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MINUTES OF THE 115TH MEETING OF THE TENTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 23RD AUGUST 2012

- PRESENT: His Excellency the Governor, Mr Alistair Harrison
- The Honourable Hubert Hughes, Chief Minister and Minister of Finance,
Economic Development, Investment, Commerce and Tourism
- The Honourable Acting Deputy Governor, Ms Aurjul Wilson
- The Honourable Edison Baird, Minister of Social Development, Health, Sports
and Education
- The Honourable Evan Gumbs, Minister of Infrastructure, Communications,
Utilities and Housing
- The Honourable Acting Attorney General, Mr Ivor Greene
- Mrs Sonia Brooks, Acting Clerk to Executive Council
- IN ATTENDANCE: Dr Aidan Harrigan, PS, FIN
Mr Foster Rogers, PS, EDICT
Hon Haydn Hughes, PARL SEC
Mr Perin Bradley, TIO
Mr Gifford Connor, DLS
Ms Clare Haskins, Crown Counsel
Hon Jerome Roberts, Adviser to CM
- ABSENT: The Honourable Deputy Governor, Mr Stanley Reid
- The Honourable Walcott Richardson, Minister of Labour, Immigration, Lands,
Physical Planning, Human Rights, Environment, Gender Affairs and Agriculture
and Fisheries
- The Honourable Attorney General, Mr James Wood

EX MIN 12/577 **DEFERMENT OF THE MINUTES**

Council deferred the Minutes of the 113th and 114th Meeting held on Thursday 2nd and 16th August 2012 respectively and the Minutes of a Special Meeting held on Tuesday 14th August 2012 .

OUTSTANDING ITEMS FOR EXCO

1. EX MIN 12/500
of 19 July 2012 CENTRAL CHRISTIAN SCHOOL
To report back to Executive Council.

Action: PS, ELSYC
2. EX MIN 12/501
of 19 July 2012 LEASE OF CINNAMON REEF PROPERTY
FROM ASSIDCO
To report back to Executive Council.

Action: HON CM; PS, ELSYC; PS, FIN;
PS, EDICT
3. EX MIN 12/502
of 19 July 2012 CONSIDER REQUEST FROM THE ANGUILLA
TOURIST BOARD (ATB) FOR THE GOA TO
FUND SETTLEMENT WITH
MR FITZROY "BRIGY" TOMLINSON
To report back to Executive Council.

Action: PS, EDICT

EX MIN 12/578

EX MEM 12/274 ADVERTISING OF HM PRISON TUTOR DUE TO EXPIRATION OF CONTRACT

Council approved the advertising of the HM Prison Tutor post which will become vacant due to the expiration of the officer's contract.

Action: PS, HSD

EX MEM 12/579

EX MEM 12/275 AMENDMENTS TO THE FOOD HYGIENE REGULATION

Council approved the following:-

- (a) To amend Section 2 (1) and (4) of the Food Hygiene Regulation to require that the issuing of a license should be conditional on payment of the fee and furthermore, that non-payment of the fee should be grounds for suspension or cancellation of the license.
- (b) To amend Section 5 (6) (c) of the Food Hygiene Regulation to make it an offence to have animals in the dining room or anywhere food is being prepared, served, or stored.
- (c) Instructed the Attorney General's Chambers to make the necessary amendments to the Food Hygiene Regulation.

Action: PS, HSD; AG (Ag)

- EX MIN 12/580 **EX MEM 12/276 AUDREY SMITH V THE ATTORNEY GENERAL AND REGISTRAR OF LANDS**
- Council deferred the paper pending further information.
- Action: AG (Ag)
- EX MIN 12/581 **EX MEM 12/277 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATIONS ACT – BARRY GOLDSHER AND HARRIET GOLDSHER**
- Council deferred the paper until the Honourable Minister of Home Affairs is present.
- Action: PS, MHA/LANDS
- EX MIN 12/582 **EX MEM 12/278 APPLICATION FOR ISSUE OF LICENCE UNDER THE ALIENS LAND HOLDING REGULATIONS ACT – DAVID OLDFIELD**
- Council deferred the paper until the Honourable Minister of Home Affairs is present.
- Action: PS, MHA/LANDS
- EX MEIN 12/583 **EX MEM 12/279 ANGUILLA SOCIAL SECURITY BOARD PROPOSED TOWN CENTRE DEVELOPMENT PROJECT**
- Council deferred the paper until the Honourable Minister of Home Affairs is present.
- Action: PS, MHA/LANDS
- EX MIN 12/584 **EX MEM 12/280 ANGUILLA POLICY ON HIV/AIDS AND OTHER LIFE-THREATENING ILLNESSES IN THE WORKPLACE**
- Council approved the Policy attached on HIV/AIDS and Other Life-Threatening Illnesses in the Workplace.
- Action: PS, HSD
- EX MIN 12/585 **EX MEM 12/281 AVIATION MATTERS – SEARCH AND RESCUE ORGANIZATION AND FACILITIES**
- Council agreed that the direction on search and rescue should be directed to the Anguilla Fire and Rescue Service to be the body to have the overall responsibility and the arrangements to provide, or secure the provision of, a Search and Rescue (SAR) service for the benefit of civil aviation.
- Action: PS, MICUH

