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MINUTES OF THE 152ND MEETING OF THE TENTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 23RD MAY 2013

- PRESENT: His Excellency the Governor, Mr Alistair Harrison
- The Honourable Deputy Governor, Mr Stanley Reid
- The Honourable Edison Baird, Minister of Social Development, Health, Sports and Education
- The Honourable Jerome Roberts, Minister of 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 Sonia Brooks, Acting Clerk to Executive Council
- IN ATTENDANCE: Mr Steve McCready, Chief of Staff, Governor's Office
- Mr Perin Bradley, TIO
- Ms Gecheal Richardson, CIR
- Ms Aurjul Wilson, PS, Home Affairs
- Mr Harry Wiggin Rep of AARF
- Ms Rachel Atherton, Rep of AARF
- Mrs Catherine Orchard, Rep of AARF
- ABSENT: The Honourable Hubert Hughes, Chief Minister and Minister of Finance, Economic Development, Investment, Commerce and Tourism and Minister of Labour and Immigration

EX MIN 13/365

CONFIRMATION OF THE MINUTES

Council confirmed the Minutes of the 151st Meeting held on Thursday 16th May 2013.

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MATTERS ARISING FROM THE MINUTES

EX MIN 13/366

EX MIN 13/349 EX MIN 13/338 EX MEM 13/163 PROPOSED REVISIONS TO THE GOA'S TRAINING POLICY SALARIES PAYABLE TO PUBLIC OFFICERS ON STUDY LEAVE

Council approved the following:-

1. Public officers (unestablished/established) who are scholarship recipients will receive a proportion of their salary while undergoing studies if the scholarship is intended to equip them to occupy an identified post in the Anguilla Public Service upon completion. The proportion should depend on the years of service of the scholarship recipient in the Anguilla Public Service immediately prior to the grant of the scholarship.
2. Public officers who have served in the APS for less than three years and are granted a scholarship would not receive their salaries. Those who have served for three to ten years would receive 40% of their salaries while those with more than 10 years would receive 60% of their salary. They would not receive any allowances which would normally be paid to them. The salaries would be paid in the proportions indicated above even if the scholarship funds are being provided by an entity other than the GoA, once it has been determined that leave with pay should be granted.
3. Any scholarship granted would be forfeited if the recipient does not begin the approved course of study within 18 months of the award (communication of grant of scholarship).
4. The relevant provisions of the Training Policy, General Orders, Student Bonds and the Pensions Act (if applicable) will be revised to reflect the new policy.
5. If study leave with pay is granted to a public officer the GoA would be required to pay its full contribution (3%) throughout the study leave period if the officer elects to take the necessary steps to ensure that the study leave period counts as pensionable years.
6. The changes to the Training Policy and consequential amendments to other documents should be publicized among public officers and the members of the public generally.
7. In order to ensure awareness of the policy changes and to allow public officers to arrange their affairs accordingly, the policy changes would become operational as of 1st August 2014.

Council agreed that a final decision should be taken on the Chief Minister's return on the practice of paying EC\$400 per month to scholarship recipients who are not public officers.

Action: HON DG; PS, PA; TRNG OFF; PS, FIN; PS, EDICT; OTHER PERM SECS; BD; ACC GEN

EX MIN 13/367

EX MIN 13/362 WATER CORPORATION

Council noted that more information is needed from the Ministry of Finance. The position will be confirmed at Executive Council meeting on Wednesday.

Action: PS, MICUH; MINS OF GOV'T

EX MIN 13/368

EX MEM 13/176 EXEMPTION FROM WORK PERMIT REQUIREMENTS

The Valley Community Troupe will be holding its 7th Annual Dawg Pound round-the-island boat ride on 30 May. This year the committee was faced with challenges regarding entertainment for the event and therefore had to resort to bringing in an off-island band. Poizon, a band from St. Thomas will be the entertainers during this event, the band will arrive and return on May 30.

Council agreed that the members of the band listed below should be exempted from the work permit requirement in accordance with Section 3 (g) of the Control of Employment Act.

NAMES

1. Simon Augustus Lettsome Jr
2. Anthony Nibbs
3. Jeavon Sasso
4. Eric Tavernier
5. Mario Abramson
6. Darryl Lewis Jr
7. Temari Donadelle
8. Jefferson Faustin
9. Homer Inniss

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

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

EX MIN 13/369

EX MEM 13/177 APPROVAL OF AMENDMENTS TO TELECOMMUNICATIONS SPECTRUM FEE REGULATIONS, 2011, TO ACCOMMODATE DIGICEL'S REQUEST FOR SPECTRUM IN THE 1990 MHZ BAND

Council approved the following:-

- i. the amended Telecommunications Spectrum Fee (Amendment) Regulations, 2013;
- ii. the added schedule in Appendix 1 attached as the payment schedule to be adopted for payment of fees related to schedule 4.

