



# THE VIRGIN ISLANDS Official Gazette

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## CONTENTS

GOVERNMENT		Company . . . . . None	
Supplements . . . . .	668	Other . . . . .	None
Statutory Appointments . . . . .	668	<b>COMMERCIAL</b>	
Court Notices . . . . .	None	<b>Liquidation</b>	
Land Notices . . . . .	669	Appointment of Liquidator . . . . .	676
Public Service Notices . . . . .	None	Dissolution Notices . . . . .	701
Departmental Notices . . . . .	None	Other . . . . .	722
Corrections . . . . .	675	<b>Insurance</b> . . . . .	None
<b>STATUTORY</b>		<b>Other</b> . . . . .	None
Trademark . . . . .	None	<b>GAZETTE DEADLINES</b> . . . . .	<b>727</b>
Patent . . . . .	None		

### 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 12 noon 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Notices will be returned unpublished if not submitted in accordance with these requirements.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:

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**GOVERNMENT****Supplement**

**3846** The following document is being circulated with and forms part of this issue of the Gazette:

**ACT, 2012**

**NO. 1 CUSTOMS MANAGEMENT AND DUTIES (AMENDMENT) ACT, 2012**

**Statutory Appointments**

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

**3847** BY virtue of the power and authority vested in me under Section 3, subsection (1) of the Marriage Ordinance (Cap. 272), of the Laws of the Virgin Islands Revised Edition, 1991, I do hereby appoint you **Minister Franklin Guerra Bautista** of the **New Testament Church of God International Worship Center**, as a Marriage Officer of the Virgin Islands.

Given under my hand at Road Town on 20<sup>th</sup> March, 2012

**(Sgd.) Boyd McCleary, CMG, CVO**  
**Governor**

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

**3848** BY virtue of the power and authority vested in me under Section 3, subsection (1) of the Marriage Ordinance (Cap. 272), of the Laws of the Virgin Islands Revised Edition, 1991, I do hereby appoint you **Pastor Devon Penn** of the **New Life Baptist Church**, as a Marriage Officer of the Virgin Islands.

Given under my hand at Road Town on 20<sup>th</sup> March, 2012

**(Sgd.) Boyd McCleary, CMG, CVO**  
**Governor**

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

**3849** BY virtue of the power and authority vested in me under Section 3, subsection (1) of the Marriage Ordinance (Cap. 272), of the Laws of the Virgin Islands Revised Edition, 1991, I do hereby appoint you **Elder Thomas Samuel Grimes** of the **Kingdom Hall of Jehovah's Witnesses**, as a Marriage Officer of the Virgin Islands.

Given under my hand at Road Town on 1<sup>st</sup> March, 2012

**(Sgd.) Boyd McCleary, CMG, CVO**  
**Governor**

**Land Notices**

**NOTICE OF APPLICATION FOR REMOVAL OF CAUTION**

**CLAIM NO. BVILR/RC/1/12**

**IN THE MATTER OF SECTION 129(2) OF THE REGISTERED LAND ORDINANCE  
(CAP 229 OF THE 1991 REVISED EDITION OF THE LAWS OF THE VIRGIN ISLANDS)**

**AND**

**IN THE MATTER OF AN APPLICATION FOR THE REMOVAL OF CAUTION  
FILED BY ISHMAEL BRATHWAITE AND SHEILA BRATHWAITE  
ON BEHALF OF DUFFS VALLEY CORPORATION LTD**

**REGISTRATION SECTION: Road Town  
BLOCK: 2836B  
PARCEL: 129 & 132**

**3850** Notice is hereby given that an Application to remove the Cautions (registered as Instrument #1690/2004 against Parcel 129 and Instrument #1655A/2005 registered against Parcel 132) from the above-mentioned parcels of land was filed by Ishmael Brathwaite and Sheila Brathwaite on behalf of Duffs Valley Corporation LTD.

