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MINUTES OF THE 155TH MEETING OF THE ELEVENTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 30TH AUGUST 2018

PRESENT: His Excellency the Governor, Mr Timothy Foy, OBE

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 Evans Rogers, Minister of Health and Social Development, Lands
and Physical Planning

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 (Ag), Mr Ivor Greene

Mrs Nicola Webster, Clerk to Executive Council (Designate)

IN ATTENDANCE: Mr Stephen Turnbull, Financial Specialist
Ms Aurjul Wilson, Supervisor of Elections
Mrs Dawn Reid, PS, MHA (Ag)
Mr Wil Wesley, Elections Systems and Software Company
Dr Bonnie Richardson-Lake, PS, Social Development
Mr Larry Franklin, PS, EDICTIT
Mr Lonnie Hobson, Deputy Registrar of Companies
Ms Marisa Harding-Hodge, Compliance Officer

ABSENT Mrs Jewelle Fleming, Clerk to Executive Council

EX MIN 18/451 **CONFIRMATION OF THE MINUTES**

The Financial Specialist remained in attendance.

Council confirmed the Minutes of the 154th Meeting held on Friday 24 August 2018.

MATTERS ARISING FROM THE MINUTES

EX MIN 18/452

EX MIN 18/424 EX MEM 18/211 MEDIUM TERM LEGISLATIVE PRIORITIES

The Financial Specialist remained in attendance.

Following on from EX MIN 18/424 of 16 August, and EX MIN 18/439 of 24 August the DG and the CM noted that the meeting between the Ministers and Permanent Secretaries regarding the Workplan for 2018 and medium term legislative priorities was useful. They agreed that those pieces of legislation that were ready for parliament would proceed at the earliest opportunity.

It was also agreed that legislation or amendments related to finance and economic development, particularly those in support of the MTEFP, would be prioritized. The DG further noted that there were several pieces of legislation that were listed but had no EXCO approval, drafting instructions, nor policy guidance. In such cases, the relevant Permanent Secretary will brief the relevant Minister in order to make a determination on the way forward.

The DG noted that implementing the Workplan for 2018 will form the basis for his and the Permanent Secretaries performance objectives for the rest of the year.

The DG commended Ms Keri Horsford, Parliamentary Council in the Attorney General's Chamber for her contribution and thanked the Permanent Secretaries, Hon Attorney (acting) and Ministers of Government for their input.

Action: HON DG; HON AG (acting); PERM SECS; MINS OF GOV'T

EX MIN 18/453

EX MIN 18/441 COMMEMORATION OF HURRICANE IRMA

The Financial Specialist remained in attendance.

Further to EX MIN 18/441 of 24 August, Council noted that a service of thanksgiving will take place on Thursday 6 September, 2018 at 4:30pm at St Mary's Anglican Church.

Action: HE; PAS, MHA; MIN ASST/MHA; MINS OF GOV'T

EX MIN 18/454

EX MIN 18/443 EX MEM 18/176 AMENDMENTS TO INSURANCE ACT

The Financial Specialist remained in attendance.

Further to EX MIN 18/443 of 24 August, Council agreed that the PS, EDICTIT should confirm with the Anguilla Financial Services Commission and the Clerk to the House of Assembly which amendments had been made to the Insurance Act and if any more were needed.

Action: HON AG (acting); DIR, FSC; DEP DIR, FSC; PS, EDICTIT; PS, FIN;
CL, HOA

EX MIN 18/455

UPDATE ON 2020 GENERAL ELECTIONS

Financial Specialist remained in attendance. The following persons joined:

Ms Aurjul Wilson, Supervisor of Elections
 Mrs Dawn Reid, PS, MHA (Ag)
 Mr Wil Wesley, Elections Systems and Software Company

Council noted the demonstration on the usage of a ballot counting machine.

