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**MINUTES OF THE 144<sup>TH</sup> MEETING OF THE ELEVENTH ANGUILLA**  
**EXECUTIVE COUNCIL HELD ON THURSDAY 31<sup>ST</sup> MAY 2018**

PRESENT: His Excellency the Governor, Mr Timothy Foy, OBE

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

The Honourable Deputy Governor, Mr Perin Bradley

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: Mr Leslie Hodge, DLS  
Mr Kiel Connor, Comptroller, Inland Revenue  
Dr Bonnie Richardson-Lake, PS, SDSYC  
Mr Bren Romney, Director, Youth & Culture

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

The Honourable Attorney General, Mr John McKendrick QC

EX MIN 18/274 **CONFIRMATION OF THE MINUTES**

Council confirmed the Minutes of the 143<sup>rd</sup> Meeting held on Thursday 24 May 2018.

**MATTERS ARISING FROM THE MINUTES**

EX MIN 18/275 None

EX MIN 18/276

**EX MEM 18/143 TRANSFER OF LANDS FROM EDITH RICHARDSON AS PERSONAL REPRESENTATIVE OF THE ESTATE OF JOHN EDWARD BROOKS TO GOVERNMENT OF ANGUILLA FOR ROAD IMPROVEMENT UNDER THE MINISTRY OF INFRASTRUCTURE, COMMUNICATIONS, UTILITIES & HOUSING (MICUH)**

Mr Leslie Hodge, DLS remained in attendance.

Council:-

- (i) agreed that the Ministry of Infrastructure, Communications, Utilities & Housing and Lands inspect all Right of Ways prior to transfer to determine Right of Way boundary lines and actual Right of Way conditions;
- (ii) agreed to the transfers by Mrs Edith Richardson, Personal Representative of the Estate of John Edward Brooks to transfer land to the Crown (two Rights of Way) for said properties situated in Registration Section North Central, Block 48714 B, described as Parcel 655 and North Central, Block 48614 B, described as Parcel 74;
- (iii) agreed that once the Right of Ways are transferred to Crown a declaration be under the Roads Act R.S.A. c. R65 to designate Right of Ways as Public Road;
- (iv) agreed that provision is made in the budget allocations going forward for maintenance of said New Roads; and
- (v) agreed that the fee for a certificate of good standing be waived conditionally that the transfers are onward to the Crown.

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

Action: PS, HLPP; DLS; PS, MICUHAFE; ROADS ENG; CHIEF ENG; PS, FIN; PS, EDICTIT; BD; CIR; HON MIN, MICUHAFE

EX MIN 18/277

**EX MEM 18/144 ACQUISITION OF LANDS BY GOVERNMENT FOR ROAD IMPROVEMENTS**

Mr Leslie Hodge, DLS remained in attendance.

Council:-

- (i) agreed that Mr Leonard I. Connor of Blowing Point, Anguilla as Personal Representative of the Estate of Clarion Elizabeth Connor aka Clarion Connor and Clarion E. Connor deceased be paid in the amount of US\$8,000.00/ EC\$21,505.60 for the acquisition of 0.22 of an acre of property described as Registration Section West Central, Block 28410 B, Parcel 116 as delineated on Survey Plan LS13-16 conditional upon the transfers being executed by Mr Connor; and
- (ii) agreed that the Ministry of Infrastructure, Communications, Utilities and Housing (MICUH) and Department of Lands and Surveys prepare a schedule

of lands affected by road improvements in the Spring Path area for declaration as part of the Public Road under the Roads Act.

Action: PS, HLPP; DLS; PS, MICUHAFE; ROADS ENG; CHIEF ENG; PS, FIN; PS, EDICTIT; BD; HON MIN, MICUHAFE

EX MIN 18/278

**EX MEM 18/145 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATIONS ACT – NANCY BRAUER DISABATO - REGISTRATION SECTION WEST END; BLOCK 18011 B; PARCEL 45 SL 2B CONTAINING 564 SQ. FT.**

Mr Leslie Hodge, DLS remained in attendance.

Council agreed that an Aliens Land Holding Licence should be issued to Nancy Brauer Disabato to hold, on a freehold basis, 564 sq. ft. described as Registration Section West End, Block 18011 B, Parcel 45 SL 2B located at Meads Bay forming part of Carimar Beach Club, subject to the payment of the following fees:-

(i)	under a Will of an Intestacy	EC\$200.00
(ii)	Stamp Duty on Transfer (under Stamp Act)	EC\$ 20.00
	<b>TOTAL</b>	----- <b>EC\$220.00</b> =====

- (a) Carimar Beach Club Limited should be the exclusive renting agent for the unit;
- (b) the Licencee should be required to enter into an agreement with Carimar Beach Club Limited for the management and use of the unit for at least forty-four (44) weeks in each calendar year; and
- (c) the Licencee shall have the right to reside in the unit for a maximum of eight (8) weeks in each calendar year without being liable for the payment of accommodation tax. However, if she wishes to live in her unit for a period longer than eight (8) weeks, then she should be required to pay the accommodation tax.

