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**MINUTES OF THE 34<sup>th</sup> MEETING OF THE TWELFTH ANGUILLA**  
**EXECUTIVE COUNCIL HELD ON THURSDAY 11<sup>th</sup> MARCH 2021 AT 9.00AM**

- PRESENT: Her Excellency the Governor, Ms Dileeni Daniel-Selvaratnam
- The Honourable Premier and Minister for Finance and Health,  
Dr Ellis Webster
- The Honourable Deputy Governor (Ag), Mr Merwyn F Rogers
- 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 Economic Development, Commerce,  
Information Technology, Environment and Natural Resources,  
Mr Kyle Hodge
- The Honourable Attorney General, Mr Dwight Horsford
- Clerk to Executive Council, Mrs Angela Hughes
- IN ATTENDANCE: Hon Special Ministerial Assistant to the Hon Minister for Social  
Development/Education, Mr Merrick Richardson  
Financial Specialist, Mr Stephen Turnbull
- ABSENT: The Honourable Deputy Governor, Mr Perin Bradley  
Hon Parliamentary Secretary for Economic Development,  
Mrs Quincia Gumbs-Marie

EX MIN 21/95

**CONFIRMATION OF THE MINUTES**

Hon Special Ministerial Assistant to the Hon Minister for Social Development/ Education and Financial Specialist remained.

Council confirmed the Minutes of the 33<sup>rd</sup> Meeting of Executive Council held on Thursday 4<sup>th</sup> March 2021.

**MATTERS ARISING FROM THE MINUTES**

EX MIN 21/97

**EX MEM 21/52 EXTENSION OF TEMPORARY UNEMPLOYMENT ASSISTANCE PROGRAMMES**

Hon Special Ministerial Assistant to the Hon Minister for Social Development/ Education and Financial Specialist remained.

The Hon Premier briefed Council on the proposal to extend the unemployment assistance benefit given the ongoing health and economic crises.

Council approved the extension of the temporary unemployment assistance for a further period of two months to expire on May 31, 2021, continuing on the current terms:

- a) unemployed persons – up to EC\$1000 a month; and
- b) underemployed persons – the difference between EC\$1000 and the monthly salary; and all other terms and conditions of the assistance.

Action: PS, FIN; PS, SD; BD; ACC, GEN; HON, PREM;  
MINS OF GOV'T

EX MIN 21/98

**EX MEM 21/53 A BILL TO AMEND THE LABOUR RELATIONS ACT**

Hon Special Ministerial Assistant to the Hon Minister for Social Development/ Education and Financial Specialist remained.

The Hon Minister for Home Affairs briefed Council. The proposed Bill amends the Labour Relations Act. Section 165 is strengthened to enable a more rigorous application of the provisions relating to work permits. The Minister may revoke a work permit where there has been a breach of the terms and conditions of the work permit or

a contravention of the Act. The Bill also allows the Minister by Regulation, to grant a work permit for a period of 3 years.

Council:

- 1) noted that a review of the fee structure for work permits is to be undertaken;
- 2) approved the Bill to amend the Labour Relations Act; and
- 3) instructed the AG's Chambers to prepare the Bill for tabling at the next session of the House of Assembly.

Action: PS, HA; HON, AG; LAB, COMM; HON, MIN HA

EX MIN 21/101

**EX MEM 21/29 ASSIGNMENT OF LEASE - CROWN LAND, PROPERTY DESCRIBED AS REGISTRATION SECTION SOUTH CENTRAL, BLOCK 38812 B, PARCEL 131/3**

Hon Special Ministerial Assistant to the Hon Minister for Social Development/ Education and Financial Specialist remained.

The Hon Minister for Home Affairs briefed Council. Crown land was leased from the Government of Anguilla and the lessee had the benefit of planning permission. However, the lessee was asked to relocate and on October 29, 2009 was granted a lease of Crown land situated in Registration Section South Central, Block 38812 B, described as Parcel 131/3. Planning permission for the new location was not received until 2014. Council is asked to consider the assignment of the lease.

Council:

- 1) approved the assignment of the lease of property situated in Registration Section South Central, Block 38812 B described as Parcel 131/3, a total of 1 acre of land in Corito, subject to the following:
  - a) US\$2,400.00/EC\$6,451.68 rent per annum is to be

paid annually in advance, subject to a 2% increase per annum. At the end of every fifth year of the lease the rent is to be reviewed based on either market rent, CPI or a 2% increase per annum, whichever is greater; and

- b) payment of EC\$1,317.22 Stamp Duty on assignment of the Lease. The market value of the property is US\$70,000.00 and Stamp Duty is payable on the remainder of the term;
- 2) agreed that the Parcel is to be used as a mechanical workshop, vehicular body repair workshop and an office building, for the residue of the lease, which is 14 years with an option to renew;
  - 3) further agreed that the assignee shall be responsible for the payment of rent arrears for the years 2009 and 2010, in the sum of EC\$7,935.55 and that the rent arrears for the years 2011 to 2013 in the amount of EC\$13,454.18 will be foregone by the Government of Anguilla;
  - 4) instructed the AG's Chambers to prepare and issue Regulations under Section 16 of the Finance Administration and Audit Act, R.S.A. c. F27, to remit the assignor from the payment of rent arrears, in the amount of EC\$13,454.18 owed to the Government of Anguilla; and
  - 5) further instructed the AG's Chambers to draft the documentation required to assign the Lease, for execution by the assignor, the assignee and the Crown.

