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**MINUTES OF THE 203rd MEETING OF THE TWELFTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 3rd OCTOBER 2024 AT 9.00 AM**

PRESENT: Her Excellency the Governor, Ms. Julia Crouch

Acting Premier and Minister for Finance, Economic Development & Investment and Health AND Minister for Home Affairs, Immigration, Labour, Human Rights, Constitutional Affairs, Information and Broadcasting, Lands and Physical Planning AND Acting Minister for Social Development, Cultural Affairs, Youth Affairs, Gender Affairs, Education and Library Services, Mr. Kenneth Hodge

The Honourable Deputy Governor, Mr. Perin Bradley

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

Acting Attorney General, Mr. Ivor Greene

Clerk to Executive Council, Ms. Dumisa Webster

IN ATTENDANCE: Financial Advisor Mr. Evarist Mwesigye

Head of the Governor's Office, Mr. Orlando Ames-Lewis

The Honourable Parliamentary Secretary, Mr. Merrick Richardson

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

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

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

EX MIN 24/268 CONFIRMATION OF THE MINUTES

The Honourable Parliamentary Secretary, Head of Governor's Office and Financial Advisor remained.

Council confirmed the Minutes of the 202nd Executive Council Meeting held on Thursday, 26th September 2024.

EX MIN 24/269 EX MEMO 24/188 Approval of Cost of Living Support Measures 2024

The Honourable Parliamentary Secretary, Head of Governor's Office and Financial Advisor remained.

Ms. Marisa Harding-Hodge, PS Finance joined the meeting.

The Acting Premier and PS, Finance briefed Council. As of October 2024, it is expected that the current trend in an increase in fuel, electricity and shipping costs will continue. This trend significantly impacts the Anguilla Electricity Company's ("ANGLEC") electricity production costs, which are passed on to their customers through increased household bills. In order to support households with rising cost of living prices, particularly relating to fuel, it is proposed that an electricity grant be provided to all eligible households in the form of a credit to domestic electricity accounts with ANGLEC.

Rising U.S. prices and shipping costs continue to significantly impact local food costs in import-dependent Anguilla. These economic challenges significantly impact residents with limited incomes, in particular, the elderly. To address these challenges, it is proposed to repeat the previously imposed food voucher programme to support the elderly population of Anguilla.

Executive Council:

1. Approved a grant under the Electricity Payments Programme (EPP) of EC\$500 as a measure to help households deal with rising prices particularly relating to fuel on following terms:
 - a) Payment to be limited to domestic accounts with consumption over 40 units;
 - b) Payment to be automatic to domestic accounts with consumption under 1400 units;

- c) Domestic accounts with consumption over 1400 units will be subject to further verification to ensure confirm residential/non-commercial status;
 - d) Construction Lines are not eligible; and
 - e) The EC\$500 to be paid on or before 31st October 2024;
2. Noted that subsequent tranches will be considered at a later stage based on affordability;
 3. Approved a grant of an \$EC500 food voucher payment to residents of Anguilla who are 70+ or will attain 70 years of age on or before 31st December 2024;
 4. Noted that the food vouchers are likely to be first issued on the 15th of October and will need to be redeemed by the 30th November 2024 to ensure payments can be met within the financial year; and
 5. Noted that standard excluded items apply including alcoholic beverages.

Council authorized issue of the action sheet before confirmation of the minutes.

Action: PAS, FIN; PS, FIN; HON. PREM.

EX MIN 24/270

EX MEMO 24/189 Refusal to Grant Work Permits

The Honourable Parliamentary Secretary, Head of Governor's Office and Financial Advisor remained.

The Honourable Minister for Home Affairs and Labour briefed Council. In keeping with section 165 (3) of the Labour (Relations) Act 2018, the Minister of Home Affairs & Labour seeks to consult with the Executive Council before refusing to grant work permits. When considering a work permit application by an employer, the Ministry shall take into account several factors as listed in Section 171 (1) of the Labour Relations Act. Council noted the reasons for refusal of the following work permits:

In relation to 1 person pursuant to section 171 (1) (a) and (b) of the Labor Relations Act, the employer has not demonstrated a genuine need to engage the services of the prospective employee and there are Anguillians, their spouses, or persons resident on the island who are qualified to fill the position.

In relation to 2 persons, pursuant to section 171 (1) (a) of the Labor Relations Act, the employer has not demonstrated a genuine need to engage the services of the prospective employee.

Council:

- 1) Noted section 164 of the Labour (Relations) Act 2018 containing the principles governing work permits;
- 2) Noted that in keeping with section 165 (3) of the Labour (Relations) Act 2018, the Hon Minister for Home Affairs & Labour consulted with Executive Council before refusing to grant work permits; and
- 3) Considered and endorsed the proposal by the Hon. Minister that 3 persons be **refused** work permits on the basis of the foregoing information.

