



# 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Notices will be returned unpublished if not submitted in accordance with these requirements.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>Land Notices</b>

## 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>
East Central	3139B	31

**16434 TAKE NOTE** that **THELMA BLYDEN as Executrix of the Will of Valdrena Fahie Fraser** has applied to the Registrar of Lands for the above-mentioned parcel to be partitioned in accordance with Survey Plan CA-3139B-1461-T drawn by Michael R.A. Potter as follows:

- **Parcel 31 Lot 1 measuring 0.608**

The measurement shown above is her 1/7<sup>th</sup> interest in the parcel.

**Parcel 31 is presently registered as follows:**

- |   |                         |
|---|-------------------------|
| • Clementia Fahie   | 1/7 <sup>th</sup> share |
| • Princess Callwood   | 1/7 <sup>th</sup> share |
| • John Fahie  | 1/7 <sup>th</sup> share |
| • Rachael Purcell   | 1/7 <sup>th</sup> share |
| • Sarah Smith   | 1/7 <sup>th</sup> share |
| • Thelma Blyden as Executrix of the Will of Valdrena Fahie Fraser | 1/7 <sup>th</sup> share |
| • Beryl Fahie                                 }                   |                         |
| Myron Fredericks                         }                        | 1/7 <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 27<sup>th</sup> day of August 2016.

**Dated 22<sup>nd</sup> August, 2016**

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

Case No: PRE/03/2016

**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
Long Look	3238B	29 (Measuring 0.6 acres)
Long Look	3239B	53 (Measuring 1.75 acres)
Long Look	3239B	76 (Measuring 3.25 acres)

**16435** The Ag. Chief Registrar of Lands hereby gives NOTICE that **DENSIE LETTSOME** has applied to be registered as proprietor by Prescription for Parcel 29 Block 3238B and the interests of Terrecita Lettsome (being one of the heirs of Ronald Lettsome) in parcels 53 & 76 Block 3239B Long Look Registration Section; and has filed an affidavit in support of his application.

**Parcel 29 is registered to the following Proprietor:**

- **Terrecita Lettsome**

**Parcel 53 is registered to the following Proprietor:**

- **Heirs of Robert Lettsome**  
(Proprietors in Common with equal shares)

**Parcel 76 is registered to the following Proprietor:**

- **Heirs of Robert Lettsome**

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 **DENSIE LETTSOME** being registered as proprietor for the aforementioned parcel should submit a proper document to the Registrar of Lands no later than one (1) month from the 27<sup>th</sup> day of August 2016.

**Dated 22<sup>nd</sup> August, 2016**

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

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

Claim No: BVILR/PT/03/16

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**IN THE MATTER of Section 103 of the Registered Land Act  
(Cap 229 of the 1991 Revised Edition of Laws of the Virgin Islands)**

and

**IN THE MATTER of an Application filed by Olive Simeon to Partition Parcel 174 of Block 1440A Jost Van Dyke Registration Section**

Before: Registrar of Lands  
 Dated: The 23<sup>rd</sup> day of August 2016  
 Filed: The day of 2016

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**ORDER**

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**16436 WHEREAS** a Notice of Application was issued in this matter on the 28<sup>th</sup> day of June, 2016 whereby it was published, that **Olive Simeon**, had applied to the Registrar of Lands to Partition a portion of Parcel 174 Block 1440A Jost Van Dyke Registration Section Lot 25 measuring 0.892 acres (using survey plan CA-1440A-83-J). The parcel is registered as follows:

- |                            |                  |
|----------------------------|------------------|
| • <b>Albertha Chinnery</b> | <b>1/9 share</b> |
| • <b>Yelmo Chinnery</b>    | <b>1/9 share</b> |
| • <b>Lindy Chinnery</b>    | <b>1/9 share</b> |
| • <b>Eulalie Fergus</b>    | <b>1/9 share</b> |
| • <b>Iantha Chinnery</b>   | <b>1/9 share</b> |
| • <b>Olive Simeon</b>      | <b>1/9 share</b> |
| • <b>Reuben Chinnery</b>   | <b>1/9 share</b> |
| • <b>Felix Chinnery</b>    | <b>1/9 share</b> |
| • <b>Virginia Chinnery</b> | <b>1/9 share</b> |

