

NO. 577
ACTING APPOINTMENT
Judicial Department
His Excellency The Governor, after consultation with the Chief Justice, has approved the appointment of Mr. Justin Williams, Barrister & Attorney to act as Magistrate & Coroner for the period 15th – 17th July 2013.
Dated this 10th day of July 2013
Signed DEPUTY GOVERNOR

NO. 578
JURORS ACT 1971
Pursuant to Section 11 of the Jurors Act 1971, I HEREBY GIVE NOTICE that copies of the Approved List will be available at the General Post Office and at all sub post offices for inspection by interested persons, free of charge, from Monday, 15th July 2013 to Friday, 9th August 2013 (both dates inclusive) each weekday from 8:30 a.m. to 5.00 p.m.

Any person who is aggrieved by the inclusion of his name in the Approved List and who claims to be exempt from or disqualified for jury service is invited to apply to the Registrar in the manner provided in Section 12 of the Jurors Act 1971.

Every person whose name is included in the Approved List shall be liable to serve as a Juror, notwithstanding that he might have claimed exemption or disqualification, if he fails to make such claim by Friday, 23rd August 2013.

DATED at Hamilton this 8th day of July 2013.

REGISTRAR OF THE SUPREME COURT
NOTE: Section 12 of the Jurors Act is set out below:-
12. (1) If any person claims that owing to some disqualifications or exemption his name should not be included in the Approved List, he may within the period specified in the sub section (1) of Section 12, apply in writing to the Registrar to have his name struck off the Approved List.
(2) The Registrar shall as soon as may be, take each such application into consideration and within seven days after receiving the application -
(a) in any case where he is satisfied that the applicant is disqualified or exempt from liability for jury service, shall strike off the applicant's name accordingly; and
(b) in every case shall inform the applicant of his decision in the matter.
(3) If the Registrar refuses to comply with an application made under sub section (1), the applicant may within seven days next after the date on which the refusal of the Registrar is notified to him, apply by notice in writing to the Registrar, to a Judge in Chambers for declaration that his name ought not to be included in the Approved List and pending the making of an order the Judge under sub section (4), the name of the applicant shall be deemed not to be included in the Approved List.
(4) A Judge in Chambers shall deal with any such application in a summary way and make such order in the matter as appears just and the Registrar shall govern himself accordingly.

NO. 579
Acquisition of Land
Notice is hereby given that CATHERINE JANE LYMBERY a British citizen is applying to the Minister responsible for Immigration for sanction to acquire 0.090 hectares of land together with a dwelling house thereon erected known as “Mariposa” situate at No. 4 Mariposa Drive in Southampton Parish in joint tenancy with her Bermudian daughter ALEXANDRA DIANE LYMBERY .
N.B. Any person who knows why a sanction to acquire property in Bermuda should not be granted to the applicants should send a written statement to the Minister responsible for Immigration, P.O. Box 1364, Hamilton HM FX, no later than the 25th July, 2013.
NO. 580
Acquisition of Land
Notice is hereby given that TULLBDA LIMITED a Bermudian company is applying to the Minister of responsible for Immigration for a licence to hold, as constructive trustee, the equitable interest of the non-Bermudian company BERCO LIMITED in 0.0241 of a hectare of land together with the building thereon erected known as “Sherwood” situate at #63 Pitts Bay Road in Pembroke Parish.
N.B. Any person who knows why a sanction to acquire property in Bermuda should not be granted to the applicants should send a written statement to the Minister responsible for Immigration, P.O. Box 1364, Hamilton HM FX, no later than the 25th July, 2013.

NO. 581
Acquisition of Land
Notice is hereby given that MARIO JORGE DE MELO SILVA, HELENA DE FATIMA SILVA and JOAO IDALECIO BOTELHO DA SILVA all Portuguese citizen are applying to the Minister responsible for Immigration for sanction to acquire in joint tenancy a leasehold interest in the property known as Unit #2, 2 Bostock Hill East, situate in Paget Parish.
N.B. Any person who knows why a sanction to acquire property in Bermuda should not be granted to the applicants should send a written statement to the Minister responsible for Immigration P.O. Box 1364, Hamilton HM FX, no later than the 25th July, 2013.
NO. 582
Acquisition of Land
Notice is hereby given that JEFFREY SOMAN and DIANA SOMAN both American citizens are applying to the Minister responsible for Immigration for sanction to acquire 1/10th fraction or share of Unit #B-6-F, The Reefs Club, South Road situate in Southampton Parish.
N.B. Any person who knows why a sanction to acquire property in Bermuda should not be granted to the applicants should send a written statement to the Minister responsible for Immigration, P.O. Box 1364, Hamilton HM FX, no later than the 25th July, 2013.

NO. 583
Acquisition of Land
Notice is hereby given that WILLIAM TERRENCE PIGOTT, PRUDENCE ANDREA PIGOTT, CONOR TERRENCE PIGOTT, THOMAS CAMERON PIGOTT, CHRISTIANA MARIE PIGOTT and JULIETTE ANDREA PIGOTT all American citizens are applying to the Minister responsible for Immigration for sanction to acquire 1/10th fraction or share of Unit #B-6-E, The Reefs Club, South Road situate in Southampton Parish.

