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MINUTES OF THE 148th MEETING OF THE TWELFTH ANGUILLA
EXECUTIVE COUNCIL HELD ON THURSDAY 17th AUGUST 2023 AT 9.00 AM

- PRESENT: Acting Governor, Mr Paul Candler
- The Honourable Premier and Minister for Finance, Economic
 Development & Investment 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 Sustainability, Innovation and
 Environment, Mrs Quincia Gumbs-Marie
- The Honourable Attorney General, Mr Dwight Horsford
- Acting Clerk to Executive Council, Ms Jennyville Smith
- IN ATTENDANCE: The Honourable Parliamentary Secretary, Mr Merrick Richardson
- Financial Specialist, Mr Stephen Turnbull
- The Head of the Governor's Office, Mr Orlando Ames-Lewis

EX MIN 23/255

CONFIRMATION OF THE MINUTES

Parliamentary Secretary remained.

Council confirmed the Minutes of the 147th Meeting of Executive Council held on Thursday 3rd August, 2023.

MATTERS ARISING FROM THE MINUTES

EX MIN 23/256

EX MEMO 23/206 Proposed Supplementary Budget No. 2 for 2023

Parliamentary Secretary, Financial Specialist and The Head of the Governor's Office remained.

The following persons joined the meeting:

PS Finance, Kathleen Rogers
 PS EDMSIE, Mrs Chanelle Petty-Barrett
 PS Health, Acting Mrs. Jacqueline Bryan-Niles
 PS Social Development & Education, Acting Mr. Bren Romney
 PAS Finance, Ms Marisa Harding-Hodge
 Budget Officer, Ms Rochelle Bryan
 Director of Finance, Mrs Solange Lloyd-Browne
 Chief Project Officer, Ms Anthea Ipinson
 Debt Officer, Remieko Richards
 International Tax Cooperation Officer, Shyana Hodge
 Building Engineer, Claudius Gumbs

The Budget Officer and PAS Finance briefed Council. Council noted that Supplementary No 1. of 2023 approved in the House of Assembly on 14th April 2023 and assented to on 17th April 2023, provided for additional provisioning for expenditure relating to the ALHCS and Anguilla Fire Services Fire Tender, as well as contribution to the capital development fund for the VVPS.

As part of expenditure management, the Ministry of Finance requested that Ministries and Departments submit forecasts of end-of-year expenditure projections, to ensure sufficient funds are allocated for all urgent and essential expenditure and priority programmes.

The information presented outlines areas where additional funding is required for certain programmes as well as funding for new programmes. This expenditure will be accommodated through an increase in the expenditure envelope primarily. There has also been some reprioritization (virement) of expenditure within the Ministry to

offset shortfalls in programmes within the Ministry where there were funds placed in accounts called “319 Progressions and Increments”.

RECURRENT EXPENDITURE

Shortfalls in the recurrent budgets of Ministries and Departments are first to be accommodated through ministry virements from programmes which have surplus funds in accounts related to increments and progression. Thereafter, any residual shortfalls required an increased appropriation as detailed below.

HE The Governor’s and Departments

A supplementary increase of \$441,922 is required to meet shortfalls in Personal Emoluments, Professional Consultancy and other Goods and services accounts in Her Majesty’s Prison, House of Assembly and Disaster Management. Within this portfolio, Public Administration anticipates overall savings of \$320,099 mainly related to underspends in training, whilst budgeting 0.5m for consultancy related to a compensation review. The Financial Intelligence Unit currently does not spend out of its programme and savings are to be transferred to the Governor’s office to assist with expenditure covered on behalf of FIU.

Ministry of Home Affairs

No supplementary amounts are required. Physical Planning has a shortfall of \$76.9K, which is primarily in personal emoluments due to the restoration of salaries as well as the unbudgeted hiring of a Planner relating to the return of a scholarship recipient. These shortfalls are met through savings in Immigration from the increments and progressions account. All other departments under this portfolio are forecasting savings.

