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AANKONDIGING

Bij exploit dd. **26ste. mei 2016**, afschrift waarvan is gelaten aan de Off. van Justitie op St. Maarten, heb ik, Solange M. APON, deurwaarder op St. Maarten, alhier. ten verzoeken van **Enertech SARL**, gedomicilieerd ten kantore van mr. Lucas Berman op St. Maarten, aan **L'Esperance & de kapitein Esteban**, zonder bekend vestiging binnen of buiten St. Maarten. **BETEKEND** een verzoekschrift met de daarop door het Gerecht in Eerste Aanleg, zittingsplaats St. Maarten, gestelde beschikking dd. 11de. mei 2016, alsmede een uit die beschikking door de ondergetekende deurwaarder opgemaakt proces-verbaal van 26ste mei 2016, houdende conservatoir beslag als in voormeld proces-verbaal omschreven.

De deurwaarder S.M. APON

AANKONDIGING

Bij exploit dd. **1ste. mei 2016**, afschrift waarvan is gelaten aan de Off. van Justitie op St. Maarten, heb ik, Solange M. APON, deurwaarder op St. Maarten, alhier. ten verzoeken van **Tamarind Home Owners Association**, gedomicilieerd ten kantore van mr. Kim Huisman op St. Maarten, aan **Monika Kohl-Dobo**, zonder bekend vestiging binnen of buiten St. Maarten. **BETEKEND** een verzoekschrift met de daarop door het Gerecht in Eerste Aanleg, zittingsplaats St. Maarten, gestelde beschikking dd. 26ste. mei 2016, alsmede een uit die beschikking door de ondergetekende deurwaarder opgemaakt proces-verbaal van 31ste mei 2016, houdende conservatoir beslag als in voormeld proces-verbaal omschreven.

De deurwaarder S.M. APON

OPROEPING

Bij exploit dd. **5 april 2016**, afschrift waarvan is gelaten aan de Off. van Justitie op St. Maarten, heb ik, *Solange M. APON*, deurwaarder op St. Maarten, alhier. Opgeroepen: **Rosita Joseph**, zonder bekende woon of verblijfplaats, aan de om op **maandag de 15 augustus 2016 te 09:00** uur voormiddag ter terechtzitting van het gerecht in eerste aanleg op St. Maarten, ten Raadhuize aan de Frontstreet # 58 te Philipsburg alhier te verschijnen, voor de behandeling van vorenbedoelde zaak **Jose Antonio Jean**, (E 27/16)

De deurwaarder S.M. APON

AANKONDIGING

Bij exploit dd. **1ste. mei 2016**, afschrift waarvan is gelaten aan de Off. van Justitie op St. Maarten, heb ik, *Solange M. APON*, deurwaarder op St. Maarten, alhier. ten verzoeken van **Tamarind Home Owners Association**, gedomicilieerd ten kantore van *mr. Kim Huisman* op St. Maarten, aan **Monika Kohl-Dobo**, zonder bekend vestiging binnen of buiten St. Maarten. **BETEKEND** een verzoekschrift met de daarop door het Gerecht in Eerste Aanleg, zittingsplaats St. Maarten, gestelde beschikking dd. **26^{ste}. mei 2016**, alsmede een uit die beschikking door de ondergetekende deurwaarder opgemaakt proces-verbaal van **31^{ste} mei 2016**, houdende conservatoir beslag als in voormeld proces-verbaal omschreven.

De deurwaarder S.M. APON

ECHTSCHIEDING

Bij exploit dd. **31^{ste} mei 2016**, afschrift waarvan is gelaten aan de Officier van Justitie op St. Maarten, heb ik, *Solange M. APON*, deurwaarder op St. Maarten, alhier, ten verzoeken van **Patrick Augustin**, wonende op St. Maarten aan **Marie Ruphemia Goring**, zonder bekende woon of verblijf plaats, **BETEKEND** een grosse van een **VONNIS (E 110/2015)** van het Gerecht in Eerste Aanleg, zittingsplaats St. Maarten, van **14 maart 2016**, waarbij de echtscheiding tussen partijen voornoemd is uitgesproken met bevel van gemeld vonnis aan de inhoud daarvan te voldoen.

De deurwaarder S.M. APON

COEUR GLAMOUR N.V.

In liquidatie, gevestigd te Sint Maarten

Bij besluit van de op 1 juni 2016 gehouden Algemene Vergadering van Aandeelhouders is besloten tot ontbinding der vennootschap per 1 juni 2016

De Vereffenaar

AANKONDIGING

Ter Griffie van het Gerecht in Eerste Aanleg van Sint Maarten is op 24 mei 2016 een aanvraag tot het verkrijgen van **SURSEANCE VAN BETALING** ingediend door **JMC INVESTMENTS HOLDINGS INTERNATIONAL N.V.**, gevestigd en kantoorhoudende te Umbrella Cactus Drive # 10 te Bov. Prinsen Kwartier op Sint Maarten.

Ingevolge beschikking dd. 3 juni 2016 van de Rechter in voormeld Gerecht - waarbij aan voornoemde naamloze vennootschap voorlopig surseance van betaling werd verleend, met benoeming van de advocaat mr. M.R.B. Gorsira advocaat bij het advocaten kantoor VanEps Kunneman van Doorne gelegen aan de Harbour View Office Complex B-Unit # 15 te Philipsburg op Sint Maarten tot bewindvoerder teneinde met genoemde naamloze vennootschap het beheer over diens zaken te voeren - roep ik alle schuldeisers van de naamloze vennootschap voornoemd op om op, **maandag, 22 augustus 2016 te 09.30 uur** in de zittingszaal van het Gerecht voormeld in het Gerechtsgebouw aan de Voorstraat op Sint Maarten te verschijnen, teneinde – alvorens beslist wordt omtrent het definitief verlenen van de gevraagde surseance van betaling - op voormelde aanvraag te worden gehoord.

Sint Maarten, 3 juni 2016.

De Griffier bij voormeld Gerecht,
J.J. Evers-Maria.

AANKONDIGING

Ter Griffie van het Gerecht in Eerste Aanleg van Sint Maarten is op 24 mei 2016 een aanvraag tot het verkrijgen van **SURSEANCE VAN BETALING** ingediend door **HYPNOTIC HOTEL & ENTERTAINMENT N.V.**, gevestigd en kantoorhoudende te Umbrella Cactus Drive # 10 te Bov. Prinsen Kwartier op Sint Maarten.

Ingevolge beschikking dd. 3 juni 2016 van de Rechter in voormeld Gerecht - waarbij aan voornoemde naamloze vennootschap voorlopig surseance van betaling werd verleend, met benoeming van de advocaat mr. M.R.B. Gorsira advocaat bij het advocaten kantoor VanEps Kunneman van Doorne gelegen aan de Harbour View Office Complex B-Unit # 15 te Philipsburg op Sint Maarten tot bewindvoerder teneinde met genoemde naamloze vennootschap het beheer over diens zaken te voeren - roep ik alle schuldeisers van de naamloze vennootschap voornoemd op om op, **maandag, 22 augustus 2016 te 09.30 uur** in de zittingszaal van het Gerecht voormeld in het Gerechtsgebouw aan de Voorstraat op Sint Maarten te verschijnen, teneinde - alvorens beslist wordt omtrent het definitief verlenen van de gevraagde surseance van betaling - op voormelde aanvraag te worden gehoord.

Sint Maarten, 3 juni 2016.

De Griffier bij voormeld Gerecht,
J.J. Evers-Maria.

Condensed Balance Sheet
CENTRALE BANK VAN CURAÇAO EN SINT MAARTEN

March 2016

(millions of NAf.)

