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MINUTES OF THE 36TH MEETING OF THE ELEVENTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 4TH FEBRUARY 2016

- PRESENT: Her Excellency the Governor, Ms Christina Scott
- The Honourable Victor Banks, Chief Minister and Minister of Finance,
Economic Development, Commerce, Tourism, Lands & Physical Planning
- The Honourable Deputy Governor, Mr Stanley Reid
- The Honourable Evans Rogers, Minister of Health and Social Development
- The Honourable Cora Richardson-Hodge, Minister of Home Affairs, Immigration,
Labour, Environment, Human Rights, Gender Affairs, Constitutional Affairs and
Information and Broadcasting
- The Honourable Curtis Richardson, Minister of Infrastructure, Communications,
Utilities, Housing, Agriculture and Fisheries and Information Technology
- The Honourable Attorney General, Mr Rupert Jones
- Mrs Jewelle Fleming, Clerk to Executive Council
- IN ATTENDANCE: Hon Cardigan Connor, Parliamentary Secretary
Mr Foster Rogers, PS, EDICTLP
Mr Leslie Hodge, DLS
Ms Marisa Harding-Hodge, TIO
Mrs Mary Clare Haskins-Banton, Crown Counsel
Ms Gina Brooks, Tourism Planner
Mrs Aunika Webster-Lake, Labour Commissioner

EX MIN 16/62

CONFIRMATION OF THE MINUTES

Council confirmed the Minutes of the 35th Meeting held on Thursday 28th January 2016.

MATTERS ARISING FROM THE MINUTES

EX MIN 16/63

EX MIN 16/52 EX MEM 16/27 WORK PERMIT APPLICATION REJECTIONS

Hon Cardigan Connor, Parliamentary Secretary and Mrs Aunika Webster-Lake, Labour Commissioner joined the Meeting.

Further to EX MIN 16/52 of 28th January 2016, Council concurred with the recommendation from the Hon Minister of Labour that the following person should be refused a work permit in accordance with Section 4 (1) of the Control of Employment Act:-

Ms AnnaKay Beecher - National of Jamaica. A work permit application was submitted by Best Buy Supermarket to hire Ms Beecher as a Floor Clerk.

Council agreed that the application for Mr Jinbai He, National of China should be further deferred so that accurate information could be presented to Executive Council for consideration.

Action: PS, IMM; LAB COM; CIO

EX MIN 16/64

EX MEM 16/33 SELF-DRIVE RENTAL MOTOR VEHICLE LICENCE FEE AND TEMPORARY DRIVERS' LICENCE FEE

Parliamentary Secretary remained in attendance.

Council approved the changes to fees for Car Rentals and Temporary Drivers' Licences as follows:-

- a) Temporary Drivers' Licence up to 72 hours, US\$15.00.
- b) Temporary Drivers' Licence over 72 hours and up to three (3) months, US\$25.00.
- c) Self Drive Rental Motor Vehicle Licence be reduced from EC\$420.00 to EC\$300.00.

Council noted that the projected revenue loss to the GoA as a result of these changes was EC\$331K over the next year.

Action: PS, FIN; PS, EDICTLP; PAS, FIN; BD; CIR; ACC GEN

EX MIN 16/65

EX MEM 16/34 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATION ACT – ANNETTE SUZETTE FRANCIS – REGISTRATION SECTION CAULS POND, BLOCK 68915 B, PARCEL 314, CONTAINING 0.25 ACRE

[note on publication: some details redacted to protect sensitive personal information]

Parliamentary Secretary remained in attendance.

Council agreed that an Aliens Land Holding Licence should be issued to Annette Francis, to hold, on a freehold basis, 0.25 of an acre of vacant land described as Registration Section Cauts Pond, Block 68915 B, Parcel 314, located at Cauts Pond to construct a dwelling house thereon, on the grounds that the request for a waiver of Government Policy was justifiable and subject to the following:-

a) payment of the following stamp duties:-

(i)	under the Stamp Act – 5% of EC\$43,011.20	EC\$2,150.56
(ii)	under the Aliens Land Holding Regulation Act – 12.5% of EC\$43,011.20	Exempted
(iii)	refundable Deposit of 10% of EC\$43,011.20	Exempted
	TOTAL	EC\$2,150.56 =====

b) with the expressed condition that the land is to be used for residential purposes and that the Licencee must not rent her dwelling house unless an application was made and written permission obtained from the Ministry of Finance, Economic Development, Investment, Commerce & Tourism, Lands & Physical Planning (MFEDICTLP).

Action: PS, EDICTLP; PS, FIN; DLS

EX MIN 16/66

EX MEM 16/35 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATION ACT – RONALD JENSEN AND KIMBERLY JENSEN – REGISTRATION SECTION SOUTH EAST, BLOCK 79214 B, PARCEL 218, CONTAINING 0.67 OF AN ACRE

Parliamentary Secretary remained in attendance.

