwa, akoz *whilst* ki ler mon'n ekout Vis Prezidan dan son prezantasyon, e

lafason ki Lalwa in ganny prezante, lafason ki Lalwa in ganny ekrir, an ekoutan i paret poudir nou pe fer sa ki nou, nou panse i en bon keksoz.

Me selman konman en Manm Lasanble, mon bezwen dir poudir mon dezapwente, akoz pou en tel Lalwa ti'n devret annan en konsiltasyon en pe pli aprofondir avek Lasanble Nasyonal, zisteman pou nou konpran egzakteman nesesite, oubyen pou nou kapab apresye bann diferan eleman sa Lalwa.

Mon dir sa Mr Speaker, akoz ler nou regard sa Lalwa *National Payment System*, premye ki i ti vini an 2014 mon ti la. Ti annan en prezantasyon detaye ki ti ganny fer par *Central Bank* sa letan, pou eksplik bann Manm Lasanble lo rezondet sa Lalwa.

E mon ti enn bann Manm Lasanble ki ti aprouv sa Lalwa dan son premye iterasyon. E nou ti ganny sans demann Gouverner Labank Santral e bann lezot zofisyen, lo akoz sa Lalwa i neseser e ki Labank Santral ti pe anvizaze fer, akoz nou ti pe moderniz nou sistenm finansye. E Labank Santral ti pe pran bann rol pli prominan dan nou sistenm finansye.

Me mon vwar poudir *fast forward* 2023, nou ganny nou en Lalwa ki ekstrememan

konpleks, teknik. E dan son lenplimantasyon pou *involve* bann desizyon ase serye. Akoz ler nou pe *deal* avek bann lenstiti, bann lenstitisyon ki pou vin bann *clearing houses*, oubyen pou ofer bann sistenm peyman ki annan toulstan en gran risk ki sa i kapab poze pou nou sistenm finansyel, si okenn sa bann lenstitisyon i ganny trouve konmkwa poudir zot in fer okenn aktivite ki ilegal.

Akoz sa i pou afekte repitasyon nou sistenm finansyel. E mon pa kapab dout konpetans *Central Bank* pou li fer son *prudential* – son bann travay *prudential* an relasyon avek bann antite. E byensir nou konnen poudir *Central Bank* i annan en *long story of establishing* en sistenm *internally*, pou li regard risk an se ki konsern bann lenstitisyon finansyel.

Me selman Mr Speaker, ler ou *venture* dan en *payment system*, toulstan pou en dimoun kapab *manage* e *Maintain* en *payment system*, i bezwen annan li en serten abilite finansyel. E i bezwen kapab prokir en l'investisman ase serye e signifikan.

E *Central Bank* in dir in koz lo bann limit ki pou mete. So ler nou pe koz sa kantite larzan ki nou pe koze, sa ki nou

pa ankor kapab tande la, se ki *maximum tranzaksyon* ki *Central Bank* pou permet atraver sa *payment system*.

Si par egzanp parey in dir anba seksyon 5 ou annan drwa *licensed* lezot *payments* en *service provider* pou fer sa, Lasanble pa konnen Mr Speaker. E si Lasanble pa konn sa mon krwar pou nou sa i en defayans, dan lesanz lenformasyon ki'n annan ant lotorite konsernen e Lasanble Nasyonal. Akoz nou bezwen konnen.

Eski nou pe koz en tranzaksyon Arto \$10 milyon? Eski nou pe koz en tranzaksyon ki mwens ki \$10 milyon? *What are we talking about* egzakteman dan sa konteks? So ti ava enportan pou nou konnen.

Ou ava note Mr Speaker, ki ler nou regard sa Lalwa *National Payment System*, ti annan en - pa en lamannman en regilasyon sibstansyel ki ti sorti an 2022, ki ti *set out* serten paramet sirtou an se ki konsern mon krwar bann *money changers*.

E osi ti *set out* serten paramet rol *Central Bank*, dan son kapasite regilatwar koman sa antite ki annan *custodian* bann *financial institutions* dan nou pei.

Be ler nou al dan sa Lalwa li menm Mr Speaker, i annan serten kestyon ki nou bezwen demann *Central Bank* pou reponn nou. E se pour sa rezon ki mon dir mon dezapwente, akoz mon santi poudir ti'n kapab annan en pe plis konsiltasyon avek Lasanble Nasyonal. Me menm serten prezantasyon ki ganny fer pou met nou azour avek kote *Central Bank* i le ale avek sa sistenm.

Nou konnen poudir ozordi *Central Bank* i deza annan en *payment system* ki pe marse. Nou'n tann koz lo *SEFT* e Gouvernman i deza pe servi *SEFT* a en serten nivo dan Gouvernman. Akoz sa tranzaksyon i aparet lo bann *email* ki bann Manm Lasanble pou gannyen, kot i dir *SEFT transfer*. Nou tou nou pe war sa. I deza pe arive.

Me selman la nou sa ki nou pe konsernen avek, se ki ou pou *allow* lezot antite. Akoz si nou regard *transitional provisions* dan sa Lalwa i pou vedir poudir en dimoun ki annan ase larzan dan Sesel ozordi, i kapab ale e form enn sa bann konpannyen ki pou zisteman sipoze fer, e *provide* en *payment system service*.

Be mwan mon konsernan avek zisteman mon pa'n

konnen, ki kantite larzan ki sa dimoun i bezwen mete la pou protez son bann kliyan. Akoz si par egzant sa dimoun i dir i pe *run* en *payment system* apre i ale ek larzan dimoun?

Nou'n war plizyer *Ponzi Schemes* par egzant deor ki ti bann biznesmenn repitab, ti bann biznes *men serye*. Me ki apre par egzant Barney Medov ki'n vol plizyer bilyon Dolar, *multimillion-Dollar* en bilyonner ki'n vol plizyer milyon Dolar pou dimoun an fezan krwar ki i pe fer en keksoz pou zot kan i pa ti pe fer.

So nou, nou bezwen kapab apresye konman Lasanble Nasyonal ki bann *safeguards* ki'n ganny met an plas. *Ceci dit* Mr Speaker, mon annan serten kestyon pou *panel* ki mon ti a kontan klarifye.

Mon vvar ki anba sa Lalwa ler mon regard bann lamannman ki pe ganny propoze, i annan serten lamannman ki mon ti a kontan VPi eksplik nou, ki deza egziste dan - serten provizyon Lalwa ki deza egziste.

Par egzant Mr Speaker, *Central Bank* i deza annan pouvwar anba sekssyon 5 sa Lalwa, pou li otoriz en dimoun pou *operate* en *payment, clearing of settlement system*. Me *Central Bank* li i pou akt

konman *custodian* sa *clearing payment of settlement system*.

Sa ki mwan mon pa konnen la, se ki mezir *Central Bank*, pou pran pou asire ki ler li i met son non *as the custodian* parey mon krwar Lalwa pe dir, i pe protez repitasyon *Central Bank*.

En pti pe parey Onorab Cosgrow i dir - pe protez repitasyon *Central Bank* pou anpeze ki sa dimoun ki li i vin fer. Akoz ou kapab donn li en *licence*. E sa dimoun ki pe vin fer sa i en dimoun ki - *well, in the first place* en dimoun *bona fide* e ki annan sa kapasite resours finansyel, pou si i ariv en problem avek son sistenm, *then Central Bank* i garanti poudir kliyan sa dimoun pou kapab reganny zot larzan si zot pe servi li pou fer bann tranzaksyon.

Dezyenmman Mr Speaker, en keksoz ki enportan, an se ki konsern proteksyon data. Si mwan mon le *run* en *payment system*, mon bezwen kapab protez lenformasyon mon bann kliyan. Mon konnen ozordi poudir atraver bann sistenm *cybersecurity* ki Gouvernman pe met an plas - mon prezimen - ki Gouvernman li menm li i fer sir poudir *Central Bank* i byen ganny proteze, an se ki konsern posibilite bann *cyber-attacks* an

se ki konsern sistem *Central Bank*.

E mon prezimen ki bann labank osi i fer parey, pou protez zot bann sistem. Me nou tou nou'n vwar e nou tou nou'n konstate, e bokou Seselwa i ava dakor avek mwan, plizyer fwa antre zot i annan pe ganny en *text* kot zot kart pe ganny servi *Taiwan* lo en *train station*.

Akoz zisteman en dimoun in kapab antre dan sistem e *hack* sa sistem e fer li -. I pa vedir poudir bann labank zot sistem pa *protected*. *Far from it*, bann labank i fer tou pou protez zot sistem akoz *it's their bread and butter*. I zot repitasyon e zot fer tou.

Me sa ki mon pe dir, toulstan ler i annan en sistem i toulstan annan en boug ki rod en fason pou kas sa sistem. Be mon konsern la, se ki konsern ki mannyer – akoz mon pa war akoz Lalwa vreman i en pti pe *loose*, lo ki mannyer i pou asire ki sa *payment system* sa konpanyen; mon ti tann nonmen *Fintech* dernyen-r-er, ki ti le fer, mon pa konnen si i pou fer - ki mannyer li i pou protez data son kliyan ki pas atraver li?

E ki mannyer ou, ou pou egzize ki i protez data son kliyan? E kote ki i pou *store* sa

data, pou asire ki data sa kliyan i ganny proteze? Mon prezimen ki bann dimoun ki pli konnen ki mwan la devan, zot kapab apresye ki ler mwan mon servi en sistem pou fer en tranzaksyon, tou mon lenformasyon nimerik ki asosye avek sa ki mon pe servi sa sistem, i pas atraver sa sistem.

E i vedir poudir pandan letan ki i pe pas atraver sa sistem, en dimoun i kapab gete e ganny sa lenformasyon. E sa lenformasyon i kapab ganny servi *either* kont mwan *or* kont sa sistem li menm.

E mon pa'n vwar vreman ki mannyer Lalwa i pe propoze pou fer sa. Mon war Lalwa i pe plito *enable* pou annan en sistem peyman, me an se ki konsern proteksyon son lenformasyon, mon ti a kontan konnen ki bann garanti ki nou pou gannyen.

Dezyenmman Mr Speaker, an se ki konsern sa Lalwa, mon vwar poudir Lalwa pe montre nou klerman ki *Central Bank* in fini war poudir i annan bann *potential players* ki le antre, ki le fer sa. Sa i byen. Me sa ki nou, nou konnen konman Lasamble, se konbyen dimoun ki'n vin devan ziska la, ki'n komunik zot lentansyon pou zot fer antre konman pou fer en

payment system? Nou pa konnen.

Konbyen ki'n donn zot lentansyon pou vin konman en *clearing house*? Nou pa konnen. Sa i ava permet nou pou nou konpran lanze e lenportans sa Lalwa pou nou sistenm finansyel. Akoz nou pa pou pe koz bann dimoun ki annan en abilite pou *invest* a en nivo ba. Nou pe koz bann dimoun ki pou annan en abilite pou *invest* a en nivo tre enportan, tre signifikan.

E se pou sa rezon *it goes back to the point* ki mon ti pe fer, ki malgre mon konpran sa ki mon koleg *Chairman Bills Committee* in dir, mon konsernen avek lefe ki nou pa'n ganny ase *input from* bann lotorite konsernen lo sa Lalwa.

Mon krwar i depan lo bann lotorite ler i annan en Lalwa koumsa, pou vin devan Lasamble, e donn nou serten lesplikasyon pli aprofondi lo ki mannyer bann keksoz pou marse.

Mr Speaker, i osi annan en eleman enportan ler nou regard son Lalwa orizinal, ok? E mon ti a kontan la *go back to* sa Lalwa, ki nou ti koz lo *Financial Consumer Protection Act* ki nou ti pase.

Ler nou ti pas *Financial Consumer Protection Act* nou

tou nou ti pe regard plito bann labank, *money changer*, akoz ti deza bann prodwi ki pe ganny ofer dan sistenm.

Kestyon ki mon annan, se eski *Financial Consumer Protection Act* pou osi protez en konsonmater ki servi en sistenm peyman atraver sa sistenm? Si sa i leka, *then eksplik* nou ki mannyer proteksyon pou sa endividé pou vini ler i pe servi sa sistenm?

Akoz sa i enportan, akoz la nou pe dir avek Seselwa e nou pe koz osi avek bann lenvestiser potansyel, ki probableman pou prefere servi sa sistenm peyman dan plas *go through* en sistenm labank, ki mannyer zot pou ganny proteksyon ler zot pe servi sa *from* pwennvi en konsonmater lo servis ki zot pou gannyen?

E sa pou mwan i en eleman enportan Mr Speaker, konman Lasamble Nasional, akoz *it goes back to the point of* repitasyon, me osi protez piblik kont bann dimoun ki potansyelman i kapab fer zot ditor, sirtou ler nou pe koz *harden money* ki en dimoun in gannyen. E i deside pou li servi en sistenm peyman pou fer en tranzaksyon.

Mon dernyen pwen Mr Speaker, e sa i konsern sa size *Suspicious Transaction Report*.

Ankor enn fwa ozordi ki mannyer nou, nou konpran li si atraver en sistenm banker i annan en *suspicious transaction* - en *STR*, ki ganny raised. E pou annan *FIU* which is the reporting entity ki report lo sa *STR*.

Eski atraver en *payment system*, nou pou osi annan en *STR* ki pou ganny raised? Me lekel ki pou reporting entity? Eski i pou still *FIU* ki pou reporting entity? Oubyen eski pou Central Bank ki pou en reporting entity? Because as it stands, we need to know lekel ki pou annan oversight, not only on the financial and prudential aspect, but also from a legal perspective. Lekel ki pou annan sa oversight lo sa payment system ler i pe ganny servi?

E mon krwar i enportan ki nou eksplike akoz dot an plis Mr Speaker, ki personnelman mwan mon santi poudir nou *FIU* lefe ki ozordi i plito en antite ki donn lenformasyon, i pe afekte nou – pa ki nou bann dimoun kot *FIU* pa pe travay non.

Me mon santi sa pe afekte nou kredibilite akoz nou bezwen avek risk potansyel, ki nou sistenm i poze. E ki nou sistenm i kapab poze, nou devret annan nou en *FIU* ki both en law enforcement e en

reporting sort of entity. Bezwen annan en hybrid. e mon krwar sa i en keksoz ki Gouvernman i bezwen deside. Ler nou konmans entrodwir bann sistenm koumsa zisteman pou nou allow plis bann tranzaksyon ki pe pase dan nou sistenm.

Vwala mon Mr Speaker, mon'n eksplik kote ki mwan mon vvar sa Lalwa lo son merit. Mon krwar poudir si mon ti'n ganny sans ganny plis lenformasyon e plis lesplikasyon, i ti pou'n ed mwan pou konpran li en pe pli byen. I ti pou'n ed mwan pou nou kapab eksplik piblik en pe pli byen ki nou pe fer ozordi bomaten. E ki nou pa sound as if nou zis rubberstamp, ki nenport keksoz ki Gouvernman i anvoy kot nou, nou zis aprouve.

Me plito nou pran letan pou nou etidye li. Pou nou regard li e pou nou asire ki it is the best keksoz, best legislation ki nou kapab donn piblik Seselwa ozordi. Avek sa mon pou termin la. Mersi Mr Speaker.

MR SPEAKER

Mersi Onorab. Onorab Sandy Arissol.

HON SANDY ARISSOL

Mersi Mr Speaker. Ankor enn fwa bonzour tou dimoun ki pe ekout nou. Byenveni VPavek ou delegasyon. Mr Speaker, letan mon ti ankor zanfan mon rapel dan aswar kot nou ti reste Belonie lo later Clement Confait, ki mon manman ek mon papa ti aste, mon papa tou le swar ti dir ek nou letan nou ti annan en pti letan lib, annou desann annou al get lalimyer anvil.

E ler nou ti desann nou ti get lalimyer anvil, souvandfwa nou ti bezwen pas devan Labank Santral sa letan. E letan nou ti pe pas devan Labank Santral, ti annan en keksoz drol ki nou ti vwar toultan. Ti annan en lasanm ki lalimyer ti reste alimen aswar - sa letan.

Prezan nou letan nou desann avek mon papa, nou ti demann li be akoz sa lalimyer i alimen? Parey tou zanfan ou demann ou granmoun nenport ki kestyon, tou kestyon. Mon papa son larepons se ki i ti dir ek nou sa letan, poudir akoz sa i Labank Santral se la anler kot larzan i ete. Alor lalimyer i reste alimen pa kapab tennyen la anler. Ou bezwen kit li alimen.

E nou nou'n ale ek sa, prezan sak fwa nou redesann ankor nou pa demann li. Nou

get anler lalimyer i alimen nou dir larzan i la anler.

Mon konmans koumsa parske mon anvi profite Mr Speaker, letan Madanm Gouverner i la, pou mwan felisit li konman en madanm. Avek tou ou lekip Labank Santral pou sa moman difisil ki pei ti pas ladan. E nou ti vwar ou la lo televizyon a tou repriz pe sey eksplike, pe dir nou ki pou fer, ki mannyer nou depans sa pti sou, ki mannyer nou met sa enn de kote, ki mannyer nou sey gid sa fanmir pou asire ki nou sirpas sa moman difisil.

E pou sa mon bezwen dir ou mersi. Parske ou'n ed en kantite Seselwa.

(APPLAUSE)

HON SANDY ARISSOL

E mwan mon enn bann dimoun en Seselwa ki fyer pou sa travay ki ou'n fer avek ou lekip. Parske a sak moman ki ou ti mont lo televizyon mon dir "Hmm, e nou bezwen al ekoute parske i bezwen annan en kantite serye la. Parske sete Madanm Gouverner ki ti pe vin lo televizyon pou vin adres nou."

E pou sa mon apresye travay Madanm Gouverner ki ou'n fer avek ou lekip. E mon ti a kontan profite ozordi pou nou felisit tou bann travayer labank,

zot pe fer en travay nob. E nou konnen i pa en travay fasil parske zot zwenn en kantite milyon roupi dimoun, pou lakonpannyen ki pa pou zot. Me zot sey zot mye pou zot sorti dan 4er, 5er san tous larzan personn.

E pou sa Madanm Gouverner nou apresye travay ki ou pe fer. E nou swet ou de bon. E nou konnen poudir Labank Santral i en landrwa, annou dir en lofis dan Gouvernman ki pa tou dimoun ki ganny posibilité pou antre.

Me i annan dimoun i pase deor i dir sa se Labank Santral. Alor mon ti a kontan ankor enn fwa felisit ou avek ou lekip.

Mr Speaker, be letan nou lo *National Payment System*, mon anvi letan nou pe vot lo en Prozedlwa, mon bezwen osi asire - parey nou lo kote Gouvernman nou ganny bann lenformasyon avek nou Gouvernman an relasyon avek bann Prozedlwa ki vini.

Nou sey tap laport. Nou rod lenformasyon, nou demann klarifikasiyon parey Onorab Andre in fer resorti nou rod plis teknisyen pou vin gid nou.

E se pou sa lo nou kote souvandfwa nou vote lo sa bann Prozedlwa. Parske nou konnen kwa ki lenformasyon ki nou'n

gannyen e ki Gouvernman pe vin avek.

E letan pe prezant *National Payment System Bill* ozordi, mon anvi profite pou dir poudir letan nou pe vot sa bann Prozedlwa, mon ti a osi swete ki i aport en keksoz pou bann dimoun ki pe ekout nou deor.

Mon pe pa zis vot *National Payment System (Amendment), Bill 2023* zis pou fer plezir Madanm Gouverner avek son lekip, pou fer plezir VP ki pe reprezant Gouvernman e pou fer plezir mon lekor akoz senpleman mon'n vote.

Mon bezwen osi ekspekte poudir sa Prozedlwa ki mon pe vote ozordi, i bezwen aport en fri e mon dimoun laba deor ki'n met mwan la pou koz pou li, i bezwen ganny en keksoz ladan li. I bezwen ganny en keksoz. Ki keksoz mon pe rode Mr Speaker?

Keksoz ki mon pe rode pou li, se par egzanp i annan sa konplent an relasyon avek bann peyman ki ganny fer.

Par egzanp bann pti kontrakter, zot kontinyen dir ek ou ler zot zwenn ou, poudir i annan sa difikilte ki zot pas atraver ler zot in fini fer zot travay sepa konbyen mwan pase. E zot ganny sa difikilte pou zot ganny son peyman pou zot kapab zot travayer, pou zot

pey det e an menm tan pou zot soutenir zot fanmir.

So, letan nou pe vot lo sa *National Payment System* mon anvi ki tou sa bann pti keksoz i kapab amelyore, pou fasilit lavi mon dimoun laba deor.

Dezyenmman sa ki mon ti a kontan koz lo la sa an relasyon avek sa ki Onorab Wallace in mansyonnen se *loan*. Ozordi vre letan Madanm Gouverner ki la Labank Santral i sa regilater bann labank ki nou annan, mon krwar i annan bann keksoz ki nou kapab amelyore, pou ki parske ozordi letan nou pe dir dan pei nou annan bann dimoun ki pa serye, ki pa oule travay.

Nou annan en pti group zot nou sa bann group dimoun. Me nou annan mazorite ozordi dan pei, plizyer bann zenn Seselwa profesyonnel, bann zenn Seselwa kalib, serye, ki pe fer en travay eksepsyonnal.

E zot parfwa zot ganny bann difikilte finansyel pou ganny aske avek en *loan* par egzanp; Kalite bann papye pou ranpli, bann prosedir neseser ki labank i demann ou pou ou kapab ganny en *loan*, pou ou azout en bout kot ou paran konman sa zenn serye.

Oubyen pou ou aste en bout later oubyen pou ou konstrir ou *maison* pou ou osi

kapab anmas ou zanfan pou li osi vin serye parey ek ou.

So mon ti a swete ki Labank Santral letan Madanm Gouverner la, letan zot pe fer sa bann kozri zot zwenn. Letan nou *Bill* i lo *National Payment System* pou nou osi kapab rode ki mannyer nou fasilit sa bann tranzaksyon pou nou bann zenn.

Me an menm tan letan mon lo la i enportan pou mwan konman en Manm Lasanble pou nou osi get en kou deryer kwa ki'n arive. Akoz ki bann labank ozordi zot met tou sa lobzeksyon, tou sa *hurdle* pou ou sote zis pou li kapab pret ou son larzan. I bezwen annan en rezon akoz.

Mon pa kapab zis sa kote roupi mon bezwen get tou le de kote Roupi ler nou pe koz finansman. Senpleman i kapab parske oparavan bann dimoun ki'n vini in ganny prete sa larzan. E ozordi i annan plizyer dimoun ki pa'n rann *loan* letan in gannyen.

In ganny asiste finansyerman in refize peye oubyen i sant patatipatata pou li peye. Sa i fer ki ozordi mon zenerasyon nou ganny sa difikilte. Prezan letan mon pe vot *National Payment System* Mr Speaker, mon ti a profite ozordi mwan konman en

Parlmanter pou mwan demann dimoun pou vin en pe pli responsab an sa ki konsern bann labank, bann peyman, bann benefis ki nou gannyen.

Pou ki letan nou, nou ganny lasistans avek bann lenstitisyon banker nou osi nou bezwen pran nou responsabilite, pou nou kapab rann sa larzan. Fodre pa nou, nou kontinyen soutir en group dimoun ki pa travay premyerman, ki pa kontribye, ki pa ganny en saler, ki fer nanryen pou lasosyete. Fodre pa nou kontinyen soutir sa pti group dimoun.

Be an menm tan, nou bezwen ankouraz e siport bann ki pe fer keksoz nob, ki pe fer keksoz serye pou ki zot kontinyen ganny asiste.

E an menm tan rann sa larzan ki zot gannyen avek bann lenstitisyon banker, pou ki lot zenerasyon ki ava pe vini pa ava ganny plis miray par devan li pou li kapab ganny asiste avek bann lezot keksoz a lavenir pou li kapab soutenir son lavi.

Be Mr Speaker, mon trwazyenm e mon dernyen pwen ki mon ti a kontan adrese, se bann difikilte letan parey lezot Manm in adrese. Parey zot tou zot konnen, nou bann Manm Parlmanter napa ant

nou ki'n lekol pou vin en Manm Parlman, ti napa sa letan dan mon laklas avek Madanm Pierre-louis dan primer Dominic Savio. E ler mon'n vin segonder sa letan anba *Head Teacher Sister Jude Burke* ti napa en lesion ki apel aprann pou vin en *MNA*.

E osi mon'n vwar mwan vin en *MNA*. I annan parfwa bann *Bill* ki vini ki teknik se pour sa rezon nou kontinyen rod bann led, nou kontinyen demann zot bann lasistans pou ki i gid nou dan sa travay ki nou pe fer konman bann Manm Parlman.

Zis parey letan i annan bann Lalwa ki vini swa ki konsern ledikasyon ki en pe pli pre avek en Manm ki'n dan ledikasyon, swa ou annan bann proze Lalwa ki vin pou Lasante ki vin an relasyon avek sa Manm ki'n deza dan Lasante i pli alez avek.

Pou nou kontinyelman fer sa travay pli byen pou Lepep Seselwa, pou nou fer sir ki letan nou pe vote nou konnen ki nou pe vote, e nou asire pou nou donn siper nou Gouvernman an relasyon avek sa.

E Lalwa *National Payment* Mr Speaker, senpleman ki i pe i pe moderniz sistèm peyman ki nou annan ozordi. E Lasanble Nasyonal nou ankouraze sa

transformasyon. Nou ankouraze sa modernizasyon. Zis parey yer nou ti pe koz lo transpor an relasyon avek moderniz bann keksoz an relasyon avek transpor.

Nou'n koz lo *tint*, nou'n koz lo en seri pwen an relasyon avek sa. Dernyen fwa nou ti pe koz lo Fon Pansyon an relasyon avek moderniz li en pti gin. Ki mannyer nou ankouraz bann dimoun pou kontribye, fer bann kontribisyon volonter pou ki a lavenir ou ganny en pti peyman.

Dernyen fwa ankor Mr Speaker, nou ti pe koz lo *electoral boundaries* ki mannyer pou moderniz li, pou asire ki tou dimoun i reste dan son *boundary* elektoral. E tousala kot nou ti demann menm Lasanble pou organiz bann pti prozeksyon avek bann teknisyen pou nou ganny tou sa lenformasyon.

E nou lot kote *LDS* nou fer sir sak fwa i annan sa bann prezantasyon nou la prezant. Nou vin asiste nou, an menm sa pou donn sipor bann dimoun ki nou vini nou bann profesyonnel Seselwa.

E dezyenmman i vin en lesson pou nou menm, pou nou anmas en pti gin an plis, pou ki fer sir letan nou pe adres nou dimoun, nou pe reprezent zot nou fer li lo en baz o. E nou

menm nou, nou asire an relasyon avek lenformasyon.

Avek sa detrwa mo Mr Speaker, mon ti a kontan dir avek Madanm Gouverner, VP ki la devan ek lezot dimoun poudir *National Payment System*, nou pou siporte parske nou anvi keksoz i modernize.

E an menm tan, nou anvi keksoz i vin ek bokou pli vit letan i modernize, pou ki bann dimoun ki pe ekout nou deor, ki zot pri dan sa *National Payment System* zot tranzaksyon i al en pti pe pli vit, efikas e i vin modern.

Avek sa detrwa mo mon ti a kontan remersye ou Mr Speaker. Mersi.

MR SPEAKER

Mersi Onorab. Laparol pou Onorab Gervais Henrie.

HON GERVAIS HENRIE

Mersi Mr Speaker. Bonzour tou dimoun sirtou bann dimoun Mont Buxton ki pe ekout nou. Mr Speaker, mon ava *welcome panel* e dir en byenveni spesyal Madanm Gouverner. Si mon memwar i servi mwan byen premye fwa dan setyenm Lasanble nou war li lo *panel*. Si mon pa tronpe in deza vini? Dan sizyem in la i vini tou-l-e z-an prezant rapor avek ou Mr

Speaker, me pou dan nou Lasanble alor, *welcome*.

Mr Speaker, sa ki nou pe koz lo la ozordi en *National Payment System*, ouswa en sistenm peyman nasyonal, i en laranzman ki permet konsonmater, biznes e lezot lorganizasyon pou transfer larzan sorti kot en kont dan en lenstitisyon finansyel pou al dan en lot kont kot en lot lenstitisyon finansyel.

En tel sistenm i enkli bann lenstriman peyman parey larzan likid, kart labank, *cheque* e transfer elektronik ki bokou konsonmater i servi pou fer peyman.

