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MINUTES OF THE 89th MEETING OF THE TWELFTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 19th MAY 2022 AT 9.00 AM

- PRESENT: Her Excellency the Governor, Ms Dileeni Daniel-Selvaratnam
The Honourable Deputy Governor, Mr Perin Bradley
The Honourable Premier and Minister for Finance and Health,
Dr Ellis Webster
The Honourable Minister for Home Affairs, Immigration, Labour,
Human Rights, Constitutional Affairs, Information and Broadcasting,
Lands and Physical Planning, Mr Kenneth Hodge
The Honourable Minister for Infrastructure, Communications,
Utilities, Housing and Tourism, Mr Haydn Hughes
The Honourable Minister for Economic Development, Commerce,
Information Technology, Environment and Natural Resources,
Mr Kyle Hodge
The Honourable Attorney General, Mr Dwight Horsford
Clerk to Executive Council, Mrs Angela Hughes
- IN ATTENDANCE: Hon Special Ministerial Assistant to the Hon Minister for Social
Development/Education, Mr Merrick Richardson
Financial Specialist, Mr Stephen Turnbull
- ABSENT: The Honourable Minister for Social Development, Cultural Affairs,
Youth Affairs, Gender Affairs, Education and Library Services,
Ms Dee-Ann Kentish-Rogers
Hon Parliamentary Secretary for Economic Development,
Mrs Quincia Gumbs-Marie

EX MIN 22/164

CONFIRMATION OF THE MINUTES

Hon Special Ministerial Assistant to the Hon Minister for Social Development/ Education and Financial Specialist remained.

Council confirmed the Minutes of the 88th Meeting of Executive Council held on Thursday 12th May, 2022.

MATTERS ARISING FROM THE MINUTES

EX MIN 22/165

COVID-19 UPDATE

Hon Special Ministerial Assistant to the Hon Minister for Social Development/ Education and Financial Specialist remained. The following persons joined:

PS, Health, Mr Foster Rogers
CMO, Dr Aisha Andrewin

Epidemiology***Global overview***

Globally, the number of new COVID-19 cases and deaths has continued to decline since the end of March 2022. During the week of May 2 – 8, 2022, over 3.5 million cases and over 12,000 deaths were reported, decreases of 12% and 25% respectively, as compared to the previous week.

As of May 8, 2022, over 514 million confirmed cases and over six million deaths have been reported globally.

The Omicron VOC remains the dominant variant circulating globally, accounting for nearly all sequences reported to GISAID in the last 30 days. It has been noted previously that Omicron sub variants, specifically BA.4 and BA.5, are driving the upsurge in South Africa, while BA.2 is dominant worldwide.

Caribbean Region

Since the previous CARPHA report of May 9, 2022, an additional 60,696 (1.7% increase) cases were confirmed, bringing the region's total confirmed cases to 3,574,228 in 35 countries/territories (including the 26 CARPHA Member States). There were 33,573 deaths recorded in the Caribbean Region as of May 16, 2022.

Anguilla

As of May 18, Anguilla has confirmed 3,151 cases of COVID-19 of which 3,051 persons have recovered and 9 have died. There are currently 91 active cases and no persons presently admitted to the Isolation Unit.

The uptick in cases from mid to late April is still evident and this includes the recent prison outbreak. The BA.2 Omicron sub variant has been confirmed in six out of seven samples sent to CARPHA, results were received on May 13, for samples taken between April 1 - 26. One sample taken on April 1 was the original BA1 strain.

Regarding the prison, since the previous Council meeting, an additional two inmates and one officer tested positive bringing the total to 26 out of 36 (72%) inmates and 7 out of 41 (17%) prison officers (14% of the total staff of 50). Of those, as at May 15, 14 inmates and 5 officers have subsequently tested negative.

An outbreak was detected at a primary school involving 9 of 18 (50%) students of the Standard Six class of one of the primary schools, with cases detected over the period May 11 - 14 thus far, largely through pre-examination screening. The class was closed, with the remaining students and teacher placed under quarantine and due for retesting by the weekend.

