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**MINUTES OF THE 102<sup>ND</sup> MEETING OF THE ELEVENTH ANGUILLA**  
**EXECUTIVE COUNCIL HELD ON THURSDAY 15<sup>TH</sup> JUNE 2017**

PRESENT: Her Excellency the Governor, Ms Christina Scott

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

The Honourable Deputy Governor, Mr Perin Bradley

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

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

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

The Honourable Attorney General, Mr John McKendrick QC

Mrs Jewelle Fleming, Clerk to Executive Council

IN ATTENDANCE: Hon Cardigan Connor, Parliamentary Secretary  
Dr Aidan Harrigan, PS, FIN  
Mr Brian Deadman, Financial Adviser to the GoA  
Mr Karim Hodge, PS, MICUHAFIT  
Mr Larry Franklin, PS, EDICTLP  
Mr Bancroft Battick, Chief Engineer, DICUH  
Mr Julian Daniel, Infrastructure Adviser  
Mr Sherman Williams, Finance Manager, AASPA  
Mr Fabian M. Fahie, Chairman, AASPA  
Mr Leslie Hodge, DLS  
Mr Anthony La Ronde, Chief Parliamentary Counsel

EX MIN 17/250

**CONFIRMATION OF THE MINUTES**

Hon Cardigan Connor, Parliamentary Secretary joined the Meeting.

Council confirmed the Minutes of the 101<sup>st</sup> Meeting held on Thursday 8<sup>th</sup> June 2017  
and the Minutes of a Special Meeting of Executive Council held on Tuesday 13<sup>th</sup>  
June 2017.

**MATTERS ARISING FROM THE MINUTES**

EX MIN 17/252

**EX MEM 17/156 CARIBBEAN BASED TRADING COMPANIES (CBTC) – AMENDMENT TO THE SCHEDULE OF THE TRADES, BUSINESSES, OCCUPATIONS AND PROFESSIONS LICENSING ACT R.S.A. C. T40**

Hon Parliamentary Secretary remained in attendance. Mr Brian Deadman, Financial Adviser to the GoA joined the Meeting.

Council:-

- (i) agreed that an amendment should be made to the Schedule of the Trades, Businesses, Occupations and Professions Licensing Act R.S.A. c. T40 to allow for a new category ‘Caribbean Based Trading Company’ to be created that is purely for Non-Anguillian underlying businesses at a fee of EC\$2,250.00 (EC\$1,000 is the fee for line item ‘200 in the Schedule “Business other than those specified”). The fees as presented in the legislation are belonger and non-belonger are calculated 1.5 times the belonger fee. Alternately a lower figure of EC\$1,500 could be considered;
- (ii) authorised the Attorney General’s Chambers to draft the amendment to the Schedule of the Trades, Businesses, Occupations and Professions Licensing Act R.S.A. c. T40; and
- (iii) noted that any onshore banks offering dollar-account facilities to any Caribbean Based Trading Company thus established, would need to satisfy themselves and their regulator (the ECCB), that the CBTC business engages in revenue-generating activity in Anguilla and thus does not represent offshore banking business as defined under the Trust Companies and Offshore Banking Act (TCOBA).

Action: PS, EDICTLP; PS, FIN; HON AG; PAS, FIN; BD; ACC GEN

EX MIN 17/253

**EX MEM 17/157 REQUEST FOR EXTENSION OF TIME TO BUILD – ALIENS LAND HOLDING LICENCE – GOBLINS RETREATS LLC (REGISTRATION SECTION: WEST END; BLOCK: 18011 B; PARCEL 88, CONTAINING 1.63 ACRES)**

Hon Parliamentary Secretary and Financial Adviser to the GoA remained in attendance. Messrs Larry Franklin, PS, EDICTLP and Leslie Hodge, DLS joined the Meeting.

Council agreed that the matter should be deferred.

Action: PS, EDICTLP; PS, FIN; DLS

EX MIN 17/254

**EX MEM 17/158 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATION ACT – PAUL JOHN LANZARINI – REGISTRATION SECTION SOUTH CENTRAL, BLOCK 38510 B, PARCEL 54, CONTAINING 0.75 OF AN ACRE**

Hon Parliamentary Secretary and Financial Adviser to the GoA remained in attendance. PS, EDICTLP and DLS remained for discussion.

