

BRITISH VIRGIN ISLANDS COMMISSION OF INQUIRY

ORDER No 6

UPON the application dated 11 May 2021 of Ms Nelcia St. Jean of McW. Todman & Co to act as Counsel for Mr Bevis Sylvester made under section 12 of the Commissions of Inquiry Act 1880, the COI Rules and the COI Protocol for Representation under section 12 of the Commissions of Inquiry Act 1880 (“the Section 12 Application”)

AND UPON hearing Ms St. Jean and Counsel to the COI, the Solicitor General in attendance for the BVI Government Ministers etc listed in Schedule 1 to Order No 5 and Mr Daniel R. Fligelstone Davies of Silk Legal (BVI) Inc in attendance for each of the seven Members of the House of Assembly listed in Schedule 2 to Order No 5

IT IS DECLARED THAT the Section 12 Application be dismissed but pursuant to COI Rule 26 Mr Sylvester be permitted to have Ms St. Jean present when giving evidence to the COI

AND UPON hearing the oral evidence of Mr Sylvester

IT IS DIRECTED THAT Mr Sylvester shall, by 5pm on Monday 17 May 2021 provide the COI with:

1. A substantive response to the COI’s letter of request No. 1 dated 6 April 2021 which was addressed to him in his capacity as Chairman of the BVI Airports Authority Board (“BVIAA”);
2. Confirmation of the date of your appointment as Chairman of the BVIAA;
3. Copies of all correspondence between him and the BVI Government and/or any BVI public departments and/or bodies regarding his appointment to the Board of the BVIAA, including but not limited to his letter of appointment as Chairman of the BVIAA;
4. Copies of all documents relating to his acquisition of a lease of Crown Land, including but not limited to any correspondence relating to the acquisition between him and the BVI Government and/or any BVI public departments and/or bodies;
5. Copies of all correspondence between him and/or BVIAA and Mr Terrance Neale regarding Members of the Board of BVIAA being required to make any declarations of interest;
6. A copy of the report prepared by a consultant company engaged in or around December 2019 to assess the future of air transportation in the BVI and/or the organisation of the BVIAA;
7. Copies of all reports prepared by or on behalf of the BVI Government and/or BVIAA in the last 10 years to date in relation to any runway expansion projects in the BVI; and
8. Copies of all Minutes of the Board of the BVIAA in the last 3 years to date in relation to runway expansion in the BVI.

DATED this 13th day of May 2021

Signed: 

The Rt Hon Sir Gary Hickinbottom
Commissioner