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

Action: PS, MICUH; DIR, PU

EX MIN 13/370

EX MEM 13/178 APPLICATION TO AMEND EXCO MINUTE 13/339 – FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATIONS ACT – PAUL APOSTOLOS GITIS (REGISTRATION SECTION: WEST CENTRAL; BLOCK: 28309 B; PARCEL 41; CONTAINING 0.81 ACRE)

Council agreed that EX MIN 13/339 of 9 May 2013 be amended as follows:-

Council agreed to issue an Aliens Land Holding Licence to allow Paul Apostolos Gitsis to hold on a freehold basis 0.81 acre of land, with a dwelling house thereon (Registration Section West Central, Block 28309 B Parcels 41) located at Cul-de-Sac, subject to the payment of the following stamp duties:-

(i)	under the Stamp Act – 5% of EC\$2,123,678.00	EC\$106,183.90
(ii)	under the Aliens Land Holding Regulations Act – 12.5% of EC\$2,123,678.00	EC\$265,459.75
	TOTAL	----- EC\$371,643.65 =====

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

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

EX MIN 13/371

EX MEM 13/179 APPLICATION TO AMEND EXCO MINUTE 13/221 – FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATIONS ACT – ANTHONY AUTORINO (REGISTRATION SECTION: WEST END; BLOCK: 17810 B; PARCEL 201 SL B302)

Council agreed that EX MIN 13/221 of 28 March 2013 be amended as follows:-

- (a) Mr. Leslie Richardson should be amended to Mr. Leslie Hodge.
- (b) Section (ii) be amended to approve the granting of an Aliens Land Holding Licence to allow Anthony Autorino to hold on a freehold basis a luxury condominium unit of approximately 991 sq. ft. forming part of Resorts &

Residences of Anguilla Home Owners Association Ltd. a Condominium development at Viceroy, Anguilla (described as Registration Section West End, Block 17810 B Parcel 201/SL B302) subject to stamp duties payable as follows:-

(i)	under the Stamp Act – 5% of EC\$3,494,660.00	EC\$174,733.00
(ii)	under the Aliens Land Holding Regulations Act – 12.5% of EC\$3,494,660.00	Exempted
TOTAL		----- EC\$174,733.00 =====

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

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

EX MIN 13/372

EX MEM 13/180 AMENDMENTS TO THE PRISON ACT AND REGULATIONS

Council noted that the Prison Act and its regulations have not been updated since the 1950s. As a result, the legislation is woefully outdated and in many ways does not support the operations of a modern-day Prison.

Council instructed the Attorney General’s Chambers to draft the proposed amendments to the Prison Act and Regulations.

Action: PS, HSD; HON AG

EX MIN 13/373

EX MEM 13/181 REMUNERATION OF TVET

Council approved an increase in the remuneration of members of the TVET Council commensurate with what is paid to other Boards.

EC\$1000.00 - Chairperson

EC\$ 900.00 - Deputy Chairperson

EC\$ 850.00 - Secretary

EC\$ 800.00 - Members

Action: PS, ELSYC; PS, FIN; PS, EDICT; ACC GEN

EX MIN 13/374

EX MEM 13/182 APPROVAL OF “THE NATIONAL BROADCASTING POLICY FOR ANGUILLA”

Executive approved the following:-

- (a) the attached draft National Broadcasting Policy for Anguilla 2013 as the official broadcasting policy;
- (b) the procurement of a consultant to develop the broadcasting legislation;
- (c) the publication of the policy.

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

Action: PS MICUH

EX MIN 13/375

EX MEM 13/183 EXEMPTION FROM THE WORK PERMIT REQUIREMENTS

The First Steps Foundation in collaboration with Pantha Vibes International will be holding its Annual Anguilla Day around-the-island boat ride on 30th May 2013. This year the foundation has invited two (2) overseas bands, the Volume International Band from St Thomas and the Small Axe Band from St Kitts to assist with the musical entertainment. The bands will arrive on Anguilla on 29th May and depart on 31st May 2013.

Council agreed that members of the band on the list attached should be exempted from the work permit requirement in accordance with Section 3 (g) of the Control of Employment Act.

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

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

ORAL MENTION

EX MIN 13/376

G8 TAX AGENDA

Messrs Steve McCready, Chief of Staff, Governor’s Office, Perin Bradley, TIO and Ms Gecheal Richardson, CIR joined the meeting.

HE gave an update on the Prime Minister Cameron's letter to the Chief Minister. HE indicated that Mr Cameron is appreciative of what the Overseas Territories have done so far but would like to see more done.

Council agreed that Mr Perin Bradley should discuss with the Hon Chief Minister on his return to bring him up to speed so that he could respond to Prime Minister Cameron by the end of next week.

Action: PS, FIN; TIO

EX MIN 13/377

EX MIN 13/319 EX MEM 13/157 INFORMATION PAPER (NATIONAL HONOURS AND AWARDS POLICY)

Council further agreed that the National Honours and Awards Policy be brought

back to Council in two weeks time. Meanwhile a copy should be shared with Hon Minister of Social Development.

Action: PS, MHA/LANDS

EX MIN 13/378

DOLPHIN APPEAL AARF

Mr Harry Wiggin, Ms Rachel Atherton and Mrs Catherine Orchard joined the meeting.

Ms Rachel Atherton and Mrs Catherine Orchard made presentations to Council on the Dolphin situation on behalf of AARF.

Council agreed that the above appeal will be further heard at a Special Meeting of Executive Council on Wednesday 12 June at 9:00 am.

Action: PS, MHA/LANDS

EX MIN 13/380

MEETING OF HOUSE OF ASSEMBLY

Council agreed that the next meeting of the House of Assembly should be held on Tuesday 11th June 2013 at 2 pm.

Action: SPEAKER, HOA; CL, HOA

EX MIN 13/381

MEETING OF EXECUTIVE COUNCIL

Council agreed that the regular meeting of Executive Council should be held on Wednesday 29 May at 9:00 am subject to agreeing this date with the Hon Chief Minister.