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

Action: PS, HLPP; DLS; PS, FIN

EX MIN 18/279

**EX MEM 18/146 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATIONS ACT – ANNA MARIA POSSIO, GREGORIO ACUTIS AND ALESSANDRA ACUTIS - REGISTRATION SECTION SOUTH CENTRAL; BLOCK 38711 B; PARCEL 67 CONTAINING 0.80 OF AN ACRE**

Mr Leslie Hodge, DLS remained in attendance.

Council agreed that an Aliens Land Holding Licence should be issued to Anna Maria Possio, Gregorio Acutis and Alessandra Acutis, to hold, on a freehold basis, 0.80 of an acre with a dwelling house thereon situated in Registration Section South Central, Block 38711 B, described as Parcel 67 located at Little Harbour, subject to the payment of the following fees:-

(i)	under Section 14(3) of the Aliens Land Holding Licence Act	EC\$200.00
(ii)	Stamp Duty on Transfer (under Stamp Act)	EC\$ 20.00
	<b>TOTAL</b>	<b>EC\$220.00</b>

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

Action: PS, HLPP; DLS; PS, FIN

EX MIN 18/280

**EX MEM 18/147 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATION ACT – ALAN IVER MOSSBERG JR AND CHRISTINA PIERSON MOSSBERG – REGISTRATION SECTION SOUTH CENTRAL, BLOCK 38611 B, PARCEL 37 CONTAINING 0.50 OF AN ACRE**

Mr Leslie Hodge, DLS remained in attendance.

Council agreed that an Aliens Land Holding Licence should be issued to Alan Iver Mossberg Jr. and Christina Pierson Mossberg, to hold property situate in Registration Section South Central, Block 38611 B, described as Parcel 37 containing 0.50 of an acre located at Lockrum, Anguilla for residential purposes with a dwelling house thereon, subject to the following:-

- (a) Payment of the following Stamp Duties:-
- |      |   |                       |
|------|---|-----------------------|
| (i)  | under the Stamp Act – 5%<br>of EC\$5,994,686.00                             | EC\$299,734.30        |
| (ii) | under the Aliens Land Holding<br>Regulation Act – 5%<br>of EC\$5,994,686.00 | EC\$299,734.30        |
|      | <b>TOTAL</b>  | <b>EC\$599,468.60</b> |
- (b) with the expressed condition that the land is to be used for residential purposes and that the Licencees must not rent their dwelling house without first notifying the Ministry of Lands.

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

Action: PS, HLPP; DLS; PS, FIN

EX MIN 18/281

**EX MEM 18/148 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATION ACT – CRISPIN JOHN THRUSTON – REGISTRATION SECTION ROAD, BLOCK 08513 B, PARCEL 155, CONTAINING 0.50 OF AN ACRE**

Mr Leslie Hodge, DLS remained in attendance.

Council agreed that an Aliens Land Holding Licence should be issued to Crispin John Thruston, to hold property situate in Registration Section Road, Block 08513 B, described as Parcel 155 containing 0.50 acre located at North Hill, Anguilla for residential purposes with a dwelling house thereon, subject to the following:-

(a) Payment of the following Stamp Duties:-

(i)	under the Stamp Act – 5% of EC\$1,303,777.00	EC\$65,188.85
(ii)	under the Aliens Land Holding Regulation Act – 5% of EC\$1,303,777.00	EC\$ 65,188.85
	<b>TOTAL</b>	----- <b>EC\$130,377.70</b> =====

(b) with the expressed condition that the land is to be used for residential purposes that the Licencee must not rent his dwelling house without first notifying the Ministry of Lands.

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

Action: PS, HLPP; DLS; PS, FIN

EX MIN 18/282

**EX MEM 18/149 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATION ACT – EDINROC INVESTMENTS ANGUILLA KAMIQUE 1 LLC – REGISTRATION SECTION SOUTH CENTRAL, BLOCK 38611 B, PARCEL 276 CONTAINING 0.85 OF AN ACRE**

Mr Leslie Hodge, DLS remained in attendance.