Ministry of Finance and Health

No supplementary amounts are required. Commercial Registry has a shortfall of 189K related primarily to intended modifications to the electronic company registration system to meet international requirements and obligations under UK/GOA EoN/SAMLA. Health Protection requires an increase of \$73k, primarily related to personnel emolument shortfalls as well as inflation increases for waste collection contracts. These sums are to be met from surpluses in increments and progression accounts for Customs and Post Office. All other savings in the increments are progression accounts

and will be transferred to restricted expenditure in the Ministry of Finance.

Ministry of Social Development

An increase of \$1,818,325 is necessary to meet the shortfalls to support a variety of expenditures. There is a supplementary increase in the Department of Youth & Culture of approximately \$430k, of which \$301k is to meet costs associated with the Anguilla Summer Festival.

The Department of Social Development requires an additional \$170k primarily to cover a shortfall of \$371k in Public Assistance which has been offset by savings in other accounts. Probation has a shortfall of approximately \$148k, mainly in wages (\$102k), due to increased spending on relief staff and challenges faced in recruiting staff for the substantive post. On analysis, for the period January to May 2023 approximately \$73k has been spent, when compared to the same period in 2022 where \$37k was spent.

The Department of Sports requires an increase of \$206k, to facilitate shortfalls in personal emoluments and wages of approximately \$161k, as the PE budget was inadvertently understated. Also, the Maintenance services account requires an increase to carry out repairs to facility buildings and fields. There are shortfalls in nominal amounts across departments under goods and services which will also be increased.

The Department of Education has significant shortfalls and most accounts which have been partly offset by the presence of the increments and progressions account which held \$2.36m.

Ministry of Infrastructure

A supplementary amount of \$2.047m in the Ministry of Infrastructure is required, primarily to meet electricity costs for the Water Corporation (1.9m), which were not adequately budgeted for due to deficient information supplied by the entity. This additional amount is anticipated to fully cover the needs of the entity for the remainder of the year. A small shortfall in the Department of Infrastructure (0.006m) will be met by a transfer from the Anguilla Fire and Rescue Services Department which has significant savings in PE as well as increments and progression.

Ministry of Sustainability

A supplemental increase of \$521K is needed to meet shortfalls mainly in the Departments of Information Technology in the Maintenance Services account in the amount of approximately \$520k to cover the half-year increased annual fees in technical support for the Asycuda system due to an intended upgrade in the level of support/coverage. All other departments are anticipating savings.

CAPITAL EXPENDITURE

The approved Capital Budget for 2023 was EC\$21.43 million, this was further revised in Supplementary No. 1 with an increase of \$8.848 million, for a revised budget of \$30.28 million. Supplementary No. 2 seeks an additional increase of \$11.295 million for a total capital budget of \$41.58m.

Ministry of Finance and Health

An increase of \$171,520 is required for the replacement of furniture for Government departments.

Ministry of Social Development

An increase of \$7.74m is required for the Ministry to support works related to the development of the ALHCS and other education projects and maintenance.

Ministry of Sustainability

An increase of \$154,502 is needed for Green Space Development. The mango orchard and surrounding area were identified for the development of a public green space area for Anguilla. This area was envisioned and earmarked for a botanical garden for over 20 years. The area will include seating, a duck pond, a small recreational area with swings and a playset for children and eventually a gazebo.

Ministry of Infrastructure

A total increase of \$3.23m is required to fund outstanding bills related to the renovation of Government Buildings, Replacement of Government Vehicles, Port Development and Road Development.

Annex 1 provides a summary of the appropriations for the 2023 Estimates of Recurrent Expenditure and Capital.