Pou en sistenm peyman nasyonal marse e fonksyonn efektivman, i bezwen annan bann lenstriman peyman. En rezo ki lyez tou sa bann lenstitisyon finansyel ansanm; legzistans bann prosedir pou regilariz tou tranzaksyon ki egziste. E bann lenstitisyon finansyel prive ou piblik, pou asire ki larzan i roule dan nou lekonomi.

Sa Lalwa ki date an 2014, son *mother Act*, son lorizin i sorti dan programm Reform Makroekonomik parey VP in dir nou bomaten, depi an 2008. Donk letan ti ariv tou sa bann reform bann dimoun dan sekter finansyel in zwenn ansanm. E

zot in bezwen fer tou bann striktir pou asire ki nou lekonomi i debout lo bann pontir ki solid. E sa souvandfwa i vin avek en kad legal.

E apre ki nou'n vwar lentrodiksyon *National Clearance and Settlement Payment Act*, ki li apre ti ganny ranplase par *National Payment System Act* an 2014, sa ti dan letan senkyenm Lasanble, parey *Leader Lopozisyon* in dir, nou ki li i ti en Mann sa letan, e ki ozordi sa Lalwa pe ganny amande.

Sa Prozedlwa i kapab paret konplike pou bann dimoun ki pe ekout nou, parey i annan 3 entervenan mon krwar in dir sa depi bomaten.

Ou kapab mazinen ki petet napa nanryen pou fer avek ou parey *Road Transport (Amendment), Bill 2023* ki Lasanble in aprouve yer. Akoz nou annan sitan drayver Sesel mon kapab estimen probableman pres 50 mil, san oubliy la kantite dimoun ki servi semen. Donk zot pou war *Road Transport Act* petet en pe pli pre avek zot.

Me pou ilistre mon pwen Mr Speaker, permet mwan fer analozi ant sistenm peyman ki nou pe koz lo la ozordi avek en sistenm transpor, pou piblik konpran en pe pli byen ki

mannyer i relevan avek zot lavi toulezour.

Tou le de sistenm, i en lenfrastriktir enportan pou fonksyonnman en lekonomi. En sistenm transpor i donn servis pou transport dimoun avek marsandiz.

Sistenm peyman li i donn servis pou transfer larzan. Zis demann ou lekor, ki mannyer dimoun, komodite ouswa larzan i sorti en landrwa pou ariv en lot. Alor i bezwen pas atraver en sistenm ouswa en lenfrastriktir ki permet sa arive.

Alor, pou ou ki pe ekout mwan pou ou larzan sorti dan ou kont ABSA pou li al kot SHEIN Lasin, pou ou pey sa zip ek sa kor ki ou aste tou le semenn, i bezwen pas atraver en sistenm peyman. Alor se sa ki ozordi nou pe koz lo la.

E pou bann zenn ki doue avek teknolozi lenformasyon avek komunikasyon - *ICT*, ou a konnen ki nou koz lo *internet* ki li i sa lenfrastriktir e *worldwide web* ouswa sa ki senpleman nou dir *www* li i sa servis. So i egzakteman parey.

Souvan sa lenfrastriktir Mr Speaker, sistenm peyman akoz nou servi li toulezour. Alor i envizib e i ganny pran *for granted*, akoz depi ler nou leve bomaten e ler nou al dormi i la li, nou kapab servi li

souvandfwa rarman. Sa en pti *hiccup*.

Me sa sistenm i bezwen en revi kontinyelman. I bezwen ganny *update*. I bezwen ganny mentenir - e parey ozordi nou pe fer souvandfwa i bezwen annan bann lamannman ki vini dan Lalwa. Si nou'n regard Nouvel sa semen par egzanz pa ti yer swar i bezwen avantyer swar, Mr Moustache ti lo televizyon e i ti pe koz ler nou servi nou kart labank ki ou tap. E i ti pe koz lo ki mannyer aprezan in met en limit R1000 e apre R1000 ou bezwen met ou *pin*.

So ou pe fer en peyman lo en sistenm e sa sistenm tanzantan pou annan bann pti sanzman ki pou arive. Akoz dan sa sistenm, ou konman en endividé, ou en *retailer* zot apel sa on krwar dan zot term dan teknik. Pou bann dimoun ki fer bann pti tranzaksyon e apre ou annan bann sistenm finansyel ki li i fer bann *large scale transaction*.

Donk nou tou ki travay, ki ganny en saler, ki mon koleg Onorab Arissol fek ankouraz nou pou fer, ki tou dimoun dayer i bezwen annan. Mon ankouraze ou annan en kont labank e ou labank fer sir ou ganny en kart. Ou pou enplike

dan sa sistenm *at one point in time like it or not.*

E alor Mr Speaker, se sa ki nou pe koz lo la ozordi. E nou bezwen petet osi demande akoz ki li Labank Santral i la, i pa Minister Finans ki'n vin avek nou ozordi.

Mr Speaker, letan sa sistenm i la, i envizib e nou servi li depi bomaten ziske ler nou al dormi. Nou zis fer li konfyans nou me nou pa kapab zis fer konfyans en lanmen envizib dan en lekonomi. Nou bezwen en lenstitisyon pou mentenir sa konfyans.

E dan *context* Sesel nou bezwen en lenstitisyon pou mentenir sa konfyans. E dan *context* se *Central Bank of Seychelles* ki sa lenstitisyon ki ganny dezinyen pou nou fer li konfyans e asire ki sistenm i mars byen.

Donk Labank Santral i annan sa rol e pouvwar pou regulariz e siperviz sa sistenm peyman nasyonal, e pou asire ki i *secure*, i sen e sof, i efektiv, i efikas pou nou popilasyon. E zisteman se sa mon krwar ki zot in anmenn sa lamannman akoz zot bezwen adres bann defayans, ki zot vvar anmezir ki lekonomi i evolye sistenm finansyel global i sanze.

Letan nou fer en tranzaksyon lo okenn platform,

menm si pa souvan, me parfwa i kapab annan problem ki leve. Alors sistenm peyman i bezwen asire ki mannyer sa problem i ganny adrese, e ki aksyon legal regilater dan sa ka Labank Santral i kapab pran.

E parey *VIP* in dir avek sanzman globalizasyon, i nesesit ki sa bann sanzman i arive pou moderniz nou lekonomi konman en pti pei, e i vin anliny avek lezot ziridiksyon ki nou vin konpetitiv.

E la mon krwar Mr Speaker, mon bezwen adres en pwen ki'n ganny leve dan deba avan lo langazman ki'n annan vizavi sa Prozedlwa.

Parey nou dir depi 2008 reform ekonomik apre Lalwa in vini an 2014. Me mwan fransman letan mon en dimoun ki pa dan sekter finansyel ler mon get keksoz *from outside*, si i annan en sekter ki annan en solidarite antre zot, se bann dimoun dan sekter finansyel.

I konmans par regroupman bann labank. Zot menm annan en dimoun ki zot apwente permanan. E mon krwar dan sa ka la i Mr Moustache ki ti pe koze lo televizyon.

Konmsi i annan en lasosyasyon zot koze, zot donn bann konsey piblik tanzantan, bann keksoz ki zot bezwen

watch out for e toultan zot pe diskite. Si nou konman en manm piblik, nou krwar poudir nou pe ganny inyore dan sa konversasyon, we are not being fair to the sector. I se nou ki pa pe *keep up* avek Nouvel - ki pa pe get keksoz toulezour.

Mwan toulezour mon fer sir 8er diswar fodre amwen mon pa dan pei, me mon devan televizyon. Ou si mon'n manke akoz mon annan en fonksyon, mon *rewind* letan mon ariv kot mwan.

Alor par egzanp, en novanm 2016 Labank Santral ti envit piblik pou fer en konsiltasyon lo *National Payment System* akoz son stratezi ti ant 2016 a 2020, ti pe al fini e ti envit piblik pou konsilte.

Mon prezimen bann *feedback* ki zot in gannyen, ler la se sa ki' n *taken care of* dan lamannman ki devan nou. E sa Prozedlwa in al devan *Cabinet* ki ti donn son laprouvasyon depi an Novanm non depi an Fevriye 2022. Savedir plis ki 18 mwan pase. So, in la li.

E ki swa ou en manm piblik, ki swa ou en lezislater ou bezwen parfwa annan sa langazman. E Mr Speaker, en keksoz ki nou Lasanble Nasyonal nou bezwen dabor blanm nou lekor, tou-l-e-z-an

Madanm Gouverner i vini i prezant ou son rapor. E mwan depi ler mon en Manm Lasanble an 2007; savedir la mon pe servi mon trwazyenm term zanmen, zanmen e koriz mwan mon bann koleg ki'n la ki Rapor *Central Bank* in ganny diskite dan Lasanble Nasyonal.

Pourtan nou *Standing Orders* i fer provizyon okenn rapor ki ganny *laid, paper* ki ganny *laid* nou kapab fer en deba lo la. So si nou santi poudir i annan bann defayans ki bann *constituent* ki nou, nou reprezante, swa zot in met a nou lentansyon ouswa nou menm nou dan nou grander lespri nou santi poudir i merit annan en deba nasyonal lo la, nou merit fer.

E monn *challenge* mon bann koleg, annou pran sa konman en defi. Annou konmans regard en pe plis bann rapor prezante isi par bann lenstitisyon ki enportan, e ki pe enpakte lo lavi nou bann *constituent* ki nou, nou prezante toulezour.

Alor Mr Speaker, mon ava fini avek sa, akoz nou lo sa kote latab nou pou siport sa Prozedlwa? *LDS* dan son *manifesto* i koz lo i pou travay pou anmenn developman e lekonomi nimerik dan Sesel.

E la mon ava rekonnet tou zefor ki'n ganny fer ziske la, akoz lekonomi nimerik i pa en lenvansyon *LDS*. Ler nou nou'n vin o pouvwar an 2020 an Oktob i annan serten travay ki'n ganny fer. E mon remersi tou dimoun san espeksyon ki'n form parti dan sa prosesis pou anmenn lo sa nivo ki in ete ozordi.

Me depi ler nou'n vini nou osi nou'n partisip dan sa konversasyon. Zot a rapel poudir nou ti anmenn Mosyon lo *cashless*. Malgre in annan en pe *misunderstanding* lo sa ki nou ti pe demande, nou ti pe dir ki tou bann antite Gouvernman; setadir ki dan servis piblik ouswa bann *State-Owned Enterprise*, zot pa *deal* ek larzan *anymore* apartir zanvye 2025.

I reste nou ankor en pe mwan e la konman *VP* i la, mon redemann ou pou ki egzekitiv i port atansyon lo sa demann Lasanble Nasyonal, e nou met tou bann *policy in place*, pou ki sa swe, sa rev, sa dezir Lasanble Nasyonal ki ti vot an faver sa Mosyon, i ganny akonplir isi zanvye 2025.

Nou pe osi nou konman en parti, siport en sistem peyman elektronik kot bann tranzaksyon i vit, i efikas lo bann platform ki an sekirite.

Nou oule amelyor *ease of doing business*, akoz nou le ki Sesel son *ranking* dan lemonn i monte e ki bann envestiser potansyel i regard nou konman en pti ziridiksyon ki serye.

Me ki tousala pou arive Mr Speaker, i bezwen en Lalwa ki modern, ki morde, ki relevan e ki pran swen avek bann realite lo teren ozordi. E pli enportan CBS Labank Santral i bezwen azour avek sa ki pe arive dan sa sekter ki li i annan sa responsabilite pou zere.

Alor vwala sa i sa de mo ki mon ti anvi dir lo sa Prozedlwa. E mon swete ki bann dimoun ki'n ekout mwan in konpran ki nou pe koz lo la e in kapab sitye li dan *National Payment System*. Mersi Mr Speaker.

MR SPEAKER

Mersi Onorab. Laparol pou Onorab Loze.

HON JOHAN LOZE

Bonzour Mr Speaker. Mersi Mr Speaker. Fotespere lasante i bon ozordi Mr Speaker, parey mwan menm.

Mr Speaker, Labank Santral Sesel - mon pou konmans par mon osi remersye e felisit Gouverner Labank Santral. Be non pa pou zis vin koze, eksplike e donn bon konsey lo televizyon. Mon pou

plito pran en lot lapant e en lot direksyon.

Mon anvi remersi Gouverner Labank Santral, pou premyerman in nobou zer enn nou bann lenstitisyon Leta dan en fason onnet. Onorab e mon pou repeete - Onorab *above board* napa okenn *whispers*, okenn kestyon lo Labank Santral Sesel! Napa personn ki montre ledwa lo zot e pou sa mon oule felisit ou Madanm Gouverner e mon oule felisit ou bann *staff!*

E mon swete ki a en serten moman ou a ganny loportinite pou servi mikro ki devan ou, e enform Lepep nasyon Seselwa konbyen Seselwa i annan ki travay dan ou lenstitisyon? Konbyen etranze si i annan ou si napa? Be i en keksoz merveye ki Labank Santral Sesel, i non selman ganny zere par en Seselwa me an mazer parti i ganny *staffed* par profesyonnel Seselwa.

Lot keksoz ki mon le touse, mon pou repran sa ki Onorab Gervais Henrie in tous lo la - konfyans. Si i annan en lenstitisyon Seselwa ki enspir konfyans se Labank Santral Sesel! *No questions asked.*

I annan konfyans dan Labank Santral ler i tras en direksyon ler i fer en prononsyasyon sa pep ki apel

Seselwa, i ekoute, i tandé e i konpran.

Akoz Madanm Gouverner ou'n fer ou en louvraz ekselan pou anmenn ou lenstitisyon lo sa nivo kot i devret ete. E pou sa mon dir ou *chapeau* felisitasyon ou ek tou ou bann travayer.

Mr Speaker, en lot pwen ki mon anvi tous lo la se ki mon osi parey mon bann lezot koleg, mon santi ki petet ti'n kapab annan en pti plis *engagement* de la par Gouvernman, de la par Minister ki *own* sa *Bill* avek sirtou *Bills Committee*.

Term pase nou'n preski napa travay Lezislatif ditou pou nou fer. Nou'n sey *Bills Committee* mon konnen nou'n sey *engage* ek AG's Office plizyer fwa, an plizyer repriz, pou gete be ki annan dan *pipeline* kwa ki pe vini, ki *Bills* ki annan. E *tant bien que mal* sa in arive.

Be selman ti'n kapab annan letan, nou ti'n kapab asize antre dan plis detay dan sa *Bill* ki devan nou ozordi. Be selman nou pa'n ganny loportinite. Sa in ariv lafason ki in arive.

Ozordi dan pe ekoute, mon'n osi tandé ki Gouverner Labank Santral dan moman difisil, ti vin devan, ti eksplike la nasyon Seselwa ki mannyer

pou fer, ki pou *behave*, ki mannyer pou *gère* sa moman difisil ki nou ti ladan.

Mon ti menm tann – en zour mon tann en dimoun ti pe dispit i dir Gouverner in dir si ou annan en rob met sa menm rob, pa bezwen al envestir dan rob ki nef. E mon krwar Gouverner ti annan rezon menm sa nou pa'n dizer sa byen.

Mr Speaker, selman mon oule *point out* avek ou poudir i domaz. I domaz ki si i annan en group dimoun ki ti inyor Gouverner Labank Santral letan i ti fer sa bann prononsyasyon ti *Cabinet* Minis. Akoz zot, zot ti swazir pou donn zot lekor en gro logmantasyon, pandan sa menm moman difisil ki'n ganny eleve pli boner par Onorab Arissol!

Konpletman inyor Gouverner Labank Santral anvoy li vire avek tou son bann konsey ki i ti pe donnen, e donn zot lekor en gro logmantasyon atraver *allowances*.

So nou'n annan sa dan sa pei. Onorab Georges mon konnen i fermal ou vin rouz. Mr Speaker, en lot keksoz ki mon oule tous lo la se ki labank –

(murmurings off-mic)

MR SPEAKER

Arete silvouple.

HON JOHAN LOZE

Mr Speaker, ou *Caucus* silvouple. Ou *Caucus* Mr Speaker.

Mr Speaker, resanman in annan lensidan kot en labank Sesel. Nou pa pou kapab antre dan detay akoz i pou *subjudice*. I annan *case Ankour* kot in ariv serten transfer, in ariv serten dimoun travayer etranze mon krwar ki Sesel ki'n fer serten keksoz. E in annan serten manboulouk ilegal ki'n pase dan serten kont dan sa labank.

Be sa pa konsern nou ozordi. Sa ki mon le tous lo la an relasyon ek sa Lalwa ozordi, se ki i annan serten labank ki'n sorti in pronons zot konmkwa ki zot kliyan dezormen pa pou kapab servi zot kart, pou fer tranzaksyon peyman lo serten sit. Sa labank in pran li en desizyon *unilateral* pou li pronons son lekor lo sa.

E mon konpran labank i pe sers pou protez son kliyan. I pe dir li, i pe bouz pou protez son kliyan. Be kliyan osi i adilt. Mwan si mon par lao laz matirite mon deside *engage* mwan dan en serten keksoz avek mon plen gre ek plen konesans, mon konnen ki mon pe fer. Be ki mannyer mon

labank i blok mwan, i zis blok mwan pou fer en tranzaksyon finansyel akoz serten dimoun i fer en aksyon dezonnnet?

Ki mannyer labank i kapab sorti lo medya nasyonal, i dir i pou blok serten transfer, serten peyman akoz in annan aktivite ilegal ki'n -. Ki mannyer nou kapab konpletman zeneraliz sa?

E ki mannyer en labank li i annan sa kalite pouvwar lo li menm *over son kliyan*? *Overtou son kliyan*, akoz en ven tenn sepa en dizenn dimoun ki ti travay *IOT or somewhere*, in komet en akt ki klerman ilegal.

Keksoz ki ilegal i ganny *handle* par Lapolis. I ganny *handle* par Prokirer. Be so mon le konnen an relasyon avek Lalwa ki devan nou, e an relasyon avek pouvwar Labank Santral ki mannyer eski sa bann keksoz i deroule dan en pei?

Dan sa sistenm nimerik modern ki Onorab Henrie pe koz lo la, kan mannyer eski en Seselwa i kapab annan *proper self-custody* son larises si son labank ki li i pe *hold en second-hand custody of ou larzan*, i antre dan ou drwa pou zer ou larises e dir ou ki ou fer avek?

Kan mannyer ou kapab bouz li? Mon sizere ki mon *right of movement* i *extend to right of*

movement mon larises. *Unless en derogasyon i a vin si mon pe komet en aksyon ilegal, or si i annan sisipisyon ki mon pe komet en aksyon ilegal*. Be si mon tranzaksyon *above board*?

Ki mannyer en keksoz koumsa i kapab arive? Ki drwa, ki permision e ki rol ki Labank Santral i annan ladan? E eski sa bann keksoz pou kontinyen dan le fitir? Sa i bann konsern *genuine*, ki mon pe met devan ki nou annan konman en nasyon.

I annan en lot *issue* kot dan sa Lalwa i dir ki, se Labank Santral ki pou pronons li lo bann transfer, bann gro sonm larzan. Lalwa i silans lo ki sonm. Lalwa pa pe dir ki sonm. Otan ki nou, nou annan konfyans dan Labank Santral, sa konfyans i pa *extend* dan larestan Gouvernman, dan larestan Egzekitiv, dan larestan la gouvernans sa pei ki apel Sesel.

E dan sa laspe mon bezwen dir ki Labank Santral i *stand out like a bright and shining light*, parske li ou kapab li konfyans, be leres non. Leres sa bann ki sorti avek en bann S.I. en zour zot fer mars aryer lannmen, e zot fer zot *classic patented* kanmaron, zot sanze. So, zot sanze.

Mon konnen i fermal Onorab Georges. Ou pou

bezwen plennyen. Mon annan bokou dout e mefyans letan nou kit keksoz *open ended* dan Lalwa. E met dan lanmen en Gouvernman ki annan en manni servi *S.I.* pou donn nesans son bann *indecisions*. Akoz i nepli menm desizyon ki sa Gouvernman i fer. Zot fer *indecisions*. Apre zot *waffle*, apre zot vire, apre zot fer mars aryer.

Mon konnen Gouverner dan sa *brief enteraksyon* ki nou'n gannyen ou'n eksplik nou serten keksoz dan Lalwa. I annan keksoz ki ou'n dir nou akoz sityasyon pe evolye. Alors ou'n kit li en pe *open ended*, sa mon kapab konpran.

Be selman ou, ou enspir konfyans, apre nou annan Egzekitiv ki li annou pa al ladan, vo mye nou pa koz lo la taler mon pou ganny met deor.

Ou, ou enspir konfyans. Me dan sa klima kot nou annan en Gouvernman parey nou annan ozordi Sesel, mwan mon pa confortab vot okenn Lalwa ki annan okenn keksoz ki *open ended* ladan. Sa i enn.

Ozordi mon'n osi tann koz lo *anti-money laundering* avek *countering of terrorism*. E se Onorab John Hoareau ki'n tous lo sa pwen. Mon *surprise* ki nou lev sa la dan sa *Bill Labank Santral*. Be lekel ki'n deley nou

bann provizyon *anti-money laundering* e *counter terrorism* Sesel?

Lekel ki atraver en akt de koripsyon in pran *FIU*, in fer vin en lisyen napa ledan? In fer vin en lonbraz sa ki sipoze ete. Lekel ki'n fer sa?

Lekel ki'n deley tou nou bann provizyon legal pou *anti-money laundering* avek *countering of terrorism*? Lekel ki ti tir kont labank dan definisyon propriete?

Lekel ki'n lev bar laprev pou *anti-money laundering* sitan o ki Sesel ozordi nou pe ganny bokou difikilte? Lekel ki ti komet sa akt de koripsyon devan nou Lasanble Nasyonal?

So mon sirprann ki ozordi zot vini zot lev sa size - bann menm dimoun ki lev lanmen e partisip dan sa akt de koripsyon Mr Speaker.

So, i annan tou sa bann keksoz ki nou bezwen regarde ozordi. Be selman Lalwa in ariv devan nou Lasanble, nou siporte ouswa nou pa siporte. Mon'n eksprim konfyans, sipor e soutyen dan Labank Santral Sesel. Egalman ki mon eksprim dout, mefyans dan sa bann ki asiz o bor Labank Santral Sesel.

So nou dan en lenpas la. Nou annan nou en lenstitisyon Leta *above board, beyond reproach* ki anmenn li en morso

Lezislasyon devan Lasanble Nasyonal e get lekel i vin avek. Get avek ki i vini. So ou konpran Mr Speaker? Ou konpran kote ki mwan mon'n pri la kot mon pa pou kapab lev mon lanmen pou mwan *endorse* sa bann keksoz. *Otherwise* mon ti pou fer. Mon ti a fer.

Be ou pa kapab pran sa menm dimoun ki'n deley tou nou bann Lalwa ki donn nou proteksyon anti-terorizm; tou nou bann proteksyon *anti money laundering* prezan ou fer li bouz sa morso Lezislasyon ki la. E mwan mon sipoze *trus*?

I mon rol konman en Manm Lasanble Nasyonal, pou mwan kestyonn Gouvernman. I mon rol pou mwan kestyonn lentansyon Gouvernman dan tou sa ki Gouvernman i fer e ki anmenn devan Lasanble Nasyonal.

I egalman mon rol pou mwan met devan letan Gouvernman i fer fot. Letan zot koz mansonz, letan zot *mislead* dimoun. I egalman mon rol pou mwan met devan Lepep Seselwa si Gouvernman i annan en *pattern* koz mansonz.

Si Gouvernman in fer li en palto fann deryer pou koz mansonz avek sa pep e avek Lasanble Nasyonal. I mon rol tousala. I mon rol e i rol egalman tou Manm Lasanble.

Be si en mazorite Manm i *abdicate* son rol e responsabilite.

E i kit en pti gin nou pou anmennen, pou anmenn sa rol e responsabilite ki nou annan anver sa pep. E tou larestan la gran mazorite i reste silans. Zot zwe sourd. Zot felisit Minis pou semen ki Minis pa'n fer.

Selman ler sa menm Minis i *fail* pou deklare poudir li i avoka lo en kontra, ki an kestyion devan Lasanble Nasyonal, personn pa kestyonnaen.

I mon rol konman en Manm Lasanble Nasyonal pou mwan *hold Government to task*. Akoz i rol Lasanble Nasyonal pou annan *oversight* lo Gouvernman Sesel.

E si Gouvernman Sesel i pou annan li en *Cabinet* Minis ki pou fer li en palto fann deryer pou *mislead* Lasanble Nasyonal, mon pou dir ou Mr Speaker, mwan mon kit mon lanmen anba lo bann propozisyon Lalwa. *No matter how above board* mon santi ki *originator of the law* i ete!

Parske isi - Mr Speaker, ou tann Deputy Speaker laba? I pe rode ki pou fer ek Lopozisyon sorsye be son Prezidan ki dir in kas legliz. Ou Prezidan ki konnen ki mannyer pou kas -

(Interruption)

MR SPEAKER

Onorab, *order!* Onorab Loze, mon ti pe priye ki ou kapab fer en diskour kont mon pa bezwen aret ou. Mon ti vreman anvi. Me selman ou pe servi sans sa *Bill* pou ou fer li en kantite lakizasyon kont Gouvernman, kont bann zofisye Gouvernman. E serten ou bann parol mon – evidaman in enplik Vis Prezidan ki la devan nou.

Mon pe demann ou silvouple. Mon pa anvi aret ou, mon pa anvi met ou deor. Me selman mon pe demann ou annan en respe pou bann zofisye ki dan Lasanble silvouple. Ou'n ganny apepre 15 minit, so mon pe espere ki ou a kapab konklir prezan. Mersi Onorab.

HON JOHAN LOZE

Wi Mr Speaker, mon ava *wrap up* vitman. Mon demann en leskiz si mon'n mank respe pou okenn dimoun. Be selman Mr Speaker, mon pou *I lay it before the Chair* ki Johan Loze i koz laverite. Johan Loze i koz lo bann fe.

Si i okenn keksoz mon'n dir yer, ouswa ki mon'n dir ozordi ki ou santi i sitan ofansif, Mr Speaker, anlev mon iminite pou sa ki mon'n dir dan sa de

zour la, E zofisye Gouvernman i ava anmenn mwan devan Lakour nou a ganny en koze devan Mr Govinden laba, mwan avek sa bann zofisye Gouvernman!

Anlev mon iminite pou yer ki ou'n met mwan deor. Anlev mon iminite pou ozordi ki mon'n ensilte zofisye Gouvernman, nou ava al devan Mr Govinden laba nou ava etablir lekel ki annan rezon si zot ouswa Johan Loze!

Mon demann leskiz, si mwan mon mank respe. Selman si laverite i sitan ofansif, be mon pa konnen ki sityasyon ki nou ladan!

Mon pou konklir Mr Speaker, an di-z-an ki mwan sel dimoun ki mon konnen in enkrimin son lekor, dan lensidan la la sorselri se Prezidan Ramkalawan, dan lanterman son drayver!

MR SPEAKER

Onorab! Onorab, mon pa kapab aksepte sa. Mon pa kapab – mon pa kapab aksepte sa lakizasyon kont Prezidan Larepublik. Mon pou demann ou pou *retract*. Si ou pa *retract* mon pou demann ou sorti dan lasal, silvouple! Mon zis pa kapab aksepte sa kalite langaz. Mersi.

HON JOHAN LOZE

Mr Speaker, mon *retract* ki Prezidan ti admet poudir i konn keksoz dan kas laport Katedral antre dan legliz, *ok*. Mon *retract*.

MR SPEAKER

Onorab, sa pa en *retraction*. Silvouple, silvouple, silvouple sorti dan lasal. Sorti!

(*Hon loze left the House*)

MR SPEAKER

Parey mon'n dir e mon le fer sa kler avek nou piblik e avek Lasanble. I pa mon lentansyon e i pa mon lanvi met okenn Manm deor. Akoz mon santi tou Manm i devret dan lasal, pou kapab partisip dan travay Lasanble.

E mon santi poudir okenn aksyon met Manm deor oubyen menm met en group Manm deor, i fer nou Lasanble fay. Akoz nou bezwen tou lede kote pou debat lo travay Lasanble.

Me selman i annan limit ki mon bezwen dir *enough is enough*. Bon nou'n ariv kot letan *break*. Nou pou - Nou'n ariv kot letan *break* pou pran en poz nou a repran travay 11er10.

(BREAK)

MR SPEAKER

Byen. Bonzour ankor tou dimoun. Nou a kontinyen avek deba. Onorab Gill, ou annan laparol.

HON CHURCHILL GILL

Mersi Mr Speaker. Mr Speaker, si ou permet mwan konman en Manm Lasanble, zis mon oule dir pou nou mentenir lord dan Lasanble, i enportan i annan bon balans. Akoz tou reaksyon i annan reaksyon.

