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**MINUTES OF THE 231<sup>ST</sup> MEETING OF THE TENTH ANGUILLA**  
**EXECUTIVE COUNCIL HELD ON THURSDAY 5<sup>TH</sup> MARCH 2015**

PRESENT: His Excellency the Acting Governor, Mr Stanley Reid

The Honourable Hubert Hughes, Chief Minister and Minister of Finance,  
Economic Development, Investment, Commerce and Tourism and Minister  
of Labour and Immigration and Minister of Social Development and Health

The Hon Acting Deputy Governor, Mr Larry Franklin

The Honourable Jerome Roberts, Minister of Lands, Physical Planning, Human  
Rights, Environment, Gender Affairs and Agriculture and Fisheries and Minister  
of Education, Library Services, Sports, Youth and Culture

The Honourable Evan Gumbs, Minister of Infrastructure, Communications,  
Utilities and Housing

The Honourable Acting Attorney General, Ms Michelle Daley

Mrs Jewelle Fleming, Clerk to Executive Council

IN ATTENDANCE: Mrs Mary Clare Haskins-Banton, Crown Counsel  
Mr Suresh Bhalla, Owner, Ananya Inc.  
Mrs Nutan Bhalla, Owner, Ananya Inc.

ABSENT: Her Excellency the Governor, Ms Christina Scott

The Honourable Attorney General, Mr Rupert Jones

EX MIN 15/141 **CONFIRMATION OF THE MINUTES**

Council confirmed the Minutes of the 229<sup>th</sup> and 230<sup>th</sup> Meetings held on Thursday  
19<sup>th</sup> February and Tuesday 24<sup>th</sup> February 2015 respectively.

**MATTERS ARISING FROM THE MINUTES**

EX MIN 15/142

**EX MIN 15/128 UPDATE ON ZEMI BEACH RESORT & RESIDENCES:  
RESURFACING OF ROAD**

Further to EX MIN 15/128 of 19<sup>th</sup> February 2015, Council noted the update by the PS, MICUH/Hon Acting Deputy Governor that the Chief Engineer, DICUH was working along with the Architect to collect all the relevant information, which would be submitted to the Procurement Board to enable the Board to make a decision on the appropriate procurement method going forward.

Council further noted an email from the Chairman of the Procurement Board dated March 5, 2015 on the matter. Council agreed EX MIN 15/128 of 19<sup>th</sup> February 2015 should be amended as follows:-

PS, FIN; PAS, FIN/Chairman, Procurement Board, DLS and Crown Counsel remained for discussion. Mr Bancroft Battick, Chief Engineer joined the Meeting.

Council:-

- (i) noted a letter dated January 27, 2015 to the Hon Chief Minister from Mr Jeffrey P. Goldstein, Director, Fountain Beach Residences Ltd. on the resurfacing of the dirt road leading to the Zemi Beach Resort & Residences;
- (ii) noted that the owner of Zemi Beach Resort & Residences had undertaken to build the road so that it could be completed for the grand opening of the Resort scheduled for October 2015;
- (iii) agreed that the request by the Director, Zemi Beach Resort & Residences for a dollar for dollar offset in future room accommodation taxes for laying out the money to build the road was not acceptable;
- (iv) agreed that discussions be held with GoA and the Director, Zemi Beach Resort & Residences on whether some other mechanism could be put in place for the offset in the second phase of the development rather than the accommodation tax proposal;
- (v) agreed that given the urgency of this matter, that a request be made to the Procurement Board for an expedited procurement process; and
- (vi) mandated MICUH to provide the technical specifications for the road, to begin the tendering process.

The DLS, supported by the Chief Engineer indicated that, once the road had been acquired by the GoA, it should be gazetted and declared a public road under the Roads Act.

Council further agreed to an update on Thursday 5<sup>th</sup> March 2015.

Council authorised the issue of the action sheet before confirmation of the Minutes.

Action: PS, MICUH; PAS, FIN/CHAIR, PB; PS, FIN; DLS; CHIEF ENG; HON AG; PS, MHA/LANDS

EX MIN 15/143 **EX MIN 15/139 DISSOLUTION OF THE HOUSE OF ASSEMBLY**

Council agreed that the last paragraph of EX MIN 15/139 of 24<sup>th</sup> February 2015 should be amended to read:-

Ministers confirmed that they were mindful of the guidance and would conduct their business accordingly. Ministers called on HE The Governor to also be guided accordingly.

Action: HE; MINS OF GOV'T

EX MIN 15/144 **EX MEM 15/59 WORK PERMIT APPLICATION REFUSALS**

Council agreed that the paper should be withdrawn.

Action: PS, MHA/IMM; PAS, MHA/IMM

EX MIN 15/145 **EX MEM 15/67 REVIEW OF ANGUILLA FINANCE LTD. FINANCIAL STATEMENTS**

Council agreed that the paper should be further deferred and that it be considered at the next Meeting of Executive Council to be held on Thursday 12<sup>th</sup> March 2015.

Council agreed that the PS, FIN should be in attendance at the Meeting of Executive Council to speak on the issue.

Action: PS, FIN

EX MIN 15/146 **EX MEM 15/74 FIRST ADDENDUM TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE GOVERNMENT OF ANGUILLA (THE "GOVERNMENT") AND ANANYA INC. (THE "DEVELOPER")**

The following persons joined the Meeting:-

Mrs Mary Clare Haskins-Banton, Crown Counsel  
Mr Suresh Bhalla, Owner, Ananya Inc.  
Mrs Nutan Bhalla, Owner, Ananya Inc.

Council noted the presentation from Mr Suresh and Nutan Bhalla, Owners of Ananya Inc.

Following discussion in Executive Council, Members agreed that the paper should be deferred to afford the TIC a further opportunity to submit its purposeful recommendations to Executive Council on the way forward for consideration.

Council authorised the issue of the action sheet before confirmation of the Minutes.

Action: PS, EDICT; TIO; HON AG; CC; DLS; PS, MHA/LANDS

EX MIN 15/147

**EX MEM 15/75 FIRST ADDENDUM TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE GOVERNMENT OF ANGUILLA (THE “GOVERNMENT”) AND GGI OF ANGUILLA LTD. (THE “DEVELOPER”)**

Council considered the first amendment to the MOU between the Government of Anguilla and GGI of Anguilla Ltd. and agreed that GGI of Anguilla Ltd. should be granted an extension of the waiver of customs duties on the importation of materials for construction of the proposed waste to energy plant at Corito, for eighteen months from the effective date of the addendum.

Council noted that the proposed addendum was reviewed by the Attorney General’s Chambers.

Council authorised the issue of the action sheet before confirmation of the Minutes.

Action: PS, EDICT; TIO; HON AG; CC; DLS; PS, MHA/LANDS

EX MIN 15/148

**EX MEM 15/76 APPEAL AGAINST PLANNING PERMISSION – TRAVIS & LENIA SIMPSON**

Council was satisfied that Mr Travis & Lenia Simpson had made a significant effort to meet the requirements specified by Executive Council in EX MIN 13/198 of 21<sup>st</sup> March 2013.

Council therefore agreed that the appeal against planning permission for Mr Travis & Lenia Simpson to operate a Floating Water Park at Meads Bay Beach should be allowed. Council noted that Mr Travis & Lenia Simpson would be required to obtain all the necessary permits and licenses from the relevant agencies.

Council authorised the issue of the action sheet before confirmation of the Minutes.

Action: PS, MHA/LANDS; PPO; DLS

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