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MINUTES OF THE 149TH MEETING OF THE TENTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 2ND MAY 2013

- PRESENT:**
- His Excellency the Governor, Mr Alistair Harrison
 - The Honourable Hubert Hughes, Chief Minister and Minister of Finance,
Economic Development, Investment, Commerce and Tourism and Minister
of Labour and Immigration
 - The Honourable Deputy Governor, Mr Stanley Reid
 - 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 Jewelle Fleming, Clerk to Executive Council
- IN ATTENDANCE:**
- Ms Christina Scott, Governor-Designate
 - Pastor Phillip Gumbs, Church of God of Holiness
 - Ms Aurjul Wilson, PS, MHA/LANDS
 - Mr Foster Rogers, PS, EDICT
 - Mr Perin Bradley, TIO
 - Ms Gecheal Richardson-Gumbs, CIR/ASF Committee
 - Mr Davon Carty, Chairman, ASF Committee
 - Ms Cleonette Lake, ASF Committee
- ABSENT:**
- The Honourable Edison Baird, Minister of Social Development, Health, Sports
and Education

EX MIN 13/314 **CONFIRMATION OF THE MINUTES**

Council confirmed the Minutes of the 148th Meeting held on Wednesday 24th April 2013 and the Minutes of a Special Meeting held on Friday 26th April 2013.

MATTERS ARISING FROM THE MINUTES

EX MIN 13/316 **EX MIN 13/279 EX MEM 13/125 VALLEY ROADS IMPROVEMENT**
PROJECT

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EX MIN 13/279 of 24th April 2013 refers.

Council agreed that:-

- (i) MICUH should be asked to ensure that the temporary speed bumps are suitably marked so that drivers are aware of their presence;
- (ii) the AG's Chambers should be represented during meetings with MICUH personnel and the Lakes family.

Action: PS, MICUH; AG; PS, FIN; PS, EDICT; CHIEF ENG

EX MIN 13/317

EX MIN 13/292 EX MEM 13/151 REDUNDANCY OF SENIOR PARLIAMENTARY COUNSEL – ATTORNEY GENERAL CHAMBERS

In EX MIN 13/292 of 24th April, Council agreed that the paper be deferred for further discussion between the Hon Chief Minister and the Hon Attorney General.

Council agreed that one of the positions of Senior Parliamentary Counsels in the 2013 budget should be made redundant.

The Governor indicated that, if Executive Council confirmed this decision, he was minded to rule that, under Section 28 (2) (e) of the Constitution, the Executive Council's advice would cause the service of Her Majesty to suffer material prejudice.

Following further deliberation on the matter, Council agreed that there be no release of information until further consideration of the matter and until confirmation of the Minutes at the Special Meeting of Executive Council on Tuesday 7th May 2013.

Action: HE; HON CM; AG

EX MIN 13/318

EX MIN 13/305 EX MEM 13/149 HOTEL OWNER ANGUILLA, LTD APPLICATION TO GOVERNOR FOR PERMISSION TO ACQUIRE 2000 SHARES IN MALLIOUHANA (E.C.) LTD OWNED BY ROBIN RICKETTS AND SUSAN RICKETTS – UNDER THE ALIENS LAND HOLDING REGULATIONS ACT

Further to EX MIN 13/305 of 26th April 2013, Council agreed that sub-paragraph

(i) of the minute should be amended as follows:-

“noted the Share Purchase Agreement between Robin Ricketts and Susan Ricketts and Hotel Owner Anguilla, Ltd. and agreed that the duty paid should be on the \$100,000.00 in full”

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

EX MIN 13/319

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

Ms Aurjul Wilson, PS, MHA/LANDS joined the Meeting.

Council agreed that the paper be deferred to enable the PS, MHA/LANDS and the GoA Ministers to have further discussion on the matter before resubmission to Executive Council on Thursday 9th May 2013.