Devan nou i annan en *Bill* pou lamannman sistenm peyman nasyonal, ki sipoze tir defayans ki pe koz serten problem *oversight* e lefikasite, pou vin anliny avek bann standar bon pratik, Lezislasyon internasyonal.

Vi ki i annan bokou keksoz ki'n ganny dir par plizer Manm depi bomaten, mon pa anvi repet sa ki'n ganny dir. Mon pou tre kourt.

Me selman sa ki mon pe al demande, mon ti a voudre ki ler VPi donn son larepons si i posib pou li abord sa, pou donn leklersisman lo la.

Eski bann lenstitisyon finansyel, pou bezwen entrodwir *due diligence* pou bann serten sonm, konman en bann prosedir enportan ki devret ganny fer avan ler en kliyan i kapab fer tranzaksyon ki tre eleve, vi ki'n napa okenn

sonm ki'n ganny mansyonnen dan *Act*? Pou asire ki souris sa bann larzan i *genuine*.

Mr Speaker, eski dan ki laspe legal pe osi kouver proteksyon data personnel? Mon konnen sa in ganny mansyonnen avan, me selman mon santi i bon ganny *reiterate*.

Bann dimoun ki fer tranzaksyon avek bann lenstitisyen finansyel, eski i annan *safety* bann data kot i pe ganny kite? Esaki nouvo proteksyon i alaoter pou evite ki sa bann data i ganny konpromize?

I enportan note ki sa bann diferan lenstitisyen finansyel ki *involve* dan sa bann tranzaksyon, ti a enportan ki regilater i fer sir ki zot fason *store* bann data.

Parey nou konnen tranzaksyon finansyel i annan en kantite lenformasyon konfidansyel. Alors sa osi ti demann leklersisman si vreman bann data i garanti ki pou napa konpromiz lo la.

Eski CBS konman regilater avek sa amannman pou vreman alaoter e i pou *tick* tou bann bwat ki legalman kouver li enternasyonalman?

Akoz dan sa *Act* in mansyonnen, ki pou fer vin anliny avek bann norm legal enternasyonal.

E, eski CBS i pou *subject* pou okenn *compliance* avek okenn regilasyon finansyel enternasyonal? Sa kestyion i vize se pou konnen vi ki la dapre *Act* nou pe bouz lo en lot *level* ek sa bann amannman. Esaki i annan afilyasyon enternasyonal avek okenn *body*, ki nou prezan nou bezwen war nou, nou bezwen *compliance* avek zot. E si sa i leka pou nou osi ganny en pe lesplikasyon lo la.

Be parey mon'n dir, mwan mon ti anvi zis sa detrwa leklersisman kle ler larepons i donnen, pou nou asire ki bann keksoz i ganny byen an *context* ler ki si Lalwa i pase. Mersi Mr Speaker. Mersi Mr Speaker.

MR SPEAKER

Mersi Onorab. Onorab William?

HON WAVEN WILLIAM

Mersi Mr Speaker. Bonzour tou dimoun ki a lekout. Mr Speaker, an premye lye mon ti a kontan mon osi zwenn lezot pou felisit Gouverner Labank Santral avek tou son bann *staff*, pou sa bon travay ki zot pe fer.

E mon konnen parfwa i en pe difisil pou donn tou lesplikasyon ki i konsern bann teknikalite.

Me solman mon santi poudir i annan bann kestyion

pertinan ki'n monte. E ki mon mazinen Vis Prezidan avek Gouverner, taler a kapab donn serten larepons.

Mr Speaker, lo mon prezantasyon mon ti a kontan dir ki konman en pti leta zil, ouswa en gran pei losean dan sa vilaz global, etan en pti lekonomi nou reste vilnerab ek tou sort kalite mannev par differan kalite novo lenvansyon dan domenn fer biznes e bann differan fason fer tranzaksyon larzan.

En sistenm nasyonal peyman i krisyal pou fonksyonnman lekonomi, pou fasilit komers, permet lenklizyon tranzaksyon finansyel, promot stabilite, likidite dan en sirkilasyon dan sistenm e lev nivo tranzaksyon dan pei e kre konfyans ant *buyers* avek *sellers*.

Mr Speaker, peyman sistenm nasyonal i vital pou lentegrite sistenm finansyel global, teknolozi e globalizasyon in fasilit logmantasyon dan sistenm *process non-cash transfer electronic* ant kliyan, enportater, *suppliers'* e akter dan prodiksyon komodite ouswa *service providers'* atraver lemonn.

Sistenm peyman dan nenport ki pei, i enkli serten nonm *retail* tranzaksyon an gro,

larzan e sistem peyman ki konekte ek lezot pei atraver differan bann kalite platform e relasyon korespondan.

Ozordi aktyalite risk in ogmante Mr Speaker, kan serten parti pa onor bann peyman gro tranzaksyon. I kapab e i annan potansyel pou afekte lentegrite e met sistenm nasyonal ouswa global an danze. Ki fer ki bann Labank Santral ki vizilan e konsyan sa bann risk e potansyel defayans, zot bezwen adopte bann norm enternasyonal, e *best practices* pou reste relevan e efikas.

Tradisyonnelman mod peyman ti *cash, debit card, credit card* e tyek. Ozordi ek modernizasyon Mr Speaker, fason peyman in transformen ki enkli ozordi *online service payment, digital currencies* e *transfer electronic*.

Sa bann lamannman i neseser pou fasilit e efikas dan travay Labank Santral. Prenon kont nesesite ranforsi rezilyans Labank Santral e pou li reste relevan, prenon kont ki mon konpran dimansyon e diversifikasiyon e dinamiz sa tranzaksyon finansyel, komers, global, ki kapab enpakte lo nou pei, mon pa pou kapab pa siport sa Mosyon Mr Speaker.

Alor avek sa de pti mo, mon anvi asir Vis Prezidan e

son lekip ki mon pou aport mon
sipor anver sa lamannman.
Mersi.

MR SPEAKER

Mersi Onorab. Bon, mon pou termin deba mon pou ferm mon lalis, e mon annan de Manm ki reste pou koze Onorab Georges ek Onorab Aglae. Onorab Georges, ou annan laparol.

HON BERNARD GEORGES

Mersi Mr Speaker. Mr Speaker, i pa ti mon lentansyon pran laparol lo sa *Bill*. Parey zot in remarke se Onorab Sandy Arissol ki pe – ki ansarz sa *Bill* ozordi. E zot konnen rezon akoz, se ki mon Biro Avoka i annan en relasyon avek Labank Santral.

Me sirkonstans in demande ki mwan pran laparol, pour fer enn de pwen bomaten Mr Speaker.

Mr Speaker, mon'n sirprann par lapant ki lentervansyon lo en *Bill* osi senp ki sa enn dan konpleksite, osi senp dan son vizyon, in pran dan nou Lasanble ozordi e sa i regretab,

I regretab akoz nou annan devan nou bann dimoun serye, Vis-Prezidan Larepublik, Gouverner Labank Santral, nou annan en Prozedlwa enportan,

ki annan pour fer avek sistem peyman dan nou pei,

Vis Prezidan in eksplik sa ekstrememan byen e olye al dan bann merit sa ki devan nou ozordi, nou'n vwar plito en seri - sertennman en lentervansyon ki'n degrad nivo nou deba ozordi dan sa Lasanble.

E lo lapar nou *Caucus* ki pa responsab, mon ti a kontan ofer avek *panel* nou regre e dir se pa koumsa ki Lasanble toultan i fonksyonnen, i zis enn de Manm ki *drag down* nou nivo deba pour bann rezon ki personnel pour zot.

Mr Speaker, mwan sel keksoz ki mon kapab dir lo sa kote latab, mon pa anvi anvoy *like for like*. Sa ki mon kapab dir lo sa kote latab Mr Speaker, se ki nou fyer, nou fyer ki nou annan en Prezidan parey Wavel Ramkalawan a latet nou pei.

(APPLAUSE)

HON BERNARD GEORGES

Nou fyer, nou fyer ki Bondye in donn nou Gouverner Abel koman Gouverner Labank, ki fer en travay ekstraordiner.

(APPLAUSE)

HON BERNARD GEORGES

Nou fyer ki dernyen eleksyon, in donn nou 25 lo 10 e dan sa 25 i

annan Onorab parey Onorab Gervais Henrie bomaten ki'n kapab fer en analiz tre profon ekstrememan byen, lo sa *Bill* sa al dan kanmaron, koripsyon e kalonmni.

Mr Speaker, se bann zour koumsa ki fer nou remarke ki mannyer deba dan Lasamble i devret marse; ki mannyer - ki nivo nou Lasamble i devret *attend*. E parey mon dir si annan de fwa i annan enn de derapaz, pa met sa lo nivo Lasamble, plito met sa lo nivo enn de Manm ki pa ankor konpran sa ki sa moto sa Lasamble ki dir, "Linite dan diversite" e ki travay ki nou fer isi annan dan sa *Chamber*.

Avek sa detrwa mon lentrodiksyon Mr Speaker, mon ti a kontan profit sa lokazyon pour tous en pwen ki pa ankor, ki pa'n fer resorti selon mwan dan son lanpitid ki i ti devret ozordi devan sa Lasamble. E sa se proteksyon.

Sa se rol ki Labank Santral i zwe dan sa bann sistenm peyman, pou fer sir ki bann dimoun ki itiliz sa bann sistenm peyman, i toulstan ganny proteze. Bokou in ganny koze lo lafason – bokou in ganny dir eskiz mwan dan lafason ki proteksyon i anmennen, me i annan en landrwa ki mwan mon'n pas en

pe letan pe regarde, e sa se ler enn sa bann operater i dan difikilte finansyel, ki sa ki arive pour protez bann itilizater sa operator?

E nou ava vwar Mr Speaker, dan bann amannman ki'n ganny propoze, avek seksyon 27 ek seksyon 28, ek seksyon 29, ek seksyon 30 nou ava vwar ki annan en mekanizm ki'n ganny met an plas, pou fer sir ki koman regilater Labank Santral i toulstan ofe avek okenn problemm striktirel.

Ki okenn sa bann operater i kapab annan, ki menas zot itilizater. E an gro sa ki sa bann lamannman pe propoze, se ki okenn operater ki santi ki i pe al dan difikilte finansyel, oubyen ki enn son *creditor* in met li dan difikilte finansyel. E pe al pran okenn aksyon kont li, Labank Santral i bezwen okouran

I bezwen ganny averti premyerman e i bezwen okouran e i bezwen donn son permisyon, avan ki okenn *winding up* oubyen okenn *insolvency*, oubyen *bankruptcy* i ganny efekte.

E sa se en set en ekselan, se en ekselan linisyativ. E sa linisyativ i trouv son rezulta dan seksyon 22(4) ki dir ki ler i annan en defayans ki'n arive sa

bann larzan, bann *customer funds* ki avek sa operater, pou ganny servi selman pour peyman bann *service users*.

Setadir ou pa kapab pran bann larzan, bann dimoun ki pe servi sa fasilité sa operater, pour al pey lezot dimoun, ou bezwen servi li pour pey bann dimoun ki'n met larzan dan sistenm.

E sa se – e se sa ki donn Labank Santral ankor enn fwa sa pouwar ki i annan. Akoz parey nou tou nou konnen *paper money*, i pa vo nanryen i vo zis sa ki i vo akoz ou annan konfyans dan sa lenstitisyon ki *issue* sa *paper money*.

E parey in ganny dir bomaten e la mon ava bezwen aksepte ki sa parol i annan merit, akoz nou annan gran konfyans dan Labank Santral e dan sa ladministrasyon sa Gouvernman ki la konmela, nou kapab konnen ki aswar nou kapab dormi an pe.

E si sa dimoun, sa operater ki nou pe servi son servis i an difikilte, nou konnen ki Labank Santral pour la pour fer sir ki i pa al dan plis difikilte.

Akoz i pour annan en premye drwa de regar e en premye drwa pour donn permisyon pour ki sa operater i antre dan bann mezir respektif,

son lekor pour kontinyen donn son servis.

Mr Speaker, mon ti anvizis tous lo sa, pour ranpli enn pti pe sa pti mankman ki ti annan lo lafason ki sa *Bill* bomaten in ganny eksplike avek Lasanble, e avek Lepep Seselwa e mon remersye ou pour donn mwan laparol. Mersi.

MR SPEAKER

Mersi Onorab. Onorab Pillay eski ou pe al *raise en point of order*? Si ou pour *raise en point of order* mon pour dir ou dir mwan dan en fraz, ki *point of order* ou le *raise silvouple*? Dan en fraz, mon pa pour kapab aksepte en *long speech*. Mersi.

HON SEBASTIEN PILLAY

Non, Mr Speaker, mon pa pe al fer okenn *long speech*, mon pou al direk lo sa ki mon annan pou mwan dir ou. Anba nou *Standing Order* personn pa kestyon *ruling* Speaker. Ou'n met enn mon koleg deor, e i pa la pour li defann son lekor, e nou pa kapab kestyon ou *ruling*, akoz ou'n fini donn ou *ruling* lo son konportman, ou'n met li deor.

Me selman mon ti a kontan ou eksplik mwan, akoz ki *Leader Zafer Gouvernman* i annan drwa fer referans ek ou

ruling e impute en keksoz lo karakter sa Manm kan ou Speaker ou'n fini pini sa Manm ou?

E mwan mon'n antre avan nou sorti taler, ou pa'n donn mwan sans koze, so mon'n antre mon pa'n kapab *challenge* ou me selman ou les *Leader Zafer Gouvernman* pour fer sa. Ou vwar napa ditou tolerans dan Lasamble ...

MR SPEAKER

Ou'n ganny en fraz silvouple.
Mersi.

HON SEBASTIEN PILLAY

Napa ditou tolerans.

MR SPEAKER

Mersi. Mon lord pour Onorab Loze sorti dan lasal i zistifye par lefe ki mannyer in adres, in fer referans avek serten dimoun, sirtou bann zofisyé Gouvernman. Sa mon krwar i merite. Mon pa vwar ki Onorab Georges in fer okenn, okenn alegasyon ki merit ganny reprimann oubyen ki merit ganny adrese. Mersi. Onorab Aglae ou annan laparol.

HON EGBERT AGLAE

Mersi Mr Speaker. Bonzour Minis, *Central Bank Governor* ek ou lekip, tou Manm Onorab, e tou dimoun ki a lekout. Mr

Speaker, avan mon komanse mon ti a kontan dir en keksoz mon krwar ki enportan. Akoz nou tou nou en Manm Parlman, nou annan en responsabilite anver sa lenstitisyon e nou bann elektora in elekte nou.

E osi fason serten keksoz i ganny fer e tou aksyon i annan en reaksyon byensir. E mwan mon pou dir koumsa Mr Speaker, tou lede kote latab, i merit egzers en responsabilite.

E ou koman sa refri ki dan *Chair*, ki dan *Chair* i bezwen gard sa ki nou apel nou *Standing Orders*. E i domaz ki parfwa, menm lo nivo Minister Minis ki vin anndan, i fer serten komanter ki byensir Manm i reakte, ki ou les pase e menm sa ki *uphold the Standing Orders*.

E osi Depite ki annan en ran dan sa Lasamble, parfwa i fer bann komanter derogatwar ki byensir, pour annan serten reaksyon. So si nou pour get keksoz dan en fason *fair and share*, annou get dan en balans responsab ki ava annan sa disiplin.

MR SPEAKER

Mersi. *Ok.*

HON EGBERT AGLAE

Mon pou kontinyen lo mon Mosyon Mr Speaker.

MR SPEAKER

Mersi.

HON EGBERT AGLAE

Wi Onorab Depite, ou'n fer plizyer...

(*Interruption*)

MR SPEAKER

Silvouple! Silvouple! Bann Manm Caucus LDS, mersi pour gard lord.

HON EGBERT AGLAE

Mon pour kontinyen lo *Bill* Mr Speaker, akoz mwan kot i byen mon pour di byen, kot i mal mon pour dir i mal sa i mon prensip. Nou annan en *Bill National Payment System (Amendment)* ki devan nou la, e mon krwar i en *Bill* ki enportan akoz i mars avek devlopman, evolisyon, teknolozi avek nou sistenm finansyer.

Me dabor mon felisit Gouverner Labank Santral ek ou lekip ki'n la depi ansyen Gouvernman, ki'n sofgard sa disiplin fiskal ki annan dan pei, pour fer sir ki nou rezerv ki dan Labank Santral, e nou bann Polisi Monneter i reste azour e osi ganny sofgarde, pour ki bann lentere finansyel ki sak endividé i annan dan sa bann lenstitisyen finansyel, i ganny

sofgarde e ganny sekirize e sa mon apresye.

En lot eleman ki mwan mon ti a kontan petet anliny nou pe ke koz lo sa *National Payment System* ki enn pti pe larout ki mon krwar i enportan, akoz ozordi dimoun nepli marse ek bann gro *briefcase*, pour al fer bann tranzaksyon finansyel, bann peyman.

Tou keksoz ozordi i dan en sistenm mon kapab dir *wireless*, *wire transfer*, i enn bann metod peyman ki azour ozordi, nou nonm bann *credit cards* e osi bann lezot fason *SEFT payment*, *SWIFT payment*.

So nou'n arriv lo sa letap ozordi, e nou osi pran kont osi poudir avek sa bann sistenm modern ki nou annan an plas ozordi, i osi vin avek serten responsabilite. E parfwa osi, i kapab vin dan en fason si napa bann proteksyon an term legal e osi an term *IT*, nou riske vvar nou kapab pas dan bann tirbilans.

Akoz tou kou i annan bann move dimoun ki annan bann tandans move pratik, pour atak bann tel sistenm parey e nou'n vvar sa dan lemonn ozordi ki egziste.

Nou'n osi vvar bann lenstitisyen finansyel internasyonal ki'n ganny *bankrupt* e tou resaman ti

annan sa fame *Silicon Valley Bank* laba Lanmerik, in pas atraver bann defi finansyel.

E mwan mon tir sa po avek Gouverner pour ki ozordi, menm si i annan serten labank ki'n pas dan serten, dan en fason kot Labank Santral i bezwen enterfer ladan, akoz serten pratik petet, me selman nou bann *major* labank isi, ki nou tradisyonnelman nou bann kliyan i servi, i ankor entak. I ankor pe donn sa servis e zot pe vin avek bann prodwi modern de zour an zour.

So baze lo sa Mr Speaker, pour etablir konfyans dan en sistenm, mon krwar i bezwen annan an laspe kot nou apel proteksyon ek sekirite.

I byen, ki nou pe vin evolye sa sistenm peyman, byensir pour anpese ki annan bann *hard currency movement* ki pe zis pase isi dan lanmen, isi dan lanmen laba parey mon'n dir e ki i a fer ki bann metod peyman i pli vit, ou pa bezwen esper en ta letan.

Parey ler ou pe fer transfer lontan i dir ou pe sper apepre 3 zour 4 zour menm en semenn, me ozordi keksoz *within 24hours or less* en peyman i pase, ou resevwar ou peyman, so nou'n arriv lo sa.

En keksoz ki mon ti a kontan met lanfaz lo la se

lentegrasyon, ok nou annan sa payment system Nasional ki la, me parfwa ou vwar poudir, si koman en kliyan ouswa en lakonpannyen, ou anvi fer ou bann kliyan fer serten servis, pour transfer larzan internasionalman, sa i en lot konponan.

Eski nou pour annan en sistenm ki pour entegre dan en fason, ki lo sa platform ki fasilit enn pti pe pli vit osi, bann lezot transfer internasional ki nou bezwen fer akoz ozordi ou pour al labank i vre, en kantite kestyon ou ganny demande, letan ou pe al fer transfer en larzan internasional, ou annan en dokiman ki ou bezwen ranpli kantite detay i demande.

Mon napa problem ek sa me selman si nou pour met konfyans dan en sistenm, byensir nou annan bann *scrutiny* ki Lotorite i bezwen fer, kot i konsern ki ou pe al fer ek sa larzan? E osi ou annan parey ki nou apel bann nou form par bann Konvansyon internasional kot i konsern Lalwa finansyel, kot i konsern blansisaz larzan, bann aksyon ilegal, byensir i annan serten lenformasyon ki ou pour bezwen.

Me selman koman en endividé ki ou, ou annan ou larzan, ki ou ou'n travay, ki ou,

ou'n anmase, ou ou'n fer *saving*, parfwa ou santi poudir i annan serten - ki mon pe dir, ki mannyer ou pour plas sa, mon bezwen fer sir ki mon dir - ou prop larzan ki ou annan dan en labank pour ou depanse, ou a krwar ou bezwen al demann permisyon.

Ok konmsi mon pe sey met en balans lavi avek bann mezir regilasyon ki zot pe met devan ki byen pour sofgarde, me selman parfwa nou pe legzizans enn pti pe tro.

Mwan mon'n fer mon *savings* mon annan mwan R50 mil, mon deside pour mwan al tire, mon bezwen deklare ki mon pe al fer avek.

Solman ler mon mete byensir, ozordi si ou pe met bann gro sonm byensir i demann ou kot ou gannyen. Me selman en dimoun ki'n travay ki'n *legitimately earn* son *living* dan en fason prop, legal li - mon pa krwar i devret *subject to* sa bann kalite pratik, kot ou a dir ou pe anpes li al depanse. Ou pe anpes li servi son larzan atraver sa bann *financial rules* ki en pe *hard* - mon poudir - avek regilasyon. So, sa i mon lopinyon.

I pa vedir ki mon byen, ouswa mon mal, me selman sa i mon lopinyon. E bokou

dimoun i partaz sa la deor. Se sa ki mon krwar i enportan.

En lot pwen ki lo sa sistenm li menm li, mon ti a kontan petet ganny lenformasyon akoz dan *Bill*, i pa detaye; eski sa sistenm, sa operator, i pour en operator lokal, ki nou pe anvizaze, ki pe ganny *backup* atraver nou sistenm gouVERNANS?

Ouswa nou pour vvar en lakonpannyen en parey *Travizory* ki ava antre *sort of* mon pe dir, parey in arive avek *Travizory* - Ouswa- konmsi mon ti a kontan ganny sa lenformasyon, *who will manage the system itself?*

Kote i pour baze? Eski i pour baze enternasyonalman, ouswa lokalman? Pour nou kapab gete osi lo kote nivo sa konfyans.

Akoz nou ti a kontan vvar latransparans dan tou keksoz. Akoz sa ki i pe fer la, i pa en keksoz nouvo - i en ekstansyon lamannman bann *existing financial regulation* ki deza la. Nou dakor ek sa. Mon napa problem ek sa.

Me selman, i annan serten legzizans mon krwar, ki nou bezwen regarde. E dernyerman pour terminen Mr Speaker, nou konnen osi, i kapab annan bann lefe avek en sistenm peyman. Akoz plizyer pei in

etablir en sistenm peyman lo zot nivo nasyonal, me selman i *link* avek bann peyman enternasyonal parey nou sistenm *SWIFT*, ki nou servi e nou'n vwar poudir tou resaman.

E osi parey mon pa – san nou antre dan okenn diskisyon diplomasi, nou'n vwar poudir parey Larisi parey son aksyon ki'n ganny fer in ganny bloke pour pa ganny servi en sistenm *SWIFT* pour li kapab fer.

Me selman nou annan bann lezot pei ki annan bann lezot sistenm parey *Union Pay lot, lot*. So avek sa nou osi nou bezwen konpran letan mon'n koz sa lentegrasyon lo, ki platform ki nou, nou anliny nou lekor avek pour fasilit nou.

Ki demen okenn evantyalite, Sesel pa vwar li dan en pozisyon kot i pe ganny defavorize, akoz i annan en lyen avek en tel en bilateral, ouswa miltilateral avek okenn pei.

Menm si nou reste en pei non- alinyen, mon krwar nou osi nou bezwen obzerv serten sa kalite bann pratik.

E an terminan lo kote Labank Santral li menm, *ok*, nou konnen nou annan sa ki nou apel - pe komans ganny diskite *the New World Order* vizavi finansman li menm li.

E nou pe vwar, nou annan *crypto currency* ki an zwe la, petet Sesel eski i annan bann lantant ki'n - bann refleksyon ki'n ganny fer fas a nou sistenm?

Eski petet i pour ariv en pwen 10an, 15an ki nou pe vwar nou osi pe servi sa dan nou *National Payment System*? Nou pa konnen sa. I bann diskisyon ki bezwen ganny fer, e bann refleksyon ki bezwen ganny fer.

e byensir Lalwa pour bezwen kontinyen ganny amande akoz Lalwa i reste dinamik, bezwen sanze avek bann evolisyon ki nou pe pas atraver e sa ki pe pase dan lemonn. So avek sa Mr Speaker, mon pour dir ou mersi pour ou legzizans. Mersi.

MR SPEAKER

Mersi Onorab. Bon, avek sa lantervansyon prezan mon ava apel *VP* pour fer son repons lo deba. Vis-Prezidan.

VICE PRESIDENT AHMED AFIF

Mersi bokou Mr Speaker. Bonzour Mr Speaker, e tou bann Manm ankor enn fwa. Premyerman, les mon a remersye tou bann Manm ki'n entervenir pour eksprim swa

zot sipor, swa zot konsern, swa lezot eleman lo sa *Bill*.

Mr Speaker, mon pou petet zis komanse par donn en rezimen ki sa *Bill* i fer, petet pour benefis tou dimoun ki pe ekoute. Se esansyelman i pe donn - sa *Bill* ozordi, i pe ranforsi sa ki deza egziste dan nou lankadreman legal pour les bann tranzaksyon finansyel pase ant kliyan ki pe servi en sistenm banker.

E sa lamannman ozordi, i pe amelyor sa sistenm. Ki mannyer i pe al amelyore? I pe donn Labank Santral pouvwar pour determin bann lenstriman peyman. I pe osi donn pouvwar Labank Santral pour etablir bann limit lo valer sa bann tranzaksyon.

I pe donn pouvwar Labank Santral, pour li kategoriz serten sa bann tranzaksyon koman *high value*, akoz i annan risk dan tou sa bann tranzaksyon.

I pe donn en egzanpsyon, savedir i pe permet ki Labank Santral serten provizyon, *National Payment System* pa pour aplike ek li akoz li osi i enn sa bann *payment service provider*, me li i pour ganny son kontrol atraver son sistenm entern, kot sa bann dimoun ki pour *operate* sa *system*, zot pour rapport avek bann Depite Gouverner.

Zot pe permet sa sistenm *netting* ki deza egziste ozordi, kot si ou en labank, ou bann kliyan i tir larzan dan ou labank pour al met dan en lot labank; me an menm tan i annan larzan ki pe sorti dan lezot labank pe antre dan sa labank. Sa diferans ant sa de i apel sa '*net*'.

Sa '*net*' pe marse ozordi li, selman sa pe donn li en lankadreman legal ki fer li, ki fer li pli solid.

E finalman i pe permet akoz tou sa bann tranzaksyon ki ozordi i dan form nimerik, ki nou bezwen annan en fason ki nou *force* sa bann *payment service providers*, pour zot annan rikord, pour zot gard rikord; pour zot fer sir ki zot pe protez lenformasyon dimoun.

Ki zot annan mezir pour zot azir si i annan en *cyber-attack* par egzanp. E tousala i kapab ganny odite e zot ganny gouvernen enn pti pe parey bann lezot labank anba *Financial Institutions Act*.

Alor i pe osi finalman entrodwir en pouvwar pour Labank Santral, kot i kapab regard tou sa bann sistenm peyman e klasifye serten koman bann ki kapab poz en risk pour stabilite sistenm finansyel. Akoz?

Akoz petet sa detrwa i gro, e si zot, zot *fail*, en sel kou nou

tou nou pa kapab fer peyman atraver sistem. Alor li Labank Santral, sa Lalwa pe donn li sa pouvwar pour li klasifye zot koman bann ki annan – kapab kree en lenpak negativ.

E ler i kapab fer sa, pour li kapab fer sa Labank Santral li i bezwen kapab etablir bann kriter, pour li determinen pour li ki tel *payment service provider* i tonm dan sa kategori.

Alor Lalwa i donn sa novo lamannman, pe donn Labank Santral pouvwar pour fer bann kriter, deziny serten sa bann platform, koman bann ki li vvar zot koman pour annan lenpak, e Lalwa i osi donn li permisyon pour li kot i kapab amann sa bann kondisyon.

Se sa vreman ki Lalwa ki devan nou pe fer. E mon ti a kontan prezan Mr Speaker, zis adres serten bann konsern ki'n ganny leve par diferan Manm.

