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**MINUTES OF THE 208th MEETING OF THE TWELFTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 28th NOVEMBER 2024 AT 8.15 AM**

- PRESENT: Acting Governor, Mr. Perin Bradley
- Acting Premier and Minister of Finance, Economic Development & Investment, and Health AND Minister of Infrastructure, Communications, Utilities, Housing, and Tourism, Mr. Haydn Hughes
- Acting Deputy Governor, Mr. Karim Hodge
- The Honourable Minister of Social Development, Cultural Affairs, Youth Affairs, Gender Affairs, Education, and Library Services, Ms. Dee-Ann Kentish-Rogers
- The Honourable Minister of Sustainability, Innovation, and the Environment AND Acting Minister of Home Affairs, Immigration, Labour, Human Rights, Constitutional Affairs, Information and Broadcasting, Lands and Physical Planning, Mrs. Quincia Gumbs-Marie
- The Honourable Attorney General, Mr. Kurt De Freitas KC
- Clerk to Executive Council, Ms. Dumisa Webster
- ABSENT: Her Excellency the Governor, Ms. Julia Crouch
- Honourable Premier and Minister of Finance, Economic Development & Investment and Health, Dr. Ellis Webster
- The Honourable Minister of Home Affairs, Immigration, Labour, Human Rights, Constitutional Affairs, Information and Broadcasting, Lands and Physical Planning, Mr. Kenneth Hodge
- IN ATTENDANCE: The Honorable Parliamentary Secretary, Mr. Merrick Richardson
- Head of Governor's Office, Mr. Orlando Ames-Lewis

Financial Adviser, Mr. Evarist Mwesigye

EX MIN 24/328

CONFIRMATION OF THE MINUTES

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

Council confirmed the Minutes of the Executive Council Decision made by Round Robin on Thursday, 14th November 2024 and the 207th Meeting of the Executive Council held on Thursday, 21st November 2024.

MATTERS ARISING OUT OF THE MINUTES

None.

EX MIN 24/329

EX MEMO 24/237 Extension of Suspension of Increments under the Allowances (Temporary) Reduction Act, 2023

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

Ms. Marisa Harding-Hodge, Permanent Secretary (PS), Finance joined the meeting.

The Acting Premier and Minister of Finance and the PS, Finance briefed Council. The Allowances (Temporary) Reduction Act, 2023, inter alia, suspended the payment of annual increments for the 2024 Financial Year. The Bill for Allowances (Temporary) Reduction (Amendment) Act, 2024 seeks to extend the suspension of annual increments for public service employees. This extension aligns with the anticipated timeline for the completion of the Public Sector Compensation Review in 2025. As such, it is proposed that the Bill for Allowances (Temporary) Reduction (Amendment) Act, 2024 be approved.

Executive Council approved the Bill for Allowances (Temporary) Reduction (Amendment) Act, 2024 for tabling at the next session of the House of Assembly.

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

EX MIN 24/330

EX MEMO 24/238 Application for Duty Exemption for Anguilla Sands and Salts

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

Executive Council was briefed by the Acting Premier and Minister of Finance and the PS, Finance on the application for duty-free concessions by Anguilla Sands and Salts, the proprietor of which is Mr. Josveek Huligar. This business seeks to import specific and essential equipment and raw materials to establish a chocolate production facility. The business plans to, through its offerings, diversify Anguilla's economy, create sustainable opportunities for the Anguilla community and enhance the island's tourism experience. The Customs Duty Exemption Policy of 1998 recognizes the need to promote economic development and diversification in the private sector and provides duty exemptions to facilitate the same. As such, approval of the application for duty exemption, pursuant to the aforementioned policy is proposed.

Executive Council approved the application for duty-free concessions by Anguilla Sands and Salts for equipment with a duty cost of EC\$7.422.19.

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

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

EX MIN 24/331

EX MEMO 24/239 Non-Anguillian to Operate Business Activity That is on the Reserved List- Update Contracting Anguilla Ltd.

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

The Acting Premier and Minister of Economic Development briefed Council. The Licensing of Business (Reserved Industries) Order, 2023 under section 19 of the Licensing of Businesses Act 2021 includes the construction sector. However, under this legislation, Non-Anguillians can apply for licenses related to businesses listed on the reserved list and have their applications considered by Executive Council. The Commerce Unit has received an application for a business licence from Update Contracting Anguilla Ltd. to operate the business activity Building Contractor, exclusively at the new Clayton J. Lloyd International Airport (CJLIA) terminal as a subcontractor for Aecon Anguilla Construction Inc. ("Aecon").