Assets	Difference compared to		Liabilities	Difference compared to	
	31-Mar-16	29-Feb-16		31-Mar-16	29-Feb-16
Claims on nonresidents	3,517.8	36.4	Liabilities to nonresidents	393.5	9.0
Gold	930.9	1.6	Deposits of nonresidents in foreign currency	393.5	9.0
Official reserves	2,559.5	34.8			
Other	27.5	0.0			
Domestic assets	587.9	-84.3	Domestic liabilities	2,821.6	-59.4
			Currency in circulation	451.5	16.9
Claims on the government	0.0	-0.2	Government deposits	464.5	-5.1
Government paper in portfolio	0.0	-0.2	Government of Curacao	364.9	-4.6
Government agencies and institutions	0.0	0.0	Government of Sint Maarten	33.9	-0.5
Other	0.0	0.0	Former Central Government	65.3	0.0
			Government agencies and institutions	0.4	0.0
Claims on deposit money banks	97.8	-72.5	Liabilities to deposit money banks	1,788.3	-71.0
Current account balances	97.8	-72.5	Current account balances	490.2	8.0
			Certificates of Deposit	230.7	19.9
			Required reserves	1,067.3	-99.0
Claims on other sectors	490.1	-11.7	Liabilities to other sectors	117.3	-0.2
Other assets	490.1	-11.7	Deposits of other residents	63.2	0.8
			Other liabilities	54.0	-1.0
			Capital and reserves	890.6	2.5
Total assets	4,105.7	-48.0	Total liabilities	4,105.7	-48.0

During the month of March 2016, the Bank continued to direct its monetary policy at tightening the surplus in the money market by auctioning more certificates of deposit (CDs). As a result, the outstanding amount of CDs rose by NAf.19.9 million. Meanwhile, the Bank maintained the percentage of the reserve requirement at 18.00%. However, as of March 1, 2016, the Bank does not apply anymore the reserve requirement on commercial banks that fall under the emergency rule. As a consequence, the required reserves dropped by NAf.99.0 million.

Base money¹ increased by NAf.24.9 million as a result of increases in the current account balances of the commercial banks (NAf.8.0 million) and the currency in circulation (NAf.16.9 million). The rise in currency in circulation can largely be explained by the higher demand for cash by the public during the holidays in March. The increase in the current account balances was caused primarily by the net sale of foreign exchange by the commercial banks to the Bank, mitigated by the higher

¹ The sum of currency in circulation and the current account balances of the commercial banks at the Bank.

amount of outstanding CDs. Furthermore, part of the short-term credit that was extended to the commercial banks by the Bank was repaid. This repayment explains the decline by NAf.72.5 million in the item "Claims on deposit money banks" on the assets side of the balance sheet and was related primarily to the abolishment of the reserve requirement for banks under the emergency rule.

The item "Liabilities to nonresidents" increased by NAf.9.0 million largely as a result of transfers carried out by commercial banks in Bonaire to their accounts at the Bank.

The net position of the government with the Bank worsened by NAf.5.1 million due mainly to a transfer of funds by the government of Curaçao from its account with the Bank towards its account at a commercial bank.

The item "Claims on other sectors" decreased by NAf.11.7 million due to, among other things, the repayment of debt securities held by the Bank that were issued by Sint Maarten Harbour Finance N.V. and Integrated Utility Holding N.V. Finally, the item "Official reserves" rose by NAf.34.8 million due largely to the aforementioned net sale of foreign exchange by the commercial banks to the Bank.

Willemstad, April 20, 2016

Centrale Bank van Curaçao en Sint Maarten

Condensed Balance Sheet
CENTRALE BANK VAN CURAÇAO EN SINT MAARTEN

April 2016

(millions of NAf.)

Assets	30-Apr-16	Difference compared to 31-Mar-16	Liabilities	30-Apr-16	Difference compared to 31-Mar-16
Claims on nonresidents	3,684.8	167.0	Liabilities to nonresidents	432.8	39.3
Gold	967.5	36.6	Deposits of nonresidents in foreign currency	432.8	39.3
Official reserves	2,689.9	130.4			
Other	27.5	0.0			
Domestic assets	620.5	33.6	Domestic liabilities	2,946.0	124.4
			Currency in circulation	460.1	8.5
Claims on the government	0.0	0.0	Government deposits	417.5	-47.1
Government paper in portfolio	0.0	0.0	Government of Curacao	319.0	-45.9
Government agencies and institutions	0.0	0.0	Government of Sint Maarten	32.8	-1.2
Other	0.0	0.0	Former Central Government	65.3	0.0
			Government agencies and institutions	0.4	0.0
Claims on deposit money banks	126.6	28.8	Liabilities to deposit money banks	1,935.8	147.5
Current account balances	126.6	28.8	Current account balances	615.7	125.5
			Certificates of Deposit	240.8	10.1
			Required reserves	1,079.3	12.0
Claims on other sectors	493.9	4.8	Liabilities to other sectors	132.6	15.4
Other assets	493.9	4.8	Deposits of other residents	78.4	15.2
			Other liabilities	54.2	0.2
			Capital and reserves	926.5	37.0
Total assets	4,305.3	200.6	Total liabilities	4,305.3	200.6

During the month of April 2016, the Bank continued to direct its monetary policy at tightening the surplus in the money market by auctioning more certificates of deposit (CDs). As a result, the outstanding amount of CDs rose by NAf.10.1 million. Meanwhile, the Bank maintained the percentage of the reserve requirement at 18.00%. Nevertheless, the amount of required reserves increased by NAf.12.0 million due to the higher base amount² upon which it is calculated.

Base money³ increased by NAf.134.0 million as a result of increases in the current account balances of the commercial banks (NAf.125.5 million) and the currency in circulation (NAf.8.5 million). The current account balances rose primarily because of the net sale of foreign exchange by the commercial banks to the Bank, which also explains the increase of the item "Official reserves" at the assets side of the balance sheet (NAf.130.4 million). In addition, USONA⁴ transferred funds from its account at the Bank towards its account at a commercial bank. The increase in the current account balances of the commercial banks was mitigated by the higher amounts of outstanding CDs and required reserves. Furthermore, the Bank provided short-term liquidity to the commercial banks during the month of April 2016, reflected by an increase in the item "Claims on deposit money banks" by NAf.28.8 million.

The item "Liabilities to nonresidents" grew by NAf.39.3 million due mainly to an increase in the current account balance of the Dutch Ministry of the Interior and Kingdom Relations (BZK) at the

² The base amount is equal to the commercial banks' domestic liabilities -/- long term deposits.

³ The sum of currency in circulation and the current account balances of the commercial banks at the Bank.

⁴ USONA is the foundation in charge with the construction of the new hospital in Curaçao.

Bank related to interest payments on debt securities issued by the governments of Curaçao and Sint Maarten that are held by the Dutch State, and transfers carried out by commercial banks in Bonaire to their accounts with the Bank.

Meanwhile, the net position of the governments with the Bank worsened by NAf.47.1 million due mainly to the aforementioned interest payments by the governments of Curaçao and Sint Maarten. In addition, the government of Curaçao transferred funds towards USONA related to the construction of the new public hospital in Curaçao, which is reflected of the increase by NAf.15.2 million in the item "Deposits of other residents." Part of these funds was subsequently transferred towards an account at a commercial bank.

Finally, the item "Gold" on the assets side of the balance sheet increased by NAf.36.6 million as a result of a higher market value at the balance sheet date compared to the end of March 2016. The increase in the item "Capital and reserves" on the liabilities side of the balance sheet was related to the rise in the market value of gold.

Willemstad, May 30, 2016

Centrale Bank van Curaçao en Sint Maarten

No. 204-15MB/JUS



BESLUIT VAN DE MINISTER VAN JUSTITIE

De Minister van Justitie,

Gelet op:

Artikel 5, vierde lid, van het Reclasseringsbesluit 1953;

Gezien:

- De bereidverklaring van 4 april 2014 van de Stichting Justitiële Inrichtingen Bovenwinden;
- Het advies van 20 mei 2016 van het Centraal College voor de Reclassering, houdende het advies over de voorgenomen aanvaarding van de bereidverklaring van de Stichting Justitiële Inrichtingen Bovenwinden;

BESLUIT:

Artikel 1

De afgelegde bereidverklaring van de Stichting Justitiële Inrichtingen Bovenwinden, als bedoeld in de artikelen 1 en 4, eerste lid, van het Reclasseringsbesluit 1953, te aanvaarden.

