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MINUTES OF THE 212TH MEETING OF THE TENTH ANGUILLA
EXECUTIVE COUNCIL HELD ON TUESDAY 7TH OCTOBER 2014

- PRESENT: Her Excellency the Governor, Ms Christina Scott
- The Honourable Jerome Roberts, Minister of Lands, Physical Planning, Human Rights, Environment, Gender Affairs and Agriculture and Fisheries and Minister of Education, Library Services, Sports, Youth and Culture and Acting Chief Minister
- The Honourable Deputy Governor, Mr Stanley Reid
- The Honourable Evan Gumbs, Minister of Infrastructure, Communications, Utilities and Housing
- The Honourable Acting Attorney General, Ms Michelle Daley
- Mrs Jewelle Fleming, Clerk to Executive Council
- IN ATTENDANCE: Mrs Chanelle Petty-Barrett, PS, ELSYC
Mr Foster Rogers, PS, EDICT
Mr Leslie Hodge, DLS
- ABSENT: 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 Attorney General, Mr Rupert Jones
- EX MIN 14/628 **CONFIRMATION OF THE MINUTES**
- Council confirmed the Minutes of the 210th Meeting held on Thursday 18th September 2014.
- EX MIN 14/629 **DISCUSSION PAPER ON DRAG RACING FOR PUBLIC CONSULTATION**
- Mrs Chanelle Petty-Barrett, PS, ELSYC joined the Meeting.
- Further to EX MIN 14/595 of 18th September 2014, Council:-
- (i) approved the consultation paper on Drag Racing for public consultation;

- (ii) agreed that the consultation paper and questions should be posted on the GoA's website and in the Anguillian newspaper; and
- (iii) agreed to a six (6) week period for public consultation from the date of posting on the GoA website;
- (iv) confirmed that the public consultation meetings should begin on Thursday 6th November 2014.

Action: PS, ELSYC

EX MIN 14/630

EX MEM 14/364 EXEMPTION FROM THE WORK PERMIT REQUIREMENT

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

- 1) Yolanda M. Salisbury - a national of Guyana who has been residing in Anguilla since 2007. Ms Salisbury came to Anguilla to join her father, Mr Ricardo Salisbury who has been an Engineer at MICUH since 2007. She attended the ALHCS from September 2007 to July 2012. Ms Salisbury would be employed at Blanchards Restaurant as a Hostess/ Waitress.
- 2) Keslar Thomas - a national of Dominica who has been residing in Anguilla since 2005. Mr Thomas attended the ALHCS from September 2005 to July 2007. He was formerly employed at Best Buy Supermarket and in the evenings at Tasty's Restaurant. Mr Thomas would be employed at Aronel Waters as a Labourer.

Action: PS, IMM; LAB COM; CIO

EX MIN 14/631

EX MEM 14/365 FILLING ONE (1) VACANT POST OF SENIOR IMMIGRATION OFFICER

Council agreed that the vacant post of Senior Immigration Officer in the Immigration Department should be filled with immediate effect.

Council noted that the views of the Permanent Secretaries had been sought in relation to the filling of the post and that a favourable response was given.

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

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

EX MIN 14/632

EX MEM 14/366 FILLING OF ONE (1) VACANT POST OF IMMIGRATION OFFICER I AND ONE (1) VACANT POST OF DATA ENTRY CLERK

Council agreed that the vacant posts of Immigration Officer I and Data Entry Clerk in the Immigration Department should be filled with immediate effect.

Council noted that the views of the Permanent Secretaries had been sought in relation to the filling of the posts and that a favourable response was given.

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

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

EX MIN 14/633

EX MEM 14/367 TRANSFER OF MRS MICHAL ROMNEY AND MRS SHELLECIA BROOKS-JOHNSON TO THE ANGUILLA COMMUNITY COLLEGE

PS, ELSYC remained for discussion.

Council noted that Mrs Michal Romney and Mrs Shellecia Brooks-Johnson would be engaged by the Anguilla Community College to serve as Senior Lecturer and Assistant Registrar (Marketing, Communications, Student Services and Alumni) respectively, from 1st November 2014. Mrs Romney previously served as a teacher at secondary level and Mrs Brooks-Johnson as Research Officer in the Ministry of Tourism.

