

July 17, 2024

Dear FOI Manager,

Re: FOI/109448

Thank you for the response dated June 21, 2024.

I have a few follow-up questions.

Recordkeeping

I note that:

1. Item states that the Children Garden's project commenced in 2016.
2. Item 15 states that "no minutes of meetings were kept in relation to the development and operations of the Children's Garden for the years 2019, 2020, 2021, 2022, and 2023."

However:

3. An FOI from the Ministry of Finance & Economic Development dated July 17, 2024 stated that:
 - a. Procurement at that time [that works on the Children's Garden started] was governed by the Financial Regulations, which had its own requirements and approval steps. As per the "Financial Record Keeping" section, in some form would have been needed to show compliance with those regulations.

FOLLOW-UP REQUEST: Please provide documentary evidence of compliance with the regulations.

- b. "Any activity that took place after May 2018 should have records kept under the Procurement Regulations section on "Procurement Documentation."

FOLLOW-UP REQUEST: Please provide copies of the records kept from 2018 to date demonstrating compliance with the Procurement Regulations section on "Procurement Documentation."

- c. In 2022, "the CPO advised the TAB that any further procurements/contracts that were needed to continue the work should only be done after a business case was completed and funding was confirmed, as per the Procurement Act and Regulations. This document would lay out the history of the project, its current state and what was needed for completion and the appropriate procurement routes among other project details. In February 2023, a draft business case was produced by TAB.

FOLLOW-UP REQUEST: Please provide a copy of the completed business case and a copy of the minutes/resolutions approving the business case.

Information on contracted entity and conflicts of interest

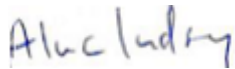
4. It is noted that MPD Construction is listed as a company carrying out work, however, this is similar to the name of a UK company (see www.mpdconstructiongroup.com).

FOLLOW-UP REQUESTS:

- (a) Please confirm whether there is a relationship between MPD Construction in the UK and the company carrying out the work on the Children's Garden?
 - (b) Please confirm whether there were any conflicts of interest between (A) any Government minister or employee and/or any member of the Cayman Islands National Attractions Authority or its predecessor and (B) any person or entity which carried out the work on the Children's Garden.
5. Please provide evidence of compliance with the gazetted Code of Conduct for Procurement.
 6. It is noted that the financial statements are signed by Patrick Thompson as a director. Please confirm all payments made directly or indirectly to Patrick Thompson from 2016 to date.

Thank you in advance for considering the follow-up requests.

Kind regards,



Alric Lindsay