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**MINUTES OF THE 70<sup>th</sup> MEETING OF THE TWELFTH ANGUILLA**  
**EXECUTIVE COUNCIL HELD ON THURSDAY 16<sup>th</sup> DECEMBER 2021 AT 9.00 AM**

- PRESENT: Her Excellency the Governor, Ms Dileeni Daniel-Selvaratnam
- The Honourable Premier and Minister for Finance and Health,  
Dr Ellis Webster
- Acting Deputy Governor, Mr Karim Hodge
- The Honourable Minister for Social Development, Cultural Affairs,  
Youth Affairs, Gender Affairs, Education and Library Services,  
Ms Dee-Ann Kentish-Rogers
- The Honourable Minister for Home Affairs, Immigration, Labour,  
Human Rights, Constitutional Affairs, Information and Broadcasting,  
Lands and Physical Planning, Mr Kenneth Hodge
- The Honourable Minister for Infrastructure, Communications,  
Utilities, Housing and Tourism, Mr Haydn Hughes
- The Honourable Minister for Economic Development, Commerce,  
Information Technology, Environment and Natural Resources,  
Mr Kyle Hodge
- The Hon Attorney General, Mr Dwight Horsford
- Acting Clerk to Executive Council, Ms Jennyville Smith
- IN ATTENDANCE: Hon Parliamentary Secretary for Economic Development,  
Mrs Quincia Gumbs-Marie  
Financial Specialist, Mr Stephen Turnbull
- ABSENT: Hon Special Ministerial Assistant to the Hon Minister for Social  
Development/Education, Mr Merrick Richardson

EX MIN 21/416

**CONFIRMATION OF THE MINUTES**

Hon Parliamentary Secretary for Economic Development and Financial Specialist remained.

Council confirmed the Minutes of the 69<sup>th</sup> Meeting of Executive Council held on Thursday 9<sup>th</sup> December, 2021 and the Special Meeting held on Monday 13<sup>th</sup> December, 2021.

**MATTERS ARISING FROM THE MINUTES**

EX MIN 21/417

**COVID-19 UPDATE**

Hon Parliamentary Secretary for Economic Development and Financial Specialist remained. The following persons joined:

Chief Medical Officer, Dr Aisha Andrewin  
Director of the CDU, Mrs Twyla Richardson-Bradshaw

**Epidemiology***Global overview*

According to the World Health Organization's (WHO) most recent epidemiological update of December 14<sup>th</sup>, globally, the weekly incidence of both cases and deaths from COVID-19 has declined during the past week (6-12 December 2021), with decreases of 5% and 10% respectively, as compared to the previous week. Nonetheless, this still corresponded to over 4 million new confirmed cases and just under 47 000 new deaths and the African Region reported a 111% increase in new cases last week. As of 12 December, nearly 269 million confirmed cases and nearly 5.3 million deaths have been reported globally.

The Region of the Americas and South-East Asia Region both reported decreases of 10% and the European Region reported a 7% decrease. However, the regions reporting the highest weekly case incidence per 100 000 population continue to be the European Region (277.9 new cases per 100 000 population) and the Region of the Americas (81.9 new cases per 100 000 population). Both regions also reported the highest weekly incidence in deaths of 3.0 and 1.0 per 100 000 population, respectively while <1 new death per 100 000 was reported in all other regions.

The highest numbers of new cases were reported from the United States of America (674 019 new cases; 9% decrease), Germany (351 738 new cases; 11% decrease), the United Kingdom (350 340 new cases; 13% increase), France (335 972 new cases; 19% increase), and the Russian Federation (215 283 new cases; 7% decrease).

### **Update on the Emergence of Variant of Concern Omicron (B.1.1.529).**

As of 14 December 2021 (2 pm CET), the Omicron variant has been confirmed in 76 countries. Based on current limited evidence Omicron appears to have a growth advantage over Delta. It is spreading faster than the Delta variant in South Africa where Delta circulation was low, but also appears to be spreading more quickly than the Delta variant in countries where the incidence of Delta is high, such as in the United Kingdom.