ANNEX 1

GOVERNMENT OF ANGUILLA
2023 ESTIMATES OF RECURRENT EXPENDITURE AND CAPITAL
SUMMARY OF APPROPRIATIONS
SCHEDULE

PROGRAM	MINISTRY	ESTIMATE 2023	REVISED 2023 ESTIMATE Supp# 1	SUPPLEMENTARY INCREASES No. 2	REVISED 2023 ESTIMATE SUPPLEMENTARY No. 2
		A	B	D	E
PART 1 - RECURRENT EXPENDITURE					
		\$			
001R	HE THE GOVERNOR	31,301,634	31,301,634	441,922	31,743,556
350R	MINISTRY OF HOME AFFAIRS, LABOUR, IMMIGRATION, INFORMATION AND BROADCASTING	8,671,292	8,671,292	-	8,671,292
450R	MINISTRY OF FINANCE AND HEALTH	112,679,140	112,679,141	-	112,679,141
550R	MINISTRY OF SOCIAL DEVELOPMENT AND EDUCATION	54,433,545	54,433,545	1,818,325	56,251,870
650R	MINISTRY OF INFRASTRUCTURE, COMMUNICATIONS UTILITIES, HOUSING AND TOURISM	26,665,798	29,665,798	2,047,007	31,712,805
850R	MINISTRY OF SUSTAINABILITY, INNOVATION AND THE ENVIRONMENT	12,178,591	12,178,591	521,071	12,699,662
	TOTAL RECURRENT EXPENDITURE	245,930,000	248,930,001	4,828,326	253,758,327
PART 11 - CAPITAL					
001D	HE THE GOVERNOR	-	-		0
350D	MINISTRY OF HOME AFFAIRS, LABOUR, IMMIGRATION, INFORMATION AND BROADCASTING	-	-		0
450D	MINISTRY OF FINANCE AND HEALTH	903,700	1,853,700	171,520	2,025,220
550D	MINISTRY OF SOCIAL DEVELOPMENT AND EDUCATION	7,491,054	15,589,178	7,739,031	23,328,209
650D	MINISTRY OF INFRASTRUCTURE, COMMUNICATIONS UTILITIES, HOUSING AND TOURISM	4,512,439	8,326,939	3,230,875	11,557,814
850D	MINISTRY OF SUSTAINABILITY, INNOVATION AND THE ENVIRONMENT	8,526,939	4,512,439	154,502	4,666,941
	TOTAL CAPITAL	21,434,132	30,282,256	11,295,928	41,578,184
	TOTAL RECURRENT AND CAPITAL EXPENDITURES	267,364,132	279,212,257	16,124,254	295,336,511

Council:

1. Expressed concerns about the Supplementary Budget mainly as to the grip by public service including Permanent Secretaries preeminently on finances. It noted that there are extra costs and requests for further monies that should have been easily anticipated by Accounting Officers. The Ministry of Finance will provide ongoing training for Accounting Officers to build capacity in public financial management.
2. noted the expenditures, shortfalls and savings;
3. noted that the approved Capital Budget for 2023 was EC\$21.43 million, this was further revised in Supplementary No. 1 with an increase of \$8.848 million, for a revised budget of \$30.28 million. Supplementary No. 2 as shown in the below table seeks an additional increase of \$11.295 million for a total capital budget of \$41.58m.