Onorab John Hoareau li i ti mansyonn bann diferan eleman ki petet i pas anba *payment system* enkli *cheques*, e i ti anvi konnen eski *cheques* pour disparet?

Labank Santral ozordi i dir ek nou poudir, zot in vvar en gran rediksyon dan lakantite *cheques* ki pe pase ozordi atraver *system clearing*.

E menm Gouvernman ozordi zot in vvar en rediksyon,

par 20poursan depi lannen pase ek sa lannen, lo kantite tyek ki Gouvernman i *issue*. I annan en gran rediksyon.

Deza Gouvernman pa ti pe *issue* bokou, me lo sa pti gin ki i ti pe *issue*, i annan en rediksyon.

Onorab Cosgrow i ti koz enn pti pe lo bann kou, bann servis, e eski sa bann kou pour annan en lenpak lo konsonmater deor? Ozordi Onorab - sa sistem *clearing* ki egziste ki apel *SEFT*, ozordi i tou son kou i ganny abzorbe par Labank Santral, parske se li ki pe *run* sa *system clearing* ozordi. Alor pour napa okenn kou ekstra ki pe vini an rezulta sa ki pe arive ozordi.

Eski bann konsonmater, sa bann konsonmater i ganny proteze dan zot bann tranzaksyon avek sa bann *service providers*? Wi, parske *Financial Consumer Protection Act* ki ti pase lannen pase i pour osi kouver zot, vi ki sa bann *service providers* zot ganny kontrole par Labank Santral e okenn sa bann antite ki kontrole par Labank Santral, i osi tonm anba *Financial Consumers Protection Act*.

Lo kote konsiltasyon, Onorab *Leader Lopozisyon* ti'n koz en pe, mon panse i touzour meyer pour annan *maximum*

konsiltasyon. Lo nivo sa *Bill* an partikilye sa ki mon'n konpran sete ti annan konsiltasyon lo nivo Komite *Bills*, me pa neseserman Lasanble an antye.

Mon ti koz avek Gouverner lo *issue* e li in donn mwan son Lagreman ki li i pare a lavenir, lo tou bann *Bill* ki annan pour fer, ki annan en lenplikasyon finansyel oubyen ki annan pou fer avek Labank Santral.

Kot zot pare pour zot vini petet menm dan staz kot ou apel li en *White Paper stage*, kot sa i ganny diskite ek Manm.

Parske nou anvi ki tou Manm i konpran egzakteman, parske napa nanryen ki sekre ou konfidansyel dan en Lalwa. En Lalwa i piblik, e i enportan ki tou dimoun, i konpran akoz e rasyonal sa Lalwa. So nou pare pour nou fer sa.

Onorab ti osi raise en size lo eski CBS i vin en *custodian* sa sistenm? Non Onorab, i pa neseserman vin en *custodian* sa *system*, me Lalwa i dir *the CBS may be a custodian*.

Par egzanp ozordi avek sa *SEFT system* ki egziste, zot en *custodian*, parske se zot ki *operate* sa, alor i pa vin en lobligasyon, pour zot neseserman vin *custodian* sa bann *service providers*.

E si i annan okenn keksoz ki al mal avek dan lafason ki zot, zot fer zot tranzaksyon, Labank Santral son rol se pour li odite lo tou sa ki pase, parske se li ki *licence* zot dan en fason. Alor i pa neseserman pour reflekte mal lo Labank Santral. Zis parey si i annan serten keksoz ki en labank ozordi i fer mal, i pa neseserman reflekte mal lo Labank Santral, se li regilater, se li ki pour pran aksyon kont sa.

Lo kote STRs avek *Reporting*, *STR* se (*Suspicious Transaction Report*), wi, tou bann tranzaksyon ki pase atraver sa bann *payment system*, i pour lobligasyon sa bann operator, si i annan serten tranzaksyon ki zot vwar i drol pour zot *raise* en *STR*.

Pareyman sa Onorab Henrie ti sonn legzanp, mon krwar sete Onorab Henrie ki'n fer analogi avek en sistem transpor, e si sa i en sistem ki permet labank ek son bann kliyan konekte atraver kanmarad, me sa bann labank osi zot annan sa obligasyon si zot vwar en tranzaksyon atraver sa, sa semen apel li - sa rezo ki zot krwar i annan - i en pe sispe, zot lobligasyon se pour fer rapor lo la e sa i kler anba *Anti-Money Laundering* de tout fason.

Si nou pour bouz *cashless* e Onorab Henrie ti mansyonn sa, lentansyon Onorab se pour nou al anver *cashless* ver 2025, nou anvi fer sa. Me i pa depan antyerman lo nou. Akoz i pa depan antyerman lo nou?

Akoz i annan dimoun ki menm ozordi ou dir ek li in fer en louvraz pour Gouvernman ou anvi pey li, i ensiste ou donn li en *cheques* – konmsi.

I prefere vwar sa *cheques* dan son lanmen, ki ganny en SMS sorti kot labank, ki dir ek li poudir son larzan antre. I anvi vwar sa *cheque*. I anvi vwar li menm labank pour al mete.

So malerezman i annan koumsa. I annan serten landrwa Gouvernman, ki ler i pour ganny peyman, pour en servis ki i pe sarze, sa dimoun i ensiste anmenn *cash*, oubyen anmenn en *cheque*. Be zot pa ankor *online* zot. Me nou pe pouz dimoun ver sa direksyon e nou krwar poudir evantyelman bokou dimoun pou al dan sa direksyon. E nou espere ki dimoun i al dan sa direksyon.

Onorab Arissol in demande ki annan pour sa manm piblik ki laba deor? Pour li atraver sa amannman ki li ou pour vwar ek sa? Sa ki mon krwar Onorab, manm piblik pe deza vwar ozordi, se ki i vwar poudir ozordi i annan en nouvo

sistenm, pour ou resevwar larzan, e pour ou osi fer peyman si ou anvi fer peyman.

Petet enn bann amelyorasyon - i pa neseserman annan pour fer avek sa lamannman, me atraver bann *payment service providers*, bann fourniser ki pour permet dimoun konekte ek kanmarad. I kapab annan en sistenm pli modern.

Ki dizon ozordi pandan *weekend* mon fer en peyman avek en dimoun ki pa dan mon labank, e i pour dir mwan ler mon fer sa *online payment*, i dir mwan tranzaksyon in ganny rikorde. Me son *value date* si mon'n fer Sanmdi. I dir mwan *value date* pour Lendi. Akoz zot pa menm labank, ki nou pe transfer larzan.

I posib atraver en sistenm *payment*, ki pli modern ki nou a kapab ganny li toudswit si ou ABSA e mwan mon *Nouvobanq*, menm ki mon pe transfer larzan kot ou, en Sanmdi apre midi, kot labank i fermen, ou pour ganny ou larzan Sanmdi apre midi menm, si sa sistenm i permet.

Me nou pe permet diferan sistenm pour annan, kot zot kapab modern. E alor larzan ava antre pli vit, ou pa pour zis ganny en SMS ki dir ou, ou'n ganny – ou'n resevwar en larzan

selman *value date* i Lendi, i a dir ou me ou larzan in fini antre kantmenm i en Sanmdi, kantmenm i en Dimans. So, sa i kapab enn bann pti modernizasyon ki nou kapab vwar.

Mon krwar larestan bann komanter mon'n – ti annan Onorab Aglae ki ti fer komanter lo rol ki Labank Santral in zwe, zis enn pti koreksyon Onorab. Labank Santral pa'n sofgard sistenm fiskal. Sistenm fiskal i annan pou fer ek *tax*, se Gouvernman ki responsab sistenm fiskal. Labank Santral in protez sistenm moniter. Se sa son rol.

Eski i pour annan? Eski i pour annan koneksyon atraver sa Lalwa avek bann lezot sistenm enternasyonal bann peyman? Wi i deza annan.

Ozordi ler ou al lo *eBay online* ou pey *Amazon* eksetera, pour kapab servi, ou annan ou kont ou dan en labank komersyal lokal, me ler ou peye ou pe pey ek *Visa* e i pa en sistenm lokal, i enternasyonal. Me selman i pase. Sa i deza egziste e i posib ki nou kapab annan plizyer lezot sistenm.

Gouvernman Sesel e an term Labank Santral, mon mazinen eski zot pe mazinen annan en sistenm ki dan serten evantyalite i pour toultan la,

pour protez ou. Par egzant ou ti mansyonn sa sistenm *SWIFT* e sa lot sistenm ki Sinwan Gouvernman Lasin i promouwvar.

Mon krwar nou Sesel nou depan en kantite lo bann labank aletranze. Se zot ki kontrol deviz, pa nou, nou napa okenn kontrol lo zot sistenm, alor si zot ferm tiyo lo Sesel, i annan tre pe ki nou, nou kapab fer lo la.

So nou bezwen depan lo zot, me selman parey ou pe dir i pli bon ou annan en lasirans kot ou annan plizyer sistenm ki la. E si enn i ferm lo ou, esperon ou a kapab servi lezot.

Eski sa bann *service providers* pour ganny controle Sesel? Wi, selman si sa bann *service providers* i bann ki ganny controle par Labank Santral.

Par egzant *Visa*, *Mastercard*, nou pa kontrol zot. Zot, zot ganny controle dan en lot ziridiksyon, me zot, zot annan en laranzman prive avek en labank lokal ki zot travay avek.

Annefe probableman tou bann labank lokal zot annan zot laranzman. Sa se zot laranzman e *Mastercard*, oubyen *Visa* i ganny controle separeman kot li i anrezistre.

Me sa ki Labank Santral pou fer, se ki tou bann *payment service providers* ki li, i donn en *licence* i pour ensiste ki zot annan en la konpannyen lokal, zot kapab ganny en zot propriyeter koman etranze, me selman zot a etablir en konpannyen lokal.

E sa konpannyen lokal i a ganny *licence* par Labank Santral, koumsa i konnen avek ki i pe *deal* avek, e sa enteraksyon i bokou pli drwat.

E mon kapab dir ou Onorab, ki eski nou annan serten sanzman deza ozordi par egzanp pei SADC, nou annan en laranzman *clearing* ant bann pei SADC, ki apel *RTGS* ki mon konpran i *Real Time Gross Settlement*. Alor peyman dan sa bann pei i kapab pas atraver sa sistem e *clearing* i bokou pli, bokou pli vit.

Mon pwen final Mr Speaker, mon'n sagrinen pour bann serten remark ki ganny pase dan Lasanble Nasyonal. E mon bezwen dir mon respe ou desizyon, me mon krwar ler nou pe koz kredibilite, en lenstitisyon e mon antyerman dakor ek tou bann Manm ki'n koz lo kredibilite Labank Santral, mon osi mon profite pour mwan felisit Gouverner ek son lekip ki fer en travay formidab.

Me an menm tan ler nou pe koz lo kredibilite lezot, nou bezwen osi regard ki mannyer nou azir vizavi nou prop lenstitisyon. E si ou get *Standing Orders* 59(4), ozordi i kler lo lafason, lafason bann Manm i devret konport zot. 59(4) i dir,

"The name of the President shall not be used disrespectfully in debate".

"The conduct of the President, the Vice President, Speaker, Deputy Speaker, Ministers - i ale, lalis i long "shall not be referred to except upon a motion moved for that purpose".

Me mon vwar ler zot pe koz lo respe, napa respe, anba 59(4). E pour mwan sa i sagrinan, i annan lakizasyon ki ganny fer, dimoun ki lo *panel*, i kler. I kler sa bann lakizasyon ki mannyer zot pe pase. Demande be lekel ki ti la, ler sa ti arive?

Me nou kapab demann menm kestyon, lekel ki ti siny tou bann lagreman, bann lakor, bann lamannman *Act 10 Proceeds of Crime*, ganny sinyen le 3 Zilyet 2017, sete Danny Faure.

Lekel ki ti siny bann lamannman, *Anti-Money Laundering Act* le 7 Septanm

2017? Sete Danny Faure, sete Gouvernman!

(comments off-mic)

VICE PRESIDENT AHMED AFIF

Si Gouvernman pa ti dakor, zot pa ti a sinyen! Zot pa ti a sinyen!

I tre senp, lekel, lekel ki ti la? Lekel ki ti la? Ki ti – ler zot pe koz lo Labank Santral ki ozordi i annan zis Seselwa, lekel ki ti anploy etranze dan FIU kot R217milyon ti perdi?

(APPLAUSE)

VICE PRESIDENT AHMED AFIF

Lekel ki ti la dan sa letan? E lekel ki'n fer sir depi sa letan (Onorab ler ou ti koze mon ti reste trankil)

(Interruption)

MR SPEAKER

Ok, Order!

VICE PRESIDENT AHMED AFIF

Lekel ki ti la?

MR SPEAKER

Bon.

VICE PRESIDENT AHMED AFIF

E lekel ki ti la, ki fer sir poudir ozordi Labank Santral i *operate* endepandaman? Mon bezwen demann sa bann kestyon, e mon bezwen osi met, mon bezwen osi met poudir si nou en lakizasyon, napa problem fer lakizasyon kont nenport ki, mon vwar mon bann koleg Minis i vin isi, tanzantan lakizasyon. I kont *Standing Orders!*

Mon pe koz laverite e zot pa anvi tann laverite sa bann kalite *statement*. Mon annan iminite, tir mon iminite. Mwan mon annan en larepons senp, ou iminite i vin anba Lalwa. Me si ou serye, ou annan en lakizasyon laverite, akoz ou pa fer sa ki Lalwa i demande? Pran ou laverite ek ou bann fe anmenn kot *Anti-Corruption* e fer en *case*!

I osi senp ki sa.

(APPLAUSE)

VICE PRESIDENT AHMED AFIF

Akoz nou pa edik nou pep, akoz nou pa edik nou pep lo lafason ki Lalwa, isi en lenstitisyon Lalwa i marse? Akoz nou pa montre respe pour nou prop lord? Se sa ki mon ti a kontan dir Mr Speaker.

Mon remersye ou pour gard lord dan Lasamble lafason

ki i ete. Mon remersye ou pour montre respe anver tou Manm parey mwan mon pour montre respe pour tou dimoun.

E mon espere ki mon'n nobou donn en pe leksplikasyon lo sa *Bill*, malgre ki mon'n osi bezwen fer enn pti letour, pour montre pep Seselwa lafason bann lenstitisyon i devret montre respe pour kanmarad.

E ki mannyer nou, koman bann *leaders* dan sa pei, nou devret donn legzanp nou pep. Mersi bokou Mr Speaker.

(APPLAUSE)

MR SPEAKER

Bon, in ariv lemoman pour Manm vot lo merit zeneral sa *Bill*. Manm ki an faver lev lanmen silvouple? Mersi Manm ki kont? Lo *general merit National Payment System (Amendment) Bill 2023*, 22 Manm in vot pour 0 kont e 8 in *abstain*.

Sa *Bill* in aprouve par Lasanble lo *general merit* e Madanm Clerk a fer *Second Reading*.

MADAM CLERK

Mersi Mr Speaker. A *Bill for an Act to Amend the National Payment System Act, Cap. 298*. Mersi Mr Speaker.

MR SPEAKER

Mersi. Nou a prezan pare pour pas dan Staz Komite, pour kapab konsider bann amannman, e osi kestyon. Bon lo kote *Bills Committee* lekel ki pour. Onorab Andre ou'n pare? Onorab? Vis Prezidan, wi?

VICE PRESIDENT AHMED AFIF

Mersi bokou Mr Speaker si mon kapab demann ou, avek ou permisyon pour permet Mr Pool pour zwenn nou lo latab, me selman mon konnen i annan plas limite e Gouverner in dakor ki li ava pran son plas laba e Mr Pool a vin sa kote.

MR SPEAKER

Byen.

VICE PRESIDENT AHMED AFIF

Vi ki i kapab bann pti keksoz legal.

MR SPEAKER

Byen. Byen si ou bezwen Mr Pool a kote ou sertennman, nou ava remersi zot pour sa sanzman. Bon Onorab Andre ou a kapab diriz sa peryod Komite.

HON CLIFFORD ANDRE

Mersi Mr Chair. Mr Chair i annan bann format, ki standar lo tou bann paz, sa i nou'n tonm dakor lo la. Mon pa pour al ladan enn par enn, mon pour vin direkteman Mr Chair lo lamannman dan Seksyon 3, *amendment of section 3 lo ‘c’ i koz lo lamannman ki pour ganny fer dan “(2)(c)”, “by inserting the words “licenced, authorised or designated entity or systems”, after the words, “regarding any authorised entity”.*

Akoz sa lamannman parey nou'n diskite avek *panel* se i pour annan 2 fwa kot sa mo, “authorised entity” i antre, so nou pe sey gete ki mannyer nou pour fer li vin pli konsistan oubyen kler. So en *proposal* sete pou dir, ‘in subsection “(2)(c)”, “by inserting the words, “licenced, licenced, authorised”, comma. (Page 6, Amendment of section 3)

MR SPEAKER

Wi. *Amendment of section 3.*

HON CLIFFORD ANDRE

Yes. Si kekfwa i annan en mankman dan paz, si nou al lo lamannman seksyon 3, lo clause 3.

MR SPEAKER

Pe *amend section (2)(c).*

HON CLIFFORD ANDRE

Wi, i *amend in subsection (2)(c), i pe amend the mother Act.* Mr Chair, mon ava les *panel* akoz, sa i en *issue* ki zot in *raise* avek mwan bomaten, so kekfwa mon ava les *panel* kontinyen avek sa. Me selman mon ava asiste, mon ava gete ki mannyer nou kapab asiste an term sa ...

MR SPEAKER

Panel i kapab klarifye. Eksplike. Mr Pool?

SENIOR

DRAFTSPERSON

POOL

LEGAL

VICTOR

Yes. Mersi Mr Speaker e bonzour tou Manm Onorab e tou dimoun a lekout. Bon Mr Speaker ler nou pe get sa *proposal amendment*, lo *clause 3(c)* la, kot pour nou pe vvar ki i pa pe lir byen i – mon pe fer propozisyon la ki nou *reward* sa *instruction* li menm li, e nou senpleman dir, “*Section 3 of the principal Act is amended—*

in subsection (2)(c) by deleting the words, “authorised entity and substituting therefor the words, “licenced,” (comma), “authorised or designated entity or systems”.

Mon krwar problem in vin ek lenstriksyon ki preznan nou pour ganny en ta difikilte

pour nou re *delete* sa mo
“authorised” kot i *appear* de
fwa.

So si ou refer sa
instruction.

MR SPEAKER

Wi mon krwar, sa ki ou'n
propoze i kler. Onorab Andre.

HON CLIFFORD ANDRE

Mersi Mr Chair. Mr Chair
prezan zis kekfwa pour nou
ganny li kler ki mannyer i ete, si
Mr Pool i kapab lir *the mother
Act to see how it would read* ki
a fer li pli kler pour nou tou.
Mersi.

MR SPEAKER

Mersi. Wi. Mr Pool.

SENIOR DRAFTSPERSON **LEGAL VICTOR POOL**

*Ok, so ler nou pour lir li, as
inserted i pour vin. I a vin kot
clause (c) i a vin, “determine in
general or individual conditions
standards, rules and
procedures, in accordance with
this Act and any further
implementing measures
regarding any licenced”,
(comma) “authorised or
designated entity or systems”.*

Savedir nou'n zis *delete*
the first two words, “authorised

*entity” apre nou'n insert, as it
was proposed.*

MR SPEAKER

Byen. Fotespere bann Manm in
ganny sa kler. Onorab Andre.

HON CLIFFORD ANDRE

Mersi Mr Chair savedir apre
nou pour kontinyen...

MR SPEAKER

Si Manm napa lobzeksyon nou
kontinyen, wi.

HON CLIFFORD ANDRE

*Ok, ok thank you. Mon a
kontiny...*

MR SPEAKER

*Ok. En enstan - Onorab Pillay,
wi.*

HON SEBASTIEN PILLAY

Mersi Mr Speaker. Mr Speaker,
mwan mon le ganny en
klarifikasyon. Mon vwar dan sa
lamannman ki nou pe propoze
anba seksyon 3, nou'n
entrodwir en nouveau clause ki
koz lo *impose* en limit lo bann
tranzaksyon.

Mon osi note ki anba the
mother Act anba seksyon, si
mon ganny li byen, *the mother
Act* an sa ki konsern bann
regilasyon en bann regilasyon
ki Labank Santral sipoze fer, se
regilasyon an relasyon avek

proteksyon en bann dimoun ki servi bann *payment instruments*. I deza la dan Lalwa li, la *Central Bank provide* sa regilasyon.

Kestyon mon ti a kontan demande Mr Speaker, lefe ki nou fer sa de keksoz; enn akoz ki nou napa en limit ki'n ganny etablir lo bann tranzaksyon? E dezyenmman, kan eski nou pour vwar – kote i ete sa bann regilasyon, ki pour protez en dimoun ki pe servi bann *payment instrument*?

Eski in fini ganny ekrir, oubyen eski ki i pour ganny ekrir apre ki i pour ganny donnen apre ki sa Lalwa i pase?

Rezon mon dir sa Mr Speaker, se akoz nou, nou pa dout Labank Santral, be nou annan dout lo sa ki Gouvernman i vin dir nou dan Lasanble.

Par egzanp yer Mr Speaker, ler Onorab Cosgrow ti demann sa kestyon lo *animal feed*, nou'n vwar atraver nouvel apre ki mannyer Gouvernman in *fail* dan son *duty of care* e Minis pa ti le reponn kestyon devan Lasanble.

So, i montre on poudir, mon pran lapel Vis Prezidan pour ki respe i mars lo tou lede kote ki Legzekitiv i respe Lasanble e ler i ganny demande en kestyon i reponn.

Zis parey mon ti demann Minis Derjacques, si i pe fini enplimant Lalwa, e sa pe ganny fer?

Mr Speaker, mon'n note ou'n les li fer sa komanter e ou pa oule nou, nou dir li!

MR SPEAKER

Wi be ou pe al -

HON SEBASTIEN PILLAY

So, i enportan ki nou mentenir e nou fer kler sa bann keksoz! Ou vwar get zot pa kontan tolerans! Napa tolerans isi!

MR SPEAKER

I annan tolerans. Sorry, ou'n poz en kestyon - permet *panel* reponn sa kestyon. Ti annan en kestyon lo limit, e osi lo regilasyon, kote i ete si in ganny fer. Lekel ki pour adrese? Wi?

VICE PRESIDENT AHMED AFIF

Mr Benoiton.

MR SPEAKER

Yes? Yes Mr Benoiton?

SENIOR SURVEILLANCE CYRIL BENOITON **FINANCIAL ANALYST**

Mersi Mr Speaker. Mersi Onorab, pour kestyon. Zis pour refer sorti, apar ki annan sa Lalwa ki an plas, i annan sa ki

nou apel bann *rulebooks* ki *Central Bank* koman operater bann diferan sistem ki an plas, parey *SEFT CBSITS*.

Ladan i annan bann prosedir ki bann partisipan ki konekte avek sa bann sistem i bezwen *follow*. So, i dan sa bann *rulebooks* ki nou pour etablir ki bann kriter, akoz diferan platform ki annan en plas pour lemoman, i annan serten tranzaksyon.

Parey pour *CBSITS*, i pour bann *high value transaction* ki sipoze pase dan sa sistem e *SEFT* i bann lezot sonm.

So i zis pour nou etablir dan bann *rulebooks*, dan sa bann diferan sistem ki nou annan an plas, dan ki serten tranzaksyon i pour pase, bann ki *retail transactions* i pas dan *SEFT*, bann *large value transactions* i pase dan lot sistem.

Sa bann *rulebooks* pour lemoman, nou pa pibliy li lo nou *website*, but bann standar enternasyonal, nou sipoze pe pibliy sa bann *rulebooks*.

So, pour lemoman nou pe fer serten lamannman avek sa bann *rulebooks* e letan nou'n fini fer sa bann lamannman sa bann *rulebooks* pour ganny pibliye lo nou *website*.

MR SPEAKER

Wi, si ou bezwen klarifye Onorab.

HON SEBASTIEN PILLAY

Wi, Mr Speaker. I reste en pwen ki pa'n ganny reponn lo bann valer bann tranzaksyon an relasyon ek sa, me sete sa en pwen enportan.

Vi ki bann standar enternasyonal i egzize ki sa bann lenformasyon i bezwen *readily available* avek kliyan ler zot pe servi, pour zot konnen ki mannyer zot lenformasyon i ganny proteze.

Lefe ki *Central Bank* napa sa lenformasyon, savedir avan sa Lalwa i ganny *assent*, fodre ki sa bann *rulebooks* in vin *online*. akoz *then* Lasanble Nasional ler nou *assent* sa Lalwa, nou pa'n met okenn *clause* ladan, ki *Central Bank* i annan en dele letan pour li fer sir poudir sa bann, sa bann *rulebooks* parey ou pe dir i fini *online*.

Akoz sa *then* i donn, i donn sa kliyan ki pe servis sa sistem konfidans poudir sa sistem, tou son bann *requirements* ki i sipoze *Maintain* koman en sistem an sa ki konsern proteksyon e regilasyon i la an plas.

Me nou'n tandé poudir sa i pa ankor pare, so sa ki nou bezwen klarifye dan Lasanble

Nasyonal. E Vis-Prezidan i bezwen dir nou si avan *assent* i ganny donnен, sa pour ganny fer oubyen sa pour ganny fer an menm tan *as we go along*. E kan ki Lasanble pour konnen poudir sa in fini ganny fer? Mersi Mr Speaker.

MR SPEAKER

Vis Prezidan?

VICE PRESIDENT AHMED AFIF

Mersi bokou Mr Speaker. Mr Speaker, mon krwar sa Lalwa ki la devan nou, i reprezent en lankadreman, en lankadreman ki permet ki plizyer lezot, direktiv i kapab ganny donnен anba sa Lalwa i kapab vin atraver en *S.I.*, i kapab vin atraver serten laranzman.

Me an partikilye, lo sa lamannman ki pe ganny propoze, kot i pour koz lo *high value transaction* eksetera, sa se pa en lenformasyon ki piblik sa.

Sa se pa pour - lenformasyon ki piblik pe konnen, se en laranzman entern kot bann *service providers*, ki dan sa biznes se zot ki konnen ki ganny met okouran, *what is a high valued transaction*.

E sa i kapab sanze, depan lo sirkonstans letan, mannyer

keksoz pe ale. So, i pa en lenformasyon ki la piblik.

So Mr Speaker, zis lo si nou fer keksoz, i aplike apre i pas dan Lalwa? Non. Mon krwar en kantite keksoz in ganny fer, ki pa neseserman dan Lalwa me otan ki nou kapab, nou sey met en lankadreman legal avek.

Zis parey ti annan en referans lo yer, zafer loto 3an pa al tes. Senpleman tre senp, ti ganny deklare an Out 2022 poudir sa desizyon *Cabinet* ti'n ganny fer, ti'n ganny *interview* lo la, ti piblik! I pa ti en sekre. Me i ti en laranzman administratif e lankadreman legal parey nou pe fer ozordi, se pour met li dan en lankadreman legal ki vin bokou pli kler. Setou. Mersi bokou.

MR SPEAKER

Mersi. Eski kestyon lo limit valer in ganny adrese, oubyen eski i pa relevan? *Panel* ki zot pe dir lo la? Onorab Georges ou pe adres sa, wi?

HON BERNARD GEORGES

Wi, Mr Chair. Mon krwar Vis Prezidan i annan rezon e mon pa konnen akoz nou pe al dan en bann detay ki nou pa bezwen antre ladan. *This is -* sa se en *enabling Act* e i kler. E si nou

regard lo menm paz 6 sou seksyon (4) tou repons i la.

*"The Central Bank may;
-determine form of
payment instruments;
-impose a limit
-pronounce on the amount
on high value."*

I la! Sel keksoz nou pe fer ozordi se nou pe donn Labank Santral Lotorite pour fer sa. Ler i ava fer li sa i a en lot keksoz. Sa ki nou pe fer la, nou pe al dan en bann detay ki nou pa sipoze antre ladan. Sel keksoz nou pe fer la se donn li son paramet son – *that's what the Act is about.* Mersi.

MR SPEAKER

Mersi. Mon krwar pwen ki Onorab Georges in fer se ki Lalwa i pa bezwen donn en *threshold at this point. Panel* i dakor ek sa? Ok, byen. Be nou a kontinyen silvouple.

HON SEBASTIEN PILLAY

(Off-Mic)

MR SPEAKER

Onorab nou pa pe lev sa pwen ankor, nou'n *panel* in donne en soz.

Ki kestyion?