Following the presentation, the Supervisor of Elections informed Council that the Elections Act should be completed by Friday pending a final discussion with the Attorney General's Chambers. She indicated that an MOU is being drafted with the U.K. for support to the elections process, and that procurement is due to begin shortly. She also thanked the Governor's office for its continued support and invited persons to update their status.

Council thanked Mr Wesley for his demonstration and further thanked Ms Wilson and her team for their commitment and hard work thus far.

Action: SE; PS, MHA; HON AG (acting); MINS OF GOV'T

EX MIN 18/456

UPDATE ON BENEFICIAL OWNERSHIP

Financial Specialist remained in attendance. The following persons joined:

Mr Larry Franklin, PS, EDICTIT
 Mr Lonnie Hobson, Deputy Registrar of Companies
 Ms Marisa Harding-Hodge, Compliance Officer

PS, EDICTIT updated Council on the progress made on Beneficial Ownership. He informed Council that a financing MOU has been signed between the GOA and the UKG and that officials in the Ministry are liaising with the AFSC and the Commercial Registry to finalize specifications for the database system to be tendered. It was further noted that amendments to current legislation would come shortly to Ex Co.

After discussion, Council thanked the PS EDICTIT and his team for the update and agreed that a formal paper should be brought to Council for consideration in respect of rationalizing the relationship and structuring of the AFSC and Commercial Registry.

Action: PS, EDICTIT; DRC; PS FIN; COM OFF; BD; MINS OF GOV'T

EX MIN 18/457

EX MEM 18/222 APPOINTMENT OF RENT COMMISSIONERS

Financial Specialist remained in attendance. Ms Ivenia Benjamin, Senior Magistrate joined.

Council:-

- (i) noted that the Rent Restriction Act of Anguilla R.S.A c R50 states at section 3 that:

(1) *“The Governor in Council may for the purpose of carrying into effect the provisions of this Act appoint 3 fit and proper persons, one of whom shall be a government officer to be a Rent Commissioner for Anguilla”.*

(2) *“The Governor in Council shall appoint one of such persons to be Chairman of the Rent Commission”.*

- (ii) noted that pursuant to the said provisions of the Rent Restriction Act, a cadre of eleven (11) persons have been trained to serve on the newly instituted Rent Court/Tribunal in Anguilla. The said Commissioners participated in a three-day training workshop from 15 – 17 August, 2018. The Rent Court/Tribunal at any sitting constitutes of a Chairman along with two rent Commissioners for the purpose of hearing and disposing of disputes between landlords and tenants;
- (iii) further noted that to avoid putting too much pressure on the same Commissioners, a panel of eleven (11) persons were trained, from which two will be selected for every sitting;
- (iv) agreed that the following should be appointment to serve as Rent Commissioners:
 1. Lelia Richardson
 2. Henley Ruan
 3. Patricia Baird
 4. Ensor Gumbs
 5. James Harrigan
 6. Michael Fleming
 7. Marie Horsford
 8. Kenrick Richardson
 9. Evette Payne Webster
 10. Ira Patricia Gumbs
 11. Emris Rogers
- (v) agreed that the Senior Magistrate and Magistrate should be appointed to serve as Chairman of the said Court/Tribunal whenever it is required to sit and as required by statute;
- (vi) agreed that directives be sent to the Attorney General’s Chambers to prepare the necessary Notice and the Instruments of Appointment; and
- (vii) further agreed that a formal paper with the amendments should be brought to Executive Council for consideration.

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

Action: SM, JD; MAG, JD; REG, JD; HON AG (acting); PS, PA

EX MIN 18/458

EX MEM 18/223 APPROVAL OF THE CHILD PROTECTION BILL FOR THE NEXT SITTING OF THE HOUSE OF ASSEMBLY

Financial Specialist remained in attendance. Dr Bonnie Richardson-Lake, PS, SD joined.

