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MINUTES OF THE 173RD MEETING OF THE ELEVENTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 24TH 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 Home Affairs and Education, Mrs Cora Richardson-Hodge

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

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
PS, EDICTIT, Mr Larry Franklin
Anguilla Programme Manager, Mr Darren Forbes-Batey

EX MIN 19/42 **CONFIRMATION OF THE MINUTES**

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

Council confirmed the Minutes of the 172nd Meeting held on Thursday 17 January 2019.

MATTERS ARISING FROM THE MINUTES

EX MIN 19/43 **UPDATE ON THE ANGUILLA PROGRAMME**

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA and Financial Specialist remained. Anguilla Programme Manager, Mr Darren Forbes-Batey joined.

Following from EX MIN 19/26 of 17 January, Council:

- (i) reiterated the urgent need to speed up delivery of all projects within the programme;
- (ii) noted the importance of GoA officials working collaboratively with the Programme Manager and his team to achieve this;
- (iii) noted that the current approved list of projects was estimated to cost around £75 million, £15 million more than the grant ceiling of £60 million;
- (iv) requested the Anguilla Programme Manager to work with GoA Ministers and senior planners to identify the actions – including the phasing of projects – needed to ensure total estimated spend fell within the grant limit;
- (v) noted the particular importance of getting work on the ALHCS started quickly; and
- (vi) agreed that an early conversation between the Hon Chief Minister and the UKG would be quite useful in making the case for additional funding.

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

EX MIN 19/44

EX MEM 18/08 REPLACEMENT OF GOVERNMENT VEHICLES 2017

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

With reference to EX MIN 19/27 of 17 January, the Hon Deputy Governor restated that procurement issues were a focal point of the discussion and recommendations on this and other issues would be presented to Council for consideration following the finalisation of the 2019 budget.

Council agreed that there should also be a separation of ministerial vehicles from GoA vehicles.

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

EX MIN 19/45

EX MEM 19/11 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATIONS ACT – ALEKSANDER FEUER AND NONA LANE FEUER- REGISTRATION SECTION WEST END; BLOCK 18011 B; PARCEL 45 SL 4A CONTAINING 564 SQ. FT

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

Council agreed to issue an Aliens Land Holding Licence to Aleksander Feuer and Nona Lane Feuer to hold, on a freehold basis, 564 sq. ft., situated in Registration Section West End, Block 18011 B, described as Parcel 45 Strata Lot SL 4A located at Meads Bay forming part of Carimar Beach Club, subject to:

- (a) the payment of the following fees:
- | | | |
|------|---|----------------------|
| (i) | under the Stamp Act – 5%
of EC\$940,870.00 | EC\$ 47,043.50 |
| (ii) | under the Aliens Land Holding
Regulation Act – 5%
of EC\$940,870.00 | EC\$ 47,043.50 |
| | TOTAL | EC\$94,087.00 |
- (b) Carimar Beach Club Limited should be the exclusive renting agent for the unit;
- (c) the Licencees should be required to enter into an agreement with Carimar Beach Club Limited for the management and use of the unit for at least forty-four (44) weeks in each calendar year; and
- (d) the Licencees shall have the right to reside in the unit for a maximum of eight (8) weeks in each calendar year without being liable for the payment of accommodation tax. However, if they wish to live in their unit 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 19/46

EX MEM 19/12 APPOINTMENT OF MEMBERS TO THE BOARD OF THE HEALTH AUTHORITY OF ANGUILLA (HAA)

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

Council:

- (i) agreed that the following persons should be re-appointed to serve on the Board of the Health of Anguilla (HAA) for a period of two years effective 1 February 2019:
- Mr. Kevin Carty (Finance)
Mrs. Serene Carter-Davis (Nursing)
Mr. Ricardo Jeremiah (Public Health)
- (ii) noted that the HAA has made provision in their budget to pay the stipends of the members of the Board.

