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MINUTES OF THE 3rd MEETING OF THE TWELFTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 23rd JULY 2020
AT 2:00 PM

- PRESENT: His Excellency The Governor, Mr Timothy Foy, OBE
- The Honourable Premier and Minister for Finance and Health, Dr Ellis Webster
- The Honourable Deputy Governor, Mr Perin Bradley
- 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 (acting), Mrs Nicola Webster
- Clerk to Executive Council (training), Mrs Angela Hughes
- IN ATTENDANCE: Hon Parliamentary Secretary and Economic Development, Mrs Quincia Gumbs-Marie
Special Ministerial Assistant to the Hon Minister for Social Development/Education,
Mr Merrick Richardson
Financial Specialist, Mr Stephen Turnbull

EX MIN 20/305

CONFIRMATION OF THE MINUTES

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

Council confirmed the Minutes of the 2nd Meeting of Executive Council held on Thursday 16 July 2020.

MATTERS ARISING FROM THE MINUTES

EX MIN 20/307

UK FINANCIAL AID – UPDATE ON FINANCIAL AID MOU

Hon Parliamentary Secretary and Economic Development, Special Ministerial Assistant to the Hon Minister for Social Development/Education and Financial Specialist remained. PS, Finance Mrs. Kathleen Rogers and Accountant General Mr. Vonlee Harris joined.

Council:

- (i) noted the update from the Premier and Minister of Finance, specifically that the claim for April had been submitted. The Premier further indicated that progress on the claim for May and June is going well and will be submitted shortly;
- (ii) noted that by the exchange of letters the Premier and Baroness Sugg have agreed to the revised timelines for provisions, 3, 4, 7 and 9 of the MOU; and
- (iii) further noted the difficulty experienced in showing that concession agreements had been approved. This indicates the urgent need to improve the proper record keeping, audit trails and compliance checks with MOUs and other agreements.

Action: PS, FIN; PS, EDCITENR, BD; ACC GEN; MINS OF GOV'T

EX MIN 20/308

FINANCIAL STOCK TAKE – YTD

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

Council noted the brief on the financial position as at 22 July 2020, from the PS, Finance. The overall fiscal position remains challenging:

- bank account balance \$4.8 million dollars in deficit
- unpaid invoices amount to \$12 million dollars,
- unrepresented cheques amounted to \$3 million dollars;

The Premier thanked the PS, Finance and Accountant General for their hard work thus far.

Action: PS, FIN; PS, EDCITENR, BD; ACC GEN; MINS OF GOV'T

2021 BUDGET – PREPARING THE BUDGET AND MEDIUM TERM ECONOMIC AND FISCAL PLAN

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

Council noted the brief of the Financial Specialist on preparing the budget and Medium Term Economic & Fiscal Plan (MTEFP), specifically that:

- (i) the Fiscal Responsibility Act requires the preparation of the MTEFP and the annual budget flows directly from the context set by the MTEFP;
- (ii) thus far the MTEFP has not been updated since 2018, consequently annual budgets have required UK Government approval.

Council agreed that it was essential to commence work on the MTEFP and the 2021 budget immediately in order to determine what financial aid is required upon exhaustion of the current financial aid in December 2020.

Action: PS, FIN; FA; BD; ACC GEN; MINS OF GOV'T

STATUTORY BODIES

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

Hon Deputy Governor briefed Council on the following matters:

- (a) Position on Business Plans & Budgets for 2021
- (b) Stock take - Financial situation, liabilities and audited accounts for each body
- (c) Plans for strategic term review of each body

Council:

- (i) noted that most of the statutory bodies were not compliant with their statutory reporting requirements;
- (ii) significant work needed to be done to assess the impact of COVID-19 on revenues and to understand the extent of contingent liabilities held by the statutory bodies;
- (iii) agreed that the Hon. Deputy Governor would supervise work to be undertaken by the Permanent Secretaries to determine the revenue implications of Covid-19 and the contingent liabilities by 31 July; and
- (iv) agreed that the Hon. Deputy Governor would work with Honourable Ministers to begin the process of a more strategic review of the future for each of the statutory bodies.

