



# THE VIRGIN ISLANDS Official Gazette

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### USING THE GAZETTE

The Virgin Islands Official Gazette is the official newspaper of the Government of the Virgin Islands. It is published weekly on Thursdays. Extraordinary editions are published as and when required.

Closing time for lodging notices is 3 p.m. on Monday in the week prior to publication. Early deadlines apply in cases of public holidays. Please refer to the schedule of deadlines at the back of the Gazette for specific deadlines. Late notices are accepted at the publisher's discretion only.

Notices must be accompanied by payment and written instructions. All dates, proper names, and signatures must be shown clearly, and contact details for the person responsible for the notice must be included.

Notices will be returned unpublished if not submitted in accordance with these requirements.

The *Official Gazette* reserves the right to apply its in-house style, and to reject notices which do not meet its requirements.

Kindly address notices and other correspondence to:

**The Virgin Islands Official Gazette**  
**Cabinet Office**  
**RFG Place, First Floor**  
**Road Town, Tortola VG1110**  
**Virgin Islands**  
**Telephone:** (284) 468-4387  
**Facsimile:** (284) 468-4394  
**Email:** [gazette@gov.vg](mailto:gazette@gov.vg)  
**Website:** [www.bvigazette.org](http://www.bvigazette.org)

<b>GOVERNMENT</b>
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<b>Supplements</b>
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**20417** The following documents are being circulated with and form part of this issue of the Gazette:

**ACTS, 2015**

**NO. 17 – MUTUAL LEGAL ASSISTANCE (TAX MATTERS) (AMENDMENT) (NO. 2) ACT, 2015**  
**NO. 18 – TRADE MARKS (AMENDMENT) ACT, 2015**

**BILLS, 2015**

**LEGAL PROFESSION (AMENDMENT) ACT, 2015**  
**FINANCIAL SERVICES COMMISSION (AMENDMENT) ACT, 2015**  
**VIRGIN ISLANDS DEPOSIT INSURANCE ACT, 2015**  
**HIGHER EDUCATION LICENSING ACT, 2015**  
**EDUCATION (AMENDMENT) ACT, 2015**

**RESOLUTIONS, 2015**

**NO. 18 -- RESOLUTION THAT THE HOUSE OF ASSEMBLY APPROVES A WITHDRAWAL FROM THE CONSOLIDATED FUND, AND THE CONTINUANCE OF EXPENDITURE ON APPROVED CAPITAL PROJECTS FINANCED FROM EXTERNAL SOURCES AND LIKE PROJECTS WHICH MAY NOT BE APPROVED NOT LATER THAN 30<sup>TH</sup> APRIL, 2016**

**NO. 19 -- RESOLUTION THAT THE HOUSE OF ASSEMBLY OF THE VIRGIN ISLANDS APPROVES THE AMENDMENTS TO THE STANDING ORDERS IN ACCORDANCE WITH THE PROPOSALS AND RECOMMENDATIONS CONTAINED IN THE REPORT OF THE STANDING ORDERS COMMITTEE**

<b>Statutory Appointments</b>
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**NOTICE**

**20418** It is hereby notified for public information that by Section 3 of the Legal Professions Act, 2015 (Act No. 13 of 2015), the Virgin Islands General Legal Council was established and is, by Section 4 of the said Act, comprised of the following persons:

(a) Mrs. Dancia Penn OBE, QC (nominated by the Chief Justice)	<b>Chairperson</b>
(b) The Attorney General ex officio	<b>Deputy Chairperson</b>
(c) The President of the BVI Bar Association ex officio	<b>Member</b>
(d) Mrs. Kimberly Crabbe-Adams (nominated by the BVI Bar Association)	<b>Member</b>
(e) Mr. Richards May (nominated by the BVI Bar Association)	<b>Member</b>
(f) Mr. Meade Malone (nominated by the Premier)	<b>Member</b>
(g) Mr. Jamal Smith (nominated by the Leader of the Opposition)	<b>Member</b>

The Registrar of the Supreme Court shall serve as the Secretary to the Council.

