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MINUTES OF THE 131ST MEETING OF THE ELEVENTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 1ST MARCH 2018

- PRESENT: His Excellency the Governor, Mr Timothy Foy, OBE
- The Honourable Victor Banks, Chief Minister and Minister of Finance,
Economic Development, Commerce, Tourism and Information Technology
- The Honourable Acting Deputy Governor, Mrs Kathleen Rogers
- The Honourable Evans Rogers, Minister of Health and Social Development, Lands
and Physical Planning
- The Honourable Curtis Richardson, Minister of Infrastructure, Communications,
Utilities, Housing, Agriculture, Fisheries and Environment
- The Honourable Attorney General, Mr John McKendrick QC
- Mrs Jewelle Fleming, Clerk to Executive Council
- IN ATTENDANCE: Hon Cardigan Connor, Parliamentary Secretary
Mr Stephen Turnbull, Financial Specialist
Ms Ivenia Benjamin, Senior Magistrate
Mr Larry Franklin, PS, EDICTIT
Mr Karim Hodge, PS, MICUHAFE
- ABSENT: The Honourable Deputy Governor, Mr Perin Bradley

The Honourable Cora Richardson-Hodge, Minister of Home Affairs and Education

EX MIN 18/115 **FINANCIAL SPECIALIST**

Hon Cardigan Connor, Parliamentary Secretary joined the Meeting.

Council welcomed Mr Stephen Turnbull, Financial Specialist to Anguilla.

Council wished Mr Turnbull well, and looked forward to a positive mutual working relationship.

Action: EXCO MEMBERS

EX MIN 18/116 **CONFIRMATION OF THE MINUTES**

Hon Parliamentary Secretary remained in attendance.

Council confirmed the Minutes of the 130th Meeting held on Thursday 22 February 2018.

EX MIN 18/117 **EX MEM 18/66 PAYMENT OF DEFERRED SALARY FOR HURRICANE IRMA'S RELATED DAMAGES FOR PUBLIC SERVANTS**

Hon Parliamentary Secretary remained in attendance.

Further to EX MIN 18/113 of 22 February, Council agreed that, based on GoA's current financial position, this matter could not be considered at this time.

Action: HON DG (Acting); MINS OF GOV'T

EX MIN 18/118 **EX MEM 18/67 AMENDMENTS TO INSURANCE ACT AND INSURANCE REGULATIONS**

Hon Parliamentary Secretary remained in attendance. Mr Larry Franklin, PS, EDICTIT joined the Meeting.

Council:-

- (i) approved the proposed amendments to the Insurance Act, R.S.A. 116 ("Insurance Act") and the Insurance Regulations, R.R.A. 116-1 ("Insurance Regulations"); and
- (ii) noted that the proposed amendments are intended to establish a supervisory regime for Producer Affiliated Re-insurance Companies ("PARCs").

Action: PS, EDICTIT; HON AG; PS, FIN; BD; MINS OF GOV'T

EX MIN 18/119 **EX MEM 18/69 ASSESSMENT OF INDUSTRY LEVY REGULATIONS 2018 UNDER THE PUBLIC UTILITIES ACT; AND THE LICENCE FEE REGULATIONS 2018 UNDER THE TELECOMMUNICATIONS ACT**

Hon Parliamentary Secretary remained in attendance. PS, MICUHAFE remained for discussion.

Council:-

- (i) approved the amendment to the Assessment of Industry Levy Regulations, and the Annual Licence Fee Regulations;
- (ii) agreed that the Regulations should be signed by the Governor; and
- (iii) agreed that the Regulations should be gazetted.

Council noted in the letter dated 3 January 2018 from the Executive Director to the PS, MICUHAFE that '2015' shown in paragraph 2, sub-paragraph 2 should be changed to '2016'.

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

Action: PS, MICUHAFE; H E; HON AG; EX DIR, PUC; HON MIN, MICUHAFIT

EX MIN 18/120

**EX MEM 18/70 UKG INFRASTRUCTURE GRANT PROJECTS 2018 –
HIRING OF PRIVATE PROJECT MANAGERS**

Hon Parliamentary Secretary remained in attendance. PS, MICUHAFE remained for discussion.