You are therefore required within fourteen (14) days of the date of this Notice to file at the office of the Chief Registrar of Lands, any objection you may have why the said Cautions should not be removed pursuant to Section 129 of the Registered Land Ordinance.

Dated this 23rd day of February 2012.

**(for) Chief Registrar of Lands**

**IN THE LAND REGISTRY OF THE TERRITORY OF THE VIRGIN ISLANDS**

**BVILR/PRE/10/10**

**IN THE MATTER of Section 135 of the Registered Land Ordinance  
(Cap 229 of the 1991 Revised Edition of Laws of the Virgin Islands)**

**and**

**IN THE MATTER of an Application Filed by Ivah O. Smith  
by Her Legal Practitioners, Dancia Penn & Co,  
to be Registered as Sole Proprietor by Prescription of  
Parcel 21 of Block 2436B, Mount Sage Registration Section  
and Parcel 73 of Block 2836B, Road Town Registration Section**

**Before:** The Chief Registrar of Lands

**Dated:** The 9<sup>th</sup> day of March 2012

**Filed:** The \_\_\_\_ day of \_\_\_\_\_ 2012

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**ORDER**

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**3851** WHEREAS a Notice of Application was issued in this matter on the 22<sup>nd</sup> day of March 2011 whereby it was published that Ivah O. Smith by her legal practitioners, Dancia Penn & Co, had applied to the Chief Registrar of Lands under Section 135 of the Registered Land Ordinance to be registered by Prescription as the sole proprietor of Parcel 21 in Block 2436B of the Mount Sage Registration Section, and Parcel 73 in Block 2836B of the Road Town Registration Section, said parcels being registered as follows:

**Parcel 21 (1½ acres)**

Charles Victor Smith  
Slaney, Road Town, Tortola, BVI

**Parcel 73 (1¾ acres)**

Charles Smith  
Slaney, Tortola, BVI

**AND WHEREAS** the last day to file objections was 30 April 2011, no objection was filed, and the Chief Registrar of Lands has been satisfied from her visit to the site and the evidence reviewed in the matter that **Ivah O. Smith** has met the requirements under law;

**NOW THEREFORE IT IS HEREBY ORDERED** that **Ivah O. Smith** be registered by Prescription as the sole proprietor of Parcel 21, Block 2436B, Mount Sage Registration Section, and Parcel 73, Block 2836B, Road Town Registration Section.

**Chief Registrar of Lands**

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**IN THE LAND REGISTRY OF THE TERRITORY OF THE VIRGIN ISLANDS**

**BVILR/PRE/4/10**

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**IN THE MATTER of Section 135 of the Registered Land Ordinance  
(Cap 229 of the 1991 Revised Edition of Laws of the Virgin Islands)**

**and**

**IN THE MATTER of an Application Filed by Emmanuel Cheraymond and Almeda Cheraymond through their Legal Practitioners, J.S Archibald & Co, to be Registered as Proprietors by Prescription of a Portion of Parcel 1 (a 0.505 Acre) of Block 2538B  
West Central Registration Section**

**Before:** The Chief Registrar of Lands

**Dated:** The 9 day of March 2012

**Filed:** The \_\_\_\_ day of \_\_\_\_\_ 2012

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**ORDER**

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**3852** WHEREAS a Notice of Application was issued on 18 June 2010 whereby it was published that Emmanuel Cheraymond and Almeda Cheraymond by their legal practitioners, J.S Archibald & Co, had applied to the Chief Registrar of Lands on 4 June 2010 under Section 135 of the Registered Land Ordinance, to be registered as Proprietors by Prescription of a 0.505 acre in Parcel 1 of Block 2538B, West Central Registration Section (shown

as Lot 1 on an interim survey plan drawn by Christine Ferreira and dated 30 March 2010) (“the Property”), Parcel 1 being registered to:

