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**MINUTES OF THE 189th MEETING OF THE TWELFTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 20th JUNE 2024 AT 9.00 AM**

PRESENT: Acting Governor, Mr. Perin Bradley

The Honourable Premier and Minister for Finance, Economic Development & Investment and Health AND Acting Minister for Infrastructure, Communications, Utilities, Housing and Tourism, Dr. Ellis Webster

Acting Deputy Governor, Dr. Bonnie Richardson-Lake

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 Attorney General, Mr. Dwight Hosford

Clerk to Executive Council, Ms. Dumisa Webster

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

ABSENT: Her Excellency the Governor, Ms. Julia Crouch

The Honourable Minister for Infrastructure, Communications, Utilities Housing and Tourism, Mr. Haydn Hughes

The Honourable Minister for Sustainability, Innovation and the Environment, Mrs. Quincia Gumbs-Marie

EX MIN 24/156

CONFIRMATION OF THE MINUTES

Head of Governor's Office remained.

Council confirmed the Minutes of the 188th Meeting of Executive Council held on Thursday, 13th June 2024 with amendment to Ex Min 24/146 and 24/148.

EX MIN 24/160

EX MEMO 24/109 Innovate Anguilla Project

Head of Governor's Office remained.

The Honourable Minister for Social Development and Education briefed Council. The proposed purpose of the Innovate Anguilla project is to provide young people with employment opportunities. The development of this project was stalled due to a lack of funding and lack of a suitable venue. However, the Anguilla Youth Business Foundation has acquired a rental accommodation. Also, the Ani Villas through the Tim Reynolds Foundation has agreed to fund the ICT component of the Innovate Anguilla Project. This funding would provide opportunities for Anguilla's young people to develop apps, design websites and cultivate other ICT based businesses.

Executive Council:

1. Noted the roll out of the Innovate Anguilla Project
2. Approved signing of the attached MoU between the Anguilla Youth Business Foundation and the Tim Reynolds Foundation; and
3. Approved the signing of the lease agreement.

Action: PS, MSDE, HON. MIN., MSDE

EX MIN 24/161

EX MEMO 24/110 Increase in Allowance to the Pre-Primary Education Sector

Head of Governor's Office remained.

The Honourable Minister for Social Development and Education briefed Council. The Government of Anguilla provided funding in the 2024 Budget to increase the allowances offered to the pre-primary sector. The current

salary allowances are XCD450.00 per staff member and the Qualifications Allowance of XCD 500.00 per qualified staff member. The Department of Education ran several scenarios to determine the amount of the increases and the allowances to target for the increases. The goal was to provide a broad base increase in the remuneration provided to practitioners at the pre-primary level, while rewarding those that pursue further studies. Following consultations with the pre-primary sector principals and teachers, the following was agreed:

- 1) Increase the salary allowance from XCD450.00 to XCD850.00
- 2) No increase to the Qualifications Allowance, but a renaming of the allowance to 'Qualification Allowance II'- which apply only to persons with an Associate Degree in Early Childhood Education.
- 3) The addition of a third allowance 'Qualification Allowance I'- in the amount of XCD250.00. This new allowance will provide support for practitioners in the sector that are qualified at the certificate level (Certificate in Early Childhood Education).

Executive Council approved:

1. Increase in allowances to the pre-primary sector
2. Name change from "Qualifications Allowance" to "Qualifications Allowance II"; and
3. Addition of a third allowance entitled 'Qualification Allowance I'- in the amount of XCD250.00

Action: PS, MSDE; HON. MIN. MSDE

EX MIN 24/162

EX MEMO 24/114 Application for Issue of Licence Under the Aliens Land Holding Regulation Act- Registration Section: North, Block 58716 B, Parcel 40 being 0.51 of an Acre

Head of Governor's Office remained.

The Honourable Minister for Home Affairs and Lands briefed Council. Executive Council approved the granting of an Aliens Land Holding License to the applicant to hold on a freehold

basis, property situated in Registration Section: North, Block 58716 B, described as Parcel 40 being 0.51 of an acre located in the Black Garden, with a Villa thereon, for residential purposes, subject to the following:

(a) Payment of the following Stamp Duties

(i)	under the Stamp Act- 5% of EC\$4,264,157.25	EC\$213,207.86
(ii)	under the Aliens Land Holding Regulation Act – 5% of EC\$4,264,157.25	<u>EC\$213,207.86</u>
	TOTAL	<u>EC\$426,415.72</u>

- (b) The property must be used for residential purposes.
- (c) The Licencee 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 enforced 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.
- (e) Any breach of any of the conditions of the Licence shall result in all the estate and interest of the Licensee in the land being liable for forfeiture to the Crown.

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

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

EX MIN 24/163

EX MEMO 24/115 Application No. 3 for a Request to Transfer 100% of Shares in Alien Company- Registration Section: West End, Block 18011B, Parcel 45 SL 1C- Unit 103 at Carimar Beach Club Condominium being 564 sq. ft.
Head of Governor's Office remained.