**AND WHEREAS** the last day to file any objection was 9<sup>th</sup> August, 2016 and no objection was filed, the Registrar of Lands has been satisfied on the evidence presented in the matter that the Applicant has met all the administrative and legal requirements;

**NOW THEREFORE, I HEREBY APPROVE** the Partition Application BVILR/PT/03/16 as follows:

- i. Lot 25 measuring 0.892 acres be taken out and registered to **Olive Simeon**;
- ii. That **Olive Simeon's** name is removed from the remaining portion of Parcel 174 Block 1440A Jost Van Dyke Registration Section.
- iii. Relevant taxes including stamp duty must be paid before registration is completed.

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Ms. Benedicta Samuels  
**CHIEF REGISTRAR OF LANDS (Ag.)**

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

BVILR/PRE/06/13

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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 for Registration by Prescription of Parcel 64 Block  
2936B Road Town Registration Section Filed by DANCIA PENN & CO. the Legal  
Representatives of Wilfred Mervin Smith**

**Before:** The Registrar of Lands

**Dated:** The 25 day of August 2016

**Filed:** The \_\_\_\_ day of September 2016

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**ORDER**

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**16437 WHEREAS** a Notice of Application was issued in this matter on 29<sup>th</sup> May, 2013 whereby it was published that Wilfred Mervin Smith had applied to the Registrar of Lands on 22<sup>nd</sup> May, 2013 under Section 135 of the Registered Land Ordinance, to register to him ownership by Prescription of Parcel 64, Block 2936B of the Road Town Registration Section, said parcel being registered absolutely to:

**Charles Smith**

**AND WHEREAS** the last day to file objections was 30<sup>th</sup> June, 2013, no objection was filed, and based on the evidence reviewed in the matter the Registrar is satisfied that **Wilfred Mervin Smith** has met the requirements under law;

**NOW THEREFORE IT IS HEREBY ORDERED** that Parcel 64 of Block 2936B of the Road Town Registration be registered to Wilfred Mervin Smith absolutely.

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(for) Kelvin Dawon  
Registrar of Lands

BVILR/PRE/02/2013

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

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

and

**IN THE MATTER** of an Application by **SANFORD MAXWELL DONOVAN**  
(the “Applicant”) to be registered as proprietor by prescription  
to Parcel 31 (amended to Parcel 29) and a portion of Parcel 40 of Block 2336B,  
Mount Sage Registration Section (collectively the “Lands” and  
separately “Parcel 29” or “Parcel 40”)

**Before:** The Registrar of Lands  
**Dated:** The 6<sup>th</sup> day of November 2012  
**Filed:** The day of August, 2016

**ORDER**

**16438 WHEREAS** a Notice of Application was issued in this matter on 21<sup>st</sup> February, 2013 whereby it was published that **SANFORD MAXWELL DONOVAN** by his legal practitioners, Dancia Penn & Co, has applied to the Chief Registrar of Lands under Section 135 of the Registered Land Act (Cap 229) to be registered as proprietor by Prescription of portions of Parcel 31 (amended to Parcel 29) and Parcel 40 Block 2336 Mount Sage Registration Section, the said Parcels being registered as follows:

Parcel 31 – Janice Donovan as Trustee.  
Parcel 29 is registered in the name of the Applicant  
Parcel 40 – Janice Callwood-Donovan as personal representative of the Estate of  
Frederick Ernest Donovan, dec’d.

**AND WHEREAS** an objection having been filed by Janice Donovan, a hearing was convened and the Registrar is satisfied that based on a site visit and the evidence adduced in this matter:

- (i) The application in respect of Parcel 31 was withdrawn; and
- (ii) The Applicant has satisfied the requirements to be registered by prescription as proprietor of part of Parcel 40.

