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MINUTES OF THE 105th MEETING OF THE TWELFTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 22nd SEPTEMBER 2022 AT 9.00 AM

PRESENT: Acting Governor, Mr Perin Bradley

 The Honourable Premier and Minister for Finance, Economic
 Development & Investment 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 Sustainability, Innovation and
 Environment, Mrs Quincia Gumbs-Marie

 Honourable Parliamentary Secretary, Mr Merrick Richardson

 The Honourable Attorney General, Mr Dwight Horsford

 Clerk to Executive Council, Mrs Angela Hughes

IN ATTENDANCE: Financial Specialist, Mr Stephen Turnbull

ABSENT: Her Excellency the Governor, Ms Dileeni Daniel-Selvaratnam

EX MIN 22/302

CONFIRMATION OF THE MINUTES

Hon Parliamentary Secretary and Financial Specialist remained.

Council confirmed the Minutes of the 104th Meeting of Executive Council held on Thursday 15th September, 2022.

Council noted the absence of H.E. the Governor who has travelled to London for the State Funeral of Her Majesty The Queen.

MATTERS ARISING FROM THE MINUTES

EX MIN 22/303

EX MEMO 22/219 UPDATE ON THE WORK OF THE MINIMUM WAGE ADVISORY COMMITTEE (“MWAC”)

Hon Parliamentary Secretary and Financial Specialist remained.

On June 22, 2022, Executive Council approved the formulation of the Minimum Wage Advisory Committee. The MWAC’s activities include consultations with the various sectors, involving engagement with both employers and employees. The MWAC will submit its recommendations on establishing a general minimum wage or a sectoral minimum wage as the case may be to Executive Council for consideration and approval, once the appropriate work is concluded.

Council:

- 1) noted that public outreach shall commence shortly;
- 2) noted that the MWAC has been operating in accordance with the parameters set out by Executive Council. The MWAC is meeting regularly and the Chairman is grateful for the support received;
- 3) noted that the Terms of Reference should be very specific and clarity as it relates to the scope of work is required. Noted that the Work Plan may be subject to change once the Terms of Reference are completed. Presently, as circulated it is for internal use only and is not to be published; and
- 4) noted the Work Plan for the Minimum Wage Committee.

Action: PS, HA; LAB, COMM; HON, MIN HA

EX MIN 22/304

EX MEMO 22/220 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATION ACT – REGISTRATION SECTION WEST END, BLOCK 17810 B, PARCEL 175 BEING 0.27 ACRES

Hon Parliamentary Secretary and Financial Specialist remained.

Council agreed to issue an Aliens Land Holding Licence to hold on a freehold basis Villa #13 being 0.27 of an acre of land forming part of the Resorts & Residences of Anguilla Home Owners Association Ltd., at Four Seasons Anguilla Ltd., described as Registration Section West End, Block 17810 B, described as Parcel 175, subject to the following:

a) Stamp Duties payable are as follows:

- | | | |
|------|--|----------------|
| (i) | under the Stamp Act – 5%
of EC\$14,400,149.76 | EC\$720,007.49 |
| (ii) | under the Aliens Land Holding
Regulation Act – 3%
of EC\$14,400,149.76 | EC\$432,004.49 |

TOTAL	<u>EC\$1,152,011.98</u>
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b) that pursuant to Memorandum of Understanding (MOU) dated September 17, 2010 between the Government of Anguilla and SOF-VIII-HOTEL II ANGUILLA HOLDINGS, LLC under Part IV. 4(4) of the MOU, it was agreed that on the subsequent re-sale of Back Row Villa Units, Bluff Top Villa Units and Condominiums – an ALHL fee of 3% shall apply provided the subsequent buyer agrees to place the unit or condominium into the hotel room rental pool for a minimum of the first two (2) years after purchase. The Aliens Land Holding Licence Regulation Act fee shall therefore be reduced from 12.5% to 3% on the transfer of property situated in **Registration Section West End, Block 17810 B, Parcel 175,**

on the basis that it is in the public interest pursuant to the Financial Administration and Audit Act;

