HOUSE OF ASSEMBLY OF THE VIRGIN ISLANDS

RESOLUTION NO. OF 2020

[Gazetted , 2020]

WHEREAS Section 20, Sub-section (1) of the Virgin Islands Audit Act 2003, provides that the Auditor General may prepare and submit a Special Report to the Governor if he is satisfied that there is a matter that should be brought to the attention of the Governor.

AND WHEREAS in the case of the December 7th 2015 Agreement between Castleton Holdings LLC, Colchester Aviation LLC, BVI Airways; and the Government of the Virgin Islands, the Auditor General has become satisfied that there was a matter to be brought to the Governor's attention.

AND WHEREAS the Auditor General has prepared such Special Report and has, at or around January 27th 2020 submitted it to the Governor.

AND WHEREAS Section 20, Sub-section (2) of the Virgin Islands Audit Act 2003, provides that The Governor shall, within three months of the receipt of the Special Report, cause the Report to be laid on the Table of The House of Assembly.

AND WHEREAS the Special Report of the Auditor General is being Tabled in this Honorable House today May 28th 2020, a full month and one day past the statutory deadline.

AND WHEREAS there is substantial documented evidence that The House of Assembly has attached tremendous significance to this Report in its Constitutional responsibility to hold the Executive Accountable and Transparent in its dealings with this Agreement which evidently has gone bad.

AND WHEREAS the Governor appeared to have acted with neither regards for the Rule of Law, nor the desires of The House of Assembly.

NOW THEREFORE BE IT RESOLVED that this Honorable House Reprimand the Governor for violating Section 20 (2) of the Audit Act 2003; and obstructing the duties of the House of Assembly under Section 47 (3) of the Virgin Islands Constitution Order 2007.

Passed by the House of Assembly this day of May , 2020.

Speaker.

Clerk of the House of Assembly.