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MINUTES OF THE 92ND MEETING OF THE ELEVENTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 30TH MARCH 2017

PRESENT: His Excellency the Acting Governor, Mr Perin Bradley

The Honourable Victor Banks, Chief Minister and Minister of Finance,
Economic Development, Commerce, Tourism and Information Technology

The Honourable Acting Deputy Governor, Dr Bonnie Richardson-Lake

The Honourable Evans Rogers, Minister of Health and Social Development, Lands
and Physical Planning

The Honourable Cora Richardson-Hodge, Minister of Home Affairs and Education

The Honourable Curtis Richardson, Minister of Infrastructure, Communications,
Utilities, Housing, Agriculture, Fisheries and Environment

The Honourable Acting Attorney General, Mr Ivor Greene

Mrs Jewelle Fleming, Clerk to Executive Council

IN ATTENDANCE: Hon Cardigan Connor, Parliamentary Secretary
Mr Karim Hodge, PS, MICUHAFIT
Mr Bancroft Battick, Chief Engineer
Mr Christopher Richardson, Chairman of the Board, Water Corporation of Anguilla
Mr John Benjamin QC, Legal Counsel, WCA
Ms Marisa Harding-Hodge, Compliance Officer

ABSENT: Her Excellency the Governor, Ms Christina Scott

The Honourable Attorney General, Mr John McKendrick QC

EX MIN 17/126 **CONFIRMATION OF THE MINUTES**

Hon Cardigan Connor, Parliamentary Secretary joined the Meeting.

Council confirmed the Minutes of the 91st Meeting held on Thursday 23rd March 2017 and the Minutes of a Special Meeting held on Monday 27th March 2017.

MATTERS ARISING FROM THE MINUTES

EX MIN 17/127

EX MEM 17/78 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATIONS ACT – CROCUS BAY DEVELOPMENT INC (REGISTRATION SECTION: NORTH; BLOCK: 58715 B; PARCEL 594 (FORMERLY PARCEL 60), CONTAINING 0.38 ACRE LEASEHOLD INTEREST

Hon Parliamentary Secretary remained in attendance.

Further to EX MIN 17/125 of 27th March 2017, Council noted the updated resolution from the Water Corporation of Anguilla.

Action: PS, EDICTLP; PS, MICUHAFIT; HON AG; DLS

EX MIN 17/128

EX MEM 17/79 FILLING OF POST – DIRECTOR OF THE FINANCIAL SERVICES COMMISSION

Council:-

- (i) noted that the contract of employment of the current Director of the Financial Services Commission (FSC), Mr Gerry Halischuk, expires in August 2017;
- (ii) noted the intention to extend Mr Halischuk's appointment for a further year; and
- (iii) expressed a clear preference that at the end of Mr Halischuk's contract, the post be advertised.

Action: HE; PS, FIN; PS, EDICTLP; PAS, FIN; BD

EX MIN 17/130

EX MEM 17/81 APPLICATION FOR DUTY EXEMPTION FOR QUINTESSENCE HOTEL

Council agreed that duty exemption should be granted to Quintessence Hotel (c/o Mr Geoffrey and Kathleen Fieger) on the attached list of items. Council further agreed that the items marked with an asterisk must be duty paid.

The estimated duty loss to the GoA is EC\$5,703,120.95.

His Excellency the Acting Governor was adamant that given discussions earlier this week relating to GoA's intention to the draw-down on the GoA's reserves, he felt this was not the appropriate time to grant such an exemption. Ministers indicated that there was no MoU involved, and that the Fiegers, unlike other developers did not obtain duty exemption for the items used in the construction of the project. Ministers further indicated that this was in keeping with Government's policy as was the case with other exemptions for tourism projects in Anguilla.

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

Action: PS, FIN; PAS, FIN; COC; FO

EX MIN 17/131 **EX MEM 17/82 PAYMENT OF DEFERRED SALARY – PC A**

[note on publication: names redacted to protect personal health information]

Council agreed that Ms A, who is employed as a Police Constable in the Royal Anguilla Police Force should be paid her deferred salary in the sum of EC\$17,849.10 to assist her with costs associated with her medical condition.

