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MINUTES OF THE 61ST MEETING OF THE ELEVENTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 11TH AUGUST 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 Perin Bradley
- 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 (Ag), Mr Anthony La Ronde
- Mrs Nicola Webster, Clerk to Executive Council (Ag)
- IN ATTENDANCE: Hon Cardigan Connor, Parliamentary Secretary
Mrs Evalie Bradley, Ministerial Assistant to the Hon Minister, MHA
Mr Leslie Hodge, DLS
Mr Kiel Connor, CIR
- ABSENT: Mrs Jewelle Fleming, Clerk to Executive Council

EX MIN 16/470 **CONFIRMATION OF THE MINUTES**

Hon Cardigan Connor, Parliamentary Secretary and Mrs Evalie Bradley, Ministerial Assistant to the Hon Minister, MHA joined the Meeting.

Council confirmed the Minutes of the 59th Meeting held on Thursday 28th July 2016.

MATTERS ARISING FROM THE MINUTES

EX MIN 16/471

**EX MEM 16/276 ANGUILLA AIR AND SEA PORTS AUTHORITY ACT
(AMENDMENT) REGULATIONS 2016**

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained in attendance.

Further to EX MIN 16/450, Council agreed that section (ii) c be removed from the Minute.

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

Action: PS, MICUHAF; CEO, AASPA; HON MIN, MICUHAF

EX MIN 16/472

EX MEM 16/281 PAYMENT OF DEFERRED SALARY – MS X

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained in attendance.

Further to EX MIN 16/455, Council agreed that Ms X, who is employed in the Royal Anguilla Police Force, should be paid her deferred salary in the sum of EC\$47,092.11 to assist her with costs associated with her medical condition.

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 16/474

BRIEFING ON THE PERMANENT SECRETARY SELECTION

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained in attendance.

Hon Deputy Governor briefed Council on the status of the recruitment of a new Permanent Secretary. He indicated that from a total of nine applicants five had been shortlisted to take part in an assessment centre comprising of three stages (an analysis and drafting exercise, a presentation, and a formal interview). He expected to be in a position to advise Council on the proposed appointment within the coming ten days. Council took note and thanked Mr Bradley for the update.

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

Action: HON DG

EX MIN 16/475

PROPERTY TAX IMPLEMENTATION

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained in attendance.

Mr Kiel Connor, Comptroller of Inland Revenue briefed Council on the status of the implementation of changes to the Property Tax regime and outlined the key concerns that the Department is facing in terms of compliance. Council agreed that the Hon

Minister of Finance should liaise with the Comptroller of Inland Revenue to address these concerns. Council took note and thanked Mr Connor for the update.

Action: HON DG; CIR; HON MOF

EX MIN 16/476

EX MEM 16/288 2016 CAPITAL BUDGET: PRIORITISATION OF PROJECTS FOR IMPLEMENTATION

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained in attendance.

Further to EX MIN 16/462, Council agreed that the Minister of Health and Social Development write to the Caribbean Development Bank indicating that Executive Council had confirmed that the Government of Anguilla would commit to meeting any shortfall in funds needed to complete the Anguilla Community College from its future capital budgets.

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

Action: PS, ELSYC; MIN, HSD

EX MIN 16/477

EX MEM 16/294 RENAMING OF THE MAHOGONY TREE ROAD IN THE VALLEY AS THE REV. T. RAPHAEL LAKE ROAD AND BACK STREET IN SOUTH HILL AS THE FRANCIS N. HODGE STREET

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained in attendance.

Council noted the background information:-

- (i) approved the renaming of the Mahogany Tree Road to the Rev. T. Raphael Lake Road; and
- (ii) agreed that a decision to rename Back Street to the Francis N. Hodge Street be deferred so that more detailed information could be sought from PS MICUHAF, DLS and PAS, MHA and return to Executive Council on 2nd September, 2016 for further consideration.

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

Action: PS, MHA, PAS, MHA; PS, MICUHAF; DLS

EX MIN 16/478

EX MEM 16/295 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATIONS ACT – QTC ANGUILLA HOLDINGS LTD. – REGISTRATION SECTION: WEST END; BLOCK: 17810 B; PARCEL 201/SL B204A AND 201/SL B204B

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained in attendance.

