

INHOUD	Pag.
Liquidaties, bekendmaking	1
Oproepingen, aankondigingen	2
Publicatie Notariskantoor Boekhoudt	3
Mededeling van de Minister van Justitie	5
Publicatie statuten van <i>The National Alliance</i>	6
Publicatie statuten van <i>The Democratic Party</i>	13
Overzicht wetgeving 2014	21

### **Smit International Beheer (Antilles) N.V. In liquidatie, Gevestigd op Sint Maarten**

De vereffenaar heeft vastgesteld dat geen aan hem bekende baten meer aanwezig zijn. Overeenkomstig artikel 31 lid 7 Boek 2 BW is door de onderhavige publicatie van dat feit de vereffening geëindigd en is de vennootschap opgehouden te bestaan. De slotverantwoording wordt ter inzage gelegd ten kantore van het Handelsregister. Yvomante Corporation N.V.

De Vereffenaar

### **POTAS INVESTMENTS N.V. In liquidatie gevestigd op Sint Maarten**

Bij besluit van de op 18 juli 2014 gehouden buitengewone algemene vergadering van aandeelhouders is besloten tot ontbinding der vennootschap per 18 juli 2014. Het plan van uitkering ligt ter inzage bij het Handelsregister en ten kantore van de vennootschap.

De Vereffenaar

### **J.W.K. INVESTMENTS N.V. In liquidatie, gevestigd te Sint Maarten**

Bij besluit van de Algemene Vergadering van Aandeelhouders van de vennootschap is besloten de vennootschap per 4 juli 2014 te ontbinden.

De Vereffenaar



### **BEKENDMAKING**

Conform het bepaalde in artikel 56 lid 3, van de Landsverordening toezicht op het Verzekeringsbedrijf (AB 2013, GT no. 688) maakt de Centrale Bank van Curaçao en Sint Maarten bekend dat de vergunning van **American Life Insurance Co. Ltd (ALICO)** tot het uitoefenen van het levensverzekeringsbedrijf op Curaçao en in Sint Maarten op 1 juli 2014 is ingetrokken.

CENTRALE BANK VAN CURAÇAO EN SINT MAARTEN  
Willemstad, 9 juli 2014

**OPROEPING**

Bij exploit d.d. **3 juli 2014**, afschrift waarvan is gelaten aan de Off. van Justitie op St. Maarten, heb ik, Solange M. APON, deurwaarder op St. Maarten, alhier,

**OPGEROEPEN**

**Belanghebbenden van het perceel gelegen te UPQ (mb. 365/1997) ten name van wijlen Alexander York,** zonder bekende adres op St. Maarten, om op dinsdag, **7 oktober 2014 te 08:30 uur** voormiddag ter zitting van het gerecht in eerste aanleg op St. Maarten, ten Raadhuize te Philipsburg te verschijnen, om op de vordering van **Ruth Cassandra York & Patricia Esmiralda York,** gedomicilieerd ten kantore van mr. Melinda Hoeve, gevestigd op St. Maarten, alhier, te antwoorden. (AR 108/14)

De deurwaarder S.M. Apon

**OPROEPING**

Bij exploit d.d. **3 juli 2014**, afschrift waarvan is gelaten aan de Off. van Justitie op St. Maarten, heb ik, Solange M. APON, deurwaarder op St. Maarten, alhier,

**OPGEROEPEN**

**Kildare Properties Ltd.,** zonder bekende adres op St. Maarten, om op dinsdag, **7 oktober 2014 te 08:30 uur** voormiddag ter zitting van het gerecht in eerste aanleg op St. Maarten, ten Raadhuize te Philipsburg te verschijnen, om op de vordering van **Vincent Pomarez,** gedomicilieerd ten kantore van mr. Remco Stomp, gevestigd op St. Maarten, alhier, te antwoorden. (AR 105/14)

De deurwaarder S.M. Apon

**OPROEPING**

Bij exploit d.d. **3 juli 2014**, afschrift waarvan is gelaten aan de Off. van Justitie op St. Maarten, heb ik, Solange M. APON, deurwaarder op St. Maarten, alhier,

**OPGEROEPEN**

**Mireille Dansereau,** zonder bekende adres op St. Maarten, om op dinsdag, **7 oktober 2014 te 08:30 uur** voormiddag ter zitting van het gerecht in eerste aanleg op St. Maarten, ten Raadhuize te Philipsburg te verschijnen, om op de vordering van **Pertulan Mauvais,** gedomicilieerd ten kantore van mr. Roland Duncan, gevestigd op St. Maarten, alhier, te antwoorden. (AR 101/14)

De deurwaarder S.M. Apon

**AANKONDIGING**

Bij exploit van de 14de juli 2014, heb ik, Ervin A. Arrindell, deurwaarder bij het Gerecht in Eerste Aanleg van Sint Maarten, gevolg gevende aan een beschikking van de E.A. Heer Rechter in het G.E.A., Sint Maarten van de 4de juli 2014,

**OPGEROEPEN**

**INGRID JOHANA LOPEZ SIZA,** voorheen wonende te Anna's Hope Estate Road # 35 op Sint Maarten, thans zonder bekende woon- en/of verblijfplaats op Sint Maarten voor de terechtzitting van: **maandag de 1<sup>ste</sup> december 2014,** des voormiddags **te 09.00 uur,** ten Raadhuize te Philipsburg, ten einde op de door: **CARLO SOEKIDIE TALKAMI,** gedomicilieerd op Sint Maarten aan de Falcon Drive # 2, ten kantore van de advocaat mr. J. Veen, tegen haar ingestelde vordering te antwoorden. E. No: 67/14