The data on the clinical severity of Omicron remains limited. Preliminary evidence suggests that there may be a reduction in vaccine efficacy and effectiveness against infection and transmission associated with Omicron, as well as an increased risk of reinfection. Diagnostic accuracy of routinely used PCR and antigen-based rapid diagnostic test (Ag-RDT) assays does not appear to be impacted by Omicron, and therapeutic interventions for the management of patients with severe or critical COVID-19 associated with the Omicron variant are expected to remain effective. As a result of this, the overall risk related to the new variant of concern Omicron remains very high but more data are needed.

### ***Caribbean Region***

The Caribbean once again saw a slight increase - the region's total confirmed cases stands at 2,193,737 in 35 countries/territories (including the 26 CARPHA Member States). Furthermore, a total of 28,525 deaths have been recorded in the Caribbean Region as of December 13, 2021.

Though declines in the number of cases have been observed in several Caribbean countries from the September peak, a few countries (81%), are still experiencing situations ranging from cluster outbreaks to community transmission of the virus with increasing hospitalizations and deaths. Additionally, the following variants of concern of SARS-CoV-2 are present in the region: alpha, beta, gamma, and delta.

## *Anguilla*

As of December 15<sup>th</sup>, 2021 at midday, the total number of confirmed cases since the beginning of the pandemic in early 2020 is 1603, with 1563 recovered, 4 deceased (an additional 2 deceased while infected) with 40 currently active. Seven unvaccinated adults, one female and six males are currently admitted to the Isolation Unit.

## **Vaccination Deployment Update**

### Vaccine Uptake

As of December 15<sup>th</sup>, a total of 10,103 first doses and 9224 second doses have been administered. In an estimated population of 15,500 total persons; this would represent 65% of the population having received the first dose and 59% of the population having received two doses. The age breakdown of persons having received a first dose is as follows:

- 412 persons age 12-17
- 3024 persons age 18-34
- 2885 persons age 35-49
- 2480 persons age 50-64
- 1315 persons age 65+

The occupational breakdown of first doses is as follows:

- 355 Healthcare workers
- 545 Civil and Border Protection
- 1822 Hospitality
- 1101 Retired
- 6315 Others

### Distribution (Pfizer)

As of December 13<sup>th</sup>, 1689 doses of Pfizer have been administered including 1145 booster doses and 412 first doses to 12 - 17 year olds. This represents roughly 30% of the estimated 12 - 17 year old population.

The age breakdown for Pfizer first doses is below:

- 412 persons age 12-17
- 70 persons age 18-34
- 50 persons age 35-49
- 17 persons age 50-64
- 9 persons age 65+

Vaccination Distribution for this week consists of walk-ins at Welches Polyclinic on Thursday 16<sup>th</sup> December from 9 a.m. - 12 p.m. and 1:30 p.m. – 3:45 p.m., and appointments for Friday afternoon at Western polyclinic. The public is advised to call the clinic at 497 6421 to schedule. The reduced vaccination schedule was due to nursing shortages at the community level.

On 15 December 2021, a total of 2340 doses (two trays of 1170 doses each) of Pfizer COVID-19 vaccine (Batch # FN5254) and associated supplies were received in good condition by the Ministry of Health from the U.K. The Ministry would like to place on record again its appreciation and gratitude for these vaccines and supplies.

### **COVID-19 Response Measures**

The current most pressing matters/issues are as follows:

#### *Epidemiological situation and the omicron variant:*

The Ministry is continuing to monitor the emergence of Omicron. Noting the recent change to the vaccination guidance, the Ministry will advise if any further changes are recommended to the current control measures.

#### *COVID-19 testing capacity:*

The concerns and challenges regarding the capacity, including turnaround time for test results have been noted. Furthermore, the expected increases in demand in the upcoming Festive Season have also been acknowledged. This is considered in conjunction with the current local epidemiological situation as well as the vaccination coverage and ongoing efforts to increase same. Additionally, at least one cell in the closed platform machine is malfunctioning which has contributed to some delays in reporting results. However, the Ministry is using a combination of rapid tests (in lower risk situations) and PCR tests in order to improve turnaround times.

