

THIS DOCUMENT IS THE PROPERTY
OF THE GOVERNMENT OF ANGUILLA

Copy No:

MINUTES OF THE 185TH MEETING OF THE ELEVENTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 18TH APRIL 2019
AT 9:00 AM

PRESENT: His Excellency The Acting Governor, Mr Perin Bradley

The Honourable Chief Minister and Minister of Finance, Economic Development, Commerce, Tourism and Information Technology, Mr Victor Banks

The Honourable Acting Deputy Governor, Dr Bonnie Richardson-Lake

The Honourable Minister of Health and Social Development, Lands and Physical Planning, Mr Evans Rogers

The Honourable Minister of Home Affairs and Education, Mrs Cora Richardson-Hodge

The Honourable Minister of Infrastructure, Communications, Utilities, Housing, Agriculture, Fisheries and Environment, Mr Curtis Richardson

The Honourable Attorney General, Mr Dwight Horsford

Clerk to Executive Council, Mrs Jewelle Fleming

IN ATTENDANCE: Hon Parliamentary Secretary, Mr Cardigan Connor
Ministerial Assistant to the Hon Minister, MHA, Mrs Evalie Bradley
Financial Policy Adviser, Ms Joanna Foakes
Consultant, Mr Anthony La Ronde
PS, MICUHAFE, Mr Karim Hodge
Chairman, Water Corporation of Anguilla, Mr Christopher Richardson
Consultant, Mr Hubert Lopez
PS, EDICTIT, Mr Larry Franklin
Director, Economic Planning, Mrs Shantelle Richardson

ABSENT: His Excellency The Governor, Mr Timothy Foy, OBE

EX MIN 19/179 **CONFIRMATION OF THE MINUTES**

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained.

Council confirmed the Minutes of the 184th Meeting held on Thursday 11 April 2019.

MATTERS ARISING FROM THE MINUTES

EX MIN 19/181

RENEWABLE ENERGY POLICY

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained. PS, MICUHAFE, Mr Karim Hodge joined.

With reference to EX MIN 19/177 of 11 April, Council noted that a policy document would be submitted to Executive Council for consideration in due course.

Action: PS, MICUHAFE; DIR, ENV; CO-ORD, EPCP; PS, HLPP; PS, EDICTIT;
PS, FIN; HON AG; MINS OF GOV'T

EX MIN 19/182

EX MEM 18/253 THE PROHIBITION OF SINGLE USE PLASTIC SHOPPING BAGS, STYROFOAM (POLYSTYRENE) CONTAINERS AND SINGLE USE PLASTIC UTENSILS ON ANGUILLA

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA and PS, MICUHAFE remained.

Following on from EX MIN 19/177 of 11 April, Council:

- (i) noted the decision taken in EX MIN 18/506 of 27 September 2018 and sought clarification as to an actual date for the phase out of the importation and use of single use plastic shopping bags, styrofoam (polystyrene) containers and single use plastic utensils on Anguilla;
- (ii) agreed that the working group should consider a survey of existing legislation to determine if the prohibition of plastic bags, styrofoam (polystyrene) containers and single use plastic utensils on Anguilla could be regulated under such legislation rather than having to draft new legislation;
- (iii) agreed that officials should ensure that the legislation provides a time frame for the complete phase out of the above.

Action: PS, MICUHAFE; HON AG; DIR, ENV; CO-ORD, EPCP; PS, HLPP;
PS, EDICTIT; PS, FIN; MINS OF GOV'T

EX MIN 19/183

EX MEM 19/86 PERMANENT RESIDENCY BY INVESTMENT PROGRAMME

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA and PS, EDICTIT remained. Director, Economic Planning, Mrs Shantelle Richardson joined.

Council:

- (i) approved the Permanent Residence Permit (Amendment) Regulations, 2019; and

- (ii) agreed that the Regulations be published in the official gazette prior to 30 April 2019.

