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**MINUTES OF THE 195<sup>TH</sup> MEETING OF THE TENTH ANGUILLA**  
**EXECUTIVE COUNCIL HELD ON THURSDAY 22<sup>ND</sup> MAY 2014**

- PRESENT: His Excellency the Acting Governor, Mr Stanley Reid
- 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 Acting Deputy Governor, Dr Bonnie Richardson-Lake
- 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 and  
Acting Chief Minister
- (left the meeting earlier for official overseas travel)
- The Honourable Evan Gumbs, Minister of Infrastructure, Communications,  
Utilities and Housing
- The Honourable Attorney General, Mr James Wood QC
- Mrs Jewelle Fleming, Clerk to Executive Council
- IN ATTENDANCE: Dr Aidan Harrigan, PS, FIN  
Mrs Shona Proctor, Budget Director  
Ms Valencia Prentice, Deputy Accountant General  
Mr Karim Hodge, Director of Environment  
Hon Haydn Hughes, Parliamentary Secretary  
Mr Patrick Hanley, Personal Assistant to the Hon CM/Finance  
Mr Perin Bradley, Compliance Manager  
Mr Foster Rogers, PS, EDICT  
Mr Leslie Hodge, DLS  
Mrs Mary Clare Haskins-Banton, Crown Counsel  
Mr Ivor Greene, Senior Crown Counsel
- ABSENT: Her Excellency the Governor, Ms Christina Scott

EX MIN 14/331 **CONFIRMATION OF THE MINUTES**

Council confirmed the Minutes of the 194<sup>th</sup> Meeting held on Thursday 15<sup>th</sup> May 2014 and the Minutes of a Special Meeting held on Monday 19<sup>th</sup> May 2014.

**MATTERS ARISING FROM THE MINUTES**

EX MIN 14/332 None

EX MIN 14/333 **EX MEM 14/183 DUTY EXEMPTION FOR CONRAD “TEDDY” HODGE**

Dr Aidan Harrigan, PS, FIN joined the Meeting.

Council noted that the paper did not contain the usual information from the Customs Department. Council agreed that the paper should be deferred and that it be resubmitted to the next meeting of Executive Council with the inclusion of the information from the Customs Department.

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

Action: PS, FIN; PAS, FIN; COC; FO

EX MIN 14/334 **EX MEM 14/184 PAYMENT PLAN FOR THE SETTLEMENT OF ARREARS TO ANGLEC**

PS, FIN remained for discussion. Mrs Shona Proctor, Budget Director and Ms Valencia Prentice, Deputy Accountant General joined the Meeting.

Council noted the three options presented by the Ministry of Finance following discussions with ANGLEC.

Council:-

- (i) approved Option (iii) as the preferred option which would involve payment to ANGLEC of EC\$9,766,391.46 in settlement of arrears – representing a 40% discount on the amount owed. This option would require the GOA to make a lump sum payment of \$771,171.91 and 47 monthly payments in the amount of \$191,387.65. The advantage of this option is that, while it carries a higher initial payment, it offers a greater discount and allows the arrears to be paid off over a longer period of time;
- (ii) noted that as a condition of this agreement, upon receipt of the lump sum, ANGLEC would be required to remit three months of the Environmental Levy currently being withheld and the remaining sum to be remitted two months thereafter;
- (iii) agreed that the amounts paid on behalf of the Statutory Bodies be treated as advances less amounts for when they would have operated as Government Departments; and

- (iv) agreed that the Government Departments with arrears should be asked to make savings to allow the 2013 payments to be made to ANGLEC and to make adequate provision in their budgets going forward to meet the agreed obligation.

Action: PS, FIN; PS, EDICT; PAS, FIN; BD; ACC GEN; OTHER PERM SECS

EX MIN 14/335

**EX MEM 14/185 APPLICATION BY FOUNTAIN BEACH RESIDENCE LTD, IN ACCORDANCE WITH SECTION 9 (1) OF THE ALIENS LAND HOLDING REGULATIONS ACT FOR PERMISSION TO TRANSFER 100% SHAREHOLDING TO FOUNTAIN BEACH RESIDENCE LLC – PROPERTIES DESCRIBED AS REGISTRATION SECTION NORTH; BLOCK 59018 B; PARCELS 213 TO 221**

PS, FIN remained for discussion. The following persons joined the Meeting:-

- Hon Haydn Hughes, Parliamentary Secretary
- Mr Patrick Hanley, Personal Assistant to the Hon CM/Finance
- Mr Perin Bradley, Compliance Manager
- Mr Foster Rogers, PS, EDICT
- Mr Leslie Hodge, DLS
- Mrs Mary Clare Haskins-Banton, Crown Counsel
- Mr Ivor Greene, Senior Crown Counsel

Following discussions on the valuation of the property Council approved the transfer of shares in accordance with Section 9 (1) of the Aliens Land Holding Licence Regulation Act, RSA, CA55 to allow Fountain Beach Residence LLC to acquire the 100% shareholding in Fountain Beach Residence Ltd. Registered Proprietor of properties described as Registration Section North; Block 59018 B; Parcels 213 to 221 registered to Fountain Beach Residence Ltd. for financing and corporate restructuring purposes, subject to payment of the following stamp duty:-

(i)	stamp duty on Licence of 12.5% under the Aliens Land Holding Licence Regulations Act Section 14 (1) (a) – Exempted	= EC\$0
(ii)	stamp duty in accordance with Section 25 of Stamp Act on transfer of shares 5% of the value of the property of EC\$7,849,544.00	= EC\$392,477.20
	<b>TOTAL</b>	<b>= EC\$392,477.20</b> =====

