



GOVERNMENT OF BERMUDA

The Ministry of Finance Headquarters

Office of the Minister of Finance

SENT VIA EMAIL

Reference Number: 339

Ms. Samantha Strangeways
The Royal Gazette
2 Par-la-Ville Road
Hamilton HM 08

18th April, 2016

Dear Ms. Strangeways:

Re: Public Access to Information Act 2010: Decision Notice

Thank you for your application dated 23rd February, 2016, received by us on 23rd February, 2016.

Item 1 of your application has been regrettably denied as the document was not commissioned by the Ministry of Finance nor do we have a copy of the Financial Report.

Please note in 2011, Government considered options to provide a long term solution to the challenges faced by the Trustees of Sandy's 360. The resolution process necessarily involved discussions amongst Government, the Trustees of Sandy's 360 and other key stakeholders.

In the case of Item 2 of your request, the following payments were initiated by Ministry of Finance Headquarters, on behalf of the Government, to assist Sandy's 360 for fiscal years ending 2011, 2012, 2013, 2014, 2015 and 2016:

- April 2011 - a capital grant payment of \$ 627,000;
- July 2011 - a capital grant payment of \$ 180,000

Please note both payments were made from the Government Reserves Fund and were used to defray the cost of previous capital works undertaken by Sandy's 360 and to reduce associated debt. Funding was not used for operational expenditures. Attached are the Government Reserves Fund Financial Statements, as at March 31, 2012, for your reference.

In the case of Item 3 of your request, in August 2011, Government made a payment of \$ 807,000 to Sandy's 360 in error, as this was a duplication of the initial payments mentioned in Item 2

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above. Hence, \$ 807,000 is owed by Sandy's 360 to Government. Please note it was the intention of the former Government to recover the funds owed, by way of reducing grant funding going forward to offset the receivable, and to continue supporting the entity, as indicated on the enclosed:

- Page 6 of the 2012/13 Budget Statement;
- Page C-23 of the 2012/13 Approved Estimates of Revenue and Expenditure For the Year 2012/13 Book;
- Memorandum of Understanding, dated June 1, 2012;
- Confirmation Letter, dated September 13, 2012.

Note further, although a receivable and provision for doubtful accounts was created for the money owed, the current Government decided to cease supporting Sandy's 360 and at this time no recovery of the funds owed to Government has occurred. The Government will continue to progress this matter with the Trustees of Sandy's 360.

Additionally, Ministry of Finance confirms Sandy's 360 are in debt to Government in relation to payroll taxes, land taxes, and Social Insurance Contributions. Your application for the total amount of this debt has been regrettably denied as the record requested is an exempt record pursuant to Section 25, 26 and 37 of the Public Access to Information Act 2010. Please note Government has sought to recover these debts by pursuing its customary debt collection procedures.

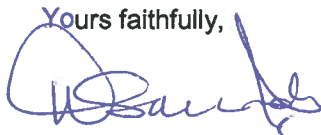
Under Section 41 of the Public Access to Information Act 2010 you have a right to an Internal Review of this decision regarding your request. You have 6 weeks from the date of receipt of this notice to request this Internal Review by writing to the public authority in question and including:

- (a) your name, address and telephone number;
- (b) a copy of your application and/or the reference number assigned to your application;
- (c) a copy of this letter; and
- (d) if so inclined, the basis on which you are requesting a review of the decision indicated.

Please note in this context 6 weeks means 42 days including weekends and public holidays.

If you have any queries about this letter please contact me and ensure to quote the reference number above.

Yours faithfully,



Denise Saunders
Information Officer

Contact Details:

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