Vaccination Deployment Update

As of May 13, 2022, a total of 10,707 first doses and 10,007 second doses have been administered. In an estimated population of 15,500 total persons, this would represent 69% of the total population having received the first dose and 65% of the total population having received two doses. In addition, 79% of the total eligible population (13, 560) have received one dose and 74% have received two doses.

The breakdown by age of persons having received a first dose, is as follows:

- 294 persons age 5 - 11
- 548 persons age 12 - 17
- 2974 persons age 18 - 34
- 2905 persons age 35 - 49
- 2578 persons age 50 - 64
- 1405 persons age 65+

The occupational breakdown of first doses, is as follows:

- 355 Healthcare workers
- 548 Civil and Border Protection
- 1840 Hospitality
- 1094 Retired
- 7108 Other

Distribution (Pfizer)

As of May 13, 4,647 total doses of Pfizer have been administered including 1,132 first doses, 745 second doses and 2,770 booster doses. This includes 548 first doses for 12 - 17 year olds; approximately 43% of the estimated 12 – 17 year old population and 328 (24%) second doses. This includes 294 (20%) first doses and 214 (15%) second doses for children aged 5 - 11 years old.

Pediatric vaccinations resume this Friday afternoon at the Welches Polyclinic, with second boosters to commence at polyclinics during the week of May 23.

COVID-19-Exit Strategy

No changes are recommended by the Ministry at this time.

Council:

- 1) thanked the health team for their continued hard work;

- 2) noted that the epidemiological situation will remain under review and in due course consideration may be given to potentially accepting unvaccinated visitors and potentially removing the requirement for pre-arrival testing for persons who are fully vaccinated and have received a booster;
- 3) noted that as of June 1, persons who arrive without a pre-arrival test will be subject to a PCR test on arrival, but no other arrival testing will be conducted;
- 4) noted that persons over 50 and front line workers are priority groups for receiving second boosters;
- 5) noted that the Ministry will liaise with the PS Finance regarding the arrangements for the Department of Customs to collect revenue at the ports, in order to resolve the outstanding issues by next week. Noting that there was no legal authority to retain passports for persons that were unable to pay testing fees;
- 6) agreed that the Emergency (COVID-19 Border Control) Regulations should be allowed to expire, however, the limited state of emergency regarding territorial waters will need to continue, the Attorney General's Chambers to advise and draft any proclamation and/or instruments as required; and
- 7) reviewed the following existing COVID-19 related Regulations which expire on 31 May 2022, and approved amendment to remove the requirement for day passes and to remove the portal, noting that the Ministry will identify a method to process medical exemptions for visitors and provide entry permission, and extension of the following from 1 June 2022 to 31 August, 2022:
 - a) Public Health (Quarantine)(COVID-19) Regulations;
 - b) Quarantine (COVID-19)(Arriving Passengers Health Clearance) Rules;
 - c) Public Health (Temporary Restrictions)(Step 5) Regulations;
 - d) Public Health (Regulation of Ports) Regulations;
 - e) Public Health (Landing of Passengers)(Special Exemptions) Regulations; and
 - f) Public Health (COVID-19 Monitoring of Approved Businesses) Regulations.

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

Action: PS, HLTH; PS, FIN; PS, EDCITENR; BD; ACC, GEN;
HON, DG; HON, AG; MINS OF GOV'T

EX MIN 22/166

EX MEMO 2022/117 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATION ACT – REGISTRATION SECTION WEST END, BLOCK 17810 B, PARCEL 163 BEING 0.30 OF AN ACRE OF LAND

Hon Special Ministerial Assistant to the Hon Minister for Social Development/ Education and Financial Specialist remained.

Council noted Ex Min 22/158 wherein this matter was first considered. The paper Ex Memo 22/111 was withdrawn and substituted with Ex Memo 22/117, for the application which is now presented an applicant has been removed.