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

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

EX MIN 14/336

**EX MEM 14/186 EXEMPTION FROM THE WORK PERMIT REQUIREMENT**

Council agreed that the following persons should be granted exemption from the work permit requirement in accordance with Section 3 (g) of the Control of Employment Act:-

- 1) Mr Austin Esprit - National of Dominica, who has been residing and working in Anguilla with his family for the past nine (9) years. Mr Esprit is currently employed by Sunset Homes as a Property Caretaker.
- 2) Ms Nichola MacDonald - National of Barbados, who is currently employed by "From Within Dance" as a Dance Instructor. Ms MacDonald is offering professional training to the students.
- 3) Ms Tashauna Richardson - Ms Tashauna Richardson was born in Anguilla to St. Kitts parents. Ms Richardson attended the St. Mary's Pre-school, the Valley Primary School and subsequently the Albena Lake-Hodge Comprehensive School. She is employed by the Caribbean Commercial Bank (CCB) as a Bank Teller.
- 4) Anette Hibbert - National of Jamaica, who is employed by the Anguilla Sailing Association (ASA) as a Sailing Instructor. The ASA is a fully registered non-profit organization with a primary purpose of providing sailing and life skills to the youth of Anguilla.
- 5) Anthony Dolphin - National of St. Kitts, who has been residing in Anguilla since 2005. Mr Dolphin is currently employed as a Security Officer at the Cuisinart Golf Resort and Spa.

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

Action: PS, IMM; LAB COM; CIO

EX MIN 14/337

**EX MEM 14/187 ENACTMENT OF THE BEACH VENDING REGULATIONS, 2013**

Parliamentary Secretary, Personal Assistant to the Hon CM/Finance, Crown Counsel and DLS remained for discussion. Mr Karim Hodge, Director of Environment/Chair of the Beach Vending Committee joined the Meeting.

Council noted the presentation from the Director of Environment/Chair of the Beach Vending Committee to the Executive Council. Council was updated on the administration and enforcement of the Beach Vending Regulations and the issuance of Beach Vending Permits.

Action: PS, MHA; DIR, ENV/CHAIR, BVC; AG; DLS; PS, EDICT; PS, FIN

EX MIN 14/339

**EX MEM 14/189 2014 CAPITAL BUDGET – PRIORITISED  
IMPLEMENTATION OF UKG GRANT FUNDED PROJECTS (3)**

Parliamentary Secretary, Personal Assistant to the Hon CM/Finance, PS, EDICT and DLS remained for discussion.

Council:-

- (i) approved the implementation of the Adrian T. Hazell Primary School Project, to begin in July 2014 using the UKG grant funds;
- (ii) agreed that the Road Development (Carter Rey Boulevard) should therefore be funded substantially from the EDF 10 to facilitate the implementation of the Adrian T. Hazell Primary School Project from the UKG grant funds; and
- (iii) noted the revised priorities assigned to the implementation of the UKG Grant and EDF 10-funded projects as indicated below:-

PROJECT	SOURCE OF FUNDS		TOTAL
	UKG	EDF 10	
Adrian T Hazell Primary School	3,500,000		<b>3,500,000</b>
Minor Education Project	810,000		<b>810,000</b>
Telecommunication Tower Replacement	520,085		<b>520,085</b>
Fire Station and Air Traffic Control Building	3,000,000	2,530,000	<b>5,530,000</b>
Road Development (Carter Rey Boulevard)	1,741,621	4,258,379	<b>6,000,000</b>
All other projects		2,711,621	<b>2,711,621</b>
<b>TOTAL</b>	<b>9,571,706</b>	<b>9,500,000</b>	<b>19,071,706</b>

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

Action: PS, EDICT; PS, FIN; CPO; BD; PS, MICUH; OTHER PERM SECS

**ORAL MENTION**

EX MIN 14/340

**ANGUILLA FOOTBALL ASSOCIATION**

PS, FIN remained for discussion.

Council agreed that a full paper should be submitted to Executive Council on the issues surrounding the reconfirmation of the MOA between the AFA and the GoA.

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

Action: PS, FIN

EX MIN 14/341

**DUTY EXEMPTION FOR THE ANGUILLA DRAG RACING ASSOCIATION**

PS, FIN remained for discussion.

Council agreed that a paper should be submitted to Executive Council on this matter with the inclusion of the usual customs information for consideration.

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

Action: PS, FIN; PAS, FIN; COC; FO

EX MIN 14/342

**REPORT FROM INTERNAL AUDIT**

PS, FIN, Parliamentary Secretary, PA to the Hon CM/FIN, SCC, PS, EDICT and COM MAN remained for discussion.

Council authorised the Internal Audit Department to investigate the payment of US\$60,000.00 (in 2008 or thereabouts) by MICUH for aggregate which was never received. Council asked the Audit Department to submit to Executive Council a report on its findings.

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

Action: PS, FIN; DIR, INT AUD

EX MIN 14/344

**OVERSEAS TRAVEL**

The Hon Minister of Infrastructure informed Council that he would be off island from the 25 – 29 May 2014 to attend a Caribbean Telecommunications Union (CTU) Conference in Trinidad.

Action: EXCO MEMBERS

EX MIN 14/345

**ACKNOWLEDGEMENT OF LETTER AND CONTACT INFORMATION**

Council acknowledged receipt of a letter dated May 15<sup>th</sup> 2014 (and attached contact information) addressed to the Acting Governor, Mr Stanley Reid from Mr Daniel Gibbs of the Collectivity of St. Martin. Mr Gibbs wrote on behalf of the members of the French Parliamentary Mission on the evaluation of the Status of the Collectivity of St. Martin expressing thanks for the hospitality and warm welcome given to them whilst in Anguilla on a brief visit.

Mr Gibbs and colleagues look forward to a future visit with the GoA.

Action: EXCO MEMBERS

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