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**MINUTES OF THE 179th MEETING OF THE TWELFTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 4th APRIL 2024 AT 9.00 AM**

- PRESENT: Her Excellency the Governor, Ms. Julia Crouch
- The Honourable Premier and Minister for Finance, Economic Development & Investment and Health, Dr. Ellis Webster
- The Honourable Deputy Governor, Mr. Perin Bradley
- 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
- Acting Attorney General, Ms. Dawne Richardson
- Clerk to Executive Council, Ms. Dumisa Webster
- IN ATTENDANCE: The Honourable Parliamentary Secretary, Mr. Merrick Richardson
- Financial Advisor, Mr. Evarist Mwesigye
- Head of Governor's Office, Mr. Orlando Ames-Lewis
- ABSENT: The Honourable Attorney General, Mr. Dwight Horsford

EX MIN 24/079

CONFIRMATION OF THE MINUTES

Hon. Parliamentary Secretary, Financial Adviser and Head of Governor's Office remained.

Council confirmed the Minutes of the 178th Meeting of Executive Council held on Thursday 28th March and Executive Council Decision approved by Round Robin on Thursday 28th March 2024.

EX MIN 24/080

EX MEMO 24/53 Draft Integration of Registry into Financial Services Commission (Miscellaneous Amendments) Act, 2024

Hon. Parliamentary Secretary, Financial Adviser and Head of Governor's Office remained.

The Honourable Deputy Governor provided an update to Council. Following an advice note from the Honourable Attorney General, the Draft Integration of Registry into Financial Services Commission (Miscellaneous Amendments) Act was amended to include the option of secondment to the Registry staff.

The following discussions are to be conducted by The Honourable Deputy Governor and the Financial Services Commission (FSC):

- 1) Discussion with the Registry staff regarding options provided in the draft bill. Draft FSC employment contracts are to be provided at this meeting.
- 2) Discussion with the Registry Staff to answer any queries or concerns they may have.

Council deferred this matter for the next sitting.

ACTION: PS, FIN; PAS, FIN; HON PREM; HON DG.

EX MIN 24/081

EX MEMO 24/54 Application to Host Raffle and Exemptions from Public Lotteries Tax- Monica Guishard on behalf of Superstars Football Club.

Hon. Parliamentary Secretary, Financial Adviser and Head of Governor's Office remained.

The Honourable Premier and Minister for Finance, Health, Economic Development, Investment and Commerce briefed

Council. The Superstars Football Club is a local sports organization that participated in the 2024 Anguilla Female Football League. During the league competition, several players sustained injuries, for which, medical attention is needed. The primary purpose of this raffle is to raise funds to provide financial assistance to the players for their accrued medical expenses. The football club, in line with the framework within the Anguilla Football Association's mandate, maintains a sports insurance policy to ensure the welfare of all players. However, this medical insurance policy poses limits that raising funds through raffles, like the one requested, counteracts by providing immediate financial support for players.

The raffle is set to take place on 15th June 2024. The sports club is requesting approval of the issuance of 1000 tickets at a cost of USD\$10.00 per ticket. Raffle tickets are defined as lottery tickets. According to the Public Lotteries Act, there is a duty charged at the rate of 10% of the price of each ticket. Section 8 of the Act provides for exemptions provided that the net proceeds of any public lottery are not intended to be for private gain or profit but are to be devoted wholly or partly to philanthropic, charitable, religious or educational purposes or to the aid of sports.

Council:

- 1) Approved the hosting of a raffle by Mrs. Monica Guishard on behalf of the Superstars Football Club.
- 2) Waived the associated costs up to a revenue loss of EC\$ 2,688.20 where such associated proceeds are for the furtherance of the football club's activities.

ACTION: PS, FIN; PAS FIN; HON PREM.

EX MIN 24/082

EX MEMO 24/55 Application to Host Raffle and Exemptions from Public Lotteries Tax- Kafi Wallace on Behalf of Players Carnival Troupe.