Action: PS, EDICTIT; DEP; HON AG; PS, FIN; PAS, FIN; BD; MINS OF GOV'T

EX MIN 19/184

EX MEM 19/87 GRANT OF PERMIT OF PERMANENT RESIDENCE VIA INVESTMENT

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA, PS, EDICTIT and Director, Economic Planning remained.

Council:

- (i) considered an application in respect of a Permit of Permanent Residence in accordance with the provisions of Section 24 (1) of the Immigration and Passport Act and the Permanent Residence Permit (Amendment) Regulations 2018; and
- (ii) advised His Excellency the Governor to grant the Permit of Permanent Residence, subject to the payment of the permit fee and all other requirements being fulfilled.

Action: PS, EDICTIT; DEP; HON AG; PS, FIN; PAS, FIN; COM MAN;
MINS OF GOV'T

EX MIN 19/185

EX MEM 19/88 GRANT OF PERMIT OF PERMANENT RESIDENCE VIA INVESTMENT

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA, PS, EDICTIT and Director, Economic Planning remained.

Council:

- (i) considered an application in respect of a Permit of Permanent Residence in accordance with the provisions of Section 24 (1) of the Immigration and Passport Act and the Permanent Residence Permit (Amendment) Regulations 2018; and
- (ii) advised His Excellency the Governor to grant the Permit of Permanent Residence, subject to the payment of the permit fee and all other requirements being fulfilled.

Action: PS, EDICTIT; DEP; HON AG; PS, FIN; PAS, FIN; COM MAN;
MINS OF GOV'T

EX MIN 19/186

EX MEM 19/89 GRANT OF PERMIT OF PERMANENT RESIDENCE VIA INVESTMENT

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA, PS, EDICTIT and Director, Economic Planning remained.

Council:

- (i) considered an application in respect of a Permit of Permanent Residence in accordance with the provisions of Section 24 (1) of the Immigration and Passport Act and the Permanent Residence Permit (Amendment) Regulations 2018; and
- (ii) advised His Excellency the Governor to grant the Permit of Permanent Residence, subject to the payment of the permit fee and all other requirements being fulfilled.

Action: PS, EDICTIT; DEP; HON AG; PS, FIN; PAS, FIN; COM MAN;
MINS OF GOV'T

EX MIN 19/187

EX MEM 19/90 GRANT OF PERMIT OF PERMANENT RESIDENCE VIA INVESTMENT

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA, PS, EDICTIT and Director, Economic Planning remained.

Council:

- (i) considered an application in respect of a Permit of Permanent Residence in accordance with the provisions of Section 24 (1) of the Immigration and Passport Act and the Permanent Residence Permit (Amendment) Regulations 2018; and
- (ii) advised His Excellency the Governor to grant the Permit of Permanent Residence, subject to the payment of the permit fee and all other requirements being fulfilled.

Action: PS, EDICTIT; DEP; HON AG; PS, FIN; PAS, FIN; COM MAN;
MINS OF GOV'T

EX MIN 19/188

EX MEM 19/91 PERMANENT RESIDENCY BY INVESTMENT PROGRAMME

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA, PS, EDICTIT and Director, Economic Planning remained.

Council:

- (i) approved in principle:
 - (a) the Anguilla Economic Residency Act, 2019;
 - (b) the Select Anguilla Act, 2019; and
- (ii) authorised the publication of the drafts for the purpose of receiving comments from the public prior to finalisation.

Action: PS, EDICTIT; DEP; HON AG; PS, FIN; PAS, FIN; COM MAN;
MINS OF GOV'T

EX MIN 19/189

EX MEM 19/92 REPEALING OF THE TOURISM LEVY ACT 2010 AND INCREASE ACCOMMODATION TAX FROM 10% TO 12%

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA, PS, EDICTIT and Director, Economic Planning remained.

