



The January 2012 Clark

Second Clark of the 43rd Ziu

1. Results of the November 2011 Clark

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

43RZ01 – Nomination of an Admiral

Introduced by Brad Holmes (Minister of Defence, Senator-AK)

Agreed to by the Cosä 142-0 (10 abstained), by the Senäts 6-0 (1 abstained)

43RZ02 – The Legal Appeals Act

Introduced by Tímopi Asmourescu (Senator-BE)

Agreed to by the Cosä 152-0, by the Senäts 7-0

The Cosä and Senäts disagreed on the following bill:

43RZ03 – The Removing an Immigration Hurdle Amendment

Introduced by Éovart Grischun (MC-CSP)

Rejected by the Cosä due to not reaching the required supermajority 85-53 (14 abstained), agreed to by the Senäts 5-2

The Cosä and Senäts both rejected the following bills:

43RZ04 – The Article XVII Cleanup Amendment

Introduced by Éovart Grischun (MC-CSP)

Rejected by the Cosä 16-104 (32 abstained), by the Senäts 1-3 (3 abstained)

43RZ05 – The Nonpartisan Senator Amendment

Introduced by Sir Glüc da Dhi (Senator-CZ)

Rejected by the Cosä 48-94 (10 abstained), by the Senäts 1-6

The Cosä passed a Vote of Confidence in the Government 136-0 (16 abstained).

Members of the Cosä voted as follows:

Name	Party	Seats	RZ 1	RZ 2	RZ 3	RZ 4	RZ 5	VoC
Ian Tamoran	CRO	3	Per	Per	Aus	Per	Per	Aus
Óin Ursüm	CRO	3	Per	Per	Con	Aus	Per	Üc
Sudipto Chakravorty	CRO	3	Did not vote					
Xhorxh G. d'Aratorxheu	CRO	3	Did not vote					
X. Pol Brigä	CRO	1	Did not vote					
Éovart Grischun	CSP	3	Per	Per	Per	Per	Per	Aus
No'ac'h da Cjög	CSP	1	Did not vote					
Doug Earnest	CSP	1	Per	Per	Aus	Aus	Per	Üc
Alexandreu Soleighlfred	MRP	8	Per	Per	Per	Aus	Per	Üc
			142-0 (10)	152-0	85-53 (14)	16-104 (32)	48-94 (10)	136-0 (16)

Name	Party	Seats	RZ 1	RZ 2	RZ 3	RZ 4	RZ 5	VoC
Simeon Andriëu	PPT	10	<i>Did not vote</i>					
Istefan Lorentzescu	PPT	10	Aus	Per	Con	Aus	Per	Üc
Flip Molinar	PPT	10	Per	Per	Per	Per	Per	Aus
Roibeard S:ta Cjara	PPT	10	<i>Did not vote</i>					
Litz Cjantscheir	RUMP	24	Per	Per	Per	Con	Con	Üc
Ma la Mha	RUMP	20	Per	Per	Con	Con	Con	Üc
Marti Prevuost	RUMP	20	Per	Per	Per	Con	Con	Üc
Trotxä Betiñéir	RUMP	10	Per	Per	Con	Con	Con	Üc
Çesli da Chilseu	RUMP	10	Per	Per	Per	Con	Con	Üc
Antonio Çamberleir	RUMP	10	<i>Did not vote</i>					
Iason Taiwos	RUMP	10	Per	Per	Aus	Con	Con	Üc
Ciedeir Cölluej	RUMP	10	<i>Did not vote</i>					
Ian da Bitour	RUMP	10	Per	Per	Con	Con	Aus	Üc
Danihel Txechescu	RUMP	10	Per	Per	Per	Aus	Per	Üc
			142-0 (10)	152-0	85-53 (14)	16-104 (32)	48-94 (10)	136-0 (16)

Senators voted as follows:

Name	Province	RZ1	RZ2	RZ3	RZ4	RZ5
Brad Holmes	Atatürk	Per	Per	Per	Aus	Con
Tîmoþi Asmourescu	Belacostă	Aus	Per	Per	Per	Con
Glüc da Dhi	Cézembre	Per	Per	Per	Aus	Per
Ieremiac'h Ventrutx	Florenciä	Per	Per	Con	Con	Con
Iusti Canun	Maricopa	Per	Per	Per	Aus	Con
Mick Preston	Maritiimi-Maxhestic	Per	Per	Per	Con	Con
Viteu Marcianüs	Vuode	Per	Per	Con	Con	Con
		6-0 (1)	7-0	5-2	1-3 (3)	1-6

2. This Month's Business

The Second Clark of the 43rd Ziu runs from January 1st to 21st 2012/XXXIII.
Voting on the Clark is open until the 21st of January at 7:30 PM Talossan time.