Hon. Parliamentary Secretary, Financial Adviser and Head of Governor's Office remained.

The Honourable Premier and Minister for Finance, Health, Economic Development, Investment and Commerce briefed Council. The Players Carnival Troupe is a longstanding participant in the Anguilla Summer Festival activities. In

anticipation of the Anguilla 50th Summer Festival, their team is requesting permission to host a raffle to raise funds dedicated to their participation in the festival.

The raffle is set to take place on 1st July, 2024. Their team is requesting approval of the issuance of 450 tickets at the cost of USD\$5.00 per ticket. Raffle tickets are defined as lottery tickets. According to the Public Lotteries Act, there is a duty charged at the rate of 10% of the price of each ticket. Section 8 of the Act provides for exemptions provided that the net proceeds of any public lottery are not intended to be for private gain or profit but are to be devoted wholly or partly to philanthropic, charitable, religious or educational purposes or to the aid of sports. The Honourable Attorney General (Acting) has provided confirmation that the participation of The Players Carnival Troupe in the Anguilla Summer Festival is categorized as philanthropic work in accordance with the Act.

Council:

- 1) Approved the hosting of a raffle by Kafi Wallace on behalf of Players Carnival Troupe.
- 2) Waived the associated cost up to a revenue loss of \$604.85 EC where such associated proceeds are for the furtherance of the troupe's participation in the 50th Summer Festival.

ACTION: PS, FIN; PAS FIN; HON PREM.

EX MIN 24/083

EX MEMO 24/56 Application for Issue of Licence Under the Aliens Land Holding Regulation Act- Dubishana Limited- Registration Section, Block 99519 B, Parcel 19 Containing 1.00 Acre

Hon. Parliamentary Secretary, Financial Adviser and Head of Governor's Office remained.

The Honourable Minister for Home Affairs and Lands briefed Council. Ex Min 24/050 notes the approval of the granting of an Aliens Land Holding Licence to Dubishana Limited, subject to payment on Stamp duties. The purchase price was inadvertently recorded as \$346,000.00/ EC\$ 930,117.20 on the application. However, the Terms and Conditions of Sale by Public Auction document states the purchase price as

US\$345,000.00/EC\$927,429.00. The latter price is the declared and assessed market value of the property and therefore the assessment of Stamp Duty is based on this price.

Council approved the granting of an Aliens Land Holding Licence to Dubishana Limited to hold property situated in Registration Section: East End, Block 99519 B, described as Parcel 19 for residential purposes, with a tennis court thereon, located in Captain Ridge, subject to:

(a) Payment of the following Stamp Duties

(i)	under the Stamp Act – 5% of EC\$927,429.00	EC\$46,371.45
(ii)	under the Aliens Land Holding Regulation Act – 5% of EC\$927,429.00	<u>EC\$46,371.45</u>
	TOTAL	<u>EC\$92,742.90</u>

(b) The property is to be used for residential purposes.

(c) The Applicant Company must obtain a Business Licence from the Ministry of Economic Development, Investment, Commerce, Information Technology & Natural Resources in order to rent the said property.

(d) Parcels 19 and 106 should be amalgamated within 3 months, and upon such, a new Aliens Land Holding Licence will be reissued.

(e) The Applicant Company shall be granted an exemption based on the Government's Policy restricting Aliens to the purchase of no more than half an acre of land on the grounds that the property forms part of the distressed properties owned by the National

Commercial Bank of Anguilla Ltd. The Applicant owns the adjoining Parcel 106.

(f) 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 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.

(g) 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.

Council authorized the issue of the action sheet before confirmation of the minutes.

ACTION: PS, HA; DLS; HON, MIN HA.

EX MIN 24/084

Legislative Drafting Calendar

Hon. Parliamentary Secretary, Financial Adviser and Head of Governor's Office remained.

Council deferred this matter until the next sitting.

ACTION: HON AG.
