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MINUTES OF THE 80TH MEETING OF THE TENTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 3RD NOVEMBER 2011

- PRESENT: His Excellency the Governor, Mr Alistair Harrison
- The Honourable Hubert Hughes, Chief Minister and Minister of Finance,
Economic Development, Investment, Commerce and Tourism
- The Honourable Deputy Governor, Mr Stanley Reid
- The Honourable Edison Baird, Minister of Social Development, Health, Sports
and Education
- The Honourable Walcott Richardson, Minister of Labour, Immigration, Lands,
Physical Planning, Human Rights, Environment, Gender Affairs and Agriculture
and Fisheries
- The Honourable Attorney General, Mr James Wood
- Mrs Jewelle Fleming, Clerk to Executive Council
- IN ATTENDANCE: Dr Wycliffe Fahie, PAS, FIN
Hon Jerome Roberts, Adviser to the Hon CM
Hon Haydn Hughes, Parliamentary Secretary
Dr Aidan Harrigan, PS, EDICT
Mr Foster Rogers, PS, MHA/LANDS
Mr Perin Bradley, TIO
Ms Mary Clare Haskins, Crown Counsel
Ms Gina Brooks, Tourism Planner
Mr Gifford Connor, DLS
Mr Vincent Proctor, PPO
Mr Harry Wiggin, Solicitor, Webster & Dyrud
Mr Eric Prevette, Co-Asset Manager, Cap Juluca
Ms Sarah Barrington, Associate, Webster & Dyrud
- ABSENT: The Honourable Evan Gumbs, Minister of Infrastructure, Communications,
Utilities and Housing

EX MIN 11/743 **CONFIRMATION OF THE MINUTES**

Minutes will be confirmed at the next regular Meeting of Executive Council.

OUTSTANDING ITEM FOR EXCO

1. EX MIN 08/761 IMMIGRATION AND LABOUR POLICY
of 11 December 2008

Action: PS, MHA; AG

EX MIN 11/744

EX MEM 11/312 REFUND OF DUTY FOR ANI ART ACADEMY ART SCHOOL

Dr Wycliffe Fahie, PAS, Fin joined the Meeting.

The above mentioned art school is working closely with the Education Department in Anguilla and the importation of some materials have been duly exempted because of the collaboration with the Education Department. However, at the initial phase of the relationship, there was a misunderstanding which resulted in duties being erroneously paid by the school but the importation was consistent with items that were subsequently exempted.

Council agreed that the sum of EC\$9,095.42 should be refunded on the grounds that the activities of the art school are direct contributions to the overall education process in Anguilla and that the school has become a permanent and dependable component of the educational framework on the island.

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

EX MIN 11/745

EX MEM 11/313 EXTENSION OF DUTY EXEMPTION PERIOD FOR CELEBRITY STAR #62 SHOAL BAY

PAS, FIN remained for discussion.

Council agreed that duty exemption should be extended to Celebrity Star #62 Shoal Bay, an accommodation project at Shoal Bay (c/o Mr Clement Vanterpool) for a further two years so that the proprietor could take advantage of any funding opportunities that may arise within that time period. Council further agreed to the duty exemption extension on condition that each shipment must be dealt with on its own merits until the expiry of the exemption period.

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

EX MIN 11/746

EX MEM 11/314 DUTY EXEMPTION ON VEHICLE FOR ROYAL ANGUILLA POLICE CLUB

PAS, FIN remained for discussion.

Council agreed that duty exemption should be granted to the Royal Anguilla Police Club on a vehicle that will be raffled and the funds used for community oriented activities.

The duty loss to the GoA is estimated at EC\$36,552.80.

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

EX MIN 11/747

EX MEM 11/315 APPLICATION FOR DUTY EXEMPTION FOR SHOAL BAY VILLAS

PAS, FIN remained for discussion.

Council agreed that duty exemption should be granted to Shoal Bay Villas (c/o Mrs Kathy Haskins) on construction material and supplies to construct ten new villas. Council supported the Ministry's view that such projects encourage Development activities within local entrepreneurial sector in traditional areas such as tourism.