The following bills have been presented for consideration:

43RZ06 – The National Flower Act

Introduced by Baroness Litz Cjantscheir (Seneschal, MC-RUMP)

43RZ07 – The Finance (43rd) Cosa Act

Introduced by Baroness Litz Cjantscheir (Seneschal, MC-RUMP)

43RZ08 – An Act to Amend 42RZ5

Introduced by Tîmoþi Asmourescu (Minister of Justice, Senator-BE)

43RZ09 – The Bar Membership Act

Introduced by Marti Prevuost (Minister of Culture & Stuff, MC-RUMP)

43RZ10 – The Umpteenth Immigration Reform (Amending) Act

Introduced by Baroness Litz Cjantscheir (Seneschal, MC-RUMP)

43RZ11 – The Article XVII Cleanup Amendment

Introduced by Éovart Grischun (MC-CSP)

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, January 1st 2012/XLVI
The Secretary of State / El Secretar d'Estat
Iustî Canun*

A. Full text of all bills on the Clark

43RZ06 - The National Flower Act

WHEREAS The Kingdom of Talossa doesn't have an Official Flower

WHEREAS Talossa has a Official Mammal, Bird and even an Insect (well kind of)

WHEREAS there has been some discussion on Witt on this issue

WHEREAS after some long discussions it emerged that the Poinsettia was a excellent choice of a national flower

WHEREAS the Poinsettia has lots of cool Talossan links

SUCH AS the Poinsettia would have our national colors and be associated with the time of year that our independence day is celebrated

AND it is also called the Atatürk flower in Turkey,

FURTHERMORE it's a pretty cool flower that will be a great addition to an extremely cool nation as Talossa

THEREFORE be it enacted by the Ziu that:

Section 1: The Flower known as Euphorbia pulcherrima, or commonly known as Poinsettia or Nochebuena, shall be the National Flower of the Kingdom of Talossa.

Section 2: All Talossans are encouraged to have Euphorbia pulcherrima prominently displayed in their homes during the Nation's Independence Day celebrations.

Uréu q'estadra sã,
Baroness Litz Cjantscheir (Seneschal, MC-RUMP)

43RZ07 - The Finance (43rd) Cosa Act

WHEREAS Talossan Statute 38RZ15, Section 4 states that "the Prime Minister shall be required to submit to the Ziu, as a government bill, and in time for consideration by the second Clark of the Cosa, a detailed budget listing all planned expenses of the government through the current Cosa, specifying the amounts to be requisitioned for each Cabinet Ministry and the purpose of each such expense."

WHEREAS I have now completed my assessment of the Budgetary Requirements of each of the Ministries,

WHEREAS the current estimated balance of the Royal Treasury stands at \$545.35 (excluding interest)

WHEREAS I am still awaiting confirmation of the exact and correct balance from Sir Fritz and conscious of the deadline for this act, this balance when made available will be laid before the Ziu,

WHEREAS while it is not envisioned that all Ministries will be spending money this Cosa term, I am bound to "take care to ensure that the budget presented will be sufficient to provide for all expenses of the government of the Kingdom of Talossa until the next budget shall be presented, during the subsequent Cosa."

THEREFORE be it enacted by the Ziu that:

Section 1

- 1) The Prime Ministry shall be allocated a budget, not to exceed \$50, to cover all projects and expenses incurred by the Prime Ministry (including the Office of the Distain). Details of any project which monies from this allocation will be spent will be publicly published, along with estimated costing not less than two weeks before the actual purchase is made.
- 2) The Ministry of Immigration and Foreign Affairs shall be allocated a budget, not to exceed \$30, to cover all projects and expenses incurred by the Ministry. Details of any project which monies from this allocation will be spent will be publicly published, along with estimated costing not less than two weeks before the actual purchase is made.
- 3) The Ministry of Finance shall be allocated a budget, not to exceed \$30, to cover all projects and expenses incurred by the Ministry. Details of any project which monies from this allocation will be spent will be publicly published, along with estimated costing not less than two weeks before the actual purchase is made.
- 4) The Ministry of Defence and Home Affairs shall be allocated a budget, not to exceed \$30, to cover all projects and expenses incurred by the Ministry. Details of any project which monies from this allocation will be spent will be publicly published, along with estimated costing not less than two weeks before the actual purchase is made.
- 5) The Ministry of Stuff & Culture shall be allocated a budget, not to exceed \$20, to cover all projects and expenses incurred by the Ministry. Details of any project which monies from this allocation will be spent will be publicly published, along with estimated costing not less than two weeks before the actual purchase is made.
- 6) The Ministry of Justice & Law Reform shall be allocated a budget, not to exceed \$20, to cover all projects and expenses incurred by the Ministry. Details of any project which monies from this allocation will be spent will be publicly published, along with estimated costing not less than two weeks before the actual purchase is made.
- 7) All other Government Bodies, Quangos or Organisations, formed or to be formed are allocated \$0 and must apply to their Parent Ministry for any funding.