Action: PS, HA; HON, AG; DLS; HON, MIN HA

EX MIN 21/102

**EX MEM 21/30 THE GRANT OF A LEASE OF CROWN LAND, PROPERTY DESCRIBED AS REGISTRATION SECTION SOUTH CENTRAL, BLOCK 38812 B, PARCEL 131 (PART OF)**

Hon Special Ministerial Assistant to the Hon Minister for Social Development/ Education and Financial Specialist remained.

The Hon Minister for Home Affairs briefed Council. Council agreed to grant a periodic tenancy of Crown land for 1 year in Ex Min 20/263.

The lease term will expire in approximately 3 months and the lessee is requesting a renewal of the lease for a term of 50 years.

Council:

- 1) agreed to grant a lease for a term of 20 years of property situated in Registration Section South Central, Block 38812 B described as Parcel 131 (Part of) being a total of 2 acres of land at Corito, as delineated on Survey Plan LS02-20 being Lot 14 (Lot 14) subject to the following:
  - a) US\$4,800.00/EC\$12,903.36 rent per annum is to be paid annually in advance, subject to a 2% increase per annum. At the end of every fifth year of the lease the rent is to be reviewed based on market rent, CPI or a 2% increase per annum, whichever is greater; and
  - b) payment of US\$2,500.00/EC\$6,720.50 Stamp Duty on the grant of the Lease. The market value of the property is US\$140,000.00;
- 2) further agreed that Lot 14 shall be used for stock piling and the construction of an office, for a period of 20 years with an option to renew;
- 3) noted that Clause 5.2 of the Lease will be amended so that upon termination of the Lease any improvements made to the property will be assessed and that sum will be made payable to the Lessee; and
- 4) instructed the AG's Chambers to prepare the Lease for execution by the lessee and the Crown.

Action: PS, HA; HON, AG; DLS; HON, MIN HA

EX MIN 21/103

**EX MEM 21/55 ACQUISITION OF PROPERTY DESCRIBED AS REGISTRATION SECTION NORTH, BLOCK 58815B, PARCEL 174, 0.5 ACRES FOR THE ANGUILLA NATIONAL TRUST**

Hon Special Ministerial Assistant to the Hon Minister for Social Development/ Education and Financial Specialist remained.

The main office of the Anguilla National Trust (ANT) was situated at the front of the same parcel of land as The Valley Health Complex. Pursuant to Ex Min 19/401 the Government of Anguilla exchanged Part of Crown lands located at Crocus Hill for the ANT main office site in The Valley. By doing this the Government of Anguilla were able to use the original site for The Valley Health Complex development, while providing the ANT with an alternative main office.

Additionally, the Government of Anguilla agreed, through the Anguilla Programme, to provide the ANT with US\$200K for the reconstruction of their new office. The ANT has experienced challenges in developing a plan that falls within its budget and the short term alternative is to purchase a property in North Side to use as office space. The sale price is US\$250K and the ANT can fund the shortfall.

Council:

- 1) agreed that the property more particularly described as Registration Section North, Block 58815 B, Parcel 174, being 0.50 acres, shall be purchased for the Anguilla National Trust (ANT) as office space, for the sum of USD\$250,000.00;
- 2) agreed that the Government of Anguilla shall fund US\$200K of the purchase price and that the ANT will fund USD\$50K of the purchase price; and
- 3) further agreed that upon completion of the transaction the Government of Anguilla will claim a refund of USD\$200K from the Anguilla Programme.

Council authorized the release of the Action Sheet before confirmation of the Minutes.

Action: PS, FIN; PS, EDCITENR; PS, HA; HON, PREM;  
HON, MIN HA; HON, MIN EDCITENR

EX MIN 21/105

**EX MEM 21/57 APPLICATION FOR THE ISSUE OF A LICENCE UNDER THE ALIENS LAND HOLDING REGULATION ACT - SECTION WEST CENTRAL, BLOCK 28211 B, PARCEL 473, 0.38 ACRES**

Hon Special Ministerial Assistant to the Hon Minister for Social Development/ Education and Financial Specialist remained. The Director for Lands & Survey, Mr Leslie Hodge joined the meeting.