De deurwaarder voornoemd,  
E.A. Arrindell

**AANKONDIGING**

Bij exploit van de 16<sup>de</sup> juli 2014, heb ik, Ervin A. Arrindell, deurwaarder bij het Gerecht in Eerste Aanleg van Sint Maarten, gevolg gevende aan een beschikking van de E.A. Heer Rechter in het G.E.A., Sint Maarten van de 30ste juni 2014,

**OPGEROEPEN**

**KESHA ALEXIS FRASER** zonder bekende woon- en/of verblijfplaats op Sint Maarten voor de terechtzitting van: **maandag de 11<sup>de</sup> augustus 2014,** des voormiddags **te 10.00 uur,** ten Raadhuize te Philipsburg, ten einde op de door: **CHRISTINE MARION WILSON FRASER,** gedomicilieerd ter Griffie op Sint Maarten, tegen hem ingestelde vordering te antwoorden. E.J. No: 117/14

De deurwaarder voornoemd,  
E.A. Arrindell.

**AANKONDIGING**

Bij exploit d.d. **15 juli 2014**, afschrift waarvan is gelaten aan de Off. van Justitie op St. Maarten, heb ik, Solange M. APON, deurwaarder op St. Maarten, alhier, ten verzoeke van **Bermon N.V.,** gedomicilieerd ten kantore van mr. Luciano Dundas op St. Maarten, aan **Almond Grove Estate Limited,** zonder bekend adres binnen of buiten St. Maarten.

**BETEKEND**

een verzoekschrift met de daarop door het Gerecht in Eerste Aanleg, zittingsplaats St. Maarten, gestelde beschikking dd. 24 juni 2014, alsmede een uit die beschikking door de ondergetekende deurwaarder opgemaakt proces-verbaal van 14 juli 2014, houdende conservatoir onroerendgoed beslag als in voormeld proces-verbaal omschreven.

De deurwaarder S.M. Apon



<b>Naam van de rechtspersoon</b>	<b>Akte verleden</b>	<b>Notaris</b>	<b>Soort Akte</b>	<b>Plaats van vestiging</b>
Millennium Initiative For Hospitality Education and Training Foundation	February 4, 2014	M. M. Boekhoudt	statuten wijziging	Sint Maarten
Oasis Destination Management B.V.	February 6, 2014	M. M. Boekhoudt	Oprichting	Sint Maarten
WOW Transport Services N.V	February 10, 2014	M. M. Boekhoudt	Oprichting	Sint Maarten
Team Don't Quit Foundation	February 27, 2014	M. M. Boekhoudt	Oprichting	Sint Maarten
Jasmine Restaurant N.V.	February 27, 2014	M. M. Boekhoudt	Oprichting	Sint Maarten
Healthy Options Sxm N.V.	March 3, 2014	M. M. Boekhoudt	Oprichting	Sint Maarten
St.Maarten Advent Burial Foundation	March 5, 2014	M. M. Boekhoudt	oprichting	Sint Maarten
Rialto SXM N.V	March 6, 2014	M. M. Boekhoudt	Oprichting	Sint Maarten
SXM Time and Watch and Jewelry N.V.	March 6, 2014	M. M. Boekhoudt	Oprichting	Sint Maarten
Snt Maarten Social Workers Association	18 maart 2014	M. M. Boekhoudt	oprichting	Sint Maarten
Citizen for Position Change	March 20, 2014	M. M. Boekhoudt	oprichting	Sint Maarten
Sint Maarten Aquatic Federation	March 27, 2014	M. M. Boekhoudt	oprichting	Sint Maarten
West Indies Football Entertainment N.V.	April 3, 2014	M. M. Boekhoudt	oprichting	Sint Maarten
International Accounting Services N.V.	April 3, 2014	M. M. Boekhoudt	oprichting	Sint Maarten
Africa Caribbean Heritage Alliance Foundation	April 4, 2014	M. M. Boekhoudt	oprichting	Sint Maarten
The National Sports Institute - St.Martin Sports & Recreational Development Foundation	April 10, 2014	M. M. Boekhoudt	statuten wijziging	Sint Maarten
Quoi Pathology N.V.	April 24, 2014	M. M. Boekhoudt	oprichting	Sint Maarten
N.C. Wathey Insurances Services B.V.	May 15, 2014	M. M. Boekhoudt	statuten wijziging	Sint Maarten
Rolling System N.V.	May 20, 2014	M. M. Boekhoudt	statuten wijziging	Sint Maarten
United Sint Maarten Party	May 23, 2014	M. M. Boekhoudt	statuten wijziging	Sint Maarten
United Telecommunication Services Eastern Caribbean Holding N.V.	May 23, 2014	M. M. Boekhoudt	oprichting	Sint Maarten
The National Alliance	May 26, 2014	M. M. Boekhoudt	statuten wijziging	Sint Maarten
Tsing Hua Restaurant & Bar N.V.	May 27, 2014	M. M. Boekhoudt	oprichting	Sint Maarten

