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**MINUTES OF THE 189<sup>TH</sup> MEETING OF THE TENTH ANGUILLA**  
**EXECUTIVE COUNCIL HELD ON THURSDAY 3<sup>RD</sup> APRIL 2014**

- 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 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
- The Honourable Evan Gumbs, Minister of Infrastructure, Communications,  
Utilities and Housing
- The Honourable Attorney General, Mr James Wood QC
- Mrs Sonia Brooks, Acting Clerk to Executive Council
- IN ATTENDANCE: Mr Foster Rogers, PS, EDICT  
Mr Larry Franklin, PS, MICUH  
Mr Leslie Hodge, DLS  
Mr Rawle Hazel, Director of Housing and Construction  
Mr Jim Bunting, Fire Consultant

EX MIN 14/216 **CONFIRMATION OF THE MINUTES**

Council confirmed the Minutes of the 187<sup>th</sup> Meeting held on Thursday 20<sup>th</sup> March 2014, the Minutes of the continuation of the 187<sup>th</sup> Meeting of Executive Council held on Friday 21<sup>st</sup> March 2014, the Minutes of the Special Meeting held on Monday 24<sup>th</sup> March 2014 and the Minutes of the 188<sup>th</sup> Meeting held on Tuesday 25<sup>th</sup> March 2014.

**MATTERS ARISING FROM THE MINUTES**

EX MIN 14/217 **EX MIN 14/210 ANGUILLA FIRE AND RESCUE SERVICES**  
**HEADQUARTERS FACILITY PROJECT**

The Officials listed below joined the meeting.

Mr Foster Rogers, PS, EDICT  
 Mr Larry Franklin, PS, MICUH  
 Mr Leslie Hodge, DLS  
 Mr Rawle Hazel, Director of Housing and Construction  
 Mr Jim Bunting, Fire Consultant

Further to EX MIN 14/210 of 25 March 2014 Council:

- (i) noted and endorsed the proposed design of the combined multi-purpose fire station and air traffic control building;
- (ii) noted that the design is subject to further reviews by the aerodrome safety regulators;
- (iii) noted the estimated cost of the project is between EC\$5 - 5.5 million;
- (iv) noted that the approved funding for the project is EC\$1million from UKG and EC\$1million from EDF funds identified in the 2014 GoA budget was not sufficient to complete the project. Although UKG funds were available, there was uncertainty as to how much and when the EDF funds would be available;
- (v) noted the increased scope of the project to address the issues with air traffic control tower may have an impact on priority and scheduling of other projects.
- (vi) directed that the Deputy Governor and Permanent Secretaries review and make recommendations as to how the capital projects can be delivered, being conscious of the current funding arrangements, the priorities of Ministers and the absence of identified funding sources for capital projects to be completed in 2015.

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

Action: DG; PS, MICUH; PS, EDICT; PS, MHA; PS, FIN

EX MIN 14/218

**EX MIN 14/212 EXTENSION OF THE SOLID WASTE CONTRACT**

Council requested a briefing as regards to the status of the procurement process for solid waste management at the Corito Landfill.

Action: PS, HSD; CHIEF PROC OFF

EX MIN 14/219

**EX MEM 14/108 FILLING OF VACANT POSITION-DEPUTY DIRECTOR HUMAN RESOURCE MANAGEMENT (ORGANISATIONAL AND MANPOWER PLANNING & DEVELOPMENT)**

Council approved the proposal for the filling of the vacant position of Deputy Director, Human Resource Management (Organisational and Manpower Planning & Development) at the Department of Public Administration.

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

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

EX MIN 14/220

**EX MEM 14/109 IMPLEMENTATION OF NEW IMMIGRATION E/D AND CUSTOMS CARD FOR ANGUILLA**

PS, EDICT remained for discussion.

Council:

- (a) recognised the progress made on the new ED/Customs Form;
- (b) mandated that further consideration be given to the use of the form with regard to Belongers of Anguilla with the view to refining the process further;
- (c) mandated that the current Immigration Forms currently in use be made available to all airlines arriving in Anguilla as efficiently as the availability of the Customs Form;
- (d) tasked PS, EDICT to find out what would be the implications of belongers Anguilla not filling out the Form.

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

Action: PS, EDICT

EX MIN 14/221

**EX MEM 14/110 CDB LOAN FOR ANGUILLA COMMUNITY COLLEGE (ACC)**

Council agreed the following:

- (i) that the Government of Anguilla borrow from the Caribbean Development Bank an amount not exceeding US\$3,215,000 for the Anguilla Community College renovation;
- (ii) to the Draft Resolution for the consideration of the House of Assembly;
- (iii) that the Honourable Minister of Finance include the Resolution in the Order Paper for the next meeting of the sitting of the House of Assembly.