Council agreed to issue an Aliens Land Holding Licence to hold on a freehold basis an Ocean Front Villa #1 being 0.30 of an acre of land forming part of the Resorts & Residences of Anguilla Home Owners Association Ltd., at Four Seasons Anguilla Ltd., situated in Registration Section West End, Block 17810 B, described as Parcel 163, subject to the following:

a) Stamp Duties payable are as follows:

(i)	under the Stamp Act – 5% of EC\$14,330,138.23	EC\$716,506.91
(ii)	under the Aliens Land Holding Regulation Act – 5% of EC\$14,330,138.23	<u>EXEMPT</u>
	TOTAL	<u>EC\$716,506.91</u>

b) Regulations to be issued for Exemption by the Attorney General Chambers;

- c) the Licensee is exempted from the payment of Stamp Duty under the Aliens Land Holding Regulation Act and in accordance with the Memorandum of Understanding between the Government of Anguilla and SOF-VIII-Hotel II Anguilla Holdings, LLC signed on 17 September 2010 and further agreed in First, Second, Third and Fourth Amendments to the Memorandum of Understanding;
- d) the Licensee shall rent the unit that forms part of Four Seasons Anguilla Resort;
- e) the Licensee shall fully comply with the Memorandum of Understanding dated 17 September 2010 and further agreed in First, Second, Third and Fourth Amendments to the Memorandum of Understanding, signed between the Government of Anguilla and SOF-VIII-Hotel II Anguilla Holdings, LLC and in particular Part IV Sections 4, 6 and 7 and Part V Sections IV (a) (b) (c) (in keeping with Use Restrictions and Accommodation Tax for Luxury Real Estate Products);
- f) the Licensee shall place its unit in the rental programme/pool of the hotel for the first two years on receiving ownership of the property;
- g) the Licensee may opt to continue the placement of its unit in the rental programme/pool after this initial period;
- h) if the unit is **NOT** included in the rental programme/pool, annual levies will be charged at US\$6.50 per square foot per annum. Such levies shall be payable on the first day of January in each year that the levy is due. The annual levies will be subject to increase in accordance with Part IV, Section 5(d) of the Memorandum of Understanding signed between the Government of Anguilla and SOF-VIII-Hotel II Anguilla Holdings, LLC on 17 September 2010 and further agreed in First, Second, Third and Fourth Amendments to the Memorandum of Understanding;
- i) additionally, the annual levy payable by the Licensee will be zero for the first five (5) years following the purchase of the unit. Commencing five (5) years after the purchase of the unit, if the unit is included in the rental programme/pool, annual levies payable by the Licensee will be charged at US\$5.00 per square foot per annum on the covered area of the unit;
- j) the Licensee shall fully comply with the laws of Anguilla; and

- k) any breach of any of the conditions of this Licence shall result in all the estate and interest of the Licensee in the land being liable for forfeiture to the Crown.

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

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

EX MIN 22/167

EX MEMO 2022/118 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATION ACT – REGISTRATION SECTION WEST END, BLOCK 17810 B, PARCEL 172 BEING 0.21 OF AN ACRE OF LAND

Hon Special Ministerial Assistant to the Hon Minister for Social Development/ Education and Financial Specialist remained.

Council previously approved the grant of an Aliens Land Holding Licence for an individual in Ex Min 22/38. The grant of the licence herein is conditional upon satisfactory due diligence being conducted on the applicant company.