HON SEBASTIEN PILLAY

Mersi Mr Speaker. Mon'n tann ou la e tou piblik in tann ou dir

pwen ki Onorab Georges pe fer. Onorab Georges i pa *Legal Advisor* Lasanble Nasyonal. Onorab Georges –

(Interruption)

HON SEBASTIEN PILLAY

Les mwan fini koze silvouple! Mon ganny drwa fer mon pwen. Ou pa kapab dir mwan sa ki li ki dir ki konte dan Lasanble Nasyonal. Si mwan mon anvi ganny detay, mon annan drwa demann detay koman en Manm Lasanble. Ki mannyer li ki pour deside ki detay mon anvi gannyen?

Enn;- mon pa lo okenn plantasyon ki li i ansarz? Dezyenmman mon pa enn son *pupil* e trwazyenmman sertennman mon pa travay anba son ziridiksyon dan okenn fason.

So, mon pa ganny en konpran - eski Lasanble i anba son ziridiksyon li ki pour deside kwa ki nou annan drwa fer oubyen kwa ki nou pa ganny drwa fer.

MR SPEAKER

Mersi.

HON SEBASTIEN PILLAY

Mon'n demann en kestyion akoz anba Lalwa, anba regilasyon ki nou annan *currently* i annan

landrwa kot i mansyonnen, tranzaksyon en *amount* par egzanp \$1milyon ou R1milyon, i annan landrwa kot in mansyonnen tranzaksyon. Mwan mon le konnen *what we want to do*, eski nou pe kree en *payment system* pour *allow bann high value transaction?* Kote pour sorti? Eski pour sorti an deor Sesel eski *internally* dan Sesel? Mwan mon bezwen konnen. Eski Gouvernman? - si Gouvernman pa anvi donn mwan sa lenformasyon i dir mwan i pa pour kapab donne la, i senp be nou pa bezwen en Onorab Georges i donn nou leksplikasyon. Sorry.

MR SPEAKER

Mersi. Bon mon krwar *panel* in dakor poudir en sonm lavaler pa bezwen antre dan sa Lalwa, i pe zis *prescribe framework*. Onorab Andre ou a kontinyen silvouple...

HON CLIFFORD ANDRE

Mersi Mr Chair. Mr Chair dan menm *amendment of section 3 sub (4), i mean "(d)(4)" nou al "(c)" dan dezyenm laliny, tou dimoun i lo menm paz?* Dan dezyenm laliny nou pour *delete "consider to"*. Mr Chair mon ava kontinyen bann...

MR SPEAKER

Ou ti pe koz lo "(c)". Ou'n fini *ok*. Onorab Georges ou annan en pwen lo la?

HON BERNARD GEORGES

Yes sir. Mr Chair. E avek, avek risk ki Onorab Pillay ek Onorab Cosgrow poudir ki mon pe fer en keksoz ki pa dan *Standing Orders* mon le *move* en *amendment to the amendment*.

(comments off-mic)

HON BERNARD GEORGES

Mon komans ankor wi, akoz i senp!

(Interruption)

MR SPEAKER

Silvouple! Silvouple! Nou'n etablir, i annan drwa met en *amendment loter amendment*. I annan drwa. Onorab Georges propoz ou amannman.

HON BERNARD GEORGES

Mersi Mr Chair. Si nou lir li nou ava vvar egzakteman ki mon - kote mon pe vini. As it reads nou'n *delete "consider to" and it doesn't read properly*.

"...pronounce on the amount which it shall be deemed", obviously it's wrong. Mon *amendment to the amendment* se, pour koup sa mo, "it" so it reads "pronounce

on the amount which shall be deemed”.

E si Onorab Pillay ek Onorab Cosgrow pa kontan, sa se zot problem!

MR SPEAKER

Mersi.

HON BERNARD GEORGES

Mwan mon pe move en amendment.

MR SPEAKER

Mersi pour ou amendment. Sa i enn pti amannman dan wording. Eski panel i annan okenn obzeksyon lo la? Bon, silvouple, nou pa kapab antre dan en largiman konstaman lo ki mannyer nou pe prosede. Mon'n, mon'n aksepte ok, mon'n aksepte ki Onorab Georges i met sa amannman, si panel i aksepte, nou'n fini. Silvouple kontinyen Onorab Andre.

HON CLIFFORD ANDRE

Mersi Mr Chair. Mr Chair, ou lo paz, nou pe al lo paz 8, me solman son komansman i lo 8(a) i komans lo paz 7 pour ki tou Manm i ava kapab swiv; (c) dan dezyenm laliny “*interest of the public*” nou'n rearanz li poudir, “*such designation is necessary to protect the public interest*”.

Mr Chair, mon pour kontinyen, nou al lo (2)(a) a lafen dernyen laliny, nou'n insert, “*the*”, menm zafer nou'n fer dan (b), lo dezyenm laliny preski lo milye nou'n insert, “*the*” ...

MR SPEAKER

Lo ki seksyon ou ete Onorab?
Lo ki paz?

HON CLIFFORD ANDRE

I lo 8A(2)(a) ek (b), lo paz 8 Mr Chair.

MR SPEAKER

Byen.

HON CLIFFORD ANDRE

Ok. Mon kontinyen.

MR SPEAKER

Onorab. Les mon a ekout Onorab Pillay.

HON SEBASTIEN PILLAY

Mersi Mr Speaker. Mr Speaker, mon le klarifye avek Gouverner ek son staff Central Bank, lefe ki currently zot ki pe manage sistem SWIFT or Labank Santral ki pe akt koman i en custodian ozordi, of en sistem e zot pour regulate lezot sistem according to sa ki zot pe dir;

Eski sa pa pou kree en problem pour Central Bank baze lo bann assessments ki

bann *Central Bank* i gannyen? So lekel ki pour *regulate* zot *Central Bank* ler zot, zot pe fer sa ki zot pe fer?

*I just want to clarify this, akoz i ti'n dan public interest, akoz ou pour annan ou en dimoun ki pour fer son biznes, apre ou annan *Central Bank* ki kapab ler mon pe gete ki pour act koman en director competitor avek sa dimoun.*

So, mon le konnen prezan lekel ki pour *regulate Central Bank* si i pour *regulate* son lekor? Mersi Mr Speaker.

MR SPEAKER

Mersi. *Panel?*

HON SEBASTIEN PILLAY

Mon krwar mon annan drwa demann sa enn Onorab Georges, non?

MR SPEAKER

Panel i kapab reponn sa.

SENIOR FINANCIAL SURVEILLANCE ANALYST

CYRIL BENOITON

Thank you, Mr Chair. Mersi Onorab pour ou kestyon. Parey VP in fer sorti, dan Labank Santral i annan de diferan departman ki enn, i ansarz loperasyon ki manage bann sistenm ki nou annan en plas.

I annan enn nou departman ki apel *Financial Surveillance* ki sa departman i responsab pour regilasyon e sipervizyon tou bann antite ki tonm anba Labank Santral. So, sa de diferan departman i raport avek de, le de Depite Gouverner respektivman.

So nou'n met bann kontrol an plas, so sa ki fer sipervizyon i annan kontrol over sa bann ki fer loperasyon. So, zot bezwen parey bann lezot antite ki dan sistenm, zot bezwen fer bann rapor, bann keksoz ki tou keksoz ki zot fer bann *returns* zot bezwen soumet kot sa departman ki fer sipervizyon.

E boner sa lannen osi, nou *Board* ti aprouve pour nou *framework* lo *oversight and supervision*. So ladan i annan i annan ankor ki met an plas, ki nou bann manda e ki bann keksoz ki nou gete keksoz ki nou gete letan nou fer *oversight* e sipervizyon.

E en keksoz ladan i ki tou le 2an bann *staff* ki ansarz loperasyon, zot bezwen fer en *assessment* lo zot bann sistenm, anliny avek bann standar enternasyonal.

Sa rapor i bezwen letan i fini ganny fer, i pour met bann rekomandasyon, pour asire ki tou bann keksoz ki annan an plas enkli zot *compliance* avek

bann regilasyon ki nou annan, ki zot pe *meet* tou sa bann standar.

Si i annan okenn *gaps* sa rapor pour fer rekomandasyon ki mannyer pour adres sa bann *gaps*.

E sa rapor i osi, i pour bezwen ganny pibliye lo nou *website* ki piblik i vwar poudir sa bann *assessment* in ganny fer.

MR SPEAKER

Mersi. Bon nou'n ariv 12 edmi, nou a pran en poz la e nou a bezwen repran travay 2er. Mon a swet *panel* byenveni pour apremidi. *Adjourn*.

(BREAK)

(Mr Deputy Speaker in the Chair)

MR DEPUTY SPEAKER

Bonn apre midi e *welcome back* tou bann Manm Onorab e sirtou *panel* ki avek nou pour ozordi. E nou ankor dan Staz Komite, kot nou kontiny lo staz lamannman, lo *National Payment System (Amendment) Bill*, 2023.

E zis pour rapel piblik ki avek nou, *Bill* in ganny prezante par Vis Prezidan Mr Ahmed Afif e avek li lo *panel* i annan Gouverner Labank Santral manmzel Caroline Abel, i osi

annan manmzel Shannon Jolicœur ki Direkter *Unit Legal* kot CBS, Mr Cyril Benoiton ki *Senior Financial Surveillance Analyst* e Mr Victor Pool ki *Senior Legal Draftsperson* kot Biro *Attorney Zeneral*.

Donk nou ava kontinyen. E diskisyon ti pe ganny dirize par *Chairman Bills Committee* Onorab Andre, nou ava kontinyen kot nou ti'n kite bomaten.

HON CLIFFORD ANDRE

Mersi Mr Chair. Nou ti kit lo 8A, alors bann *formatting* parey mon dir i reste parey, nou ti tonm dakor so mon pa pou al dan *formatting*.

MR DEPUTY SPEAKER

Ou annan en pwen lo sa pwen Onorab Gill i le dir en keksoz lo sa pwen.

HON CHURCHILL GILL

Wi, mersi Mr Speaker. Zis avan nou al nou *break* pour *lunch*, ler *panel* ti pe reponn en kestyon ki *LOTO* ti'n demande, prezan in fer mansyon konsernan i devret anliny avek regilasyon internasyonal ler ou ti pe donn larepons.

Wi, ler – ou ti dir i annan de *body* anba kot *Central Bank* apre i annan enn ki de regilater, de *body* ki *sort of* regil sa

loperasyon. Be mwan ler mon ti pe fer lantervansyon lo merit, mon ti demande si eski CBS pour *subject* pour okenn *compliance* avek *international body*?

Be selman ler VP in donn larepons, i pa'n tous sa enn, prezan mon ti krwar kekfwa napa, me apre ler ou pe donn larepons mon'n tandem poudir sa i annan.

Mon kestyon, sete ki mon ti pe klarifye mwan, si dan sa amannman ki nou pe fer, nou pe adres tou bann size *compliance*, ki en mannyer ler Lalwa i pase, nou pa espekte okenn defayans. Mersi.

MR DEPUTY SPEAKER

Mersi Onorab. Nou annan en klarifikasyon lo sa pwen avan ki nou *move on*. VP?

SENIOR FINANCIAL SURVEILLANCE ANALYST CYRIL BENOITON

Mersi Mr Chair. Mersi Onorab pour ou kestyon. Zis pour refer sorti parey pour bann antite ki an deor nou ziridiksyon parey *Visa*, *Mastercard*, sa i bann labank ki antre dan en *Third Party Service Agreement* avek sa bann antite.

Bann labank zot, *given* ki zot ki ganny supervize par Labank Santral, zot ki bezwen

vin kot nou, pour enform nou konmkwa zot pe antre dan en lagreman avek sa bann *foreign entities*, *third party service providers*.

So, zot pour submit as part of ki nou demann zot, zot bezwen submit lagreman e ki bann lankadreman zot in met an plas, pour asire ki tou bann risk ki kapab annan ant sa relasyon ant sa labank ek sa lot antite i pe ganny adrese.

So, i sa labank ki bezwen fer son *due diligence* pour li vin kot nou, pour li soumet sa bann notifikasiyon konmkwa i pe antre dan en lagreman avek en lot antite.

MR DEPUTY SPEAKER

Ok. Mersi pour sa klarifikasyon Mr Benoiton. Onorab Gill i ok avek? Donk nou ava *proceed*.

HON CHURCHILL GILL

In donn mwan sa bout lo *due diligence*, me selman mon kestyon mwan se ler Lalwa i fini pase, *Central Bank*, eski li i pour anliny an term *compliance any international body* ki an relasyon avek sa ki nou pe travay lo la? Mersi.

MR DEPUTY SPEAKER

Ok, si i annan en dimoun ki kapab klarifye sa, Mr Benoiton touzour.

SENIOR SURVEILLANCE FINANCIAL ANALYST
CYRIL BENOITON

Yes, so i annan en standar enternasyonal ki nou apel *the Principles For Financial Market Infrastructures*, sa i standar enternasyonal ki pour bann sistenm peyman, nou bezwen fer sir ki nou an konformite.

Se letan nou'n fer bann lamannman la, nou'n fer sir ki nou'n pran kont, akoz nou ti fer en *assessment* an 2019, so i annan bann *gaps* ki nou ti vwar.

Sso sanmenm sa i parmi bann amannman ki nou pe ganny met devan ozordi, ki nou pe adres serten bann eleman ki nou pa ti an konformite avek.

MR DEPUTY SPEAKER

Ok. Mersi bokou. Onorab Andre laparol pour ou.

HON CLIFFORD ANDRE

Mersi Mr Chair. Mr Chair, nou kontinyen e nou al lo paz 10. Lo paz 10, letan nou pe get seksyon 8(c) clause 8(c), on the top of the page 10 i paret mwan i annan en pti lerer zot in met number (2) kot in komans dir, "operator or participant", so i pa sipoze 8(2) sub 2, i sipoze, "and the" , i pour met small "t"

prezan ki i fer ki nimero "3" pour vin nimero "2".

Nou kontinyen lo amendment of section 9 ki pour koz lo Clause 8, letan nou ariv lo "8(c)" ...

MR DEPUTY SPEAKER

En enstan, Mr Victor i le fer en entervansyon la.

SENIOR DRAFTSPERSON LEGAL POOL VICTOR

Yes, Mr Speaker. Mr Speaker, thank you, pour retourne enn pti kou lo kot in fer sa *renumbering* la. Sa new (2), so i annan en mo i manke la kot "bank", mon krwar i devret vin "Central Bank."

Apre pli ba i annan kot i dir, "Any person who refuses or fails to provide the information contemplated in subsections" i devret vin "subsection (1) only and not "and (2)".

Apre mon krwar nou bezwen azout "upon conviction liable upon conviction" akoz Konstitisyon i dir tou dimoun i bezwen - ou bezwen ganny convict pour ou al dan prizon, so si nou kapab fer sa bann pti insertion please.

MR DEPUTY SPEAKER

Eski bann Manm i kler lo la? Onorab Andre?

HON CLIFFORD ANDRE

Mr Pool pe dir, ki i pa lefe ki *definition of Central Bank* in ganny donnен dan *mother Act*, so nou pour bezwen met *Central Bank*, akoz par kont i mete osi en definisyon *bank*.

So nou pe met *Central Bank* prezan.

<u>SENIOR DRAFTSPERSON</u>	<u>LEGAL VICTOR</u>
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Wi. Akoz la i *Central Bank not any bank*. Ok.

MR DEPUTY SPEAKER

Nou proceed.

HON CLIFFORD ANDRE

Yes. Mon ti'n arriv lo 8(c), kot zis en sanzman mo *by repealing subsection 4 and substituting it “with” nou delete, “as follows.”* Lo paz 11, 4(b) nou *delete “for”* dan premye laliny *towards the end* e “(e)” nou *delete towards the end, “as follows”* nou ranplas li avek “with”.

MR DEPUTY SPEAKER

Ok, avan nou kontinyen la, Mr Victor i annan en keksoz pou dir.

<u>SENIOR DRAFTSPERSON</u>	<u>LEGAL VICTOR</u>
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Yes, Mr Speaker. Kot 8(d), sa *new clause 4(a)* mon krwar sa bann *Roman numbers* i devret a, b, c, d, e akoz i anba en subsection e *it's not another subparagraph*, so ...

MR DEPUTY SPEAKER

Ou pe dir kot 8(d) la ou?

<u>SENIOR DRAFTSPERSON</u>	<u>LEGAL VICTOR</u>
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8(d) yes kot i annan *Roman i, ii, iii, iv, v* la...

MR DEPUTY SPEAKER

Ok

<u>SENIOR DRAFTSPERSON</u>	<u>LEGAL VICTOR</u>
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Sa bann *Roman numbers* devret vin bann *alphabets*. Ok?

MR DEPUTY SPEAKER

Ok.

<u>SENIOR DRAFTSPERSON</u>	<u>LEGAL VICTOR</u>
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Ok.

HON CLIFFORD ANDRE

(Off-Mic)

MR DEPUTY SPEAKER

Met ou *mic* Onorab.

HON CLIFFORD ANDRE

Eskiz mwan. Yes, Mr Chair. Nou'n arriv lo (5)(b), i annan zis bann *insertion* pour fer li vin plural avek "interest", at the end of it nou met, "or financial stability, or in the public interest".

Mon a kontinyen nou lo paz 12.

MR DEPUTY SPEAKER

Hang on. Mr Pool?

SENIOR DRAFTSPERSON **LEGAL VICTOR POOL**

Mr Speaker, mon pe get sa (5)(b). Mon pe get sa *paragraph (b)* la. Mon krwar i devret zis under subsection (4) mon pa vvar kote *paragraph (b)* i vini.

Akoz dan subsection (4) "Notwithstanding subsection (4), the Central Bank may". Mon krwar pa si i annan *paragraph*, sa referans to *paragraph (d)* of subsection (4) i korek la en, i devret zis subsection (4). Kot 5

MR DEPUTY SPEAKER

I lo paz 11...

SENIOR DRAFTSPERSON **LEGAL VICTOR POOL**

Lo paz 11...

MR DEPUTY SPEAKER

Dan 5 (b)

SENIOR DRAFTSPERSON **LEGAL VICTOR POOL**

Clause (b)....

HON CLIFFORD ANDRE

(Off-mic)

MR DEPUTY SPEAKER

Onorab Clifford Andre ou le donn en klarite lo la?

HON CLIFFORD ANDRE

Mon pe zis sey gete si nou pe koz, akoz si nou pe koz subsection (4), ki tonm anba 8, si mon - si mon pe byen lir, si mon pe byen gete me zis anba - zis par lao (4) i annan (b). E (b) i dir, "by inserting a new subsection (2A) as follows", so is it referring to that "(b)" or...?

SENIOR DRAFTSPERSON **LEGAL VICTOR POOL**

Akoz (b) dan the new subsection (4) i koz lo *impose limit*, si mon korek.

MR DEPUTY SPEAKER

So, Mr victor, ou pa kler lekel sa "b" ki pe refer to? Onorab Pillay?

HON SEBASTIEN PILLAY

Mersi Mr Speaker. Ki mannyer in ganny *worded* i pe dir *paragraph (b) of subsection (4)*. Be *subsection (4)* napa en *paragraph (b) unless i pe refer to* en lot *subsection (4)*.

SENIOR DRAFTSPERSON **LEGAL VICTOR POOL**

Yeah, ok i korek - sorry. I korek, mon ti krwar i en *new subsection (4) - sorry.*

MR DEPUTY SPEAKER

So, i pe *refer to* re-klarifye ankor egzakteman lekel sa “*b*” ki pe *refer to?* Onorab Andre.

HON CLIFFORD ANDRE

Mon pe reflesir preznan. Sa *Roman, i, ii, iii* nou'n met li koman *a, b*. So possibleman letan zot ti'n fer, zot ti'n mazin li pour met li *a, b*. Eski sa i korek Mr Pool?

SENIOR DRAFTSPERSON **LEGAL VICTOR POOL**

Yeah.

MR DEPUTY SPEAKER

*Ok. So bann Manm i kler. Akoz anler nou'n tir sa bann Roman *i, ii*, nou'n met li *a, b*, so i pe refer anler la. So nou ava proceed Onorab Andre. Ou zis met ou mic.* Onorab Georges ou

le dir en keksoz avan nou bouze?

HON BERNARD GEORGES

Wi Mr Chair. Mon pe sey konpran sa ki nou fek fer la Mr Speaker – Mr Chair mon krwar *Leader Lopozisyon* kekfwa i annan en pwen. Si nou regard lo paz 11, anba “(5) “*Notwithstanding subsection (4), the Central Bank May*”, (a) and (b).

MR DEPUTY SPEAKER

Wi.

HON BERNARD GEORGES

E dan (b), i met, “*under paragraph (b) of subsection 4*”, e ler nou remonte nou *regard subsection (4)*, napa (b).

(Non be menm si nou sanz sa *numeral*, nou sanz sa *bann numerals* ki vin anba *section 4 capital A*, exactly not *section 4*.)

MR DEPUTY SPEAKER

Ok.

HON BERNARD GEORGES

Ou ganny mwan? Mr Pool can help us.

SENIOR DRAFTSPERSON **LEGAL VICTOR POOL**

*Yeah, so still i napa sa “*b*”, preznan sa “*b*” la anler li i pe dir*

"information on changes to the risk..."

MR DEPUTY SPEAKER

Yes, Onorab Pillay?

HON SEBASTIEN PILLAY

Mr Chair, sa menm ler nou pour sanz sa *numeral la*, nou pour sanz li anba 4A so i napa okenn section *b - wi 4 capital A*, i napa en subsection (d) li...

MR DEPUTY SPEAKER

Wi i napa.

HON SEBASTIEN PILLAY

Prezan ler, menm ler nou pour met sa (b), sa (b) i *refer to "information on changes to the risk management framework applicable to the system"*, me i pa antre byen avek sa ki, sa clause 5 pe dir li, akoz in koz "in the interests of monetary policy, without giving notice to the participants thereof under paragraph (b)", so nou pe koz lo en landrwa ki koz lo participants.

Be napa mention of participants dan sa novo (b) ki nou pe kree, unless i pe zis mean subsection (4) as the new subsection (4) ki nou'n mete.

E la ou pou ganny participants akoz zot, zot pe partisip avek sa *clearing or*

settlement system, under subsection (4).

MR DEPUTY SPEAKER

Ok, Mr Benoiton, i le donn en leksplikasyon?

SENIOR SURVEILLANCE ANALYST CYRIL BENOITON

Zis pour klarifye, akoz aktyelman Mr Victor is correct, nou bezwen tir *paragraf (b) of subsection (4)*, because initially in the main law we had a subsection (4) we had ki ti annan apre subsection (a) and (b).

So nou'n proposed ti repeal subsection (4). So automatically subsection (a) and (b) i ganny osi repealed, so nou bezwen zis tir sa – the mention of paragraph (b) of subsection (2). (Zis – yes, yes correct)

HON CLIFFORD ANDRE

So zis pour klarifye, nou pour tir "paragraph (b) of", dan sa – dan (b) ki ava lir, "participants thereof under subsection (4)". Ok mon ava kontinyen, nou annan bann fonts...

MR DEPUTY SPEAKER

So, panel i ok avek sa? Koumsa i merit ete? Ok, very good nou move on Onorab Andre.

HON CLIFFORD ANDRE

Ok amendment of section 12 ki clause 10. Nou zis tir, “as follows” nou ranplas li avek “with”. Lo paz 13, nou zis met dan 13(a) second line, dezyenm laliny, nou tir sa capital “T” nou met small “t”.

MR DEPUTY SPEAKER

Onorab Pillay, i annan en pwen la.

HON SEBASTIEN PILLAY

Mersi Mr Chairman. Avan nou ale mon pe regard sa subsection (6) which would be en dereliction ki pour arrive, si ou pa swiv sa bann rules e i koz lo it “shall be binding and valid to the operators and participants of a payment, clearing system and any person not in compliance with such rules, shall be liable to an administrative penalty which may be enforced by the operator or the Central Bank”.

Klarifye pour mwan, eski the operator will also, i pour enforce en penalty lo son lekor? Because the way it’s worded la, “it shall be binding and valid to the operators and participants”.

So, operator pa kapab serve en soz lo li menm li, so i annan en fot la.

MR DEPUTY SPEAKER

Zis re donn nou bearing ankor egzakteman ki clause ki ou lo la.

HON SEBASTIEN PILLAY

Nou pe koz lo paz 12,

MR DEPUTY SPEAKER

Paz 12

HON SEBASTIEN PILLAY

Kot i annan sa seksyon 6. I dir ou okenn sanzman to bann rules par Central Bank in terms of subsection (5) shall be binding and valid to the operators and participants of a payment. So, i fer operators liable to sa bann sanzman. Me apre pli ba i dir ou, ler i fer lofans, operater li menm li i pour enforce en penalty lo son lekor?

Mon krwar i annan en keksoz bezwen ganny aranze. Mersi Mr Chair.

MR DEPUTY SPEAKER

Mr Benoiton, i le klarifye?

SENIOR SURVEILLANCE ANALYST
CYRIL BENOITON

Mersi Mr Chair. Zis pour klarifye sa i were kot egzanpsyon pour Central Bank i antre, i annan dan standar ki parey mon’n mansyonnen The Principle for Marketing Infrastructures, with the

standards i annan preznan additional guidance ki provide in terms of Central Bank letan i osi i en operator of sa bann sistenm.

I annan serten egzanpsyon ki *Central Bank* i gannyen. (Non sanmenm sa mon pe eksplik ou) parey - (mon konpran ou mwan?) - preznan lo kote - akoz in arrive en sityasyon *internally* kot nou ti pe discuss, nou as the team ki supervise *Central Bank* as the operator.

So, this is where kot i annan sa separasyon ant sa de fonksyon. So si i arrive ki *Central Bank as the operator* i pa in compliance with the law, so i pour annan *the internal* - nou pa pour kapab *Central Bank* pour fine *Central Bank*.

So, sa de head ki ansarz sa de divizyon respektivman, so sa ki ansarz supervision pour bezwen zwenn ansanm pour diskite ki mannyer sa bann non-compliance pour ganny deal avek.

E si arrive ki napa en rapor ek sa de divizyon, sa i pour ganny escalated kot le de Depite Gouverner e subsequently kot Board Labank Santral pour resolve the issue.

MR DEPUTY SPEAKER

Onorab Pillay.

HON SEBASTIEN PILLAY

Mersi Mr Chair. Mr Chair, nou fer en Lalwa on the premise of natural justice, which is tou dimoun i bezwen comply to sa Lalwa.

Sa ki ou pe fer, ou pe kree en Lalwa kot ou pe kree en lobligasyon lo en dimoun ki an deor, but then dan en fason vreman entelizan, tir ou lekor avek menm obligasyon e pour mwan it's not fair.

E preznan sa ki mwan mon konsernen avek ok, ou pe dir mwan poudir internally, ou annan ou sistemm kot ou annan de Depite Gouverner, mon pa dakor avek, me mon bezwen respekte that's the way in ganny design.

Akoz nou napa en Department of Treasury parey Lanmerik, e nou napa en Federal Reserve Bank. So, unless ou al fer Minister Finans fer sa, then that would mean ki ou pe, usurp lotonomi Central Bank, which creates a problem akoz mannyer Lalwa Central Bank in ganny ekrir.

Me it raises another problem. Ok, whilst ou Central Bank internally ou pe garanti mwan poudir ou annan sa, sa osi sa lobligasyon i lo son operator li, me ki mannyer mon - ou pour konnen la ou kot ou

pe dir mwan si operater osi i annan sa? Pour mwan i pa fer sans.

Akoz dan ka en operater, se ou *Central Bank* ki pe *enforce* lo li. I pa kapab li ki *enforce* lo son lekor. Be i kapab vire dir ou, poudir be ou osi en operater, ou ganny drwa *enforce* lo ou lekor, selman mwan koman en operater mon pa ganny drwa *enforce* lo mon lekor.

So mon krwar i annan en problemm la, akoz i annan en lofans ki ganny kree, i annan en *liability* lo tou lede.

Petet *try to clarify* pour nou kapab konpran egzakteman ki pe arive la. Mersi Mr Chairman.

MR DEPUTY SPEAKER

Mersi Onorab. Onorab Georges, mon vwar ou lanmen.

HON BERNARD GEORGES

Yes, Mr Chair, mersi. Mon krwar *VP* in sey eksplik sa depi, depi bomaten e *panel*, *at the end of the day*, nou bezwen retom lo sa *maxim* - lo sa *Latin maxim* ki dir “*quis custodiet ipsos custodes*” – “*who will guard the guards.*”

Lekel *at the end*, lekel ki fer si ki Bondye i ekout mon lapriyer i pa ekout sa ki pour Onorab Pillay? We can't! At

some point i annan en, ou pa al pli o. Ou bezwen ekspekte ki sa lenstitisyon, i pour *self-regulate* dan sa fason.