- c) that on the grant of the Aliens Land Holding Licence the Government of Anguilla values the concession in the amount of **EC\$1,368,014.23** as described in the table below:

Registration Section	Block	Parcel	Assessed Value (EC\$)	ALHLR Act @ 12.5%	ALHLR Act @ 3%	Value of Concession
West End	17810 B	175	EC\$14,400,149.76	EC\$1,800,018.72	EC\$432,004.49	EC\$1,368,014.23

- d) that the Attorney General's Chambers prepare and issue regulations under Section 16 of the Finance Administration and Audit Act, R.S.A. c. F27 to remit the applicant, from the payment of Stamp Duties under the Aliens Land Holding Licence Regulation Act in the amount of **EC\$1,368,014.23** owed to the Government of Anguilla;
- e) the Licensee shall fully comply with the Memorandum of Understanding dated 17 September 2010 and further agreed in First, Second, Third and Fourth Amendments to the Memorandum of Understanding, signed between the Government of Anguilla and SOF-VIII-Hotel II Anguilla Holdings, LLC and in particular Part IV Sections 4, 6 and 7 and Part V Sections IV (a) (b) (c) (in keeping with Use Restrictions and Accommodation Tax for Luxury Real Estate Products);
- f) the property is to be used for Tourism purposes;
- g) the Licensee shall rent the unit that forms part of Four Seasons Anguilla Resort;
- h) the Licensee shall place its unit in the rental programme/pool of the hotel for the first two years on receiving ownership of the property;
- i) the Licensee may opt to continue the placement of its unit in the rental programme/pool after this initial period;

- j) if the unit is **NOT** included in the rental programme/pool, annual levies will be charged at US\$6.50 per square foot per annum. Such levies shall be payable on the first day of January in each year that the levy is due. The annual levies will be subject to increase in accordance with Part IV, Section 5(d) of the Memorandum of Understanding signed between the Government of Anguilla and SOF-VIII-Hotel II Anguilla Holdings, LLC on 17 September 2010 and further agreed in First, Second, Third and Fourth Amendments to the Memorandum of Understanding;
- k) additionally, the annual levy payable by the Licensee will be zero for the first five (5) years following the purchase of the unit. Commencing five (5) years after the purchase of the unit, if the unit is included in the rental programme/pool, annual levies payable by the Licensee will be charged at US\$5.00 per square foot per annum on the covered area of the unit;
- l) the Licensee shall fully comply with the laws of Anguilla in force from time to time including the Land Development Control Act, the Property Tax Act, the Building Regulations, the Labour Relations Act 2018 and Control of Employment, Work Permit Regulations, 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; and
- m) any breach of any of the conditions of this Licence shall result in all the estate and interest of the Licensee in the land being liable for forfeiture to the Crown.

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

EX MIN 22/305

COVID-19 UPDATE

Hon Parliamentary Secretary and Financial Specialist remained.

On September 14, 2022 the Director General of the World Health Organization said the following of the COVID-19 pandemic: *We have never been in a better position to end the pandemic. We are not there yet but the end is in sight.* Globally, the number of new weekly cases decreased by 28% during the week of September 5 -11, 2022, as compared to the previous week, with over 3.1 million new cases reported. The number of new weekly deaths decreased by 22% as compared to the previous week, with just under 11,000 fatalities

reported. As of September 11, 2022, over 605 million confirmed cases and over 6.4 million deaths have been reported globally.

Caribbean Region

Since the previous report on September 12, 2022, an additional 24,511 cases of COVID-19 were confirmed in 27 countries within the Caribbean, bringing the region's total confirmed cases to 4,236,877 in 35 countries/territories (including the 26 CARPHA Member States). The new total represents a 0.5% increase in the number of confirmed cases. There were 35,585 deaths recorded in the Caribbean Region as of September 19, 2022.

Anguilla

As of September 20, Anguilla has confirmed 3,858 cases of COVID-19 of which 3,846 persons have recovered and 12 have died. There are currently 0 active cases. No one is admitted to the Isolation Unit.

