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MINUTES OF THE 97TH MEETING OF THE ELEVENTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 4TH MAY 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 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
Mrs Evalie Bradley, Ministerial Assistant to the Hon Minister, MHA
Mrs Chanelle Petty-Barrett, PS, MHA
Mr Stanley Reid, OBE, Committee Member, Anguilla Constitutional and Electoral
Reform Committee
Ms Marie Horsford, Committee Member, Anguilla Constitutional and Electoral
Reform Committee
Dr Aidan Harrigan, PS, FIN
Mr Kiel Connor, CIR
Mr Brian Deadman, Financial Adviser to the GoA
Mr Marc Bienvenu, Property Tax Consultant
- ABSENT: The Honourable Evans Rogers, Minister of Health and Social Development, Lands
and Physical Planning

EX MIN 17/177

CONFIRMATION OF THE MINUTES

Hon Cardigan Connor, Parliamentary Secretary and Mrs Evalie Bradley, Ministerial Assistant to the Hon Minister, MHA joined the Meeting.

Council confirmed the Minutes of the 96th Meeting held on Thursday 27th April 2017.

MATTERS ARISING FROM THE MINUTES

EX MIN 17/178

PASSING OF MR ERA RICHARDSON

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

Further to EX MIN 17/174 of 27th April 2017, Council noted that Mr Era Richardson who was employed as a Technical Officer (Transport) in the MICUHAFIT had passed away on Friday 28th April 2017. Council noted that condolences had been sent to the bereaved families on behalf of the Government of Anguilla.

Action: HON DG; PS, MICUHAFIT; PS, PA

EX MIN 17/179

NATIONAL DAY OF PRAYER: THURSDAY 4TH MAY 2017

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

Pastor Bernard Joseph, a representative of the National Day of Prayer Committee on Anguilla gave the opening prayer in Executive Council as a part of the National Day of Prayer 2017.

Action: EXCO MEMBERS

EX MIN 17/180

UPDATE ON THE PROPERTY TAX PROJECT INCLUDING THE PRINTING OF THE 2017 BILLS

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

Dr Aidan Harrigan, PS, FIN
Mr Kiel Connor, CIR
Mr Brian Deadman, Financial Adviser to the GoA
Mr Marc Bienvenu, Property Tax Consultant

Council noted a power point presentation by the main presenter, Mr Kiel Connor, CIR on the status of the Property Tax Project.

Following an in depth discussion, Council:-

- (i) agreed to a 10% discount on property tax arrears;
- (ii) agreed to a 10% discount if early payment is made on 2017 bills within two months of the bills being issued; and
- (iii) agreed that the Attorney General's Chambers should prepare the necessary legislation effecting sixty-five (65) as the age for seniors for Hardship Exemption.

Council thanked the property Tax Consultant for his hard work on the Property Tax Project.

Action: CIR; HON AG; PS, FIN; PS, EDICTLP; PAS, FIN; ACC GEN; MINS OF GOV'T

EX MIN 17/181

EX MEM 17/108 PROPERTY TAX (EXTENSION OF NOTICE OF PUBLICATION OF DRAFT VALUATION ROLL)

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

Council ratified the decision, which was approved by round robin (EX MIN 17/176) on 27th April 2017.

Action: PS, FIN; CIR; HON AG; PS, EDICTLP; PAS, FIN; BD; CL, HOA

EX MIN 17/182

EX MEM 17/109 APPLICATION FOR DUTY EXEMPTION FOR DIGICEL ANGUILLA LTD.

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

Council agreed that the paper should be deferred for further information.

Action: PS, FIN; PAS, FIN; COC; FO

EX MIN 17/183

EX MEM 17/110 PAYMENT OF DEFERRED SALARY – PC A

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

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

Council agreed that PC A, who is employed as a Police Constable in the Royal Anguilla Police Force should be paid his deferred salary in the sum of EC\$17,849.10 to assist him with costs associated with his medical condition.

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

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

EX MIN 17/184

EX MEM 17/111 PAYMENT OF DEFERRED SALARY – MS B

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

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

Council agreed that Ms. B, who is employed in the Labour Department should be paid her deferred salary in the sum of EC\$14,275.18 to assist her with costs associated with 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 17/185

EX MEM 17/112 PAYMENT OF DEFERRED SALARY – MR C

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

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

Council agreed that Mr C, who is employed as a Firefighter in the Anguilla Fire and Rescue Service should be paid his deferred salary in the sum of EC\$10,428.40 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 17/186

EX MEM 17/113 PAYMENT OF DEFERRED SALARY – PC D

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

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

Council agreed that PC D, who is employed as a Police Constable in the Royal Anguilla Police Force should be paid his deferred salary in the sum of EC\$17,849.10 to assist him with costs associated with his medical condition.