E mon konpran, mon konpran problemm Onorab Pillay, *but I can't* – ou bezwen met en lenstans par lao Labank Santral e napa akoz koman ou en lenstans par lao Labank Santral ki pe *regulate* Labank Santral, dan *at least* en keksoz ki pe fer ou pe *undermine* son lendepandans ek son lotorite.

So, mon krwar i enn sa bann landrwa kot nou pour bezwen *trust in these institution to regulate itself when it can*. Enn pti pe parey - enn pti pe parey i annan dan plizyer lezot lenstitisyon ki *self-regulate* akoz napa en lenstitisyon ki par lao zot.

Pandan ki mon annan laparol Mr Chair e mon pa le *curtail* deba lo sa pwen – *it's an interesting point*.

Mon ti ava avek ou permisyon, mon ti ava kontan zis propoz enn pti lamannman to sanmenm sa Seksyon (6). Mon'n vwar i annan en pti fot, anfen pa enn pti fot, i annan en pti mankman.

Si nou al dan son dezyenm laliny “*shall be binding and valid to the operators*” mon krwar, *it should be “shall be binding on and valid to the*

operators" en keksoz i *binding on somebody else* olye zis *binding and valid to*. Mersi.

MR DEPUTY SPEAKER

So en *minor amendment* ou pe zis met, "on", "binding on". Onorab Pillay.

HON SEBASTIEN PILLAY

Mersi Mr Chair.

MR DEPUTY SPEAKER

Zis avan bouze eski *panel* ava aksepte sa "*binding on*," koman en *minor amendment*? *Panel pa'n* – ok VP i *agree*. Ok. Kontinyen Onorab Pillay.

HON SEBASTIEN PILLAY

Ok Mr Chairman avek sa lamannman sa *simple amendment* ki'n ganny propoze la, ok, it means ki both the operator and the participant i *binding*.

The rules are binding to them. Now in case of a default by the operator i fer en fot, so i annan en administrative penalty to the administrator. Mon problem i pa kler lekel ki pour enforce administrative penalty on the operator. Ou konpran? Eski - is it the Central Bank ki pour enforce?

Akoz get ki mannyer i dir, "which may be enforced by the operator, by the operator in the

case of a participant of which the – ki i pe servi sistem sa operator. But in the case of the operator who enforces it? Is it the Central Bank ki pour enforce li? Mersi.

MR DEPUTY SPEAKER

VP i le klarifye sa?

VICE PRESIDENT AHMED AFIF

Wi, Mr Speaker, i enn sa bann, sa bann *anomaly* ki nou trouve dan Lalwa me mon le dir poudir sa i swiv, en sistem internasyonal, en pratik internasyonal plito.

E alor dan sa ka, dizon ki sa *Payment Operator System* ki ganny administre atraver Labank Santral, parey nou pe dir, i pour annan en lot *unit* ki fer *compliance* dan Labank Santral ki pour enpoz sa *penalty* lo sa *unit*. I paret en pe drol, but it is an *international practice* ozordi.

MR DEPUTY SPEAKER

Onorab Pillay, en dernyen pwen lo la?

HON SEBASTIEN PILLAY

Ok but then, pour mwan, pour mwan, mon napa, mon pa kapab anpes sa lamannman. If it were up to me mon ti annan mazorite, mon pa ti pou les zot

move ek sa lamannman ki la. Akoz mon santi poudir sa zot pe kree en *anomaly* dan sa sistenm.

E pour mwan i pa donn konfidans sa sistenm, akoz i pa kler lo lekel ki annan lekel final *say* lo la. Par egzanp pour mwan koman en operater ler mon'n fer en fot, mon'n kas en Lalwa *Central Bank*, mon'n ekspekte ki *Central Bank*, i bezwen pran responsabilite pour *enforce the administrative penalty, because it is called an administrative penalty*.

An administrative penalty cannot be enforced by an operator. So petet Gouverner i kapab eksplike. Mersi.

MR DEPUTY SPEAKER

Madam Gouverner, ou le entervenir la?

GOVENOR OF CENTRAL BANK CAROLINE ABEL

Wi. Petet i - bonn apre midi tou Manm Onorab - petet sa i reflekte konplikasyon rol ki en Labank Santral i annan. Akoz mon krwar bomaten Onorab Cosgrow ti fer sa pwen, regarding bann platform ki *Central Bank* i annan, par met li an deor.

Mon kapab dir zot poudir dan sa konplikasyon, ki Labank Santral i annan ki *operate* bann

platform e i osi regilater, i konpran sa konplikasyon e dan sa loptik, nou ti pe fer en *assessment* pour tir bann platform ki Labank Santral i annan, met li dan en antite an deor; ki ti pour tir sa konplikasyon ki Labank Santral ti pour zwe son rol regilater pirman.

E ti pour annan sa antite an deor Labank Santral, ki ti pour ganny *run* endepandan avek Labank Santral, ki nou ti pe rekomande se ki petet dan son gouvernans lo *Board*, Labank Santral ti pour kapab annan en reprezantan, pour fer sir poudir sa zafer pe mars byen.

Ler nou'n al analize, sa sityasyon nou'n get li dan sa dernyen 3an. E aktyelman Lendi ti annan en rekomandasyon ki ti al kot *Board*. Enn se - enn sa konsern ki Onorab ti dir bomaten, eski ler ou annan en antite prive, i pour vreman - eski nou pa pour vvar kou monte?

Akoz Labank Santral li ler i ofer en servis dan term ekonomik nou dir Labank Santral i donn en *public good*; tandis ki ler i dan en antite prive, ou bezwen get son laspe komersyal, profi, poudir wi, nou donn en *tick* sa antite i kapab marse.

Tandis ki Labank Santral pa get fer profi li, i pe get ki nou pe donn en servis ki abordab pour lapopilasyon.

E ler nou'n analiz tou sa keksoz, e *assessment* ki ti ganny fer lo Labank Santral koman en operator, ti annan bann *gaps* ki nou ti'n idantifye ki nou pe travay lo la, nou'n osi vwar poudir dan en konteks pei ki ptipi an se moman, i pa pour neseserman fer sans pour nou tir sa bann platform dan Labank Santral e met an deor. Akoz pour detrwa lannen i pa pour profitab, koman en antite prive.

E nou'n deside poudir sa bann platform i pour reste dan Labank Santral. Nou pour kree en *unit*, ki pour pirman regard sa bann platform nou divizyon servis banker pour vin en konsonmater, parey en labank komersyal akoz nou servi sa bann platform.

E supervizyon, fonksyon supervizyon, ki bezwen fer sir ki i get sa *unit* ki en *operator* parey nenport *operator* ki an deor Labank Santral. E dan sa demars nou, nou bezwen fer sir poudir i pour annan lenformasyon akoz nou bezwen transparan, an vi ki tou lede fonksyon i anndan dan Labank Santral.

Nou pour bezwen fer sir poudir i annan lenformasyon lo en peryod regilye, ki nou donn piblik, ki mannyer sa operator dan Labank Santral pe fonksyonnen e si i annan serten defayans, ki bann rekomandasyon ki regilater pe donnen e dan ki dele letan, parey nou fer avek okenn operator deor.

E mon kapab dir Lasanble osi, poudir en fason ki Labank Santral i travay, se ki okenn kondisyon oubyen Lalwa ki nou pe enplimant lo antite an deor, Labank Santral i bezwen annan parey anndan. So, sa nou fer sir.

E mwan an se moman parey koman operator Labank Santral, si nou *fail* pour nou fer pase en tranzaksyon pour en kliyan sirtou bann tranzaksyon *treasury bills* ki ganny pa ganny peye *on time*, Labank Santral i annan en Polisi ki sa kliyan i ganny peye en konpansasyon, si son peyman i an retar.

So nou, nou fer poudir nou osi nou pe aplik Lalwa Proteksyon Konsonmater koman en operator. So, sa garanti ki nou kapab donn Lasanble an term fonksyonnman. Mersi.

MR DEPUTY SPEAKER

Ok. Mersi. Mon vwar ler madanm Gouverner in koze zot in dir zot annan konfyans dan li depi bomaten so i kler, nou move on. Onorab Clifford Andre.

HON CLIFFORD ANDRE

Mersi Mr Chair. Mon pour zis retourn enn pti kou lo paz 13. 13(b) nou pe amann seksyon 16 dan sa nou met, “*by inserting a new subsection*” zis pour nou fer sir ki nou anliny avek tou keksoz.

Lo paz 14 amendment to section 17. Dezyenm laliny nou ranplas, “*as follows*” avek “*with*”. E letan nou ariv lo paz 15 Mr Chair anler nou'n *insert* “*he or she*” premye laliny, “*shall be guilty of an offence*” ensidswit, kontinyen.

MR DEPUTY SPEAKER

Zis lo sa pwen. Mon pa rapel Bills Committee nou ti'n deza koz lo la poudir si dan mother Act, nou pa'n fer bann lezot sanzman “*he or she*” laba, akoz dan lamannman nou - dan lamannman nou evite fer? Eski i annord sa enn la? Onorab Georges.

HON BERNARD GEORGES

I annan de pwen la Mr Chair. Enn se “*he or she*” e lot se “*he*”. Si dan mother Act napa gender neutrality, nou pour bezwen

met zis enn instead of “*he or she*”, be nou bezwen met en *he* akoz sa ti manke. Si ou lir li, si ou lir li san en personal pronoun ou – i pa pour fer sans.

“*Where payment service provider from the chapeau, fails*” eksetera, eksetera apre i dir zis “*shall be guilty*”, ou ti bezwen azout en personal pronoun “*fails he shall be guilty of an offence*” so si, if the parent Act i napa gender neutrality, nou bezwen met “*he*”, si annan deza gender neutrality, nou bezwen met “*he or she*” me nou bezwen definitivman met en personal pronoun la. Mersi.

Apre pandan ki mon annan laparol, Mr Pool pou dir nou, dan son laliny ki swiv, fodre nou azout, “*and shall be liable on conviction to*” eksetera. Ok, mersi.

MR DEPUTY SPEAKER

Ok. Mersi. So nou - Mr Pool i annan en keksoz pour li dir.

SENIOR DRAFTSPERSON	LEGAL VICTOR POOL
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Mr Speaker. I annan en proposal la nou ti anvi, nou ti'n diskite pour nou tir sa, “*he or she*”, pour nou met, “*such payment office providers, operator or participants*”. So, sa

i a rezourd sa problem si i posib.

MR DEPUTY SPEAKER

I ok sa avek Bills Committee Onorab Andre?

HON CLIFFORD ANDRE

Annefe i fer bokou plis sans, akoz sa i *chapeau* ki nou pe refer lo la.

MR DEPUTY SPEAKER

E lo propozisyon Mr Onorab Georges, i annan en keksou ki ou'n dir lo-?

HON BERNARD GEORGES

Wi, mon ti pe - mon pe propoz parey mon fer toultan Mr Speaker olye, "such" mon pa kontan sa mo "such", mon prefere "the". Mersi.

SENIOR DRAFTSPERSON POOL **LEGAL VICTOR**

Apre osi pour nou tir sa mo, "*shall – imprisonment*" akoz i pa pour kapab met en konpannyen dan prizon so nou ava zis kit sa *fine*.

MR DEPUTY SPEAKER

Ok, savedir si i annan dimoun ki kapab lir nou sa paragraf ki mannyer i ete, akoz mon'n tann omwen 3 lamannman dan sa chapeau. Onorab Andre ou'n capture?

HON CLIFFORD ANDRE

Mon ava seye, annou gete si nou komans,

"Where any payment service provider, operator or participant" si nou al lo (b) – sorry mon ava al antye.

(a) fails to comply with a requirement under this section;

(b) for the purposes of this section"

Si nou al lo (ii) Roman (ii)

(ii) willfully or recklessly withholds any material information, such" – sorry, "material information the service provider, operator or participants shall be guilty of an offence and liable on conviction to imprisonment", but here it says imprisonment i mean unless nou pe tir – si mon pe lir – sorry - in remove, in remove ok so, "shall be guilty of an – or shall be guilty on conviction" correct? "Shall be guilty of an offence and liable on conviction to a fine not exceeding level 3 or" full stop, ok.

So, la nou'n ganny li. I ok, Mr Chair, oubyen ou le mon repete?

MR DEPUTY SPEAKER

Non. As long ki panel in gannyen ki letan Bill pour al assent i – panel in ok nou'n

ganny – in ganny li, ok. Ok Onorab Pillay.

HON SEBASTIEN PILLAY

Yes, Mr Speaker. Mon pe zis fer en referans avek the *mother Act* e *fine* ki dan *mother Act*, en? Nou'n koz *level 3 of the standard scale la, which is what SCR50,000, ok but in the mother Act for a similar offence it's SCR40,000, 40, yeah.* Par egzanp si ou regard *section 22 of the mother Act*, sa i pour en direkter akoz i pour *liable to conviction as well*, ou annan bann *fines* ki up to SCR40,000.

Ki mon pe demande eski dan *designing* bann *penalties* anba sa lamannman, zot in pran konsiderasyon bann *penalties* ki deza, bann *fines* ki deza anba *mother Act*?

E ki si *for a similar offence* anba Lalwa, ou pe vwar poudir en dimoun pe ganny *fine* 50mil, me en lot pe ganny *fine* 40mil. Eski zot in fer sa travay? Oubyen sa Lalwa i pran konsiderasyon zis pour sa bann lofans spesifik ki la, me ki relye avek *the whole national payment system* akoz ou deza annan bann lofans ki sa? Mon pe regard *panel* i paret ki zot pa'n fer sa travay pour rekonsilye sa bann *fines*?

MR DEPUTY SPEAKER

Ok so nou – kestyon i eski bann fines in ganny rekonsilye ouswa bann ki zot pe entrodwir la i konsern zis bann lamannman ki zot pe entrodwir avek nou ozordi?

<u>SENIOR DRAFTSPERSON</u>	<u>LEGAL VICTOR</u>
<u>POOL</u>	

Ok.

MR DEPUTY SPEAKER

Mr Victor.

<u>SENIOR DRAFTSPERSON</u>	<u>LEGAL VICTOR</u>
<u>POOL</u>	

Yes, thank you Mr Speaker. Mr Speaker, zot pe dir ki dan le fritir zot pour reget sa bann fines and offences, me pour lemoman si zot pare pour align li with the current fines, ki dan lezot seksyon dan sa mother Act.

MR DEPUTY SPEAKER

Ok, zot pe dir ki a lavenir zot pour align li avek standard scale ki'n ganny entrodwir, a lavenir. Me solman la ozordi sa enn ki'n ganny, ki lala, ki nou pour fer we go back to how it was originally or i pe reste parey? Onorab Pillay.

HON SEBASTIEN PILLAY

Mr Speaker, mon – *I stand to be corrected.* Mon pe baz mon largiman *on the principal of natural justice.* Konstitisyon i dir nou tou nou annan tretman egal devan Lalwa, e pou en lofans ki mon'n fer ki parey lofans en lot dimoun, mon pa kapab ganny pini plis ki sa lot dimoun ki'n ganny pini.

E sa ki mon pe vwar ler mon pe regarde, i pa paret poudir i annan en rekonsilyasyon bann *fines* ki deza egziste anba *mother Act*, avek bann propozisyon novo lamannman, ki dan serten sirkonstans sa bann *fines* pour *involve* menm kalite, menm kalite lofans.

Par egzanp pa *abide* - pa to en regilasyon, pa *abide to something, which* ler i an lofans ki *constituted* anba Lalwa, sa dimoun i *liable to* en *fine*. *Usually, fine* pour en konpannyen i bokou plis ki *fine* pour en endividé.

Par egzanp anba Lalwa orizinal bann *fines* pour bann operator ki en lakonpannyen i *around R40 mil* parey ler ou pe get *mother Act* e nou pa blyie *mother Act* ti ganny etablir an 2014, so probableman i annan nesesite pour *Central Bank* re REGARD SA OSI.

E ler nou vin lo bann *fine* spesifik e nou pe koz lo

standard scale e ler mon pe regard *standard scale* ki mon annan, devan mwan dan son *Schedule 1*, i koz lo en *fine not exceeding 50,000.* Prezan byensir pour a diskresyon Ziz, an sa ki konsern en konviksyon, pour etablir en *fine*.

Me nothing stops en judge pour donn ou the full fine, which is 50,000. And that's where you might have an issue kot Onorab Georges, ki pour fer plis keksoz mal ki mwan, labitud pour ganny R40 mil *fine* e mwan mon pour ganny R50 mil *fine*. So-

Be solman mon vwar Mr Speaker e parey nou ti dir lo nou kote latab, nou ti ava apresye plis letan pour annan konsiltasyon lo sa Lalwa. Si sa i en keksoz ki *Central Bank* i bezwen al avek pour fer son travay, pour al fer sanzman realiman *fines*, i pour en legzersis ase entans e ase konpleks.

So ki garanti nou kapab gannyen from *panel*, ki i annan en travay ki pour al ganny fer e *post-haste probableman right after assent*, nou pour ganny en revizyon lo sa bann *fines*, pour align li avek bann – avek *standard scale* oubyen *fine* dan bann novo lamannman? Mersi Mr Speaker.

MR DEPUTY SPEAKER

Mersi Onorab. Mon'n vwar Mr Victor in lev son lanmen.

SENIOR DRAFTSPERSON **LEGAL VICTOR**
POOL

Yes. Mr Speaker, bon, vi ki nou'n rekas sa *subparagraph* la, nou'n tir -nou'n fer li vin zis pour en *body corporate*, e toultan ler mon get bann Lalwa, toultan *body corporate* i ganny *fine* pli for ki en dimoun. So *then let's keep it as is*.

MR DEPUTY SPEAKER

Savedir akoz la dan sa paragraf, nou pe koz lo en *body corporate* i ava tonm bon avek *level 3 of the standard scale*. Se sa ki ou pe dir nou?

SENIOR DRAFTSPERSON **LEGAL VICTOR**
POOL

Yes.

MR DEPUTY SPEAKER

Onorab Pillay, ou lanmen i anler.

HON SEBASTIEN PILLAY

Mersi Mr Speaker. I annan en term pour sa, *it's called 'the slippery slope'*, akoz ki arive se ki i pa en fot Lasanble me mon napa lakantite dimoun pour fer sa sanzman ki devret ganny fer.

Me selman i *behooves* Gouvernman pour zot fer sa sanzman.

Akoz ou pe servi en leskiz ki pour mwan i en pti pe en leskiz dan ler, akoz *obviously* en *body corporate* pour ganny *fine* plis ki en endividé, *but it should be done*.

E i en travay ki devret ganny fer *as soon as possible*, pour *realign* bann *fines*, ek bann *penalties* anba sa *original Act*, avek bann provizyon lamannman ki zot pe fer. Akoz i pour *involve* bann tranzaksyon parey zot in dir, ki pour annan en kantite larzan ki pe pas ladan. Mersi Mr Speaker.

MR DEPUTY SPEAKER

Mon krwar *panel* in *note* sa, e ansanm avek *gender neutrality of the Bill* pour regard *mother Act* si i *gender neutral*. Akoz 2014, mon pa konnen si senkyem Lasanble ti osi sansib avek size *gender*. Onorab Andre?

HON CLIFFORD ANDRE

Mr Chair mon ti le zis le refer sir ki nou'n ganny sa korek; pa pour dir ki sa largiman ki pe ganny fer i pa enn ki neseser pour ganny fer. Zis pou fer sir ki *panel*, avek nou *SLO* i ganny sa *proposal* ki'n mete korek. Mon ava zis relir ankor, *sub (4)*

"Where a payment service provider" comma, "operator or participant" mon pour al (b) – sorry mon ava dir antye - "fails to comply with a requirement under this section;

(b) for the purposes of this section".

"(ii)" i dir ou "wilfully or recklessly withholds any material information, the service provider," (comma) "operator or participants shall be guilty of an offence and liable on conviction to a fine not exceeding level 3." (Full stop).

So bann lezot i ganny retire, so sa i pour sa paragrap ki nou annan. Korek? "Level 3 of the standard scale". Ok.

MR DEPUTY SPEAKER

Ok. So, panel avek Lasanble nou korek lo la. Nou proceed Onorab.

HON CLIFFORD ANDRE

Ok mon a kontinyen. 15 nou zis, lo dezyenm laliny...

MR DEPUTY SPEAKER

Hang on, avan ou ale. Mr Victor.

SENIOR DRAFTSPERSON **LEGAL VICTOR POOL**

Mr Speaker, nou kapab retourne enn pti kou lo amendment of section 16. Mon ti pe zis reget

premye lamannman "(a)" i dir, "in subsection (2) by inserting after the words "may specify," Savedir dernyen, apre dernyen mo dan subsection (2), "Records" premyerman devret vin en small, me solman still ler mon lir sa fraz i pa pe lir, akoz, "may specify records." How such records. I mank en keksoz, "may specify records" "may specify records" how such records, records may be kept in electronic form to the extent that adequate data recovery systems", la ankor i pa lir byen prezan.

Sorry – that – in subsection ok – it (napa, napa)

MR DEPUTY SPEAKER

Ok, pour bann Manm nou'n retourne lo paz 13 e nou pe koz lo amendment to subsection 16 – oops it's 13. Mr Pool?

SENIOR DRAFTSPERSON **LEGAL VICTOR POOL**

Wi, wi, "records may be kept in electronic form to the extent that adequate data recovery systems and procedures are in", "records may be kept in electronic form to the extent that adequate data recovery systems and procedures are in place". Unless nou fer li vin en sub (3), nou fer li vin en sub (3).

Mon a zis relir, mon a lir antye subsection 16(2) pour zot kapab swiv ...

MR DEPUTY SPEAKER

Please do.

<u>SENIOR DRAFTSPERSON</u>	<u>LEGAL VICTOR POOL</u>
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Ok, i dir koumsa, subsection (2) i dir, “every record shall be kept in written form or kept on microfilm, magnetic tub - tape, optical disc, or of any other form of mechanical or electronic data storage and retrieval mechanism as the Central Bank may specify”. (Full stop).

Prezan nou kontinyen, “as the Central Bank may specify” apre zis i vin “records”. Swa nou met en full stop nou fer en new subsection (3), nou dir ki nou anvi dir, solman i pa pour kapab kontinyen.

MR DEPUTY SPEAKER

Ou le dir sa lo mic ki nou kapab swiv ki...

HON SEBASTIEN PILLAY

Wi i pe dir – mon konpran ki i pe dir, dan plas fer li kontinyen dan sa paragraf, ou met li en 3. Prezan that 3 i specify ki mannyer sa bann rikord i bezwen ganny garde and for the retrieval.

Zis selman mon pa konnen si *Central Bank* i annan en derogasyon lo lakantite letan ki i sipoze gard rikord, for retrieval, pa i annan en, napa en...?

MR DEPUTY SPEAKER

Isn't it 7 years?

HON SEBASTIEN PILLAY

Exactly. So, i bezwen comply to that 7 years.

MR DEPUTY SPEAKER

So, eski Mr Victor, ou kapab diriz nou la ki mannyer prezan i pour vini?

<u>SENIOR DRAFTSPERSON</u>	<u>LEGAL VICTOR POOL</u>
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Ok, so Mr Speaker, savedir premye lamannman 13(a) i ava vin, “by inserting a new subsection (3) after subsection (2) as follows”, apre nou ava la nou a insert sa ki dan parantez, nou a dir, “records may be kept”, sa i vin dan new (3). apre nou a renumber par anba, nou a dir, “by inserting a new subsection (4) as follows” apre nou a renumber ankor.

MR DEPUTY SPEAKER

Ok. Onorab Andre?

HON CLIFFORD ANDRE

Pour klarite e pour fer sir ki nou *SLO* pe anmas korek, savedir nou pe dir *amendment of section 16* kot nou pe koz 13. Eski nou kontinyen avek (a) oubyen nou al zis lo (b); (b) ki vin (a)?

Zis pour mwan ganny li kler, akoz mon bezwen ganny li kler lo rikord, demen nou pa le fer okenn lerer, pour nou dir.

Non annou komans fer enn, ki nou pe fer akoz la ki mannyer i ete i annan (a), i annan (b), e si mon ganny li kler Mr Pool in dir nou, “*by inserting a new subsection (3) after subsection (2)* ok? So, sa, li ki pour vin (a) savedir (a) i pe *drop net*, non? Annou ganny li kler. Mersi.

MR DEPUTY SPEAKER

Ok, mon a donn parol Onorab Pillay avan, apre Onorab Georges...

HON SEBASTIEN PILLAY

Mon krwar sa ki nou bezwen fer, se ki dan sa (a) ki dan nou *amendment Bill*, nou pour re-aranz li pour dir, “*by inserting after subsection after subsection (2)* a new subsection (3) ki a dir “records may be kept”, bla bla bla ..and then sa (b) prezan nou pa pour insert a new subsection (3), nou pour insert subsection

(4) ou ganny mwan kot i (3), i pour vin (4).

MR DEPUTY SPEAKER

Ok. Onorab Georges?

HON BERNARD GEORGES

Bon, enn pti komanter Mr Speaker, pa i gou ler en dimoun ki pa'n vot pour sa *Bill*, li menm li i pe ankouraz nou pour sanze? Mon ti a kontan felisit Onorab *Leader Lopozisyon* e dir li kontinyen koumsa, akoz se egzakteman sa ki nou anvi.

(APPLAUSE)

MR DEPUTY SPEAKER

Ok, Mr Victor e *panel* zot ok avek sa? Ok? So, we go avek sa *proposal* ki Onorab *Leader Lopozisyon* in dir nou. Donk, nou ava kontinyen. Onorab Andre.

HON CLIFFORD ANDRE

Nou ti'n arriv lo paz 15. Nou ti'n fini avek *clause 15* ki pe amann *section 18*. Nou al lo paz 16 Mr Chair, *top of the page at the end of sa paragraph* (a) nou'n tir “or” nou'n met “and.”

Apre (b) – ok yes, ok top of the page 16, dan premye laliny en “a” in ganny tire, apre “operator”, so i lir “system operator designated” ensidswit.

So mon pour kontinyen bann *formatting* in ganny aksepte. Ok nou al lo paz 18, clause 20, “*The principal Act is amended by*” nou delete “the”.

MR DEPUTY SPEAKER

Eski i annan enn ki nou’n sote kwa? Kote nou merit retournen? Savedir nou pe koz page 17, dan *amendments to section 24, 17(4)* i annan en “s” ki’n ganny azoute avek “attachments”. Tire an wi font i merit en pe pli gro.

HON CLIFFORD ANDRE

E i paret mwan nou dan menm kategori nou de Deputy Speaker, akoz kekfwa nou bezwen sanz linet.

MR DEPUTY SPEAKER

So, i annan sa bann pti tir en ‘s’, tir en “a”. Mon ti krwar nou’n fini agree avek Bill Committee ek panel ek...

HON CLIFFORD ANDRE

Egzakteman...

MR DEPUTY SPEAKER

Ki ler nou life, nou plito al lo bann lezo ki annan en pe plis lavyann lo la.

HON CLIFFORD ANDRE

Egzakteman. Nou, nou al lo bann lavyann ki lo lezo. Ok sa -

nou ava kontinyen Mr Chair. *Amendment of section clause 20* plito, mon ava zis repran, rekomanse,

“*The principal Act is amended by*” nou delete “the” nou kit “insert” nou met, plito nou met “*inserting after section 26*” nou delete “*of the following*” e en “a” i ganny azoute, *a new section 26A as follows*” nou delete “*after section 26*”.

Letan nou arriv lo 26A (3) son dezyenm paragraf *insert* dan premye laliny after “*effect to*”, *sub 4* nou delete lo trwazyenm laliny, after “under” nou delete “the” nou met “a”.

Amendment of section 27, ok Mr Chair nou pour delete lo dezyenm laliny as follows, nou pour replace li avek “with” e nou pour annan section after sa lamannman ki’n propoze in clause 21, amendment amend the wording of section 21(4) as follows.

So wording of 27(4) i pour ganny amande comme swivan:-

“*Notwithstanding any other law, no operator or participant*” – sorry “*no other law*”, comma “*no operator or participant in a payment,*” comma, “*clearing or settlement system or payment service provider shall not be wound up or placed into receivership*

except after prior approval of to the Central Bank.”

Mon ava – Mr Chair, zis pour fer referans avek - nou annan sa 72hours notice ki'n donnen e aparaman sa lamannman in sipoze ganny sirkile avek tou Manm, ki mon believe Madanm Clerk ki'n sirkil avek tou Manm. So tou Manm i aware of sa lamannman. Mon poz sa la, nou ava gete ki mannyer nou pour - mersi.