Woman Star N.V.	May 30, 2014	M. M. Boekhoudt	oprichting	Sint Maarten
Dotcom Marketing N.V.	June 3, 2014	M. M. Boekhoudt	oprichting	Sint Maarten
National Parents Platform	June 4, 2014	M. M. Boekhoudt	oprichting	Sint Maarten
South Reward Community Council Foundation	June 12, 2014	M. M. Boekhoudt	oprichting	Sint Maarten
Emil Lee Election Foundation	June 13, 2014	M. M. Boekhoudt	oprichting	Sint Maarten
Krishna N.V.	June 24, 2014	M. M. Boekhoudt	oprichting	Sint Maarten
329 Supermarket N.V.	June 26, 2014	M. M. Boekhoudt	statuten wijziging	Sint Maarten
Bright Star Private Fund Foundation	June 26, 2014	M. M. Boekhoudt	oprichting	Sint Maarten
Jamar Cleaning N.V.	February 13, 2014	M. M. Boekhoudt	oprichting	Saba
Tembo Supermarket and Department Store N.V.	3 maart 2014	M. M. Boekhoudt	oprichting	Statia
Hai Zhu N.V.	10 maart 2014	M. M. Boekhoudt	statuten wijziging	Statia
Lamar Services B.V.	April 08, 2014	M. M. Boekhoudt	oprichting	statia
Sint Eustatius Auxiliary Home Foundation	April 15, 2014	M. M. Boekhoudt	statuten wijziging	Statia
Statia Housing & Services N.V.	April 29, 2014	M. M. Boekhoudt	statuten wijziging	Statia
American University of Statia School of Medicine N.V.	May 09, 2014	M. M. Boekhoudt	oprichting	Statia
Eco Statia N.V.	28 mei 2014	M. M. Boekhoudt	statuten wijziging	statia
E.E. Henriquez N.V.	10 juni 2014	M. M. Boekhoudt	statuten wijziging	statia
Canwood Enterprises N.V.	20 juni 2014	M. M. Boekhoudt	oprichting	Statia



**Dennis L. Richardson**  
**Minister van Justitie**

A.T. Illidge Road 8  
Philipsburg  
St. Maarten

**T:** (599) 542 0007

**F:** (599) 542 0170

Betreft: Vaststelling beleidsregel -vervroegde invrijheidstelling van strafrechtelijk veroordeelde vreemdelingen zonder rechtmatig verblijf

Philipsburg, 17 juli 2014

Met deze mededeling bevestig ik, dat het beleid met betrekking tot de vervroegde invrijheidstelling van strafrechtelijk veroordeelde vreemdelingen zonder rechtmatig verblijf op Sint Maarten naar aanleiding van de uitspraak van het Constitutioneel Hof van 8 november 2013 als volgt is gewijzigd.

In diens uitspraak heeft het Constitutioneel Hof geoordeeld, dat bij de toetsing van het nieuwe Wetboek van Strafrecht aan de Staatsregeling de bepalingen van artikel 1:37, tweede en vierde lid, van het nieuwe Wetboek van Strafrecht vernietigd dienen te worden, omdat deze in strijd zijn met het discriminatieverbod of althans het gelijkheidsbeginsel zoals neergelegd in artikel 16 van de Staatsregeling.

Dit betekent concreet dat de mogelijkheid van vreemdelingenratie, zoals neergelegd in het beleid (Communiqué) van 2002, komt te vervallen. Alle strafrechtelijk veroordeelde vreemdelingen zonder rechtmatig verblijf in Sint Maarten, derhalve ook als zij afkomstig zijn van het Franse gedeelte Saint-Martin, komen alleen nog in aanmerking voor voorwaardelijke invrijheidstelling. Ook wanneer de illegale vreemdelingen veroordeeld zijn tot een gevangenisstraf van vijf jaar of meer.

Bij de uitoefening van mijn bestuursbevoegdheid wordt sinds januari 2014 het bovenstaand beleid consistent toegepast bij individuele verzoeken van vreemdelingen. Hierdoor wordt er een vaste lijn gevolgd die als leidraad geldt. Deze beleidsregels zijn in de bestuurspraktijk ontstaan, maar ontleen hun juridische status en betekenis vooral aan de jurisprudentie. Na de uitspraak van het Constitutioneel Hof van 8 november 2013 en de uitspraak van het Gerecht in eerste aanleg van 9 mei 2014, nr. R.K. 27/2014, kan immers niet in redelijkheid van de overheid worden verwacht dat zij feitelijk of rechtens in strijd handelt met de Staatsregeling.

Hoogachtend,  
Dennis L. Richardson  
Minister van Justitie

## Amended Articles of Association of The National Alliance *Statuten van The National Alliance*

Upon this twenty-sixth day of May of the year two thousand fourteen, came and appeared before me, Meredith Maritza Boekhoudt, civil law notary on Sint Maarten: -----  
-----

1. Mister CEDRIC CORNELIUS JAMES, a businessman, residing at Blueberry Road 6, Retreat Estate, Sint Peters, Sint Maarten, born on July 3, 1950 on Sint Maarten, who identified himself with his passport issued by the Kingdom of the Netherlands with number NV1HR6742, and married; -----
2. Ms. CASSANDRA LEONA DRUSILLA WEBSTER, a financial manager, residing at Louis Armstrong Drive 8, Rice Hill Gardens, Upper Prince's Quarter, Sint Maarten, born on November 22, 1979, on Curacao, formerly Netherlands Antilles, who identified herself with her passport issued by the Kingdom of the Netherlands with number NVBR81C58, and not married; -----
3. Ms. JENNIFER PATRICIA JOHNSON, a real estate agent, residing at L.B. Scott Road 183, South Reward, Cul-de-Sac, Sint Maarten, born on April 18, 1973 in Aruba, formerly Netherlands Antilles, who identified herself with her passport issued by the Kingdom of the Netherlands with number NMCRB5378, and not married, -----  
-----

and by these presents acting as President, respectively Treasurer, and respectively Secretary of the Board of the Association and as such legally representing: -----  
-----

**THE NATIONAL ALLIANCE**, an association, established on Sint Maarten, having its registered address at Backstreet 152, Philipsburg, Sint Maarten, registered in the Trade Register of the Chamber of Commerce and Industry on Sint Maarten under number 19096. -----

