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MINUTES OF THE 134TH MEETING OF THE TENTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 10TH JANUARY 2013

- 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 Acting Deputy Governor, Dr Bonnie Richardson-Lake
- 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 Evan Gumbs, Minister of Infrastructure, Communications,
Utilities and Housing
- The Honourable Attorney General, Mr James Wood
- Mrs Jewelle Fleming, Clerk to Executive Council
- IN ATTENDANCE: Mr Larry Franklin, PS, MICUH
Mr Crefton Niles, DIR, PU
Mr David Gumbs, General Manager (Acting), ANGLEC
Mr James Richardson, Chairman, ANGLEC Board
Mr Kennedy Hodge, Weblinks
Hon Jerome Roberts, Adviser to the Hon CM
Hon Haydn Hughes, Parliamentary Secretary
Mr Foster Rogers, PS, EDICT
Mr Perin Bradley, TIO
Ms Gina Brooks, Tourism Planner
Dr Aidan Harrigan, PS, FIN
Mr Karim Hodge, Director, Environment
- ABSENT: The Honourable Deputy Governor, Mr Stanley Reid

EX MIN 13/11 **CONFIRMATION OF THE MINUTES**

Council confirmed the Minutes of the 133rd Meeting held on Friday 4th January 2013.

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MATTERS ARISING FROM THE MINUTES

EX MIN 13/12

EX MIN 13/07 EX MEM 13/04 APPOINTMENT OF TWO MEMBERS OF THE BOARD OF THE ANGUILLA AIR AND SEA PORTS AUTHORITY

EX MIN 13/07 of 4th January 2013 refers.

The Hon MICUH informed Council that Mr Keithley Lake was off island and as soon as he is contacted, his response will be communicated to Executive Council.

Action: PS, MICUH

EX MIN 13/13

EX MIN 13/10 TEMPORARY RELEASE OF PRISONER

Council agreed that EX MIN 13/10 of 4th January 2013 should be amended as follows:-

HE the Governor informed Council that Mr Jose Abraham, an inmate at HM Prison had been diagnosed with chicken pox, thus exposing other inmates at the prison of becoming infected. On the recommendation of the Superintendent of Prison, the Governor signed a document for the temporary release of the prisoner whose sentence was due to expire on 11th January 2013.

Action: HE; SOP

EX MIN 13/14

EX MIN 13/04 EX MEM 13/01 HEALTH COMPLAINTS MANAGEMENT POLICY AND ASSOCIATED PROCEDURES

Further to EX MIN 13/04 of 4th January 2013, Council confirmed approval for the use of the Health Complaints Management Policy and Associated Procedures which would expeditiously resolve complaints received by the Anguilla Health Service.

Action: PS, HSD

EX MIN 13/15

EX MIN 13/05 EX MEM 13/02 NATIONAL POLICY ON RESIDENTIAL CARE FACILITIES FOR OLDER PERSONS, GUIDELINES FOR ALL TYPES OF FACILITIES FOR OLDER PERSONS AND THE CHARTER OF RESIDENT RIGHTS AND RESPONSIBILITIES FOR OLDER PERSONS

Further to EX MIN 13/05 of 4th January 2013, Council confirmed approval for the use of the National Policy on Residential Care Facilities for Older Persons and its supporting documents.

Action: PS, HSD

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EX MIN 13/16

EX MEM 13/05 FILLING OF THE POST OF INTAKE OFFICER IN THE DEPARTMENT OF SOCIAL DEVELOPMENT 2013

Council agreed that:-

- (i) the post of Intake Officer in the Department of Social Development should be advertised internally;
- (ii) permission be granted to advertise the post of Intake Officer externally if there has been no success in recruiting internally;
- (iii) following the process, the matter be brought back to Executive Council for further consideration.

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

Action: PS, HSD; PS, PA; PS, FIN; PS, EDICT; BD

EX MIN 13/17

EX MEM 13/06 IMPORTATION OF VEHICLE BY HAA SURGEON

Council agreed that Dr. Vonetta George, a native of Antigua who has signed a one-year contract with the Health Authority of Anguilla to work as a General Surgeon should be granted duty exemption on her vehicle. Council further agreed that if Dr George was to sell the vehicle at the end of her contract, duties would have to be paid.

