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**MINUTES OF THE 100<sup>th</sup> MEETING OF THE TWELFTH ANGUILLA**  
**EXECUTIVE COUNCIL HELD ON THURSDAY 18<sup>th</sup> AUGUST 2022 AT 9.00 AM**

- PRESENT: Her Excellency the Governor, Ms Dileeni Daniel-Selvaratnam
- The Honourable Premier and Minister for Finance, Economic Development & Investment and Health, Dr Ellis Webster
- Acting Deputy Governor, Mr Karim Hodge
- 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, and Acting Minister for Sustainability, Innovation and Environment, Mr Haydn Hughes
- Honourable Parliamentary Secretary, Mr Merrick Richardson
- The Honourable Attorney General, Mr Dwight Horsford
- Clerk to Executive Council, Mrs Angela Hughes
- ABSENT: The Honourable Deputy Governor, Mr Perin Bradley
- The Honourable Minister for Sustainability, Innovation and Environment, Mrs Quincia Gumbs-Marie
- Financial Specialist, Mr Stephen Turnbull

EX MIN 22/270      **CONFIRMATION OF THE MINUTES**

Council confirmed the Minutes of the 99<sup>th</sup> Meeting of Executive Council held on Thursday 11<sup>th</sup> August, 2022.

**MATTERS ARISING FROM THE MINUTES**

EX MIN 22/271      **EX MEMO 22/197 APPOINTMENT TO THE BOARD OF THE SELECT ANGUILLA AGENCY**

The Hon Parliamentary Secretary remained.

The Select Anguilla Agency Act came into force on June 3, 2019 and provided for the establishment of the Select Anguilla Agency which is responsible for the administration of the economic residence programme. The Act provides for the establishment of a Board to oversee the affairs of the Agency, as detailed in Section 5.

The term of office of the current Board expired on July 25, 2022. Council's approval for the reappointment of the former Board is required.

Council approved the reappointment of the following persons to the Board of the Select Anguilla Agency for a term of three years:

- 1) Mrs Chanelle Petty Barrett (representative of the Ministry of Economic Development) – Chairperson
- 2) Ms Keri Horsford (representative of the AG's Chambers) – Deputy Chairperson
- 3) Mr Christopher Willis (expert in investment migration)
- 4) Mr Cleve White (representative of the National Youth Ambassador Corp)
- 5) Mr Armand Arton (representative of the contractor)

Action: PS, EDMSIE; HON, PREM

EX MIN 22/273

**EX MEMO 22/199 PUBLIC HOLIDAYS FOR 2023**

The Hon Parliamentary Secretary remained.

Council approved the list of Public Holidays for 2023, as follows:

- New Year's Day Monday, 2 January
- James Ronald Webster Day Thursday, 2 March
- Good Friday Friday, 7 April
- Easter Monday Monday, 10 April
- Labour Day Monday, 1 May
- Whit Monday Monday, 29 May
- Anguilla Day Tuesday, 30 May
- Celebration of the Birthday of Her Majesty The Queen Monday, 12 June
- August Monday Monday, 7 August
- August Thursday Thursday, 10 August
- Constitution Day Friday, 11 August
- National Heroes and Heroines Day/ National Jollification Day Tuesday, 19 December
- Christmas Day Monday, 25 December
- Boxing Day Tuesday, 26 December

Council noted that the traditional custom of jollification should be highlighted within one of the existing public holidays, because of its significance in Anguillian history.

Council authorised the issue of the Action Sheet before confirmation of the Minutes.

Action: PS, HA; HON, MIN HA

EX MIN 22/274

**EX MEMO 22/200 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATION ACT – REGISTRATION SECTION EAST END, BLOCK 99315 B, PARCEL 184 CONTAINING 0.26 OF AN ACRE**

The Hon Parliamentary Secretary remained.