Artikel 2

Dit besluit treedt in werking met ingang van de dag van ondertekening en wordt in de Landscourant geplaatst.

Philipsburg,

De Minister van Justitie,

Edson G. Kirindongo

Afschrift aan:

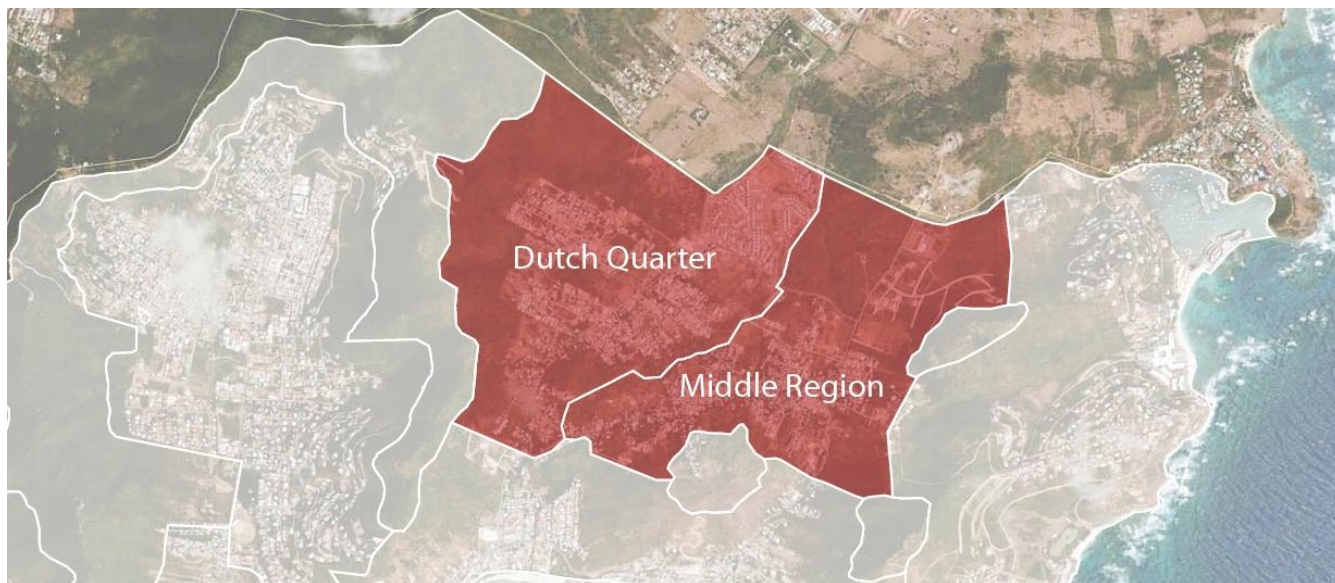
- Het Centraal College voor de Reclassering;
- Het hoofd van de afdeling Justitiële Zaken (MvJ);
- De betrokkenen.



**Ministerie van Volkshuisvesting,
Ruimtelijke Ordening, Milieu
en Infrastructuur**
Ministry of Public Housing, Spatial Planning,
Environment and Infrastructure

#16 Tamarindesteeg
Philipsburg,
Sint Maarten
T: 542-4289
F: 543-7817

AANKONDIGING – OPENBARE HOORZITTING
Voorontwerp ontwikkelingsplannen Dutch Quarter en Middle Region



In lijn met de Landsverordening ruimtelijke ontwikkelingsplanning (AB 2013, GT no.144) kondigt de Minister van VROMI een openbare hoorzitting aan betreffende de voorontwerp ontwikkelingsplannen Dutch Quarter en Middle Region. De ontwikkelingsplannen (ook wel bestemmingsplannen genoemd) vormen het kader voor ruimtelijke ontwikkelingen voor zover deze betrekking hebben op het bouwen en gebruik van grond en opstallen.

Iedereen is uitgenodigd en de aanwezigen worden in de gelegenheid gesteld om hun mening over de plannen kenbaar te maken, tijdens de openbare hoorzitting op:

Dinsdag, 28 juni 2016, vanaf 19:00 u.
Bij het Belvedere Community Center
Belvedere Estate Road nr. 3

Met inachtneming van de opmerkingen op het voorontwerp zal vervolgens het ontwerp ontwikkelingsplan voor een periode van 30 dagen ter inzage worden gelegd. De ter inzage legging zal eveneens bekend worden gemaakt.

De Minister van VROMI

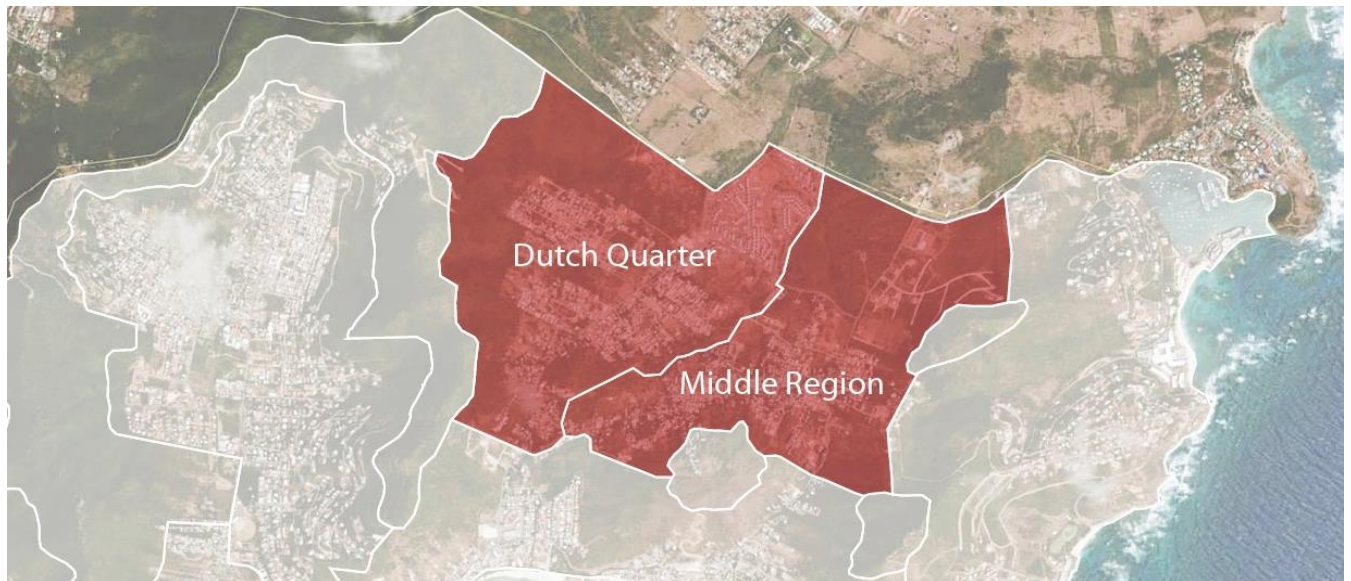
Angel C. Meyers



**Ministerie van Volkshuisvesting,
Ruimtelijke Ordening, Milieu
en Infrastructuur**
Ministry of Public Housing, Spatial Planning,
Environment and Infrastructure

#16 Tamarindesteeg
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ANNOUNCEMENT – PUBLIC HEARING
Preliminary draft development plans Dutch Quarter and Middle Region



In accordance with the National Ordinance on Spatial Development Planning (AB 2013, GT no. 144) the Minister of VROMI hereby announces a public hearing with respect to the preliminary draft development plans Dutch Quarter and Middle Region. The development plans (in popular terms zoning plans) will guide the future spatial development where it relates to land use and building regulations.