### **COVID-19 Rules/Regulations:**

Regulations have been drafted for final ExCo approval:

Public Health (Quarantine) (Covid-19) (Amendment) (No.?) Regulations, 2021 to allow for the expansion of COVID-19 testing as approved by Executive Council. The proposal at this time is to roll out rapid-testing capabilities to registered medical practitioners and employers who have more than 15 employees. The regulations have removed penalties for persons who import tests without approval, but allows them to be held by the Ministry of Health. It is not recommended at this time that individuals be allowed to import tests for personal use. Even though this is allowed in certain countries, it has been to the detriment of accurate and proper case reporting and national surveillance initiatives. This is mostly done in countries where access to testing is an issue. The Ministry is satisfied that there would be sufficient capacity to allow proper access to testing with the above expansion as proposed in addition to testing being done by the Government of Anguilla and the Hughes Medical Centre.

Quarantine (Covid-19) (Arriving Passengers Health Clearance) (No. 19) (Amendment) Rules, 2021 to allow visitors in Anguilla to stay in neighbouring islands overnight like locals on a one day trip.

### **Protocols for the management of excursionists and yacht tourists**

Further to the coordinated effort with partners to implement the protocols for daytrips for visitors and residents, mega yacht agents requested a meeting to discuss their concerns including:

- turnaround time to approvals
- arrival testing for persons wishing to stay overnight
- protocols for anchorage-only visitors
- the general way forward ahead of the Festive Season.

A meeting was held on 15 December with representation from the Ministry of Health, Tourism and the agents. Further to that meeting tourism partners have forwarded a protocol document for consideration.

Council:

- 1) thanked the health team for their continued hard work and agreed the recommendations as set out in the paper subject to the following;
- 2) instruct the Attorney General's Chambers to amend the regulations to reflect the intent of Ex Min 21/373 and Ex Min 21/395 to be clear that it is not an offence to bring in rapid tests for personal use and as such they will not be confiscated;
- 3) instruct the Attorney General's Chambers to amend the regulations to align to the decision of Executive Council to enable the import of rapid tests for personal use without penalty or confiscation;
- 4) enable the importation of rapid tests for commercial sale by registered pharmacists only. Ministry of Health to work up protocols with pharmacists in respect of the data required to inform tracking information; and
- 5) noted the PS Economic Development and Commissioner of Police had agreed protocols to enable fishing to recommence on the south side. The protocol to be circulated to ExCo members for information.

Council authorized the issue of the Action Sheet before confirmation of the Minutes.

Action: PS, HLTH; PS, FIN; PS, EDCITENR; BD; ACC, GEN;  
HON, DG; HON, AG; MINS OF GOV'T

EX MIN 21/418

**EX MEM 21/262 ARRANGEMENTS FOR IMPLEMENTATION OF THE LICENSING OF BUSINESSES ACT, 2021**

Hon Parliamentary Secretary for Economic Development and Financial Specialist remained.

The Hon Minister for EDCITENR briefed Council on the Draft Licensing of Businesses (Forms) Regulations 2022 and Draft

Licensing of Businesses (Moratorium on Supermarkets and Hardware Stores) Order, 2022

Council approved that:

- 1) the Draft Licensing of Businesses (Forms) Regulations 2022 takes effect 1<sup>st</sup> January 2022;
- 2) the Draft Licensing of Businesses (Moratorium on Supermarkets and Hardware Stores) Order, 2022 imposing a moratorium on the licensing of supermarkets and hardware stores takes effect 1<sup>st</sup> January 2022;
- 3) the appointment of Ms Heather Wallace as the representative from the Anguilla Chamber of Commerce and Industry (ACOCI) on the Business Licensing Board effective 1<sup>st</sup> January 2022;
- 4) the appointment of alternate members of the Board effective 1<sup>st</sup> January 2022;
  - i. Mrs Felicia Hill (ACOCI);
  - ii. Mrs Anthea Ipinson Connor (Ministry); and
- 5) the payment of a stipend of EC\$250 a meeting, a maximum of EC\$500 a month to the ACOCI representative.