EX MIN 12/586

EX MEM 12/282 CORRECTIONS TO THE SPELLING OF THE NAMES OF ARTHUR RICHARDSON ROAD FORMERLY ULTRA COOL ROAD AND RUBEN HODGE ROAD FORMERLY CAULS POND ROAD

Council approved the following:-

- (a) The correction of the spelling of the name Arthur Richardson Road formerly the Ultra Cool Road to the Arthur E. Richardson Road.
- (b) The correction of the spelling of the name Ruben Hodge Road formerly Cauls Pond Road to the Reuben Hodge Road.

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

Action: PS, MICUH

EX MIN 12/587

EX MEM 12/283 AMENDMENT TO EXCO MINUTE 12/527 REGARDING THE GRANTING OF A LICENCE UNDER THE ALIENS LAND HOLDING REGULATIONS ACT TO JULIEN LEMARQUIS AND MALORIE PACAUD FOR PROPERTY DESCRIBED AS REGISTRATION SECTION EAST END; BLOCK 99415B; PARCEL 257

Mr Gifford Connor, DLS joined the meeting.

Council agreed that EX MIN 12/527 of 26 July 2012 should be amended to read as follows:-

Council agreed that an Aliens Land Holding Licence should be issued to Julien Lemarquis and Malorie Pacaud to hold 1.00 acre of land on a freehold basis located at Sea Feathers, with a dwelling house thereon (approximately 4,096 sq. ft.), at a valuation of US\$782,00.00/EC\$2,102,172.40, subject to the payment of the following stamp duties:-

(i)	Stamp Duty on Transfer – 5% of EC\$2,102,172.40	EC\$105,108.62
(ii)	Stamp Duty on Licence – 12.5% of EC\$2,102,172.40	EC\$262,771.55
	TOTAL	EC\$367,880.17
		=====

Council noted that the applicants had agreed to partition the said property and transfer the coastal lot to the Government/or National Trust. The house lot to be 0.75 acre and the coastal lot the remainder.

Council further agreed that the property must be transferred to the Government/or National Trust within 60 days from the date of this licence.

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

Action: PS, MHA/LANDS; PS, FIN; PS, EDICT; DLS

EX MIN 12/588

EX MEM 12/284 AMENDMENT TO EXCO MINUTE 12/528 REGARDING THE GRANTING OF A LICENCE UNDER THE ALIENS LAND HOLDING REGULATIONS ACT TO MILLIS ANGUILLA FOUNDATION TO HOLD PROPERTY DESCRIBED AS REGISTRATION SECTION SOUTH CENTRAL; BLOCK 38711B; PARCEL 42

DLS remained for the discussion.

Council agreed that EX MIN 12/528 of 26 July 2012 should be amended to read as follows:-

Council agreed that an Aliens Land Holding Licence should be issued to Millis Anguilla Foundation to hold 1.13 acre of alienated land with a dwelling house thereon, on a freehold basis, at a valuation of US\$1,084,500.00/EC\$2,915,352.90, subject to the payment of the following stamp duty:-

(i)	under the Stamp Act – 5% of EC\$2,915,352.90	EC\$145,767.65
(ii)	under the Aliens Landholding Regulation Act – 12.5% of EC\$2,915,352.90	EC\$364,419.11

	TOTAL	EC\$510,186.76
		=====

Council noted that the applicants had agreed to partition the said property and transfer the coastal lot to the Government/or National Trust. The house lot to be 1.00 acre and the coastal lot the remainder.

Council further agreed that the property must be transferred to the Government/or National Trust within 60 days from the date of this licence.

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

Action: PS, MHA/LANDS; PS, FIN; PS, EDICT; DLS