Council thanked the PS, Finance and Accountant General for their hard work thus far.

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

EX MIN 20/313

EX MEM 20/145 REMOVAL OF MEMBERS TO THE BOARD OF DIRECTORS OF THE ANGUILLA TOURIST BOARD

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

Council:

- (i) noted the following documents:
 - (a) the official appointment instruments for members of the Anguilla Tourist Board;
 - (b) the resignation letters from existing ATB Board members;
- (ii) acknowledged the resignation of the following members from the Anguilla Tourist Board; that is, Ms Myrna Sasso, Ms Marissa Gumbs and Ms Donna A Banks.
- (iii) agreed to the removal of the following members from the Anguilla Tourist Board; that is:
 - 1) Mr Chesney Hughes
 - 2) Mr Alister Carty
 - 3) Mrs Ena Boasman-Hodge
- (iv) agreed that the removal of ATB Members must be done in accordance with Section 5(5) of the ATB Act which states that, "*The Minister may, if he thinks it expedient to do so, in consultation with the Executive Council, remove, by order published in the Gazette, any member of the Board from office without reason stated.*"
- (v) additionally agreed that the Minister responsible for tourism immediately appoint a full board to ensure efficient ATB operations.

Action: PS, MICUH&T; HON MIN, MICUH&T; HON AG

EX MIN 20/314

EX MEM 20/146 APPOINTMENT OF MEMBERS TO THE BOARD OF DIRECTORS OF THE ANGUILLA TOURIST BOARD

Hon Parliamentary Secretary and Economic Development, Special Ministerial

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

Council:

- (i) noted the following documents:
 - (a) the official appointment instruments for members of the Anguilla Tourist Board;
 - (b) the resignation letters from existing ATB Board members;
- (ii) noted that as a matter of due diligence, tax clearance certificates should be obtained for recommended board members, in order to check good standing;
- (iii) approved the appointment of the following persons to be members of the Anguilla Tourist Board, with effect from 27 July 2020 in accordance with Section 5 of the Anguilla Tourist Board Act, namely:
 - 1) Mr. Kenroy Herbert – Member & Chairperson
 - 2) Mrs Stacey Liburd
 - 3) Mr Tiago M Sarmiento
 - 4) Ms Danitza Mussington
 - 5) Mrs Melisha Maccow-Niles
 - 6) Mrs Condon Proctor
 - 7) Ms Luisanna Mendez Retde

Action: PS, MICUH&T; HON MIN, MICUH&T

EX MIN 20/315

EX MEM 20/147 AMENDMENT TO THE BUSINESS LICENCE MORATORIUM ACT AND THE TRADE BUSINESS OCCUPATIONS AND PROFESSIONS LICENSING ACT.

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

Council:

- (i) noted the request to amend the Business Licence Moratorium Act and the Trade, Business, Occupations and Professions Licensing Act (TBOPL);
- (ii) agreed to the proposed changes; and
- (iii) instructs the Attorney General's Chambers to commence drafting amendments to:
 - (a) The Business Licence Moratorium Act – to extend the moratorium to 1 July, 2021 as well as amend references to Minister of Finance.

- (b) The TBOPL Act - to amend the definition of Permanent Secretary to be defined as the Permanent Secretary with responsibility for Trade and Commerce.

Action: PS, EDCITENR; HON, AG

EX MIN 20/316

EX MEM 20/148 APPOINTMENT OF MR. COURTNEY MORTON AS SPECIAL MINISTERIAL ASSISTANT

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

Council:

- (i) approved the appointment of Mr. Courtney Morton as Special Ministerial Assistant in the Premier’s Office and Ministry of Finance and Health with effect from August 3, 2020 for a period of 5 years (i.e. commensurate with the term of this administration); and
- (ii) agreed that the Special Ministerial Assistant be paid an annual remuneration of EC\$108,000 and benefit from Government’s medical insurance package.

Council requested the Hon Deputy Governor to engage with the relevant persons to effect the appointment effective August 3, 2020.

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

Action: HON DG; MINS OF GOV’T; PS, FIN; PS, EDCITENR;
OTHER PERM SECS; BD; ACC GEN