Council:-

- (i) suggested that the Ministry of Social Development engage with the Attorney General's Chambers to further amend Section 20 (1) on page 16 of the bill to insert appropriate wording;
- (ii) agreed that the revised bill should be sent back to the Bar Association for their final comments and asked for their advice on the amended section;
- (iii) agreed that the amended Bill should be brought back to Executive Council's next meeting for further consideration; and
- (iv) agreed that the necessary preparation for the Status, Maintenance and Child Protection Bills should be made available for presentation to the next sitting of the House of Assembly for their first readings.

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

Action: PS, SD; HON AG (acting); CL, HOA; MINS OF GOV'T

EX MIN 18/459

INF 18/05 INFORMATION NOTE:- NATIONAL FUNERAL FOR THE LATE MR. COLLINS J. CARTY IN RECOGNITION OF HIS INVALUABLE CONTRIBUTION TO ANGUILLA DURING THE REVOLUTION

Financial Specialist remained in attendance.

Council noted the passing of Mr. Collins J. Carty of Rey Hill on Friday 24th August 2018.

His personal testimony might never be told, but the events surrounding his involvement in the Anguilla Revolution are well chronicled in Petty and Hodge's book, "Anguilla's Battle for Freedom, 1967 – 1969."

As a young man, just twenty years old, Collins was among the men who ensured that the St. Kitts policemen were carted off the Wallblake Airport onto a flight back to St. Kitts on May 30, 1967. He was one of two men who guarded the plane to ensure that the policemen did not disembark.

Petty and Hodge in the book detailed the plot to overthrow the ruling government in St. Kitts in 1967. It was on the afternoon of June 9th, 1967 when the sloop 'The Rambler' owned by James Ronald Webster of Island Harbour set sail for St. Kitts with 18 men on board including Collins to execute the plan.

Collins along with four others were captured and arrested by the St. Kitts police on suspicion of their involvement in the failed coup d'état. It would take some four months before the case could be heard. On October 26, 1967, Collins was the first man to be tried. On the announcement of a non-guilty verdict, Collins was immediately flown home to his beloved country where he was greeted by a large and appreciative crowd.

The late Collins J. Carty was awarded with the Anguilla Badge of Honour and Certificate in 2016 for his outstanding contribution to the Anguilla Revolution.

In keeping with EX MIN 14/612 (vii) and EX MIN 15/535, the Ministry of Home Affairs has therefore begun the process of making arrangements which will include:

- (i) the holding of a National Funeral for the late Collins J. Carty in collaboration with the family; the date of the funeral is to be announced;
- (ii) the publication of an official Statement of Condolence from the Government and people of Anguilla on the passing of this revolutionary hero;
- (iii) flags to be flown at Half Mast on the day preceding the funeral and on the day of the funeral;
- (iv) a Police Guard of Honour to be drawn up at the Church and a contingent of uniformed officers to bear the body in and out of the church and at the graveside. Casket to be covered with the national flag; and
- (v) a contribution of EC\$5,000 towards the cost of the funeral expenses and EC\$3,000 towards the other expenses.

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

Action: PS, MHA/ED; PAS, MHA

ORAL MENTION

EX MIN 18/460

COURTESY CALL JUNIOR MINISTER OF TOURISM VISIT

Financial Specialist remained in attendance. The Hon. Parliamentary Secretary accompanied by Mrs Chantelle Richardson, Coordinator, International Markets, Anguilla Tourist Board Joined the meeting briefly.

The Hon Chief Minister warmly greeted Martinique’s Junior Commissioner of Tourism, Ms Coraline Pain and Ms Christel Coita, Project Manager of the Martinique Tourism Authority. Council welcomed them to Anguilla and asked that they enjoy their stay.

Action: EXCO MEMBERS

EX MIN 18/461

MEETING OF EXECUTIVE COUNCIL

Financial Specialist remained in attendance.

Council agreed that the regular meeting of Executive Council should be held on Friday 7 September, 2018 at 9:00 am.

Action: EXCO MEMBERS
