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MINUTES OF THE 172ND MEETING OF THE ELEVENTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 17TH JANUARY 2019

PRESENT: His Excellency the Governor, Mr Timothy Foy, OBE

The Honourable Chief Minister and Minister of Finance, Economic Development, Commerce, Tourism and Information Technology, Mr Victor Banks

The Honourable Deputy Governor, Mr Perin Bradley

The Honourable Minister of Health and Social Development, Lands and Physical Planning, Mr Evans Rogers

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

The Honourable Minister of Infrastructure, Communications, Utilities, Housing, Agriculture, Fisheries and Environment, Mr Curtis Richardson

The Honourable Attorney General, Mr Dwight Horsford

Clerk to Executive Council, Mrs Jewelle Fleming

IN ATTENDANCE: Hon Parliamentary Secretary, Mr Cardigan Connor
Ministerial Assistant to the Hon Minister, MHA, Mrs Evalie Bradley
Financial Specialist, Mr Stephen Turnbull
Director of Environment, Mr Calvin A. Samuels
Co-ordinator, Environment Pollution Control and Prevention, Mr Dallen Connor
PS, FIN, Dr Aidan Harrigan
PS, EDICTIT, Mr Larry Franklin
Budget Director, Mrs Shona Proctor
Director, Economic Planning, Mrs Shantelle Richardson
Chief Project Officer, Mrs Anthea Ipinson-Connor
Budget Officer, Ms Myanica Richardson
PS, PA, Mrs Kathleen Rogers
PS, MHA/ED, Mrs Chanelle Petty Barrett
PS, SD, Dr Bonnie Richardson-Lake
PS, HLPP, Mr Foster Rogers
PS, MICUHAFE, Mr Karim Hodge
Finance Administrative Services Manager, MICUH, Ms Fiona Wilkinson
Commissioner of Police, Mr Paul Morrison
Comptroller, Inland Revenue, Mr Kiel Connor
Deputy Comptroller, Inland Revenue, Ms Tamika Fleming

EX MIN 19/24

CONFIRMATION OF THE MINUTES

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA and Financial Specialist remained.

Council confirmed the Minutes of the 171st Meeting held on Thursday 10 January 2019.

MATTERS ARISING FROM THE MINUTES

EX MIN 19/25

UPDATE ON THE ANGUILLA PROGRAMME

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA and Financial Specialist remained.

Following from EX MIN 19/14 of 10 January, H E The Governor circulated a paper to members for perusal to be discussed at next week's meeting of Executive Council.

Action: PS, MICUHAFE; PS, FIN; PS, EDICTIT; CPO; BD; MINS OF GOV'T

EX MIN 19/26

EX MEM 18/08 REPLACEMENT OF GOVERNMENT VEHICLES 2017

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA and Financial Specialist remained.

Further to EX MIN 19/22 of 10 January, Council noted that official vehicles (with ministerial labelled number plates) were always assigned to the four Ministers of Government including the Hon Deputy Governor, the Hon Attorney General and the Hon Parliamentary Secretary for execution of their duties.

The DG indicated that he had spoken to the PS, MICUHAFE on the matter and that there had been procurement issues with the lease-to-own arrangement. He added that following subsequent approval of the 2019 budget, a proper discussion on this would take place and a proposal submitted to Executive Council for consideration.

Action: HON DG; PS, MICUHAFE; CHIEF ENG; DCE; PS, FIN; PS, EDICTIT;
PAS, FIN; BD; CPO; MINS OF GOV'T

EX MIN 19/27

DRAFT 2019 – 2021 BUDGET SUMMARY

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA and Financial Specialist remained. The following persons joined:

PS, FIN, Dr Aidan Harrigan
PS, EDICTIT, Mr Larry Franklin
Budget Director, Mrs Shona Proctor
Director, Economic Planning, Mrs Shantelle Richardson
Chief Project Officer, Mrs Anthea Ipinson-Connor
Budget Officer, Ms Myanica Richardson
PS, PA, Mrs Kathleen Rogers
PS, MHA/ED, Mrs Chanelle Petty Barrett
PS, SD, Dr Bonnie Richardson-Lake

PS, HLPP, Mr Foster Rogers
 PS, MICUHAFE, Mr Karim Hodge
 Finance Administrative Services Manager, MICUH, Ms Fiona Wilkinson
 Commissioner of Police, Mr Paul Morrison
 Comptroller, Inland Revenue, Mr Kiel Connor
 Deputy Comptroller, Inland Revenue, Ms Tamika Fleming

Council discussed the recurrent estimates of the draft 2019 – 2021 Budget summary. Council noted significant increase requests from some departments and statutory bodies, which the PS, Finance pointed out could not be allowed because of the recurrent revenue projections. He added that these requests may have to be implemented on a more phased basis over time and that departments had to be cautious regarding new spending this year.

The Hon Minister of Health, from his Ministry's stand point indicated that clearing arrears to accumulate arrears, as it appeared to be happening, was not practical. Statutory bodies were encouraged to focus on how they could become more cost efficient.