The appearers, acting as aforementioned, declared: -----

- that the Association The National Alliance has been founded as a political organization on November sixteenth, two thousand one (November 16, 2001) and that it had its Articles of Association laid down in a notarial deed, executed on September third, two thousand four, before F.J.L.M. Steeman, at that time civil law notary on Sint Maarten. -----
- that in the General Membership Meeting of the Association The National Alliance, held on May 25, 2014 it was resolved to amend its Articles, as set forth hereinafter. -----  
-----

The appearers therefore, in execution of the aforementioned resolution of the General Membership Meeting, declared to hereby lay down in their entirety the new Articles of the Association The National Alliance as follows: -----

### -----PREAMBLE-----

#### **PHILOSOPHY OF THE NATIONAL ALLIANCE** -----

The National Alliance believes strongly in the principle that unless the Lord builds the house its builder's labor is in vain. As such the party's philosophy is social-democratic, embracing principles based on equality for everyone. -----  
---

#### **NAME, SEAT AND DURATION** -----

##### Article 1 -----

1. The name of the Association is: "THE NATIONAL ALLIANCE", which can be abbreviated to "N.A.", and will hereinafter be referred to as "the Association" or "the Party". -----  
-----
2. The Association is established on Sint Maarten and has its statutory seat in Philipsburg, Sint Maarten. -----  
-----
3. The Association is established for an indefinite period of time. -----

#### **OBJECTIVES** -----

##### Article 2 -----

The objectives of the Association are: -----

1. The continuing protection, improvement and preservation of the natural resources, environment and cultural heritage of the Country, to alleviate and ultimately drive out poverty, the promotion of economic growth and stability, the equal division of opportunities and distribution of wealth, the promotion and enhancement of education for all, the promotion and improvement of the habitability of the Country and the protection and improvement of the living environment and the wellbeing of the animals. -----
2. To contribute towards the formation of views on political and social developments and the promotion of the political interest of the citizens. -----
3. The selection and nomination of candidates for the election of Members of Parliament. -----  
-----
4. The promotion of good governance. -----
5. To properly develop and expand existing economic resources and simultaneously create new ones. -----  
-----

6. To stimulate, create and develop all forms of cooperation and federation with institutions and/or individuals both locally and abroad that share the same views with The National Alliance and are striving towards the same goals. -  
---
7. By fulfilling the objectives of the Association to contribute to a positive and harmonious society, spiritually, socially and economically. -----

#### **MEANS TO ACHIEVE THE OBJECTIVES** -----

##### Article 3 -----

The National Alliance shall pursue its objectives through: -----

1. The active participation in politics. -----
2. The marketing and promoting of the Association, the promotion and advancement of its political agenda, the publishing in good time prior to the elections for Parliament of a political program, the political education and continuing assistance, promotion and support of the members of the Association. -----
3. The expanding of the circle of individuals who actively contribute to important political and social decisions, as well as the supporting of non-political groups and movements that are working in the best interest of the community. -  
-----
4. All other constitutionally and lawfully permissible means. -----

#### **MEMBERS** -----

##### Article 4 -----

1. The Membership of the Association consists of the following categories: -----
  - a. Ordinary Members; -----
  - b. Supporting Members; -----
  - c. Honorary Members. -----
2. a. Ordinary Members are the Districts as mentioned in article 11 of this Constitution as well as the individual members of said Districts, who are above the age of sixteen (16) and of Dutch nationality. -----  
---
  - b. Supporting Members are members who are above the age of sixteen (16) and who do not have the Dutch nationality but who have legal residence status on the island and are supporters of the party; these members are also required to pay dues as herein outlined. -----
  - c. Honorary Members are those who have been of exceptional service to The National Alliance or Sint Maarten. --  
-----
3. Members must be accepted as such by the Board of The National Alliance. The Association can further set guidelines in the By-Laws. If a decision is made not to accept a person as a member, the reasons for this refusal must be stated in a letter to the person, who then may appeal to the Committee of Disputes. -----
4. An Ordinary Member of the Association cannot at the same time be a member of another political organization nor at the same time be a candidate of any other political organization, taking part in the elections of any Representative Body. In case such a situation arises despite the above it will entail the immediate termination of the membership once the situation becomes known and is confirmed by the Board. The Board will confirm the termination immediately to the member in question. -----

##### Article 5 -----

1. The Membership ends: -----
  - a. by death of the individual member; -----
  - b. by cancellation of a member district; -----
  - c. by written notice of termination by the member to the Board, whereby a period of thirty (30) days should be observed; -----  
a member moreover may terminate his/her membership, with immediate effect, within one month from his/her having taken cognizance or having been informed of a resolution or an amendment to the articles of incorporation restricting his/her rights or increasing his/her obligations. The resolution or the amended provisions of the articles of incorporation shall not apply to him/her then; -----
  - d. by written notice of termination in accordance with paragraph 4 of Article 6 of this constitution; -----
  - e. upon notice of termination in writing by the Board to the member, which can take place at any time without any term of notice being required in case it cannot reasonably be expected from the Association to continue the membership; -----
  - f. by expulsion of the member by the Board pursuant to a decision from the Party Council, which expulsion can only take place in case the member acts in contravention of the articles of this constitution, the regulations or resolutions of the Association or if the member does injury to the Association in an unreasonable way; -----

the notice of expulsion by the Board must be in writing and include the reasons for which the member is being expelled or his/her membership terminated. It must be sent by registered mail to the member within a month of the decision of the Board. When a member has been expelled or his/her membership terminated, he/she may appeal to the Committee of Disputes. This must be done within one (1) month in writing by the member

concerned. the appeal will be handled in the next following meeting. During the time limited for appeal and pending the appeal the member will be suspended; -----

g. by cancellation of the Honorary Membership by the General Meeting of Members. -----