Council agreed to issue an Aliens Land Holding Licence to hold on a freehold basis, vacant property situate in Registration Section East End, Block 99315 B, described as Parcel 184 for residential purposes, subject to:

(a) payment of the following Stamp Duties:

(i)	under the Stamp Act – 5% of EC\$107,528.00	EC\$ 5,376.40
(ii)	under the Aliens Land Holding Regulation Act – 6.25% of EC\$107,528.00	<u>EC\$ 6,720.50</u>
	<b>TOTAL</b>	<b><u>EC\$12,096.90</u></b>

(b) the property must be used for residential purposes;

(c) the Applicant shall be granted an exemption based on Governments Policy restricting Aliens to the purchase of no more than half an acre of land on the grounds that Ms. Edite Freitas Carvalho is a resident and was have been granted residency by investment in 2020;

(d) Parcels 306 & 184 should be amalgamated within three (3) months of registration; and

(e) the Licensee shall fully comply with the laws of Anguilla in force from time to time including the Land Development Control Act, the Property Tax Act, the Building Regulations, the Labour Relations Act 2018 and the Control of Employment, Work Permit Regulations, the Social Security Act, the Immigration and Passport Regulations and any statutory modification or re-

enactment thereof and any rules or regulations made there under.

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

EX MIN 22/275

**EX MEMO 22/201 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATION ACT – REGISTRATION SECTION SOUTH EAST, BLOCK 79214 B, PARCEL 202 SL A6, CONTAINING 866 SQ. FT.**

The Hon Parliamentary Secretary remained.

Council agreed to issue an Aliens Land Holding Licence to hold, on a freehold basis, land situated in Registration Section South East, Block 79214 B, described as Parcel 202 Strata Lot SL A6 consisting of 866 sq. ft. with a strata lot unit thereon located in Sandy Hill for tourism purposes, subject to:

(a) payment of the following Stamp Duties:

(i) under the Stamp Act – 5% of EC\$604,845.00	EC\$43,011.20
(ii) under the Aliens Land Holding Regulation Act – 5% of EC\$604,845.00	<u>EC\$43,011.20</u>
<b>TOTAL</b>	<b><u>EC\$86,022.40</u></b>

- (b) Sandy Hill Beach Resort Club Development shall be the exclusive renting agent for the villa;
- (c) the Licensees shall be required to enter into an agreement with Sandy Hill Beach Resort Club Development for the management and use of the villa for at least forty-four (44) weeks in each calendar year;
- (d) the licensees shall have the right to reside in the villa for a

maximum of eight (8) weeks in each calendar year without being liable for the payment of Goods & Services Tax. However, if the applicants wish to live in their villa for a period longer than eight (8) weeks, then they should be required to pay the Goods & Services Tax; and

- (e) the Licensee shall fully comply with the laws of Anguilla in force from time to time including the Land Development Control Act, the Property Tax Act, the Building Regulations, the Labour Relations Act 2018 and the Control of Employment, Work Permit Regulations, the Social Security Act, the Immigration and Passport Regulations and any statutory modification or re-enactment thereof and any rules or regulations made there under.

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

EX MIN 22/276

**EX MEMO 22/202 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATION ACT – REGISTRATION SECTION WEST END, BLOCK 17810 B, PARCEL 201 SL K203 BEING 2335 SQ.FT. BEING UNIT 239**

The Hon Parliamentary Secretary remained.

Council agreed to issue an Aliens Land Holding Licence to hold on a freehold basis a luxury condominium unit being 2335 sq.ft. forming part of the Resorts & Residences of Anguilla Home Owners Association Ltd., a Condominium development at Four Seasons Anguilla Ltd., described as Registration Section West End, Block 17810 B, Parcel 201 SL K203 being unit 239, subject to the following:

a) Stamp Duties payable are as follows:

- |      |   |                       |
|------|---|-----------------------|
| (i)  | under the Stamp Act – 5%<br>of EC\$5,032,479.76                             | EC\$251,623.99        |
| (ii) | under the Aliens Land Holding<br>Regulation Act – 3%<br>of EC\$5,032,479.76 | <u>EC\$150,974.39</u> |