Council agreed that an Aliens Land Holding Licence should be issued to QTC Anguilla Holdings Ltd. to hold on a freehold basis two luxury condominium units of approximately 993sq.ft. and 648sq.ft. forming part of Resorts & Residences of Anguilla Home Owners Association Ltd. a Condominium development at Viceroy, Anguilla described as Registration Section West End, Block 17810 B, Parcel 201/SL B204A and 201/SL B204B, subject to the following:

(a) Payment of the following fees:

(i) under the Stamp Act – 5% of EC\$4,066,977.78	EC\$203,348.89
(ii) under the Aliens Land Holding Regulation Act – 12.5% of EC\$4,066,977.78	Exempted
TOTAL	EC\$203,348.89

(b) Regulations to be issued for Exemption.

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

Action: PS, EDICTLP; PS, FIN; DLS

EX MIN 16/479

EX MEM 16/296 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATIONS ACT – JAMES PHILLIP LUDINGTON AND COLLEEN ANNE LUDINGTON – REGISTRATION SECTION: WEST END, BLOCK: 17810 B PARCEL 201/SL B304A AND 201 SL B304B

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained in attendance.

Council agreed that an Aliens Land Holding Licence should be issued to James Phillip Ludington and Colleen Anne Ludington to hold on a freehold basis a luxury condominium unit of approximately 993 sq. ft. and 648 sq. ft. respectively, forming part of Resorts & Residences of Anguilla Home Owners Association Ltd. a Condominium development at Viceroy, Anguilla described as Registration Section West End, Block 17810 B, Parcel 201/SL B304A and 201/SL B304B, subject to the following:

(a) Payment of the following fees:

(i) under the Stamp Act – 5% of EC\$4,066,977.78	EC\$203,348.89
(ii) under the Aliens Land Holding Regulation Act – 12.5%	

of EC\$4,066,977.78

Exempted**TOTAL****EC\$203,348.89**

(b) the condition to pay an upfront fee in the amount US\$5,000.00/EC\$13,441.00 (i.e. late fee and part payment of Stamp Duty fees), as the developer has opted for the delayed registration option in accordance with Executive Council Minute 16/112.

(c) Regulations to be issued for Exemption.

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

Action: PS, EDICTLP; PS, FIN; DLS

EX MIN 16/480

EX MEM 16/297 AMENDMENTS TO LITTER ABATEMENT ACT

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained in attendance.

Council agreed that the paper should be deferred pending further discussions and public consultation.

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

Action: PS, HSD, PS, FIN; PS, EDICTLP; HON AG

EX MIN 16/481

EX MEM 16/298 THE NATIONAL SCHOOL HEALTH POLICY AND ACTION PLAN

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained in attendance.

Council agreed that the paper should be deferred pending further discussions with key Officials until Thursday 25th August, 2016.

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

Action: PS, HSD; PS, ELYSC

EX MIN 16/482

EX MEM 16/299 FAMILY LAW AND DOMESTIC VIOLENCE REFORM PROJECT

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained in attendance.

Council approved the Maintenance of Children Bill, which provides for the maintenance of children and regularises the rights of parents in relation to their children, to be published for public consultation.

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

Action: PS, HSD; HON AG

EX MIN 16/483

EX MEM 16/300 THE NATIONAL PLAN OF ACTION FOR THE PREVENTION AND CONTROL OF CHRONIC NON-COMMUNICABLE DISEASES 2015-2025

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained in attendance.

Council approved the National Plan of Action for the Prevention and Control of Chronic Non-Communicable Diseases.

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

Action: PS HSD; HON AG

EX MIN 16/484

EX MEM 16/301 APPROVAL OF THE AMENDMENT TO THE PAROLE OF PRISONERS ACT

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained in attendance.

Further to EX MIN 16/411, Council:-

- (i) approved the draft minor amendment to the Parole of Prisoners Act to remove the requirement that the Parole Board Secretary be a person with administrative skills 'working at HMP' due to the logistical challenges this requirement was posing; and
- (ii) agreed that the draft amendment be tabled at the next sitting of the House of Assembly.

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

Action: PS, HSD; HON AG; CL, HOA

EX MIN 16/485

EX MEM 16/302 TRANSFER OF TECHNICAL 6TH FORM TO THE ANGUILLA COMMUNITY COLLEGE

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained in attendance.

Council:-

- (i) noted the special request to have the ALHCS Technical 6th Form programme housed at Anguilla Community College as part of the relocation of 6th form classes to its new proposed built site in the Farrington; and
- (ii) approved the transfer of the Technical 6th Form to the ACC beginning September 2016 on the grounds that:

- (a) the students in the programme will be better served by the transfer; and
- (b) this transfer can serve as a pilot for the full transfer of the entire sixth form programme and enable the Transition Committee to identify any challenges which will need to be addressed prior to full implementation.