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

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

EX MIN 13/18

EX MEM 13/07 APPLICATION FOR DUTY EXEMPTION FOR ANGUILLA RED CROSS

Council agreed that duty exemption should be granted to the Anguilla Red Cross (c/o Mr Ricky Routhine, Branch Coordinator) on Gorilla Storage Racks to upgrade their warehouse facilities located at the Old Police Station.

The assessed duty loss to the GoA is EC\$481.46.

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

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

EX MIN 13/19

EX MEM 13/08 APPLICATION FOR DUTY EXEMPTION FOR CENTRAL BAPTIST CHURCH

Council agreed that duty exemption should be granted to the Central Baptist Church (c/o Pastor Cecil Richardson) on a Spiral Staircase, Amplifier, Speakers and Wood to repair a portion of a ceiling they recently reconstructed.

The assessed duty loss to the GoA is EC\$2,314.70.

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

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

EX MIN 13/20

EX MEM 13/09 APPLICATION FOR DUTY EXEMPTION FOR HUGHES MEDICAL CENTRE

Council agreed that duty exemption should be granted to Hughes Medical Centre (c/o Dr Lowell Hughes) on the attached list of medical equipment.

The assessed duty loss to the GoA is EC\$111,488.00.

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

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

EX MIN 13/21

EX MEM 13/10 REINTRODUCTION OF JET SKIS FOR ANGUILLA

The following Officials joined the Meeting:-

Hon Jerome Roberts, Adviser to the Hon CM
 Hon Haydn Hughes, Parliamentary Secretary
 Mr Foster Rogers, PS, EDICT
 Mr Perin Bradley, TIO
 Ms Gina Brooks, Tourism Planner

Council agreed that the Ministry should produce a draft policy paper for the consideration of Executive Council.

Action: PS, EDICT

EX MIN 13/22

EX MEM 13/11 WORK PERMIT APPLICATION REFUSAL

The Hon Minister, Home Affairs, after consultation with the Executive Council and in accordance with Section 4 (1) of the Control of Employment Act, was not inclined to approve the following:-

| <u>Name</u> | <u>Country</u> | <u>Employer</u> | <u>Position</u> |
|--------------------------|----------------|--------------------|----------------------------------|
| Donna Jean Santoriello | USA | Cap Juluca | Guest Activities/Yoga Instructor |
| Marine G. Dubois | France | Valley Bistro | Manager Director/ Head Chef |
| Jiayan Chen | China | Unique Trading | Inventory Control Clerk |
| Jinghua Zhen | China | Limin Supermarket | Store Clerk |
| Clayton L. Holt | USA | Carimar Beach Club | Audit Accountant |
| Demesio Machic Ramos | Guatemala | Sol Anguilla Ltd | Welder |
| Osman A. M. Poron | Guatemala | Sol Anguilla Ltd | Welder |
| Lester A. Valle Orellana | Guatemala | Sol Anguilla Ltd | Project Supervisor |
| Josue M. C. Barillas | Guatemala | Sol Anguilla Ltd | Electrician |

The Hon Minister, Home Affairs indicated that he was no longer inclined to refuse the work permit application for Mr Pierantoni Thomas, a national of France to be employed by Bijoux as a Manager.

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

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

EX MIN 13/23

EX MEM 13/12 EXPULSION ORDER – ALONZO CLINTON CONNOR

Council agreed that the matter be deferred and reconsidered at the next regular Meeting of Executive Council on Thursday 17th January 2013.

Action: HE

EX MIN 13/24

EX MEM 13/13 EXPANSION OF BOARD OF FINANCIAL SERVICES COMMISSION

Council instructed the Financial Services Commission (FSC) and the AG's Chambers to draft the necessary minor amendment to the FSC Act to expand the statutory limit on the Board to eight (8) members.

Action: HE; AG; DIR, FSC

EX MIN 13/25

EX MEM 13/14 APPROVAL OF AN OFFICIAL NATIONAL FUNERAL FOR THE LATE NARDINE LAKE IN RECOGNITION OF HER INVALUABLE CONTRIBUTION DURING THE ANGUILLA REVOLUTION

Council:-

- 1) agreed that an official National Funeral should be held for the late Mrs Nardine Lake in collaboration with the family;
- 2) agreed to the publication of an official statement of condolence from the Government and people of Anguilla on the passing of this revolutionary hero;
- 3) agreed that flags should be flown at half-mast on the day preceding the funeral and until dusk on the day of the funeral;
- 4) agreed that a Police Guard of Honour should be drawn up at the church and a contingent of uniformed officers should bear the body in and out of the church and at the graveside. The casket should be covered with the national flag;
- 5) agreed to a contribution of EC\$8,000 towards the cost of the funeral expenses;
- 6) agreed that a Policy should be developed to guide Government in the official recognition of Anguilla's revolutionary heroes and heroines and other prominent Anguillians when they die.