2. A member of The National Alliance who is also a member of any Representative Body or who by means of succession is eligible for a position on a Representative Body, must at the termination of his/her membership relinquish his/her position in the Representative Body or must not accept the position. -----
3. In case of termination of membership as meant in paragraph 1 sub c of this Article 5 in the course of the fiscal year of the Association, the contribution will be due for the entire fiscal year, unless the Board decides otherwise. In all other cases of termination the contribution will be due till the date of termination or expulsion. -----
4. A member, whose membership has been terminated for not paying contribution for more than one year, can only be reinstated if and when the outstanding contributions have been paid in full. -----

## **FUNDS** -----

### **Article 6** -----

- 1 The funds of The National Alliance consist of: -----
  - a. enrollment fees, contributions and other dues of members; -----
  - b. donations; -----
  - c. all other legally obtained revenues. -----
2. Enrollment fees and contributions are established by the General Membership meeting upon proposal by the Board and are subject to revision from time to time. The fees are due on acceptance as Member. At the discretion of the Board the enrollment fees and other membership dues can be paid in installments, but must have been paid in full within one (1) year after the due date. -----
3. The Treasurer is responsible for the proper management and reporting of the Association's funds, as mentioned in paragraph 1, the maintenance and oversight of bank accounts and financial transactions thereto, drafting budgets and financial policies. -----

## **GENERAL MEETING OF MEMBERS OR PARTY CONGRESS** -----

### **Article 7** -----

- 1 Each year at least one General Membership Meeting (which can also be called the "PARTY CONGRESS") is held, the latest in the month of June. -----
- 2 In the said meeting the following shall be done: -----
  - a. An annual report shall be given by the President and the Secretary concerning the foregoing fiscal year. -----
  - b. The Treasurer shall give a financial report of the preceding fiscal year;
  - c. The Auditing Committee shall give its report. -----
  - d. Vacancies on the Board shall be filled. -----
  - e. A new Auditing Committee and a Committee of Disputes will be elected. Members of the Board may not be members of the Auditing Committee or of the Committee of Disputes. -----
  - f. The Board shall present a report of the activities for the upcoming year. --
- 3 Special General Meetings shall be held as frequently as the Board deems fit.
- 4 General Meetings shall be convened in writing and published in one or more local newspapers at least fourteen (14) days prior to the meeting itself. The agenda must be simultaneously made known. -----

Agenda points which have been submitted to the Board at least forty-eight hours before the aforementioned convocation are sent and published, with due observance of the term to convene a meeting, have to be mentioned in the convocation. The Board shall notify the membership of a scheduled general meeting in order for the membership to be able to submit aforementioned agenda points timely. -----

In cases of urgency the Board may deviate from the term of fourteen (14) days, but must adhere to a minimum of seven (7) days. -----

- 5 Special General Meetings can also be held at the request of at least such a number of Member-Districts as shall be competent to cast ten percent of the votes in a General Meeting. -----
- 6 In the event the Board neglects to honor such a request within two (2) weeks, the members shall be entitled to convene said Special General Meeting themselves. -----
- 7 General Meetings shall be valid if at least one-third (1/3) of the voting members is present. If at this meeting one-third (1/3) of the voting members is not present, a second meeting must be convened with the same agenda and in accordance with paragraph 4 of this article, which meeting is to be held within not less than one week (1)



and not more than three (3) weeks, in which second meeting the topics to be dealt with can be decided upon regardless of the number of the voting members present at this meeting. -----

- 8 All resolutions are taken by simple majority of the votes cast unless otherwise provided for in this Constitution. ---  
-----
- 9 Only Member-Districts and members of the Party Council have the right to vote. The Member Districts have 10 votes each and the Party-Council members have 1 vote each in the Party Congress. Voting by Proxy is not allowed. -----  
The voting by Member-Districts is done by Delegates of the respective Districts, which Delegates have been duly elected by the members of the respective Districts. A District Delegate to the Party Congress may not be a Party Council Member at the same time. -----  
Only members who have the right to vote in elections for Members of Parliament, as regulated in the Election Ordinance (AB 2010, GT no. 10), are entitled to vote in General Meetings. -----  
-----
- 10 Voting on matters is done verbally, voting on persons in writing, through sealed and unsigned ballots. In case of doubt, the Board shall decide whether there is a case of persons or matters. -----
- 11 Abstentions and blank ballots shall not be considered as votes cast. -----
- 12 If an appointment is voted upon, the person who has obtained the absolute majority of the votes cast is held to be elected. -----  
In the event that nobody has obtained such a majority, a second ballot shall be taken between the two persons who have obtained the greatest number of votes. -----  
-----  
If more than two persons have obtained the same number of votes and at the same time, the greatest number of the votes cast, then a second ballot is taken between the two of those persons elected thereto by lot. If in a second ballot both persons should obtain the same number of votes, lots shall be drawn. -----  
-----
- 13 The President and the Secretary of the Board or their respective substitutes shall also act as such at the General Meeting. -----
- 14 All powers that have not been conferred to other bodies of the Association as stipulated by the law or these Articles of Association are vested in the Party Congress. -----  
-----