Section 2: Any monies not allocated by Section 1 shall be retained in the central fund for emergency spending and for investment as directed by the Finance Minister according to the policy reported.

Section 3: Any monies not spent from the budgets allocated in Section 1, by the first day of the first Clark in the next Cosa (44th Cosa) shall be returned to the central fund for reallocation as the then incumbent Prime Minister sees fit.

Section 4: It shall be the duty of the Prime Minister and each individual Minister to produce at the dissolution of the 43rd Cosa a statement of expenditure, outlining how much money each Ministry spent, plans to spend, its purpose and how much money it envisions returning to the Central Fund.

Section 5: For Security and Administration purposes, all allocated Monies shall remain in the Central Fund and subject to approval by the Minister of Finance and provisions in this Act, may be drawn down on a case by case basis by each Minister.

Uréu q'estadra sa:

HM Government, represented by:

Litz Cjantscheir, Seneschal, MC, RUMP

Uréu q'estadra sã,

Baroness Litz Cjantscheir (Seneschal, MC-RUMP)

43RZ08 - An Act to Amend 42RZ5

WHEREAS 42RZ5 - The Legal Representation Act is, perhaps, not as comprehensive as we could have hoped for initially and

WHEREAS, we can totally amend it and make it even better and

WHEREAS, having discussed the matter thoroughly, we feel it would be in the best interest to give individuals a way to seek representation in the event an admitted attorney is unavailable so

THEREFORE, 42RZ5 - The Legal Representation Act is hereby amended as follows:

Sections 1 through 7 shall remain unchanged with numbering preserved, and the following shall be added:

8. Individuals who are party to an action brought before a Court of the realm and cannot find suitable legal representation due to a shortage of qualified practitioners of law, conflicts of interest or for personal reasons to be outlined in a petition presented before the court, may apply for a waiver to permit any adult Talossan citizen to represent them before the Court in a specified legal action serving as a legal proxy.

9. Individuals operating under waiver shall not be entitled to present themselves as attorneys, lawyers, barristers, solicitors, or councillor/counselor-at-law, nor shall approval of such waiver imply membership in the Talossan Bar.

10. Petitions for waiver shall be made to the Court in which the action is to be brought. All waivers shall expire upon the final disposition of the case and shall remain in force through any appeal. Waivers granted by a lower court need not be renewed or reissued if the action is brought before the Uppermost Court in appeal. Waivers may be terminated by the petitioner or the proxy at any time during court proceedings and shall notify the Court of said termination within 48 hours of its effective date. Waivers may be withdrawn through judicial order in the event of misconduct or inadequate representation.

11. Courts shall grant petitioned waivers unless the designated proxy has been convicted of a felony, has presented themselves unlawfully to be an attorney, lawyer, barrister, solicitor or councillor/counselor of law, has falsely claimed Bar membership or other official standing within the Talossan Bar or has received monetary compensation or other financial consideration in exchange for his/her representational duties or when a suitable member of the bar is available for representation in the matter, unencumbered by conflicts of interest or personal disputes.

Noi urent q'estadra sã,
Tímofî Asmourescu (Minister of Justice, Senator-BE)
Istefan Lorentzescu (MC-PPT)

43RZ09 - The Bar Membership Act

WHEREAS becoming a member of The Bar is extremely hard to do at the moment,

WHEREAS the current form of The Bar Exam is not apt nor adequate to Talossa's needs

WHEREAS a more solid structure which trains Lawyers in how to be Lawyers is needed

WHEREAS who can or cannot be a member of the Bar has not been addressed

WHEREAS these issues need to be seriously addressed

WHEREAS we all are aware of the current problems in the Justice Sector and there is no need for any more

WHEREAS

THEREFORE be it enacted by the Ziu that:

Section 1: Anyone who is entitled to vote in a General Election in the Kingdom of Talossa and satisfies all conditions set out in Section 2, shall be eligible to become a member of the Royal Talossan Bar ("The Bar"), except those excluded from membership by this Act.