Action: PS, FIN; HON MOF

EX MIN 14/222

**EX MEM 14/111 THE PROFESSIONAL DEVELOPMENT OF TOURISM PERSONNEL**

PS, EDICT remained for discussion.

Council noted the following:

- (a) that appropriate legislative amendments would have to be made to the Anguilla Tourist Board and Pension Acts to provide a suitable mechanism for secondments from the APS to the ATB and from statutory bodies to the APS;
- (b) that the willingness of staff to participate in the programme should be ascertained;
- (c) that the appropriate mechanism involving the PSC must be employed;
- (d) that a full training and development programme should be developed for the proposed exchange programme.

Action: PS, EDICT

EX MIN 14/223

**EX MEM 14/112 EX MIN 09/26 EX MEM 09/11 OUTSTANDING TRANSACTIONS WALLBLAKE AIRPORT EXTENSION PROJECT – CONRAD BRADLEY – PROPERTY DESCRIBED AS REGISTRATION SECTION SOUTH CENTRAL, BLOCK 38813 B, PARCEL 3, CONTAINING 0.40 ACRE OF LAND**

Mr Leslie Hodge, DLS remained for discussion.

Council agreed that a sum not exceeding US\$70,100.00 (EC\$188,442.82) be allocated to the Land Acquisition vote from elsewhere within the Government of Anguilla's budget in order to compensate Mr. Conrad Bradley in accordance with Executive Minute 09/26 subject to consultation and approval from PS, Finance on scheduling of payment.

Action: PS, MHA/LANDS; PS, FIN; PS, EDICT; DLS

EX MIN 14/224

**EX MEM 14/113 ACQUISITION OF LANDS BY GOVERNMENT FOR ROAD IMPROVEMENTS**

DLS remained for discussion.

Council agreed the following:-

- (a) that Clement Sylvester Gumbs, proprietor of land at Spring Path, Registration Section, West Central, Block 28211B Parcel 411 (formerly part of Parcel 128) is paid the amount of US\$1,800.00 for the acquisition of 0.03 acre as delineated on survey plan RADS 98/06 and GIS map;
- (b) that Cecil Niles as administrator for estate of Hubert & Margaret Niles, in Registration Section West Central, Block 28211B Parcels 56 (Part of), 57 (Part of) and 115 (Part of) be paid the amount of US\$6,000.00 for the acquisition of 0.02 acre, 0.03 acre and 0.05 acre, being a total of 0.10 acre of land as delineated on survey plan RADS 98/06. Payment is conditional upon the partitions and transfers being executed and registered by Mr. Niles;

- (c) that Joseph Davis, proprietor of land at Spring Path in Registration Section West Central, Block 28310B Parcel 362 is paid the amount of US\$7,800.00 for the acquisition of 0.13 acre of land as delineated on survey plan RADS 98/06. Payment is conditional upon the transfer being executed and registered by Mr. Davis.

Action: PS, MHA/LANDS; PS, FIN; PS, EDICT; DLS

EX MIN 14/225

**EX MEM 14/114 LEASE OF CROWN LAND BY TAMARA GUMBS & TAYNA GUMBS – PROPERTY DESCRIBED AS REGISTRATION SECTION NORTH, BLOCK 58814B PARCEL 2, CONTAINING APPROXIMATELY 28 ACRES OF LAND, SAID PART CONTAINING 0.3 ACRE**

Council agreed that a lease be granted to Tamara Gumbs and Tayna Gumbs on the following terms:

- (a) The property is described as Lot #1 containing 0.35 acre situate in Registration Section North, Block 58814 B, being part of Parcel 2 as shown on Survey Plan LS33-13.
- (b) The use of the premises is to establish a museum, lounge, restaurant and retail facility at the Old Valley Well in the Valley.
- (c) A sewage treatment plant must be installed at the facility that meets the requirements of the Land Development Control Committee and the Water Corporation of Anguilla. This will be installed by the Lessee.
- (d) The roof at the facility must be designed in accordance with the design of the existing buildings in the area.
- (e) The guinep trees must remain in the area.
- (f) The parking lot must be developed by the Lessee to the requirements and standards approved by the Chief Engineer at the Department of Infrastructure, Communication, Utilities and Housing.
- (g) That no works shall be caused or executed for the demolition of the said buildings considering their historic importance or for their alteration or extension in any manner which would affect their character, unless the works are authorized by the Land Development Control Committee.
- (h) The term of the lease is fifty (50) years with an option to renew up to 99 years.
- (i) A rent per annum in the amount of US\$8,400.00 (EC\$22,580.88) to be payable annually in advance for the first five (5) years. Thereafter, the rent shall be reviewed at the end of every fifth (5<sup>th</sup>) year of the lease to Market Rent but in no event shall the percentage increase in rent on review be less than 10% of the rent payable prior to the review. **[COMMENT FOR PUBLICATION: this paragraph revisited in ExCo minutes of 10/4/14]**
- (j) Stamp Duty payable is as follows:

Open market value of the property is US\$83,600.00 or EC\$224,733.52

Stamp Duty on Lease EC\$224,733.52 x 50 x 0.0005 = EC\$5,618.34

- (k) That the Lands team draw up a lease to be cleared by the Attorney General's Chambers for execution by the applicants and the Government of Anguilla.
- (l) The Government of Anguilla to relocate the existing fence to the proposed leased area which involves the expenditure of Public funds in the amount of EC\$4,330.25.

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

Action: PS, MHA/LANDS; PS, FIN; PS, EDICT; DLS

EX MIN 14/226

**EX MEM 14/115 SHORT TERM PROCUREMENT OF WATER FROM CUISINART RESORT AND SPA BY THE WATER CORPORATION OF ANGUILLA**

PS, MICUH and PS, EDICT remained for discussion.

Council:

- (a) authorised the Water Corporation of Anguilla to procure water from Cuisinart Resort and Spa for the next two months;
- (b) noted that the GoA will not be covering any shortfall;
- (c) tasked the Minister to write to the Water Corporation of Anguilla and Request an updated 2014 business plan/strategy from the Water Corporation of Anguilla that will take into consideration the settlement with GE/Aqua Design Anguilla with respect to the Crocus Bay water plant, the debt owed and the agreed repayments to the GoA, and how the WCA intends to make water more accessible and sustainable in the short and long term.

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

Action: PS, MICUH; HON MICU; CEO WCA

EX MIN 14/227

**EX MEM 14/116 2014 LEGISLATIVE PROGRAMME: MINISTERIAL**

Council:

1. agreed that the list attached is the finalised list of priorities to be taken forward by Ministries, Departments and AG's Chambers as the legislative work programme for 2014;
2. noted that this represents an ambitious and heavy workload and at the outer limit of what would be achievable given current staffing resources in the AG's Chambers;

3. confirmed that items not on this list are to be deprioritised;
4. agreed that ExCo should receive quarterly updates on the progress of these priorities;
5. agreed that the list should be made public through radio and newspaper.

Action: MINS OF GOV'T; AG

EX MIN 14/228

**EX MEM 14/117 PROGRAMME OF ACTIVITIES AND BUDGET FOR THE CELEBRATION OF THE 47<sup>TH</sup> ANNIVERSARY OF ANGUILLA DAY**

Council approved the programme of activities and budget for the 47<sup>th</sup> Anniversary of the Anguilla Day Revolution as indicated below:-

**PROGRAMME**

- 1-31 May - Special Curriculum/Educational Activities in Schools, Special Radio/TV and Newspaper Features
- 1 May - National Day of Prayer  
*Organised and sponsored by the National Day of Prayer Committee chaired by Pastor Phillip Gumbs*
- 9,10,11 May - Yacht Regatta  
*Organised and sponsored by the Anguilla Sailing Association*
- 15 May - Lime-sponsored Spelling Bee  
*Organised under the auspices of the Department of Education. Venue: Orealia Kelly Primary School. Time 7:30 pm*
- 17 May - World Athletics Day – Track and Field Meet  
  
*Organised by the Anguilla Amateur Athletic Federation – Venue: James Ronald Webster Park.*
- Art In Motion  
  
*Annual Fashion Show put on the primary schools under the auspices of the Department of Education. Venue: the Orealia Kelly Primary School. Time 7:30 pm*
- 21 May - Caribbean Cable-sponsored Anguilla Day Quiz  
*Organised under the auspices of the Department of Education. Venue: the Orealia Kelly Primary School. Time 7:30 pm*
- 22 May - Festival of Choirs (Choirfest 2014)

Organised by the Anguilla National Celebrations Committee under the patronage of the Hon. Minister of Home Affairs. Venue: Mount Fortune Seventh Day Adventist Church. Time: 7:30pm.