Everyone is invited to share their thoughts/concerns with us based on the presentation of the plans, on:

Tuesday, June 28, 2016 starting at 7 PM
Belvedere Community Center
Belvedere Estate Road #3

Taking into account the comments voiced during the public hearing, the hearing will be followed by the placement of the draft development plans for a period of 30 days for public review. The public review of the draft development plans will be announced accordingly.

The Minister of VROMI

Angel C. Meyers

Upon this eleventh day of March, two thousand and sixteen, came and appeared before me, Marlène Françoise Mingo, LL.M., a civil law notary, established on Sint Maarten, herein referred to as "notary" or "civil law notary":

Mister DONALD RECALDO HUGHES, according to his declaration, a businessman, not married, born in Saint Kitts, on July fourteenth, nineteen hundred and fifty-three, who identified himself with a passport, issued on Sint Maarten, under number NT09HRKP4 and residing at Krythoffsteeg # 12, Philipsburg, Sint Maarten.

WHEREAS based on a resolution of the board of meeting of the party, that took place on Friday November thirteenth, two thousand and fifteen, the present and outgoing board decided to mandate and authorize the appearer to sign on behalf of the association: PEOPLE'S PROGRESSIVE ALLIANCE ASSOCIATION, established on Sint Maarten, hereinafter referred to as the "association" or "Party", for a proper completion of the amendments of the articles of incorporation of the aforementioned association.

WHEREAS based on a Resolution of the Congress of the Party, which board meeting of the party took place on Friday November thirteenth, two thousand and fifteen, the present and outgoing Governing Board is authorized to execute and do whatever is deemed necessary, to amend the Articles of Incorporation of the aforesaid association in such a manner that the Articles of Incorporation shall comply with National Ordinance of Registration and Finances of Political Parties (in Dutch: "Landsverordening Registratie en Financiën Politieke Partijen"), which shall be set forth hereinafter, and that the appearer has been authorized, at the aforesaid Governing Board's meeting to amend the deed of the Articles of Incorporation.

NOW THEREFORE the appearer is authorized to execute and sign for the amendments and to do whatever may be required for a proper completion of the amendments of the articles of incorporation of the aforementioned association.

The authorization appears from a copy of the minutes of the abovementioned, a copy of which after being authenticated, shall be attached to the original of this instrument.

The appearer, acting as aforementioned, furthermore declared to amend the articles of incorporation of the association, in such a manner that the present complete deed of the articles of incorporation will be amended and worded henceforth as follows:

"NAME, SEAT, DURATION, AND PARTY COLOR OF THE ASSOCIATION

Article 1

The association bears the name:

"PEOPLE'S PROGRESSIVE ALLIANCE ASSOCIATION".

The association can be abbreviated and shall also be known as: "P.P.A.", hereinafter referred to as the "Association" or "Party".

Article 2

The Association is established on Sint Maarten.

Article 3

The Association is established for an unlimited period of time.

Article 4

The color of the Party is ORANGE.

FINANCIAL/FISCAL YEAR OF THE ASSOCIATION

Article 5

The financial year of the Association coincides with the calendar year.

OBJECTIVES

Article 6

1. To form a political platform to seek representation in governing bodies on the Island of Sint Maarten, in order to build a safer, stronger and better governed island nation Sint Maarten, with educational, social, cultural and economic tools to enable its entire population, those born or to be born in Sint Maarten, to grow with confidence and trust in harmony within the changing times;
2. The Party's primary objectives are the development and well-being of Sint Maarten which shall be achieved by assuring:
 - a. That the Party partakes in elections for public office in compliance with the rules and obligations as stipulated in the National Ordinance of Registration and Finances of Political Parties (in Dutch: "Landsverordening Registratie en Financiën Politieke Partijen). An application for registration of the political party shall be submitted in writing to the Electoral Council within the term as stipulated by the National Ordinance of Registration and Finances of Political Parties, prior to the postulation of the Party's candidates;
 - b. That the citizens and the community of Sint Maarten are represented in public office;
 - c. That every citizen in the community of Sint Maarten is secured and enjoys a level of existence that meets all their basic and primary needs as human beings;
 - d. That the economic growth of Sint Maarten is protected, maintained and enhanced;
 - e. That the rights and dignity of every citizen are respected;
 - f. That all forms of discrimination are rejected;
 - g. That the living standards and human values in our community be of primary concern;
 - h. That the fundamentals of our legal system are adhered to and protected at all times;
 - i. That the Party serves the entire community of Sint Maarten through fairness, respect and decisive actions;
 - j. That the Party strives to achieve the greatest level of independence, self governance and self determination for Sint Maarten within the given constitutional structure and system.

3. The objectives of the Party shall come under periodic review during the Party Congress thereby ensuring that the Party shall, at all times, be in close concert with the needs and requirements of the population of Sint Maarten.

4. The objectives and all changes and adaptations to the objectives of the Party shall be presented by the Governing Board in the Party Congress. The Governing Board will draft and present a political program on the changes and amendments, of the objectives and have the political program publicized, within the required period of time, as stipulated in the National Ordinance of Registration and Finances of Political Parties (in Dutch: "Landsverordening Registratie en Financiën Politieke Partijen). The Party commits itself to have its political program publicized no later than on the date of the postulation of candidates for any elections for all legislative bodies on Sint Maarten. The Party will send its political program to the Electoral Council at least two (2) weeks before the mentioned or announced date of postulation of its candidates.

MEANS

Article 7

1. The Party shall achieve its objectives by all legal means and, in particular, through:
 - a. Taking part in any elections for all legislative bodies on Sint Maarten and/or for the State and/or country Sint Maarten;
 - b. Organizing members of our community in activities designed to achieve the objectives of the Party;
 - c. Developing and following the Party's action programs designed to achieve the objectives of the Party;
 - d. Involving itself in all legal activities within the community;
 - e. Convening meetings, conferences and all other means of public contact for the purpose of disseminating information;
 - f. Supporting, printing and endorsing all forms of written publications;
 - g. Utilizing all forms of media to expound on the objectives of the Party;
 - h. Utilizing all other legally permissible means and resources for the achievement of its objectives.

MEMBERSHIP

Article 8

1. The membership of the Party shall consist of:
 - a. Party Members
 - b. Honorary Members
 - c. Supporters
2. Party Members are:

All registered citizens of Sint Maarten, who hold the Dutch nationality, must be at least eighteen (18) years of age and must not be disenfranchised pursuant to article 48 sub 2 of the Constitution

of Sint Maarten, and have been accepted into the Party based on the provisions as stipulated in article 9 of the articles of incorporation of the Party and in accordance with the Bylaws and meet all requirements to be eligible to vote in any elections for all legislative bodies on Sint Maarten.

3. Honorary members are:

a. Natural persons, who have been appointed as such because of their extraordinary merit to the Party and/or the community of Sint Maarten;

b. Associations, Foundations or Corporations who have been appointed as such because of their extraordinary merit to the Party and/or the community of Sint Maarten and who have been approved by the Governing Board.

4. Supporters are:

Natural persons, Associations, Foundations or Corporations who support the Party financially or through other legal means in compliance with the National Ordinance of Registration and Finances of Political Parties (in Dutch: "Landsverordening Registratie en Financiën Politieke Partijen) and are approved by the Governing Board.

RIGHTS, DUTIES AND MEMBERSHIP

Article 9

1. Only Party Members shall carry the right to vote within the Party.

2. Honorary Members and Supporters may be called upon by the Governing Board to serve in an advisory or consultative capacity.

3. The Governing Board, acting in accordance with the articles of incorporation and the Bylaws, shall decide on all matters with reference to the Party Members.