Action: PS, HLPP; PS, FIN; PS, EDICTIT; ACC GEN; HON MIN, HLTH

EX MIN 19/47

EX MEM 19/13 MARITIME BOUNDARY DELIMITATION NEGOTIATIONS WITH ANTIGUA AND BARBUDA

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

Further to EX MIN 19/23 of 10 January, Council:

- (i) noted that a team from Anguilla should attend the Maritime Boundary Delimitation negotiations to be held in Antigua and Barbuda from 28 – 31 January 2019; and
- (ii) further noted that the team comprises:
 - (i) Department of Fisheries
 - (ii) Department of Environment
 - (iii) Attorney General’s Chambers
 - (iv) Ministry of Economic Development
 - (v) Ministry of Maritime Affairs

Action: H E; PS, MICUHAFE; HON DG; MINS OF GOV’T

EX MIN 19/48

EX MEM 19/14 CREATION OF A TEMPORARY ACCESS ROAD OVER REGISTRATION SECTION SOUTH CENTRAL BLOCK 38409 B PARCEL 60

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

Council:

- (i) agreed that the Chief Engineer in the Department of Infrastructure, acting in accordance with Section 21 of the Roads Act should create a temporary access road over Registration Section South Central Block 38409 B Parcel 60 in accordance with the outlined plan; and
- (ii) approved the gazette notice and the plan for immediate publication in the official gazette.

Action: PS, MICUHAFE; CHIEF ENG; DCE; ROADS ENG; PS, HLPP; DLS;
HON AG

EX MIN 19/49

EX MEM 19/15 APPOINTMENT OF MEMBERS TO THE COUNCIL OF THE ANGUILLA NATIONAL TRUST (ANT)

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

Council approved:

- (i) the appointment of Ms Avon Carty for a period of two (2) years and Mr Delon Skellekie for a period of three (3) years on the Council of the Anguilla National Trust as per Section 1 (b) of the Schedule 1. (Section 5(2)) “Constitution and Proceedings of Council”; and
- (ii) the appointment of Ms Dawn Hodge for a period of two (2) years and Mr Oliver Hodge for a period of three (3) years as per Section 1 (a) of the Schedule 1. (Section 5(2)) “Constitution and Proceedings of Council”.

Action: PS, MICUHAFE; PS, MHA; DIR, ENV; DEP DIR, ENV

EX MIN 19/50

EX MEM 19/16 DESIGNATION OF SUPERINTENDENT OF PORTS (PORTS, PIERS AND HARBOURS ACT, 2010)

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

Council noted the paper and agreed that it be deferred for clarification as to whether Mr Rawle Hazell would be designated full time as Superintendent of Ports.

Action: PS, MICUHAFE; PS, PA; PS, FIN; PS, EDICTIT; CPO; ACC GEN

EX MIN 19/51

EX MEM 19/17 COSTS OF TRAVEL AND ATTENDANCE BY THE HON ATTORNEY GENERAL AT THE ATTORNEYS GENERAL OF THE BRITISH OVERSEAS TERRITORIES CONFERENCE IN CAYMAN ISLANDS, GRAND CAYMAN, SCHEDULED FOR THE 19 – 21 FEBRUARY 2019

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

With reference to EX MIN 19/39 of 17 January, Council noted the paper including the cost of the Attorney General's attendance at the Conference of Attorneys General of the British Overseas Territories to be held in Cayman islands from the 19 – 21 February 2019.

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

Action: HON AG; PS, FIN; BD; ACC GEN

EX MIN 19/52

EX MEM 19/20 DUTY EXEMPTION ON MEDICAL EQUIPMENT

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

Council agreed that duty exemption should be granted on a list of items to be used in the establishment of a dental practice in Anguilla on the grounds that it is consistent with the Government's policy to support initiatives in the health sector that both upgrade the service offered in the sector as well as to expand the options available to end users.

The estimated duty loss to the GoA is EC\$42,750.44.

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

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

ORAL MENTION

EX MIN 19/53

ANGUILLA AIR AND SEA PORTS AUTHORITY AIR SERVICE DEVELOPMENT PROPOSAL

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA and

Financial Specialist remained. PS, EDICTIT, Mr Larry Franklin joined.

Council:

- (i) was pleased with the initiative;
- (ii) noted that the Government of Anguilla was comfortable with partnering with the private sector, but agreed that the cost of the consultancy and any minimum revenue guarantees should be shared fairly between the public sector and the private sector; and
- (iii) agreed that the agreement is subject to review by the Attorney General's Chambers.

Action: PS, EDICTIT; PS, FIN; HON AG; AIR MAN; CEO, AASPA (ag.);
CHAIR, AASPA; MINS OF GOV'T