MR DEPUTY SPEAKER

Ok i paret napa kontansyon, Onorab Pillay.

HON SEBASTIEN PILLAY

Wi, Mr Speaker. Mon ti a kontan konnen avek panel, *why do, do they require a prior approval of the Central Bank?*

MR DEPUTY SPEAKER

Prior approval for?

HON SEBASTIEN PILLAY

Central bank – of the Central Bank. Why do they require a prior approval of the Central Bank?

SENIOR FINANCIAL SURVEILLANCE ANALYST **CYRIL BENOITON**

Thank you Chair. Mersi Onorab pour ou kestyon. Based on best

practice and international standards, i osi aplikab pour bann labank. So, any entity that has to go winding down process be it voluntary as well, zot bezwen notifye nou.

Akoz i annan serten kriter ki nou gete, bann requirements ki nou bezwen follow pour fer sir ki zot an konformite avek sa bann keksoz before we start the winding down process, it's the same principle ki nou apply osi pour bann labank, pour fer sir ki the process i pe ganny followed dan en fason ki drwat e kler e ki napa okenn lenpak lo sistenm an zeneral.

MR DEPUTY SPEAKER

E proteksyon konsonmater, mon mazinen, fer sir si en dimoun dan lannwit pa disparet avek larzan piblik. Onorab Pillay.

HON SEBASTIEN PILLAY

Mersi Mr Speaker. Proteksyon konsonmater pour la, akoz pli bar i dir ou, okenn larzan i go back to bann dimoun ki'n servi sa sistenm.

Me selman mon problem i vin koumsa mwan, avan sa Lalwa ti dir, “*after prior notification of the Central Bank.*” Eski ou pe dir mwan poudir dan *Central Bank can withhold*

approval pour en konpannyen al into insolvency?

This is what basically this is saying, akoz ler mon pe gete ki mannyer keksoz i ale la. How do we – how do we justify this? Eski ozordi pour en konpannyen al – go into insolvency, eski i bezwen approval en lot antite pour li al into insolvency?

Akoz nou annan en *Insolvency Act already Sesel.* So, pour mwan mon pe, mon pe wonder la, mon konpran the issue of what the Central Bank wants to achieve, me that means ki Central Bank can withhold approval.

Be si sa konpannyen nepli kapab, son substrata nepli egziste, it has to go into insolvency! So, which means you can still withhold approval for it to go into insolvency, into receivership?

MR DEPUTY SPEAKER

Avan panel i pran laparol, mon vvar lanmen Onorab Georges.

HON BERNARD GEORGES

Mersi Mr - Mr Chair, Mr Chair, annefe mon ti adres sa bomaten ler mon ti pran laparol. E i kler ki dan son premye versyon sa Bill, e sa pwen i ti ganny diskite dan Bills Committee.

Dan premye versyon sa Bill i ti zis - ou ti bezwen zis notife Central Bank, zis dir, I'm going into liquidation oubyen I've been put into liquidation.

Me apre en pe refleksyon, bann sponsors sa Bill in deside ki sa pa ase, akoz just knowing about it, ou pa ti pou kapab fer ou travay koman regilater e asire ki ou ti annan en level kot ou ti bezwen donn ou ok, pour ki sa process i kontinyen.

E obviously Onorab Leader Lopozisyon, in demann en kestyon pertinan. Ki mannyer ou kapab anpeste? Ou pa pour kapab anpeste. E i zis ki lafason ki i ete la Labank Santral pour donn - pour dir ou kan ou kapab kontinyen ek sa process to be wound up.

E i pour fer sa naturelman ler in satisfer son lekor, ki bann customers in ganny proteze dan sa sistem. Mon krwar that is the intention behind the amendment. Mersi.

MR DEPUTY SPEAKER

Onorab Pillay?

HON SEBASTIEN PILLAY

Mersi Mr Speaker. This is all fine and good. Napa problem ek sa protez konsonmater, me nou still en Leta ki viv anba Lalwa. E koman en Leta ki viv anba Lalwa, ozordi si Onorab

Georges i Avoka en konpannyen ki pe al dan *receivership*, sa konpannyen pa bezwen *approval* en lot antite pour li al dan - koman son prosesis *receivership*.

Mon konpran ki'n dir poudir ou pa pe anpes sa konpannyen al dan *receivership*, i byen, vre ou pa pe anpes li. *But before as it was written, ou'n donn li notifikasyon, but now you need the approval, to go into receivership.* Ou vwar?

MR DEPUTY SPEAKER

Wi. Be si mon konpran larepons Onorab Georges, se ki kekfwa avan i pour donn ou sa *approval to proceed*, i ava dir be ou bezwen notifye ou bann kliyan; ou bezwen met en lanons dan medya. Konmsi i annan serten keksoz probableman ki Central Bank ...

HON SEBASTIEN PILLAY

But then...

MR DEPUTY SPEAKER

.. dir ou fer *and then i ava dir ou ok ou'n fer tou, proceed.*

HON SEBASTIEN PILLAY

Ok, si mon swiv sa ki ou pe dir, then that should have been the prerequisite, avan ki mwan koman en konpannyen ki

decide to en operator ki deside pour al fer en payment system.

Ki avan ki mwan mon antre dan *receivership that would have been the prerequisite e ou ti ava set out* dan Lalwa, *before entering into receivership*, lala bann keksoz ki mon bezwen *comply to*. Akoz mwan mon konnen klerman *what the end game is.*

Be la mon pa konnen la. *I'm subject to a decision ki zot, ki osi en fellow operator - nou pa pour al ladan, nou'n koz lo la taler - pe deside prezan si mwan mon pour al dan receivership.*

On a basis of - on the principle of natural justice, on the principle of legitimate - leksplikasyon lezitim, ki nenport konpannyen i annan, pour mwan mon vwar sa - legalman mon vwar sa - lezislativman mon vwar sa i en konsern pour mwan.

Parey mon'n dir mon pa konnen si Gouverner i annan en lot keksoz pour azoute lo la. Akoz nou pe sanz en keksoz sibstansyel la, avan ti notifye la nou pe dir ki i bezwen absoliman aprouve, avan ki sa konpannyen i al ladan. Mersi.

MR DEPUTY SPEAKER

Ok avan nou donn madanm Gouverner, ou ti'n lev lanmen ouswa ou le entervenir la? Apre

nou a donn Madanm Gouverner pour ...

HON BERNARD GEORGES

Wi, mersi. Zis pour - avan - zis pour Gouverner konnen ki sa ki dan mon lespri e pour li apre eksplike. Mr Chair, sa ti leve akoz sa de fason *winding up*. Si ti zis *winding up by the court* napa problem.

Akoz *winding up by the court* ou bezwen swiv en serten seri prosedir, e ou bezwen notifye dan *Gazette* konmkwa i annan en *winding up petition*, ki'n ganny mete e okenn *interested party*, *Central Bank* obviously, i enn, i kapab *intervene* dan sa prosesis.

E avan ki Lakour i donn en *winding up order*, i kapab ganny ekoute. Donk *it would work there*.

Me dan en, en *voluntary winding up*, personn pa konnen. Ou deside en zour ou leve bomaten ou deside, our pour *wind up* e ou pas en rezolisyon.

Si ou pas en rezolisyon of *solvency*, i annan de fason *voluntary winding up* enn i *solvent*, enn i *creditors*. Si ou pas en *winding up with a declaration of solvency* napa problem, *you are solvent* zis ou le *windup* akoz ou fatige fer sa

travay, *that's fine! Customers* i ganny proteze.

But ler ou fer en voluntary winding up, akoz en *creditor* pe met presyon lo ou, e ou pa kapab *sign en declaration of solvency*, la i annan en problem. Akoz i annan sa - avan ki en *winding up petition* i ganny prezante - si i pour ganny prezante, -ou'n fini komans *the process of winding up*, ou'n fini apwent en likidater. E *Central Bank* pa pour annan en *say*.

By the time i pour *catch up* avek ou, ou pour fini *liquidate*, ou bann *assets*. Se pour sa rezon ki selon mwan, sa bann amannman pe ganny met devan, zis pour *go the extra mile, to make sure* ki napa okenn *leakage*. Mersi.

MR DEPUTY SPEAKER

Savedir - ok avan mon pour donn Madanm Gouverner Onorab Andre pour fer zis - (ou ti'n lev ou lanmen ou?) Wi, nou ava donn ou laparol apre madanm Gouverner ava *sum-up*.

HON CLIFFORD ANDRE

Mon pe zis ekout sa largiman e tou lede i annan bann largiman sibstansyel, ki fer sans. Eski i annan en posibilite ki letan nou dir letan ou al dan sa kalite biznes, i napa *voluntary*

winding up? Eski i annan sa posibilite pour dir? Ki a fer ki ou ava, ou ava annan zis enn, e parey in ganny dir, *the court system will cater for that.*

So, i zis en - letan mon pe ekoute, akoz si nou pe al dan sa de, i pratikman enposib pour nou kapab annan en konsansis. E letan mon pe ekout pour eksplike, sorti kot notis, e sa i en kestyion ki nou'n ti leve dan *Bills Committee* sorti kot notis pour al *prior approval*.

E mon krwar nou pour bezwen *just go with prior approval* akoz, sansan nou pour napa en lot, napa en lot fason sorti dan sa enn la. Mersi.

MR DEPUTY SPEAKER

Ok, mon vwar Onorab Pillay in lev son lanmen ankor, ou ki ti pe inisyé sa pwen. Me solman mon konnen napa nanryen pour fer avek sa, be solman en sityasyon Fonseka la, ki ziska ozordi Sesel i dan problem lo son *rating*.

Akoz zis en lakonpannyen in leve in ale, e bann antite isi napa lenformasyon lo li. Lenn i dir ou bezwen donn mwan, *La France* i dir ou bezwen donn mwan, i met nou dan problem. So eski si i ti bezwen al kot *Financial* –

HON SEBASTIEN PILLAY

FSA.

MR DEPUTY SPEAKER

... wi, li aprouve prezan i fer sir ou'n kit ou bann dokiman nou annan rikord, the nou pa dan problem koman en pei. Mon vwar li en pe dan sa laliny, me ou le azout en pwen lo la.

HON SEBASTIEN PILLAY

Mersi Mr Speaker. Vi, ki nou pe koz de diferan kalite sekter, enn *involve* ek sekter finansyel *offshore*, son paramet i diferan. Akoz son paramet li i about plito proteksyon pour sa dimoun, ki pe kontinyen fer son larzan tranzakte atraver sa ziridiksyon.

Dan sa konteks ki la, ou pe koz de eleman, ou pe koz enn;- proteksyon sa bann dimoun ki pour servi sa sistem apre dezyenmman sa dimoun ki operator sa sistem. E i lokal, i fizik, i *on the ground*.

Prezan akoz mon pe vwar en problem, petet Gouverner i ava kapab sitye son leksplikasyon.

Oparavan dan sa menm *clause*, tou lede fwa, ou'n gard ou lentansyon avek en notis, regard ki ou dir oparavan; ou dir kot en partisipan dan en *payment clearing and settlement system*, ok is insolvent or likely to become

insolvent, such participants shall immediately notify the operator who shall notify the Central Bank. So nou ankor lo notis, sa i en partisipan.

Prezan ler nou koz lo en *payment service provider*, ankor en fwa nou dir, ler i pour al *insolvent or likely to become insolvent*, nou dir ki sa *service provider shall immediately cease to operate and notify the Central Bank*, which pour mwan i *counter tou sa ki i dir anba*, akoz *in the first place si mon pe al become insolvent as an operator Central Bank in fini konnen*.

Akoz lekel ki'n donn mwan *approval to become insolvent? The Central Bank. Konpran? So I don't need to notify.*

So, ou Lalwa *initially ti fer provizyon for a notification system*, akoz mon'n koman notifye ou poudir mon pe vin *insolvent*. Be la ou dir mwan poudir non, mon bezwen ou *approval, so then sa de avan i tonbe*.

Akoz si mon pa vin *insolvent ou ki donn mwan approval, ou pour otomatikman konnen poudir mon pe vin insolvent, e otomatikman its up to you prezan akoz ki'n donn mwan approval, ou bezwen annan en duty of care to follow*

the process, pour asire ki mon fer sa prosedir receivership and insolvency byen e ki mon bann creditors i ganny zot larzan.

Mon bann kliyan i ganny zot larzan, *which means ki ou prezan ou bezwen fer en lot due diligence lo sa process. So, is that what you intend to do?* Vwala ki rezon akoz mon pe demann sa bann kestyon. Mersi.

MR DEPUTY SPEAKER

Ok. Mon krwar i annan ase pwen devan Madanm Gouverner pour li eksplike e reasir Lasanble lentansyon, behind sa enn *clause*.

GOVENOR OF CENTRAL BANK CAROLINE ABEL

Mersi Mr Chair. Petet ler nou ti komanse ek sa Lalwa, bann antite ki ti antisipe antre ti pour bann antite ki ti pour senp e pa konplike. An mezir evolisyon dan sistem peyman pe arive, e ki nou pe komans vwar dan Sesel, vedir sa bann antite osi pour vin konplike dan nou konteks Sesel.

E sanmenm sa ki i annan serten lamannman ki pour donn pouvwar *Central Bank* pour kapab definir bann antite, ki nou pour vwar i pour amezir letan i ale, i vin pli enportan.

So si en zour zot deside pour zot *unplug, from the system*, i pa zis en realite ki kliyan, oubyen bann *creditors* pour ganny afekte, me i sa sistenm dan son totalite ki kapab ganny afekte parey nou koz *financial stability*.

So, i annan en kantite laspe ki Labank Santral i bezwen analize, poudir be si en partisipan, oubyen *operator* pour sorti dan sistenm, ki sa i vedir an vi son lenportans ki i annan dan sistenm.

So sanmenm sa ki pour nou ler nou ti pe ganny sa konversasyon at *Bills Committee*, nou ti vwar poudir en *payment system player* dan fitir i kapab vin osi enportan ki en labank e dan en kantite ziridiksyon in ariv sa parey nou pran Kenya, en *telephone company* ozordi i pli for ki en labank.

So sanmenm sa ki pour nou, *being forward looking* i enportan ki Labank Santral i annan en *say* dan sa *process*, e nou panse poudir en prosedir en pe parey bann labank nou devret aplike pour nou *payment system provider*, an vi ki mannyer nou vwar *payment system* pe evolye dan pei.

MR DEPUTY SPEAKER

Ok. Mersi pour sa leksplikasyon. Onorab Andre mon krwar kot nou'n arive la, ler mon pe get lakantite ki reste kekfwa nou ti kapab pran enn pti *tea break*, e ler nou retournen dan *one hour* nou pour kapab kouver sa bann larestan amannman. Ou dakor avek mwan lo la?

HON CLIFFORD ANDRE

Wi-wi.

MR DEPUTY SPEAKER

So ki nou a fer la i 3er edmi nou ava pran en *break*, ziska 4er nou a retournen, e nou ava kontinyen dan Staz Komite pour nou fini bann lamannman.

(BREAK)

MR DEPUTY SPEAKER

Bon, welcome back tou dimoun. Nou ankor dan Staz Komite, kot nou pe diskit *Bill* ki'n ganny prezante bomaten. Sa se *National Payment System (Amendment) Bill, 2023*. E *Chairman Bills Committee* Onorab Andre pe diriz nou diskisyon, donk nou ava donn laparol Onorab Andre pour nou kontinyen.

HON CLIFFORD ANDRE

Ok. Mersi Mr Chair. Nou pour allo sa lot lamannman ki'n satisfer *the 72 hours requirement*. I pour vin (c), i pour ganny inserted as section 27(5)(b) and it reads as follows:- “*the winding up resolution in the case of a voluntary winding up*” so i enn bann kriter ki ganny mete apre, apre – dan 5 sorry

MR DEPUTY SPEAKER

So pour benefis bann Manm nou lo paz 20.

HON CLIFFORD ANDRE

Lo paz 20, wi. E i annan en (b) nou pe ranplas sa (b) avek sa nouvo *proposal* ki la. Mersi.

HON CLIFFORD ANDRE

Ok. Mersi Onorab Andre. Onorab Georges.

HON BERNARD GEORGES

Mersi Mr Chair. Mr Chair, avek mon leker dan mon labous, mon oule *move* pour en *amendment to the amendment*. E sa se zis pour fer sa *amendment* ki'n ganny propoze par Onorab Andre antre dan son konteks. So, ou ava vwar ki anba sa subsection 5 (a) and (b) i linked.

“(a) a copy of the application for winding up when it is made; and the subsequent winding up order which shall

record the minute, hour and day that such order is made”, sa se ler i annan en court winding up.

Epi “(c)” i ler i annan en voluntary winding up, obviously akoz i dir. So, pour link li mon pe propoze ki sa comma a lafen “(b)”, i ganny retire, i ganny ranplase par en semi-column and the word “or”. So that, “(5)(a) and (b)” i vin ansanm, “or the winding up resolution in the case of a voluntary winding up”. Mersi.

MR DEPUTY SPEAKER

I en *minor amendment* ki Bills Committee i ok avek e panel? Ok, very good. Nou ava kontinyen Onorab. Hold on, Onorab Pillay.

HON SEBASTIEN PILLAY

Mersi Mr Chairman. An relasyon avek en voluntary winding up and to resolution ki nou pe koz lo la, eski zot bezwen donn *approval Central Bank* avan ki the Board i pas to resolution?

Or is the resolution coming into the Central Bank and then the Central Bank approves whether the winding up will happen?

You have to be clear about that, because si Board i deside vot pour en winding up and then Central Bank pa dakor,

then eski zot pe tir Lotorite Board pour li fer en desizyon vizavi son konpannyen?

MR DEPUTY SPEAKER

Mr Benoiton ki pour reponn sa kestyon.

SENIOR FINANCIAL SURVEILLANCE ANALYST
CYRIL BENOITON

Yes. Mersi Mr Chair. Mersi Onorab pour kestyon. *Usually zot bezwen submit en Board Resolution as part of the approval process, ki desizyon zot in pran.*

MR DEPUTY SPEAKER

Onorab?

HON SEBASTIEN PILLAY

Mersi Mr Speaker. Akoz nou pe fer sa process pli *long by not being clear* la en? I bezwen annan en landrwa ki dir after approval, by the Central Bank, the Board i submit sa voluntary resolution, because if the Board submits a resolution, you can either approve or not approve or do you approve for the Board to submit a resolution?

Sa ki mon pe gete, akoz once the Board has decided to go in sa konpannyen in vote to go into voluntary winding up, in fini vote, you cannot stop – ou pa kapab go back lo son

desizyon to wind up prezan, si ou deside pour pa approve. You understand the anomaly ki pe ganny kree la?

MR DEPUTY SPEAKER

Mon lenpresyon mwan sete, sa approval i pa pour anpes zot, me i pour obлиз zot fer serten keksoz avan they carry on with the process. Isn't it?

HON SEBASTIEN PILLAY

Non, non. The approval anba Lalwa, mannyer in worded se pour zot proceed with the winding up. Savedir i pe dir ou poudir i pa kapab proceed on a winding up si Central Bank pa'n aprouve, savedir poudir si Board pe meet, mwan ki mon pe konpran, eski ou pe dir ek mwan poudir avan ki Board i pran sa desizyon sa rezolisyon for winding up ki apre i lodge ek Central Bank;

Eski i bezwen ganny laprouvasyon Central Bank pour li move pour sa rezolisyon pas lo Board? Oubyen eski aprouvasyon Central Bank pour sa rezolisyon vin apre?

MR DEPUTY SPEAKER

Mon ti vwar lanmen Onorab Georges anler.

HON BERNARD GEORGES

Mersi Mr Chair in fact, wi. Fodre nou konpran ki en winding up

is a process, e si nou regard byen lafason ki Lalwa in ganny drafte nou vwar ki anba subsection (4) i kler, you cannot be wound up without the approval of the Central Bank. Ou pa kapab, ok? So that's the baseline, ou pa kapab fer li.

Apre (5) i eksplik ou ki mannyer sa i deroule. Ler i en court winding up, ou bezwen anvoy en kopi ou winding up petition or application and the subsequent order ou bezwen anvoy sa kot Labank Santral anba (a) ek (b).

E anba (c) ou bezwen anvoy ou winding up resolution which is the start of the process, bezwen anvoy li kot Central Bank. E se la kot laprouvasyon pour ganny donnен.

En fwa ki Central Bank i donn ou, ou permisyon la anba (6) then you enforce the winding up order or the resolution. Ou pa kapab enforce sa de keksoz, tan ki zot pa'n donn ou permisyon.

So, you cannot complete the process tan ki ou pa'n fer sa, that's the issue. E se sa ou gardfou, akoz it's at completion of the process, that money is dissipated, you can't complete it until then. Mersi.

MR DEPUTY SPEAKER

Onorab Pillay, ou annan?

HON SEBASTIEN PILLAY

Mersi Mr Speaker. Sa gard i pa zis fou, me i en pe sou. Problemm ek sa i konmsa. Mon Board pe zwenn pour fer en voluntary winding up right?

So, mon pe meet ek mon Board. Mon met lo latab e i annan en rezolisyon. I ganny minite e mon Board i deside ale en voluntary winding up.

Prezan mon submit mwan lodge, mon aplikasyon avek Central Bank pour en rezolisyon - sorry avek Central Bank, e mon problem prezan i vini eski ou pe dir mwan poudir at that point ki Central Bank pou either approve mon winding up?

Or eski Central Bank i devret aprouve, at pre en notis ki mon'n dir li mon pe a wind up, pour mwan Board zwenn, fer sa process of getting a resolution?

Where does it come kot Central Bank i antre akoz in any case mon bezwen lodge sa avek Central Bank?

Prezan eski koman en konpannyen ozordi, nenport konpannyen ler mon Board i pran en rezolisyon, en desizyon, par egzanz pour li wind up eski i subject to en lot antite ki pour deside, si sa rezolisyon pour ganny met an aplikasyon oubyen non? I don't think so.

So se sa ki mon le klarifye avek Central Bank, unless ki nou mete “upon approval ”la i meet prezan i fer sa.

MR DEPUTY SPEAKER

Ok. Mersi. Onorab Georges?

HON BERNARD GEORGES

Yes Mr Chair, mersi. *In fact, an antisipasyon sa ki Onorab pe demande, mon ti'n fer en note anba 6. Akoz 6 konmela i pa swiv. 6 i dir,*

“The relevant operator shall enforce the winding up order or resolution immediately upon being notified by the Central Bank of the order lodged”.

Non! *It has to be immediately upon receiving the approval of the Central Bank e la prezan i neat, i neatly does it.* Ou fer ou aplikasyon Ankour for a court winding up, ou issue resolution for a voluntary winding up, me ou pa kapab enforce any order, that comes out of your application in one case and the resolution the other case, unless ou ganny approval of the Central Bank.

So, mon ti pou propoze pour anba (6) pour delete, depi dezyenm laliny ziska lafen, *“being satisfied by the Central Bank of the order lodged with it”* e mete, *“shall enforce the*

winding up order or resolution immediately upon receiving approval of the Central Bank under subsection (4). Mersi.

MR DEPUTY SPEAKER

So 4 pa 5 en? Mon dir 4 pa 5?
Ok. Onorab Andre, ou lanmen i anler.

HON CLIFFORD ANDRE

Mersi. Mr Chair mon pe zis lir 5 anba ki nou pe fer sa diskisyon. (5) i dir,

“Where an operator, participant of a payment, clearing or settlement system or payment service provider is wound up”, so letan nou dir “is wound up” in fini wind up.

So, mon pe letan mon pe ekout sa largiman, so letan i fini wind up - e i pa'n bann keksoz ki bezwen donnen, *“a copy of the application for winding up”* so i bezwen soumet sa, *“when it is made,”*

“(b) the subsequent” sanmenm sa i koz subsequent, *“winding up order which shall record the minute, hour and day”.*

E (c) lanmenm ler i dir ou *“winding up resolution”*, so in fini ganny wound up, i pe zis prodwi sa bann dokiman, si mon ganny li kler letan mon pe gete i pe donn sa bann dokiman avek Central Bank.

MR DEPUTY SPEAKER

So, if this is correct, where does that leave us?

HON BERNARD GEORGES

Wi, this is correct. But you can't, you can't get to being wound up unless you receive the prior approval of the Central Bank. So that's the gardfou!

MR DEPUTY SPEAKER

Ok. Savedir avek pwen ki Onorab Pillay ti pe leve, eski nou pour annord si sa lamannman ki Onorab Georges in prezante, i ganny aksepte dan (6)? Eski i panel i kapab dir nou poudir nou pour kapab move on lo la?

Onorab Pillay ou annan - an atandan...

HON SEBASTIEN PILLAY

Sanmenm sa, i this. Sel fason pou nou sorti ladan i senp, operator i bezwen enforce sa winding up order e notified by the Central Bank of the order lodged with it. Dan plas met “the central bank lodged the order lodged with it”, poudir “upon the approval of the Central Bank”

So, Central Bank in fini aprouve. So, obviously an order has got to be lodged with it, in aprouve and then you enforced the winding up. Problem i vin

akoz Central Bank i le aprouve sa, avan komans sa process i bezwen aprouve pou ou komanse, ou konpran? Si i pa aprouve ou pa pou kapab al fer okenn prosedir pou komans en wining up, that is the problem.

E sa clause selman li ki mannyer i pe words, se ki sa dimoun as if i annan sa laliberte pou li kapab fer sa winding up. Mwan mon krwar sa approval i bezwen antre. Akoz si nou pou al ladan, by the time Lalwa i sorti isi, pou annan en anomaly ladan.

MR DEPUTY SPEAKER

Ok. nou'n antann bann komanter from the floor. What is the panel's feedback or opinion? Mr Victor ki pou koze?

SENIOR**DRAFTSPERSON****POOL****LEGAL****VICTOR**

Mr Chair, nou pe zis get sa subsection 4 li i pe zis en statement kot i pe zis dir ou ki ou pa pou gannyen ou wounding up, ou wound up ziska ler Central Bank i approve. I pa ankor dir ou kan, ki mannyer la li. I zis en general statements li.

Prezan sa 5 i dir “where an operator, participant of a payment clearance settlement system or payment service

provider is wound up. Si prezan nou dir “*is being wound up, is being wound up*” pou tir sa konfizyon, kekfwa zot pe...

Akoz mon pe remarke Onorab Pillay li i pe rode kan ki sa *wounding up* i vin, i *become effective*. *It's not, akoz toulstan Central Bank pa aprouve la, ou pa pou wound up ou, you need the approval.*

So, ou kapab vin, kantmenm ou'n fini ganny ou *resolution* vin kot li ou *it does not matter*. Akoz li ki pou *approve* ou. So *first general*, 5 nou kapab dir *is being wound up* e 6 prezan “*The relevant operator shall enforce the winding up or resolution immediately upon being notified by the*” an wi, wi.

MR DEPUTY SPEAKER

6 i annan en *proposal*, en *amendment*.

<u>SENIOR DRAFTSPERSON</u>	<u>LEGAL VICTOR POOL</u>
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Aprezan sa 6 parey in amande la i ok.

MR DEPUTY SPEAKER

Onorab Pillay?

HON SEBASTIEN PILLAY

Ou bezwen konsider lefe ki ou'n koz lo tou le de kote. I annan en

court *wounding up* apre ou annan en *voluntary wounding*, ok? So, en *voluntary wounding up, usually i ganny fer par en Board Resolution*. Parey ou'n dir boner, mon'n fatige fer sa biznes mon anvi arete. *Right?* E ou'n dir mwan dan tou le de ka, be sa “c”la ki'n ganny entrodwir i *deal* avek sa ka.

Me mannyer ou'n ekrir (c) la i vedir ki mannyer ou'n ekrir sa *is as if*, mon pa bezwen *approval of Central Bank* mwan.

MR DEPUTY SPEAKER

So, devan nou la i annan en *proposal* pou (4), non, non pou (5) ki Mr Victor in propoze. Apre dan (6) ki Onorab Georges in prezante. So, nou pou bezwen aksepte 1? Tou le de? Onorab Georges?

HON BERNARD GEORGES

Mersi Mr Chair. Mr Chair, si nou retourne aryer *this is the procedure*. Avan ki en antite i kapab ganny *wound up*, i bezwen ganny *approval of the Central Bank*. E sa i ok pou li kapab en pe vag, akoz i pa pou kapab *proceed* lo *winding up* tan ki i pa ganny permision.

