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**MINUTES OF THE 12<sup>TH</sup> MEETING OF THE ELEVENTH ANGUILLA**  
**EXECUTIVE COUNCIL HELD ON THURSDAY 16<sup>TH</sup> JULY 2015**

PRESENT: Her Excellency the Governor, Ms Christina Scott

The Honourable Victor Banks, Chief Minister and Minister of Finance,  
Economic Development, Commerce, Lands & Physical Planning and Tourism

The Honourable Acting Deputy Governor, Mr Larry Franklin

The Honourable Evans Rogers, Minister of Health and Social Development

The Honourable Cora Richardson-Hodge, Minister of Home Affairs, Immigration,  
Labour, Environment, Human Rights, Gender Affairs, Constitutional Affairs and  
Information and Broadcasting

The Honourable Curtis Richardson, Minister of Infrastructure, Communications,  
Utilities, Housing, Agriculture and Fisheries and Information Technology

The Honourable Attorney General, Mr Rupert Jones

Mrs Jewelle Fleming, Clerk to Executive Council

IN ATTENDANCE: Hon Cardigan Connor, Parliamentary Secretary

ABSENT: The Honourable Deputy Governor, Mr Stanley Reid

EX MIN 15/413 **CONFIRMATION OF THE MINUTES**

Hon Cardigan Connor, Parliamentary Secretary joined the Meeting.

Council confirmed the Minutes of the 11<sup>th</sup> Meeting held on Thursday 9<sup>th</sup> July 2015.

**MATTERS ARISING FROM THE MINUTES**

EX MIN 15/414 None

EX MIN 15/415

**EX MEM 15/226 RECRUITMENT OF INSPECTOR, HEAD OF FINANCIAL CRIME, INVESTIGATION UNIT AND FINANCIAL INTELLIGENCE UNIT**

Parliamentary Secretary remained in attendance.

Council:-

- (i) noted that the post of Inspector – Head of Financial Crime had become vacant due to resignation;
- (ii) noted that the views of all the Permanent Secretaries had been sought in relation to the filling of the post;
- (iii) further noted that the post would not require an increase in the current RAPF Budget;
- (iv) agreed that the post of Inspector – Head of Financial Crime should be filled; and
- (v) agreed that an open process should be started immediately, using the assistance of the FCO Law Enforcement Support from Miami.

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

Action: H E; PS, PA; PS, FIN; PS, EDICTLP; PAS, FIN; BD; CIR; COP

EX MIN 15/416

**EX MEM 15/227 PAYMENT OF DEFERRED SALARY – MS X (WAGE WORKER)**

*[Note on publication: name redacted to protect personal health information]*

Parliamentary Secretary remained in attendance.

Council:-

- (i) approved the extension of EX MIN 12/915 (of 28<sup>th</sup> December 2012) and EX MIN 14/375 (of 19<sup>th</sup> June 2014) to non-established/wage workers;
- (ii) noted that the financial implications relative to the new category of eligible persons could not be quantified at this time but it was anticipated that Executive Council would be considering such requests on a fairly regular basis;
- (iii) additionally noted that the amount owed to wage workers was estimated to be in excess of EC\$900,000.00; and
- (iv) agreed that Ms X, a non-established employee/wage worker should be paid her deferred salary of EC\$6,626.67 to assist her to meet some of the costs associated with her sister's medical condition.

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

Action: PS, PA; PS, FIN; PS, EDICTLP; PAS, FIN; BD; ACC GEN

EX MIN 15/417

**EX MEM 15/228 GRATUITY PAYMENTS FOR WAGE WORKERS**

Parliamentary Secretary remained in attendance.

Council approved:-

- (i) the payment of the gratuities in the amounts set out in the attached table to the persons named therein;
- (ii) a retirement age of 65 years for wage workers; and
- (iii) the payment of such gratuities in the future without reference to Executive Council in accordance with the following formula:-

$$\frac{1}{2} \text{ monthly wage } \times \text{ Number of Years Worked } = \text{ Gratuity}$$

Action: PS, PA; PS, FIN; PS, EDICTLP; PAS, FIN; OTHER PERM SECS; BD;  
ACC GEN

EX MIN 15/418

**EX MEM 15/229 GOVERNMENT'S POSITION ON SUPPORT FOR DRAG RACING**

Parliamentary Secretary remained in attendance.