Council agreed in principle to the following, subject to the approval of funding:-

- (i) the process to secure Project Managers should be initiated;
- (ii) part of the UK Grant monies for project administration and management should be used to fund this initiative; and
- (iii) travel and communication costs for the Project Managers should be considered as part of their salary.

H E The Governor thanked all those who were involved in this vast amount of valuable work.

Action: PS, MICUHAFE; CHIEF ENG; COS/GOV'S OFF; CPO; BD; MINS OF GOV'T

EX MIN 18/121

**EX MEM 18/72 EXEMPTION FROM THE WORK PERMIT
REQUIREMENT**

Hon Parliamentary Secretary remained in attendance.

Council agreed that the persons on the attached list should be exempted from the work permit requirement in accordance with Section 3 (g) of the Control of Employment Act.

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

Action: PS, MHA; PAS, MHA (Acting); LAB COM (Acting); CIO

EX MIN 18/122

**EX MEM 18/77 AMENDMENT TO THE REGISTRATION OF BIRTHS,
DEATHS AND MARRIAGES ACT R.S.A.c.R35 AMENDMENTS TO THE
REGISTRATION OF BIRTHS, DEATHS AND MARRIAGES FEES, R.R.A.
R35-1**

Hon Parliamentary Secretary remained in attendance. Ms Ivenia Benjamin, Senior Magistrate joined the Meeting.

Council:-

- (i) agreed that the Registration of Births, Deaths and Marriages Act, 2018 should be amended to modernise the creation and maintenance of the relevant registers by computerisation and the issuance of a new form of Births, Deaths and Marriage Certificates;
- (ii) approved the new fee structure under the Registration of Births, Deaths and Marriages Fees Regulations, R.R.A. R35-1 to defray the increased costs of producing the new certificates; and
- (iii) agreed that the Bill be presented to the House of Assembly for consideration.

Council additionally agreed that 4A. (1) (c) of the Act should be amended to read, “any other form the Registrar, after consultation and with the approval of the Governor in Council, considers appropriate”.

Action: SM, JD; REG, JD; HON AG; CL, HOA; PS, PA

EX MIN 18/123

EX MEM 18/78 AMENDMENT TO THE ADOPTION OF CHILDREN ACT, R.S.A.c.A35 ADOPTION OF CHILDREN (FEES) REGULATIONS, 2018

Hon Parliamentary Secretary remained in attendance. Senior Magistrate remained for discussion.

Council:-

- (i) agreed that the Adoption of Children Act, R.S.A. c.A35 should be amended to modernise the creation and maintenance of the relevant register by computerisation and the issuance of a new form of Adoption Certificate;
- (ii) approved the new fee structure under the Adoption of Children (Fees) Regulations, 2018 to defray the increased costs of producing the new Adoption Certificates; and
- (iii) agreed that the Bill be presented to the House of Assembly for consideration.

Council approved Sections 6, 7 and 8 of the Adoption of Children Act and asked that Sections 2 – 5 be clarified with the Ministry of Social Development. Council agreed that, given the urgent need for this matter to be presented to the HoA, it be issued by round robin for approval when clarification has been sought.

Action: SM, JD; REG, JD; PS, SD; HON AG; CL, HOA; PS, PA; HON MIN, SD

EX MIN 18/124

EX MEM 18/79 FILLING OF VACANCIES WITHIN THE ANGUILLA PUBLIC SERVICE

Hon Parliamentary Secretary remained in attendance.

Council:-

- (i) approved the filling of vacancies as detailed in the attached table; and
- (ii) noted that these were not new vacancies and there would be no expected increase in the budgetary allocations for Personal Emoluments.

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

Action: HON DG (Acting); PS, FIN; PS, EDICTIT; BD; OTHER PSs; ACC GEN

ORAL MENTION

EX MIN 18/125

HURRICANE RESTORATION ASSISTANCE

Hon Parliamentary Secretary remained in attendance.

Council noted the continued requests for work permit exemptions from various establishments on the island to engage specialist skills for hurricane restoration assistance.

Council agreed that hurricane restoration assistance would continue up until 31 March 2018, and that there would be no further consideration of this following that date.

Action: PS, MHA; LAB COM (Acting); PAS, MHA (Acting)