Action: PS, EDCITENR; HON, MIN EDCITENR

EX MIN 21/419

**EX MEM 21/263 EXECUTIVE COUNCIL TO APPROVE DRAFTING INSTRUCTIONS FOR ADVANCED CARGO INFORMATION LEGISLATION (ACIS)**

Hon Parliamentary Secretary for Economic Development and Financial Specialist remained.

The Hon Premier briefed Council. ACIS is a standardised, modern Advance Cargo Information process, compliant with CARICOM and the World Customs Organization's Standards to secure and facilitate global trade Framework. It will provide the Anguilla Customs Department with information about cargo even before it arrives on the island.



This enables the Anguilla Customs Department to streamline their workflows, support pre-clearance of shipments, and conduct documentation checks even before shipments depart from the island of origin.

ACIS will play a very important role in ensuring that Customs can continue to operate effectively and efficiently as it relates to border management. It should also be noted that the implementation of the ACIS legislation will ensure that AASPA is in compliance with the respective governance/regulatory organizations.

Council:

- 1) approved the drafting of the legislation for the implementation of the Advanced Cargo Information System; and
- 2) instructed the Attorney General's Chambers to draft legislation for the implementation of the Advanced Cargo Information System

Action: PS, FIN; HON, AG; HON, PREM

EX MIN 21/420

**EX MEM 21/125 APPROVAL OF ELECTRICITY (SUPPLY) AMENDMENT REGULATIONS**

Hon Parliamentary Secretary for Economic Development and Financial Specialist remained.

The Hon Premier briefed Council. The Electricity Act establishes the requirement for persons to have a licence to use any electrical plant for the purpose of supplying electricity to any premises within the area specified in the licence.

The Act makes provision for Regulations to be made to prescribe Licence fees for suppliers of Electricity.

The Electricity Supply (Amendment) Regulations, 2016 restricts the maximum period for which fees under the licence may be enforced to a maximum of five years for public suppliers.

As such, the fee for the Public Supplier's Licence applicable to ANGLEC must be periodically renewed. The most recent Regulations

prescribing such fees would have expired in December 2018. Therefore, a provision was inserted in the draft Regulations to validate licence fee collections between 2019 and 2020.

The fee proposed is in keeping with what is currently paid. This is an annual fee at a rate of 750,000 XCD for the fixed portion (payable by Jan 31<sup>st</sup>) and a variable portion which is a gross revenue charge of 0.65% of the previous years audited financial statements. The latter is payable by the last quarter of the year in which it is due.

Council:

- 1) approved the final draft of the Electricity Supply (Amendment) Regulations, 2021; and
- 2) instructed the Attorney General's Chambers to prepare the Regulations for tabling at the next session of the House of Assembly.

Action: PS, FIN; HON, AG; HON, PREM

EX MIN 21/421

**EX MEM 21/264 EXTENSION OF STAMP (TEMPORARY AMENDMENT) ACT AND ALIENS LAND HOLDING REGULATIONS (TEMPORARY AMENDMENT) ACT UNTIL 31<sup>ST</sup> DECEMBER 2023**

Hon Parliamentary Secretary for Economic Development and Financial Specialist remained.

The Hon Minister of Home Affairs briefed Council. By Executive Council Minute 16/737 (attached at **Appendix 1**), Council made a number of approvals which included a reduction in stamp duties for Belongers (pursuant to the Stamp Act), a reduction in stamp duties for Aliens (pursuant to the Aliens Land Holding Regulations Act and an extension of time for qualifying Non-Belongers to stay and remain on Anguilla. The approvals became effective on 1<sup>st</sup> January 2017 and stated as follows:

- a. Reduction of Stamp Duty for Belongers on transfer of land/property pursuant to the Stamp Act, from 5% to 2.5% for a period of three (3) years (i.e. to expire on 31<sup>st</sup> December 2019);