Council asked the PS, Finance to review the recurrent expenditure estimates to ensure that it does not exceed the approved 2019 MTEFP June deficit of EC\$5,120,000.

Council noted that the 2019 revenue and capital expenditure estimates would be submitted to Council at its next meeting on Thursday 24 January for further discussion.

The Hon Chief Minister thanked the UKG for their support to the GoA over the past year and looked forward to continued support in 2019.

Action: PS, FIN; PS, EDICTIT; PAS, FIN; BD; DEP; CPO; OTHER PSs;
 MINS OF GOV'T

EX MIN 19/28

EX MEM 19/02 PRIORITY TRAINING NEEDS FOR 2019

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA and Financial Specialist remained.

Council:

- (i) noted the priority training areas and the areas for financial assistance for 2019;
- (ii) agreed that some revision of the recommended areas would have to be considered;
- (iii) agreed that there should be more involvement from the various statutory bodies; and
- (iv) agreed that there be a further prioritisation of the crucial training needs.

Action: PS, PA; TRNG OFF; PS, FIN; PS, EDICTIT; OTHER PSs; BD; ACC GEN

EX MIN 19/29

EX MEM 19/03 FORMATION OF THE ANGUILLA TOURISM ADVISORY COUNCIL (ATAC)

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA and Financial Specialist remained.

Council:

- (i) approved the formation of the Anguilla Tourism Advisory Council (ATAC) and the terms of reference for same. Noted that the ATAC would constitute:

Executive Council:

- (i) Chairman, Parliamentary Secretary, Ministry of Tourism
- (ii) Deputy Chair, Permanent Secretary, Ministry of Tourism
- (iii) Deputy Chair, Chairperson, The Anguilla Tourist Board

Advisory Council:

- (i) The President, Anguilla Hotel and Tourism Association
 - (ii) Large Resorts: General Manager, Belmond Cap Juluca and General Manager, Four Seasons Resort and Residences Anguilla
 - (iii) Small Hotels, Owner Paradise Cove
 - (iv) Villa Sector, Owner Sunset Homes
 - (v) Restaurant Sector, Owner, Straw Hat
- (ii) noted that the ATAC and Advisory Council would meet once monthly and would facilitate a quarterly meeting with a larger group of cross-sectoral stakeholders from the public and private sectors; and
- (iii) further noted that the members of the ATAC would not be compensated for their involvement in the Council.

Council commended the Council for its initiative. The Hon Parliamentary Secretary thanked H E The Governor for offering the use of the Executive Council Chamber for the meetings.

Action: PS, EDICTIT; HON PARL SEC; PS, FIN; MINS OF GOV'T

EX MIN 19/30

EX MEM 19/04 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATIONS ACT – FSA241 LTD – REGISTRATION SECTION: WEST END; BLOCK: 17810 B; PARCEL 201 STRATA LOT SL K201

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA and Financial Specialist remained.

Council agreed to issue an Aliens Land Holding Licence to FSA241 LTD., to hold on a freehold basis a luxury condominium unit of approximately 1546 sq. ft. forming part of Resorts & Residences of Anguilla Home Owners Association Ltd. a Condominium development at Four Seasons Anguilla Ltd., described as Registration Section West End, Block 17810 B, Parcel 201/SL K201, subject to the following:

(a)	Payment of the following fees:	
	(i)	under the Stamp Act – 5%
		EC\$3,217,775.40
		EC\$160,888.77
	(ii)	under the Aliens Land Holding Regulation Act – 5%
		of EC\$3,217,775.40
		Exempted

	TOTAL	EC\$160,888.77
		=====

(b) Regulations to be issued for exemption.

Action: PS, HLPP; DLS; HON AG; PS, FIN

EX MIN 19/31

EX MEM 19/05 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATION ACT – JOSEPH EMONDO VERNA AND CANDY ANN COPPOLA-VERNA – REGISTRATION SECTION SOUTH EAST, BLOCK 79214 B, PARCEL 202, STRATA LOTS SL B2, CONTAINING 1,054 SQUARE FEET AND G2 CONTAINING 336 SQUARE FEET

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA and Financial Specialist remained.

Council agreed to issue an Aliens Land Holding Licence to Joseph Emondo Verna and Candy Ann Coppola-Verna to hold property situated in Registration Section South East, Block 79214 B, described as Parcel 202 Strata Lot SL B2, containing 1,054 sq.ft. and SL G2 containing 336 sq. ft. located at Sandy Hill, Anguilla for residential purposes with intent to rent, subject to the following:

(a)	Payment of the following Stamp Duties:	
	(i)	under the Stamp Act – 5%
		of EC\$454,305.80
		EC\$ 22,715.29
	(ii)	under the Aliens Land Holding Regulation Act – 5%
		of EC\$454,305.80
		EC\$ 22,715.29

	TOTAL	EC\$45,430.58
		=====

(b) Sandy Hill Beach Resort Club Development should be the exclusive renting agent for the villa;

- (c) the Licensees should be required to enter into an agreement with Sandy Hill Beach Resort Club Development for the management and use of the villa for at least forty-four (44) weeks in each calendar year; and
- (d) the licensees shall have the right to reside in the villa for a maximum of eight (8) weeks in each calendar year without being liable for the payment of accommodation tax. However, if the applicants wish to live in their villa for a period longer than eight (8) weeks, then they should be required to pay the accommodation tax.