<b>John James Sparks</b>	-	<b>6/12 share</b>
<b>Cosilda Sparks</b>	-	<b>1/12 share</b>
<b>Angelina Sparks</b>	-	<b>1/12 share</b>
<b>Christephen Mathias</b>	-	<b>1/12 share</b>
<b>Chrystalia Varlack</b>	-	<b>1/12 share</b>
<b>Wilmouth Sparks</b>	-	<b>1/12 share</b>
<b>Constantia Sparks</b>	-	<b>1/12 share</b>
<b>(as Proprietors in Common)</b>		

**AND WHEREAS** the last day to file objections was 23 July 2010, the sole objection filed was not maintained, the Chief Registrar of Lands has been satisfied from her visit to the site, cross-examination of witnesses and other evidence reviewed in the matter that Emmanuel Cheraymond and Almeda Cheraymond have met the requirements under law;

**NOW THEREFORE IT IS HEREBY ORDERED** that Emmanuel Cheraymond and Almeda Cheraymond be registered as proprietors by Prescription to the 0.505 acre in Parcel 1 of Block 2538B, West Central Registration Section, subject to the following conditions:

- 1) after subdivision, a 12ft right of way is to be registered over the Property in favour of the remnant Parcel 1;
- 2) in accordance with the 30 March 2010 interim survey plan, a permanent subdivision plan duly authenticated by the Chief Surveyor, should be submitted to the Chief Registrar of Lands for pre-approval within 30 days of this Order with the boundary points for the 12ft right of way duly demarcated thereon (the right of way is not to form a separate lot, however);
- 3) within 90 days of this Order or immediately upon approval of the subdivision plan by the Planning Authority, an application to subdivide the Property from Parcel 1 should be filed at the Land Registry;
- 4) as amended by verbal application at the 3 February 2012 Hearing, Emmanuel Cheraymond and Almeda Cheraymond are to be registered as Proprietors in Common in equal shares of the Property when subdivided, subject to the Applicants’ declaration that **REYNA ASTACIO**, sister of Almeda Cheraymond, is to be registered with a life interest in *Apartment One* of the family dwelling which sits thereon. *Apartment One* is described in the record of the Hearing of 3 February 2011, and was by Order of the Chief Registrar so named and marked with said identification on the family dwelling itself.

**Erica Smith-Penn**  
Chief Registrar of Lands

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**IN THE LAND REGISTRY OF THE TERRITORY OF THE VIRGIN ISLANDS**

**BVILR/PRE/8/11**

**IN THE MATTER of Section 135 of the Registered Land Ordinance  
(Cap 229 of the 1991 Revised Edition of Laws of the Virgin Islands)**

**and**

**IN THE MATTER of an Application Filed by BEULAH ELVIRA MAFFIA  
by Her Legal Practitioners, Harney Westwood & Riegels,  
to be Registered as Sole Proprietor by Prescription of  
Parcel 38 of Block 2737B, Sea Cows Bay Registration Section**

**Before:** The Chief Registrar of Lands  
**Dated:** The 9<sup>th</sup> day of March 2012  
**Filed:** The \_\_\_\_ day of \_\_\_\_\_ 2012

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**ORDER**

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**3853** WHEREAS a Notice of Application was issued in this matter on the 18 day of October 2011, whereby it was published that **Beulah Elvira Maffia** by her legal practitioners, Harney Westwood & Riegels, had applied to the Chief Registrar of Lands under Section 135 of the Registered Land Ordinance to be registered by Prescription as the sole proprietor of Parcel 38 in Block 2737B of the Sea Cows Bay Registration Section, said parcel being registered to the following proprietors in common:

- Achille Fraser (1/4 Share)**
- Anna Ferrell (1/4 Share)**
- Beulah Maffia (1/4 Share)**
- Ruth Brewster (1/4 Share)**

**AND WHEREAS** the last day to file objections was 20 November 2011, no objection was filed, and the Chief Registrar of Lands has been satisfied from her visit to the site and the evidence reviewed in the matter that **Beulah Elvira Maffia** has met the requirements under law;

**NOW THEREFORE IT IS HEREBY ORDERED** that **Beulah Elvira Maffia** be registered by Prescription as the sole proprietor of Parcel 38, Block 2737B, Sea Cows Bay Registration Section.