**TOTAL****EC\$402,598.38**

- b) that pursuant to a Memorandum of Understanding (MOU) dated September 17, 2010 between the Government of Anguilla and SOF-VIII-HOTEL II ANGUILLA HOLDINGS, LLC under Part IV. 4(4) of the MOU, it was agreed that on subsequent re-sale of Back Row Villa Units, Bluff Top Villa Units and Condominiums – ALHL fee 3% shall apply provided the subsequent buyer agrees to place the unit or condominium into the hotel room rental pool for a minimum of the first two (2) years after purchase. The Aliens Land Holding Licence Regulation Act fee shall therefore be reduced from 12.5% to 3% on the transfer of property situated in **Registration Section West End, Block 17810 B, Parcel 201 Strata Lot SL K203**, on the basis that it is in the public interest pursuant to the Financial Administration and Audit Act;
- c) that on the grant of the Aliens Land Holding Licence the Government of Anguilla values the concession in the amount of **EC\$478,085.58** as described in the table below:

Registration Section	Block	Parcel	Assessed Value (EC\$)	ALHLR Act @ 12.5%	ALHLR Act @ 3%	Value of Concession
West End	17810B	201 SL K203	EC\$5,032,479.76	EC\$629,059.97	\$150,974.39	<b>\$478,085.58</b>

- d) that the Attorney General Chambers prepare and issue regulations under Section 16 of the Finance Administration and Audit Act, R.S.A. c. F27 to remit the payment of Stamp Duties under the Aliens Land Holding Licence Regulation Act in the amount of **EC\$478,085.58** owed to the Government of Anguilla;
- e) the Licensee shall fully comply with the Memorandum of Understanding dated 17 September 2010 and further agreed in First, Second, Third and Fourth Amendments to the Memorandum of Understanding, signed between the Government of Anguilla and SOF-VIII-Hotel II Anguilla Holdings,

LLC and in particular Part IV Sections 4, 6 and 7 and Part V Sections IV (a) (b) (c) (in keeping with Use Restrictions and Accommodation Tax for Luxury Real Estate Products);

- f) the property is to be used for Tourism purposes;
- g) the Licensee shall rent the unit that forms part of Four Seasons Anguilla Resort;
- h) the Licensee shall place its unit in the rental programme/pool of the hotel for the first two years on receiving ownership of the property;
- i) the Licensee may opt to continue the placement of its unit in the rental programme/pool after this initial period;
- j) if the unit is **NOT** included in the rental programme/pool, annual levies will be charged at US\$6.50 per square foot per annum. Such levies shall be payable on the first day of January in each year that the levy is due. The annual levies will be subject to increase in accordance with Part IV, Section 5(d) of the Memorandum of Understanding signed between the Government of Anguilla and SOF-VIII-Hotel II Anguilla Holdings, LLC on 17 September 2010 and further agreed in First, Second, Third and Fourth Amendments to the Memorandum of Understanding;
- k) additionally, the annual levy payable by the Licensee will be zero for the first five (5) years following the purchase of the unit. Commencing five (5) years after the purchase of the unit, if the unit is included in the rental programme/pool, annual levies payable by the Licensee will be charged at US\$5.00 per square foot per annum on the covered area of the unit;
- l) the Licensee shall fully comply with the laws of Anguilla in force from time to time including the Land Development Control Act, the Property Tax Act, the Building Regulations, the Labour Relations Act 2018 and the Control of Employment, Work Permit Regulations, the Social Security Act, the Immigration and Passport Regulations and any statutory modification or re-



enactment thereof and any rules or regulations made thereunder;  
and

m) any breach of any of the conditions of this Licence shall result in all the estate and interest of the Licensee in the land being liable for forfeiture to the Crown.

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

EX MIN 22/277

### **COVID-19 UPDATE**

The Hon Parliamentary Secretary remained.

Globally, the number of weekly cases remained stable compared to the previous week. During the week of August 1 – 7, 2022, over 6.9 million new cases were reported. The number of new weekly deaths decreased by 9% compared to that of the previous week, with over 14,000 fatalities reported.

As of August 7, 2022, over 581 million confirmed cases and over 6.4 million deaths have been reported globally.