Executive Council approved the granting of an Aliens Land Holding Licence to the applicant and the granting of the request by the applicant to transfer 100% of its shares to the Successor Trustees of the Declaration of Trust to hold property described as Registration Section West End, Block 18011 B, Parcel 45 SL 1C, containing 564 sq. ft. located at Meads Bay, Anguilla subject to the following:

(i)	under the Stamp Act- 5% of EC\$2,150,560.00	EC\$107,528.00
(ii)	under the Aliens Land Holding Regulation Act – Section 14(3)	<u>EC\$200.00</u>
	TOTAL	<u>EC\$107,728.00</u>

(i) The property must be used for Tourism purposes;

(ii) Carimar Beach Club Limited should be the exclusive renting agent for the unit;

(iii) The Licensee is 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;

(iv) The Licensee 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 Goods and Services (GST). However, if the applicants wish to live in their unit for a period longer than eight (8) weeks, then they should be required to pay GST; and

(v) The Licensee shall fully comply with the laws of Anguilla from time to time, including the Land Development Control Act, the Property Tax Act, the Building Regulations, the Labour

Relations Act 2018 and Control of Employment Act 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.

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

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

EX MIN 24/164

EX MEMO 24/116 Application for Issue of Licence Under the Aliens Land Holding Regulation Act- Registration Section: West End, Block 18010 B, Parcel 93 Being 1.00 Acre

Head of the Governor's Office remained.

The Honourable Minister for Home Affairs and Lands briefed Council. Council approved the granting of an Aliens Land Holding Licence to the applicants to hold on a freehold basis, property situated in Registration Section: West End, Block 18010 B, described as Parcel 93 being 1.00 acre of vacant land located at West End, Anguilla for residential purposes, subject to the following:

- (a) Payment of the following Stamp Duties
- | | | |
|-------|--|---------------|
| (i) | under the Stamp Act –
5% of EC\$349,466.00 | EC\$17,473.30 |
| (ii) | under the Aliens Land
Holding Regulation Act –
6.25% of EC\$349,466.00 | EC\$21,841.63 |
| (iii) | refundable deposit-
10% of EC\$349.466.00 | EC34,946.60 |

TOTAL

EC\$74,261.53

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

(c) The Applicant Company shall be granted an exemption based on the Government's Policy restricting Aliens to the purchase of no more than half an acre of land on the grounds that the property forms part of the distressed properties owned by the National Commercial Bank of Anguilla Ltd. that is being sold as a whole.

(d) The construction of the dwelling house is to be completed within thirty (30) months. If said dwelling house is not completed at the end of thirty (30) months, 50% of the refundable deposit will be forfeited to the Government of Anguilla. The balance 50% will be forfeited if the construction is not completed within a further 6 months. Thereafter, forfeiture proceedings for the property will be commenced by the Government of Anguilla for a period of twenty-four (24) months.

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

(f) The Licensee shall fully comply with the laws of Anguilla from time to time including the Land Development Control Act, the Property Tax Act, the Building Regulations, the Control of Employment Act, 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.

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

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

EX MEMO 24/117 Anguilla's Revised Statutes and Regulations

Head of Governor's Office remained.

According to Section 2(2) of the Revised Statutes and Regulations Act, where Law Revision Commissioner is appointed by the Governor, the Attorney-General is deemed to be appointed Commissioner for that purpose. The Law Revision Centre, through the Attorney General's Chambers commenced a revision of Anguilla's laws 2 years ago. The current revision, the 2022 edition of the Revised Statutes and Regulations comprises laws as at the 31st December 2022. The same provides that these Revised Statutes and Regulations have to be laid before the House of Assembly. In accordance with section 7(3) and (4) of the Revised Statutes and Regulations Act, the Revised Statutes and Regulations declares that the same show the laws as at 31st December 2022 and that same shall come into effect on 31st July 2024.

The Law Revision (Miscellaneous) Act, 2023 seeks to make miscellaneous amendments to various pieces of legislation that were consequential to the consolidation and revision of the laws of Anguilla. This Miscellaneous Act does not affect the substance of the relevant pieces of legislation.

Hard copies of the newly revised laws of Anguilla and compact disc containing the same will be distributed to the various government departments. Hard copy volumes will be made available for purchase by the wider public and select legislations will also be made available on the Government of Anguilla website.

Council approved:

1. The Revised Statutes and Regulations Coming into force Regulations 2024;
2. The Law Revision (Miscellaneous) Act, 2024 be tabled before the House of Assembly to take the Bill through all stages at the sitting;
3. The laying before the House of Assembly of the 2022 edition of the Revised Statutes and Regulations.

Action: HE GOV; HON AG; CHIEF PARL. COUNSEL.