- b. Stamp Duty under the Aliens Land Holding Licence Regulations Act be reduced for Aliens Land Holding Licences on Villas/Homes from 12.5% to 5% for a period of two (2) years (i.e. to expire on 31<sup>st</sup> December 2018);
- c. Reduction of the Aliens Land Holding Licence Stamp Duty from 12.5% to 6.25% on land purchases with a requirement for construction to be completed within 30 months of acquiring the land. Licencees who have not completed construction at the end of 30 months will forfeit 50% of their refundable deposit. The remaining 50% will be forfeited if the construction is not completed within a further six (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
- d. Non-Belongers who purchase property under recommendations 2 and 3 above to be granted an eleven (11) months visitors stamp (payable) at the time of payment of the ALHL fees, to be renewed for the same term on an annual basis.

By Executive Council Minute 20/53 (attached at **Appendix 2**), the following was agreed:

- i. “that the Stamp (Temporary Amendment) Act and Aliens Land Holding Regulations (Temporary Amendment) Act be extended for a further two (2) years (i.e. 31<sup>st</sup> December 2021);*
- ii. that the Attorney General's Chambers amends both pieces of legislation to be published in the gazette and tabled for reading at the next sitting of the House of Assembly once amendments have been made; and*
- iii. that the approved amendment Acts/Bills be read in the House of Assembly in the order given above.*

*Council additionally agreed that revised numbers on the impact on revenue be reflected in the paper.”*

The Ministry of Lands has obtained feedback from a number of Real Estate agencies who are of the view that the programme should be extended for at least one (1) more year. One of the stakeholders

indicated they, the Real Estate Agents, have seen increased sales even during a pandemic and is of the opinion that the reduction in tax has been a contributing factor. It was also noted that there is a large inventory of homes and land for sale on the market for 5 years or more, while new listings continue to be added. Another property agent was of the opinion that if the programme does not continue it would seriously hinder real estate sales for 2022. They also provided statistics on sales over the last three (3) years as follows:

*2019 – US\$6.5 mil,*

*2020 – US\$17 mil and*

*2021 (Sept.) – US\$5 mil.*

### **Real Estate Market in Anguilla for the period 2016 to October 2021**

The Department of Lands and Surveys undertook an analysis of registration activity over the period Q1 of 2016 to Q4 of 2021 to assess how the Real Estate incentive program has performed.

Based on the analysis of the Real Estate Market over the last four (4) years, it is noted that the market has remained constant in transactions. In 2020 there was a spike of approximately 32% in 2020 and 2021 as of 30<sup>th</sup> November showing a 7% increase in transactions over 2020 (See table 1 below). To get a true reflection of where the bulk of revenue came from an analysis was conducted on the revenue for ALHLs fees verses Stamp Duty for Anguillians. Over the last six (6) years it can be deemed that approximately between 70% of revenue is collected from ALHLs.

Assessing the revenue from ALHLs it was noted that in 2021 is having a breakout year, with the highest uptake with approximately EC\$24.56 million in revenue as of 30<sup>th</sup> November. It is noted that the sale for Cuisinart Resort and Golf Course, The Reef Resort officially closed in 2021, which represented a massive injection of revenue to the Government of Anguilla in the amount of EC\$13.93 million. The Department observed that there were ten (10) transactions that yield over EC\$6.89 million in revenue. These transactions range from Paradise Cove to Condo sales (i.e. Four Seasons Anguilla Ltd., Signature Villas and other upscale Villas).

Further, statistical analysis shows that the foreign market is interested in investing in Anguilla as the number of ALHLs is currently over 45 for 2021 compared to 30 for 2020. This could be as a result of many factors such as a greater turnover of alienated property such

as baby boomers returning to the US and Europe for various reasons. The foreign market also has been very upbeat about Government's controls to the pandemic and see Anguilla as a safe place to invest. 2017 was the next highest revenue in the amount of EC\$16.3 million. During the 1<sup>st</sup> half of 2017, the sale of Cap Juluca Hotel contributed to a whopping EC\$10.52 million and the first half of 2018 recorded EC\$6.2 million which could have been linked to the fact that sales in 2017 were delayed due to Hurricane Irma.