### ***Caribbean Region***

As of August 8, 2022, an additional 36,031 cases of COVID-19 were confirmed in 30 countries within the Caribbean, bringing the region's total confirmed cases to 4,123,467 in 35 countries/territories (including the 26 CARPHA Member States). The new total represents a 0.9% increase in the number of confirmed cases. There were 35,006 deaths recorded in the Caribbean Region as of August 15, 2022.

### ***Anguilla***

As of August 15, Anguilla has confirmed 3,746 cases of COVID-19 of which 3,680 persons have recovered and 10 have died. Between August 3 – 15, 2022 there were 126 confirmed new cases. There are currently 56 active cases. Three persons, a 30 year old female, a 21 year old male and an 11 year old female are currently admitted to the Isolation Unit.

## **Vaccination Deployment Update**

As of August 12, 2022, a total of 10,846 first doses, 10,314 second doses and 2,942 first booster doses have been administered. In an estimated population of 15,500 total persons, this would represent 70% of the total population having received the first dose, 67% of the total population having received two doses and 19% having received a first booster dose. In addition, 80% of the total eligible population (13,560) have received one dose, 75% have received two doses and 26% have received a first booster. The breakdown by age of persons having received a first dose, is as follows:

- 360 persons age 5 - 11
- 585 persons age 12 - 17
- 2997 persons age 18 - 34
- 2918 persons age 35 - 49
- 2585 persons age 50 - 64
- 1405 persons age 65+

The occupational breakdown of first doses, is as follows:

- 355 Healthcare workers
- 548 Civil and Border Protection
- 1850 Hospitality
- 1094 Retired
- 7001 Other

### ***Distribution (Pfizer)***

As of August 15, 5,466 total doses of Pfizer have been administered including 1,265 first doses, 1048 second doses, 2,935 first booster doses and 218 second booster doses. This includes 585 first doses for 12 - 17 year olds; approximately 48% of the estimated 12 – 17 year old population and 433 (36%) second doses. This includes 356 (25%) first doses and 326 (23%) second doses for children aged 5 - 11 years old.

## **COVID -19 Exit Strategy**

The Ministry has been asked to consider recommendations towards removal of the COVID-19 vaccination requirements for work permit holders and dates for the relaxation of current COVID-19 entry measures. The Ministry has no objection to the removal of the COVID-19 vaccination requirement for work permit holders. In the context of the recent implementation of entry changes, the continued health threat from COVID-19 and in light of the recent (post-festive) spike in cases, the Ministry proposes the discontinuation of pre-arrival testing for unvaccinated persons starting October 1, 2022.

## **Monkey Pox (MPX) Update**

As of August 15, through technical support from the Pan American Health Organization, Anguilla received reagents to establish MPX testing on the open PCR platform (Quantstudio). The next steps for implementation include adoption/adaptation of the testing protocol to country context and follow up training.

Council:

- 1) noted the brief on the multi-country monkey pox outbreak in non-endemic countries. Noted that the Ministry of Health will continue to monitor and advise on the developments and engage in technical discussion and updates with regional and international partners. Noted the prevalence of monkey pox in the region. In the immediate short term, the current focus will be continued collaboration with the HAA to establish national testing capacity for MPX;
- 2) agreed that the requirement for work permit holders to be vaccinated shall be removed with immediate effect and the Attorney General's Chambers shall draft the appropriate Regulations;
- 3) agreed that pre-arrival testing for unvaccinated persons shall end effective October 1 and no test shall be required for entry to Anguilla; and

4) reviewed the following existing COVID-19 related Regulations which expire on 31 August 2022, and approved extension of the following from 1 September 2022 to 30 September 2022:

- a) Public Health (Quarantine)(COVID-19) Regulations;
- b) Quarantine (COVID-19)(Arriving Passengers Health Clearance) Rules;
- c) Public Health (Temporary Restrictions)(Step 5) Regulations;
- d) Public Health (Regulation of Ports) Regulations;
- e) Public Health (Landing of Passengers)(Special Exemptions) Regulations;
- f) Public Health (COVID-19 Monitoring of Approved Businesses) Regulations; and
- g) Emergency (COVID-19 Border Control) Regulations.

Council authorised the issue 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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