Council agreed that an Aliens Land Holding Licence should be issued to Paul John Lanzarini to hold, on a freehold basis, 0.75 of an acre of land, situated in Registration Section South Central, Block 38510 B, described as Parcel 54, with dwelling house thereon situated in Lockrum for residential purposes on the grounds that the Applicant Company reasons for requesting an exception to Government's policy on restricting aliens to purchasing no more than half an acre are justifiable, subject to the following:-

(a) payment of the following stamp duties:-

(i)	under the Stamp Act – 5% of EC\$1,424,746.00.	EC\$ 71,237.30
(ii)	under the Aliens Land Holding Regulation Act – 5% of EC\$1,424,746.00.	EC\$ 71,237.30
	<b>TOTAL</b>	<b>EC\$142,474.60</b>

(b) the applicant must obtain a Business Licence from the Ministry of Finance in order to rent the said property.

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

Action: PS, EDICTLP; PS, FIN; DLS

EX MIN 17/255

**EX MEM 17/159 APPOINTMENT OF THE MEMBERS OF THE BOARD OF THE ANGUILLA AIR AND SEA PORTS AUTHORITY**

Hon Parliamentary Secretary remained in attendance.

Council:-

- (i) approved the reappointment/appointment of two persons to the Board of the Anguilla Air and Sea Ports Authority for a period of two years respectively in accordance with the Anguilla Air and Sea Ports Authority Act as follows:-
- a) Mr Edward Connor – Member
  - b) Mr Karl Woodley – Member (replacing Ms. Shanette Brooks)

- (ii) agreed that the Board of the AASPA must inform the MICUHAFIT three (3) months in advance of the expiry of any and all AASPA Board members.

Action: PS, MICUHAFIT; CEO, AASPA; CHAIR/AASPA; AIR MAN; HON AG;  
HON MIN, MICUHAFIT

EX MIN 17/256

**EX MEM 17/160 ENDORSEMENT OF PURCHASE-OWN-LEASE-TRANSFER (POLT) FUNDING AGREED BETWEEN THE ANGUILLA AIR AND SEA PORTS AUTHORITY (AASPA) AND THE ANGUILLA SOCIAL SECURITY BOARD (ASSB) FOR THE ASSB TO ACQUIRE, OWN AND LEASE TO THE AASPA PARCEL 276 OF BLOCK 08512 B AT SANDY GROUND FOR THE NEW ROAD BAY JETTY**

Hon Parliamentary Secretary remained in attendance. PS, EDICTLP, DLS and Financial Adviser to the GoA remained for discussion. The following persons joined the Meeting:-

Dr Aidan Harrigan, PS, FIN  
Mr Karim Hodge, PS, MICUHAFIT  
Mr Bancroft Battick, Chief Engineer, DICUH  
Mr Julian Daniel, Infrastructure Adviser  
Mr Sherman Williams, Finance Manager, AASPA  
Mr Fabian M. Fahie, Chairman, AASPA

Council agreed that:-

- (i) the AASPA and the ASSB should enter into a Purchase-Own-Lease-Transfer funding agreement in the amount of one million (US\$1,000,000) for the purchase and enhancement of Parcel 276 to facilitate the development of the new Jetty in Road Bay; and
- (ii) the AASPA and the ASSB should arrange swiftly, the purchase of Parcel 276 on payment of the US\$500,000.00 purchase price agreed between the GoA and the owners, and the immediate transfer of title from the present owners to the ASSB. This should be done no later than 20 June 2017 to ensure sign off of the paperwork (transfer forms) to be completed on or before 23 June 2017.

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

Action: PS, MICUHAFIT; DIR, ASSB; DLS; CHIEF ENG; CEO, AASPA;  
CHAIR/AASPA; HON AG; PS, FIN; PS, EDICTLP; MINS OF GOV'T

EX MIN 17/257

**EX MEM 17/161 PAYMENT OF DEFERRED SALARY – MRS A**

*[note on publication: names redacted to protect personal health information]*

Hon Parliamentary Secretary remained in attendance.

Council agreed that Mrs A, who is employed in the Ministry of Home Affairs, should be paid her deferred salary in the sum of EC\$14,395.70 to assist her with costs associated with her son's medical condition as well as her medical condition.