With regard to the COVID-19 therapeutics, from the middle of May to date we have received the following donations from the UK Department of Health and Social Care: sotrovimab (monoclonal antibody), paxlovid and molnupiravir (oral antivirals) – for administration as per recommendations (noting that sotrovimab is not recommended against the Omicron subvariants).

Vaccination Deployment Update

As of September 16, 2022, a total of 10,850 first doses, 10,338 second doses and 2,953 first booster doses have been administered. In an estimated population of 15,500 total persons, this would represent 70% of the total population having received the first dose, 67% of the total population having received two doses and 19% having received a first booster dose. In addition, 80% of the total eligible population (13,560) have received one dose, 75% have received two doses and 26% have received a first booster. The breakdown by age of persons having received a first dose, is as follows:

- 355 persons age 5 - 11
- 587 persons age 12 - 17
- 2997 persons age 18 - 34
- 2918 persons age 35 - 49

- 2586 persons age 50 - 64
- 1406 persons age 65+

The occupational breakdown of first doses is as follows:

- 355 Healthcare workers
- 548 Civil and Border Protection
- 1850 Hospitality
- 1094 Retired
- 7004 Other

Distribution (Pfizer)

As of September 16, 5,508 total doses of Pfizer have been administered including 1,270 first doses, 1,065 second doses, 2,945 first booster doses and 229 second booster doses. This includes 586 first doses for 12 - 17 year olds; approximately 48% of the estimated 12 – 17 year old population and 441 (36%) second doses. This includes 355 (25%) first doses and 330 (23%) second doses for children aged 5 - 11 years old.

COVID -19 Exit Strategy

The Ministry has been asked to consider recommendations towards removal of the COVID-19 border entry control measures. In line with the previous Exit Strategy recommendations towards the relaxation of COVID-19 entry protocols including the discontinuation of pre-arrival testing for unvaccinated persons starting October 1, 2022, the Ministry supports the discontinuation of COVID-19 border control regulations starting October 1, 2022.

While the Ministry notes the decrease in COVID-19 cases in the past two weeks following the post carnival uptick, the Ministry supports the continued best public health practices ensuring the ready identification through testing and isolation/quarantine for cases. Further, the Ministry supports the maintenance of the current protocols allowing organisations with indoor spaces that have little to no natural ventilation to implement masking policies at their discretion.

Monkey Pox (MPX) Update

Since 1 January 2022, cases of monkey pox have been reported to WHO from 105 Member States across all 6 WHO regions. As of September 19, 2022, a total of 61,753 laboratory confirmed cases (and 533 probable cases), including 23 deaths, have been reported to WHO. Since 13 May 2022, a high proportion of these cases have been reported from countries without previously documented monkey pox transmission. This is the first time that cases and sustained chains of transmission have been reported in countries without direct or immediate epidemiological links to areas of West or Central Africa.

In Anguilla, during the week of September 12, PAHO conducted training for monkey pox testing. Four sessions were organised, four members of the laboratory participated and the PCR testing for monkey pox was successfully implemented and is available in country.

Council:

- 1) noted the update on MPX in the region. The Ministry will continue to monitor the COVID-19 and MPX outbreaks;
- 2) noted the recommendations towards the COVID-19 Exit Strategy;
- 3) reviewed the existing COVID-19 related Regulations which expire on 30 September 2022, and approved extension of the following from 1 October 2022 to 30 November 2022, in order to retain the power to test, isolate and quarantine persons, but with amendment to remove the requirement for unvaccinated persons to present a pre-arrival test and the associated actions for failure to present a test, effective October 1:
 - a) Public Health (Quarantine)(COVID-19) Regulations; and
 - b) Public Health (Temporary Restrictions)(Step 5) Regulations; and
- 4) agreed that the following rules and Regulations would not be renewed and thus permitted to expire:

- a) Quarantine (COVID-19)(Arriving Passengers Health Clearance) Rules;
- b) Public Health (Regulation of Ports) Regulations;
- c) Public Health (Landing of Passengers)(Special Exemptions);
- d) Public Health (COVID-19 Monitoring of Approved Businesses) Regulations; and
- e) Emergency (COVID-19 Border Control) Regulations.

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

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