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**MINUTES OF THE 191<sup>ST</sup> MEETING OF THE ELEVENTH ANGUILLA**  
**EXECUTIVE COUNCIL HELD ON WEDNESDAY 29<sup>TH</sup> MAY 2019**  
**AT 9:00 AM**

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

The Honourable Premier 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 (Acting), Ms Dawne Richardson

Clerk to Executive Council (Acting), Mrs Nicola Webster

IN ATTENDANCE: Hon Parliamentary Secretary, Mr Cardigan Connor  
Financial Specialist, Mr Stephen Turnbull  
PS, HLPP, Mr Merwyn Foster Rogers  
Director, Environment, Mr Calvin Samuel  
Coordinator, Environment, Pollution Control and Prevention, Mr Dallen Connor

ABSENT: Clerk to Executive Council, Mrs Jewelle Fleming

EX MIN 19/265 **CONFIRMATION OF THE MINUTES**

Hon Parliamentary Secretary and Financial Specialist remained.

Council confirmed the Minutes of the 190<sup>th</sup> Meeting held on Thursday 23 May 2019.

**MATTERS ARISING FROM THE MINUTES**

EX MIN 19/267

**EX MEM 19/114 FEE STRUCTURE CHANGES FOR COMPUTERIZED TOMOGRAPHY (CT) SCANS AND CERVICAL CANCER SCREENING**

Financial Specialist remained.

Further to EX MIN 19/250 of 23 May, Council noted the confirmation of the Attorney General that once the proposed fees are published in the official gazette, they come into effect.

Action: PS, HLPP; CMO; CEO, HAA; HON MIN, HSD

EX MIN 19/268

**EX MEM 19/121 REVIEW AND APPROVAL OF MOU WITH DDRM ANGUILLA LIMITED (CROCUS BAY)**

Financial Specialist remained.

Further to EX MIN 19/251 of 23 May, Council noted that both the draft MOU and Corporate Report for DDRM Anguilla Limited are still under review by the Tourism Investment Committee and will be presented to Council at a later date.

Action: PS, HLPP; PS, EDICTIT; HON AG; COM MAN; TIO; DLS (acting);  
PS, FIN; PS, MICUHAFE; MINS OF GOV'T

EX MIN 19/269

**EX MEM 19/123 APPEAL AGAINST PLANNING REFUSAL APPLICATION REF#: 18/0012 (BIBI ALLIE)**

Financial Specialist remained and PS, HLPP joined.

Further to EX MIN 19/253 of 23 May, Council:

- (i) noted that the site visit to Parcel 25 of Block 48813 B at Rock Farm, The Valley convened; and
- (ii) agreed that the appeal against planning permission from Ms Bibi Allie to develop a wall at Rock Farm, The Valley should be allowed.

Action: PS, HLPP; DLS (acting); PPO; MINS OF GOV'T

EX MIN 19/270

**EX MEM 19/124 APPEAL AGAINST PLANNING REFUSAL APPLICATION REF#: 09/0268 & 10/0261 (STEPHANIE DAVIS)**

Financial Specialist and PS HLPP remained.

Further to EX MIN 19/253 of 23 May, Council:

- (i) noted that the site visit on Parcel 96 of Block 28410 B at Blowing Point was convened; and

- (ii) agreed that the decision on the appeal should be deferred to allow for Chambers to advise on adverse possession of the right of way.

Action: PS, HLPP; HON AG; DLS (acting); PPO; MINS OF GOV'T

EX MIN 19/271

**EX MEM 19/132 LETTER OF INTENT FOR DEVELOPMENT OF MARINA AND RESORT IN SANDY GROUND**

Financial Specialist and PS HLPP remained.

Council:

- (i) noted the Letter of Intent for Development of Marina and Resort in Sandy Ground;
- (ii) noted the project schedule and the implications for public service resources and discussions with the Anguilla community in general and the Sandy Ground community in particular; and
- (iii) approved the signing of the letter of Intent.

