



The September 2009 Clark

Second Clark of the 40th Ziu

1. Results of the August 2009 Clark

The following bills received Royal Assent and have been passed into law:

40RZ03 – The Talossification of the Penguins Act

Introduced by Iustì Canun (Senator-MA)

Agreed to by the Cosä 167-4 (11 abstained), by the Senäts 6-0

40RZ04 – The Habeas Corpus Enforcement Act

Introduced by Flip Molinar (MC-FGP)

Agreed to by the Cosä 179-3, by the Senäts 4-1 (1 abstained)

The Cosä and Senäts both rejected the following bills:

40RZ01 – The TAIAD Act

Introduced by Breneir Tzaracomprada (MC-PP)

Rejected by the Cosä 62-86 (34 abstained), by the Senäts 1-5

40RZ02 – The Gaggle of Substitutes Act

Introduced by Breneir Tzaracomprada (MC-PP)

Rejected by the Cosä 71-110 (1 abstained), by the Senäts 1-3 (2 abstained)

The Cosä passed a Vote of Confidence in the Government 164-18 .

Members of the Cosä voted as follows:

Name	Party	Seats	RZ 3	RZ 4	RZ 1	RZ 2	VoC
Tony Weckström	DPD	3	Per	Per	Con	Con	Üc
Flip Molinar	FGP	1	Per	Per	Per	Per	Üc
Tric'hard Carschaleir	FGP	1	Aus	Per	Per	Per	Üc
Alexandreu Soleighlfred	FGP	1	Per	Aus	Con	Per	Üc
Éovart Grischun	FGP/PP	2	Per	Per	Per	Per	Üc
Joseph Walkland	PP	5	Did not vote				
Tímoþi Asmourescu	PP	9	Per	Per	Aus	Per	Üc
Dréu Gavárþic'h	PP	9	Per	Per	Per	Per	Üc
Breneir Tzaracomprada	PP	9	Per	Per	Per	Per	Üc
Vit Caçeir	PP	5	Did not vote				
Mataiwos Vürinalt	PP	8	Did not vote				
Iac Marabuérg	PP	5	Per	Per	Per	Per	Üc
Danihel Forestal	PP	9	Aus	Per	Per	Per	Üc
Óin Ursüm	PP	5	Per	Per	Per	Per	Üc
Glüc da Dhi	PP	3	Per	Per	Per	Per	Üc
			167-4 (11)	179-3	62-86 (34)	71-110 (1)	164-18

Name	Party	Seats	RZ 3	RZ 4	RZ 1	RZ 2	VoC
Ma la Mha	RUMP	30	Con	Con	Per	Per	Üc
Ian da Bitour	RUMP	15	Con	Con	Per	Per	Üc
Bleic'h Ianesu	RUMP	15	Per	Con	Per	Per	Üc
Mick Preston	RUMP	15	Con	Con	Per	Per	Üc
Cjara Brainerd	RUMP	15	Con	Con	Per	Per	Üc
Danihel Lupulet	RUMP	15	Aus	Per	Per	Per	Üc
Xhorxh Asmour	ZPT	9	Aus	Con	Per	Per	Non
Viteu Marcianüs	ZPT	9	Con	Con	Per	Per	Non
Fritz von Buchholtz	ZPT/FGP	2	Con	Con	Aus	Per	Üc
			167-4 (11)	179-3	62-86 (34)	71-110 (1)	164-18

Senators voted as follows:

Name	Province	RZ3	RZ4	RZ1	RZ2
Brad Holmes	Atatürk	Con	Con	Per	Per
Nic Casálmac'h	Belacostă	Con	Con	Per	Aus
X. Pol Brigă	Cézembre	Per	Con	Per	Per
Ieremiac'h Ventrutx	Florenciă	Con	Aus	Per	Con
Iusti Canun	Maricopa	Con	Aus	Per	Per
Alexandreu Davinescu	Maritiimi-Maxhestic	Con	Per	Per	Per
Trotxă Betiñéir	Vuode	<i>Did not vote</i>			
		6-0	4-1 (1)	1-5	1-3 (2)

2. This Month's Business

The Second Clark of the 40th Ziu runs from September 1st to 21st 2009/XXX.

Voting on the Clark is open until the 21st of September at 7:30 PM Talossan time.