The local market has remained fairly constant with revenue on average in the amount of EC\$2.6 million, there was an uptick in 2020 to EC\$3.29 million but thus far has cooled off by EC\$0.5 million, which could be due to relatively low economic activity; possibly due to COVID. Another factor could be due to the lack of spending power by local patrons; mostly due to low/freeze on wages and increased unemployment rate.

A general assessment of the incentive program shows signs that the program has attracted attention to the Real Estate market and more persons are seeking to transact. In general, the Ministry feels optimistic that if the program is extended it would have a positive impact on the market.

Table 1

TRANSACTION	2016	2017	2018	2019	2020	2021
CHARGES	129	125	115	97	148	270
TRANSFERS	348	295	357	407	453	551
PROPRIETOR BY TRANSMISSION	116	121	73	77	354	96
TRANSFERS BY PERSONAL REPRESENTATIVE	102	215	87	84	94	198
<b>Total Overall Number of Transactions</b>	<b>1561</b>	<b>1574</b>	<b>1392</b>	<b>1504</b>	<b>2215</b>	<b>2374</b>
Yr End Total	\$7,080,617.00	\$16,343,690.58	\$9,153,863.00	\$7,974,500.11	\$7,419,491.55	\$27,332,752.01
Yr End ALHL Revenue	\$3,639,044.13	\$15,732,978.00	\$6,051,218.74	\$5,585,110.57	\$4,123,987.05	\$24,564,216.79
ALHL v. Total Revenue as %	51.4%	96.3%	66.1%	70%	55.6%	89.9%

If the policy is revoked this could negatively impact revenues for 2022 and 2023 especially in the local market with little spending power.

This could create initial uncertainty and worry among consumers who are likely to buy leading to an immediate stalling of the Real Estate market, where there is no capital inflows. Without the extension of the program, the current and potential future of revenues could cool off significantly affecting revenues for 2022 and 2023. This can have a spiraling negative impact on real estate developments, construction, refurbishment, infrastructure and the economy on a whole.

The Director of Lands and Surveys is of the view that there is opportunity in the Real Estate market which Government can capitalise on. In his research on the Latin American market, despite turbulence with Covid19, inflation and challenges, the market continues to remain poised for moderate growth of 2.9% for 2022. Executive Secretary of United Nations, Alicia Bárcena stated *“in order to maintain expansionary fiscal and monetary policies, the region’s countries must complement domestic resources with greater access to international liquidity and with multilateral mechanisms that would facilitate debt management, if necessary. Multilateral initiatives are needed to face uncertainties about vaccination and developing countries’ access to financing under adequate conditions.”*

Therefore, it is critical that the programme is seen as a way to capitalise the property market, as land is Anguilla’s only resource.

The Director noted that in 2021 the volume of private-equity dry powder is now estimated to exceed \$2 trillion, with 5 percent or more allocated to real estate (i.e. \$100 million). There is a need to attract some of these funds to Anguilla. One significant impact would be to further market the incentive program on the Global scale and utilize property journals/magazines (such as Estate Gazette, Property World, Caribbean Trends, Latin America and Caribbean Hotel Trends) to attract potential investors to the program with the availability of funds to do such.

The reduction in Stamp Duty under both the Stamp Act and ALHL Regulation Act will impact the overall revenue but there is the potential uptick that the increase in activity will surpass this loss and generate more activity in the market. World Bank has published that real estate (including land) accounts for between half and three quarters of national wealth. Therefore, there is a need to continue to revitalise this sector for the success of the Anguillian economy.

The Ministry of Lands has reviewed the report and agrees with the findings and recommendation that the program should be extended for another two (2) years (i.e. until 31<sup>st</sup> December 2023) under the Aliens Land Holding Licence Regulations Act and Stamp Act.