Council:

- (i) noted that due to EX MIN 19/61 of 31 January 2019 the Attorney General's Chambers was directed to make the required amendments to repeal the Tourism Levy Act 2010 and to increase the Accommodation Tax from 10% to 12%;
- (ii) approved the draft Tourism Levy (Repeal) Act, 2019 and the Accommodation Tax (Amendment) Act, 2019; and
- (iii) agreed that officials should aim for the first reading of the related Bills in the House of Assembly before 1 May 2019.

Action: PS, EDICTIT; PS, FIN; PAS, FIN; CIR; DEP; HON AG; CL, HOA;
MINS OF GOV'T

EX MIN 19/190

EX MEM 19/93 PRIORITY TRAINING NEEDS FOR 2019

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained.

Council approved the priority training areas for 2019 with the following changes as indicated below:

RECOMMENDED PRIORITY TRAINING NEEDS – 2019

MINISTRY	AREA RECOMMENDED	NO. OF PARTICIPANTS	COSTING PER ANNUM
Ministry of Social Dev.			
Health	Operating Theatre Nursing *	1	70,000.00
	Certified Registered Nurse Anesthetist *	1	80,000.00
	Paramedic Certification	1	42,145.00
	Certificate in Midwifery	1	68,000.00
	BSn. Public Health Nursing	1	150,000.00
	BSn. General Nursing	1	83,000.00
	BSc. Critical Care Nursing	1	105,000.00
Library	BSc. Library Studies	1	90,000.00

MINISTRY OF HOME AFFAIRS			
Education			
	BA Modern Languages *	1	75,000.00
	BSc followed by MSc Speech & Language Pathology *	1	110,000.00
	BSc Agro Science	1	75,000.00
	BA Physical Education	1	75,000.00
	BSc. Math	1	90,000.00
	BA English	1	75,000.00
	BA Chemistry	1	90,000.00
MINISTRY OF HEALTH & LANDS			
Lands and Surveys	BA Land Surveying		
MICUH			
Fire	MSc. Fire	1	90,000.00
TOTAL			

FINANCIAL ASSISTANCE

Sports - MA Youth Sport and Physical Education

Lands and Surveys - Dip, Electrical Engineering

MSc Human Resource Management

Council agreed that the matter should be brought back to Executive Council in June to review the financial position.

Action: PS, PA; TRNG OFF; PS, FIN; PS, EDICTIT; BD; PS, HSD; PS, HLPP;
PS, MHA/ED; PS, MICUHAFE; MINS OF GOV'T

EX MIN 19/191

EX MEM 19/94 NOMINATIONS FOR ANGUILLA DAY AWARDS 2019

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA

remained. Hon Minister, MHA declared an interest due to familial ties to Mr Kenneth A. Richardson.

Council:

- (i) considered the nominations for the Anguilla Badge of Honour and Queen's Certificate for 2019;
- (ii) approved the nominations for the Anguilla Day Awards and Queen's Certificate for 2019 as follows:
 - (1) Mr. Franklyn Kenneth Gumbs – Revolution
 - (2) Mr. Kenneth A. Richardson – Revolution
 - (3) Mr. Clarence Bridgington Fleming – Revolution
 - (4) Mr. Horace Brooks – Social Development
 - (5) Mr. George Morris Brooks – Social Development
 - (6) Dr. Oluwakemi M. Linda Banks – Social Development
- (iii) agreed that the deadline for submissions should be extended from 18 April to 3 May 2019 to allow for additional nominations to be submitted to the Anguilla Honours and Awards Committee for consideration.

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

Action: PS, MHA/ED; MINS OF GOV'T

EX MIN 19/192

EX MEM 19/95 APPLICATIONS FOR PERMANENT RESIDENCE

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained.

Council agreed that nineteen (19) persons should be granted the Permit of Permanent Residence in accordance with Section 24 of the Immigration and Passport Act.

Council did not approve the names of three (3) persons as they did not meet the requirements for permanent residence.