Council agreed that an Aliens Land Holding Licence should be issued to Edinroc Investments Anguilla Kamique 1 LLC to hold property situated in Registration Section South Central, Block 38611 B, described as Parcel 276 better known as Kamique Villa “Triton,” located at Lockrum, Anguilla for tourism purposes with a villa thereon, subject to the following:-

(a) Stamp duties payable are as follows:-

(i)	under the Stamp Act – 5% of EC\$4,822,630.80	EC\$241,131.54
(ii)	under the Aliens Land Holding Regulation Act – 5% of EC\$4,822,630.80	EC\$241,131.54
	<b>TOTAL</b>	<b>EC\$482,263.08</b>

- (b) to comply with the Labour Department Act R.S.A. c. L15 and Section 16 (1) and (2) of the Fair Labour Standards Act, R.S.A. c. F15.

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

Action: PS, HLPP; DLS; PS, FIN

EX MIN 18/283

**EX MEM 18/150 TEMPLE UNIVERSITY – WALLBLAKE ARCHAEOLOGY PROJECT**

Dr Bonnie Richardson-Lake, PS, SDSYC and Mr Bren Romney, Director, Youth and Culture joined for discussion.

Council:-

- (i) noted that four (4) archaeology students led by Professor Paul Farnsworth from Temple University would be conducting a second archaeological dig on the grounds of the Wallblake House from 4 – 22 June 2018. The first dig was conducted in June 2017;
- (ii) agreed that duty concessions be granted on all declared equipment and related resources coming into the country to facilitate the research. Most equipment would be returned at the conclusion of the archaeological dig (current policy provides for this) but requires the waiving of all other fees. The remaining equipment and resources would remain in Anguilla;
- (iii) agreed that all artefacts unearthed (in 2017, 2018) and from other related digs going forward) are declared the property of the people and Government of Anguilla and shall remain in Anguilla; and
- (v) additionally agreed that the Director, Youth and Culture should work with the Attorney General’s Chambers to clarify the legislation.

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

Action: PS, SDSYC; DIR, Y & C; HON AG; DIR, ENV; COC; MINS OF GOV’T

EX MIN 18/284

**EX MEM 18/151 ACQUISITION OF LANDS BY GOVERNMENT FOR REGISTERED ACCESS AND ROAD IMPROVEMENT IN REGISTRATION SECTION SOUTH CENTRAL, BLOCK 38611 B, PARCELS 307, 310, 312, 125, 309, 201, 64 (PART OF), 166, 84, 81, 107 (PART OF), 288, 107 (PART OF) AND 83 (PART OF)**

Mr Leslie Hodge, DLS remained in attendance.

Council authorised the DLS to begin negotiations in collaboration with the PS, Lands, PS, Infrastructure and Chief Engineer, and all affected parties of property situated in Registration Section South Central, Block 38611 B, described as Parcels 310, 309, 201, 125, 84, 81, 107, 105 and 288 as delineated on Survey Plan LS: 09-18.

Action: PS, HLPP; DLS; PS, MICUHAFE; ROADS ENG; CHIEF ENG

EX MIN 18/285

**EX MEM 18/152 APPROVAL OF BUDGET FOR THE 2018 ANGUILLA SUMMER FESTIVAL**

PS, SDSYC and Director, Youth and Culture remained for discussion.

Council:-

- (i) noted the financial and other challenges facing the Anguilla Summer Festival; and
- (ii) agreed that the Hon Deputy Governor, PS, SDSYC and Director, Youth and Culture should meet on Friday 1 June at the DG's office at 9:30 am to put together a proposal on the way forward for the Anguilla Summer Festival.

Action: PS, SDSYC; DIR, Y & C; HON DG; HON MIN, SDSYC

EX MIN 18/286

**EX MEM 18/153 THE FILLING OF VARIOUS VACANCIES WITHIN THE APS – MAY 2018**

Council noted the various vacancies within the APS, and that an effort would be made to recruit first internally where possible/redeployment of staff.

Action: HON DG; PERM SECS; BD; ACC GEN

**ORAL MENTION**

EX MIN 18/287

**PROPERTY TAX (RATES) (TEMPORARY REDUCTION) REGULATIONS, 2018**

Mr Kiel Connor, Comptroller, Inland Revenue joined.

Council agreed that the Property Tax (Rates) (Temporary Reduction) Regulations, 2018 should be submitted to the House of Assembly for approval by resolution at its next Meeting scheduled for Thursday 21 June 2018.

Action: CIR; PS, FIN; PS, EDICTIT; CL, HOA; MINS OF GOV'T

EX MIN 18/288

**PROTOCOL DUTIES**

Council requested the Hon Deputy Governor to ensure that protocol functions are transferred to the Chief Minister's Office.

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

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