## **THE BOARD** -----

### Article 8 -----

- 1 The Board consists of a number of nine (9) persons, to wit: -----  
A President, a Vice-President, a Secretary, an Assistant-Secretary, a Treasurer, a Vice-Treasurer, the Political Leader, the Deputy Political Leader and one other (1) member. -----  
-----
- 2 The Board will remain legally constituted even when the number of Board members drops below nine (9), but in such a case the vacancies should be filled within thirty (30) days. -----  
-----
- 3 In case of impediment or default of all Board members, the Association shall be temporarily managed by two persons designated thereto by the General Meeting. -----  
-----
- 4 Board members are elected from the Ordinary Members and by the General Meeting and must be eighteen years of age or older. -----
- 5 Members of the Board are elected in function for a period of two (2) years, but the General Meeting of Members can suspend and/or dismiss a Board member in accordance with the manner stipulated herein and in the By-Laws. -----  
-----
- Membership of the Board ends by: -----
- Death; -----
  - Resignation (in writing); -----
  - Expiration of the above mentioned term; -----
  - Dismissal granted by the Party Congress; -----
- 6 Outgoing Board members are immediately eligible for re-election. -----
- 7 Board Meetings shall be valid if more than half of the Board member is present. If at this meeting more than half of the members are not present, a second meeting must be convened with the same agenda, which meeting is to be held not less than forty-eight (48) hours and not more than seven (7) days after the first meeting, in which second meeting the topics to be dealt with can be decided upon regardless of the number of the Board members present at this meeting. -----

### Article 9 -----

Board meetings shall be held as frequently as the President or the Board deems fit, but at least once every month. ---  
-----

**Article 10** -----

The Association shall judicially and extra-judicially be represented by the President, the Treasurer and the Secretary, after prior consultation with the Political Leader and after having received authorization from the Board for that purpose. -----

**DISTRICTS** -----**Article 11** -----

- 1 A District consists of all the members of the Association who are residing in an area on Sint Maarten, designated as a District by the Board. -----
- 2 Each District shall have a District Board. -----
- 3 The composition and functioning of the Districts and the District Boards shall be regulated by the Party-Council and/or the By-Laws. -----

**THE POLITICAL LEADER** -----**Article 12** -----

1. The Political Leader is the face and mouth piece of the Party, the person who disseminates the political vision, the policy and the plans of action of the Party. He is the person who informs the general public on the position of the Party on the various political and general issues of the day, and is therefore the spokesman of the Party in all matters of a political nature. -----
2. The Political Leader is "the Captain on the ship", the leader and head of the list of candidates for the election of Members of Parliament. -----
3. If the Party has major support to be in government, the Political Leader should be the Prime Minister. -----
4. If the Party is not in government, but has representation in Parliament, the Political Leader should be the Faction Leader of the Party in Parliament. -----

**THE DEPUTY POLITICAL LEADER** -----**Article 13** -----

The Deputy Political Leader will assume the tasks and responsibilities of the Political Leader in case of incapacity of the Political Leader, notwithstanding the right of the Political Leader to from to time delegate one or more of his tasks to the Deputy Political Leader, who will then assume the responsibility for the proper execution of those tasks. -----

**PARTY COUNCIL** -----**Article 14** -----

1. There is a Party Council, which has as task to advise and supervise the Board and advise the Political Leader and the Faction of the Party in Parliament, on behalf of the Party Congress. -----
2. The Party Council will advise upon request or at its own initiative. -----
3. The Party Council shall be appointed by the Party Congress and shall consist of the District Chairpersons and the Chairpersons of the Permanent Committees (or their substitutes), and the persons elected and/or appointed to Representative and Executive Bodies. -----
4. The Party Council is chaired by a chairperson elected from among the district chairpersons at the bi-annual Congress. -----
5. The Party Council shall meet at least once a month. -----

**ADVISORY COMMITTEE AND OTHER COMMITTEES** -----**Article 15** -----

- 1 The General Meeting shall appoint an Advisory Committee with the task to advise the Bodies and Committees of The National Alliance. -----
- 2 The Advisory Committee will advise upon request or at its own initiative. Whenever the Advisory Committee has given any advice it shall report it to the Board. -----
- 3 The General Meeting and the Board shall also establish other Permanent or Ad Hoc Committees and regulate their tasks as well as the manner of their functioning. -----
- 4 The Board shall render periodical reports to the General Meeting concerning the activities of the Committees. -----

**Article 16** -----

1. The Party Council shall appoint a Campaign Committee in such a manner that the committee is installed at the latest six months prior to the election. ---
2. The campaign committee must include at least the political leader, the treasurer and the president of The National Alliance. -----
3. The campaign committee must submit a budget to the Board for approval. ---

**PROCEDURE FOR DRAWING UP LIST OF CANDIDATE FOR THE PARLIAMENTARY ELECTIONS** -----**Article 17** -----

1. The Political Leader, after careful consideration and in his good judgment, shall prepare the list of candidates of the Party for the election of Members of Parliament ("the list") and shall present the list for inspection and advice

to the Party Council before submitting it to the Board for approval. The Board shall distribute copies of the approved list among the District Boards. -----

The Board shall on behalf of the Party present the list to the Electoral Council referred to in Article 3 of the National ordinance registration and finances of political parties (AB 2010, GT no. 11). The Board may appoint a representative and a deputy representative to deliver the list to Electoral Council. -----

2. Any member who is desirous of becoming a candidate of the Party for the parliamentary elections -----
  - a. must submit his/her application to the Board, which shall forthwith send it to the Political Leader for consideration and further handling; -----
  - b. must be eligible for membership of Parliament pursuant to article 49 paragraph 1 of the Constitution of Sint Maarten (AB 2010, GT no. 1) and the stipulations of the Election Ordinance (AB 2010, GT no. 10); -----
  - c. must be in good standing with his/her membership under these Articles. -

#### **BY-LAWS** -----

##### Article 18 -----

Other stipulations regarding the organization and management of The National Alliance shall be dealt with by the By-Laws, as far as not herein contained. The By -Laws shall not contain any stipulations conflicting with this Constitution of the Association. In matters not regulated in the Constitution, the By-Laws, and other resolutions of the General Meeting, the Board shall decide. -----