N.B. Any person who knows why a sanction to acquire property in Bermuda should not be granted to the applicants should send a written statement to the Minister responsible for Immigration, P.O. Box 1364, Hamilton HM FX, no later than the 25th July, 2013.

NO. 584
Acquisition of Land
Notice is hereby given that JOSEPH F. LONG and SUSAN A. LONG both American citizens are applying to the Minister responsible for Immigration for sanction to acquire 1/10th fraction or share of Unit #414 D-2-C, The Reefs Club, South Road situate in Southampton Parish.
N.B. Any person who knows why a sanction to acquire property in Bermuda should not be granted to the applicants should send a written statement to the Minister responsible for Immigration, P.O. Box 1364, Hamilton HM FX, no later than the 25th July, 2013.

BERMUDA
HOTELS CONCESSION (FAIRMONT SOUTHAMPTON) ORDER 2013
BR 61/2013
WHEREAS Westend Properties Ltd. has by application dated 12 December 2012 applied for a hotel concessions order under section 3 of the Hotels Concession Act 2000 in respect of the Fairmont Southampton redevelopment;
WHEREAS the Minister responsible for Tourism, having considered the application, is satisfied that the hotel redevelopment is in the national economic interest of Bermuda;
The Minister responsible for Tourism, with the agreement of the Minister of Finance, in exercise of the powers conferred upon him by section 4 of the Hotels Concession Act 2000, makes the following order:
Citation
1 This Order may be cited as the Hotels Concession (Fairmont Southampton) Order 2013.
Interpretation
2 In this Order—
“Act” means the Hotels Concession Act 2000;
“hotel” means the Fairmont Southampton as redeveloped by the hotel developer;
“hotel developer” means Westend Properties Ltd., a company incorporated in Bermuda on 30 April 1962;
“hotel redevelopment” means the Fairmont Southampton redevelopment described in the hotel developer’s application submitted under section 3 of the Act;
“opening date” means the date on which the hotel redevelopment is certified by the Minister to be complete.

Concessions
3 (1) Subject to paragraph 4, the hotel developer shall in respect of the hotel redevelopment be entitled to the following concessions—
(a) for a period beginning with the opening date and ending on the first anniversary of that date, partial exemption from land tax otherwise payable in respect of the hotel, up to an amount not exceeding \$17,300.00 in the year of the assessment;
(b) for a period beginning with the opening date and ending on the first anniversary of that date, partial exemption from hotel occupancy tax (Hotel Occupancy Tax I) otherwise payable in respect of the hotel, for an amount equal to the sum expended by the hotel developer on marketing the hotel redevelopment up to an amount not exceeding \$107,700.00 in the year of assessment;
(c) for a period beginning with the opening date and ending on the second anniversary of that date, partial exemption from hotel occupancy tax (Hotel Occupancy Tax II) otherwise payable in respect of the hotel, for an amount equal to fifty per cent of the sum expended by the hotel on entertainment provided by Bermudian entertainers, up to an amount not exceeding \$242,500.00 in each year of assessment;
(d) for a period beginning with the opening date and ending on the second anniversary of that date, partial exemption from the employer's share of the payroll tax otherwise payable in respect of persons employed by the hotel, for an amount equal to the sum expended by the hotel on training Bermudian employees of the hotel, up to an amount not exceeding \$315,400.00 in each year of assessment.
(2) For the purposes of subparagraph (1)(d), the employer's share of payroll tax means that portion of payroll tax which the employer is not entitled to deduct from an employee's wages under section 19 of the Payroll Tax Act 1995.

Terms and conditions
4 (1) To qualify for the partial exemption from hotel occupancy tax (Hotel Occupancy Tax I) under paragraph 3(1)(b) the hotel developer must, for the relevant period—
(a) show to the satisfaction of the Minister that sums equal to the amount of the exemption claimed have been expended by the hotel developer on the marketing of the hotel redevelopment;
(b) comply with guidelines on the marketing of the hotel redevelopment issued by the Minister; and
(c) provide an annual audited statement of accounts showing the amounts expended on such marketing.
(2) To qualify for the partial exemption from hotel occupancy tax (Hotel Occupancy Tax II) under paragraph 3(1)(c) the hotel developer must, for the relevant period—
(a) show to the satisfaction of the Minister that entertainment has been provided at the hotel by Bermudian entertainers in accordance with guidelines issued by the Minister; and
(b) provide an annual audited statement of accounts showing the amounts expended on such entertainment.
(3) To qualify for the partial exemption from the employer’s share of the payroll tax under paragraph 3(1)(d) the hotel developer must, for the relevant period—
(a) comply with guidelines on the training of Bermudian employees issued by the Minister;
(b) satisfy the Minister that appropriate training has been provided in accordance with the guidelines; and
(c) provide an annual audited statement of accounts showing the amounts expended on such training.
(4) The hotel developer must diligently proceed with the redevelopment and use its best endeavours to ensure that the redevelopment is complete within a period of twelve months from the date this Order is made (or such later time as the Minister may approve).
(5) In this paragraph, "relevant period" means the period for which the exemption is claimed.

Made this 8th day of July 2013

Minister of Tourism Development and Transport