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**MINUTES OF THE 178th MEETING OF THE TWELFTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 28th MARCH 2024 AT 8.00 AM**

PRESENT: Her Excellency the Governor, Ms. Julia Crouch

The Honourable Premier and Minister for Finance, Economic Development & Investment and Health, Dr. Ellis Webster

The Honourable Deputy Governor, Mr. Perin Bradley

The Honourable Minister for Social Development, Cultural Affairs, Youth Affairs, Gender Affairs, Education and Library Services, Ms. Dee-Ann Kentish-Rogers

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 Sustainability, Innovation and Environment, Mrs. Quincia Gumbs-Marie

The Honourable Attorney General, Mr. Dwight Horsford

Clerk to Executive Council, Ms. Dumisa Webster

IN ATTENDANCE: The Honourable Parliamentary Secretary, Mr. Merrick Richardson

Financial Advisor, Mr. Evarist Mwesigye

Head of Governor's Office, Mr. Orlando Ames-Lewis

EX MIN 24/072

CONFIRMATION OF THE MINUTES

Hon. Parliamentary Secretary, Financial Adviser and Head of Governor's Office remained.

Council confirmed the Minutes of the 177th Meeting of Executive Council held on Thursday 21st March and Executive Council Decision approved by Round Robin on Tuesday 26th March 2024.

EX MIN 24/073

EX MEMO 24/49 2024 Statutory Body Budgets- Public Utilities Commission

Hon. Parliamentary Secretary, Financial Adviser and Head of Governor's Office remained.

The following persons joined the meeting:

Mr. Damien Harrigan, Executive Director, Public Utilities Commission (PUC)

Ms. Keesha Carty, Chairperson, PUC

Ms. Rukeya Jeffers, Finance Officer, Ministry of Finance

The Executive Director, Mr. Damien Harrigan briefed Council. The Public Utilities Commission is formed under Statute to license and regulate utility providers. The PUC's anticipated revenue for 2024 is EC\$ 984K, which represents an increase of 3% percent from the 2023 actuals of EC\$958K. The PUC's revenue is linked directly to fees from its two licensees. The PUC's recurrent expenditure budget for 2024 is EC\$984K, which represents an increase of 10% and 3% over the 2023 actuals and 2023 Approved Budget respectively. The operational budget is EC\$497K which represents an increase of 26% over the 2023 actuals of EC\$394K. The increase in budgeted operational expenditure for 2024 is due mainly to International Travel and Subsistence, as well as, Advertising and Promotions and Hosting and Entertainment. The Personnel Expenditure budget is EC 487K. The 2024 PUC Capital Expenditure budget is EC\$70K and overall deficit is EC\$70K. The PUC intends to fund the Capital expenditure of \$70K by the reserves.

Council noted and approved the 2024 Budget for the Public Utilities Commission.

Action: PS, FIN; PAS, FIN; HON PREM.

EX MEMO 24/50 Declaration of Approved Real Estate and Amendment to Anguilla Economic Residence Act

Hon. Parliamentary Secretary, Financial Adviser and Head of Governor's Office remained.

The Honourable Premier and Minister for Finance, Health, Economic Development, Investment and Commerce briefed Council. The Anguilla Economic Residence Act 2019 provides that persons are eligible for residence by investment if they, among other things, make an investment of a prescribed amount into "approved real estate". Investors are also to execute a binding purchase and sale agreement with a developer or owner of approved real estate. The current provisions in the 2019 Act refer to investments in real estate made after 31st May 2019. Most applications for Residence by Investment (RBI) to date are based on investments made prior to 31 May 2019. The proposed list of approved real estate includes categories customary to the RBI programme with the addition of business properties and the option to combine both investment in residential and business properties to reach the prescribed level of investment. The addition of business properties is coupled with the ability to work without the requirement of a work permit. The proposed list includes Condominiums, Fractional Ownership, Standalone residential properties, Business premises and Combination Investment.

It is also proposed that that amendments made to the Anguilla Economic Residence Act allow for applications from persons who have already purchased their properties after 31 May 2019, which seems to be happening in practice. Amendments to the act are also necessitated by the Anguilla Economic Residence Act and enactment of the Anguilla Business Companies act making provisions within the Anguilla Economic Residence Act irrelevant and obsolete.

Council:

- 1) Approved the proposed list of approved real estate.
- 2) Agreed to amend the Anguilla Economic Residence Act to allow applications from persons who have completed purchase of property (after 31 May 2019) and are registered owners and to remove obsolete provisions.

- 3) Directed the Attorney General's Chambers to prepare the necessary legislation and instruments after receiving instructions from the Ministry.

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

Action: PS, EDMSIE; HON PREM; HON AG.

EX MIN 24/075

EX MEMO 24/51 Programme of Activities and Budget for the Celebration of the 57th Anniversary of the Anguilla Revolution and Anguilla Day 2024

Hon. Parliamentary Secretary, Financial Adviser and Head of Governor's Office remained.

The Honourable Minister for Sustainability, Innovation and the Environment briefed Council. The Government of Anguilla is required to approve and provide financial support for the programme of national activities to commemorate the Anguilla Revolution. The Anguilla National Celebrations Committee, which comprises public servants and community members has recommended a programme of national activities to commemorate the Anguilla Revolution.

Council:

- 1) Considered and approved the programme of activities and budget of the 57th Anniversary of Anguilla Revolution and Anguilla Day 2024.

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

Action: PS, EDMSIE; HOM MIN, SIE.

EX MIN 24/076

EX MEMO 24/52 Application for Issue of Licence Under the Aliens Land Holding Regulation Act- Ryan Weinstein- Registration Section: West End, Block 18011 B, Parcel 80 Being 0.50 of An Acre

Hon. Parliamentary Secretary, Financial Adviser and Head of Governor's Office remained.

Council approved the granting of an Aliens Land Holding License to Ryan Weinstein to hold on a freehold basis, property situated in Registration Section: West End, Block

18011 B, Parcel 80 being 0.50 of an acre located at Meads Bay, 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\$3,629,070.00	EC\$181,453.50
(ii)	under the Aliens Land Holding Regulation Act – 5% of EC\$3,629,070.00	<u>EC\$181,453.50</u>
	TOTAL	<u>EC\$362,907.00</u>

(b) The property must be used for residential purposes.

(c) The Licence must not rent their dwelling house without first notifying the Ministry of Economic Development, Investment, Commerce, Information Technology & Natural Resources in order to rent the said property.

(d) The Licensee shall fully comply with the laws of Anguilla in force from time to time including the Land Development Control Act, the Property Tax Act, the Building Regulations, the Labour Relations Act 2018 and Work Permit Regulations, the Social Security Act, the Immigration and Passport Regulations and any statutory modification or re-enactment thereof and any rules or regulations made there under.

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

EX MIN 24/077

Legislative Agenda

Hon. Parliamentary Secretary, Financial Adviser and Head of Governor's Office remained.

The Honourable Attorney General briefed Council. The Attorney General Chambers is to make amendments to Legislative Agenda and resubmit for Executive Council to note.

Action: HON AG

ORAL MENTION

EX MIN 24/078

End of the United Kingdom (UK) Financial Year

Hon. Parliamentary Secretary, Financial Adviser and Head of Governor's Office remained.

Her Excellency The Governor expressed gratitude to Orlando Ames-Lewis, Head of the Governor's Office, and Michelle Pradel, Corporate Services Manager, for their performance in the management of the UK financial matters.

Action: EXCO MEMBERS; EXCO CLERK.