Council agreed that the paper should be deferred for further discussion with the Ministries of ICUHAFIT, Lands, Social Development (Sports) and the Attorney General's Chambers.

Action: PS, ELSYC; PS, MICUHAFIT; PS, EDICTLP; DLS; HON AG

EX MIN 15/419

**EX MEM 15/230 FILLING OF A JUVENILE CARE WORKER POST DUE TO RESIGNATION JULY 2015**

Parliamentary Secretary remained in attendance.

Council:-

- (i) noted that a Juvenile Care Worker at Zenaida Haven (the Juvenile Rehabilitation Centre) had tendered his resignation effective 4<sup>th</sup> August 2015;
- (ii) noted that the views of all the Permanent Secretaries had been sought in relation to the filling of the post and a favourable response had been given;
- (iii) additionally noted that budgetary provisions had already been made for the

post and that there would be no additional costs to the GoA nor an increase to Personal Emoluments; and

- (iv) agreed that the post of Juvenile Care Worker should be immediately filled.

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

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

EX MIN 15/420

**EX MEM 15/231 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATIONS ACT – KIRK MARTIN LAYTON AND MARY ANNA MASON – REGISTRATION SECTION EAST END, BLOCK 99315 B, PARCEL 118, CONTAINING 0.40 ACRE**

Parliamentary Secretary remained in attendance.

Council agreed that an Aliens Land Holding Licence should be issued to Kirk Martin Layton and Mary Anna Mason to hold property described as Registration Section East End, Block 99315 B, Parcel 118, containing 0.40 acre of located at Sea Feathers, Anguilla for residential purposes, subject to the following:-

- (a) Payment of the following stamp duties:-

(i)	under the Stamp Act – 5% of EC\$956,999.20	EC\$ 47,849.96
(ii)	under the Aliens Land Holding Regulations Act – 12.5% of EC\$956,999.20	EC\$119,624.90
	<b>TOTAL</b>	----- <b>EC\$167,474.86</b> =====

- (b) the expressed condition that the land is to be used for residential purposes and that the Licencees must not rent their dwelling house unless an application is made and written permission is obtained from the Ministry of Finance, Economic Development, Investment, Commerce, Tourism and Lands & Physical Planning (FEDICTLP).

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

Action: PS, EDICTLP; PS, FIN; DLS

EX MIN 15/421

**EX MEM 15/232 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATIONS ACT – KEVIN JOSEPH WALTER & JERRILYN RITA WALTER – REGISTRATION SECTION EAST END, BLOCK 99315 B, PARCEL 272, CONTAINING 0.51 OF AN ACRE**

Parliamentary Secretary remained in attendance.

Council agreed that an Aliens Land Holding Licence should be issued to Kevin Joseph Walter and Jerrilyn Rita Walter to hold, on a freehold basis, as joint owners of 0.51 of an acre of land, described as Registration Section East End, Block 99315 B Parcel 272 with dwelling house thereon situated in Sandy Hill Village (Sea Feathers) for private residential purposes, subject to the following:-

(a) Payment of the following stamp duties:-

(i)	under the Stamp Act – 5% of EC\$1,572,597.00.	EC\$ 78,629.85
(ii)	under the Aliens Land Holding Regulations Act – 12.5% of EC\$1,572,597.00	EC\$196,574.63
	<b>TOTAL</b>	<b>EC\$275,204.48</b>

(b) the expressed condition that the land is to be used for residential purposes and that the Licencees must not rent their dwelling house unless an application is made and written permission is obtained from the Ministry of Finance, Economic Development, Investment, Commerce Tourism and Lands and Physical Planning (FEDICTLP).