The following bills have been presented for consideration:

40RZ05 – The Freedom of Information and Privacy (Gov.) Act Take 1

Introduced by Ėovart Grischun (MC-PP/FGP)

40RZ06 – The Senate Reform II Amendment

Introduced by Tímopi Asmourescu (MC-PP)

40RZ101 – Carfree Day Resolution

Introduced by Sir X. Pol Brigă (Senator-CZ)

40RZ102 – Ratification of Sir Samuhel for the Cort pü Inalt

Introduced by Ián, Duke of Lupul (King of Talossa)

The full text of these bills is available in the appendix.

The following motion is to be voted on by the Cosă only:

Vote of Confidence

Do you wish the current Government to continue in its term of office?

3. Judicial Decisions

Pursuant to Lex.G.12.1, the Chancery announces that no decisions were rendered by any national court since the publication of the last Clark.

4. Prime Dictates

Pursuant to Lex.H.2.7.1, the Chancery announces that no Prime Dictates were issued since the publication of the last Clark.

*Ordered printed today, September 1st 2009/XLVI
The Secretary of State / El Secretar d'Estat
Mick Preston*

A. Full text of all bills on the Clark

40RZ05 - The Freedom of Information and Privacy (Gov.) Act Take 1

WHEREAS there has been a call for greater levels of transparency from the government and it's agencies, and

WHEREAS we should take measures to ensure this, and

WHEREAS this will probably be a sufficient enough measure to last the test of time without further measure ever being required, and

WHEREAS at the same time we should take measures to protect certain information from scrutiny for the sakes of privacy and security, now

THEREFORE be it resolved by the Ziu that the government of the Kingdom of Talossa has the duty and responsibility to make public information about and held by the government's cabinet ministries and sub offices within the guidelines set below,

SECTION 1: INFORMATION AVAILABLE FOR REQUEST

(1) A citizen may only request access to information that has been recorded on paper, computer file, video file and/or audio file. Unrecorded opinion does not fall within the scope of this legislation.

(2) A citizen may request information regarding the business of the government's executive offices and the government's cabinet ministries so long as the information being requested does not conflict with SECTIONS 2, 4 or 5 of this act.

(3) Leaders of political parties may access some personal contact details as set out in SECTION 5 of this act.

SECTION 2: INFORMATION EXEMPT FROM REQUEST.

The type of information not available for access is outlined as follows:

(1) Records that are of a personal nature where the disclosure of such records would clearly infringe a citizen's individual privacy in accordance with the Sixth Covenant of Article XIX (Covenant of Rights and Freedoms) of the 1997 Organic Law of the Kingdom of Talossa. This also includes private medical, counseling, or psychological records.

(2) Records of a law enforcement or military agency only when the records meet one or more of the following criteria: (2.1) The records would identify informants or witnesses, (2.2) The records would identify undercover officers, (2.3) The records would provide personal information of officers or officer's family members, (2.4) The records would provide details of current operations or protocol. This includes details of communication codes and plans of deployment. (2.5) The records would endanger the life or safety of officers or officer's families if the information was disclosed. (2.6) The records are of an ongoing investigation.

(3) Records that fall within the scope of medical practioner - patient privilege, attorney - client privelege, religious figure privelege, or any and all current and future privelege recognised by Statutory Law, Organic Law or Cort Rule.

(4) Records of security measures and records that would hinder the body's ability to maintain the physical security of custodial or penal institutions occupied by persons arrested or convicted of a crime or admitted because of a mental disability.

(5) Conversation logs that may be regarded as private may also be excluded from the scope of this legislation.

NB: This list of exclusions may be ammended by future Statutory Laws that may be passed as seen fit by the Ziu.

SECTION 3: BURDEN OF PROOF.

(1) The burden of proof falls on the body that has been asked to disclose any and all requested information. The requester of the information does not have an obligation to provide an explanation for their request.

(2) If a request for information is denied by the body then an explanation as to why the request has been denied must be given.

(3) If a body fails to disclose requested information without a valid reason then the uppermost cort, or any other cort as set up by the Ziu, will reserve the right to force the body to disclose.

(4) The Courts will also arbitrate cases in which a requester feels a given reason was not sufficient enough to deny the request.

SECTION 4: DATA PROTECTION

(1) Personal information such as, but not limited to, private mailing addresses, contact telephone numbers and private email addresses, given names, ages, date of births and national security numbers shall be held on file and shall only be accessed by the Secretary of State or The King without prior permission of the person to whom the information relates to. In all other instances permission must be obtained by the person to whom the personal information relates to.

