



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Notices will be returned unpublished if not submitted in accordance with these requirements.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

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<b>GOVERNMENT</b>
<b>Supplements</b>

**13342** The following documents are being circulated with and form part of this issue of the Gazette:

**STATUTORY INSTRUMENTS, 2016**

**NO. 43 – IMMIGRATION AND PASSPORT (AMENDMENT) (NO.2) REGULATIONS, 2016**

**NO. 44 – NOTICE MADE BY THE GOVERNOR UNDER SECTION 110 (2) OF THE VIRGIN ISLANDS CONSTITUTION ORDER, 2007 (UKSI 2007, NO. 1678) APPOINTING THE COMPLAINTS COMMISSIONER**

**NO. 45 – A PROCLAMATION BY HIS EXCELLENCY THE GOVERNOR UNDER SECTION 1(2) OF THE ELECTIONS (AMENDMENT) ACT, 2003 DECLARING THE DATE ON WHICH SECTION 4 OF THE SAID ACT SHALL COME INTO FORCE**

**NO. 46 – LABOUR CODE (MINIMUM BASIC WAGE) ORDER, 2016**

<b>Statutory Appointments</b>
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**VIRGIN ISLANDS**

**BY THE MINISTER FOR HEALTH AND SOCIAL DEVELOPMENT**

**13343** *In exercise of the power vested in me under Section 3 (1) (a) of the Nurses and Midwives Act, 2009, (No. 5 of 2009), and of all other powers and authorities thereunto enabling, I hereby appoint you, **Rupertha Ephraim**, as a Member of the Nurses and Midwives Council for a period of three (3) years, with effect from 1<sup>st</sup> June, 2016 to 31<sup>st</sup> May, 2019.*

Given *under my hand* at Road Town, Tortola the 6<sup>th</sup> day of July, 2016

**(Sgd.) Ronnie W. Skelton**  
**Minister for Health and Social Development**

**VIRGIN ISLANDS**

**BY THE MINISTER FOR HEALTH AND SOCIAL DEVELOPMENT**

**13344** *In exercise of the power vested in me under Section 3 (1) (a) of the Nurses and Midwives Act, 2009, (No. 5 of 2009), and of all other powers and authorities thereunto enabling, I hereby appoint **Gloria Fahie** as a Member of the Nurses and Midwives Council for a period of three (3) years, with effect from 1<sup>st</sup> June, 2016 to 31<sup>st</sup> May, 2019.*

Given *under my hand* at Road Town, Tortola the 6<sup>th</sup> day of July, 2016

**(Sgd.) Ronnie W. Skelton**  
**Minister for Health and Social Development**

**VIRGIN ISLANDS  
BY THE MINISTER FOR HEALTH AND SOCIAL DEVELOPMENT**

**13345** *In exercise of the power vested in me under Section 3 (1) (a) of the Nurses and Midwives Act, 2009, (No. 5 of 2009), and of all other powers and authorities thereunto enabling, I hereby appoint you, **Sandy Harrigan-Underhill**, as a Member of the Nurses and Midwives Council for a period of three (3) years, with effect from 1<sup>st</sup> June, 2016 to 31<sup>st</sup> May, 2019.*

Given *under my hand* at Road Town, Tortola the 6<sup>th</sup> day of July, 2016

**(Sgd.) Ronnie W. Skelton**  
**Minister for Health and Social Development**

**VIRGIN ISLANDS  
BY THE MINISTER FOR HEALTH AND SOCIAL DEVELOPMENT**

**13346** *In exercise of the power vested in me under Section 3 (1) (a) of the Nurses and Midwives Act, 2009, (No. 5 of 2009), and of all other powers and authorities thereunto enabling, I hereby appoint you, **Cherry-Ann George-Smith**, as a Member of the Nurses and Midwives Council for a period of three (3) years, with effect from 1<sup>st</sup> June, 2016 to 31<sup>st</sup> May, 2019.*

Given *under my hand* at Road Town, Tortola the 6<sup>th</sup> day of July, 2016

**(Sgd.) Ronnie W. Skelton**  
**Minister for Health and Social Development**

**Land Notices**

**NOTICE OF APPLICATION FOR PARTITION**

SECTION 103 OF THE REGISTERED LAND ACT  
CAP 229 OF THE 1991 EDITION OF THE REVISED LAWS OF THE VIRGIN ISLANDS

<u>REGISTRATION SECTION</u>	<u>BLOCK</u>	<u>PARCEL(S)</u>
Jost Van Dyke	1440A	174

**13347 TAKE NOTE** that **OLIVE SIMEON** has applied to the Registrar of Lands for the above-mentioned parcel to be partitioned in accordance with Survey Plan CA-1440A-83-J drawn by Burton W. Chalwell as follows:

- **Parcel 174 (formerly part of Pcl. 63) Lot 25 measuring 0.892**

The measurement shown above is her 1/9<sup>th</sup> interest in the parcel.

