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**MINUTES OF THE 161<sup>st</sup> MEETING OF THE TWELFTH ANGUILLA**  
**EXECUTIVE COUNCIL HELD ON THURSDAY 16<sup>th</sup> NOVEMBER 2023 AT 9.00 AM**

PRESENT: Acting Governor, Mr Perin Bradley

The Honourable Minister for Home Affairs, Immigration, Labour, Human Rights, Constitutional Affairs, Information and Broadcasting, Lands and Physical Planning, and Acting Premier Mr Kenneth Hodge

Acting Deputy Governor, Mrs. Jacqueline Bryan-Niles

The Honourable Minister for Social Development, Cultural Affairs, Youth Affairs, Gender Affairs, Education and Acting Library Services, Ms Dee-Ann Kentish-Rogers

The Honourable Minister for Sustainability, Innovation and Environment, and Acting Minister for Infrastructure, Communications, Utilities, Housing and Tourism, Mrs Quincia Gumbs-Marie

The Honourable Attorney General, Mr Dwight Horsford

Acting Clerk to Executive Council, Ms Jennyville Smith

IN ATTENDANCE: The Head of the Governor's Office, Mr Orlando Ames-Lewis

ABSENT: Her Excellency the Governor, Ms. Julia Crouch

The Honourable Premier and Minister for Finance, Economic Development & Investment and Health, Dr Ellis Webster

The Honourable Minister for Infrastructure, Communications, Utilities, Housing and Tourism, Mr Haydn Hughes

EX MIN 23/335 **CONFIRMATION OF THE MINUTES**  
The Head of the Governor's Office remained.

Council confirmed the Minutes of the 160<sup>th</sup> Meeting of Executive Council held on Thursday 9<sup>th</sup> November 2023.

### **MATTERS ARISING FROM THE MINUTES**

EX MIN 23/336

#### **EX MEMO 23/269 Land for the Construction of a National Athletics Track**

The Head of the Governor's Office remained

The Minister for Social Development & Education briefed Council. EX MIN 22/294 and EX MIN 22/372 refer. The Department of Planning undertook a comprehensive overview of possible locations centrally located for the development of a track and field facility on Anguilla. The review revealed six (6) possible locations for the development of a facility, namely:

1. Long Ground (3881B/69,70,71,72,73&74)
2. The Valley Bottom (58814B/63)
3. The Quarter- East of the High School (69014B/10)
4. The Quarter- West of the High School (68914B/261)
5. Tanglewood (78913B/375,382,21,377,379); and
6. Sandy Hill (69215B/34)

Based on the assessment Block 58814B Parcel 63 at Valley Bottom was deemed to be the most suitable for the development of a track and field facility. However, this plot of land is currently designated as Agricultural land.

Council noted that Project 10 would take a 4-phased approach. Phases 1, 3 and 4 are to be financed by the Government of Anguilla, while Phase 2 is to be covered under the project. The associated cost for the preparatory work to be done in Phase 1 can be borne from the budget for 2023, however, financing and completion dates for Phases 3 and 4 are to be determined at a later date subject to the applicable procurement procedure by the Government of Anguilla.

Council also noted the financial implications associated with the maintenance costs and the relocation of farmers.

Council:

1. Granted conditional approval to the designation of Block 58814B Parcel 63 from Agricultural land to land for the development of a National Athletics Track pending, the outcome of the bid to World Athletics.

- 2 Approved the submission of a planning application in relation to the development of a track and field facility on the said parcel.
- 3 Approved that the Government of Anguilla will enter into a Memorandum of Understanding with the Anguilla Amateur Athletic Federation (AAAF) for a minimum of ten (10) years for the construction of a fit-for-purpose national athletics track, once they have received notification that their application has been successful.

Council authorised the issue of the Action Sheet before confirmation of the Minutes.

Action: PS, SD; HON, MIN SD; PS, EDMSIE; HON, MIN EDMSIE

EX MIN 23/337

**EX MEMO 23/270 Sustainable Education Planning, Enhanced Monitoring and Management of the Education Sector**

The Head of the Governor's Office remained

Education Planner, Mrs. Dawn Reid joined the meeting.