SUPPLEMENTARY No. 2 - CAPITAL BUDGET 2023		
MINISTRY/PROJECT	TOTAL COST EC\$	DESCRIPTION
MINISTRY OF FINANCE & WEALTH		
Furniture and Equipment	171,520.00	US\$64,000 - Replacement or new furniture for Government Departments
SUB TOTAL	171,520	
MINISTRY OF SOCIAL DEVELOPMENT & EDUCATION		
Albena Lake Hodge Comprehensive School (ALHCS)	6,034,370	US\$790,680 for completion of ALHCS- Package 2 EC\$2.76m Additional work to complete ALHCS including cafeteria US\$300,000 for outstanding payments to contractor US\$85,000 for Cafeteria upgrade and customisation of kitchens for Special Education Needs \$9,000 for DOVE and Teachers Centre Equipment \$40,655.51- Completion of ALHCS- Package 3 \$39,952- Fire Suspension System \$18,817- Walk-in freezer
Anguilla Community College Development	437,020.87	Drainage at the Long Path Campus: Total Cost : \$13,740 USD Ongoing disbursements on the ACC Project Loan from CDB: \$400,085
Minor Education Projects	1,267,640	New and Replacement Furniture resources for schools US\$200,000 Maintenance for schools US\$273,000
SUB TOTAL	7,739,031	
MINISTRY OF SUSTAINABILITY, INNOVATION & ENVIRONMENT		
Green Space Development	154,502	The mango orchard and surrounding area was identified for the development of a public green space area for Anguilla. This area was envisioned and earmarked for a botanical garden for over 20 years. The area will include seating, a duck pond, a small recreational area with swings and a playset for children and eventually a gazebo. US\$57,650
SUB TOTAL	154,502	
MINISTRY OF INFRASTRUCTURE, COMMUNICATIONS, UTILITIES, HOUSING & TOURISM		
Renovation of Government Buildings	224,115	\$35,949.65 - Anglec invoice 6939/2021 - Polyclinic Relocation of poles (urgent) \$57,813.87 - Anglec Invoice 6921/2021 - MICUNT Relocation of Poles (urgent) \$30,942.71 - Anglec Invoice 6850/2021 - ALHCS Relocation of poles (urgent)
Replacement of Government Vehicles	2,103,800	RAPP - SUVs outfitted to suit RAPP requirements (2) \$100,000.00 Education-Replace deteriorating School Buses (2) \$400,000.00 Acquire maintenance vehicles for ALHCS (2) \$80,000.00 Sports - Replace pickup with a truck for maintenance (1) \$60,000.00 Fleet Vehicles - Electric Vehicles- \$145,000.00 TOTAL US\$785,000
Port Development	527,960	COMPLETION OF WORKS AT BLOWING POINT PORT Construction of Taxi Stand & Guard Hut \$90,000.00 - Required for Shelter for Taxi Personnel Construction of Coastal Protection \$87,000.00 - Required for Property Protection CONTINGENCY \$20,000.00 Accommodates cost overruns of items listed Above TOTAL COST US\$197,000
Road Development	375,000	\$40,000-Blowing Point Exit Road Surveying Services - Phase 1 \$175,000.00- Louie Price Gym Road - Surveying Services - Phase 1 \$100,000.00-Mahogany and Albert Road - Surveying Services - Phase 1 \$60,000.00- Blowing Point Basket Ball Court - Surveying Services - Phase 1 (urgent)
Clayton J Lloyd Airport Development	-	Funds appropriated under Supplementary No. 1 for a fire tender will be redeployed for enabling works related to the development of the CJLIA.
SUB TOTAL	3,230,875	
SUPPLEMENTARY 2 PROJECTS TOTAL	11,295,928	

5. Instructs the Ministry of Finance and Health to provide to the United Kingdom Government, the Second Supplementary Appropriation for consideration and approval.
6. Instructs the Attorney General Chambers to work with the Ministry of Finance to draft a Bill for Supplementary Appropriation for submission to the House of Assembly following UKG Ministerial approval.

Action: HON, DG; PERM SECS; MINS OF GOV; PAS, FIN; BD;
HON, AG

EX MIN 23/257

EX MEMO 23/207 Removal of GST on Insurance Services

Parliamentary Secretary, Financial Specialist and The Head of the Governor's Office remained.

The Minister of Finance and Health briefed Council. Council noted that Insurance businesses have been classified into portfolios such as motor vehicle insurance, property insurance, life insurance and health insurance. Most insurance services supplied to persons or businesses in Anguilla are exempt supplies and therefore not subject to GST. Providers of exempt supplies cannot register for GST nor recover any GST paid on purchases. Insurance services supplied for consumption outside Anguilla are generally zero-rated. Providers of taxable supplies (zero-rated or standard-rated) can register for GST and recover GST paid on business purchases and expenses. If a business/person provides a mixture of exempt supplies and taxable supplies, the GST paid on purchases is apportioned using the Partial Exemption Method.

Generally, insurance services are taxable supplies under the GST Act save for those insurance services which are classified as exempt supplies and therefore exempt from GST as noted in Schedule 2 (2) (b) of the GST Act. Premiums on insurance services other than those exempted and offered without liability are subject to GST at the standard rate of 13%. However, in Anguilla's context, insurance policies commonly include liability components.