Council approved the transfer of Mrs Michal Romney and Mrs Shellecia Brooks-Johnson, by regulation, to the Anguilla Community College effective 1st November 2014. Council instructed the Attorney General's Chambers to prepare the required regulation.

Action: PS, ELSYC; AG; PS, PA; CEO; PS, FIN; PS, EDICT

EX MIN 14/634

EX MEM 14/368 APPROVAL OF GRATUITY AND PENSION FOR MR RADFORD RICHARDSON

Council agreed that the paper be deferred to allow for additional advice from the Hon DG in collaboration with the PS, PA and Mr Kenneth Hodge, PAS, MHA.

Action: DG; PS, PA; PAS, MHA

EX MIN 14/635

EX MEM 14/369 2014 ANGUILLA ELECTRICITY COMPANY ANNUAL GENERAL MEETING – VOTING DIRECTIVES AND INSTRUCTIONS

Council agreed that:-

- (i) Dr. Aidan Harrigan, PS Finance should attend the next Annual General Meeting of ANGLEC to be held on the 16th October 2014 and vote the GoA shares in accordance with the Executive Council's directives on this matter;
- (ii) if the PS, Finance is unavailable to attend and vote GoA shares at the upcoming Annual General Meeting of ANGLEC, the PAS Ministry of Finance, Dr. Wycliffe Fahie should attend the meeting instead and vote the GoA shares in accordance with the Executive Council's directives on this Matter;
- (iii) if the PS Finance and the PAS Ministry of Finance are unavailable to attend the meeting, a public officer should be appointed by the Chief Minister to attend the meeting and vote GoA shares in accordance with the Executive Council's directives;
- (iv) the GoA should instruct its authorized representative to sanction a Dividend;
- (v) the GoA's representative at the Annual General Meeting of ANGLEC should vote to reappoint the following three (3) members to serve on ANGLEC's Board of Directors:-
 - 1) Mr. J. Artnell Richardson
 - 2) Mr. Desmond Richardson
 - 3) Mr. Bernard Smith
- (vi) the GoA supports the reappointment of the incumbent Auditors, PricewaterhouseCoopers as the ANGLEC's Auditors.

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

Action: PS, MICUH

EX MIN 14/636

EX MEM 14/370 APPOINTMENT OF THE PAROLE BOARD AND EXECUTION OF THE PAROLE OF PRISONERS REGULATIONS, 2014

Council agreed that the paper be deferred to the Special Meeting of Executive Council to be held on Monday 13th October 2014 at 9 am.

Action: PS, HSD; AG

EX MIN 14/637

EX MEM 14/371 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATIONS ACT – DANAHER AND LYNCH ENTERPRISES, LLC (REGISTRATION SECTION: SOUTH CENTRAL; BLOCK: 38510 B; PARCEL 295 CONTAINING 0.17 OF AN ACRE)

Mr Leslie Hodge, DLS joined the Meeting.

Council agreed that the paper be deferred.

Action: PS, MHA/LANDS; DLS

EX MIN 14/638

EX MEM 14/372 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATIONS ACT – JOHN LLEWELYN JONES (SECTION SOUTH CENTRAL; BLOCK 38612 B; PARCEL 433, CONTAINING 0.29 ACRE)

DLS remained for discussion.

Council agreed to issue an Aliens Land Holding Licence to John Llewelyn Jones, to hold, on a freehold basis, 0.29 acre of vacant land described as Registration Section South Central, Block 38612 B, Parcel 433, located at Swing High to construct a dwelling house thereon, subject to the following:-

a) Payment of the following fees:

(i)	under the Stamp Act – 5% of EC\$77,957.80	EC\$ 3,897.89
(ii)	under the Aliens Land Holding Regulations Act – 12.5% of EC\$77,957.80	EC\$ 9,744.72
(iii)	Refundable Deposit of 10% of EC\$77,957.80	EC\$ 7,795.78
	TOTAL	EC\$21,438.39

b) The construction of the dwelling house within twenty-seven (27) months (i.e. twenty-four (24) months for construction plus three (3) months for the relevant permits to be obtained).