4. The decision on admission, rejection or termination of membership shall be handled in a meeting of the Governing Board especially convened for that purpose;

5. The membership is personal and not transferable.

6. Substantial and/or fundamental changes in the nature or business of Honorary Members or Supporters shall be grounds for review of membership by the Governing Board;

7. Party members have the obligation to:

a. Attend Party meetings on a regular basis;

b. Pay the annual membership dues;

c. Assist in fundraising efforts of the Party;

d. Conduct themselves in a decent exemplary manner at all times;

e. Render support to the governing institutions of Sint Maarten;

f. Express a readiness to be jointly committed to enhance the of the Party;

g. Express the commitment to work in the best interest of Sint Maarten and its people;

h. To adhere to the obligations as stipulated in the articles of incorporation and the Bylaws of the Party, as failure to comply with the articles of incorporation and/or the Bylaws of the Party, can lead to suspension and/or termination of the membership in accordance with article 10 of the articles of incorporation of the Party.

SUSPENSION, TERMINATION OF MEMBERSHIP

Article 10

1. The Governing Board shall decide in all cases of membership acceptance, suspension, termination and re-acceptance.
2. The Governing Board may suspend or terminate, a membership when it has been deemed in the Governing Board's opinion, that such member has failed to comply with the articles of incorporation and/or Bylaws of the Party or actions by a member has been deemed by the Governing Board to not be in the best interest of the Party and/or the community of Sint Maarten, and where the image of the Party has been damaged. The decision to suspend or terminate membership shall be substantiated in writing.
3. During the period that a Party Member has been suspended, all rights and benefits of membership shall also be suspended and not made available.
4. A suspended Party Member may apply for acceptance at the end of the suspension period.
5. A terminated Party Member may re-apply for membership at the end of a one (1) year period, which period of one (1) year shall be effective and commence on the date of the termination in writing.
6. Termination of membership shall further end by:
 - a. Death of a Party Member;
 - b. Written resignation of the membership by a Party Member, sent to the Governing Board;
 - c. Cancellation in writing by an Honorary Membership or a Supporter.

FINANCES

Article 11

1. The finances of the Party shall consist of:
 - a. The initial amount that has been set aside at the formation of the Party;
 - b. Gifts, grants, donations, testations and legacies subject to the rules and regulations of the Federal Ordinance of Registration and Finances of Political Parties (in Dutch: "Landsverordening registratie en financiën politieke partijen");
 - c. Income from activities organized by the Party;
 - d. Annual membership contributions by the Party Members;
 - e. Acceptance of funding from all legal sources;
 - f. Other legally acquired income.

2. Annual Membership Dues by Party Members, which amount is determined annually, will be decided on by a majority of vote during the Party Congress. Honorary Members and Supporters are excluded from paying Annual Membership Dues.
3. There shall be an annual general meeting of the Governing Board and the Executive Committee, to be held no later than two (2) months after each consecutive fiscal year in which meeting the following shall be carried out:
 - a. A report shall be given by the Executive Committee to the Governing Board concerning the foregoing fiscal year.
 - b. The President and the Treasurer of the Governing Board shall give account of the financial management of the funds and finances of the Association during the preceding fiscal year. The aforementioned President and the Treasurer of the Governing Board are responsible for the signing of checks and financial instruments.
 - c. The Treasurer of the Executive Committee shall submit a budget for the new fiscal year to the President of the Governing Board. The President of the Governing Board shall request the Governing Board for approval of the aforementioned budget for the new fiscal year. The annual general meeting of the Governing Board and the Executive Committee is called by the Executive Committee and shall convene in the third quarter of the year.
 - d. Each year before the first day of April, the Party shall submit to the Electoral Council an annual report containing at least the following data:
 1. The composition of the Board during the year;
 2. The number of contributing members at the beginning and end of that year;
 3. The amount of the contribution for that year;
 4. The activities undertaken by the Party in that year.
 - e. The aforementioned annual report as mentioned under d. is accompanied by a financial report, which financial report, in conformity with the National Ordinance of Registration and Finances of Political Parties, should at least include:
 1. The capital at the beginning and the ending of each fiscal year;
 2. An itemized statement of income and expenditure and a statement by an auditor on the accuracy and fairness of the financial report;
 3. Donations of more than ANG 5,000.00 or more, other than derived from a natural person;
 4. The total amount of received gifts, donations and/or grants, other than the annual contributions from the members of the Party.
 - f. The Treasurer of the Governing Board shall keep all financial records which shows the rights and obligations at all times, as well as the records of all payments and receipts. The administration and the supporting documents and information shall be kept for a period of at least five (5) years.

GOVERNING BOARD

Article 12

1. The management and direction of the Party is determined by the Governing Board. The Governing Board is elected to office by a majority of vote during the Party Congress and in accordance with the terms and conditions as stipulated in these articles of incorporation of the Party.
2. The Governing Board shall consist of an odd number of a minimum of three (3) and a maximum of eleven (11) members among which there shall be a President, Vice-President, Secretary General, Treasurer and a maximum of seven (7) Officers.
3. The members of the Governing Board shall designate those persons to serve in the capacity of Vice - President, Secretary General and Treasurer.
4. Specific titles denoting roles and/or duties may be assigned to the Officers.
5. In the absence of the President at meetings of the Governing Board, the Vice-President shall preside. In the absence of the President and the Vice-President at meetings of the Governing Board, either the Secretary General or the Treasurer shall preside.
6. All members of the Governing Board shall be of legal age and shall further be Party Members .
7. The Governing Board is charged with the responsibility of adopting and/or amending the Bylaws of the Party.
8. All resolutions of the Governing Board shall be adopted by simple majority in a meeting where a minimum of one half (1/2) of the Governing Board members are present unless otherwise stipulated in this deed. Included in this one half (1/2) shall be two (2) members of the Executive Committee. In those meetings where a minimum of one half (1/2) of the Governing Board, including two (2) members of the Executive Committee are not present, a second meeting shall be called to vote on the proposed resolutions. In this second meeting, the proposed resolutions shall be voted upon regardless of the number of Governing Board and/or Executive Committee members present.
9. Members of the Governing Board shall be dismissed under the following stipulation:
 - a. A Governing Boardmember submitting a request for this;
 - b. By demise of the Governing Boardmember;
 - c. If a Governing Boardmember loses his/her domicile on Sint Maarten and his/her Dutch nationality;
 - d. A Governing Boardmember having reached the age of seventy (70) years;
 - e. If a Governing Boardmember is, or has been convicted, of a criminal offence by a court decision on Sint Maarten (or anywhere else in the world) that has become final, or if a disciplinary measure has been taken as a result by a Court Decision imposing the deprivation of a Governing Boardmember;
 - f. If a Governing Boardmember has been placed in receivership, declared bankrupt, granted moratorium on payments;
 - g. If the Governing Boardmember has become legally incapacitated in any way possible (including illness or disorder), of which the Governing Boardmember is obliged to inform the Governing Board of the Association in writing.

EXECUTIVE COMMITTEE

Article 13

1. The Executive Committee consists of a President, a Secretary General and a Treasurer, which will be appointed by the Governing Board.
2. The Executive Committee represents the Governing Board.
3. The Executive Committee is responsible for the daily operations of the Party.
4. The Executive Committee is further entrusted with:
 - a. Responsibility for convening meetings of the Governing Board;
 - b. Responsibility for convening the Party Congress;
 - c. Implementing decisions taken by the Governing Board and the Party Congress;
 - d. Making decisions on behalf of the Party.
5. The Executive Committee may request the Party Leader to call meetings of the Party Council. The President of the Executive Committee shall attend meetings of the Party Council.
6. The Executive Committee shall preside over the elections for the Party Leader in accordance with article 19.
7. The Executive Committee may be charged with specific functions and entrusted with additional powers from time to time as determined by the Governing Board.

REPRESENTATION

Article 14

The Party or the Association shall judicially and extra-judicially be jointly represented by the President and one (1) other member of the Executive Committee.

Article 15

1. Advisory Councils may be established from time to time by the Executive Committee and shall report to the Executive Committee;
2. The purpose, function and term of an Advisory Council shall be determined by the Executive Committee.
3. Persons serving on an Advisory Council shall not necessarily be Party Members.