Council agreed to issue an Aliens Land Holding Licence to hold on a freehold basis Villa #10 being 0.21 of an acre of land forming part of the Resorts & Residences of Anguilla Home Owners Association Ltd., at Four Seasons Anguilla Ltd., described as Registration Section West End, Block 17810 B, Parcel 172, subject to the following:

a) Stamp Duties payable are as follows:

- | | | |
|------|--|----------------|
| (i) | under the Stamp Act – 5%
of EC\$13,287,837.12 | EC\$664,391.86 |
| (ii) | under the Aliens Land Holding
Regulation Act – 5%
of EC\$13,287,837.12 | <u>EXEMPT</u> |

TOTAL

EC\$664,391.86

- b) Regulations to be issued for Exemption by the Attorney General Chambers;
- c) the Licensee is exempted from the payment of Stamp Duty under the Aliens Land Holding Regulation Act and in accordance with the Memorandum of Understanding between the Government of Anguilla and SOF-VIII-Hotel II Anguilla Holdings, LLC signed on 17 September 2010 and further agreed in First, Second, Third and Fourth Amendments to the Memorandum of Understanding;
- d) the Licensee shall rent the unit that forms part of Four Seasons Anguilla Resort;
- e) the Licensee shall fully comply with the Memorandum of Understanding dated 17 September 2010 and further agreed in First, Second, Third and Fourth Amendments to the Memorandum of Understanding, signed between the Government of Anguilla and SOF-VIII-Hotel II Anguilla Holdings, LLC and in particular Part IV Sections 4, 6 and 7 and Part V Sections IV (a) (b) (c) (in keeping with Use Restrictions and Accommodation Tax for Luxury Real Estate Products);
- f) the Licensee shall place its unit in the rental programme/pool of the hotel for the first two years on receiving ownership of the property;
- g) the Licensee may opt to continue the placement of its unit in the rental programme/pool after this initial period;
- h) if the unit is **NOT** included in the rental programme/pool, annual levies will be charged at US\$6.50 per square foot per annum. Such levies shall be payable on the first day of January in each year that the levy is due. The annual levies will be subject to increase in accordance with Part IV, Section 5(d) of the Memorandum of Understanding signed between the Government of Anguilla and SOF-VIII-Hotel II Anguilla Holdings, LLC on 17 September 2010 and further agreed in First, Second, Third and Fourth Amendments to the Memorandum of Understanding;
- i) additionally, the annual levy payable by the Licensee will be zero for the first five (5) years following the purchase of the unit. Commencing five (5) years after the purchase of the unit, if the unit is included in the rental programme/pool,

annual levies payable by the Licensee will be charged at US\$5.00 per square foot per annum on the covered area of the unit;

- j) the Licensee shall fully comply with the laws of Anguilla; and
- k) any breach of any of the conditions of this Licence shall result in all the estate and interest of the Licensee in the land being liable for forfeiture to the Crown.

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

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

EX MIN 22/168

EX MEMO 2022/119 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATION ACT – REGISTRATION SECTION WEST END, BLOCK 17810 B, PARCEL 170 BEING 0.21 OF AN ACRE OF LAND

Hon Special Ministerial Assistant to the Hon Minister for Social Development/ Education and Financial Specialist remained.

Council agreed to issue an Aliens Land Holding Licence to hold on a freehold basis a luxury condominium Villa (forming part of the Resorts & Residences of Anguilla Home Owners Association Ltd.), a condominium development at Four Seasons Anguilla Ltd., described as Registration Section West End, Block 17810 B, Parcel 170 (i.e. Villa 8) being 0.21 of an acre, subject to the following:

a) Stamp Duties payable are as follows:

(i)	under the Stamp Act – 5% of EC\$4,009,090.90	EC\$538,861.91
(ii)	under the Aliens Land Holding Regulation Act – 5% of EC\$4,009,090.90	Exempt
	TOTAL	<u>EC\$538,861.91</u>

- b) that Strata Lots described as SL C403 situate in Block 17810 B, Parcel 201 in Registration Section West End presently registered to the applicants must be exchanged with SOF 82 Anguilla Holdings LLC;
- c) with the express condition that the land is to be used for residential purposes and that the Licencee must not rent their dwelling house without first notifying the Ministry of Economic Development, Investment, Commerce, Information Technology & Natural Resources;
- d) the Licensee shall fully comply with the laws of Anguilla; and
- e) Regulations to be issued by the Attorney General's Chambers for Exemption under the Aliens Land Holding Regulation Act.

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

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