Kekfwa i ava demann permision avan, kekfwa i a demann permision *during the process - it does not matter*.

Me i pa pou kapab complete son *winding up*, tan ki i pa'n ganny permisyon. *That's fine.* Enn fwa ki in ganny son permisyon anba (5), i bezwen anvoy en kopi son laplikasyon avek son *winding up order*, *in the case of court winding up.* E i bezwen anvoy son *winding up resolution in the case of a voluntary wounding up*, kot Central Bank poudir li la, la ou'n donn mwan permisyon la, la *winding up* in fini prezan. *Ok? It's fine, it has to be at the end of the process, that's ok.*

Prezan, *you need to move to the next step, which is the enforcement of the winding up.* Ok, la prezan ou komans *the actual winding up*, kot liquidator pou pran bann assets e i pou distribye eksetera. E sa i anba (6).

So, sa ki (6) i dir se sa *process of enforcing the winding up order or the resolution* i ava komans osito ki ou'n notifye Labank Santral anba (5) ki *winding up order* in ganny fer isi Ankour, *resolution* in ganny pase si i *voluntary, ok?* So, i byen, i byen mannyer ou ete.

Me, mon kestyon se *why do we need it? And if we do need it, eski, eski akoz la i zis en notification la ou pa bezwen en approval anymore.* Ou'n fini ganny en *approval*, ou'n fini

wound up, la ou pe zis dir avek Labank Santral la, la avek ou permisyon mon'n *wind up.* La, la mon *order of winding up*, prezan mon pe al *enforce* li.

A sa moman, a sa moman pou le moman (6) i dir sel keksoz ou bezwen fer, se "*having notified*" la prezan ou kapab komans *enforce* ou *order, ok?*

E donk (c) se sa ki nou satisfe avek *it is just en notification at this point.* (6) i ok mannyer i ete, nou pa bezwen modifie li.

Si nou anvi ki i annan en *further approval*, ki ti mannyer mwan mon pe vwar li, la prezan nou pou bezwen met li dan en lot fason. So, nou bezwen en pe direksyon avek *panel* la. So, mwan personnelman, mon ti a kekfwa prefere war "*The relevant operator shall not enforce the winding up order or resolution until it has received approval of the Central Bank*".

So, pou ganny *approval* pou *wind up*, ou anvoy ou *order* oubyen ou *resolution* kot Labank Santral. E la i dir ou *now go ahead, ok?* Ti ava swiv pli byen pou mwan. Mersi.

MR DEPUTY SPEAKER
Mersi pou sa. Onorab Pillay?

HON SEBASTIEN PILLAY

Mersi Mr Chairman. *Central Bank* i bezwen deside kote i pli enportan pou li konnen, kwa ki pe arive dan sa *process of winding up*. Eski i pli enportan pou li konnen ler sa dimoun pe zis dir nou pe al *wind up*? Or, eski i pli enportan pou li konnen ler sa *order* pe al ganny *executed*.

Se la ki pli enportan mon krwar pou li, pou li konnen si napa okenn lezot fakter dan sa lord ki pou kapab afekte sistenm parey i pe dir.

Akoz giving the approval in the first place, i a donn li okenn naryen. I zis pe dir ek sa *Board ok, proceed* avek ou *winding up*. Me ler sa *Board* in fini fer son rezolisyon, in deside, then la ki ou bezwen prezan pe gete annan *droit de regard* pou fer sir poudir, sa prosesis pou napa en lenpak advers, parey Gouverner in dir nou.

So, la ki ou bezwen ganny sa *approval Central Bank*. I pa en notis la, ou bezwen dir li *ok*, mon dakor ek sa lord ki ou pe fer. Then, ou *proceed* e ou fer sa *winding up*. E in ganny *droit de regard* lo la.

Se la, (6) prezan i vin relevan dan sa konteks. Si nou pe gard li ki parey i ete, mon pa war 6 i relevan mwan. Akoz ou'n fini fer li lo 4 anler.

MR DEPUTY SPEAKER

Onorab Georges.

HON BERNARD GEORGES

How are this Mr Chair? (6) “The relevant operator” e la mon krwar nou bezwen azout “or participant of a payment clearing of settlement system” Akoz nou’n les zot out la pou fer.

“The relevant operator shall not enforce the winding up order resolution” sorry. “Shall proceed to enforce the winding up order or resolution after having notified”

Ou konpran ki mon pe dir? So, *“the relevant operator shall nor enforce the winding up order or resolution before the Central Bank is notified under subsection (5)” ok? That’s basically the idea.*

Enn fwa ki ou'n notifye li, *the question* ki nou bezwen konnen sorti kot panel is, *do you only want a notification at that point? Or do you want to approve the execution as well?*

Akoz ou'n *approved the winding up*, e la prezan you face with actual execution of the *winding up*. Eski i pa ti a bon annan en 2enm *approval at that point*, zis an ka i annan en problem ki'n arive between your original approval and the *winding up*? Mersi.

MR DEPUTY SPEAKER

Ok. So, sa kestyon ki alor devan panel. Onorab Pillay?

HON SEBASTIEN PILLAY

Mersi Mr Chair. Mr Chair, zis pou azout en keksoz la. Petet sa ki *Leader Zafer Gouvernman* pe *overlook*. I pa sa operator ki *notifie*, si ou lir byen (6) i dir ou “*upon being notified by the Central*” so, notis i sorti kot *Central Bank*.

The point ki nou pe dir pou dir i pa fer sans pou annan en notis sorti kot *Central Bank*, akoz *Central Bank* in fini donn son *approval at (4)* pou sa *process komanse*.

Where mon dakor avek *Leader Zafer Gouvernman*, se ki ler *Central Bank* pe donn sa notis, i pa en notis ki *Central Bank* pe donnen.

I pe donn *approval* pou ki sa *operator* i *proceed immediately* avek son *winding up*, son *enforcement vwala*.

So, dan plas met “*been notified*” pou met “*upon approval by the Central Bank of the order lodged with it under subsection (5)*”. Aprezan i solve ou problem, akoz *Central Bank* i deside si sa operator pou *proceed* avek sa lord oubyen non. Ou konpran mwan?

MR DEPUTY SPEAKER

Wi, mon krwar la mon pe... so, (6) *is no longer a notification?* Akoz anler (4) fini aprouve. So, *upon notification. Panel wi*, nou ti pe esper zot en pe letan pou zot donn nou en direksyon. Ki mannyer nou *move? VP?*

VICE PRESIDENT AHMED AFIF

Mersi Mr Chair. Mr Chair, mon krwar anba Seksyon (5) ler ou annan en *voluntary winding up* se zot *lodged* zot aplikasyon avek Labank Santral. E ladan i pe koz lo Labank Santral i donn notifikasyon pou larestan operator. Me selman Labank Santral, i pou bezwen aprouve malgre ki i en *voluntary winding up*.

E alor anba (6) sa ki Onorab Georges in propoze mon krwar i korek. E i devret si mon'n ganny ou byen ler ou ti propoze ti “*The relevant operator shall enforce the winding up order or resolution immediately upon receiving the approval of the Central Bank of the order lodged with it under subsection (5)*”.

MR DEPUTY SPEAKER

So, nou *ok* avek sa? Me dan tou sa konversasyon, Mr Pool ti'n propoz en pti *minor amendment in (5)* kot i ti'n dir “*providers is being winding up*”. Eski panel

ouswa e *the Assembly i ok avek sa?* So, nou pe kit li parey i ete? Ok?

Ok, savedir lamannman ki nou'n fer la i selman dan (6) *Chairman Bills Committee ou'n sezi?* Ok? Savedir nou pou move on...

HON BERNARD GEORGES

Hang on Mr Chair. Fodre nou fer sir ki SLO ki pe ekout deba in capture ki nou pe dir dan (6). E mwan mon ava propoz en wording pou (6) “The relevant operator or participant of a payment clearing or settlement system” akoz that is what is mentioning in (5) - “shall enforce the winding up order or resolution immediately upon receiving” well that is the problem, si nou dir “approval of the Central Bank” I don’t want it to go back to the original approval.

Fodre nou fer sir ki sa *approval i anba (5)*, e non pa anba (4).

So, “shall not enforced the winding up order or resolution without the further approval of the Central Bank” ok? Something like that. Mersi.

MR DEPUTY SPEAKER

Konmsi i bezwen 2 *approval* la ou pe dir ou? I bezwen enn dan (4) apre i *go thru the process* dan

(5) i ganny en dezyenm. Onorab Pillay?

HON SEBASTIEN PILLAY

Mr Speaker, mwan mon pe difere. Mon pe dir (6) nou zis dir “upon receiving the approval of the Central Bank, by the Central of the order lodged with it,” akoz?

Central Bank, sa konpannyen i zwenn i fer son rezolisyon li menm li. Apre i lodged ek Central Bank, ki ou pa oule Central Bank fer ou pa oule sa konpannyen vin kot Central Bank... ok, mon pe al meet pou mwan fer en rezolisyon pou mwan wind up, non.

Li i fer son rezolisyon pou li wind up li, akoz i son drwa pou li fer son rezolisyon. Central Bank ler in anmenn son rezolisyon kot li i dir i dir li “be tyonbo en kou, mon bezwen aprouve sa avan ou wind up” ou konpran? Se sa ki mon, ki Gouverner in dir nou taler li.

Ou’n meet, ou’n zwenn, ou’n resolved ou pou wind up. Ou’n notifye Central Bank, Central Bank in dir be ok mon pe gete. Be ok, ou parey Airtel Kenya, mon pa kapab les ou ale, akoz ou riske kre en problem dan mon sistem, mon pa pe dakor. So, mon pa

donn ou *approval* pou *enforce* sa *winding up order*, fini.

That is what the Governor told us. Si nou pe fer parey Onorab Georges pe dir nou, *then it means* ki i annan 2 *approval*. 1)- avan mon zwenn ek mon *Board*, pou mwan dir ek mon *Board* pou nou deside si nou pou *wind up*.

Apre ki mon'n fini zwenn ek mon *Board*, *Central Bank* i bezwen fer en lot laprouvassy. *So, it defeats the purpose.* In the first place *central Bank* pa ti ava donn mwan *approval* pou *meet* ek mon *Board* pou decide on the *winding up*.

So, *Central Bank as to clarify the matter*, ki zot oule avan oubyen apre? Mwan mon war apre i fer plis sans, i paretman byen rar VP pe tonm dakor ek mwan.

MR DEPUTY SPEAKER

Onorab Georges oule dir en keksoz lo la?

HON BERNARD GEORGES

Mr Chair, nou pa dakor. Me selman fodre nou konpran prose, *the process*. (4) i dir ou, ou pa pou “*proceed*” avek en “*winding up*” avan ki *Central Bank* i donn ou permisyon. Nou tou nou kler lo la.

So, ou kapab either *file* en *winding up petition for a Court*

winding up. Ou pa kapab pas en rezolisyon, avan ki ou'n ganny permisyon, *ok?* Ou bezwen sa 2 keksoz.

(5) i dir ou, *once you have been wound up*, enn fwa ki ou'n fini ou *process*, akoz ou'n ganny permisyon. Alor ou'n *go through the process*, la ou bezwen si ou'n al Ankour ou bezwen anmenn en kopi ou laplikasyon, avek en kopi of the order (5)(a) and (b) si ou' al *voluntary* ou bezwen donn ou *winding up resolution*.

Akoz en *voluntary winding up* i efektiv ler ou pas en rezolisyon *that's it, its done*. Ou pa sou rezolisyon, ou apwent ou *liquidator*. So, se pou sa rezon ki enn i demann ou *Court application an order*, lot i demann ou rezolisyon.

Ou'n fini ganny *wound up* ou, ou'n fini *winding up* in fini. La prezan ou bezwen *go to the enforcement stage*. Ou'n ganny ou *order* ki dir ou kapab *wind up*, me i annan tout en prosedir prezan ki ou bezwen swiv avek *liquidator* pou li demann bann *creditors vini, proof of payments tousala*.

E sa i vin *the subject of (6)*. Sa ki 5 i demann ou fer se enn fwa ki ou'n fini ou'n fini ganny *wound up*, ou anmenn sa bann dokiman e ou donn notis avek *Central Bank*.

(6) mannyer in drafte konmela, i dir ou koman ou'n donn notis sa *Central Bank*, ok – “*The moment you've given notice to the Central Bank, Central Bank i notify ou ki in resevwar ou notis.*

“*Upon being notified by the Central Bank of the Order lodged with it under section (5), subsection (5)*” ki nou'n donn li ou menm, la ou kapab *proceed to enforcement*. Nou kestyion la, se eski se sa ki nou anvi, *having notified, then you proceed to enforcement?* Oubyen eski nou anvi ki *having notified under (5) Central Bank* prezan i donn ou en *approval* pou ou *proceed*.

In other words, pa ou ki deside *proceed imedyatman* en fwa ki ou'n donn *Central Bank* notis anba (5). Me ou bezwen esper en dezyenm la probasyon pou *Central Bank* dir ou *yes, we've looked at your documents, we are happy, now proceed to enforcement*. Mwan, se *panel* ki pou dir. Mersi.

MR DEPUTY SPEAKER

Mersi Onorab. Onorab Pillay? Me selman apre nou pou bezwen ...

HON SEBASTIEN PILLAY

Wi, nou pou bezwen *move on*. Be *panel* pa pe donn nou, pa pe dir nou naryen. Mr Chair, akoz

nou pa sanz dan “(c)? Akoz dan “(c)” nou pa mete ki avan ki mon pou *lodge* sa avek *Central Bank*, e mon donn ou rezolisyon, mon bezwen seek ou *approval* pou mwan ganny sa rezolisyon ek *Board*?

Eski i pou korek? Mwan mon krwar i pa korek, ou war? (4) covers it generally. Akoz si you read (7). (7) i dir ou koumsa poudir “when an operator or participant of a payment clearing or settlement system is voluntarily wound up, with the approval of the Central Bank” savedir i pe fer ou konpran poudir menm sa lord i subject to the *approval of the Central Bank*.

So, its at both ends, ou konpran? That's what's creating the problem for us. Ou bezwen aprouve pou sa *Board* zwenn, e ou bezwen aprouve pou sa lord ki pe ganny donnen. So, petet dir Gouverner dir nou egzakteman ki *Central Bank* i oule, nou ava kapab klarifye.

MR DEPUTY SPEAKER

Ok. Mon pou donn laparol *Chairman Bills Committee* avan, e apre mon pou ensiste ki *panel* i donn nou en desizyon. Akoz vreman i mon lentansyon pou nou *move on* lo sa seksyon. Onorab Andre.

HON CLIFFORD ANDRE

Si mon pe konpran sa ki ekrir, mon pa krwar ki ou bezwen annan 2 *approval*. Akoz i *first approval*, si nou ti ekout, si nou ti ekout Governor byen, sete pou fer sir ki oubyen nou ti ekout Mr Benoiton, mon krwar sete pou fer sir ki tou bann kriter i ganny satisfe avan ki zot, zot satisfe ki en konpannyen oubyen enn sa bann *service provider* i al dan *voluntary wounding up*. *Voluntary wounding up*.

Court winding up ou'n ganny en *court order* ou. So, is it after en *court order* ou pou ganny *approval of the Central Bank* ankor? Non, non sanmenm sa mon pe dir ou if it is a *voluntary wounding up* kot ou'n fini ganny ou permisyon of *Central Bank*. Si mon konpran byen i dir ou "pran sa bann dokiman pou rezolisyon ensidswit, ou anmenn kot *Central Bank*". So, you don't need a *approval subsequent to that*.

Akoz si nou pe ekout (7) ki mannyer i dir "An operator or participant of a payment is voluntary wound up with the approval of the Central Bank". So, i pe dir ou sa *wounding up*, was with the *approval of the Central Bank* ki ava (4).

So, in fini ganny sa *approval of the Central Bank*. I pa pe dir ou en *new approval*, sa ki mannyer mwan, mon lir.

So, mon mazinen kekfwa vre nou bezwen demann *panel* pou eksplik nou *what it is*. Akoz i annan 2 fason panse ki nou pe panse la. E nou bezwen ganny en leklersisman lo la. Mersi.

MR DEPUTY SPEAKER

Mersi Onorab pou ou lentervansyon. Aprezan mon ava donn laparol *panel*, pou... Mr Benoiton ki pou...

SENIOR FINANCIAL SURVEILLANCE ANALYST
CYRIL BENOITON

Mersi Mr Speaker. Nou'n diskite, nou'n *maintain for subsection (6) that it is until a notification, given that subsection (4) i pou'n fini deza donn the approval*. So, we are ok with the notification.

MR DEPUTY SPEAKER

Chairman Bills Committee, ou'n swiv ou?

HON CLIFFORD ANDRE

Wi, wi mon'n swiv akoz in dir egzakteman sa ki mwan mon ti pe demande. E ki mannyer mwan mon ti pe enterpret li. So, mon vvar ki *the approval was given under (4)*, so sa i en

notifikasyon oubyen bann dokiman ki'n gannyen ki pe donn *Central Bank* apre ki in pas son rezolisyon.

MR DEPUTY SPEAKER

Onorab Georges?

HON BERNARD GEORGES

Mon pa ti anvi al ladan Mr Chair. Me mon krwar (6) i donn nou en problem akoz dan lafason ki in ganny drafte. Pou nou konpran (6) annou regard sa gran bout (5) ki vin apre (5)(c), ok?

Sa 3 keksoz “shall be lodge by the applicant with the Central Bank on the same business day”. So, menm zour ki sa bann keksoz i arive i anmennen.

“And in any case, no later than the start of the next business day and served on any other settlement agent that requires notification. And the Central Bank shall immediately notify all relevant domestic and relevant foreign system operators of the winding up proceedings, as applicable”.

So, enn fwa ki ou'n ganny ou winding up order sorti Ankour, ou bezwen anmenn sa kot *Central Bank* menm zour oubyen son landmen pa pli tar, ok? E ou bezwen fer tou bann lezot dimoun ki require en notification pou bezwen donn

zot sa notifikasyon konmkwa ou'n ganny wound up. Ok, that's what (5) says alright?

E si ou regarde, dernyen bout “and the Central Bank shall immediately notify all relevant domestic and foreign system operators of the winding up proceedings, as applicable”. Donk, ou, ou anmenn ou bann dokiman ou kot, ou donn kot *Central Bank*. *Central Bank* prezan li i notifie okenn dimoun ki applicable.

Regard (6) prezan “The relevant operator” i nepli applicant la, ok. i “the relevant operator”, avan ki “shall enforce the winding up order or resolution immediately upon being notified by the Central Bank of the order lodged with it under subsection (5).

So, mwan mon anmenn mon papye kot Labank Santral mon donnen, e Labank Santral i dir in donn mwan notis konmkwa mon'n donn li sa keksoz. E se sa ki mwan mon proceed. That's what (6) says. Why?

Why does it simply say “akfer ki mon anmenn kot Labank Santral e li i notifie mwan ki mon'n donn li en keksoz, ler mon konnen mon'n donn li en keksoz deza”.

And this is the question e Onorab Pillay taler in demann

sa kestyon *in a runabout fashion*. Ou plito i ti pe focus lo en lot pwen, me in fer sorti sa pwen.

Akoz ki Labank Santral i bezwen dir ou, ou'n donn mwan sa bann dokiman yer. E donk, mon'n resevwar sa bann dokiman e ou kapab *proceed*. Akoz nou pa zis dir "ou ava *proceeds*, lemoman ki ou'n fini donn li sa bann dokiman, *that will make sense*. Si i drafte koumsa, se akoz Labank Santral i bezwen donn ou en dokiman pou dir ou *proceed*. E sa dokiman kantmenm zot apel li en *notice*, i *basically en approval*.

I pe dir ou in ganny ou bann papye, prezan ou kapab *proceed that's the point that we have been making* pou en pe letan.

MR DEPUTY SPEAKER

For about, is appointing li 40 minutes. And seriously we need to move on this. So, mon pa pou permet okenn lentervansyon from the Floor on this. I want to hear from the panel, ki mannyer nou pou sorti dan sa sityasyon ki nou ladan. VP?

VICE PRESIDENT AHMED AFIF

Mr Chair, mon'n swiv sa largiman ki Onorab Georges in

fer. E mon krwar mon ti a demann son lopinyon si i krwar nou fer en lamannman anba (6) ki dir pou dir, "*the operator participant of a payment, clearing, or settlement system or payment service provider shall enforce the winding up or resolution immediately upon receiving approval of the Central Bank of the order lodge with it under subsection (5)*".

Konmsi zis ou pe konfirmen poudir, wi Labank Santral in fini resevwar tou bann papye. Me i kapab komans sa *winding up* selman ler Labank Santral i dir li. Yes! "*Winding up order or resolution immediately upon receiving the approval of the Central Bank of the order lodged with it under subsection (5)*" ok, ok apre Central Bank of the order or resolution.

MR DEPUTY SPEAKER

So, apard the word resolution ki'n fek ganny azoute la, that's the same thing the VP said, 15 minutes ago?

VICE-PRESIDENT AHMED AFIF

Yes.

MR DEPUTY SPEAKER

We should have been... nou ti'n lwen prezan. So, SLO in ganny

li laba? Nou pe *move on*.
Chairman Bills Committee?

HON CLIFFORD ANDRE

Mersi Mr Chair. Savedir lo (7) nou'n tir "order" nou'n met "resolution". Me selman ler mon pe ekoute la, nou'n dir "order and resolution". So, nou pou al lo sub 8 lo dezyenm laliny nou pou *delete about*, nou pou *insert off* epi Mr Chair lo (22) i annan en lamannman ki nou'n tonm dakor, an term limero sa bann paragrap.

Letan nou ariv lo sub (3) ki lo paz 21, nou met

"A payment system" so i pou nepli "capital P" nou pou met li "small". Nou kontinyen lo sanmenm sa laliny, nou pou *delete providers* nou pou fer li vin "provider" "shall be prohibited from providing their services to members of the public once an order for compulsory or resolution for voluntary winding up has been lodged with the Central Bank"

Nou kontinyen lo (4) dezyenm laliny ...

MR DEPUTY SPEAKER

Hold on, nou annan en komanter Onorab Georges?

HON BERNARD GEORGES

Mersi Mr Chair. *Amendment to amendment.* 2 pti propozisyon,

nou pe met li dan *singular which is right*. "A payment service provider shall be prohibited from providing" "their" is wrong now, mon ti a dir "it's services to members of the public, once an order for compulsory winding up or resolution for voluntary winding up has been lodged with the Central Bank"

So, nou pou bezwen met "order for compulsory winding up or resolution for voluntary winding up". Mersi.

MR DEPUTY SPEAKER

Ok. Panel i ok avek sa? ok.
Onorab Andre.

HON CLIFFORD ANDRE

Nou a kontinyen. Sub (4) dezyenm laliny after "provider" nou pe met "its customer". E Mr Chair, letan nou ariv lo paz 22, 25(a) nou pe *delete as follows*.

MR DEPUTY SPEAKER

Hang on. Onorab Georges?

HON BERNARD GEORGES

Yes, Mr Chair. Si nou delete "as follows" nou bezwen insert "with" "by repealing subsection (1) and substituting it with".
Mersi.

MR DEPUTY SPEAKER

I minor, i ok Onorab Andre? Ok.

HON CLIFFORD ANDRE

Sa i ok. Nou kontinyen lo pou nou al lo 5 laliny *towards the end instead “by physical presentation of the cheque” nou pou delete “presenting” avek “itself”.*

Mr Chair, nou kontinyen *amendment to section 35 ankor lo paz 22, “Clause 26” nou delete “as follows” nou ranplas li avek “with”. Epi ki pou fer ki amendment of section, i 35 la nou pe fer li vin 37. Akoz anba i koz lo section 37, so, it’s a lerer.*

Lo dezyenm laliny apre “and” nou pe...

MR DEPUTY SPEAKER

Hang on Mr Victor i oule entervenir la.

<u>SENIOR DRAFTSPERSON</u>	<u>LEGAL VICTOR POOL</u>
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Yes, zis en *minor one the amendment of section 35, 36(e)* zis nou bezwen tir sa “full stop” apre “system”. Akoz i dan en, i pou bezwen vin en (;) akoz apre (e) i annan (f) and (g), se tou.

HON CLIFFORD ANDRE

Eski ou kapab repet sa Mr Pool? Zis pou nou *SLO* ganny li kler, akoz i pa’n konpran.

<u>SENIOR DRAFTSPERSON</u>	<u>LEGAL VICTOR POOL</u>
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Kot 26 (e) *at the very end*, apre “system” zis tir sa “full stop” e met en (semi kolonn) (:).

HON CLIFFORD ANDRE

Ok. So, nou a kontinyen. So, lo second line of “clause 27” ki pe amend “37” nou zis met after “and” by renumbering e nou tir li towards the end, nou delete li dan son finisyon.

Epi “section 39” ki tonm dan “clause 28”, nou met “(a), 39(a) e dernyen lamannman Mr Chair, se *the Transitional provisions*. Nou pe delete “upon commencement of this Act” nou pe met “any person”

E lo trwazyenm laliny nou pe delete “permitted” nou pe met “granted”. Lo dernyen laliny i sipoze mannyer i ekrir “publication of this law” nou met “publication of this Act to comply with” nou pe delete “the” “to comply with its provisions”. Nou pe delete “of this law”.

Sa i bann lamannman ki’n ganny fer konzwentman avek panel ek *Bills Committee. That will be all Mr Chair, unless i annan lot keksoz. Mersi.*

MR DEPUTY SPEAKER

Sertennman, e Mr Victor i annan en komanter.

<u>SENIOR DRAFTSPERSON</u>	<u>LEGAL VICTOR POOL</u>
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Yes. Dan “*transitional, 29*” mon pe get sa trwazyenm laliny. Kot i dir “*as the case may be*” nou bezwen *delete* sa enn la, ya? *Delete* sa enn “*shall be permitted*” - ya.

MR DEPUTY SPEAKER

Ok. Onorab Andre, ou ok avek sa? Sa ti dernyen lamannman dan sa *Committee Stage*. Ok? So aprezan nou pou *reconvene* dan Lasanble. Serzan i ava bouz nou *Mace*, e nou ava demann en *Motion from Chief Whip LDS for Third Reading of the Bill as amended*.

HON SANDY ARISSOL

Bonswar Mr Speaker. Ankor enn fwa bonzour tou dimoun ki a lekout. Mr Speaker, anba *Order 76(1)* mon oule *move* ki *Bill National Payment System (Amendment) Bill, 2023* i ganny lir en Trwazyenm fwa, *this time as amended*. Mersi bokou.

MR DEPUTY SPEAKER

Mersi Onorab Arissol. E mon ava demann en Manm pou segonde silvouple. Onorab Esparon?

HON REGINA ESPARON

Mersi Mr Speaker. Bonswar tou dimoun a lekout. Mr Speaker, mon segonn Mosyon pou ki *the National Payment System (Amended) Bill, 2023 as amended*, i ganny lir en Trwazyenm fwa. Mersi.

MR DEPUTY SPEAKER

Mersi Onorab Esparon. E aprezan in ler byensir pou nou pran en vot, *on the Motion Third reading*. Tou bann Manm ki vot an faver, i ava endike silvouple? Mersi.

Eski i annan okenn Manm ki kont? Mersi Madanm Clerk. So, *vote lo Third Formal Reading of the National Payment System (Amendment) Bill, 2023 as amended*, i annan 20 Manm ki’n vot an faver. Napa Manm ki’n vot kont. E 8 Manm in *abstain*. Donk, sa vot in pase.

Aprezan mon ava demann Madanm Clerk pou *proceed* avek *Third Reading of the Bill*.

MADAM CLERK

Mersi Mr Speaker. *This Act may be cited as the National Payment System (Amendment) Act, 2023*. Mersi Mr Speaker.

MR DEPUTY SPEAKER

Mersi Madanm Clerk. Donk, nou’n ariv a lafen nou sesyon travay pou ozordi. Nou ava remersi Vis Prezidan ki’n avek

nou depi bomaten. E osi avek *panel* ki'n la, i annan Gouverner Labank Santral Manmzel Caroline Abel, Ms Shannon Jolicoeur ki *Director Legal Unit* kot CBS, Mr Cyril Benoiton ki *Senior Financial Surveillance Analyst* kot CBS osi, e Mr Victor Pool ki *Senior Legal Draftsperson* kot AG's Office.

Mon ava dir mersi tou bann Manm pou zot travay ozordi. Mersi piblik ki'n swiv nou depi bomaten. Donk, nou pou *adjourn* la, e nou pou repran travay Mardi 9er bomaten. Mersi, e bonn antre zot tou.

(ADJOURNMENT)