Action: PS, EDICTIT; PS, HLPP; PS, FIN; DLS (acting); MINS OF GOV'T

EX MIN 19/273

**EX MEM 19/134 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATION ACT – ANGUILLA HOSPITALITY CONSULT CORP. – REGISTRATION SECTION SOUTH CENTRAL, BLOCK 38812 B, PARCEL 99 CONTAINING 1.62 ACRES**

Financial Specialist and PS HLPP remained.

Council agreed to issue an Aliens Land Holding Licence to Anguilla Hospitality Consult Corp to hold property situated in Registration Section South Central, Block 38812 B, described as Parcel 99 located at Corito, Anguilla for tourism purposes with a garage and three (3) buildings and thereon, subject to the following:

- (a) payment of the following stamp duties:
 

(i)	under the Stamp Act – 5% of EC\$1,634,425.60	EC\$ 81,721.28
(ii)	under the Aliens Land Holding Regulation Act – 5% of EC\$1,634,425.60	<u>EC\$ 81,721.28</u>
	<b>TOTAL</b>	<b><u>EC\$163,442.56</u></b>
- (b) the newly constructed apartment building to be completed within thirty nine (39) months (i.e. thirty six (36) months for construction plus three (3) months for the relevant permits to be obtained). Failing which a penalty of EC\$3,500.00 shall apply for each calendar year or part thereof that the additional unit remains uncompleted, for a period of twenty four months (24), thereafter forfeiture proceedings will commence; and

- (c) the Applicant Company must obtain a Business Licence from the Ministry of Finance in order to rent the said property.

Action: PS, HLPP; DLS (acting); PS, FIN

EX MIN 19/274

**EX MEM 19/135 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATION ACT – RANIERO SCOTTO – REGISTRATION SECTION SOUTH EAST, BLOCK 79214 B, PARCEL 202 SL C8 & G13 CONTAINING 1756 SQ. FT. AND 336 SQ. FT. RESPECTIVELY**

Financial Specialist and PS HLPP remained.

Council agreed to issue an Aliens Land Holding Licence to Raniero Scotto, to hold, on a freehold basis, land situated in Registration Section South East, Block 79214 B, described as Parcel 201 Strata Lot SL C8 and G13, consisting 1756 sq. ft. and 336 sq. ft. respectively with dwelling house thereon located in Sandy Hill for private residential purposes, subject to:

- (a) Payment of the following stamp duties:
 

(i)	under the Stamp Act – 5% of EC\$563,970.92	EC\$28,198.50
(ii)	under the Aliens Land Holding Regulation Act – 5% of EC\$563,970.92	EC\$28,198.50
	<b>TOTAL</b>	<b>EC\$56,397.10</b>
- (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 (acting); PS, FIN

EX MIN 19/275

**EX MEM 19/136 PROHIBITION OF SINGLE USE PLASTICS IN ANGUILLA**

Financial Specialist remained and the following persons joined:

Director, Environment, Mr Calvin Samuel  
 Coordinator, Environment, Pollution Control and Prevention, Mr Dallen Connor

Council:-

- (i) noted the presentation by Director, Environment;
- (ii) noted the principle behind Natural Capital Accounting and its appropriate level inclusion in Anguilla's National Accounting platform;
- (iii) further noted the proposed road map and the actions therein in order to appropriately phase out the use of single use plastics and incentivize the use of biodegradable alternatives which includes the:
  - 1. Phase out dates and promotion of alternatives**
  - 2. Training of front line agencies and staff**
  - 3. Finalisation and Implementation of the regulation and schedules**
  - 4. Budget and tariff restructure for alternatives**
  - 5. Removal exercises for the remaining single use plastic items**
- (iv) agreed that the final phase out date should be 31 December, 2019; and
- (v) agreed that the Director, Environment consults with the Customs GST Advisor on the proposed incentive.

Action: PS, MICUHAFE; DIR, ENV; CO-ORD, EPCP; HON AG; PS, HLPP;  
PS, EDICTIT; PS, FIN; MINS OF GOV'T

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