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November 8, 2021

VIA EMAIL

Office of the High Commissioner for Human Rights  
Palais Des Nations  
1211 Geneva 10  
Switzerland  
registry@ohchr.org

Re: Response to Joint Communication from Special Procedures – Ref: AL OTH  
188/2021

Dear Mesdames/Sirs:

It has come to our attention that the United Nations Office of the High Commissioner for Human Rights (“OHCHR”) has recently posted on its website several of the original communications and responses it has received concerning the Barbuda Ocean Club (Ref: AL OTH 188/2021). See <https://spcommreports.ohchr.org/TmSearch/RelCom?code=ATG%201/2021>.

The website suggests that the OHCHR has made a distinction between Discovery Land Company and PLH (Barbuda) Limited (“PLH”), noting in particular that the OHCHR has received a response from the latter but not the former. Please be advised that this is incorrect. The document that was submitted to the OHCHR on August 20, 2021 in response to the Joint Communication from the Special Procedures Branch, dated June 22, 2021, was meant to be a joint response from *both* PLH and Discovery Land Company. Indeed, as discussed in our August 20, 2021 submission, the Discovery Land Company is the main developer of the PLH (Barbuda) Limited project and represents the project stakeholders.

In light of the foregoing, we respectfully ask that you amend your records and note on your website that a response was filed by Discovery Land Company (Ref. No. OTH 187/2021), including by attaching a link to the letter that was sent to the OHCHR on August 20, 2021 (i.e., the same link as appears for PLH (Ref. No. OTH 188/2021)).

In addition, we were able to observe on your website certain communications between the OHCHR and the Government of the Bahamas and Bahamas Hot Mix Co. Ltd., respectively,

concerning the alleged impacts of the development of an airport on the population of Barbuda. Ref Nos. BHS 1/2021 and OTH 191/2021. Please be advised that the development of the airport on Barbuda is not part of the project to develop the Barbuda Ocean Club. Indeed, the projects are separate and distinct from one another and should not be conflated. Thus, we respectfully ask that you separate the correspondence related to these separate matters to avoid confusion and potential harm and prejudice to our clients.

Thank you for our consideration, and please do not hesitate to contact us should you have any questions.

Kind regards,



Nicole Y. Silver

cc: High Commissioner Michelle Bachelet Jeria  
Beatriz Balbin, Chief, Special Procedures Branch  
David R. Boyd, Special Rapporteur  
Dante Pesce, Chair-Rapporteur  
Karima Bennoune, Special Rapporteur  
Saad Alfarargi, Special Rapporteur  
Michael Fakhri, Special Rapporteur  
Pedro Arrojo-Agudo, Special Rapporteur