**VIRGIN ISLANDS**  
**BY THE ACTING GOVERNOR OF THE VIRGIN ISLANDS**

**20419** By virtue of the power and authority vested in me under Section 4 of the Legal Profession Act, 2015 (No. 13 of 2015), and all of the powers and authorities me thereunto enabling, and following your nomination by the Chief Justice, I do hereby appoint, **Dancia Penn, OBE, QC** as Chairperson of the Virgin Islands General Legal Council for a period of three years with effect from 30<sup>th</sup> December, 2015 until 29<sup>th</sup> December, 2018, 2015.

Given under my hand at Road Town on the 29<sup>th</sup> day of December, 2015.

**(Sgd.) V. Inez Archibald, CBE**  
**Acting Governor of the Virgin Islands**

**VIRGIN ISLANDS**  
**BY THE ACTING GOVERNOR OF THE VIRGIN ISLANDS**

**20420** By virtue of the power and authority vested in me under Section 4 of the Legal Profession Act, 2015 (No. 13 of 2015), and all of the powers and authorities me thereunto enabling, and following your nomination by the Leader of the Opposition, I do hereby appoint, **Jamal Smith** as a Member of the Virgin Islands General Legal Council for a period of three years with effect from 30<sup>th</sup> December, 2015 until 29<sup>th</sup> December, 2018.

Given under my hand at Road Town on the 29<sup>th</sup> day of December, 2015.

**(Sgd.) V. Inez Archibald, CBE**  
**Acting Governor of the Virgin Islands**

**VIRGIN ISLANDS**  
**BY THE ACTING GOVERNOR OF THE VIRGIN ISLANDS**

**20421** By virtue of the power and authority vested in me under Section 4 of the Legal Profession Act, 2015 (No. 13 of 2015), and all of the powers and authorities me thereunto enabling, and following your nomination by the BVI Bar Association, I do hereby appoint, **Richard May** as a Member of the Virgin Islands General Legal Council for a period of three years with effect from 30<sup>th</sup> December, 2015 until 29<sup>th</sup> December, 2018.

Given under my hand at Road Town on the 29<sup>th</sup> day of December, 2015.

**(Sgd.) V. Inez Archibald, CBE**  
**Acting Governor of the Virgin Islands**

**VIRGIN ISLANDS**  
**BY THE ACTING GOVERNOR OF THE VIRGIN ISLANDS**

**20422** By virtue of the power and authority vested in me under Section 4 of the Legal Profession Act, 2015 (No. 13 of 2015), and all of the powers and authorities me thereunto enabling, and following your nomination by the BVI Bar Association, I do hereby appoint, **Kimberly Crabbe-Adams** as a Member of the Virgin Islands General Legal Council for a period of three years with effect from 30<sup>th</sup> December, 2015 until 29<sup>th</sup> December, 2018.

Given under my hand at Road Town on the 29<sup>th</sup> day of December, 2015.

**(Sgd.) V. Inez Archibald, CBE**  
**Acting Governor of the Virgin Islands**

**VIRGIN ISLANDS  
BY THE ACTING GOVERNOR OF THE VIRGIN ISLANDS**

**20423** By virtue of the power and authority vested in me under Section 4 of the Legal Profession Act, 2015 (No. 13 of 2015), and all of the powers and authorities me thereunto enabling, and following your nomination by the Premier, I do hereby appoint, **Meade Malone** as a Member of the Virgin Islands General Legal Council for a period of three years with effect from 30<sup>th</sup> December, 2015 until 29<sup>th</sup> December, 2018.

Given under my hand at Road Town on the 29<sup>th</sup> day of December, 2015.

**(Sgd.) V. Inez Archibald, CBE**  
**Acting Governor of the Virgin Islands**

<b>Land Notices</b>
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Case No: BVILR/PRE/05/2015

**NOTICE OF APPLICATION FOR REGISTRATION BY PRESCRIPTION**

SECTION 135 OF THE REGISTERED LAND ACT

CAP 229 OF THE 1991 EDITION OF THE REVISED LAWS OF THE VIRGIN ISLANDS

REGISTRATION SECTION	BLOCK	PARCEL
Mount Sage	2336B	23 (Measuring 0.4 acres)

**20424** The Ag. Chief Registrar of Lands hereby gives NOTICE that **PEARL DONOVAN by her Legal Practitioners Harbour Chambers (BVI)**, has applied to be registered as proprietor by Prescription for Parcel 23 (0.4 acres) Block 2336B, Mount Sage Registration Section; and has filed an affidavit in support of her application.