Update Contracting Anguilla Ltd. has specialized expertise and proven experience in plumbing and fire-protection services. This makes them uniquely qualified to provide essential components of any modern airport infrastructure, including safety, regulatory compliance and operational efficiency. In addition, their partnership with Aecon on the CJLIA project aligns with Anguilla's national development goals and has potential for a lasting impact on Anguilla's construction industry through local collaboration and skill transfer. As such, it is proposed that granting of a business licence to Update Contracting Anguilla Ltd. to operate as a Building Contractor at the CJLIA be approved.

Executive Council:

1. Noted the specialized nature of Update Contracting Anguilla Ltd's expertise, the alignment of their operation on the Clayton J. Lloyd International Airport project with national infrastructure goals, and the potential for provision of opportunities for local collaboration;
2. Approved the granting of a conditional business licence to Update Contracting Anguilla Ltd. to operate based on the foregoing information in Point 1. above, limited to work on the Clayton J. Lloyd International Airport project; and
3. Instructed that the conditional business licence granted to Update Contracting Anguilla Ltd., as approved in Point 2. above, include the additional condition that the importation of all materials and equipment by Update Contracting Anguilla Ltd. must be subject to pre-approval by the relevant Government authorities.

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

Action: PS, EDMSIE; HON PREM.

EX MIN 24/332

EX MEMO 24/240 Application for Issue of Licence under the Aliens Land Holding Regulation Act- XXXXXXXXXXXXX - Registration Section: West Central, Block 28210 B, Parcel 84 Containing 0.50 of an Acre

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

The Acting Minister of Home Affairs and Lands briefed Council on the application. Executive Council approved the granting of an Aliens

Land Holding Licence to XXXXXXXXXXXXX to hold on a freehold basis, vacant property situated in Registration Section: West Central, Block 28210 B, described as Parcel 84, being 0.50 acre located at Rendezvous Bay, Anguilla for residential purposes subject to the following:

(a) Payment of the following Stamp Duties:

(i)	under the Stamp Act – 5% of EC\$268,820.00	EC\$13,441.00
(ii)	under the Aliens Land Holding Regulation Act – 6.25% of EC\$268,820.00	EC\$16,801.25
(iii)	refundable deposit – 10% of EC\$268,820.00	<u>EC\$26,882.00</u>
TOTAL		<u>EC\$57,124.25</u>

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

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

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

EX MIN 24/333

EX MEMO 24/241 Licence to Use Crown Land in Island Harbour-Property Situated in Registration Section East Central, Block 89418 Described as Parcel 1

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

The Acting Minister of Home Affairs and Lands briefed Council. Executive Council Minute 23/338 approved the granting of an occupational licence under specific terms to Mr. Rudy Fleming to use Crown land in Island Harbour for property Registration Section East Central, Block 89418B, Parcel 1 (Part of) being 1,400 sq. ft. However, the licensee has since requested for changes to the licence, including an increase in the allotted square footage to 1,600 sq. ft.

Executive Council:

1. Approved the amendment to the granting of licence to Rudy Fleming in accordance with the following terms:
 - a. That land situated in Registration Section East Central, Block 89418 B described as Parcel 1 (Part of) being 1,600sq.ft. be licenced to Rudy Fleming;
 - b. That the Lot 1 on Parcel 1 (Part of) being 1,600sq.ft. as delineated on Survey Plan Ref. LS02-23a and at **Appendix 2** in the memorandum presented to Council be licenced;
 - c. Permission to use the premises for a specific purpose;
 - d. Fees per annum in the amount of EC\$5,161.34 (US\$1,920.00) are payable for the first year. Thereafter, the fee shall increase by Consumer Price Index (CPI) or two (2%) per cent per annum, whichever is greater for the remainder of the term;
 - e. The Government will reserve parking to be shared by patrons of the development and the general public;
 - f. That development shall not be permanent and that there should be of no liability to Government if and

when the Boardwalk development in that area takes place;

- g. The development must operate within the laws of Anguilla including planning approval, licenses and taxes, and to the satisfaction of the Environmental Health Unit for sanitary purposes;
- h. Flexible termination clause to be included in the licence;
- i. That the development must operate to the satisfaction of the Environmental Health Unit for sanitary purposes;

- 2. Noted that the Government should put a Steering Committee to develop and finalise a conceptual plan for the Island Harbour Pier area;
- 3. Instructed the Department of Lands to stake out the subject for lease; and
- 4. Instructed the Attorney General's Chambers to draft the licence to include the terms as set out for execution by Rudy Fleming and the Crown.

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