Council:

- 1) approved that the Stamp (Temporary Amendment) Act and Aliens Land Holding Regulations (Temporary Amendment) Act be extended for a further two (2) years (i.e. 31<sup>st</sup> December 2023); and
- 2) instructed the Attorney General's Chambers to amend the Extension of Stamp (Temporary Amendment) Act and Aliens Land Holding Regulations (Temporary Amendment) Act and have same published in the Gazette and tabled for reading at the next sitting of the House of Assembly.

Council authorized the issue of the Action Sheet before confirmation of the Minutes

Action: PS, HA; DLS; HON, MIN HA, HON, AG

EX MIN 21/422

**EX MEM 21/265 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATION ACT – REGISTRATION SECTION ROAD, BLOCK 08512 B, PARCEL 63 BEING 0.75 OF AN ACRE WITH A DWELLING HOUSE THEREON**

Hon Parliamentary Secretary for Economic Development and Financial Specialist remained.

Council agreed to issue an Aliens Land Holding Licence to hold vacant property situated in Registration Section Road, Block 08512 B, described as Parcel 63 being 0.75 of an acre of land located at South Hill, Anguilla for residential purposes with three (3) detached duplex buildings thereon, subject to the following:

- a) Stamp duties payable are as follows:

(i)	under the Stamp Act – 5% of EC\$1,999,751.98	EC\$ 99,987.60
(ii)	under the Aliens Land Holding Regulation Act – 5% of EC\$1,999,751.98	<u>EC\$ 99,987.60</u>
	<b>TOTAL</b>	<b><u>EC\$199,975.20</u></b>

- b) that the Company is also granted an exemption from Governments policy that restricts Aliens to the purchase of no more than half an acre of land, on the grounds that the property will be used for short term residential purposes;
- c) that the Company complies with the Labour Department Act R.S.A. c. L15 and Section 127 (1), (2), (3), (4) and (5) of the Labour (Relations) Act;
- d) that the property will be rented on a short term basis only;
- e) that the Aliens Land Holding Licence stipulates that the short term tenancy duration will not exceed 180 days for each 365 day period;
- f) that the rental of the units is to be at prevalent market rates, that are reflected in the tenancy agreements and the rental transactions are to be at arms-length; and
- g) that rental of the units is limited to the employees of a certain entity and not to guests; nor to the employees of other touristic developments.

Council authorized the issue of the Action Sheet before confirmation of the Minutes.

Action: PS, HA; DLS; HON, MIN HA



EX MIN 21/423

**EX MEM 21/266 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATION ACT – REGISTRATION SECTION EAST END, BLOCK 99315 B, PARCEL 309 CONTAINING 0.45 OF AN ACRE**

Financial Specialist remained.

Council agreed to issue an Aliens Land Holding Licence to hold on freehold basis, property situate in Registration Section East End Block 99315 B, described as Parcel 309 containing 0.45 of an acre located at Sandy Hill, Anguilla for recreational purposes subject to the following:

a) Payment of the following Stamp duties:

(i)	under the Stamp Act – 5% of EC\$470,435.00	EC\$23,521.75
(ii)	under the Aliens Land Holding Regulation Act – 6.25% of EC\$470,435.00	EC\$29,402.19
(iii)	Refundable Deposit – 10% of EC\$470,435.00	<u>EC\$47,043.50</u>
	<b>TOTAL</b>	<b><u>EC\$99,967.44</u></b>

b) That the land is used for sole purpose as stated in Planning Approval i.e. a Pickle Ball Court.

c) That the Applicant be granted an exemption on Governments' policy for owning more than half an acre.

d) The Licensee shall fully comply with the laws of Anguilla from time to time including the Land Development Control Act, the Property Tax Act, the Building Regulations, the Control of Employment Act, the Social Security Act, the Immigration and Passport Regulations and any statutory modification or re-enactment thereof and any rules or regulations made there under.

Council authorized the issue of the Action Sheet before confirmation of the Minutes.

Action: PS, HA; DLS; HON, MIN HA

EX MIN 21/424

**EX MEM 21/267 APPLICATION FOR DUTY AND TAX EXEMPTION FOR IJAMARI GUMBS**

Financial Specialist remained

Council:

- 1) agreed that duty and tax exemptions should be granted to Mr Ijamari Gumbs on the importation of equipment and tools related to paint/bodywork;
- 2) agreed that the administrative fee under the Customs Administrative Cost Recovery Act should apply; and
- 3) noted that the estimated duty and tax loss to the Government is EC\$1,325.04.