**Parcel 23 is registered to the following Proprietor:**

- **Daniel Smith as the Personal Representative of Alestine Aseint Smith, dec'd**

The relevant documents may be inspected at the Land Registry upon request. Copies will be provided by the applicants' Legal Practitioners.

Anyone who has just cause to object to **Pearl Donovan** being registered as proprietor of the aforementioned parcel should submit a proper document to the Ag. Chief Registrar of Lands no later than one (1) month from the 12<sup>th</sup> day of December, 2015.

Dated 8<sup>th</sup> December, 2015

Erica Malone-Penn  
Senior Executive Officer  
(for) Chief Registrar of Lands (Ag.)

Case No: PRE/01/13

**NOTICE OF APPLICATION FOR REGISTRATION BY PRESCRIPTION**  
SECTION 135 OF THE REGISTERED LAND ACT  
CAP 229 OF THE 1991 EDITION OF THE REVISED LAWS OF THE VIRGIN ISLANDS

REGISTRATION SECTION	BLOCK	PARCEL
Sea Cows Bay	2737B	221 (Measuring 26.9 acres)

**20425** The Ag. Chief Registrar of Lands hereby gives NOTICE that **VALDRENA SMITH by her Legal Practitioners PST Law**, has applied to be registered as proprietor by Prescription for a portion of Parcel 221 (4.4 acres) Block 2737B, Sea Cows Bay Registration Section; and has filed an affidavit in support of her application.

**Parcel 221 is registered to the following Proprietors:**

- **Ann Williams and Walter Georges**

The relevant documents may be inspected at the Land Registry upon request. Copies will be provided by the applicants' Legal Practitioners.

Anyone who has just caused to object to **Valdrena Smith** being registered as proprietor of a portion of the aforementioned parcel should submit a proper document to the Ag. Chief Registrar of Lands no later than six (6) weeks from the 19<sup>th</sup> day of December 2015.

Dated 15<sup>th</sup> December, 2015

Erica Malone-Penn  
Senior Executive Officer  
(for) Chief Registrar of Lands (Ag.)

Case No: PRE/01/13

**NOTICE OF APPLICATION FOR REGISTRATION BY PRESCRIPTION**  
SECTION 135 OF THE REGISTERED LAND ACT  
CAP 229 OF THE 1991 EDITION OF THE REVISED LAWS OF THE VIRGIN ISLANDS

REGISTRATION SECTION	BLOCK	PARCEL
Sea Cows Bay	2737B	221 (Measuring 26.9 acres)

**20426** The Ag. Chief Registrar of Lands hereby gives NOTICE that **Audrena Lloyd by her Legal Practitioners Hunte & Co.** has applied to be registered as proprietor by Prescription for a portion of Parcel 221 (6.51 acres) Block 2737B, Sea Cows Bay Registration Section; and has filed an affidavit in support of her application.

**Parcel 221 is registered to the following Proprietors:**

- **Ann Williams and Walter Georges**

The relevant documents may be inspected at the Land Registry upon request. Copies will be provided by the applicants' Legal Practitioners.

Anyone who has just caused to object to **Audrena Lloyd** being registered as proprietor of a portion of the aforementioned parcel should submit a proper document to the Ag. Chief Registrar of Lands no later than six (6) weeks from the 19<sup>th</sup> day of December, 2015.

Dated 15<sup>th</sup> December, 2015

Erica Malone-Penn  
Senior Executive Officer  
(for) Chief Registrar of Lands (Ag.)