The Minister for Social Development & Education and the Education Planner briefed Council. EX MIN 21/67 also refers to the sustainable development of the Anguilla Education Management Information System (Anguilla EMIS) Project and accompanying E-Learning Platform that will support the work of the Education Planning Unit within the Ministry of Social Development and Education as it relates to the development and maintenance of statistical services in accordance with the Education and Training Statistics Framework and Policy.

Council noted the Ministry's intent to propose the establishment and filling of the posts of EMIS Systems Administrator and Projects Officer in the Education Planning Unit for the 2024 budget.

Council approved:

1. The continued establishment of the Anguilla EMIS and accompanying E-Learning Platform with:-
  - a. The extension of the period of engagement of the Temporary EMIS Data Entry Clerk until June 30<sup>th</sup> 2024;
  - b. The Cloud Hosting of the Anguilla EMIS and E-Learning Platform;
  - c. Maintenance costs;

- d. The compensation of trainers to support the effective roll-out of the Anguilla EMIS and E-Learning Platform;
  - e. Curriculum content development and digitization
  - f. Retention of the media services to support the content development and to ensure the inclusion of the local cultural context; and
  - g. Integration of LJ Create into the LMS Platform to facilitate TVET Development.
2. The extension of the terms of engagement for the data entry clerk through the end of December 2023 which will be covered by the current budget allocation from the Ministry of Social Development and Education.

Council authorised the issue of the Action Sheet before confirmation of the Minutes.

Action: PS, SD; HON, MIN SD;

EX MIN 23/338

**EX MEMO 23/271 Licences to use crown land in Island Harbour – Property situated in Registration Section East Central, Block 89418 B described as Parcel 1.**

The Head of the Governor’s Office remained

Director of Lands, Mr. Leslie Hodge joined the meeting.

The Hon Minister of Home Affairs and Minister of Lands and Director of Lands briefed Council.

Council approves:

1. The granting of an occupational licence to Rudy Fleming to use Crown land in Island Harbour for property in Registration Section East Central, Block 89418 B, Parcel 1 (Part of) being 1,400sq.ft. as delineated on Survey Plan Ref. LS02-23.
2. The terms of the licence are as follows:
  - a. Permission to use the premises for a specific purpose;
  - b. Fees per annum in the amount of EC\$4,516.18 (US\$1,680.00) are payable for the first year. Thereafter, the fee shall increase by Consumer Price Index (CPI) or two (2%) per cent per annum, whichever is greater for the remainder of the term;

- c. The government will reserve parking to be shared by patrons of the development and the general public;
  - d. That development shall not be permanent;
  - e. The development must operate within the laws of Anguilla including planning approval, licenses and taxes, and to the satisfaction of the Environmental Health Unit for sanitary purposes;
  - f. Flexible termination clause to be included in the licence.
3. Attorney General's Chambers to draft the Licence to include the terms as set out for execution by Rudy Fleming and the Crown.
  4. Ministry to prepare a policy paper for presentation and consideration as to what approach ought to be taken when dealing with Developmental areas.

Action: PS, HA; DLS; HON, MIN HA; HON, AG

EX MIN 23/339

**EX MEMO 23/272 Application For Issue Of Licence Under The Aliens Land Holding Regulation Act – Grace Capital Global Group, Inc. – Registration Section West Central, Block 28210 B, Parcel 11, Block 28309 B Parcel 239 And 28310 B Parcel 46 Containing 10.99 Acres, 15.18 Acres And 1.40 Acres Respectively (Freehold) And Registration Section West Central, Block 28210 B, Parcel 10 Containing 59.6 Acres**

The Head of the Governor's Office remained

PS, EDMSIE, Mrs Chanelle Petty-Barrett and Director of Lands, Mr. Leslie Hodge joined the meeting.

