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MINUTES OF THE 157TH MEETING OF THE TENTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 25TH JULY 2013

- PRESENT: Her Excellency the Governor, Ms Christina Scott
- The Honourable Hubert Hughes, Chief Minister and Minister of Finance,
Economic Development, Investment, Commerce and Tourism and Minister
of Labour and Immigration and Minister of Social Development and Health
- The Honourable Deputy Governor, Mr Stanley Reid
- The Honourable Evan Gumbs, Minister of Infrastructure, Communications,
Utilities and Housing
- The Honourable Attorney General, Mr James Wood
- Mrs Sonia Brooks, Acting Clerk to Executive Council
- ABSENT: The Honourable Jerome Roberts, Minister of Lands, Physical Planning, Human
Rights, Environment, Gender Affairs and Agriculture and Fisheries and Minister
of Sports and Education, Library Services, Sports, Youth and Culture
- IN ATTENDANCE: Mr Russel Reid, Labour Commissioner
Mr Aidan Harrigan, PS, Finance
Dr Bonnie Richardson-Lake, PS, HSD
Mr Larry Franklin, PS, MICUH
Ms Aurjul Wilson, PS, MHA/Lands
Ms Chanelle Petty-Barrett, PS, ELSYC
Mr Foster Rogers, PS, EDICT
Ms Kathleen Rogers, PS, Public Admin
Mr Clive Pegus, Labour Consultant

EX MIN 13/488

CONFIRMATION OF THE MINUTES

Council confirmed the Minutes of the 156th Meeting held on Thursday 18th July.
Council agreed that the Minutes of the Special Meeting held on Wednesday 12th
June 2013 should be deferred.

MATTERS ARISING FROM THE MINUTES

EX MIN 13/489

EX MIN 13/451 EX MEM 13/219 CE BLUE PROJECT MOU

It was noted that the meeting took place with the Trade Investment Committee and the MoU was being progressed.

Action: PS. EDICT

EX MIN 13/490

EX MIN 13/482 EX MEM 13/232 CONTRACT FOR THE BRITTO AGENCY

Council noted that Britto Agency had accepted the changes made to the contract.

Action: PS, EDICT; TIO

EX MIN 13/491

EX MIN 13/485 MEETING OF HOUSE OF ASSEMBLY

Further to EX MIN13/485 of 18 July 2013, Council agreed that the next meeting of the House of Assembly will be postponed as the Speaker and Clerk will be attending a CPA meeting.

Action: MINS OF GOV'T; SPEAKER HOA; CL, HOA

EX MIN 13/492

EX MIN 13/486 LABOUR CONSULTANT

The following Officials joined the Meeting:-

Mr Russel Reid, Labour Commissioner
 Mr Aidan Harrigan, PS, Finance
 Dr Bonnie Richardson-Lake, PS, HSD
 Mr Larry Franklin, PS, MICUH
 Ms Aurjul Wilson, PS, MHA/Lands
 Ms Chanelle Petty-Barrett, PS, ELSYC
 Mr Foster Rogers, PS, EDICT
 Ms Kathleen Rogers, PS, Public Admin
 Mr Clive Pegus, Labour Consultant

Mr Clive Pegus, Labour Consultant gave Council a comprehensive overview of the revised labour code being prepared for Anguilla. Some of the issues discussed were severance pay, paternity leave, hours of work, vacation leave and accommodating religious practices and beliefs.

Council agreed that the next steps included discussing the revised draft with the Chief Minister, having Executive Council approve the draft and then having the draft vetted by AG's Chambers to go to the House of Assembly.

Council further agreed that a paper should be brought to Executive Council outlining the issues the Labour Consultant needed further direction on.

Action: PS, MHA/LANDS; LAB COM

EX MIN 13/493

EX MEM 13/192 APS EFFICIENCY REVIEW – THE FUTURE OF THE IDENTITY SERVICES ONE STOP SHOP

The Chief Minister requested that the paper be deferred until Minister Roberts was in attendance.

Action: DG; PS, MHA/LANDS; MINS OF GOV'T

EX MIN 13/494

EX MEM 13/194 APPOINTMENT OF A CHIEF PROCUREMENT OFFICER TO MANAGE THE AFFAIRS OF THE CHIEF PROCUREMENT UNIT

Dr Aidan Harrigan, PS Finance remained for discussion.

Council agreed the following:

- (i) the Chief Procurement Officer position be filled;
- (ii) budgetary arrangements be made for the additional staff in the 2014 Estimates.

Action: PS, FIN; PS, EDICT; PS, PA; BD

EX MIN 13/495

EX MEM 13/215 REVIEW OF THE ANGUILLA ROADS ACT

Council agreed the following:

- i) the review of the Anguilla Roads Act;
- ii) the development of Regulations to the Anguilla Roads Act;
- iii) update on the progress of the review by September 26, 2013

Action: PS, MICUH

EX MIN 13/496

EX MEM 13/216 APPROVAL AND PUBLICATION OF FINAL REPORT "SUPPORT TO THE ANGUILLA AIR AND SEA PORTS AUTHORITY"

Council agreed that the paper should be deferred.