**To:** Luther W. Georges for the Proprietors of Parcel 221

**xc:** Hunte & Co. Legal Practitioners for Audrena Lloyd

## Departmental Notices

### **PUBLIC NOTICE**

**20427** The Public is hereby reminded that continuous voter registration is in effect, accordingly, all persons who have become eligible to be registered as voters are reminded that they should register by applying to the Supervisor of Elections under Section 6(1) and 14 of the Elections Act, 1994, No. 16 of 1994.

Application Forms Nos. 1 and 7 may be obtained at the Office of the Supervisor of Elections, as well as the following places –

- (a) The District Officer, Anegada
- (b) The Post Office, North Sound, Virgin Gorda
- (c) The Post Office, Valley, Virgin Gorda
- (d) The Post Office, East End

- (e) The Post Office, Road Town
- (f) The Post Office, West End
- (g) The Post Office, Carrot Bay
- (h) The Post Office, Cane Garden Bay
- (i) The Government Office, Jost Van Dyke

Form No. 7 is also available at the office of Smith's Ferry in St. Thomas.

The Office of the Supervisor of Elections is located on the ground floor of Ulric Dawson's Building #6, Russell Hill Road, Road Town, Tortola, Virgin Islands. Opening hours are 8:30 a.m. to 4:30 p.m., Mondays through Fridays. You may visit the Office or call telephone nos. 468-4380 or 468-3701 Ext. 4380 for further information.

12<sup>th</sup> October, 2015

Office of the Supervisor of Elections  
Ground Floor  
Ulric Dawson's Building #6  
Russell Hill Road  
Road Town, Tortola  
Virgin Islands

#### OFFICE OF THE SUPERVISOR OF ELECTIONS

#### NOTICE REQUIRING PERSONS TO REGISTER AS VOTERS IN ACCORDANCE WITH SECTION 4(1)(C) OF THE ELECTION ACT NO. 16 OF 1994

- 20428 TAKE NOTICE** that in accordance with Sections 6(1) and 14 of the Elections Act any person qualified as a voter under Section 68 of the Constitution may apply to the Supervisor of Elections for registration as a voter.
2. A person resident in the Virgin Islands may apply in Form No. 1 of the Second Schedule to the Act.
  3. A person resident in the United States Virgin Islands may apply in Form No. 7 of the Second Schedule to the Act.
  4. Application Forms Nos. 1 and 7 may be obtained at the Office of the Supervisor of Elections, as well as the following places –
    - (a) The District Officer, Anegada
    - (b) The Post Office, North Sound, Virgin Gorda
    - (c) The Post Office, Valley, Virgin Gorda
    - (d) The Post Office, East End
    - (e) The Post Office, Road Town
    - (f) The Post Office, West End
    - (g) The Post Office, Carrot Bay
    - (h) The Post Office, Cane Garden Bay
    - (i) The Government Office, Jost Van Dyke

Form No. 7 is also available at the Office of Smith's Ferry in St. Thomas.

5. The qualifications for voters are set out in Section 68 of the Virgin Islands (Constitution) Order 2007, which is in the following terms:

**Qualification of voters** “68.

- (1) Subject to subsection (3),

a person shall be qualified to be registered as a voter for the purposes of elections if, and shall not be so qualified unless, he or she belongs to the Virgin Islands and on the qualifying date has attained the age of eighteen years and he or she either -

- (a) is domiciled and resident in the Virgin Islands on the qualifying date; or
- (b) on that date is domiciled in the Virgin Islands and resident in the United States Virgin Islands:

- (2) Subject to subsection (3), any person who was qualified to be registered as a voter immediately before the commencement of this Constitution shall continue to be so qualified thereafter.
- (3) No person shall be qualified to be registered as a voter under this Section who on the qualifying date –
  - a. is a person certified to be insane or otherwise adjudged to be of unsound mind under any law in force in the Virgin Islands;
  - b. is disqualified by or under any such law from being registered as a voter for the purposes of elections by reason of his or her having been convicted of an offence relating to elections; or
  - c. is under sentence of death imposed on him or her by a court or is serving a sentence of imprisonment (by whatever named called) for a term exceeding twelve months imposed on him or her by a court or substituted by competent authority for some other sentence imposed on him or her by a court.
- (4) In this Section “the qualifying date” means such date as may be appointed by or under any law in force in the Virgin Islands as the date with reference to which the qualifications or any person for registration are to be ascertained.
- (5) For the purposes of subsection (3)(c) –
  - a. two or more sentences of imprisonment that are required to be served consecutively shall be regarded as separate sentences if none of those sentences exceeds twelve month, but if any one of those sentences exceeds that term they shall be regarded as one sentence, and
  - b. no account shall be taken of a sentence of imprisonment imposed as an alternative to or in default of the payment of a fine.