Additionally, where the premiums cover both taxable and exempt insurance services (including liability), the full premium is treated as exempt and therefore not subject to GST. This is due to difficulties deducing the portions of the premiums related to exempt supplies vis a vis standard-rated supply. Given these circumstances, it is proposed to exempt insurance services from GST due to the

intricacies of the operations in this sector and the inclusion of liability and/or exempt components in most of the product offerings (premiums).

Council:

1. Approved the removal of the application of Goods and Services tax effective 1st October 2023 on insurance services.
2. Instructs the Attorney General's Chambers to prepare the committee stage amendments to the Goods and Services (Amendment) Act and to amend the draft GST Amendment Regulations to exempt Insurance services from GST.

Action: MIN, FIN; PS, FIN; HON, AG

EX MIN 23/258

EX MEMO 23/208 Removal of GST from Over The Counter (OTC) Drugs & Removal of Import Customs Duty From Medical Supplies. Equipment and Pharmaceuticals/OTC Drugs

Parliamentary Secretary, Financial Specialist and The Head of the Governor's Office remained.

The Minister of Finance and Health briefed Council. Council noted under Section 17 of the GST Act the following medical services and drugs are specified as exempt:

- (a) a supply of medical services and devices to the extent provided in regulations issued by the Minister; and
- (b) a supply of prescription drugs to the extent provided in regulations issued by the Minister;

Currently, medical services and prescription drugs are exempt, however, this exemption does not cater to over-the-counter (OTC) drugs that are subject to the standard GST rate of 13%. Import Customs Duties are applied to medical supplies, equipment and medication at different rates.

Council:

1. Noted the fiscal loss associated with the GST exemption.
2. Approved the removal of the application of Import Customs Duty and Goods and Services tax effective 1st October 2023 on

medical supplies, equipment and medication (OTC and Prescribed).

3. Instructs the Attorney-General's Chambers to prepare amendments to the Goods and Services (Amendment) Act and amendments to the GST Regulations to exempt OTC medication from GST.
4. Instructs the Attorney-General's Chambers to amend the tariff under the Integrated Customs Tariff regulations to make medical supplies, equipment and medication items free from tariff/duty as attached at Appendix I.
5. Instructs the Ministry of Finance to calculate the revenue loss associated with the removal of the Customs Service Fee on all medical supplies that are exempt and report back to Executive Council.

Action: MIN, FIN; PS, FIN; HON, AG

EX MIN 23/259

EX MEMO 23/209 Medium Term Economic and Fiscal Plan (MTEFP) 2024-2026

Parliamentary Secretary, Financial Specialist and The Head of the Governor's Office remained.

The following persons joined the meeting:

PS Finance, Kathleen Rogers
 PS EDMSIE, Mrs Chanelle Petty-Barrett
 PS Social Development & Education, Acting Mr. Bren Romney
 PAS Finance, Ms Marisa Harding-Hodge
 Budget Officer, Ms Rochelle Bryan
 Director of Finance, Mrs Solange Lloyd-Browne
 Chief Project Officer, Ms Anthea Ipinson
 Debt Officer, Remieko Richards
 International Tax Cooperation Officer, Shyana Hodge

The PAS Finance and Chief Project Officer briefed Council, outlining the information in the submission.

The delivery of reforms and fiscal policy proposals can put the public finances of the Government of Anguilla (GoA) on a more sustainable path. The GoA is not in compliance with the Framework for Fiscal

Sustainability and Development (FFSD) and thus the MTEFP must be approved by His Majesty's United Kingdom Government (UKG).

Within the fiscal framework for the medium to long term, the baseline projections have a positive cash balance, but the 2024 and 2025 estimates are inadequate to cover amortization, resulting in a financing gap. This is due to significant capital expenditure in those years related to the airport development.

The financing gap would be covered through the drawn-down on reserves over the period. It is estimated that the drawdown will be around 50 million.