- 24 May - **Valley Street Festival**  
*Valley Street Fair organized jointly by the Anguilla Tourist Board and the Department of Youth and Culture in collaboration with the Anguilla National Creative Arts Association*
- 25 May - **Anguilla Day Cycling Race**  
*Venues: Jeremiah Gumbs Highway and George Hill Road*
- 4,11,18,25 May- **Domino Competition**  
*Organised by the Anguilla Domino Association. Venue: Scouts and Guides Ruthwill Auditorium*
- 25 May - **Ecumenical Church Service**  
*Organised under the auspices of the Anguilla Christian Council. Venue: St. Mary's Anglican Church, The Valley. Time: 4:00pm*
- 26 - 29 May - **Open Day at Schools. Students wear national outfits to school on May 29.**
- 30 May - **Official Anguilla Day Parade**  
*Venue: James Ronald Webster Park. Time: 8:00 am*
- **Senior Citizen's Luncheon**  
*Venue: Blue Ridge Convention Centre. Time: 12 Noon – 3:00 pm*
- **Anguilla Day Around the Island Boat Race**
- **Take Away Fundraising Luncheon organized by the Blowing Point Youth Development Centre**
- **Anguilla Day Celebration Grand Finale Concert featuring from Aruba – Mireille Sintjago. Under the auspices of the Kool Riders Motorcycle Club of Anguilla**  
*Venue: Landsome Bowl Cultural Centre; 8:00pm*

## **BUDGET**

### **FUNDED BY**

Ministry of Home Affairs	EC\$	46,614
Ministry of Finance* 1		70,900
<b>TOTAL</b>		<b>117,514</b>

### **Expenditure (detailed breakdown of costs is attached)**

Official parade at James Ronald Webster Park	14,136
Anguilla Day Around the Island Boat Race* 1	70,900
Senior Citizens' Luncheon	19,703
Anguilla Day Sports	5,000
Festival of Choirs	6,265
Miscellaneous/Contributions	1,500



\*1 Race is sponsored by the Government of Anguilla (Hon. Chief Minister). Funds are therefore paid from the Ministry of Finance.

Action: PS, MHA/LANDS; PAS, MHA; PS, FIN; PS, EDICT; ACC GEN

EX MIN 14/229

**INF 14/03 MINOR EDUCATION PROJECTS 2014**

Council noted that the minor education projects to be undertaken in 2014 will ensure that educational environments are accessible, comfortable, safe and healthy for students and staff.

Action: PS, ELSYC

**ORAL MENTION**

EX MIN 14/230

**FINANCIAL SERVICES LEGISLATION**

The Governor noted that Anguilla's Phase Two review by the OECD Global Forum on Tax and Transparency was scheduled for June; however, the legislative amendments prescribed in Phase One had yet to be implemented. This was disappointing given that ExCo had agreed the Financial Services (Miscellaneous Amendments) Bill and the Confidentiality Relationships (Amendment) Bill, and these had been introduced to the Assembly in February. It would be helpful if these could be brought again to the Assembly in the coming weeks, as failure to do so soon would put Anguilla at real risk of getting a negative review for phase 2, damaging its international reputation, and ultimately impacting on our competitiveness in this key sector.

Ministers agreed that, subject to date confirmation by the Speaker, these Bills should be considered at a meeting of the Assembly on 28 April.

Action: SPEAKER HOA; CL, HOA

EX MIN 14/231

**EX MIN 14/168 EX MEM 14/82 EXEMPTION FROM PERMIT OF PERMANENT RESIDENCE FEES**

Further to EX MIN 14/168 of 14 March 2014 Council further noted that there was no provision in the relevant legislation to permit the waiver of Permanent Residence fees.

Action: PS, MHA/LANDS & IMM; AG; LAB COM; CIO

EX MIN 14/232

**MEETING OF THE HOUSE OF ASSEMBLY**

Ministers indicated that they were minded to ask the Speaker to hold meetings of the House of Assembly on the following dates:

Wednesday 16<sup>th</sup> April

Monday 28<sup>th</sup> April

Action: SPEAKER, HOA; CL, HOA

EX MIN 14/233

**OVERSEAS TRAVEL**

The Hon Attorney General informed Council that he would be off island from the 9<sup>th</sup> to 26<sup>th</sup> April on vacation leave in the UK. Mr Ivor Greene, Senior Crown Counsel would be sworn-in as Acting AG.

Action: EXCO MEMBERS

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