ACTION: PS, HA; LAB, COMM; CIO; HON MIN HA.

EX MIN 24/271 EX MEMO 24/190 Application for Issue of Licence Under the Aliens Land Holding Regulation Act.- Registration Section: South Central, Block 38611 B, Parcel 287, 297 and 298 Being 0.46, 0.50 and 0.42 of an Acre Respectively, Registration Section: South Central Block 38411 B, Parcels 256 and 257 Being 0.47 of An Acre Respectively and Registration Section: South East, Block 78813 B Parcel 86 Being 0.65 of An Acre

AND

Application for Transfer of Shares Under the Aliens Land Holding Regulation Act Registration Section: North Central, Block 48814 B, Parcel 64 Being 1.2 Acres.

The Honourable Parliamentary Secretary, Head of Governor's Office and Financial Advisor remained.

The Honourable Minister for Home Affairs and Lands briefed Council. Executive Council Minute 24/168 notes the approval of, amongst other things, the granting of an Aliens Land Holding Licence to the applicant to hold property on a freehold basis. However, due to errors within one of the fee schedules and conditions requested, this matter has returned to Council for consideration.

Executive Council approved the granting of an Aliens Land Holding Licence to the applicant to hold on a freehold basis the following property:

| REGISTRATION SECTION | BLOCK | PARCEL | ACREAGE | VACANT/ BUILT | LOCATION |
|-----------------------------|--------------|------------------|----------------------|--------------------------|-----------------|
| South Central | 38611 B | 287, 297 and 298 | 0.46, 0.50, and 0.42 | Vacant | Little Harbour |
| South Central | 38411 B | 256 and 257 | 0.47 and 0.47 | Vacant | South Hill |
| North Central | 48814 B | 64 | 1.2 | Vacant | The Valley |
| South East | 78813 B | 86 | 0.65 | Built – Commercial | Rey Hill |

(a) Payment of the following Stamp Duties

Option B

Block 38611 B Parcel 287 – Vacant

- | | | |
|-------|--|-----------------------------|
| (i) | under the Stamp Act – 5% of EC\$112,904.40 | EC\$5,645.22 |
| (ii) | under the Aliens Land Holding Regulation Act – 6.25% of EC\$112,904.40 | EC\$7,056.53 |
| (iii) | refundable deposit of EC\$112,904.40 – 10% | <u>Waiver</u> |
| | TOTAL | <u>EC\$12,701.75</u> |

Block 38611 B Parcel 297 – Vacant

- | | | |
|------|---|--------------|
| (i) | under the Stamp Act – 5% of EC\$123,657.20 | EC\$6,182.86 |
| (ii) | under the Aliens Land Holding Regulation Act – 6.25% | |

of EC\$123,657.20 EC\$7,728.58

- (iii) refundable deposit
of EC\$123,657.20 – 10%

Waiver

TOTAL

EC\$13,911.44

Block 38611 B Parcel 298 – Vacant

- (i) under the Stamp Act – 5%
of EC\$134,410.00

EC\$6,720.50

- (ii) under the Aliens Land Holding
Regulation Act – 6.25%
of EC\$134,410.00

EC\$8,400.63

- (iii) refundable deposit
of EC\$134,410.00 – 10%

Waiver

TOTAL

EC\$15,121.13

Block 38411 B Parcel 256 – Vacant

- (i) under the Stamp Act – 5%
of EC\$126,345.40

EC\$6,317.27

- (ii) under the Aliens Land Holding
Regulation Act – 6.25%
of EC\$126,345.40

EC\$7,896.59

- (iii) refundable deposit
of EC\$126,345.40 – 10%

Waiver

TOTAL

EC\$14,213.86

Block 38411 B Parcel 257 – Vacant

- (i) under the Stamp Act – 5%
of EC\$126,345.40

EC\$6,317.27

- (ii) under the Aliens Land Holding
Regulation Act – 6.25%
of EC\$126,345.40

EC\$7,896.59

- (iii) refundable deposit

of EC\$126,345.40 – 10%

TOTAL

Waiver

EC\$14,213.86

Block 78813 B Parcel 86 – Built Development

- (i) under the Stamp Act – 5%
of EC\$268,820.00 EC\$13,441.00
- (ii) under the Aliens Land Holding
Regulation Act –5%
of EC\$268,820.00 EC\$13,441.00

TOTAL

EC\$26,882.00

- (b) Properties situated in **Registration Section South Central, Block 38611 B Parcels 287, 297, 298 and Block 38411 B, Parcels 256 & 257** must be used for residential purposes.
- (c) The Licencee must not rent their dwelling house without first notifying the Economic Development, Investment, Commerce, Information Technology & Natural Resources in order to rent the said property.
- (d) Property situated in **Registration Section South East, Block 78813 B Parcel 86** must be used for commercial purposes.
- (e) The Applicant Company be exempted from Government’s Policy on restricting Aliens from holding no more than half an acre on the grounds that the property situated in Registration Section South Central, Block 38611 B, Parcels 287, 297 & 298 and Block 38411 B Parcels 256 and 257 are for settlement of debt
- (f) The Licensee shall fully comply with the laws of Anguilla from time to time, including the Land Development Control Act, the Property Tax Act, the Building Regulations, the Labour Relations Act 2018 and Control of Employment Act Regulations, the Social Security Act, the Immigration and Passport Regulations and any statutory modification or re-enactment thereof and any rules or regulations made there under.