PS, EDMSIE and the Director of Lands briefed Council. Council is prepared to consider granting the approval of an Aliens Land Holding Licence to Grace Capital Global Group, Inc. to hold on a freehold basis, properties situated in Registration Section West Central, Blocks 28210 B, 28309 B, 28310 B, described as Parcels 11, 239 & 46, being 10.99 acres, 15.18 acres & 1.4 acres respectively of land, and on a leasehold basis, property situated in Registration Section West Central, Block 28210 B Parcel 10, located in Rendezvous for tourism purposes, subject to:

1. Full compliance with the terms and conditions as stipulated in the Memorandum of Understanding (MOU) held in escrow between Grace Capital Global Group, Inc. and the Government of Anguilla.
2. Submission of an Environmental Assessment Impact;
3. An updated Due Diligence Report;
4. Providing the Government of Anguilla with verifiable evidence of the source and immediate availability of funds to develop a five (5) star hotel and to build a marina;
5. That Rendezvous Bay Real Estate Company Limited pay outstanding lease rents in the amount of EC\$16,800.00 (i.e. outstanding lease payments from 2008, 2011 to 2023) to the Inland Revenue Department;
6. Items 1 – 5 must be concluded within six (6) months of the date hereof.

Action: PS, HA; DLS; HON, MIN HA; HON, AG

EX MIN 23/340

**EX MEMO 23/273 Acquisition Through Exchange Of Property In Registration Section North Central, Block 48813 B, Described As Parcel 66 And 68**

The Head of the Governor's Office remained

Director of Lands, Mr. Leslie Hodge joined.

Council deferred this matter for further consideration.

Action: PS, HA; DLS; HON, MIN HA

EX MIN 23/341

**EX MEMO 23/274 Acquisition of Lands In Registration Section Road, Block 08412 B, Parcel 403**

The Head of the Governor's Office remained

The Hon Minister of Home Affairs and Minister of Lands briefed Council. EX MIN 23/155 also refers.

Council approved:

- 1 That the offer to Mrs. Ornette Edwards Gumbs of South Hill, Anguilla, the lawful attorney for Recolder Ethelson Edwards as

personal representative of the Estate of Thomas Oliver Edwards be increased to US\$444,000.00 for land, house and horticulture. This represents the Government's final offer with the understanding that there be no claims brought against the Government of Anguilla in terms of nuisance or disturbance. The without-prejudice offer should be communicated to Mrs. Edwards-Gumbs;

- 2 The Ministry of Infrastructure, Communications, Utilities, Housing and Tourism prepares the house plans for Mrs. Irene Edwards; and
- 3 Failing any agreement the Government may consider forgoing the acquisition of said property and provide mitigation measures to alleviate any nuisance.

Action: PS, HA; DLS; HON, MIN HA

EX MIN 23/342

**EX MEMO 23/275 Applications for the Permit of Permanent Residence**

The Head of the Governor's Office remained

The Minister for Home Affairs briefed Council. Council supported and endorsed the submission from the Minister of Home Affairs for the following persons to be recommended to the Governor to be considered for Permanent Residence:

- 1) Arquimedes Paulino
- 2) Doroles Mota
- 3) Yamerlin Rodriguez
- 4) Yanesky Rodriguez
- 5) Alexis Ortega
- 6) Nelson Frank.

Council instructs that the Ministry of Home Affairs prepares and sends appropriate directions to the Attorney-General's Chambers to draft Regulations in line with Section 24 of the Immigration Act.

Action: PS, HA; LAB, COM; CIO; HON, MIN HA; HON; AG

EX MIN 23/343

**EX MEMO 23/276 Immigration Residency Requirements**

The Head of the Governor's Office remained

Chief Immigration Officer, Ms. Laureen Bryan joined.

The Hon Minister of Home Affairs and Chief Immigration Officer, briefed Counsel as it relates to the immigration residency requirements for children born to non-nationals.

Council:

1. Noted the current process as it relates to the immigration residency requirements for children born to non-nationals;
2. Noted the relevant sections in the Constitution that speak to the status of children born on Anguilla to non-nationals;
3. Requested that the Ministry engage in some public awareness campaign to address any misunderstanding the public may have as it relates to this issue.

Action: PS, HA; CIO; HON, MIN HA

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