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

Action: LAB COM; PS, PA; PS, FIN; PS, EDICTLP; ACC GEN

EX MIN 17/258

**EX MEM 17/162 PAYMENT OF DEFERRED SALARY – MR B**

*[note on publication: names redacted to protect personal health information]*

Hon Parliamentary Secretary remained in attendance.

Council agreed that Mr B, who is employed in the Fire and Rescue Service, should be paid his deferred salary in the sum of EC\$10,428.43 to assist him with costs associated with his medical condition.

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

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

EX MIN 17/259

**EX MEM 17/163 PAYMENT OF DEFERRED SALARY – MS C**

*[note on publication: names redacted to protect personal health information]*

Hon Parliamentary Secretary remained in attendance.

Council agreed that Ms. C, who is employed in the Customs Department, should be paid her deferred salary in the sum of EC\$14,681.17 to assist her with costs associated with her mother's medical condition.

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

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

EX MIN 17/260

**EX MEM 17/164 UPDATED REPORT ON LEGISLATIVE AGENDA WITH PROJECTIONS TO DECEMBER 2017**

Hon Parliamentary Secretary remained in attendance. Mr Anthony La Ronde, Chief Parliamentary Counsel joined the Meeting.

Further to EX MIN 17/214 of 18<sup>th</sup> May 2017, Council:-

- (i) noted the updated legislative agenda table for the period 30<sup>th</sup> June to 31<sup>st</sup> December 2017;
- (ii) noted that the Labour Code legislation was the no. 1 priority, and that the legislation should be enacted and enforced by the end of 2017; and

- (iii) agreed that Ministers, Permanent Secretaries and the Chief Parliamentary Counsel should have monthly meetings to discuss what legislation they would wish to concentrate on.

Action: HON AG; CPC; HON DG; PERM SECS; MINS OF GOV'T

EX MIN 17/261

**EX MEM 17/165 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATIONS ACT – JB ANGUILLA LLC – REGISTRATION SECTION: WEST END; BLOCK: 17810 B; PARCEL 201 SL B302**

Hon Parliamentary Secretary and Financial Adviser to the GoA remained in attendance. PS, EDICTLP and DLS remained for discussion.

Council agreed that an Aliens Land Holding Licence should be issued to JB Anguilla LLC 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 Four Seasons, Anguilla described as Registration Section West End, Block 17810 B, Parcel 201 SL B302, subject to the following:-

- a) Payment of the following fees:-
- |      |   |                       |
|------|---|-----------------------|
| (i)  | under the Stamp Act – 5%<br>of EC\$2,754,157.38                             | EC\$137,707.87        |
| (ii) | under the Aliens Land Holding<br>Regulation Act – 5%<br>of EC\$2,754,157.38 | <b>Exempted</b>       |
|      | <b>TOTAL</b>  | <b>EC\$137,707.87</b> |
- b) Regulations to be issued for Exemption.

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

Action: PS, EDICTLP; DLS; PS, FIN; HON AG

EX MIN 17/262

**EX MEM 17/166 PAYMENT OF DEFERRED SALARY – MRS D**

*[note on publication: names redacted to protect personal health information]*

Hon Parliamentary Secretary remained in attendance.

Council agreed that Mrs D, who works for the Anguilla Public Service should be paid her deferred salary in the sum of EC\$86,677.56 to assist with the expenses associated with her brother's medical emergency.

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

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

**ORAL MENTION**

EX MIN 17/263

**MEETING OF EXECUTIVE COUNCIL**

Hon Parliamentary Secretary remained in attendance.

Council agreed that the regular Meeting of Executive Council should be held on Wednesday 21<sup>st</sup> June 2017 at 2:00 pm.

Action: EXCO MEMBERS

EX MIN 17/264

**PRESENTATION ON 2018 BUDGET**

Hon Parliamentary Secretary remained in attendance.

Council agreed that the PS, FIN and team should make an initial presentation to Executive Council on Wednesday 21<sup>st</sup> June 2017 on the 2018 Budget.

Action: EXCO MEMBERS; PS, FIN

EX MIN 17/265

**MEETING OF THE HOUSE OF ASSEMBLY**

Hon Parliamentary Secretary remained in attendance.

Ministers expressed the intention to have a Meeting of the House of Assembly on Wednesday 28<sup>th</sup> June 2017, subject to communication with the Speaker.

Action: CLERK, HOA

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