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MINUTES OF THE 196TH MEETING OF THE ELEVENTH ANGUILLA
EXECUTIVE COUNCIL HELD ON FRIDAY 19TH JULY 2019
AT 3:00 PM

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 (acting), Mrs Kathleen 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 (acting), Mrs Sonia Brooks

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
PS, Finance, Dr Aidan Harrigan
PS, MICUHAFE, Mr Karim Hodge
Director Lands & Surveys, Mr Leslie Hodge
CEO, AASPA, Mr Sherman Williams
Customs Adviser, Mr Grenville John

ABSENT: The Honourable Deputy Governor, Mr Perin Bradley

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

EX MIN 19/337 **CONFIRMATION OF THE MINUTES**

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

Council confirmed the Minutes of the 195th Meeting held on Thursday 11 July 2019.

MATTERS ARISING FROM THE MINUTES

EX MIN 19/338

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

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

Further to EX MIN 19/277 of 14 June, Council agreed to a site visit before a decision on the appeal is taken.

Action: PS, HLPP; HON AG; PS, MICUHAFE; DIR, ENV; DLS; PPO

EX MIN 19/341

UPDATE ON THE CCB/NBA EMPLOYEES' PENSION FUND TRUST DEED

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

Further to EX MIN 19/326 of 11 July, Council agreed to defer the Pension Fund update.

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

EX MIN 19/342

EX MEM 19/165 ANGUILLA AIR AND SEA PORTS AUTHORITY (AASPA) OVERDRAFT FACILITY AT NATIONAL COMMERCIAL BANK OF ANGUILLA (NCBA)

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

Council agreed that:

- (i) the AASPA be granted approval to extend the existing overdraft by three months, followed by a new one (1) year agreement.
- (ii) the overdraft facility for approval be limited to the amount of EC\$1,000,000.00.
- (iii) the terms be reviewed.

Action: PS, MICUHAFE; CEO AASPA, PS, FIN; PS, EDICTIT

EX MIN 19/343

EX MEM 19/166 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATIONS ACT – CASANITA CORP, - REGISTRATION SECTION NORTH, BLOCK 59018 B, PARCEL 275 CONTAINING 0.25 OF AN ACRE

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

Council agreed to issue an Aliens Land Holding Licence to Casanita Corp., to hold, on a freehold basis, vacant property situated in Registration Section North, Block 59018 B, described as Parcel 275, being 0.25 of an acre of land located in Shoal Bay for private residential purposes, subject to:

- (a) Payment of the following stamp duties:
- | | | |
|-------|--|-----------------------------|
| (i) | under the Stamp Act – 5%
of EC\$174,733.00 | EC\$8,736.65 |
| (ii) | under the Aliens Land Holding
Regulation Act – 6.25%
of EC\$174,733.00 | EC\$10,920.81 |
| (iii) | Refundable Deposit of 10% of
EC\$174,733.00 | <u>EC\$17,473.30</u> |
| | TOTAL | <u>EC\$37,130.76</u> |
- (b) The construction of the dwelling house to be completed within thirty (30) months. If said dwelling house is not completed at the end of thirty (30) months, 50% of the refundable deposit will be forfeited to the Government of Anguilla. The balance 50% will be forfeited if the construction is not completed within a further 6 months. Thereafter, forfeiture proceedings for the property will be commenced by the Government of Anguilla for a period of twenty-four (24) months; and
- (c) with the express condition that the land is to be used for residential purposes and that the Licencee must not rent their dwelling house without first notifying the Ministry of Lands.

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

EX MIN 19/344

**EX MEM 19/167 SUBDIVISION AND VESTING OF CROWN LAND,
PROPERTY DESCRIBED AS REGISTRATION SECTION NORTH
CENTRAL, BLOCK 48714 B, PARCEL 737 (PART OF)**

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

PS, Finance, Dr Aidan Harrigan
PS, MICUHAFE, Mr Larry Franklin
DLS, Mr Leslie Hodge

Council agreed that:

- (i) the lands where Anguilla National Trust (ANT) is currently situated (Registration Section North Central, Block 48814 B, described as Parcel 226 (Part of) being approximately 0.17 acres) located in the Valley be exchanged

for lands situated in Registration Section Registration Section North Central, Block 48714 B, described as Parcel 737 (Part of) being 0.39AC currently registered to the Crown. The exchange of land is for the construction of the Valley Polyclinic;

- (ii) the Anguilla National Trust (ANT) is to be vested lands described as Registration Section North Central, Block 48714B, Parcel 737 (Part of) for the new office building subject to the relevant permissions including Planning permission; being Lot 1 on Survey Plan LS09-19;
- (iii) the Market Value of the property is US\$39,000 or EC\$104,839.80;
- (iv) the Attorney General's Chambers is required to draft the vesting order for execution by ANT and the Crown.

Action: PS, HLPP; DLS; PPO; HON AG; PS, FIN; DIR, ANT. PS, MICUHAFE

EX MIN 19/345

EX MEM 19/168 IMPLEMENTATION OF GOODS COMPONENT OF GST - EXCISE TAX REGULATIONS

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA Financial Specialist, PS, Finance remained. Customs adviser joined.

Council:

- (i) approved the draft Excise Bill Regulations attached;
- (ii) authorized the Attorney General Chambers to work with the Ministry of Finance, the Customs & IRD Departments and the Customs Advisor Consultant to finalise the drafting.

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

Action: PS, FIN; HON AG; PS, EDICTIT; PAS, FIN; COC; CIR

EX MIN 19/346

EX MEM 19/169 IMPLEMENTATION OF GOODS COMPONENT OF GST - PROPOSAL TO EXEMPT HURRICANE SHUTTERS FROM IMPORT DUTIES

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

Council agreed that the Ministry of Finance should meet to finalise the proposal and submit to Executive Council at the next meeting.

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

Action: PS, FIN; PS, EDICTIT; COC

EX MIN 19/347

EX MEM 19/170 RE-IMPLEMENTATION OF THE SPECIAL PORT DUES REGULATIONS, 2019 FOR THE ROAD BAY PORT FOR THE SUMMER FESTIVITIES

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

Council approved:

- (i) the special Port Dues Regulations 2019;
- (ii) The period for enactment should be from 1 August to 15 August, 2019;
- (iii) The fee remain at US\$2.00 per passenger

Action: PS, MICUHAFE; CEO, AASPA; PS, FIN; PS, EDICTIT

EX MIN 19/348

EX MEM 19/171 THE ACQUISITION OF LANDS FOR BLOWING POINT TERMINAL ON BEHALF OF THE ANGUILLA AIR AND SEA PORTS AUTHORITY – PROPERTY SITUATED IN REGISTRATION SECTION WEST CENTRAL BLOCK 284039 B DESCRIBED AS PARCELS 29, 36, 37 AND 38

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA Financial Specialist, PS, Finance, PS, MICUHAF, DLS remained. CEO AASPA joined.

Council agreed:

- (a) with the negotiation strategy proposed and that AASPA to work with the Attorney General Chambers and Social Security to look at the sale.
- (b) that Ministry of Finance discuss method of payment for the settlement of the land.

Action: PS, MICUHAF; CEO AASPA; PS, FIN; PS, EDICTIT

ORAL MENTION

EX MIN 19/349

MEETING OF EXECUTIVE COUNCIL

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

Council agreed that the regular meeting of Executive Council would be held on Thursday 25 July at 9:00 am.

Action: EXCO MEMBERS