Article 16

1. The Nomination Committee shall be established by the Executive Committee and will be charged with compiling the list of candidates for any elections for the legislative bodies on Sint Maarten;
2. The Nomination Committee shall consist of active members who have made significant and/or extraordinary contribution towards the realization and development of the party;
3. The Nomination Committee shall be an odd number of a minimum of three (3) and a maximum of seven (7) members;

4. The Party Leader is member and Chairman of the Nominating committee and shall call meetings of the Nomination Committee and determine agenda points. The other members of the Nomination Committee are appointed by the Executive Committee;
5. The Nomination Committee shall compile the list of candidates for any elections for all legislative bodies on Sint Maarten;
6. All candidates that feature on the definite list of candidates must submit to the Nomination Committee a declaration signed by the candidate that he/she will not act in contravention of the provisions of the National Ordinance Registration and Finances Political Parties during the election campaign;
7. Candidates shall be evaluated on the following criteria, including any others specified within the call for candidates;
 - a. Eligibility to participate in the election for members of any legislative body;
 - b. Qualifications and experience, including unique desired skills;
 - c. Past contributions to the party and other organizations;
 - d. Referral or reference from members;

TERM

Article 17

Members of the Governing Board shall serve a two (2) year term.

1. Outgoing Governing Board members are immediately eligible for re-election.
2. Temporary openings on the Governing Board shall be filled by persons designated by the Governing Board. Persons so designated shall serve until the end of the term for the Governing Board.

VOTING

Article 18

1. The Governing Board is elected in the Party Congress from a slate specifically prepared for this purpose.
2. At the request of the Party Leader, the election of a President of the Governing Board can be referred to the Party Congress.
3. The Governing Board is elected by a simple majority of the Party Members voting at the Party Congress.
4. Specific functions on the Governing Board are not designated at the time that voting takes place and, as such, are assigned among the Governing Board.
5. Assignment to the functions on the Governing Board referred to in Article 12 sub 2 shall take place by internal vote within the Governing Board. Candidates within the Governing Board may postulate themselves for the functions with a vote being held. A simple majority is required.

PARTY COUNCIL

Article 19

1. The Party Council shall consist of active Party Members who:
 - a. Have served as candidates for election to public office;
 - b. Have been appointed by the Party to the position of Minister in the Council of Ministers of Sint Maarten;
 - c. Have served as a member of the Governing Board of the Party;
 - d. Have made a significant and/or extraordinary contribution towards the realization and development of the Party.
2. The determination of the members of the Party Council shall be made by the Executive Committee in accordance with rules established for this purpose and laid down in the Bylaws.
3. The primary functions of the Party Council are to:
 - a. Establish and maintain a close working relationship among candidates;
 - b. Bring forward and resolve potential problem areas among candidates;
 - c. Provide candidates with a system and structure to be followed during campaigns and otherwise;
 - d. Keep candidates abreast of events affecting the Party.
4. The Party Leader shall preside as the Chairman of the Party Council and shall call meetings of the Party Council and determine agenda points.
5. The Secretary General shall serve as secretary for meetings of the Party Council and shall be charged with recording of decisions made.

PARTY LEADER

Article 20

1. The Party Leader, with the exception of the first Party Leader, is elected by the Party Congress from among the Party Members .
2. Candidates for Party Leader may postulate themselves sixty (60) days prior to the Party Congress supported by one hundred (100) signatures from Party Members .
3. The Party Leader shall head the list of candidates taking part in elections.
4. The manner of election and the powers of the Party Leader shall, if required, be further developed in the Bylaws.

PARTY CONGRESS

Article 21

1. The first Party Congress shall be called within a period no later than ninety (90) days prior to the date on which the Party will contest its first elections for public office.
2. Notice for the Party Congress shall be made a minimum of thirty (30) days prior to the date of the meeting. Notice shall be given using the local media and/or by using generally in practice, accepted means of communication but, however, not in breach of any laws on Sint Maarten.

3. An agenda for the Party Congress shall be prepared by the Executive Committee.
4. The agenda points shall reflect, among others:
 - a. Presentation of the Annual Report covering the previous year's activities, by the President of the Governing Board;
 - b. A presentation by the Treasurer of the Governing Board on the Financial Report of the Party's finances;
 - c. Voting for the Party Leader and for the members for the Governing Board, when required;
 - d. Other points in the interest of the Party.

EXTRAORDINARY PARTY CONGRESS

Article 22

1. An Extraordinary Party Congress may be requested by signed petition representing the signatures of a minimum of one hundred (100) Party Members.
2. The signed petition, with the proposed agenda for the meeting and substantiation for the agenda, shall be submitted to the Executive Committee.
3. The Executive Committee, after consultation with the Governing Board shall call the Extraordinary Party Congress in accordance with Article 20.

VOTING IN THE PARTY CONGRESS

Article 23

1. Only registered Party Members shall have the right to vote in the Party Congress. A list of the party members shall be made available prior to the Party Congress.
2. Decisions taken and resolutions passed by vote in the Party Congress shall be binding on all Party Members.
3. Decisions taken and resolutions passed in the Party Congress shall be deemed valid when passed by a simple majority and where a minimum of one third ($\frac{1}{3}$) of the Party Members are present.
4. In the absence of a minimum of one third ($\frac{1}{3}$) of the registered Party Members, a second meeting shall be convened within thirty (30) minutes.
5. During such second meeting valid decisions shall be taken and valid resolutions passed irrespective of the number of Party Members present.

AMENDMENTS OF THE STATUTES

Article 24

1. The statutes of the Party may be amended by vote during the Party Congress. For amendments of the statutes, a majority of two-thirds ($\frac{2}{3}$) shall be required in a meeting where a minimum of one third ($\frac{1}{3}$) of the Party Members are present.

In case the quorum of a minimum of one third ($\frac{1}{3}$) of the Party Members and/or two thirds ($\frac{2}{3}$) of majority of votes are not met, a second meeting shall be convened within fourteen (14) days after the first meeting and a simple majority shall be required.

2. Approved modifications shall go into effect after the notarial deed of the amendment of the statutes has been signed and registered in the Chamber of Commerce.

DISSOLUTION AND LIQUIDATION OF THE ASSOCIATION

Article 25

1. Dissolution of the Party may take place in a Party Congress convened specifically for this purpose. A minimum of one half ($\frac{1}{2}$) of the registered Party Members shall be present in said meeting. A three-fourths ($\frac{3}{4}$) majority shall be required for a dissolution and may appoint one (1) or more liquidator(s).

2. Liquidation shall occur taking into account the provisions of the Civil Code of Sint Maarten (formerly known as the Civil Code of the Netherlands Antilles) or any other applicable law in Sint Maarten.

3. The Executive Committee shall determine the final disbursement and/or distribution of the assets of the Party upon liquidation which will be in line with the bylaws and/or ideology of the Party.

BYLAWS

Article 26

1. The Governing Board may propose and/or adopt Bylaws for the Party which may include a further implementation of these statutes.

2. The Bylaws shall not contain any provisions in conflict with the statutes or law.

3. In all instances, where the subject matter at hand is not specifically dealt with by the statutes or the Bylaws, the Governing Board shall decide by written ruling.

4. The Governing Board shall further determine whether such ruling(s) shall be incorporated into the Bylaws.

FINAL PROVISIONS

Article 27

1. In deviation of the provisions in the aforementioned articles:

< the first fiscal year of the Association or Party runs from the commencement of its activities up to and including December 31st, 2016;

< in regards to the manner of election of the Governing Board, the following are the members

For the Governing Board:

- a. Mister DONALD RECALDO HUGHES: as President;
residing at Kruythoffsteeg 12, Philipsburg, Sint Maarten.
- b. Mistress ANGELINA IRISA EVELYN WILLIAMS née JAMES: as Secretary;

residing at Beet Road 20, South Reward, Sint Maarten.

c. Mister GREGORY MICHAEL FREDERICK: as Treasurer.

residing at St. Peters Road 79, St. Peters, Sint Maarten.

