

management of asylum procedures and the Immigration Detention Centre. The Commission will respond recommending that the establishment of the RPAT to handle the processing of migrants should be completed as a priority (including the development of any policies/regulations to guide the RPAT in its functions); and will follow up on the progress made in three months.

b. Prisons Inspection Board (PIB)

The Chairman and Manager were invited, by the Office of the Deputy Governor, to meet with Dame Anne Elizabeth Owers, DBE and Sue Bird. Dame Anne is the current UK's National Chair of the Independent Monitoring Boards and Sue Bird is a Regional IMB Chair (HMP High Down) on 29 August to inform the development of prisons inspections and monitoring obligations by the Government. The Chairman noted that the meeting was well received and that the current thinking of the Government is that the PIB will be responsible for monitoring prisons as opposed to inspecting them. The team is currently working on developing the Terms of Reference for the new PIB and Ms. Bird will be returning to Cayman to train the PIB on prison monitoring processes later in the year. It is expected that the assessment phase will be completed by the end of the year and legislative changes to the existing Prisons Law and Regulations completed in the first quarter of 2019.

c. Early Childhood Assistance Programme (ECAP)

Members discussed the policies on ECAP funding (cross referenced with those relevant ones of the Needs Assessment Unit) and agreed that there were no glaring concerns regarding the policies. Out of interest the Commission asked the Secretariat to query the percentage of children/parents who currently access ECAP services.

d. Community Presentation and Press Releases

Members were updated on various educational events which the Commission has been invited to or has recognised, and were asked to consider whether they were available to attend events as appropriate:

- i. International Literacy Day: a blurb was posted on the Commission's Facebook page in recognition of International Literacy Day on 8 September. Members were reminded that Her Majesty's Prison – Northward is holding its annual International Literacy Day celebrations on 4 October. All are invited to attend.
- ii. "Stood Up" Interscholastic Anti-bullying Fair: Members were reminded about the Fair on Saturday, 6 October between 9:00am and 1pm and the "Stood Up" Dress Down Day which takes place on Friday, 5 October. The Secretariat sponsored the cause by providing making a donation to the event and obtaining recognition shirts.
- iii. The Chairman's talk to the Taya Lounge is confirmed for Wednesday 18 October 2018. Members who are available are invited to attend.

e. Report to FCO

The Chairman advised that whilst the Commission missed the 18 September deadline to submit its comments to the Foreign and Commonwealth Office (FCO) on human rights in the Cayman Islands, the report is of significant importance to be submitted (with apologies) as a late submission.

4. New Business

a. World Mental Health Day

Members were informed that World Mental Health Day will be observed on 10 October and that the Commission will issue a message on its Facebook page to show its support. The Secretariat will liaise with relevant groups such as the Mental Health Commission and the Alex Panton Foundation to enquire about any events or activities that the group plans to hold in recognition of the day.

b. Chairman's Interview Re: Human Rights Documentary

The Chairman advised that the interview with representatives from the University College of the Cayman Islands who are filming a documentary on human rights in general, as well as focusing on freedom of expression has been rescheduled to at the request of the representatives.

c. Prison's Steering Group

The Manager advised that she has been appointed to serve on the Prison's Steering Group, in conjunction with other stakeholders, in an effort to produce the Strategic Outline Business Case to build a new prison. A trip has been arranged by the Ministry of Financial Services and Home Affairs, for the Group to travel to Scotland on 12 – 19 October to tour a number of human rights compliant prison environments.

5. Human Rights Complaints & Enquiries

a. Update on Human Rights Complaint 002/2015

Members were updated that on 17 September the complainant agreed the facts of the matter. The Commission's findings and recommendations will now be issued and the file closed. The Chairman thanked the Secretariat staff for all of their hard work and efforts to research and summarise the complaint for the Commission's consideration.

b. Update on Human Rights Complaints 019/2017 & 005/2018

The Commission was updated that a response was received from the public authority involved which advised that the matter was considered and that a decision was made. The Secretariat liaised with the complainant who confirmed that the issue has been resolved. The Commission agreed to issue correspondence to the complainant to advise that as an effective remedy has been reached, the file is now closed.

c. Human Rights Complaint 026/2018

The Commission discussed this complaint. It was agreed to issue correspondence to the relevant public authority and request it to justify the reasons for its decision in accordance with s.19- Lawful Administration of the Bill of Rights.

d. Human Rights Complaint 028/2018

The Commission discussed this complaint but agreed the matter was not only complex but the remedy sought by the complainant was one outside of the Commission's jurisdiction. The Commission agreed to correspond with the complainant to advise of their recommendation to seek legal advice and legal aid for such advice.

6. Any Other Business

Human Rights Complaint 027/2018

The Commission was informed that the Secretariat received this complaint on 12 September and has been liaising with the relevant public authority. The public authority has accepted responsibility and has now begun processing the matter. The Commission agreed the matter should be discussed at the next meeting if the public authority fails to follow through with the necessary actions.

7. Action Items

The Chairman agreed to further consider the content of the report to be submitted to the FCO.

The Secretariat was asked to:

- a. Draft correspondence to the CO of the MHR&I regarding migrants as detailed above in 3(a)(ii) and (iii);
- b. Liaise with the relevant public authorities to determine the number of children/parents who currently access ECAP services;
- c. Organise the set-up of the HRC booth and the Anti-Bullying Fair;
- d. Issue the HRC's statement Re: World Mental Health Day; and
- e. Draft correspondence or conduct research in all human rights complaints and enquiries as detailed above.

8. Items to be Discussed at the Next Meeting

- a. Blanket Detention Policy of Migrants
- b. Early Childhood Assistance Programme
- c. Community Presentations and Press Releases
- d. Chairman's Interview with UCCI
- e. Prisons Steering Group
- f. Updates/New Human Rights Complaints

9. Next Meeting

The next meeting of the HRC has been scheduled for 8 November 2018 at 2:30pm at the offices of the Commissions Secretariat.

10. Adjournment

The meeting was adjourned at 4:30pm.



James Austin-Smith
CHAIRMAN
HUMAN RIGHTS COMMISSION