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

EX MIN 13/320

EX MEM 13/158 APPEAL AGAINST PLANNING PERMISSION – JACOB FLEMING

Following a site visit to the property at Long Bay on Thursday 4th April 2013, Council agreed to allow the appeal against planning permission for Mr Jacob Fleming for a change of use from a dwelling house to a Bar and Restaurant at Long Bay (Block 18011 B Parcel 262).

Council further agreed that the appeal is allowed subject to Mr Fleming:-

- (i) removing the trees at the front of the building;
- (ii) providing additional parking on the eastern side of the building;
- (iii) relocating the advertisement sign.

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

Action: PS, MHA/LANDS; PPO; DLS

EX MIN 13/321

EX MEM 13/159 ANGUILLA AIR AND SEA PORTS AUTHORITY (AASPA) – 2013 BUSINESS PLAN

Council endorsed the Anguilla Air and Sea Ports Authority's 2013 Business Plan.

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

Action: PS, MICUH

ORAL MENTION

EX MIN 13/322

EX MIN 13/300 VISIT TO ANGUILLA BY MS CHRISTINA SCOTT, GOVERNOR-DESIGNATE

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Further to EX MIN 13/300 of 24th April 2013, Council welcomed Ms Christina Scott, Governor-Designate to Anguilla and to the meeting of Executive Council.

Action: EXCO MEMBERS

EX MIN 13/323

NATIONAL DAY OF PRAYER: THURSDAY 2ND MAY 2013

Pastor Phillip Gumbs of the Church of God of Holiness gave the opening prayers in Executive Council as a part of the National Day of Prayer.

Action: EXCO MEMBERS

EX MIN 13/324

IDENTITY ONE STOP SHOP

PS, MHA/LANDS remained for discussion.

PS, MHA/LANDS updated Council on the progress with regard to the Identity One Stop Shop.

Council agreed that a meeting with GoA Ministers, PS, MHA/LANDS and those to be affected by the creation of the Identity One Stop Shop should be held on Tuesday 7th May.

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

EX MIN 13/325

EX MIN 13/307 EX MEM 13/156 THE G8 AGENDA

Messrs Foster Rogers, PS, EDICT and Perin Bradley, TIO joined the Meeting.

With reference to EX MIN 13/307 of 30th April 2013, the TIO presented a draft public statement to Executive Council for its consideration.

Council confirmed with minor amendments the statement presented reflecting the decision taken in Executive Council to enter into a Model 1B Intergovernmental Agreement with the US Government, in response to the Foreign Account Tax Compliance Act (FATCA).

Action: PS, FIN; PS, EDICT; TIO; PAS, FIN

EX MIN 13/327

EX MIN 13/303 EX MEM 13/155 CROCUS BAY DEVELOPMENT (CE BLUE) PROJECT MOU

PS, EDICT and TIO remained for discussion.

Further to EX MIN 13/303 of 26th April 2013, PS, EDICT informed Council that the developers at Crocus Bay Development (CE BLUE) Project had reluctantly agreed to the recommendation by the TIC that the 90-day period of use without paying Accommodation Tax should be prorated among the shareholders.

Action: PS, EDICT; TIO

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EX MIN 13/309 EX MEM 13/132 ANGUILLA SUMMER FESTIVAL 2013 AND BEYOND

PS, EDICT remained for discussion. Ms Gecheal Richardson-Gumbs, CIR/ASF Committee, Mr Davon Carty, Chairman, ASF Committee and Ms Cleonette Lake, ASF Committee joined the Meeting.

Council noted the revised figure of EC\$719,200.00 representing GoA's contribution for the 2013 Anguilla Summer Festival to include one (1) foreign act for the Caribbean Beach Party and the Parade of Troupes replacing Last Lap.

Council further noted a letter dated 2nd May 2013 (attached) addressed to Members of the Executive Council from Mr Davon Carty, Chairperson of the ASF Committee.

Council agreed that the following names should be added to the ASF Committee:-

- 1) Ms Keria Hughes
- 2) Mr Shane Thompson
- 3) Ms Fiona Wilkinson
- 4) Ms Countess Rey

The ASF Committee pledged its support to the GoA in working with the limited resources available in making the 2013 ASF a success.

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