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

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

EX MIN 17/187

EX MEM 17/114 PAYMENT OF DEFERRED SALARY – MS E

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

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

Council agreed that Ms. E, who is employed as a Firefighter in the Anguilla Fire and Rescue Service should be paid her deferred salary in the sum of EC\$10,428.43 to assist her with costs associated with her 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 17/188

EX MEM 17/115 EXEMPTION FROM THE WORK PERMIT REQUIREMENT

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

Council agreed that the following members of Deloitte & Touche Accounting Firm from Barbados, who would be conducting an audit of the National Commercial Bank of Anguilla (NCBA) should be exempted from the work permit requirement under Section 3 (g) of the Control of Employment Act:-

1. Kesi Field
2. Jermaine Nurse
3. Kimberley Lavine
4. Gabrielle Goodman
5. Trevonda Clarke
6. Andra Serieux-Kirton
7. Steve Clark
8. Daryl Walcott-Grappie

Council raised concern about accounting firms continually coming into Anguilla for audit undertakings, which could be unfavourable for local audit firms. Council asked the Labour Commissioner to prepare a paper on this for Executive Council's consideration.

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

Action: PS, MHA; PAS, MHA; CIO; LAB COM; PS, FIN

EX MIN 17/189

EX MEM 17/116 EXEMPTION FROM THE WORK PERMIT REQUIREMENT

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

Council agreed that the nineteen (19) persons on the attached list should be exempted from the work permit requirement under Section 3 (g) of the Control of Employment Act. Council further agreed that the criteria set out below should form the basis of the discussion and any exemption that may result.

1. the exemption must be in relation to a job that has been advertised, and not for the purpose of finding a job;
2. persons working for a non-profit, cultural, educational or charitable body; employment as a voluntary worker which covers certain unpaid workers for a charity, a voluntary organisation, an associated fund-raising body or a statutory body;

3. persons who have attended primary and secondary school in Anguilla covering a minimum of 5 years. Original school letters must be provided; and
4. spouses of persons in essential services, including but not limited to medical doctors and the aviation industry. However, the exemption **must** be in relation to a job being advertised for which there is no qualified Anguillian who can legitimately fill the position.

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

Action: PS, MHA; PAS, MHA; CIO; LAB COM

EX MIN 17/190

EX MEM 17/117 REPORT OF THE CONSTITUTIONAL AND ELECTORAL REFORM COMMITTEE

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

Mrs Chanelle Petty-Barrett, PS, MHA

Mr Stanley Reid, OBE, Committee Member, Anguilla Constitutional and Electoral Reform Committee

Ms Marie Horsford, Committee Member, Anguilla Constitutional and Electoral Reform Committee

Mr Stanley Reid, OBE, Committee Member, Anguilla Constitutional and Electoral Reform Committee guided Council through key areas of the Report of the Constitutional and Electoral Reform Committee.

Council:-

- (i) noted the contents of the Report of the Constitutional and Electoral Reform Committee;
- (ii) approved the recommendations in relation to the establishment of an Electoral Boundaries Commission; and
- (iii) requested the Attorney General's Chambers to review and finalise the Bill for the Electoral Boundaries Commission Act.

Council thanked the members of the Committee for their dedication and hard work towards the production of the Report.

Action: PS, MHA; HON AG; MINS OF GOV'T

EX MIN 17/191

EX MEM 17/118 FISCAL ACTUALS FOR THE THREE MONTHS ENDING MARCH 2017

Hon Parliamentary Secretary and Ministerial Assistant to the Hon Minister, MHA remained in attendance. PS, FIN, CIR, Financial Adviser to the GoA and the Property Tax Consultant remained for discussion.

Council noted the report on the fiscal actuals for the three (3) months ending March 2017. Recurrent Revenue grossed an actual of EC\$55.5m from an anticipated \$59.7m that was projected in the Budget, a shortfall of 7%. Recurrent Expenditure realised an actual of EC\$45.5m from a projected estimate of EC\$48.3m, an underspend of 6%.

The Hon Chief Minister/Minister of Finance stated that he was content with the fiscal update.

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

The Hon Attorney General and Ministerial Assistant to the Hon Minister, MHA left the Meeting.

EX MIN 17/192

EX MEM 17/119 THE INTERNATIONAL TAX COMPLIANCE (CRS) COMMON REPORTING STANDARD

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

Council:-

- (a) instructed the Attorney General's Chambers to begin drafting an amendment to The International Tax Compliance (CRS) Regulations as required to include:-
 - (i) extending the 2017 reporting deadline for Foreign Financial Institutions (FFIs) until 31st July 2017;
 - (ii) attaching CRS commentaries to standard so that they form part of Anguilla's law; and
 - (iii) removing Guatemala from Schedule 2 participating jurisdictions.

Council agreed that the Regulations be brought back to Executive Council for consideration.

Action: HON AG; COM OFF; PS, FIN; CIR; PAS, FIN; BD; ACC GEN

ORAL MENTION

EX MIN 17/193

OVERSEAS TRAVEL

Hon Parliamentary Secretary remained in attendance.

Council was informed of the following dates of travel:-

- 1) HE The Governor - 10 – 15 May 2017, vacation

2) Hon Chief Minister - 23 – 26 May 2017, CDB Meeting, TCI

Action: EXCO MEMBERS