(b) Satisfying the Conditions of this Act does not guarantee Admission to the Bar nor confers upon any person(s) any rights to be admitted to the Bar. Admission to the Bar and the Admission Policy of the Bar shall be at the sole discretion of The Chancellor of the Royal Talossan Bar (hereinafter referred to as "The Chancellor").

Section 2: The following conditions must be met to be eligible for admission into the Royal Talossan Bar:

- i) The applicant must be at eligible to vote in a Talossan General Election and have been a citizen in good standing for not less than six months.
 - ii) The applicant must have completed a course in the study of Law in "The Royal Law Academy" and obtained a final grade of 80% or more.
 - iii) After successful completion course mentioned in ii) above, the applicant will be granted, at the discretion of the Chancellor, Student Membership in the Bar and must spend three months as a apprentice ("Devil") of a qualified member of The Bar. The applicant must complete with a grade of 80% of more, all assignments and/or examinations given to him/her by The Chancellor and/or any member of The Bar authorised by The Chancellor to conduct such assignments and/or Examinations.
- b) For the purposes of ii) and iii) in subsection a) above, all assignments, examinations, coursework, course syllabus and/or any related material will be set by The Chancellor and/or his/her appointed agent.
- c) If an applicant fails any part of the required examinations and/or assignments and/or any other examination set by The Chancellor and/or this Act, s/he is only required to repeat the parts s/he failed, provided such a repeat is sat within 18 months of the initial sitting of the examination.

Section 3: The Royal Law Academy (hereinafter referred to as "The Academy") shall be a branch of The Bar charged with the education and training of citizens in the field of Talossan Law and any other subject or field necessary to the properly equip students in the practise to the highest professional standard required from them.

b) The Chancellor and/or his/her appointed agent shall be charged with the running, administration and care of The Academy.

c) The Academy shall be the sole educational institute in Talossa charged with the education of Law and the education of Trainee Lawyers and/or Barristers and/or Solicitors in Talossan Law.

d) The Academy shall have exclusive and inalienable rights to confer Diplomas, Degrees, be they Bachelor or Masters and Doctorates in Talossan Law.

e) Persons who complete a course in The Academy and reach the course's pass requirements, shall be entitled to bear the initials, Dip.T.L and/or B.T.L and/or M.T.L and/or D.T.L and/or PhD.T.L, as applicable to courses s/he has passed and awards conferred upon him/her.

f) It shall be a offense for any person to pretend, deceive or use false, altered or forged documents to convince or to make another person believe s/he has a award from the Academy, when in fact s/he does not.

g) The Academy shall have the right to strip and/or remove at anytime, any or all awards conferred upon any person, if it finds that said person has acted dishonestly or committed fraud in his/her assignments and/or examinations. This right shall also extend to person's who the Academy deems unfit to bear such awards by means of their behaviour, conduct and/or actions.

h) The Academy may sue and/or be sued in its own name as a corporate body.

i) The Academy may from time to time establish, alter or revoke its own rules and regulations provided such rules are not in breach of this Act, Talossan Law and/or the Organic Law.

Section 4: The Chancellor shall have the right to refuse entry or membership of the Royal Talossan Bar to anyone s/he deems unsuitable or unfit for membership, even if s/he satisfies the conditions set out by this Act.

ii. Any person(s) refused membership by Subsection (a) i. may appeal the decision of The Chancellor to the Uppermost Court. The burden of proof shall be on him/her to prove s/he was unfairly and without due and or just cause denied membership of the Royal Talossan Bar.

b) The Chancellor shall have the right to expel, suspend and/or impose restrictions upon any member of The Bar who breaches The Bar's Code of Conduct and/or in the opinion of The Chancellor has by his/her actions, behaviour and/or conduct warranted apt action.

Section 5: Upon satisfying the conditions set out in Sections 1 and 2, the applicant must in writing to The Chancellor, requesting to be admitted into The Bar. The Chancellor may refuse or grant such a application, stating reasons for any refusal, if applicable.

b) Successful applicants will be admitted to The Bar with full membership rights and granted the title of "Junior Counsel", which shall entitle them to represent clients in any Talossan Cort, as set by Law and/or by the rules or constitution of The Bar.

c) Members of the Bar who have shown distinction and high professional standards in the practise of Talossan Law, may at the discretion of The Chancellor be appointed as "Senior Counsel" and shall be entitled to extra privileges and rights as set by Law and/or by the rules or constitution of The Bar.