(2) The type of information and records described in clause 1 above shall never be passed on to outside agencies for the purposes of data farming or market research. The details may be passed onto non-Talossan law enforcement agencies in the interest of international law enforcement and co-operation.

(3) Personal Information described in clause 1 above shall never be published on any public website belonging to the Kingdom as an asset.

SECTION 5: INFORMATION AVAILABLE TO POLITICAL PARTY LEADERS

(1) An Electorate Database shall be made available to political party leaders.

(2) The Database shall only be accessible by leaders of parties which have been fully registered with the Chancery.

(3) The Database shall contain the following information on each of the Kingdom's Citizens only: Name, Province, E-Mail address.

(4) Measures shall be taken to ensure that the database is kept non-public and can only be viewed by the audience intended.

(5) Additional information may be held upon the database against any given person ONLY if that person requests such information to be included.

(6) Any citizen may request to opt-out of being included in this database for any reason at any time by notifying the database administrator.

Noi urent q'estadra sâ,
Éovart Grischn (MC-PP/FGP)

Brad Holmes (Senator-AK)
Flip Molinar (MC-FGP)

40RZ06 - The Senate Reform II Amendment

WHEREAS the first Senate Reform amendment failed to organically pass through the Senate and

WHEREAS that doesn't change the fact that Members of the Cosa can be removed from office while Senators cannot and

WHEREAS the last amendment was unfavorable to many Senators due to potential abuse and

WHEREAS we are all about having our cake AND eating it too so

THEREFORE, Article V Section 5 of the Organic Law is hereby amended to read:

A Senator vacates his seats if he fails to vote on two consecutive Clarks, or if he resigns from office, loses his citizenship, dies or is removed from office for misconduct ~~in a manner prescribed by Talossan law.~~ by a Talossan or Provincial Court.

Uréu q'estadra sã,

Tímopi Asmourescu (MC-PP)

40RZ101 - Carfree Day Resolution

Whereas every September 22, people from around the world get together in the streets, intersections, and neighbourhood blocks to remind the world that we don't have to accept our car-dominated society; and

Whereas the citizens residing within the Kingdom can walk from the northern to southern border in approximately 90 minutes, and from the eastern to western border in approximately 20 minutes; and

Whereas there are many off street trails and on street bike lanes, as well as preferred bike streets within the Kingdom; and

Whereas the Milwaukee County Transit System Route 15 (Oakland to Kinnickinnic) offers frequent service through the core of the Kingdom, as well as connections to many other transit services; and

Whereas the Amtrak Milwaukee, WI (MKE) station is located within the Kingdom at 433 West St. Paul Avenue; and

Whereas there are no cars in Cézembre Province or Pengöpäts Territory anyway; and

Whereas there are many transportation alternatives that citizens residing outside of the greater Talossan area can take advantage of;

Be It Hereby Resolved, That The Kingdom Of Talossa upon the 22nd of September of each year shall celebrate

CARFREE DAY

and shall encourage all Talossans to the best of their ability to use transportation other than personal automobiles on that date; and recognize those Talossans who make the effort to be Carfree on at least this one day per year;

Uréu q'estadra sã,

Sir X. Pol Brigă (Senator-CZ)

40RZ102 - Ratification of Sir Samuhel for the Cort pü Inalt

WHEREAS Duke Ian von Metairia is (alas!) no longer a citizen of Talossa, and has therefore vacated his position as Senior Justice of the Uppermost Cort, and

WHEREAS the Prime Minister has recommended the appointment of Sir Samuhel Tecladeir to fill the vacancy, and

WHEREAS Sir Samuhel is a Talossan of unquestioned integrity, loyalty, and good humour,

THEREFORE We John, by the Grace of God, King of Talossa and of all its Realms and Regions, King of Cézembre, Sovereign Lord and Protector of Pengöpäts and the New Falklands, Defender of the Faith, Leader of the Armed Forces, Viceroy of Hoxha and Vicar of Atatürk, do hereby nominate the aforesaid Sir Samuhel Tecladeir to serve as puisne Justice of the Uppermost Cort, having the utmost confidence that he will be an ornament to the Cort, and his service there of vast profit to the nation; and furthermore

THEREFORE the Ziu hereby ratifies this nomination, and requests that Sir Samuhel accept the appointment.

Uréu q'estadra sã,
Ián, Duke of Lupul (King of Talossa)