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

Action: PS, EDICTLP; PS, FIN; DLS

EX MIN 15/422

**EX MEM 15/233 APPOINTMENT OF MEMBERS TO THE BOARD OF THE ANGUILLA AIR AND SEA PORTS AUTHORITY**

Parliamentary Secretary remained in attendance.

Council approved the appointment of the following persons to the Board of the Anguilla Air and Sea Ports Authority:-

- 1) Ms. Simone Connor as a member - ***Business Management and Tourism;***
- 2) Mrs. Cara Connor as a member – ***Law;***
- 3) Mr. Joseph (Joey) A.L. Gumbs as a member - ***Community Services and Engineering;*** and
- 4) Mr. Franklin Connor O.B.E. as a member and Deputy Chairperson - ***Finance***

Council agreed to a term of appointment of two (2) years for the new appointees.

Action: PS, MICUH; CEO, AASPA

EX MIN 15/423

**EX MEM 15/234 PAYMENT OF DEFERRED SALARY – MRS X***[Note on publication: name redacted to protect personal health information]*

Parliamentary Secretary remained in attendance.

Council agreed that Mrs X, at the Albena Lake-Hodge Comprehensive School should be paid her deferred salary of EC\$49,644.57 to assist her with costs associated with her medical condition.

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

Action: PS, PA, PS, FIN; PS, EDICTLP; ACC GEN; CEO

EX MIN 15/424

**EX MEM 15/235 EXEMPTION FROM THE WORK PERMIT REQUIREMENT**

Parliamentary Secretary remained in attendance.

Council agreed that the following persons (band members) coming out of Trinidad and Tobago to perform in a concert slated for 8 August 2015 at the Sandy Ground playing field should be exempted from the work permit requirement for the period 5 – 10 August 2015 in accordance with Section 3 (g) of the Control of Employment Act, subject to information being sought on their good standing:-

- 1) Machel Jesus Montano
- 2) Chetan Kothari
- 3) Eddison Kerlon Charles
- 4) Lyndon Devon Lewis
- 5) Anthony Sullivan Edwards
- 6) Jason Christopher Gilbert
- 7) Stephen Emmanuel Phillip Jr.

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

Action: PS, IMM; LAB COM; CIO

EX MIN 15/425

**EX MEM 15/236 EXEMPTION FROM THE WORK PERMIT REQUIREMENT**

Parliamentary Secretary remained in attendance.

The Hon Minister of Home Affairs declared an interest due to family business involvement and absented herself from the Meeting.

Council agreed that the following persons (band members) coming out of Jamaica to participate in J'ouvert on 18 July 2015 at the Caribbean Commercial Complex should be exempted from the work permit requirement for the period 15 – 20 July

2015 in accordance with Section 3 (g) of the Control of Employment Act, subject to information being sought on their good standing:-

- 1) Garfield Delano Spence
- 2) Andrew Chad Marsh
- 3) Kemar Anthony Liking
- 4) Dale Samuel Brown
- 5) Dario Kemoi Daniel Morgan
- 6) Delmark Junior St Aubyn Spence
- 7) Mark Anthony Collinder
- 8) Darrio Kashwayne Johnson
- 9) Leon Everette Bernnett

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

Action: PS, IMM: LAB COM; CIO

**ORAL MENTION**

EX MIN 15/426

**HEALTH AUTHORITY OF ANGUILLA (HAA) ISSUES**

Parliamentary Secretary remained in attendance.

The Hon Minister of Social Development made Council aware that he intended to bring a paper to Executive Council to address the payment of deferred salaries for employees of the HAA and other pertinent issues.

Action: PS, HSD; HON MIN, SD; EXCO MEMBERS

EX MIN 15/427

**MEETING OF THE HOUSE OF ASSEMBLY**

Ministers expressed plans to hold a Meeting of the House of Assembly on Friday 31<sup>st</sup> July 2015 at 10:00 am.

Council agreed that the following Bills should be placed on the Agenda for a second and third reading:-

- 1) The Social Protection Bill
- 2) The Condominium Bill
- 3) Parole Validation Bill

Action: CL, HOA

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