#### **AMENDMENT AND DISSOLUTION** -----

##### Article 19 -----

This Constitution shall be amendable only in a General Meeting specially convened for such purpose and wherein at least two-thirds (2/3) of the District Members are present and the amendment is approved by at least a two-thirds (2/3) majority vote. -----

In the event the required number of District Members is not present at the time of this special General Meeting, within not less than one (1) week and not more than four (4) weeks thereafter, a special meeting can be convened wherein valid decisions can be taken regardless of the number of voting members present. ----

##### Article 20 -----

1. A resolution to dissolve the Association requires the same number of votes and the same quorum as required for a resolution to amend the articles of this constitution; -----  
-----  
the paragraphs of article 19 are likewise applicable, -----
2. In case of a resolution as meant sub 1, the General Meeting decides about the allocation of a positive balance; ---  
-----  
the paragraphs of article 19 are likewise applicable to this last mentioned resolution; -----  
-----
3. After a resolution as meant sub 1, the Board is in charge of the liquidation, but the Board may appoint one or more liquidator(s). -----  
The provisions of the articles of this constitution remain in force as much as possible during the liquidation. -----  
-----
4. The liquidation will furthermore be effected with due observance of the provisions of the applicable articles of the Civil Code of Sint Maarten. -----  
-----

#### **FISCAL YEAR AND REPORTS** -----

##### Article 21 -----

1. The fiscal year of the Association runs from January first up to and including December thirty-first of each year. --  
-----
2. Per the end of each fiscal year the books of the Association are closed. -----
3. Within eight months after the end of the fiscal year – subject to any extension of this term by the General Meeting - the Board shall present in a General Meeting an annual report on the course of the business of the Association and the management conducted. The Board shall submit the annual accounts, consisting of at least a balance sheet and a statement of assets and liabilities and an explanatory memorandum with respect to these documents, to the meeting for approval. -----  
The annual accounts shall be signed by the Board members; if the signature of any one or more of them should be lacking, this shall be noted with the reason thereby stated. -----  
-----

#### **FINAL PROVISIONS** -----

Finally the appearers, acting as aforementioned, declared: -----

##### - EFFECTIVE DATE AMENDMENT -----

that the amendment is effective from the date of its registration at the Chamber Of Commerce and Industry on Sint Maarten. -----

The appearers finally declared that at the time of the execution of this deed the Board of the Association is composed as follows: -----

1. Mr. CEDRIC CORNELIUS JAMES, aforementioned, as President; -----

2. Mr. RANDALL RAPHAEL FRIDAY, residing on Sint Maarten, born on January 27, 1975 on Sint Maarten, formerly Netherlands Antilles, holder of a passport issued by the Kingdom of the Netherlands with number NU129P8K4, as Vice-President; -----
3. Ms. CASSANDRA LEONA DRUSILLA WEBSTER, aforementioned, as Treasurer; -----
4. Ms. JENNIFER PATRICIA JOHNSON, aforementioned, as Secretary; -----
5. Ms. SHAREEN FRANSISKA LAKE, residing on Sint Maarten, born on July 24, 1977 on Sint Maarten, formerly Netherlands Antilles, holder of a passport issued by the Kingdom of the Netherlands with number NT60FF8D9, as Assistant-Secretary; -----
6. Mr. RENE OLIVER GUISHARD, residing on Sint Maarten, born on December 19, 1974 in Saint-Martin, French West Indies, holder of a passport issued by the Kingdom of the Netherlands with number NNPBDDCJ5, as Vice-Treasurer; -----
7. Mr. ISAAC HAROLD OMEGO RICHARDSON, residing on Sint Maarten, born on September 23, 1956 on Sint Maarten, formerly Netherlands Antilles, holder of a passport issued by the Kingdom of the Netherlands with number NWB695316, as Board Member; -----
8. Mr. WILLIAM VICTOR MARLIN, residing on Sint Maarten, born on October 21, 1950 on Curacao, holder of a passport issued by the Kingdom of the Netherlands with number DSRC87F99, as Political Leader; -----
9. Ms. SILVERIA ELFRIEDA JACOBS, residing on Sint Maarten, born on July 31, 1968 in Aruba, formerly Netherlands Antilles, holder of a passport issued by the Kingdom of the Netherlands with number NN9F2P5F5, as Deputy Political Leader. -----

The appearers are known to me, civil law notary. -----

----- WHEREOF THIS DEED  
has been executed in one original copy on Sint Maarten, on the day mentioned in the heading hereof. -----

After relating the substance of this deed to the appearers, they declared to have examined the contents of this deed and not to require a full reading thereof. -----

Then after summary reading of this deed, this deed was signed by the appearers and by me, civil law notary. -----

(w.s.) C. James, C. Webster, J. Johnson, M. Boekhoudt. -----

ISSUED FOR TRUE COPY

## Amended Articles of Association of The Democratic Party *Statuten van The Democratic Party*

Upon this nineteenth day of June two thousand and fourteen, came and appeared before me, Faride Eloisa Elixie Tjon Ajong, civil law notary in Sint Maarten:

-Mr. Hasani Brenden Ellis, born in Sint Maarten on August seventeenth, nineteen hundred eighty-five, residing at Chincherry Road 48A, Pointe Blanche, Sint Maarten, who identified himself with a Kingdom of the Netherlands passport issued in Sint Maarten, a copy of which passport remains in the safekeeping of me, civil law notary, by these presents acting as President of the board of- and as such legally representing

**THE DEMOCRATIC PARTY OF ST MAARTEN**, an Association, established in Sint Maarten, with office address in Sint Maarten at 14 Orange Grove Road, Cole Bay, which Association is registered in the Commercial Register of the Chamber of Commerce & Industry in Sint Maarten under serial number 22500.0

The appearer, acting as aforementioned, declared that in the extraordinary general membership meeting of said Association, held in Sint Maarten on June eighteenth, two thousand and fourteen, it was legally decided to amend the constitution of said Association, in the manner as to be mentioned hereinafter.