During this period, in 2023 the GOA is predicted to attain compliance with an additional FFSD ratio which is the ratio of net debt to recurrent revenue. It will remain in compliance with this ratio as well as the liquid assets ratio through the period, notwithstanding the drawdown on reserves. The GOA will remain in breach of the final ratio until 2027.

The GoA has agreed with the UKG to comply with the FFSD by 2030 with a transitional provision to demonstrate the ability to reduce net debt-to-recurrent revenue to below 100% by 2025.

2024 Policy Priorities

In line with best practice to link the annual budget with policy objectives, the government has set out policy priorities that should be the focus for the 2024 Budget going forward.

Council:

1. Approved the policy priorities for the 2024 Budget to be circulated via Budget Call Circular No.1:
 - a. Transforming the delivery of public services through digitization of government services, with a focus on enhancing the ease of business and supporting FDI.
 - b. Building a resilient economy through airport development and investment in physical infrastructure.
 - c. Reducing energy costs by creating an environment that facilitates the use of affordable alternative energy sources.
 - d. Improving the business climate to support local business and attract foreign direct investment.

- e. Advancing youth development through investments in sporting infrastructure and programmes.
 - f. Strengthening investment in the blue and green economy to increase food production.
2. Approved the draft Medium-Term Economic and Fiscal Plan and associated fiscal framework 2024-2026.
 3. Instructs the Ministry of Finance and Health to provide to the United Kingdom Government, a copy of the Medium-Term Economic and Fiscal Plan 2024-2026 and associated fiscal framework out to 2030 for consideration and approval.

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

Action: HON, PREM; HON, DG; PERM SECS; MINS OF GOV;
PAS, FIN; HON, AG

EX MIN 23/260

EX MEMO 23/210 Appointment of members to the Anguilla Social Security Board (ASSB) by the Minister with responsibility for Social Security

Parliamentary Secretary, Financial Specialist and The Head of the Governor’s Office remained.

Sections 1 and 3 of the Schedule to the Social Security Act R.S.A. c. S45 provide for appointments to be made to the Anguilla Social Security Board by the Minister for Finance in consultation with Executive Council. The current Board appointments were for a period of three years effective from August 17, 2020 and ending on August 16, 2023

Council:

1. approved the reappointment of the following board members:

NAMES	REPRESENTATION
Mrs. Jacqueline Bryan-Niles	Government Representative-Chair
Mr. Clemvio Hodge	Employer Representative-Deputy Chair
Mr. Kerith Kentish	Employer Representative

Mr. Kiel Connor	Government Representative
Mr. Lesroy Lake	Employee Representative
Ms. Kimberly Fleming	Employee Representative

2. approved the appointment of Mr Clemvio Hodge as Deputy Chair to the Anguilla Social Security Board effective August 17, 2023 for a term of three (3) years.

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

Action: PS, FIN; HON, PREM

EX MIN 23/261

EX MEMO 23/211 The Special Economic Zone Authority

Parliamentary Secretary, Financial Specialist and The Head of the Governor's Office remained.

Section 2 of the Special Economic Zone Authority Act establishes the consisting of three members appointed by the Minister responsible for commerce and investment after consultation with the Executive Council and five ex-officio members. The first Special Economic Zone Authority was appointed on 14th September 2020 for a three-year term. However, it was brought to the attention of the Ministry that the current Chairman Mr Brent Davis is no longer in a position to serve in the role and the current Deputy Chairman Mr Lendon Williams has not been attending meetings for an extended period.

Council:

1. noted the resumes of Messrs. Trevor Woodley and Calvin Ruan;
2. approved the appointments of Brent Davis and Lendon Williams to be revoked with immediate effect in accordance with section 4 of Schedule 2 of the Special Economic Zones Act;
3. approved the appointment of Messrs. Trevor Woodley to serve as Chairperson and Calvin Ruan as Deputy Chairperson with effect from 17th August 2023 for a three-year term;
4. approved the appointment of the following persons to serve for a three-year term with effect from 14th September 2023.