For the Executive Committee:

a. Mister DONALD RECALDO HUGHES: as President;

residing at Kruythoffsteeg 12, Philipsburg, Sint Maarten.

b. Mister REINIER PHILIP MAARTEN van DELDEN: as Treasurer;

residing at Airport Road 57, Simpson Bay, Sint Maarten.

c. Mistress JENNIFER CELESTIA RICHARDSON: as Secretary.

residing at Plantation Drive 14, Hope Estate, Sint Maarten.

2. The Governing Board for the first time shall serve until a Governing Board has been elected in accordance with the articles in this deed.

3. In deviation of the articles in this deed, with regard to the manner of election of the Party Leader, the Governing Board has designated Ms. GRACITA REGINA ARRINDELL as the Party Leader, residing at Peridot Road 9C, Billy Folly, Sint Maarten.

These statutes shall become effective immediately after signing of the deed of incorporation and the registration at the Chamber of Commerce.

The appearer is known to me, Civil Law Notary.

WHEREOF THIS DEED has been executed in one (1) original copy (in Dutch "in minuutakte") on Sint Maarten on the date mentioned in the heading hereof. After the contents of the deed were factually stated to the appearer, the appearer declared to be informed of the contents of the deed and not to desire a complete reading aloud thereof. Thereupon this deed was after abbreviated reading aloud signed by the appearer and by me, Civil Law Notary.

Was signed: D. Hughes, M.F.Mingo.

ISSUED FOR TRUE COPY!



Beschikking nummer: 1/2016

Datum: 6 mei 2016

DE ELECTORALE RAAD VAN SINT MAARTEN,

Gelezen:

het verzoek van de politieke partij **People's Progressive Alliance Association** van 12 april 2016 tot registratie van **People's Progressive Alliance Association**;

Overwegende:

dat er geen bezwaar bestaat tegen voldoening aan het verzoek tot registratie;

Gelet op:

de artikelen 19 en 24 van de Landsverordening registratie en financiën politieke partijen;

HEEFT BESLOTEN:

Artikel 1

De politieke partij **People's Progressive Alliance Association** wordt geregistreerd in het register van politieke partijen, bedoeld in artikel 14, tweede lid, van de Landsverordening registratie en financiën politieke partijen.

Artikel 2

Deze beschikking treedt in werking met ingang van de dag na de dagtekening van de Landscourant waarin zij is geplaatst en werkt terug tot en met 6 mei 2016.

Artikel 3

Deze beschikking wordt gepubliceerd in de Landscourant en één of meer dagbladen.

Afschrift van deze beschikking wordt gezonden aan:

- De Minister van Algemene Zaken
- De Algemene Rekenkamer
- Het Centraal Stembureau
- People's Progressive Alliance Association

Sint Maarten, 6 mei 2016

B.G. Hofman
Voorzitter

G.C. Richardson-Nicolaas
Lid

L.A. Richardson
Lid

Een belanghebbende kan op grond van artikel 25 van de Landsverordening registratie en financiën politieke partijen uiterlijk op de zesde dag na de dagtekening van de Landscourant waarin deze beschikking is geplaatst, tegen deze beschikking beroep instellen bij het Gerecht in eerste aanleg van Sint Maarten.



Beschikking nummer: 2/2016

Datum: 6 mei 2016

DE ELECTORALE RAAD VAN SINT MAARTEN,

Gelezen:

het verzoek van de politieke partij **People's Progressive Alliance Association** van 12 april 2016 tot registratie van de aanduiding **P.P.A.** als aanduiding die geplaatst zal worden boven de door de politieke partij in te dienen lijst van kandidaten;

Overwegende:

dat er geen bezwaar bestaat tegen voldoening aan het verzoek tot registratie van de aanduiding;

Gelet op:

de artikelen 19 en 24 van de Landsverordening registratie en financiën politieke partijen;

HEEFT BESLOTEN:

Artikel 1

De aanduiding **P.P.A.** wordt geregistreerd in het register van aanduidingen, bedoeld in artikel 14, tweede lid, van de Landsverordening registratie en financiën politieke partijen, als de aanduiding die zal worden geplaatst boven de door de politieke partij **People's Progressive Alliance Association** in te dienen lijst van kandidaten.

Artikel 2

Deze beschikking treedt in werking met ingang van de dag na de dagtekening van de Landscourant waarin zij is geplaatst en werkt terug tot en met 6 mei 2016.

Artikel 3

Deze beschikking wordt gepubliceerd in de Landscourant en één of meer dagbladen.

Afschrift van deze beschikking wordt gezonden aan:

- De Minister van Algemene Zaken
- De Algemene Rekenkamer
- Het Centraal Stembureau
- People's Progressive Alliance Association

Sint Maarten, 6 mei 2016

B.G. Hofman
Voorzitter

G.C. Richardson-Nicolaas
Lid

L.A. Richardson
Lid

Een belanghebbende kan op grond van artikel 25 van de Landsverordening registratie en financiën politieke partijen uiterlijk op de zesde dag na de dagtekening van de Landscourant waarin deze beschikking is geplaatst, tegen deze beschikking beroep instellen bij het Gerecht in eerste aanleg van Sint Maarten.



Decision No.: 1/2016

Date: May 6, 2016

THE ELECTORAL COUNCIL OF SINT MAARTEN,

Having read:

The application of the political party **People's Progressive Alliance Association** of April 12, 2016 for registration of **People's Progressive Alliance Association**;

Considering:

That there is no objection to comply with the application for registration;

In view of:

Articles 19 and 24 of the National Ordinance on Registration and Finances of Political Parties;

HAS DECIDED:

Article 1

The political party **People's Progressive Alliance Association** shall be registered in the register of political parties, as referred to in Article 14, par. 2 of the National Ordinance on Registration and Finances of Political Parties.

Article 2

This Decision shall enter into force on the day following the date of its publication in the National Gazette and shall be retroactive until May 6, 2016.

Article 3

This Decision shall be published in the National Gazette and in one or more local daily newspapers.

Copies hereof to be forwarded to:

- The Minister of General Affairs
- The General Audit Chamber
- The Central Voting Bureau
- People's Progressive Alliance Association

Sint Maarten, May 6, 2016

B.G. Hofman
Chairman

G.C. Richardson-Nicolaas
Member

L.A. Richardson
Member

Een belanghebbende kan op grond van artikel 25 van de Landsverordening registratie en financiën politieke partijen uiterlijk op de zesde dag na de dagtekening van de Landscourant waarin deze beschikking is geplaatst, tegen deze beschikking beroep instellen bij het Gerecht in eerste aanleg van Sint Maarten.



Decision No.: 2/2016

Date: May 6, 2016

THE ELECTORAL COUNCIL OF SINT MAARTEN,

Having read:

The application of the political party **People's Progressive Alliance Association** of April 12, 2016 for registration of the reference **P.P.A.** as the reference that shall be placed above the list of candidates to be submitted by the aforementioned political party;

Considering:

That there is no objection to comply with the application for registration of the reference;

In view of:

Articles 19 and 24 of the National Ordinance on Registration and Finances of Political Parties;

HAS DECIDED:

Article 1

The reference **P.P.A.** shall be registered in the register of references as referred to in Article 14, par. 2 of the National Ordinance on Registration and Finances of Political Parties as the reference that shall be placed above the list of candidates to be submitted by **People's Progressive Alliance Association**.

Article 2

This Decision shall enter into force on the day following the date of its publication in the National Gazette and shall be retroactive until May 6, 2016.

Article 3

This Decision shall be published in the National Gazette and in one or more local daily newspapers.