**NOW THEREFORE IT IS HEREBY ORDERED** that **SANFORD MAXWELL DONOVAN** be registered by prescription as the sole proprietor of part of Parcel 40 of Block 2336, Mount Sage Registration Section subject to the following:

- (1) The applicant conduct a survey to demarcate that portion of Parcel 40 which he occupies AND THAT he submit the survey plans for mutation, showing adequate access to that portion of Parcel 40 which he occupies, and access to the remainder of Parcel 40; and
- (2) The remainder of Parcel 40 to be registered in the name of the current proprietor.

Benedicta P.T. Samuels  
Chief Registrar of Lands

## Public Service Notices

### GOVERNORS ABSENCE

**16439** It is hereby notified for public information that in accordance with Section 37 of the Virgin Islands Constitution Order 2007, **Rosalie Adams**, is to act in the office of the Governor from Saturday, 27<sup>th</sup> August to Monday, 19<sup>th</sup> September, 2016 during the absence of the Governor from the Virgin Islands.

### PUBLIC NOTICE

**16440** 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

### 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

**16441 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.
2. A person resident in the United States Virgin Islands may apply in Form No. 7 of the Second Schedule to the Act.
3. 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.

4. 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

## Departmental Notices

### TELECOMMUNICATIONS REGULATORY COMMISSION

#### GRANT OF FREQUENCY AUTHORISATION

##### “NOTICE”

**16442** The Telecommunications Regulatory Commission (**Commission**) has granted Frequency Authorisations, with authorization numbers “VRGM/003/2016” to “VRGM/004/2016”, to **Caribbean Cellular Telephone Limited (CCT)**.

The authorisations will facilitate the delivery of **International Mobile Telecommunications** service in the territory of the Virgin Islands.

The terms and conditions of both authorisations are available for public scrutiny at the Commission's office at 27 Fish Lock Road, Road Town, Tortola VG1110. Copies are available at the Commission's office for a fee of \$10.00 each.

Notice issued by the Telecommunications Regulatory Commission on the 23<sup>rd</sup> August, 2016.

(Sgd.) Guy Malone  
**CHIEF EXECUTIVE OFFICER**

**TELECOMMUNICATIONS REGULATORY COMMISSION**

**GRANT OF FREQUENCY AUTHORISATION**

**“NOTICE”**

**16443** The Telecommunications Regulatory Commission (**Commission**) has granted Frequency Authorisations, with authorization numbers “VRGM/001/2016” to “VRGM/005/2016”, to **Digicel BVI Limited**.

The authorisations will facilitate the delivery of **International Mobile Telecommunications** service in the territory of the Virgin Islands.

The terms and conditions are available for public scrutiny at the Commission’s office at 27 Fish Lock Road, Road Town, Tortola VG1110. A copy of any authorisation is available at the Commission’s office for a fee of \$10.00.

Notice issued by the Telecommunications Regulatory Commission on the 23<sup>rd</sup> August, 2016.

(Sgd.) Guy Malone  
**CHIEF EXECUTIVE OFFICER**

**TELECOMMUNICATIONS REGULATORY COMMISSION**

**GRANT OF FREQUENCY AUTHORISATION**

**“NOTICE”**

**16444** The Telecommunications Regulatory Commission (**Commission**) has granted Frequency Authorisations, with authorization numbers “VRGM/002/2016” to “VRGM/006/2016”, to **Cable and Wireless (BVI) Limited**.

The authorisations will facilitate the delivery of **International Mobile Telecommunications** service in the territory of the Virgin Islands.

The terms and conditions are available for public scrutiny at the Commission’s office at 27 Fish Lock Road, Road Town, Tortola VG1110. A copy of any authorisation is available at the Commission’s office for a fee of \$10.00.

Notice issued by the Telecommunications Regulatory Commission on the 23<sup>rd</sup> August, 2016.

(Sgd.) Guy Malone  
**CHIEF EXECUTIVE OFFICER**