Action: PS, HLPP; DLS; PS, FIN

EX MIN 19/32

EX MEM 19/07 DEMONSTRATION PILOT IN MOBILE ENERGY SYSTEMS TRANSFER AND DRAFT MOU BETWEEN GRIDSPAN AND THE GOVERNMENT OF ANGUILLA FOR FINALISATION BY THE ATTORNEY GENERAL'S CHAMBERS

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA and Financial Specialist remained. The following persons joined:

Director of Environment, Mr Calvin A. Samuels
Co-ordinator, Environment Pollution Control and Prevention, Mr Dallen Connor

Council:

- (i) agreed that the Attorney General's Chambers should review and finalise the MOU between Gridspan Energy, Anglec and the Government of Anguilla for signature by the Hon Minister, MICUHAFE;
- (ii) approved the demonstration pilot by Gridspan Energy, and agreed that mobilising begins; and
- (iii) noted that Gridspan Energy were ready to begin as early as March 2019.

Action: PS, MICUHAFE; HON AG; DIR, ENV; DEP DIR, ENV; CO-ORD, EPCP;
HON MIN, MICUHAFE

EX MIN 19/33

EX MEM 19/09 AMENDMENT TO THE FIRE AND SAFETY REGULATIONS, R.R.A. C. F29-3 TO ADJUST AND EXTEND APPLICATION AND RENEWAL FEES AND MAKE THEM REFERABLE TO CATEGORIES OF BUILDINGS AND SIZE FOR INSPECTION AND CERTIFICATION PURPOSES

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA and Financial Specialist remained.

Council:

- (i) approved the amendment to Schedule 3 of the principal Regulations to introduce a new Schedule 3 to the principal Regulations for the reasons contained in the document; and

- (ii) agreed that H E The Governor should promulgate such amendment in the form of the Fire and Safety (Amendment) Regulations 2019. Noted that the Regulations were signed by the Governor in Council on 17 January 2019.

Action: HON AG; PS, MICUHAFE; CFO; HON MIN, MICUHAFE

EX MIN 19/34

EX MEM 19/10 IDENTIFICATION/ACQUISITION OF LAND FOR THE DEVELOPMENT OF THE WESTERN POLYCLINIC

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA, Financial Specialist and PS, HLPP remained.

Council:

- (i) after considering all the options outlined to facilitate the construction of the western polyclinic, agreed that Option 3 be the preferred option as shown:

Option 3

Adjacent to the South Hill Clinic is a parcel of land owned by Anguilla Trading Company Limited which is approximately 3.69 acres in size. It is described as West Central Section, Block: 28411 B, Parcel 204. The Government would need to acquire 0.80 acre to 1.0 acre of this land in order to develop the western polyclinic on this site. The location of this property presents many advantages: it's in a locale already familiar to the residents of the district, it is in close proximity to the Adrian T Hazel Primary School for cases of emergency, it is in close proximity to the Blowing Point Ferry Terminal for cases of emergency, this site would eliminate the traffic flow and congestion issues currently being experienced by the South Hill Clinic, it would still serve the people of West End well and eliminate the need to travel to The Valley for health care and it provides opportunities for future expansion. The main disadvantage is that it is privately owned and would either have to be purchased or acquired through a land swap arrangement.

- (ii) agreed that permission be granted to the Ministry of Lands to enter into formal negotiations with the Anguilla Trading Company Limited to acquire .80 acre to 1.0 acre of land from West Central Section, Block: 28411 B, Parcel 204 for the construction of the western polyclinic; and
- (iii) agreed that the details of the land swap arrangement be brought back to Executive Council for consideration before a final offer is made.

Action: PS, HLPP; DLS; PS, MICUHAFE; MINS OF GOV'T

EX MIN 19/35

A BILL FOR BUSINESS LICENCE MORATORIUM ACT, 2019

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA and Financial Specialist remained.

Council:

- (i) noted that the Bill for Business Licence Moratorium Act 2019 would control the current Act;
- (ii) approved the Bill for Business Licence Moratorium Act, 2019; and
- (iii) agreed that the period of moratorium be limited for one (1) year in order to allow time to develop a new business licence policy.

Action: HON AG; PS, FIN; PS, EDICTIT; PAS, FIN; DEP; BD; CIR; ACC GEN;
MINS OF GOV'T

ORAL MENTION

EX MIN 19/36

ANGLEC SHARE SALE

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA and Financial Specialist remained.

Council agreed that there should be a discussion at next week's meeting of Executive Council regarding the sale of Anglec.

Action: PS, FIN; PS, EDICTIT; PAS, FIN; DEP; BD; MINS OF GOV'T