Section 6: The following office holders may, at the discretion of The Chancellor, be exempt from the requirements of Sections 1 & 2 of this Act and be granted Full Membership of The Bar while they hold such office or until the next General Election, whichever is applicable and/or sooner. Should the office holder resign or leave or otherwise vacate the office to which s/he was granted membership, his/her membership shall immediately cease the instant

s/he vacates said office. Membership may at whim be terminated at the discretion of The Chancellor.

- i) The Prime Minister
- ii) The Distain
- iii) The Minister of Justice
- iv) Judges of the Uppermost Cort
- v) Judges of any inferior court

b) The Chancellor may grant "Honorary Membership" to any Talossan who has shown excellence and dedication in the field of Talossan Law. Such membership shall only entitled the Honorary Member in all rights and privileges of membership of the Bar save voting rights and the right to represent in any Talossan Court.

c) Current and past Chancellors of the Royal Talossan Bar shall be entitled to be Full Members of the Bar for life and may not be expelled, save in serious circumstances.

Section 7: Any rules, regulations and/or code of conduct not set by this Act, Talossan Law or by the Organic Law, shall be a matter for the Bar to set itself as far as permissible by the aforementioned Laws.

Uréu q'estadra sa:

HM Government, represented by:

Litz Cjantscheir, Seneschal, MC, RUMP

Martì Prevuost, Minister of Culture & Stuff, MC, RUMP

Adm. T.M. Asmourescu, Minister of Justice, SRT, Benito

Uréu q'estadra sã,
Martì Prevuost (Minister of Culture & Stuff, MC-RUMP)

43RZ10 - The Umpteenth Immigration Reform (Amending) Act

WHEREAS events are upon us that indicate that a sudden influx of citizens may be imminent, and

WHEREAS the Immigration Ministry could be overwhelmed by such an influx, and

WHEREAS it makes sense to let the Seneschal quickly do what it would take following normal procedure, in order to accomodate the said influx without undue delay,

and

WHEREAS and this is a good idea not just cause of this influx, but it should be this way forever

THEREFORE the Ziu does hereby enact, that 35RZ22-The Umpteenth Immigration Reform Act, shall be amended to read:

Clause 10: The Seneschal may only in exceptional circumstances petition the Secretary of State to exempt a named immigrant from the requirements and/or provisions (including but not limited to, the introduction by the Immigration Minister and the examination period) of this Act or any other Act, save the requirement to take a Oath of Citizenship and to immediately issue a Royal Grant of Citizenship to the named immigrant, upon receipt of such a Oath. Such a petition may instruct the Secretary of State to assign this named immigrant to a specific province or shall leave it to the Secretary of State to determine the provincial assignment of the prospective immigrant according to any applicable law.

Uréu q'estadra sã,

Baroness Litz Cjantscheir (Seneschal, MC-RUMP)

43RZ11 - The Article XVII Cleanup Amendment

Whereas Article XVII, Section 13 states;

Section 13. No new province shall be constituted after the adoption of this Organic Law unless said proposed province shall contain a citizenry comprising at least 10 persons.

No new province shall be constituted after the adoption of this Organic Law unless said proposed province shall contain within it a working constitution with an elected government and a citizenry comprising at least ten persons.

Notwithstanding this section, all provinces shall be guaranteed equal representation in the Senäts.

;and

Whereas if you look closely there is a redundancy in the text of this section of the law concerning the "citizenry of ten"; and

Whereas redundancies should be cleaned up where possible;

THEREFORE the Ziu approves the following amendment to the Organic Law, and transmits it to the people for ratification.

Article XVII, section 13 of the Organic Law is amended to read;

Section 13. No new province shall be constituted after the adoption of this Organic Law unless said proposed province shall contain a citizenry comprising at least 10 persons.

No new province shall be constituted after the adoption of this Organic Law unless said proposed province shall contain within it a working constitution with an elected government and a citizenry comprising at least ten persons.

Notwithstanding this section, all provinces shall be guaranteed equal representation in the Senäts.

Noi urent q'estadra sâ,
Éovart Grischun (MC-CSP)
Flip Molinar (MC-PPT)