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

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

EX MIN 19/194

EX MEM 19/97 REDUCTION IN WATER TARIFF FOR FARMERS AND SENIOR CITIZENS HOMES AND INCREASE IN TARIFFS FOR ALL OTHER CUSTOMERS

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA and PS, MICUHAFE remained. The following persons joined:

Chairman, Water Corporation of Anguilla, Mr Christopher Richardson
Consultant, Mr Hubert Lopez

Council approved the following:

- (i) a reduction in the water tariff for farmers from twelve (12) cents per gallon to three (3) cents per gallon to a ceiling of 10,000 gallons. For use in excess of 10,000 gallons, the regular rate would apply effective from 1 May 2019 to 30 April 2021. This rate would be reviewed at the end of the first year;
- (ii) a reduction in the water tariff for senior citizens homes from twelve (12) cents per gallon to three (3) cents per gallon to a ceiling of 5,000 gallons. For use in excess of 5,000 gallons, the normal commercial rate will apply effective from 1 May 2019; and
- (iii) an increase in water tariff of 2.3 cents per gallon for all other users, effective 1 May 2019.

Action: PS, MICUHAFE; CEO, WCA; PS, FIN; PS, EDICTIT; MINS OF GOV'T

EX MIN 19/195

EX MEM 19/98 EXTENSION OF THE UN CONVENTION AGAINST CORRUPTION (UNCAC) AND THE OECD CONVENTION ON FOREIGN BRIBERY

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained. The following persons joined:

Financial Policy Adviser, Ms Joanna Foakes
Consultant, Mr Anthony La Ronde

Council:

- (i) reaffirmed its content to extend the UN Convention Against Corruption (UNCAC) and the OECD Convention on Foreign Bribery to Anguilla;
- (ii) was contented with the recommendations set out in the report and for work to begin on the drafting of the necessary legislation; and
- (iii) noted that all legislation and policies would be developed in close collaboration and consultation with the appropriate Government of Anguilla officials, departments and stakeholders, in accordance with normal practice; and
- (iv) further noted that the Governor's Office would work with the Attorney General's Chambers to determine the impact on staffing, including the need for any additional legislative drafting support from the UK.

Action: PS, EDICTIT; DIR, FSC; PS, FIN; PAS, FIN; COS, GOV'S OFF; HON AG;
MINS OF GOV'T

EX MIN 19/196

EX MEM 19/99 THE EASTERN CARIBBEAN SUPREME COURT (ECSC) (JUDICIAL OFFICERS' PENSIONS) BILL 2019 AND THE ECSC (JUDICIAL OFFICERS' PENSIONS) REGULATIONS 2019

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained.

Council:

- (i) considered and approved the introduction of the draft Eastern Caribbean Supreme Court (ECSC) (Judicial Officers’ Pensions) Bill 2019 and the ECSC (Judicial Officers’ Pensions) Regulations 2019; and
- (ii) agreed that the draft Bill and its draft Regulations be enacted in the second quarter of 2019.

Action: HON AG; REG, JD; CL, HOA

ORAL MENTION

EX MIN 19/197

REPLACEMENT OF GOVERNMENT VEHICLES

Hon Parliamentary Secretary, Ministerial Assistant to the Hon Minister, MHA and PS, MICUHAFE remained.

Council asked the PS, MICUHAFE for an update on this matter at the next meeting of Executive Council to be held on Thursday 25 April.

Action: PS, MICUHAFE; CHIEF ENG; DCE; PS, FIN; PS, EDICTIT; CL, HOA; PAS, FIN; BD; CPO; MINS OF GOV’T

EX MIN 19/198

REQUEST FOR DUTY EXEMPTION

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained.

Council noted a request for duty exemption on a 2015 Nissan Leaf electric vehicle, storage batteries and solar panels on the premise that it is Government’s policy to encourage endeavours that are eco-friendly and to provide concessions in order to achieve this goal.

Action: PS, FIN; PAS, FIN
