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MINUTES OF THE 112th MEETING OF THE TWELFTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 10th NOVEMBER 2022 AT 9.00 AM

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

The Honourable Attorney General, Mr Dwight Horsford

EX MIN 22/355

CONFIRMATION OF THE MINUTES

Hon Parliamentary Secretary and Financial Specialist remained.

Council confirmed the Minutes of the 111th Meeting of Executive Council held on Thursday 3rd November, 2022.

Noted the apologies of H.E. the Governor for her absence from Council. Noted the absence of the Ministers for Home Affairs and Sustainability, Innovation and the Environment.

MATTERS ARISING FROM THE MINUTES

EX MIN 22/358

EX MEMO 22/257 APPOINTMENT OF A NEW DEPUTY CHAIRPERSON TO THE ANGUILLA COMMUNITY COLLEGE (ACC) BOARD OF GOVERNORS

Hon Parliamentary Secretary and Financial Specialist remained.

The Deputy Chairperson on the ACC Board of Governors has resigned. Section 5 of the Anguilla Community College (ACC) Act provides for the establishment, composition and appointment of a Board of Governors for the Anguilla Community College. The ACC Act stipulates that membership must be drawn from amongst persons with expertise in education management, education planning and curriculum development, law, finance, industrial relations, economics and business management, as well as those who represent non-governmental organisations and industry. The replacement of the Deputy Chairperson by a current member, that is already vetted and approved, means that the criteria set out in the legislation has been met.

Mr Delon Skellekie has experience in Information & Technology. He is an alternate Dean of the National Youth Ambassador Corp and is a representative of a non-governmental organisation. This proposed appointment will overlap with the next set of appointments for the ACC Board of Governors at large, thus providing continuity should the majority of the membership change.

Council:

- 1) noted that the stipend payable to Board members is already budgeted for in the ACC subvention; and
- 2) approved the appointment of Mr Delon Skellekie as Deputy Chairperson for a period of 3 years from November 10, 2022 to November 9, 2025.

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

Action: PS, SD; HON, MIN SD

EX MIN 22/359

EX MEMO 22/258 TO CONSIDER AND APPROVE THE DRAFT MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE GOVERNMENT OF ANGUILLA AND GLOBAL HUMANISTIC UNIVERSITY AI (GHU AI)

Hon Parliamentary Secretary and Financial Specialist remained. Trade and Investment Officer, Mr Khari Goddard joined the meeting.

The Global Humanistic University (GHU) AI is desirous of establishing an independent university in Anguilla as a private provider of part-time online study programs with an administration office in Anguilla, and collaborating with the Global Humanistic University of Curacao, in administrative arrangements and quality assurance. In accordance with the Higher Education Licensing Act, GHU AI is to be licensed and registered with Government to operate as a private university with awarding power of Bachelor, Master, and Doctoral degrees specific to the disciplines of Business Administration, Finance, Management and Law. GHU provides access to innovative, research-based teaching and learning in these fields.

While it is the intention of GHU AI to commence operations as an online institution, GHU AI proposes to transition over time and establish a campus in Anguilla.

The salient terms and conditions of the draft MOU are outlined in the Corporate Report. This is the first MOU in relation to a fully online educational institution. Efforts were made to ensure that the terms and conditions closely align with MOUs for schools with a physical campus.

Council:

- 1) noted that GHU were established in Curacao in 2018, they provide high quality study programs and they wish to extend their offerings in Anguilla;
- 2) noted that the expected benefits to Anguilla are the revenues generated through fees as outlined in the MOU and the licence fees payable under the Higher Education Licensing Act. Additional benefits are the indirect financial benefits to the economy through education tourism via conferences, workshops and seminars which the developer proposes to facilitate and learning opportunities through scholarships;
- 3) noted the financial and economic benefits for a country are greater with a physical institution established in country, than with an online institution. Noted the financial benefits as per the Corporate Report, including the student levy, school levy and social covenant. The social covenant contribution is intended to start in November 2024, as per negotiations with GHU AI wherein it was indicated that further contribution, beyond the provision of scholarships would be desirable. Noted the position with respect to Stamp Duty;
- 4) noted that potential tax benefits could perhaps explain the interest in Anguilla. The due diligence undertaken by the FIU did not reveal any adverse information in relation to the principals of GHU AI. The Higher Education Licensing Board (“HELB”) has to ensure that it carries out proper monitoring and oversight, and also foresee and manage the potential reputational risk to Anguilla. As Anguilla does not accredit educational entities, the accreditation in Curacao has to be maintained, in order to ensure that there are controls around the qualifications;
- 5) further noted that as it relates to Customs duties, the arrangements agreed between the parties should be clearly recorded, so that when GHU AI commence importation the position is clear. Noted that there are duty exemptions for educational providers, set out under the Conditional Exemptions Regulation; and
- 6) approved the draft Memorandum of Understanding between the Government of Anguilla and Global Humanistic University AI (GHU AI), subject to amendment to the MOU, to indicate

that the accreditation held in Curacao must be maintained throughout the term of the agreement, to correct the numbering as there is no clause 2.10 and also to address the error at clause 13.12.

Action: PS, EDMSIE; HON, PREM