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

Action: COP; PS, PA; PS, FIN; PS, EDICTLP; ACC GEN

EX MIN 17/132 **EX MEM 17/83 PAYMENT OF DEFERRED SALARY – MS B**

[note on publication: names redacted to protect personal health information]

Council agreed that Ms B, who is employed by the Anguilla Public Service should be paid her deferred salary in the sum of EC\$43,166.18 to assist her with costs associated with her mother's medical condition.

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

Action: ACC GEN; PS, PA; PS, FIN; PS, EDICTLP

EX MIN 17/133 **EX MEM 17/84 THE INTERNATIONAL TAX COMPLIANCE (CRS) COMMON REPORTING STANDARD**

Ms Marisa Harding-Hodge, Compliance Officer joined the Meeting.

Council authorised:-

- (i) the Competent Authority to send notifications to the OECD Coordinating Body Secretariat that Anguilla intends exchange CRS information with the following jurisdictions:-

List of 2017 Early Adopters

Argentina
 Barbados
 Belgium
 Bermuda
 British Virgin Islands
 Bulgaria
 Cayman Islands
 Colombia
 Croatia
 Curacao
 Cyprus 1
 Czech Republic
 Denmark

Estonia
Faroe Islands
Finland
France
Germany
Gibraltar
Greece
Greenland
Guernsey
Hungary
Iceland
India
Ireland
Isle of Man
Italy
Jersey
Korea
Latvia
Liechtenstein
Lithuania
Luxembourg
Malta
Mexico
Montserrat
Netherlands
Niue
Norway
Poland
Portugal
Romania
San Marino
Seychelles
Slovak Republic
Slovenia
South Africa
Spain
Sweden
Turks & Caicos Islands
United Kingdom

- (ii) the Competent Authority to notify the coordinating Body Secretariat that it is to be included on the list of non-reciprocal jurisdictions, hence in accordance with Section 2 (1.2) of the Multilateral Competent Authority Agreement on Automatic Exchange of Financial Account Information, the Competent Authority will send, but not receive, CRS information; and
- (iii) the Competent Authority to notify the coordinating Body Secretariat that it intends to transmit the information to be exchanged via the OECD Common Transmission System and to sign the user agreement for the CTS platform.

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

Action: CIR; COM OFF; PS, FIN; PS, EDICTLP; PAS, FIN; BD; ACC GEN

EX MIN 17/134

EX MEM 17/85 THE FILLING OF VARIOUS VACANCIES WITHIN THE APS

Council agreed that the following vacancies within the APS should be filled:-

<u>Min/Dept.</u>	<u>Title</u>	<u>No. of vacancies</u>
MHA/Immigration	Immigration Officer II	1
MSD/Sports	Director of Sports	1
MICUHAFIT/AFRS	Fire Officers	15
Total vacancies		17

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

Action: HON DG; PS, PA; PS, MHA; PS, ELSYC; PS, MICUHAFIT; PS, FIN; PS, EDICTLP; BD; ACC GEN

ORAL MENTION

EX MIN 17/135

DEFERRED SALARIES

The decision taken in EX MIN 12/915 of 28th December 2012 to repay public officers their deferred salary or part thereof for medical costs once a case is established, and the necessary documentation provided, was extended by EX MIN 14/375 of 19th June 2014 to include medical costs for illness of family members (spouses, children (including stepchild or adopted) parents, siblings and legal guardians).

Council was minded to consider further extension of this decision to include public officers, who were experiencing financial difficulties, once the necessary documentation was provided. Council noted that in EX MIN 17/90 of 1st March 2017, it was agreed that the Hon DG and the PS, PA should have a discussion in relation to the status of deferred salaries.

Action: HON DG; PS, PA; MINS OF GOV'T