Action: PS, FIN; PAS, FIN; HON, PREM

EX MIN 21/425

**EX MEM 21/268 APPLICATION FOR DUTY AND TAX EXEMPTION FOR BIGGER & BETTER PRIVATE CATERING SERVICES**

Financial Specialist remained

Council:

- 1) agreed that duty and tax exemptions should be granted to Bigger & Better Private Catering Services on the importation of equipment to be used in the business, which includes refrigerators, hoods and fryers;
- 2) agreed that the administrative fee under the Customs Administrative Cost Recovery Act should apply; and
- 3) noted that the estimated duty and tax loss to the Government is EC\$ 9,948.32.

Action: PS, FIN; PAS, FIN; HON, PREM

EX MIN 21/426

**EX MEM 21/269 APPLICATION FOR DUTY AND TAX EXEMPTION FOR IGLESIA DE DIOS PENTECOSTAL M.I.**

Financial Specialist remained

Council:

- 1) agreed that duty and tax exemptions should be granted to Iglesia De Dios Pentecostal M.I on the importation of a bus and drum set for use by the church;
- 2) agreed that the administrative fee under the Customs Administrative Cost Recovery Act should apply; and
- 3) noted that the estimated duty and tax loss to the Government is EC\$9776.50.

Action: PS, FIN; PAS, FIN; HON, PREM

EX MIN 21/427

**EX MEM 21/270 APPLICATION FOR DUTY AND TAX EXEMPTION FOR CLIVE SMITH AND EDWIN SMITH**

Financial Specialist remained.

The Hon Premier briefed Council. Mr. Clive Smith and Edwin Smith are seeking duty free concession on a Nissan Leaf each.

It is understood that the Government of Anguilla is in the process of formulating tax exemption legislation in respect of the importation of electric vehicles into Anguilla.

It is noted that it is Government's policy to encourage endeavors that are eco-friendly and to provide concessions in order to achieve this goal.

Indeed, there is a trend of Governments worldwide encouraging the importation, production and use of electric vehicles through rebates and tax incentives. As the capital cost of electric cars is still high for masses many countries provide tax breaks, incentives and trade-ins to encourage purchase of electric cars.

While the cost is high at this time, it is expected to go down steadily and some project that by 2025 the cost of electric cars is projected to be at par with their Fossil Fuel Vehicle (FFV) counterparts.

Executive Council would have approved the grant of duty exemptions on electric vehicles on several occasions since September 2019, as such there is precedent for granting customs duty exemptions for the importation of electric vehicles.

Council:

- 1) agreed that duty and tax exemptions should be granted to Messrs. Clive Smith and Edwin Smith on the importation of one Nissan Leaf each;
- 2) agreed that the administrative fee under the Customs Administrative Cost Recovery Act should apply; and
- 3) noted that the estimated duty and tax loss to the Government is EC\$7,541.37 and EC\$7,061.47 respectively.

Action: PS, FIN; PAS, FIN; HON, PREM

EX MIN 21/428

**EX MEM 21/271 APPOINTMENT OF A CHAIRPERSON TO THE TECHNICAL & VOCATIONAL EDUCATION & TRAINING (TVET) COUNCIL**

Financial Specialist remained.

The Hon Minister for Social Development briefed Council. EX MIN 21/342 established the current TVET Council. Section 87(2) of the Education Act stipulates that the Minister shall, by instrument in writing, appoint one member as chairperson.

Mr. Terone Hodge-Carty served as an electrical technical member to the Council for three years and is the only non-ex-officio member to have previously served on the Council. As such, it is recommended that Mr. Hodge-Carty serve as Chair of the TVET Council

Council approved the appointment of Mr. Terone Hodge-Carty to serve as Chairperson of the TVET Council

Action: PS, SD; HON, MIN SD

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