Copies hereof to be forwarded to:

- The Minister of General Affairs
- The General Audit Chamber
- The Central Voting Bureau
- People's Progressive Alliance Association

St. Maarten, May 6, 2016

B.G. Hofman
Chairman

G.C. Richardson-Nicolaas
Member

L.A. Richardson
Member

Een belanghebbende kan op grond van artikel 25 van de Landsverordening registratie en financiën politieke partijen uiterlijk op de zesde dag na de dagtekening van de Landscourant waarin deze beschikking is geplaatst, tegen deze beschikking beroep instellen bij het Gerecht in eerste aanleg van Sint Maarten.



Beleidsregel van de Minister van Toerisme, Economische Zaken, Verkeer en Telecommunicatie betreffende de toepassing van algemene regels, procedures en definities ter uitvoering van de Regeling luchtwerk, Regeling ongevallenbestrijding luchtvaartterrein, Regeling vergunning tot vluchtuitvoering, Regeling voorbereiding en uitvoering van vluchten, Regeling vluchtuitvoering buitenlandse luchtvaartmaatschappijen, Regeling erkenning van bedrijven, Regeling inschrijving en registratie van luchtvaartuigen, Regeling luchtvaartpersoneel en Regeling luchtwaardigheid van luchtvaartuigen ter uitvoering van het Landsbesluit toezicht luchtvaart en de Luchtvaartlandsverordening (Beleidsregel General Policies, Procedures and Definitions Civil Aviation)

In overweging genomen hebbende:

- dat zich ontwikkelingen binnen de luchtvaart hebben voorgedaan;
- dat het wenselijk is de Beleidsregel General Policies, Procedures and Practices Civil Aviation, zoals vastgesteld d.d. 24 februari 2015, te wijzigen

Gelet op:

- Regeling luchtwerk;
- Regeling ongevallenbestrijding luchtvaartterrein;
- Regeling vergunning tot vluchtuitvoering;
- Regeling voorbereiding en uitvoering van vluchten;
- Regeling vluchtuitvoering buitenlandse luchtvaartmaatschappijen;
- Regeling erkenning van bedrijven;
- Regeling inschrijving en registratie van luchtvaartuigen;
- Regeling luchtvaartpersoneel;
- Regeling luchtwaardigheid van luchtvaartuigen;
- Landsbesluit toezicht luchtvaart;
- Luchtvaartlandsverordening;

HEEFT BESLOTEN:

Artikel 1

Ter uitvoering van diens bevoegdheden op grond van de ministeriële regelingen, wordt de in bijlage I opgenomen Beleidsregel General Policies, Procedures and Practices Civil Aviation gewijzigd.

Artikel 2

1. Deze beleidsregel wordt met de toelichting in de Landscourant geplaatst.
2. Deze beleidsregel treedt in werking met ingang van de eerste dag na de datum van uitgifte van de Landscourant waarin deze is geplaatst.

De Minister van Toerisme, Economische Zaken,
Verkeer en Telecommunicatie
d.d.



Beleidsregel van de Minister van Toerisme, Economische Zaken, Verkeer en Telecommunicatie betreffende de toepassing van algemene regels, procedures en definities teruitvoering van de Regeling luchtwerk, Regeling ongevallenbestrijding luchtvaartterrein, Regeling vergunning tot vluchtuitvoering, Regeling voorbereiding en uitvoering van vluchten, Regeling vluchtuitvoering buitenlandse luchtvaartmaatschappijen, Regeling erkenning van bedrijven, Regeling inschrijving en registratie van luchtvaartuigen, Regeling luchtvaartpersoneel en Regeling luchtwaardigheid van luchtvaartuigen ter uitvoering van het Landsbesluit toezicht luchtvaart en de Luchtvaartlandsverordening (Beleidsregel General Policies, Procedures and Definitions Civil Aviation)

TOELICHTING

Algemeen deel

Luchtvaartveiligheid staat centraal bij de Sectie luchtvaart van het Ministerie van Toerisme, Economische Zaken, Verkeer en Telecommunicatie. De burgerluchtvaartwetgeving is overal ter wereld zoveel mogelijk uniform vanwege het sterke internationale karakter van de burgerluchtvaart. Binnen de Sectie luchtvaart is het streven om alle wettelijke regelingen op het gebied van luchtvaart aan te passen aan de huidige internationale luchtvaartstandaarden, beginnende met de regelgeving inzake de veiligheid van de burgerluchtvaart. De regelgeving inzake de veiligheid van de burgerluchtvaart is zoveel mogelijk afgeleid van het Amerikaans luchtvaartstelsel, de "Federal Aviation Administration (FAA) Model Regulations".

De "FAA model regulations" bestaan uit 11 onderdelen, waarvan een onderdeel, Part 1 als een algemeen geldende regeling is opgesteld, die steeds wordt toegepast bij de uitvoering van de overige tien delen. Bij het opstellen van de bijlage bij de beleidsregel is deel 1 "General policies, practices and definitions" van de "FAA Model Regulations" overgenomen. Deel 1 van de "FAA Model Regulations" is aangepast aan de staatkundige situatie in Sint Maarten en aan de actueel geldende wetgeving in Sint Maarten. Het resultaat, de "Sint Maarten Civil Aviation Regulations Part 1 General policies, practices and definitions civil aviation" is als bijlage bij de beleidsregel gevoegd.

De bijlagen van de ministeriële regelingen zijn opgesteld in de Engelse taal, dat is normaal gesproken niet wenselijk bij wetgeving. Echter, dat is gewoonte in de luchtvaart gezien het internationale karakter daarvan. Bij een discrepantie tussen de beleidsregel en hogere regelgeving, gaat de laatstgenoemde voor.

Artikelsgewijs deel

Artikel 1

Bij de uitvoering van de ministeriële regelingen op grond van de Luchtvaartlandsverordening wordt de bijlage behorende bij deze beleidsregel toegepast. De bijlage bevat algemene regels over het gebruik van de bijlagen bij die ministeriële regelingen en de toepasselijkheid ervan. Ook bevat de bijlage algemene regels met betrekking tot het indienen van aanvragen voor vergunningen en certificaten.

De Minister van Toerisme, Economische Zaken, Verkeer en Telecommunicatie

Overzicht wetgeving

De Ombudsman heeft een termijn van zes weken om een bekrachtigde wettelijke regeling aanhangig te maken bij het Constitutioneel Hof wegens onverenigbaarheid met de Staatsregeling. Dit is op grond van artikel 127, derde lid, van de Staatsregeling. De afdeling Juridische Zaken en Wetgeving van het Ministerie van Algemene Zaken publiceert – wanneer van toepassing – drie overzichten in de Landscourant, te weten een overzicht van:

1. bekrachtigde, maar nog niet in werking getreden wettelijke regelingen, waarvan de termijn van de Ombudsman nog niet is verstreken;
2. in werking getreden wettelijke regelingen; en,
3. aanhangige zaken bij het Constitutioneel Hof van Sint Maarten

1	Bekrachtigde, maar nog niet in werking getreden wettelijke regelingen		
Nummer Afkondigingsblad	Citeertitel	Datum bekrachtiging	Beoogde datum inwerkingtreding
AB 2016, no. 19	Landsbesluit, houdende algemene maatregelen, van de tot vaststelling van regels inzake de bezoldiging van onderwijspersoneel (Bezoldigingslandsbesluit onderwijs)	10 mei 2016	22 juni 2016

2	In werking getreden wettelijke regelingen		
Nummer Afkondigingsblad	Citeertitel	Datum bekrachtiging	Datum inwerkingtreding
AB 2016, no. 17	Landsbesluit, houdende algemene maatregelen, van de 24ste februari 2016 tot vaststelling van nadere voorschriften op grond van artikel 6 van de Landsverordening beëindiging arbeidsovereenkomsten (Landsbesluit procedure beëindiging arbeidsovereenkomsten)	28 februari 2016	11 april 2016

3	Aanhangige zaken bij het Constitutioneel Hof van Sint Maarten	
Nummer Afkondigingsblad	Citeertitel	Datum bekrachtiging
AB 2015, no. 18	Landsverordening Integriteitskamer	21 augustus 2015