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

EX MIN 14/640

EX MEM 14/374 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATIONS ACT – SHOAL BAY HOLDINGS LTD (REGISTRATION SECTION: NORTH; BLOCK: 59018 B; PARCEL 213 SL R1-A-111, CONTAINING A CONDOMINIUM 3904 SQ FT.)

DLS remained for discussion.

Council agreed to issue an Aliens Land Holding Licence to Shoal Bay Holdings Ltd. to hold, on a freehold basis, a condominium unit of approximately 3,904 sq. ft. forming part of Fountain Beach Residence Ltd known as the Zemi Beach Development, situate at Registration Section North, Block 59018 B Parcel 213/SL R1-A 111, subject to the payment of the following fees:-

i)	Stamp Duty on Licence @ 6.25% of EC\$7,149,671.13	=	EC\$446,854.45
ii)	Stamp Duty on transfer @ 5% of EC\$7,149,671.13	=	EC\$357,483.56
	TOTAL	=	EC\$804,338.00 =====

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

EX MIN 14/641

EX MEM 14/375 APPLICATION FOR DUTY EXEMPTION BY ROSE WOODS CENTRE

Council agreed that duty exemption should be granted to Rose Woods Centre (c/o Mrs Melonie Woods) on the attached items. The centre houses sixteen residents and some of them are mentally and physically challenged.

The estimated duty loss to the GoA is EC\$2,245.35.

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

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

EX MIN 14/642

EX MEM 14/376 PAYMENT OF DEFERRED SALARY – MS Y, MOFEDICT

[note on publication: name redacted to protect personal health information]

Mr Foster Rogers, PS, EDICT joined the Meeting.

Council agreed that the Ministry of FEDICT should be authorised to pay the deferred salary to Ms Y in the Ministry of Tourism.

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

Action: PS, EDICT; PS, FIN

ORAL MENTION

EX MIN 14/643

UPDATE ON EX MIN 14/626 DRAFT MEMORANDUM OF UNDERSTANDING BY AGR HOLDINGS

PS, EDICT remained for discussion.

Further to EX MIN 14/626 of 2nd October 2014, the PS, EDICT informed Council that the draft MoU between the GoA and AGR Holdings was presently being reviewed by the AG's Chambers.

Action: PS, EDICT; EXCO MEMBERS

EX MIN 14/644

MEETING OF THE HOUSE OF ASSEMBLY

Ministers indicated that they were minded to ask the Speaker, HoA to hold the next Meeting of the HoA on Monday 20th October 2014.

Council agreed that the **Money Services Bill** should be placed on the order paper for consideration.

Action: CLERK, HOA

EX MIN 14/645

EX MIN 14/553 EX MEM 14/288 PRIORITY TRAINING NEEDS FOR 2014/15

Council agreed that sub-paragraph (i) of EX MIN 14/553 of 4th September 2014 should be amended to read:-

Council:-

- (i) approved the recommendations of the Training Policy Committee as outlined in EX MEM 14/288.

Council noted that clarification was being sought as to whether fully funded (as agreed in EX MIN 14/553, sub-paragraph (vi) relating to Mr Kumakie Parris and others) was synonymous with scholarship as awarded through the Public Service Commission (PSC) process in accordance with the PSC Regulations.

Council agreed that whatever benefits were normally accorded to a scholarship recipient should also be accorded to Mr Kumakie Parris and the other persons whose studies Executive Council agreed to fully fund. Thus includes the monthly student allowance of EC\$400.00.

Council additionally agreed to consider when to start processing scholarships and financial assistance for the approved priority areas at the Meeting of Executive Council on Thursday 16th October 2014.

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

Action: DG; PS, PA; PS, FIN; BD; CEO; MINS OF GOV'T

EX MIN 14/646

**EX MIN 14/516 EX MEM 14/282 APPLICATIONS FOR THE PERMIT OF
PERMANENT RESIDENCE**

Council noted the last paragraph of EX MIN 14/516 of 21st August 2014 which reads:-

“The Ministers agreed to have a revised policy in place before other applications for Permanent Residence are brought back to Council”.

Council agreed that EX MIN 14/516 of 21st August 2014 should be amended to read:-

The process for Permanent Residence continues as is until a policy is produced.

Action: PS, MHA & IMM; LAB COM; CIO