The duty loss to the GoA is estimated at EC\$336,798.21.

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

EX MIN 11/748

EX MEM 11/316 APPLICATION FOR DUTY EXEMPTION FOR HUGHES MEDICAL CENTRE

PAS, FIN remained for discussion.

HE The Governor declared an interest because of the use of the medical services rendered at the Centre to his family.

Council agreed that duty exemption should be granted to Hughes Medical Centre (c/o Dr Lowell Hughes) on a solar energy system.

The duty loss to the GoA is estimated at EC\$31,820.00.

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

EX MIN 11/749

EX MEM 11/317 EXCHANGE OF CROWN LAND – KIRK AND JOYLYNN HUGHES, SECTION ROAD, BLOCK 08412B PART OF PARCEL 345 (CROWN) AND THE CONSTRUCTION OF THE HOUSE ON SECTION WEST CENTRAL, BLOCK 28411B, PARCEL 206 FOR BERTHA P. COLBOURNE

Mr Foster Rogers, PS, MHA/LANDS and Mr Gifford Connor, DLS joined the Meeting.

Council agreed that EX MIN 10/183 Section (iii) should be amended to exchange Crown's land in the amount of 0.7 acre being part of parcel 345 Block 08412B in Road Registration Section, in accordance with Plan Reference LS16-10B valued at US\$175,000.00 for the construction of the three bedroom/two bathroom/laundry house on Parcel 206, Block 28411B in West Central Registration Section now estimated at a construction cost of US\$200,000.00 to US\$238,000.00.

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

EX MIN 11/750

EX MEM 11/318 FILLING VACANT POSITIONS

PS, MHA/LANDS remained for discussion.

Council agreed that the following vacant positions in the Ministry of Home Affairs should be filled:-

- 1) Director of Lands and Surveys - to be filled effective 1 January 2012
- 2) Planner - to be filled effective 1 November 2011
- 3) Assistant Chief Surveyor - to be filled effective 1 November 2011
- 4) Deputy Director (Strategic Research & Programming) - to be filled effective 1 November 2011

Council further agreed that the above positions effective 1 November 2011 should be filled in light of the fact that budgetary allocations are already on place for them for the remainder of the year.

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

Action: PS, MHA/LANDS; PS, PA; DLS; PS, FIN; PS, EDICT; BO

EX MIN 11/751

EX MEM 11/319 WORK PERMIT APPLICATION REFUSAL

PS, MHA/LANDS remained for discussion.

The Hon Minister of labour consulted with the executive Council and concluded that the work permit application for the following persons should be refused in Accordance with Section 4 (1) of the Control of Employment Act:-

- 1) Stephane Zaharia French General Manager Cuisinart Golf Resort & Spa
- 2) Christian F. Roualec French Bartender Thomas Moreau (Madariman)

The Minister of Labour is not convinced that sufficient efforts were applied to employ suitable Anguillians. The Minister was of the opinion that qualified Anguillians must be afforded every opportunity available to be gainfully employed wherever possible.

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

Action: PS, MHA/LANDS; LAB COM; CIO

ORAL MENTION

EX MIN 11/754

POLICY ON DUTY EXEMPTION

Council agreed that the Ministry of Finance and Customs should formulate a general policy relating to duty exemption and other exemption issues particularly as they relate to NGOs and non-profit organisations to be considered by Executive Council by 24 November 2011.

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

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

EX MIN 11/755

ADVERTISEMENTS OF POSTS: ATTORNEY GENERAL'S CHAMBERS

Council agreed that the following posts in the Attorney General's Chambers should be advertised:-

- 1) Chief parliamentary Counsel
- 2) Senior Crown Counsel (Crime)

Action: AG; PS, PA

EX MIN 11/756

OVERSEAS TRAVEL

The Hon Minister of Home Affairs informed Council that he would be off-island from the 7 – 11 November 2-11 to attend a Parliamentary Conference on Gender Affairs in Jamaica.