**Chief Registrar of Lands**

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**IN THE LAND REGISTRY OF THE TERRITORY OF THE VIRGIN ISLANDS**

**BVILR/PRE/7/11**

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**IN THE MATTER of Section 135 of the Registered Land Ordinance  
(Cap 229 of the 1991 Revised Edition of Laws of the Virgin Islands)**

**and**

**IN THE MATTER of an Application Filed by BEULAH ELVIRA MAFFIA  
by Her Legal Practitioners, Harney Westwood & Riegels,  
to be Registered as Sole Proprietor by Prescription of  
Parcel 36 of Block 2738B, West Central Registration Section**

**Before:** The Chief Registrar of Lands  
**Dated:** The 9<sup>th</sup> day of March 2012  
**Filed:** The \_\_\_\_ day of \_\_\_\_\_ 2012

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**ORDER**

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**3854** WHEREAS a Notice of Application was issued in this matter on the 18 day of October 2011, whereby it was published that **Beulah Elvira Maffia** by her legal practitioners, Harney Westwood & Riegels, had applied to the Chief Registrar of Lands under Section 135 of the Registered Land Ordinance to be registered by Prescription as the sole proprietor of Parcel 36 in Block 2738B of the West Central Registration Section, said parcel being registered to the following sole proprietor:

**Achille Fraser**

**AND WHEREAS** the last day to file objections was 18 November 2011, no objection was filed, and the Chief Registrar of Lands has been satisfied from her visit to the site and the evidence reviewed in the matter that **Beulah Elvira Maffia** has met the requirements under law;

**NOW THEREFORE IT IS HEREBY ORDERED** that **Beulah Elvira Maffia** be registered by Prescription as the sole proprietor of Parcel 36, Block 2738B, West Central Registration Section.

**Chief Registrar of Lands**

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**IN THE LAND REGISTRY OF THE TERRITORY OF THE VIRGIN ISLANDS**

**BVILR/PRE/8/10**

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**IN THE MATTER of Section 135 of the Registered Land Ordinance  
(Cap 229 of the 1991 Revised Edition of Laws of the Virgin Islands)**

**and**

**IN THE MATTER of an Application Filed by CHARLES (WELLINGTON) HARRIGAN  
by His Legal Practitioners, McW Todman & Co,  
to be Registered as Sole Proprietor by Prescription of  
Parcel 47 of Block 2538B, West Central Mount Sage Registration Section**

**Before:** The Chief Registrar of Lands

**Dated:** The 16<sup>th</sup> day of March 2012

**Filed:** The \_\_\_\_ day of \_\_\_\_\_ 2012

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**ORDER**

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**3855** WHEREAS a Notice of Application was issued in this matter on the 1<sup>st</sup> day of December 2010 whereby it was published that **Charles (Wellington) Harrigan** by his legal practitioners, McW Todman & Co, had applied to the Chief Registrar of Lands under Section 135 of the Registered Land Ordinance to be registered by Prescription as the sole proprietor of Parcel 47 in Block 2538B of the West Central Registration Section, said parcel being registered to the following proprietors in common in equal shares:

Rose Phillips,  
Achille Harrigan  
Zelda Henley

James Harrigan  
Claudius Harrigan  
Jestina Harrigan (deceased)

Johnathon Harrigan  
Esther Harrigan  
Charles Wellington Harrigan

AND WHEREAS the last day to file objections was 8 January 2011, no objection was filed, and the Chief Registrar of Lands has concluded the investigation of the site and reviewed the evidence in this matter;

NOW THEREFORE IT IS DETERMINED that CHARLES WELLINGTON HARRIGAN AND CLAUDIUS HARRIGAN have met the requirements under law and is THEREFORE ORDERED that they be registered by Prescription as proprietors in common in equal shares of Parcel 47, Block 2538B, West Central Registration Section.