Action: PS, MICUH

EX MIN 13/497

EX MEM 13/217 REQUEST FROM THE ANGUILLA ARCHAEOLOGICAL AND HISTORICAL SOCIETY TO PAINT A MURAL ON THE STANDBY GENERATOR HOUSE AT CROCUS HILL

Council:

- (i) approved the request from the Anguilla Archaeological and Historical Society to paint a mural on the standby generator house at Crocus Hill;

- (ii) agreed that the Anguilla Archaeological and Historical Society should submit details of the proposed scene(s) before commencing with the painting of the mural;
- (iii) agreed that the Anguilla Archaeological and Historical Society will be responsible for the maintenance and upkeep of the mural;
- (iv) agreed that the mural should not interfere with the operations of the standby generator.

Action: PS, MICUH

EX MIN 13/498

EX MEM 13/218 FIRE PRECAUTIONS AND SAFETY REGULATIONS, 2013

Council approved the proposed Fire Precautions and Safety Regulations in accordance with section 86 of the Fire and Rescue Service Act R.S.A. c. F29.

HE the Governor signed the Fire precautions and Safety Regulations, 2013.

Action: PS, MICUH

EX MIN 13/499

EX MEM 13/231 MORATORIUM ON CERTAIN CATEGORIES OF WORK PERMITS

Council agreed that the paper should be deferred pending data from the Labour Commissioner on how many work permits were approved and how many were rejected over the past two years, and for what category of work those permits covered.

Action: PS, MHA/LANDS; LAB COM

EX MIN 13/500

EX MEM 13/234 ELECTION REPORT RECOMMENDATIONS

Council:

- (a) approved in principle the recommendations of the Supervisor of Elections below:-
 1. Priority should be given to the redrawing of the electoral boundaries which have not changed since they were first drawn in 1972. Changes in Anguilla's demography (expansion of residential areas and patterns of settlement) have created a situation where there are serious disparities in the distribution of registered voters among the seven electoral districts. For example, there are 710 registered voters in the Sandy Hill District compared to 1,788 and 1,653 in the Districts of Valley South and Valley North respectively. This situation is not good for our democracy, and that a redrawing of the boundaries should be undertaken before the next general

election constitutionally due in 2015. The sooner a start is made in that direction the better, because such an exercise takes time.

2. Allegations of bribery should be investigated by the Police.
 3. The elections law should be amended to:
 - (a) Regulate party campaign finance. Such regulation should include the requirement for public disclosure of contributors to, and recipients of, election campaign expenses in addition to providing other controls and checks;
 - (b) Give legal sanctity to the use of electoral ink; and
 - (c) Provide for voter identification cards.
 4. The Constitutional and Electoral Reform exercise should be expedited to remedy any deficiencies in the electoral process.”
- (b) authorised the costing of a diagnostic review and any other assessment required to determine the viability and time frame for implementation in relation to the recommendations referenced above;
- (c) agreed that Council should be updated on progress by September 12, 2013.

Action: HON DEP GOV

EX MIN 13/501

EX MEM 13/235 PROPOSED AMENDMENT TO THE FIRE AND RESCUE SERVICE WELFARE ASSOCIATION REGULATIONS

Council:

- (a) approved the amendment of the Fire and Rescue Service Welfare Association Regulations in accordance with sections 75 and 86 of the Fire and Rescue Service Act.
- (b) agreed that Council should be updated on progress by August 22, 2013.

HE the Governor signed the Fire and Service Welfare (Amendment) Regulations, 2013.

Action: PS, MICUH

EX MIN 13/502

EX MEM 13/236 SEAPORTS FEES REGULATIONS FOR THE ANGUILLA AIR AND SEA PORTS AUTHORITY ACT

Council agreed that the paper should be deferred.

Action: PS, MICUH

ORAL MENTION

EX MIN 13/504 **MEETING OF EXECUTIVE COUNCIL**

Council agreed that there should be a Special Meeting of Executive Council on Monday 29th July at 9am to discuss the mid-year fiscal report.

Action: EXCO MEMBERS

EX MIN 13/505 **MEETING OF ATTORNEYS GENERAL**

Council authorised the Hon Attorney General to discuss with the PS Finance how he can access funds in order to attend the meeting of Attorneys General in the Falkland.

Action: HON AG

EX MIN 13/506 **UPDATE ON G8**

Council agreed to an update on the G8 next week.

Action: PS, EDICT; TIO

EX MIN 13/507 **DUTY FREE PRIVILEGES**

Council agreed to grant duty free privileges (import of car and possessions), subject to the standard provisions, to international consultants who may be assigned to Anguilla to work on bank reform matters.

Action: PS, FIN

EX MIN /13/508 **LEAVE**

The Hon Deputy Governor informed Council that he would be on leave from 31 July to 16 August 2013 and that Dr Bonnie Richardson-Lake would act in his absence.

The Hon Attorney General informed Council that he will be taking a number of days leave in August but would still be available if needed, and would continue to attend EXCO meetings.