Council authorised HE the Governor to send a letter expressing condolences to Mr Claudius Lake, husband of the late Mrs Nardine Lake on behalf of the Executive Council.

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

Action: PS, MHA/LANDS; PS, FIN; PS, EDICT; ACC GEN

EX MIN 13/26

EX MEM 13/15 CATASTROPHIC FAILURE OF THE ISLAND'S POWER SYSTEM

The following Officials joined the Meeting:-

Mr Larry Franklin, PS, MICUH
Mr Crefton Niles, DIR, PU
Mr David Gumbs, General Manager (Acting), ANGLEC
Mr James Richardson, Chairman, ANGLEC Board

Council noted the interim report from the General Manager (Acting), ANGLEC and the Chairman, ANGLEC Board with regard to the power failure on 31 December 2012 which lasted for about eight (8) hours. Council noted further from the Officials that an inquiry into the matter will be made.

Council:-

- (i) agreed in principle that plans must be put in place to reduce the likelihood of such an event reoccurring in the future;
- (ii) agreed that following the results of the inquiry, a further report should be made to Executive Council.

Action: PS, MICUH

ORAL MENTION

EX MIN 13/28

RE: TUITION WAIVER SCHOLARSHIPS – ST. JAMES SCHOOL OF MEDICINE

Council noted a letter dated 17th December 2012 to the Hon Edison Baird, Minister of Health & Social Development from a Scholarship Selection Committee with representatives from various Government agencies including the Health Authority. The Committee was established to review and assess applications for the tuition waiver scholarships offered by the St. James School of Medicine as part of their MoA with the GoA.

Council noted the document as an information paper and agreed that a policy paper concerning this be submitted to Executive Council within the next two weeks (24th January) for further consideration.

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

Action: PS, HSD

EX MIN 13/29

OPPORTUNITY TO EXTEND UNDERSEA FIBRE OPTIC CABLE FROM ST. MARTIN TO ANGUILLA

Mr Larry Franklin, PS, MICUH and Mr Crefton Niles, DIR, PU remained for discussion. Mr Kennedy Hodge, Weblinks joined the Meeting.

Mr Hodge presented the case to Executive Council and as he stated, Anguilla should seize the opportunity to dramatically improve its telecommunications infrastructure at a cost far below what would otherwise prevail and which would provide the strong foundation that Anguilla needs to compete in the information oriented modern global economy. Copies of Mr Hodge's presentation were distributed to members of Executive Council.

Council agreed that a meeting be convened with the MICUH and key stakeholders on this matter and that a Special Meeting be scheduled some time next week to deal with it.

Action: PS, MICUH; DIR, PU

EX MIN 13/30

RENEWAL OF HON ATTORNEY GENERAL'S CONTRACT

Council noted that the Hon Attorney General, Mr James Wood's contract expires in July 2013. An advert would be issued.

Action: HE; PS, PA; AG; PS, FIN; PS, EDICT; BD

EX MIN 13/33

GRANT AGREEMENT (TECHNICAL ASSISTANCE – BUILDING EFFECTIVE GOVERNANCE FOR LAND USE PLANNING AND ENVIRONMENTAL MANAGEMENT) BETWEEN CARIBBEAN DEVELOPMENT BANK AND THE GOVERNMENT OF ANGUILLA

Dr Aidan Harrigan, PS, FIN and Mr Karim Hodge, Director, Environment joined the Meeting.

Council authorised the Hon Chief Minister/Minister of Finance to sign the Grant Agreement (Technical Assistance – Building Effective Governance for Land Use Planning and Environmental Management) between Caribbean Development Bank and the Government of Anguilla on behalf of the Government of Anguilla.

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

Action: PS, FIN; PS, MHA/LANDS; DIR, ENV; PS, EDICT; PAS, FIN; ACC
GEN