Council agreed that an Aliens Land Holding Licence should be issued to Ronald Lawrence Jensen and Kimberly Jensen to hold, on a freehold basis, as joint owners 0.67 of an acre of land, described as Registration Section South East, Block 79214 B Parcel 218, with dwelling house thereon situated in Sandy Hill Village for private residential purposes, subject to the following:-

a) payment of the following stamp duties:-

(i)	under the Stamp Act – 5% of EC\$2,540,349.00	EC\$ 127,017.45
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(ii)	under the Aliens Land Holding Regulation Act – 12.5% of EC\$2,540,349.00	EC\$317,543.63
	TOTAL	EC\$444,561.08

- b) the explicit condition that the land is to be used for residential purposes and that the Licencees must not rent their dwelling house unless an application was made and written permission obtained from the Ministry of Finance, Economic Development, Investment, Commerce & Tourism, Lands & Physical Planning (MFEDICTLP).

Action: PS, EDICTLP; PS, FIN; DLS

EX MIN 16/67

EX MEM 16/36 EX MIN 15/713 TIMETABLE FOR THE DEVELOPMENT AND DELIVERY OF THE SUBDIVISION AND LAND USE POLICY

Parliamentary Secretary remained in attendance.

Council:-

- (i) noted the timetable for the development and delivery of the Subdivision and Land Use Policy;
- (ii) accepted the timetable for the development and delivery of the Subdivision Policy, which is to be submitted to Executive Council on Thursday 5th May 2016 for consideration.

Council thanked the Officials for the information.

Action: PS, EDICTLP; DLS; PPO; CE; HON AG; PS, MICUHAFIT

EX MIN 16/68

EX MEM 16/37 APPROVAL FOR FILLING TWO POSITIONS OF SENIOR PLANNER AT THE PHYSICAL PLANNING DEPARTMENT

Parliamentary Secretary remained in attendance.

Council agreed that two (2) posts of Senior Planner at the Physical Planning Department should be filled in the following order:-

- (a) Officer on contract as soon as possible (contract for two years); and
- (b) Officer on promotion after the 2016 Budget has been given assent and his attachment in the U.K. completed.

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

Action: PS, EDICTLP; PPO; PS, PA; PS, FIN; BD; DLS; ACC GEN

EX MIN 16/69

EX MEM 16/38 ESTABLISHMENT OF THE GST COMMITTEE

Parliamentary Secretary remained in attendance.

Council:-

- a) agreed that the following persons should constitute the GST Committee:-
- 1) Mr Perin Bradley, Comptroller, Inland Revenue Department
 - 2) Mr Travis Carty, Comptroller, Customs
 - 3) Ms Cleonette Lake, Tax Payer Services Officer
 - 4) Mrs Kennisha Leveret-Francisca, Customs Officer
 - 5) Mrs Shantelle Richardson, Director of Economic Planning
 - 6) Mrs Kalleesha Mendie, Accountant
 - 7) Ms Sherma Hodge, Commerce Officer
 - 8) Mr Euston Richardson, Finance Officer
- b) agreed that in addition to the above, two representatives from the private sector should be appointed to serve on the Committee; and
- c) endorsed the recommendation that the Committee be co-chaired by the Comptroller, Inland Revenue Department and the Comptroller, Customs.

Action: PS, FIN; PS, EDICTLP; PAS FIN; OTHER PERM SECS; BD; CIR;
COC; ACC GEN

EX MIN 16/70

EX MEM 16/39 PAYMENT OF DEFERRED SALARY – MS X

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

Parliamentary Secretary remained in attendance.

Council agreed that Ms X, who is employed as a Teacher should be paid her deferred salary of EC\$15,802.84 to assist her with costs associated with her medical condition.

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

Action: CEO; PS, PA; PS, FIN; PS, EDICTLP; ACC GEN

EX MIN 16/71

EX MEM 16/40 PAYMENT OF DEFERRED SALARY – MRS Y

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

Parliamentary Secretary remained in attendance.

Council agreed that Mrs Y, who is employed by the Anguilla Public Service should be paid her deferred salary of EC\$15,837.73 to assist her with costs associated with her pregnancy.

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

Action: COP; PS, PA; PS, FIN; PS, EDICTLP; ACC GEN

EX MIN 16/72

EX MEM 16/41 PAYMENT OF DEFERRED SALARY – MS Z

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

Parliamentary Secretary remained in attendance.

Council agreed that Ms Z, who is employed by the Anguilla Public Service should be paid her deferred salary of EC\$17,489.10 to assist her with costs associated with her restorative dental treatment.

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

Action: COP; PS, PA; PS, FIN; PS, EDICTLP; ACC GEN

EX MIN 16/73

EX MEM 16/42 FILLING THE SENIOR JUVENILE CARE WORKER POST

Parliamentary Secretary remained in attendance.