Council agreed to issue an Aliens Land Holding Licence to hold property situated in Registration Section West Central, Block 28211 B, described as Parcel 473 located in Rendezvous for residential purposes, subject to:

(a)	payment of the following stamp duties:	
(i)	under the Stamp Act – 5% of EC\$94,087.00	EC\$ 4,704.35
(ii)	under the Aliens Land Holding Regulation Act – 6.25% of EC\$94,087.00	EC\$ 5,880.44
(iii)	refundable deposit of 10% of EC\$94,087.00	<u>EC\$ 9,408.70</u>
	<b>TOTAL</b>	<b><u>EC\$19,993.49</u></b>

- (b) the construction of the dwelling house is to be completed within thirty (30) months. If said dwelling house is not completed at the end of thirty (30) months, 50% of the refundable deposit will be forfeited to the Government of Anguilla. The remaining 50% will be forfeited if the construction is not completed within a further 6 months. Thereafter, forfeiture proceedings for the property will be commenced by the Government of Anguilla for a period of twenty-four (24) months; and
- (c) with the express condition that the land is to be used

for residential purposes and that the Licensee must not rent their dwelling house without first notifying the Ministry of Finance.

Action: PS, HA; DLS; HON, MIN HA

EX MIN 21/106

**EX MEM 21/58 A BILL FOR THE RESORT RESIDENCE ANNUAL LEVY 2021**

Hon Special Ministerial Assistant to the Hon Minister for Social Development/ Education and Financial Specialist remained.

The Hon Minister for EDCITENR briefed Council. In or around 2006, the Government of Anguilla agreed to accept reduced Stamp Duty under the Alien Landholding Licence Act. In lieu of the full Stamp Duty, developers agreed that purchasers of residential property would pay an annual levy on the enclosed portion of their luxury real estate residence. The levy to be charged varied depending on whether the residence was included or excluded from the hotel rental pool and the terms and conditions were reflected in the Memorandum of Agreements.

This levy has not been collected by the Government of Anguilla. Some properties were granted a waiver for a period of time and some did not sell any residences. The levy can be collected from some properties and this can be achieved by establishing legislation, as per the directive in Ex Min 19/249.

The implementation of this levy is one of the proposed revenue measures included in the Medium Term Economic and Fiscal Plan approved by the United Kingdom Government.

Council:

- 1) noted that a review has to be undertaken to ascertain which property owners are liable to pay the levy;
- 2) approved the Bill for the Resort Residence Annual Levy; and
- 3) instructed the AG's Chambers to prepare the Bill for tabling at the next session of the House of Assembly.



Council authorized the release of the Action Sheet before confirmation of the Minutes.

Action: PS, EDCITENR; HON, MIN EDCITENR

EX MIN 21/107

### **COVID-19 & ASTRAZENECA/OXFORD VACCINE UPDATE**

Hon Special Ministerial Assistant to the Hon Minister for Social Development/ Education and Financial Specialist remained. The following persons joined the meeting: -

Chief Medical Officer, Dr Aisha Andrewin  
Health Planner, Ms Rochelle Rogers

### **COVID-19 Related Rules Amendment**

The present COVID-19 rules concerning the requirement for entry testing do not specify that the test must be from a country originating outside of Anguilla. It is possible for a person to submit the same negative test that was conducted in Anguilla, for outbound travel, for the purposes of re-entry into Anguilla. This defies the principal for testing prior to entry, which is to understand the current COVID-19 status in the originating country. Therefore, the Ministry of Health has proposed an amendment to section 2 of the Quarantine (COVID-19) (Arriving Passengers Health Clearance) Rules, to remedy this gap.

### **Vaccination Deployment Update**

As of March 10 at 4.00 pm there were 6025 registered persons of which 4827 persons have received their first dose. This represents 38% of the target population figure of 12,600 persons. The breakdown by occupation is as follows:

- 288 Healthcare workers (6%)
- 295 Civil, border protection and port staff (6%)
- 939 Hospitality workers (19%)
- 696 Retired (14%)

- 2696 Others (56%)

The Health team has noticed that vaccination uptake is decreasing and falling below daily target figures. Outreach and promotional efforts directed towards groups where uptake is not as high as desired will continue.

Council:

- 1) approved the proposed amendment to section 2 of the Quarantine (COVID-19) (Arriving Passengers Health Clearance) Rules;
- 2) noted the efforts being made by the Health team to increase uptake of the vaccine. Targeted outreach to the Anguilla Public Service, construction workers, hospitality workers and 18-34 year olds is required;
- 3) noted that the vaccine is available now and that we have been guaranteed sufficient doses to vaccinate the adult population up to approximately June, but after this time period the position can change; and
- 4) noted that the Health team is developing a strategy to reduce COVID-19 measures dependent on vaccination uptake, the draft COVID-19 exit plan and proposed timeline for removal of COVID-19 measures.

Council authorized the release of the Action Sheet before confirmation of the Minutes.

Action: PS, HLTH; PS, FIN; PS, EDCITENR; BD; ACC, GEN;  
HON, DG; HON, AG; MINS OF GOV'T

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