Issued at Road Town, Tortola this 12<sup>th</sup> October, 2015.

Supervisor of Elections  
Office of the Supervisor of Elections  
Ulric Dawson’s Building #6  
Russell Hill Road  
Road Town, Tortola  
Virgin Islands



**REGISTERED NON-PROFIT ORGANISATIONS**

**20429** The following Non-Profit Organisations are registered under the Non-Profit Organisations Act, 2012 as of 15<sup>th</sup> December, 2015:

<b>Nos.</b>	<b>NPO Number</b>	<b>NPO Name</b>
1	100070	Animal Rescue & Control of Virgin Gorda
2	100161	Asociación de Dominicanos Unidos
3	100051	Association of Reef Keepers
4	100152	Breast Cancer Awareness Club
5	100129	Brewers Bay Action Committee
6	100119	British Virgin Islands Association of Compliance Officers and Practitioners
7	100112	British Virgin Islands Boxing Federation
8	100021	British Virgin Islands Triathlon Federation
9	100100	British Virgin Islands Shotokan Karate Association
10	100008	BVI Motor Sports Association
11	100018	BVI TENNIS ASSOCIATION
12	100158	Callaloo Poets and Artists Collective
13	100147	Cedar International School
14	100098	Church of God (Holiness) North Sound
15	100041	Clarion Ministries
16	100024	Deliverance and Restoration Outreach Ministries
17	100109	Faith Baptist Church
18	100028	Family Support Network of the British Virgin Islands
19	100142	Green (V.I.) Inc.
20	100022	Island Resources Foundation, Inc.
21	100040	Ivan Dawson Memorial Scholarship Committee
22	100163	Jaleel Cameron Foundation
23	100156	Killi Killi Arts Company Ltd.
24	100153	Lions Clubs International-District 60B BVI
25	100149	Mountain View Estate Community Homeowners Association
26	100116	P.A.W. (Promoting Animal Welfare)
27	100132	Purcell Outreach Impacting Neighborhood Team Overcoming Negative Expressions Community Outreach Program
28	100150	Rhema Worship Tabernacle of Anegada
29	100145	Rotary Club Sunrise of Road Town
30	100154	ROYAL KNIGHTS SPORTS CLUB

31	100162	RRD Outreach International Ministries of the BVI
32	100155	Sensus Breast Cancer/Free Mammogram Program
33	100151	St. Georges's Primary School PTA
34	100023	The Association of Jamaican Residents (BVI)
35	100030	The British Virgin Islands Football Association
36	100160	The British Virgins Islands Branch Association THE GUIDE ASSOCIATION
37	100157	The BVI's Youth U-Turn Project
38	100159	The United Pentecostal Church of Tortola
39	100049	Tortola Ladies Club
40	100090	Tortola Moravian Church
41	100114	Virgin Gorda Assembly of God Inc.
42	100144	Virgin Islands Archery Association
43	100001	Virgin Islands Search & Rescue Limited
44	100032	Westside Konnekshun
45	100143	WOMEN'S OFFSHORE NETWORK (BVI) LIMITED

**Signed by: Registrar of Non-Profit Organisations Registration Board**

**DE-REGISTERED NON-PROFIT ORGANISATION**

The following Non-Profit Organisation has been de-registered under the Non-Profit Organisations Act, 2012 as of 15<sup>th</sup> December, 2015:

<b>Nos.</b>	<b>NPO Number</b>	<b>NPO Name</b>
1	100017	BVI Golf Association

**Signed by: Registrar of Non-Profit Organisations Registration Board**