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MINUTES OF THE 168TH MEETING OF THE ELEVENTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 29TH NOVEMBER 2018

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

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

The Honourable Deputy Governor, Mr Perin Bradley

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

The Honourable Attorney General, Mr Dwight Horsford

Clerk to Executive Council, Mrs Jewelle Fleming

IN ATTENDANCE: Mr Cardigan Connor, Hon Parliamentary Secretary
Mr Stephen Turnbull, Financial Specialist
Mr Karim Hodge, PS, MICUHAFE
Mr Calvin A. Samuel, Director of Environment
Mr Rhon Connor, Deputy Director of Environment
Ms Carencia Rouse, Co-ordinator, Conservation Education

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

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

EX MIN 18/600 **CONFIRMATION OF THE MINUTES**

Hon Parliamentary Secretary and Financial Specialist remained.

Council confirmed the Minutes of the 167th Meeting held on Thursday 22 November 2018.

MATTERS ARISING FROM THE MINUTES

EX MIN 18/601 **EX MIN 18/590 EX MEM 18/283 REVISION OF THE BUSINESS-LICENSING FRAMEWORK**

Hon Parliamentary Secretary and Financial Specialist remained.

Further to EX MIN 18/590 of 22 November 2018, Council sought clarification as to what powers particular Permanent Secretaries would have with regard to the granting of business licences under the Trade, Businesses, Occupation and Professions Licensing Act and Control of Employment Act and whether they were required to consult with the Labour Commissioner before issuing a licence. The Hon Attorney General indicated that he was looking at the business-licensing framework and would advise.

Action: PS, EDICTIT; HON AG; PS, FIN; PAS, FIN; BD; DEP; COM MAN;
ACC GEN; MINS OF GOV'T

EX MIN 18/602

EX MIN 18/591 EX MEM 18/284 PROJECTED 2018 BUDGET OUT-TURN

Hon Parliamentary Secretary and Financial Specialist remained.

With reference to EX MIN 18/591 of 22 November 2018, Council agreed that the sum of EC\$500,000 should be raised to EC\$1m towards payment of GoA arrears with the Health Authority of Anguilla.

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

Action: PS, FIN; PS, EDICTIT; PAS, FIN; BD; DEP; ACC GEN; MINS OF GOV'T

EX MIN 18/603

EX MEM 18/292 PROPOSED TEMPORARY ACCESS TO WHARF IN THE COVE BAY

Hon Parliamentary Secretary and Financial Specialist remained. Mr Karim Hodge, PS, MICUHAFE joined.

Council:

- (i) noted that the wharf to the Cove Bay is frequently used by tourists and fishers for excursions and fishing respectively, and is currently accessed via a temporary access that runs along the coast;
- (ii) noted that this temporary access runs through Block 28009 B Parcel 17 which is owned by Mr Alan Gumbs;
- (iii) agreed that Mr Gumbs be approached to obtain permission in writing granting temporary access to the wharf; and
- (iv) requested the Governor to seek to fund the project (estimated at EC\$80,000) from the UK Government Grant.

Action: PS, MICUHAFE; APM/GOV'S OFF; PS, FIN; PS, EDICTIT; CPO;
HON MIN, MICUHAFE

EX MIN 18/604

EX MEM 18/293 THE PUBLIC UTILITIES COMMISSION (PUC) 2019 BUDGET AND WORKPLAN

Hon Parliamentary Secretary, Financial Specialist and PS, MICUHAFE remained.

Council approved the Public Utilities Commission (PUC) Operating Budget and Work

Programme for 2019 pursuant to the Public Utilities Commission Act, R.S.A. c. P175 Section 17(1) (b).

Council urged the Commission to look at ways to procure more revenue from the spectrum fees.

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

Action: PS, MICUHAFE; EX DIR, PUC; HON MIN, MICUHAFE

EX MIN 18/605

EX MEM 18/294 PUBLIC UTILITIES COMMISSION'S 2017 ANNUAL REPORT

Hon Parliamentary Secretary, Financial Specialist and PS, MICUHAFE remained.

Council:

- (i) noted the Public Utilities Commission's 2017 Annual Report; and
- (ii) authorised the Minister with responsibility for Communications to table the Public Utilities Commission's 2017 Annual Report at the next sitting of the Anguilla House of Assembly.