**Parcel 174 is presently registered as follows:**

- |                     |                         |
|---------------------|-------------------------|
| • Albertha Chinnery | 1/9 <sup>th</sup> share |
| • Yelmo Chinnery    | 1/9 <sup>th</sup> share |
| • Lindy Chinnery    | 1/9 <sup>th</sup> share |
| • Eulalie Fergus    | 1/9 <sup>th</sup> share |
| • Iantha Chinnery   | 1/9 <sup>th</sup> share |

- Olive Simeon 1/9<sup>th</sup> share
- Reuben Chinnery 1/9<sup>th</sup> share
- Felix Chinnery 1/9<sup>th</sup> share
- Virginia Chinnery 1/9<sup>th</sup> share

As Proprietors in Common

Anyone who wishes to object to the proposed partition of the above - mentioned parcel should do so in writing to the Registrar of Lands no later than **one month** from the 2<sup>nd</sup> day of July 2016.

**Dated 28<sup>th</sup> June, 2016**

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

## NOTICE OF APPLICATION FOR PARTITION

SECTION 103 OF THE REGISTERED LAND ACT  
CAP 229 OF THE 1991 EDITION OF THE REVISED LAWS OF THE VIRGIN ISLANDS

<u>REGISTRATION SECTION</u>	<u>BLOCK</u>	<u>PARCEL(S)</u>
Sea Cows Bay	2635B	20 & 7

**13348 TAKE NOTE** that **DEVERINE CHRISTOPHER AS TRUSTEE IN COMMON** of 1/4 share of the estate of James Edgar Christopher has applied to the Registrar of Lands for the above-mentioned parcels to be partitioned in accordance with the proposed Survey Plan as follows:

- **Parcel 20 Lots 1 - 3 measuring 3.5 acres**
- **Parcel 7 measuring 0.8 acres**

The measurement shown above is her 1/4 share of 1/9<sup>th</sup> interest in the parcels.

**Parcels 20 & 7 are presently registered as follows:**

- |   |  |
|---|--|
| • Frances Coakly  | 1/9 <sup>th</sup> share                            |
| • Mary Rebecca King   | 1/9 <sup>th</sup> share                            |
| • Henrietta Christopher   | 1/9 <sup>th</sup> share                            |
| • Charles Elias Christopher   | 1/9 <sup>th</sup> share                            |
| • Mary Eliza Christopher  | 1/9 <sup>th</sup> share                            |
| • Mary Rebecca Christopher  | 1/9 <sup>th</sup> share                            |
| • Henry Alfred King and Eldridge King   | 1/9 <sup>th</sup> share                            |
| • Veronica Christopher and Beverly Lorraine Fraser as<br>Personal Representatives of James Christopher, dec'd | 1/9 <sup>th</sup> share                            |
| • Alphonse Purcell  | 1/4 <sup>th</sup> share of 1/9 <sup>th</sup> share |
| • Deverine Christopher  | 1/4 <sup>th</sup> share of 1/9 <sup>th</sup> share |

As Proprietors in Common

Anyone who wishes to object to the proposed partition of the above - mentioned parcels should do so in writing to the Registrar of Lands no later than **one month** from the 16<sup>th</sup> day of July 2016.

**Dated 7<sup>th</sup> July, 2016**

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

## Public Service Notices

### 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

**13349 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.

- 1 A person resident in the Virgin Islands may apply in Form No. 1 of the Second Schedule to the Act.
1. A person resident in the United States Virgin Islands may apply in Form No. 7 of the Second Schedule to the Act.
2. 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.

3. 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 name 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 5<sup>th</sup> April, 2016.

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

**PUBLIC NOTICE**

**13350** 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.

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

5<sup>th</sup> April, 2016

<b>Corrections</b>
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**13351 TAKE NOTICE** that there was an error in Resolution No. 7 of 2016 attached to in Gazette No. 39 of 2016, dated 7<sup>th</sup> July, 2016. The corrected Resolution is attached and being circulated with and forms part of this issue of the Gazette:

**RESOLUTIONS, 2016**

**NO. 7 -- RESOLUTION TO APPROVE THE ACQUISITION OF PARCELS OF LAND  
DESCRIBED IN THE SCHEDULE FOR THE PURPOSE OF ERECTING A NEW  
HEADQUARTERS AND FOR FUTURE HOUSING DEVELOPMENT**