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

Action: PS, ELSYC; CEO

EX MIN 16/486

EX MEM 16/303 FILLING OF THREE (3) VACANT POSITIONS – POST OFFICE

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained in attendance.

Council:-

- (i) noted the urgent need for filling the positions of Postal Supervisor -Mail Movement, Postal Assistant – Travelling Branch and Senior Postal Officer - Home Shopping in the Post Office;
- (ii) noted that two of the positions became vacant due to persons resigning from the Public Service and the other had been unfilled due to austerity measures;
- (iii) additionally noted that budgetary provisions were already in place for the positions; and
- (iv) agreed that the posts of Postal Supervisor -Mail Movement, Postal Assistant – Travelling Branch and Senior Postal Officer - Home Shopping, should be filled.

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

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

EX MIN 16/487

EX MEM 16/304 FILLING OF THE POST OF HIV PROGRAMME OFFICER

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained in attendance.

Council:-

- (i) noted that the HIV Programme Officer in the Chronic Disease Unit had tendered her resignation effective August 2016;
- (ii) noted that the views of the Permanent Secretaries had been sought and that all but one supported the filling of this post;

- (iii) additionally noted that budgetary provisions were already in place for the post; and
- (iv) agreed that the post of HIV Programme Officer at the Chronic Disease Unit, should be filled.

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

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

EX MIN 16/488

EX MEM 16/305 FILLING OF VACANT POSITION-BAILIFF HIGH COURT JUDICIAL

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained in attendance.

Council:-

- (i) noted that the Bailiff High Court in the Judicial Department is due to retire on September 26, 2016;
- (ii) noted that the position of Bailiff High Court is critical to the efficient operations of the Court;
- (iii) noted that the views of the Permanent Secretaries had been sought in relation to the filling of the post and a favourable response given;
- (iv) additionally noted that budgetary provisions were already in place for the post; and
- (v) agreed that the post of Bailiff High Court at the Judicial Department, should be filled.

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

Action: HON DG; PS, FIN; PS, EDICTLP; PS, PA; BD; ACC GEN

EX MIN 16/489

EX MEM 16/306 FILLING OF VACANT POSITION OF FINANCIAL/HR MANAGER

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained in attendance.

Council:-

- (i) noted that the position of Finance Administrator Police became vacant on 8th February, 2016 when the holder of the position was transferred on promotion to the Procurement Unit, Ministry of Finance;
- (ii) noted that the views of 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 were already in place for the post; and

(iv) agreed that the post of Financial/HR Manager, should be filled.

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

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

EX MIN 16/490

EX MEM 16/307 REPLACEMENT OF MEMBER OF BOARD OF GOVERNORS OF THE ALBENA LAKE-HODGE COMPREHENSIVE SCHOOL

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained in attendance.

Council:-

(i) noted that Ms Tara Carter, a member of the Board for the Albena Lake-Hodge Comprehensive School who represented the national interest, had resigned; and

(ii) agreed that Ms Carter be replaced by Mr Stanley E Reid, OBE.

HE The Governor noted that this appointment could lead to a perceived conflict of interest given Mr Reid's relationship with the Education Services Planner in the Ministry of Education.

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

Action: PS, ELSYC; CEO

ORAL MENTION

EX MIN 16/492

INF 16/07 FOR INFORMATION: REPAIR OF SEATS ON SCHOOL BUSES

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained in attendance.

Council noted that the Department of Education provides transportation to students attending public schools in Anguilla. The only cost borne by students is EC\$10 to cover the cost of production of bus passes to use the service. The Department of Education proposes to undertake repairs to bus seats in six school buses. Estimates provided to the Department of Education to repair seats are in the region of EC\$70,000. These costs were budgeted for in the capital budget for 2016, but due to the shortfall in revenue collection the implementation of capital projects has been stalled.

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

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

EX MIN 16/493

RFA WAVE KNIGHT ANGUILLA VISIT

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained in attendance.

H E The Governor informed Council of the upcoming visit by the RFA Wave Knight, scheduled to arrive on 15th August, 2016 until 19th August, 2016. As usual, the ship would be involved in a number of activities with different parts of the APS and with other organisations.

Action: EXCO MEMBERS

EX MIN 16/494

OVERSEAS TRAVEL

Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained in attendance.

The Hon Minister of Home Affairs informed Council that she would be on leave from the 13 – 29 August, 2016.

Action: EXCO MEMBERS