Transfer of Shares

| REGISTRATION SECTION | BLOCK | PARCEL | ACREAGE | VACANT/ BUILT | LOCATION |
|-----------------------------|----------------|---------------|----------------|--------------------------|-------------------|
| North Central | 48814 B | 64 | 1.20 | Vacant | The Valley |

Block 48814 B Parcel 64

| | | |
|-------|---|------------------------------|
| (i) | under the Stamp Act – 5% of EC\$322,584.00 | EC\$16,129.20 |
| (ii) | under the Aliens Land Holding Regulation Act – Section 14(1)(a) 6.25% of EC\$1,612,920.00 | EC\$100,807.50 |
| (iii) | refundable deposit of EC\$322,584.00 – 10% | <u>Waiver</u> |
| | TOTAL | <u>EC\$116,936.70</u> |

- (g) The property must be used for Commercial purposes.
- (h) That the property must be constructed in accordance with Planning permission 24/00112 for the construction of a Car Show Room.
- (i) The Applicant Company be exempted from Government’s Policy on restricting Aliens from holding no more than half an acre on the grounds that the property will be used for commercial development.
- (j) The express condition in the Licence that the development shall be completed within thirty-six (36) months, failing which a penalty of US\$3,500.00 shall apply for each calendar month or part thereof that the project remains uncompleted without reasonable justification for the delay in completion. The said penalty shall continue for a period of 12 months. Thereafter, forfeiture proceedings for the property will be commenced by the Government of Anguilla.
- (k) The Licensee shall fully comply with the laws of Anguilla from time to time, including the Land Development Control Act, the Property Tax Act, the Building Regulations, the Labour Relations Act 2018 and Control of Employment Act Regulations, the Social Security Act, the Immigration and Passport Regulations and any statutory modification or re-enactment thereof and any rules or regulations made there under.

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

EX MIN 24/273 EX MEMO 24/192 Application for Issue of Licence Under the Aliens Land Holding Regulation Act- Registration Section East Central, Block 89117 B, Parcel 174 being 0.32 of an Acre
The Honourable Parliamentary Secretary, Head of Governor’s Office and Financial Advisor remained.

Executive Council Minute 24/237 notes the approval of, among other things, the granting of an Aliens Land Holding Licence to the applicant

- James Ronald Webster Day Monday, 3 March
- Good Friday Friday, 18 April
- Easter Monday Monday, 21 April
- Labour Day Thursday, 1 May
- Whit Monday Monday, 9 June
- Anguilla Day Friday, 30 May
- Celebration of the Birthday of His Majesty The King Monday, 16 June
- August Monday Monday, 4 August
- August Thursday Thursday, 7 August
- Constitution Day Friday, 8 August
- National Heroes and Heroines Day Friday, 19 December
- Christmas Day Thursday, 25 December
- Boxing Day Friday, 26 December

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

EX MIN 24/275 EX MEMO 24/194 Re-appointment of Four Members to the Board of Directors of the Anguilla Tourist Board (ATB) and the Appointment of a New Member to ATB

The Honourable Parliamentary Secretary, Head of Governor's Office and Financial Advisor remained.

The Acting Minister for Infrastructure, Communications, Utilities, Housing and Tourism briefed Council. The term of office for five members of the Anguilla Tourist Board ("the Board") has expired. Additionally, the former chairperson of the Board has resigned. As such, it has become necessary for four of five members to be reappointed to the Board and one new member to be appointed.

Executive Council:

1. Approved the re-appointment of the following four (4) members to the Anguilla Tourist Board for a new term of two (2) years, effective from 23rd July 2024 to 22nd July 2026
 - i. Melisha Miriam Maccow (Chairperson)
 - ii. Condon Maureen Proctor
 - iii. Danitza Lariana Delisa Mussington
 - iv. Lusianna Retde
2. Noted that Melisha Miriam Maccow is the current chairperson of the Anguilla Tourist Board.
3. Approved the appointment of Ms. Calla Gumbs as a member to the Anguilla Tourist Board.
4. Acknowledged the continuation of the term of appointment for Ms. Monica Bryan and Mr. Kevin Carty as per their current appointments.

Action: PS, MICUH&T; HON. MIN.; MICUH&T.