- a. Mr Michael Glass - Member
- b. Ms Laureen Bryan - Chief Immigration Officer (ex officio)
- c. Mrs Jo-Anne Hodge- Labour Commissioner
- d. Mr Lonnie Hobson - Comptroller of Inland Revenue (ex officio)
- e. Mr Kiel Connor- Comptroller of Customs (ex officio); and
- f. Mr Asharn Hodge - Designate of the Director of Economic Planning (ex officio)

Action: PS, EDMSIE; HON, MIN EDMSIE

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

EX MIN 23/262

EX MEMO 23/212 The Board of Directors to the Anguilla Air and Sea Ports Authority (AASPA)

Parliamentary Secretary, Financial Specialist and The Head of the Governor's Office remained.

Council:

1. noted the following documents:
 - a. the official appointment instruments dated 13th August 2020, appointing Messrs. Karl Woodley and Warren Buddle both as members of the Anguilla Air and Sea Ports Authority (AASPA); and
 - b. Resumes of Messrs. Karl Woodley and Warren Buddle;
2. approved the reappointment of Mr. Karl Woodley as Deputy Chair and Member for the next two (2) years term in accordance with Section 5 of the AASPA Act.
3. approved the reappointment of Mr. Warren Buddle as a Member for the next two (2) years term in accordance with Section 5 of the AASPA Act.
4. Instructs that the AASPA must ensure that all members appointed to the Board complete Governance and Accountability certification as well as Public Financial Management certification training within three (3) months from a body approved by the MICUH&T.

5. Instructs that the AASPA must inform the MICUH&T three (3) months in advance of the expiry of any and all AASPA Board member’s appointments or resignations of the AASPA Board.

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

Action: PS, MICUHT; HON, MIN MICUHT

EX MIN 23/263

EX MEMO 23/213 Application for issue of Licence under the Aliens Land Holding Regulation Act – Richard Thomas Morena and Tonni Lynne Morena

Parliamentary Secretary, Financial Specialist and The Head of the Governor’s Office remained.

Council agreed to approve the granting of an Aliens Land Holding Licence Richard Thomas Morena and Tonni Lynne Morena to hold on a freehold basis a luxury condominium unit of approximately 901 sq. ft. forming part of Parkstone Incorporated, a Condominium development at Tranquility Beach Anguilla. The property situated in Registration Section: West End, Block 17910 B, described as Parcel 277 SL A/1B, subject to the following:

a) Stamp duties payable are as follows:

(i) under the Stamp Act – 5% of EC\$2,590,080.70	EC\$129,504.04
(ii) under the Aliens Land Holding Regulation Act – 2% of EC\$2,590,080.70	<u>EC\$ 51,801.61</u>
TOTAL	<u>EC\$181,305.65</u>

b) Regulations to be issued for Exemption

c) The Licensee shall rent the unit that forms part of Signature Suites Condominium Association Inc.

d) The Licensee shall fully comply with the Memorandum of Understanding dated 4th December 2015 signed between the Government of Anguilla and PARKSTONE INCORPORATED and in particular Part III, Government Transfer Taxes and Annual Levies.

- e) The Licensee shall place its unit in the rental programme/pool of the hotel for the first two (2) years on receiving ownership of the property.

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

EX MIN 23/265

Point of Principle: Relations between Public Service and Ministers

The current relations between Ministers and Departments, where Ministers believe that the public service has not been delivered in the way they should is of concern. It is vital that the Public Service is clear that it is here to serve the elected Ministers of the day.

They are required to execute and deliver such duties and comply with the directives given by the Executive Council and those reasonable instructions that Ministers may require.

The personal views of the public service in general and those in it on governing policy are irrelevant and the public service is solely there to deliver the agenda of the elected government of the day provided those instructions are lawful. It was highlighted that this is not necessarily as accepted and fundamentally understood as it should be. Therefore, in the interest of transparency, it is important that everyone is clear that this is how things ought to be done in line with the Constitution of Anguilla. This issue as to the relationship between public service and the Minister will be communicated to the incoming Governor pinned as one of her top priorities to address.

Action: EXCO, Permanent Secretaries