Chief Registrar of Lands

IN THE LAND REGISTRY OF THE TERRITORY OF THE VIRGIN ISLANDS

BVILR/PRE/11/10

IN THE MATTER of Section 135 of the Registered Land Ordinance  
(Cap 229 of the 1991 Revised Edition of Laws of the Virgin Islands)

and

IN THE MATTER of an Application Filed by BEULAH ELVIRA MAFFIA  
by Her Legal Practitioners, Harney Westwood & Riegels,  
to be Registered as Sole Proprietor by Prescription of  
Parcel 43 of Block 2738B, West Central Registration Section

Before: The Chief Registrar of Lands

Dated: The 9<sup>th</sup> day of March 2012

Filed: The \_\_\_ day of \_\_\_\_\_ 2012

ORDER

3856 WHEREAS a Notice of Application was issued in this matter on 10 February 2011 and 18 March 2011, whereby it was published that Beulah Elvira Maffia by her legal practitioners, Harney Westwood & Riegels, had applied to the Chief Registrar of Lands under Section 135 of the Registered Land Ordinance to be registered by Prescription as the sole proprietor of Parcel 43 in Block 2738B of the West Central Registration Section, said parcel being registered to the following proprietors in common:

Achille Fraser (1/4 Share)  
Anna Ferrell (1/4 Share)

Beulah Maffia (1/4 Share)  
Ruth Brewster (1/4 Share)

AND WHEREAS the last day to file objections was 24 April 2011, no objection was filed, and the Chief Registrar of Lands has been satisfied from her visit to the site and the evidence reviewed in the matter that Beulah Elvira Maffia has met the requirements under law;

NOW THEREFORE IT IS HEREBY ORDERED that Beulah Elvira Maffia be registered by Prescription as the sole proprietor of Parcel 43, Block 2738B, West Central Registration Section.

Chief Registrar of Lands



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

**Registration Section:** East End  
**Block:** 3539B  
**Parcel:** 8

**3857** The Chief Registrar of Lands hereby gives **NOTICE** that **BERNICE SYLVIA OLIVE BRODIE** by her agent, Samuels Lawrence Business Services, has applied to be registered as proprietor by Prescription of Parcel 8 and has filed Affidavits in support of her application.

At present Parcel 8 is registered in the name of **WILLIAM DAVIES**

The relevant documents may be inspected at the Land Registry upon request. Copies will be provided by the Applicant's agent.

Anyone who has just cause to object to **BERNICE SYLVIA OLIVE BRODIE** being registered as proprietor by Prescription of the aforementioned Parcel 8 should do so in writing to the Chief Registrar of Lands no later than one (1) month from the 22<sup>nd</sup> day of March 2012.

Dated 20th March 2012.

**Chief Registrar of Lands**

<b>Corrections</b>
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**3858** **TAKE NOTICE** that there was an error in Notice No. 3122 in Gazette 13 of 2012, dated 15<sup>th</sup> March, 2012. The corrected notice follows.

**Samay Hills Ltd.  
(In Voluntary Liquidation)  
(BBC NO. 1382012)**

**NOTICE** is hereby given pursuant to Section 204, subsection (1)(b) of the BVI Business Companies Act, 2004 that the Company is in voluntary liquidation. The voluntary liquidation commenced on 21<sup>st</sup> February, 2012. The Liquidator is **Hadley J. Chilton of Tropic Isle Building, Nibbs Street, P.O. Box 650, Road Town, Tortola, Virgin Islands.**

Dated 22<sup>nd</sup> February, 2012

**Hadley J. Chilton  
Liquidator**