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

Action: PS, MICUHAFE; EX DIR, PUC; CL, HOA; HON MIN, MICUHAFE

EX MIN 18/606

EX MEM 18/295 EXECUTIVE COUNCIL'S APPROVAL FOR THE DRAFT ENVIRONMENTAL MANAGEMENT ACT UNDER THE CARIBBEAN DEVELOPMENT BANK (CDB) FUNDED PROJECT, "BUILDING EFFECTIVE GOVERNANCE FOR LAND USE, PLANNING AND ENVIRONMENTAL MANAGEMENT"

Hon Parliamentary Secretary, Financial Specialist and PS, MICUHAFE remained.
The following persons joined:

Mr Calvin A. Samuel, Director of Environment
Mr Rhon Connor, Deputy Director of Environment
Ms Carencia Rouse, Co-ordinator, Conservation Education

Council:

- (i) thanked the officials for the excellent presentation;
- (ii) agreed that the draft Environmental Management Act and the draft Physical Planning Bill should proceed to public consultations simultaneously but in separate discussions; and
- (iii) additionally agreed that once public awareness has been done, and legislation completed, they should be brought to Executive Council for consideration and subsequently taken to the House of Assembly for first readings.

Council stressed the importance of establishing an institution that has a good and strong governance structure.

Action: PS, MICUHAFE; DIR, ENV; DEP DIR, ENV; PPO; MINS OF GOV'T

EX MIN 18/607

EX MEM 18/296 APPLICATION FOR DUTY EXEMPTION BY SENSATIONAL FLAVOURS

Hon Parliamentary Secretary and Financial Specialist remained.

Council agreed that the matter be deferred for more detailed information.

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

EX MIN 18/608

EX MEM 18/297 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATIONS ACT – JEANETTE ANN GIEMZA AKA JEANETTE SHAW-GIEMZA REGISTRATION SECTION WEST END; BLOCK 18011 B; PARCEL 14 CONTAINING 1½ ACRES

Hon Parliamentary Secretary and Financial Specialist remained.

Council agreed to issue an Aliens Land Holding Licence to Jeanette Ann Giemza aka Jeanette Shaw-Giemza, to hold, on a freehold basis, 1½ acres of land with a dwelling house thereon situated in Registration Section West End, Block 18011 B, described as Parcel 14 located at Long Bay, 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
	TOTAL	EC\$220.00

Action: PS, HLPP; DLS; PS, FIN

EX MIN 18/609

EX MEM 18/298 EXEMPTION FROM SURCHARGE FOR OMEGA CAR SHOW

Hon Parliamentary Secretary and Financial Specialist remained.

Council agreed that the Omega Car Show Committee should be exempted from the 1% customs surcharge on the temporary importation of vehicles to participate in a car show to be held in early December 2018.

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

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

ORAL MENTION

EX MIN 18/610

MEETING OF THE HOUSE OF ASSEMBLY

Hon Parliamentary Secretary and Financial Specialist remained.

Council noted that the Hon Chief Minister had informed the Clerk, HoA that it was his intention to schedule a meeting of the House of Assembly, week beginning 10 December 2018.

Action: CL, HOA; MINS OF GOV'T

EX MIN 18/611

DRAFT BULK PETROLEUM LICENSE ACT

Hon Parliamentary Secretary and Financial Specialist remained.

Council reminded officials of the decision in EX MIN 18/563 of 1 November 2018 that they would have the legislation ready for presentation to the House of Assembly before the end of the year including its approval by Council before the end of November 2018.

Action: PS, FIN; PS, EDICTIT; PAS, FIN; HON AG; PS, MICUHAFE; CL, HOA;
MINS OF GOV'T

EX MIN 18/612

OFFICIAL OVERSEAS TRAVEL

Hon Parliamentary Secretary and Financial Specialist remained.

Council was informed of the following dates of official overseas travel:

- | | | | |
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| 1) | H E The Governor | - | Thursday 29 November - Sunday
9 December 2018, Joint Ministerial
Conference (JMC), UK |
| 2) | Hon Chief Minister | - | Friday 30 November - Saturday
8 December 2018, JMC, UK |
| 3) | Hon Minister, Infrastructure | - | Friday 30 November - Saturday
8 December 2018, JMC, UK |

Action: EXCO MEMBERS

EX MIN 18/613

MEETING OF EXECUTIVE COUNCIL

Hon Parliamentary Secretary and Financial Specialist remained.

Council agreed that there would be no meeting of Executive Council on Thursday 6 December 2018.

Action: EXCO MEMBERS