Council:-

- (i) noted that a Senior Juvenile Care Worker at Zenaida Haven had tendered her resignation effective 10th February 2016;
- (ii) noted that the views of all the Permanent Secretaries had been sought in relation to the filling of the post and a favourable response given;
- (iii) additionally noted that budgetary provisions had already been made for the position; and
- (iv) agreed that the soon to be vacant Senior Juvenile Care Worker Post should be filled.

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

Action: PS, HSD; PS, PA; PS, FIN; PS, EDICTLP; BD; ACC GEN

EX MIN 16/74

EX MEM 16/43 FILLING VACANT PRISON OFFICER POSTS DUE TO CONTRACT EXPIRATION IN JUNE 2016

Parliamentary Secretary remained in attendance.

Council:-

- (i) noted that in keeping with the GoA's policy, non-nationals were not appointed to the permanent establishment;
- (ii) noted that most non-nationals were contracted on month to month terms, renewable on an annual basis, and that the contracts of eight (8) Prison Officers at HM Prison would expire on 30th June 2016;
- (iii) noted that the views of the Permanent Secretaries had been sought in relation to the filling of the positions and a favourable response given;
- (iv) further noted that budgetary provisions had been made for the posts; and
- (v) agreed that the eight (8) Prison Officer Posts at HM Prison should be filled.

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

Action: PS, HSD; PS, PA; PS, FIN; PS, EDICTLP; BD; SOP; ACC GEN

EX MIN 16/75

EX MEM 16/44 ANGUILLA SUMMER FESTIVAL 2016

Parliamentary Secretary remained in attendance.

Council:-

- (i) agreed that the Anguilla Summer Festival Committee should be renamed the Anguilla Cultural and Festival Development Committee;
- (ii) noted that the Committee would be responsible for:-
 - a) the organisation of the 2016 summer festival; and
 - b) in collaboration with the Department of Youth and Culture, making preparations for the establishment of the Anguilla Cultural and Festival Development Foundation.
- (iii) agreed that the following persons should be responsible for organising the Anguilla Summer Festival:-
 - 1) Mr John Benjamin (Chairperson)
 - 2) Ms Kay Gumbs (Administrative Officer) to replace Ms Shellya Rogers
 - 3) Ms Cleonette Lake (Financial Controller)
 - 4) Mr James Vanier Harrigan
 - 5) Mr Davon Carty
 - 6) Mr Romare Kelsick
 - 7) Ms Erlyn Wilkinson

- 8) Mr Shayne Thompson
- 9) Mr Keithley F T Lake
- 10) Ms Countess Lisa Rey
- 11) Mr Joseph Vanterpool
- 12) Mr Rensford Kelsick to replace Mr Courtney Morton
- 13) Ms Lelia Richardson to replace Ms Joan Richardson
- 14) A representative of the Department of Youth and Culture
- 15) A representative of the Boat Racing Association

(iv) agreed that the following persons should plan for the implementation of the Anguilla Cultural and Festival Foundation:-

- 1) Mr John Benjamin
- 2) Mr Alwyn Richardson
- 3) Mr Bernard Wattle
- 4) Mr Roy Carty
- 5) Ms Patricia Harrigan
- 6) Mr Abner Brooks
- 7) Ms Merlyn Rogers
- 8) A representative of the Ministry/Department of Youth and Culture
- 9) A representative of the Anguilla Tourist Board

(v) noted that the persons organising the 2016 Summer Festival would be remunerated at the rates previously approved by Executive Council and that those planning for the implementation of the Anguilla Cultural and Festival Foundation would offer their services without remuneration; and

(vi) further agreed that detailed and clear drafting instructions should be submitted to Executive Council in due course for consideration.

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

Action: PS, ELSYC; PS, FIN; PS, EDICTLP; HON MIN, HSD

ORAL MENTION

EX MIN 16/78

MEETING OF THE HOUSE OF ASSEMBLY

Parliamentary Secretary remained in attendance.

Ministers expressed the intention to have a Meeting of the House of Assembly on Thursday 18th February 2016, subject to communication with the Speaker.

Action: CLERK, HOA

EX MIN 16/79

MEDICAL TREATMENT OVERSEAS

Parliamentary Secretary remained in attendance.

The Hon Minister of Health expressed grave concern regarding continuous requests for monetary assistance for urgent medical treatment overseas. The Minister indicated that because the 2016 Budget had not yet been assented to the Department was unable to deal with these requests.

Council informed the Minister that there was a mechanism under the Financial Administration & Audit Act to handle such requests. Council authorised the PS, HSD and the PS, FIN to look at Section 27, Subsection 7 of the Financial

Administration & Audit Act with a view to addressing the payments for urgent medical treatment overseas.

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

Action: PS, HSD; PS, FIN; PS, EDICTLP; BD; ACC GEN; HON MIN, HSD