Said resolution appears from the minutes of said general membership meeting, a copy of which will be attached to this deed.

The appearer, acting as mentioned, declared pursuant to the abovementioned resolution, to amend the constitution of said Association in such a way, that:

A. a new paragraph 3 is added to the existing Article 9 of the present constitution; and

B. the present paragraph 5 in Article 11 is deleted and replaced with a new paragraph 5;

which amendments shall be effectuated in the present deed and as a consequence of which amendments, the constitution of the said Association will now henceforth read in its entirety as follows:

**"NAME, SEAT, DURATION AND FINANCIAL YEAR OF THE ASSOCIATION.**

Article 1.

The Association bears the name of:

**"THE DEMOCRATIC PARTY OF ST MAARTEN"**, abbreviated as DP or D.P. and for the purposes of this Constitution also referred to as the "Party" or the "Association".

Article 2.

The Party has been established on St Maarten.

Article 3.

The Party acknowledges as its Founding Fathers: Mister Percy Clement Desmond Labega and Dr Albert Claudius Wathey, who in July, nineteen hundred and fifty-four, established the original principles and objectives of the Democratic Party movement on St Maarten as it is generally known today.

**FISCAL YEAR.**

Article 4.

The fiscal year of the Association runs from January first up to and including December thirty first of each calendar year.

**OBJECTIVES.**

Article 5.

The objectives of the Party are:

1. To function as a Political Party for the entire community of St Maarten, rejecting all forms of discrimination.
2. To continuously seek improvement of the quality of life on St Maarten and to give quality leadership in all these endeavors.
3. To uphold and respect the constitutional rights of each individual in the community.
4. To promote the socio-economic welfare of the population of St

- Maarten according to Christian, social democratic principles and-----  
 ideals, the Party's policies and principles. -----
5. To do all that is possible to achieve greater economic -----  
 opportunity for the island of St Maarten. -----
  6. To promote social cohesion and patriotism amongst all -----  
 inhabitants. -----
  7. To protect the democratic fundamentals of the country's legal -----  
 and constitutional system. -----
  8. To raise the political awareness of the general population. Every -----  
 election year, as much as possible simultaneously with its -----  
 candidates' list, the Party will publicize its Party's political -----  
 program and or vision for St. Maarten. 9. To affiliate with and to -----  
 work closely with other political parties and entities having -----  
 compatible aims and purpose. -----

#### **WAYS AND MEANS.** -----

##### Article 6. -----

The Party shall achieve its objectives through all legal ways and means -----  
 and in particular, but not limited thereto by: -----

1. Participating in elections for public office. The Party will submit -----  
 a list of candidates, after a selection from nominations of the -----  
 General Membership Meeting, made during a meeting of the -----  
 General Membership, convened for this purpose. (Prospective) -----  
 Candidates must be members of the Party, declare to abide by -----  
 this constitution and other Party regulations and directives. -----  
 Every election year, the Party will decide on a maximum amount-----  
 of candidates. -----  
 The Party can jointly with (an) other Party(ties) submit a list of -----  
 candidates on the basis of an Memorandum of Understanding -----  
 between Parties. -----
2. Convening internal and public meetings, organizing conferences,-----  
 seminars, congresses, assemblies, contact meetings and forums. ---
3. The use of television, radio, newspapers, press conferences, -----  
 electronic (social) media or any other legal form of -----  
 communication. -----
4. Publishing, printing and distributing its own material, such as -----  
 newsletters, bulletins etcetera. -----
5. All other legally permissible means. -----

#### **MEMBERS.** -----

##### Article 7. -----

1. The Membership of the Association consists of the following -----  
 categories: Ordinary members, Honorary members, Extra-----  
 ordinary members, Non-voting members. -----
2. a. Ordinary Members are the Districts as mentioned in article -----  
 15 of this Constitution as well as the individual members of -----  
 said Districts. -----  
 Said individual members, must meet the following -----  
 requirements: -----
  - Be an inhabitant of Sint Maarten and have the right to -----  
 vote. -----
  - Be at least eighteen years old. -----
  - Not be a member of any other Political Party or -----  
 Association of this nature. -----
  - Adhere to the articles of the Constitution of the -----  
 Association and its Bylaws. -----

The Party board, in accordance with the By-Laws, shall -----  
 decide on the admission of ordinary Members. -----
- b. Honorary Members are those who have been of exceptional -----  
 service to the Party in particular and Sint Maarten in -----  
 general. -----
- c. Extra-ordinary Members are those who do not live on the -----  
 island of St Maarten. -----  
 Extra-ordinary members are appointed by the National -----  
 Council, on written recommendation of the Party Council. -----  
 Extra-ordinary members carry a consultative voice in Party -----

affairs. -----

- d. Non-voting Members are persons who due to age or -----  
nationality do not yet qualify as full fledged members. -----  
(Youth members, naturalization candidates etcetera) -----  
Non-voting Members shall be introduced by a full fledged -----  
member in good standing. -----

3. Members have to be accepted as such by the Board of the Party, ----  
in accordance with the guidelines determined in the By-Laws. -----

#### **THE ENDING OR INTERRUPTION OF MEMBERSHIP.** -----

##### Article 8. -----

Membership ends: -----

- a. In the case that a member does not comply any longer with the ----  
requirements as mentioned in article 7. In such a case the Board ---  
will confirm the termination of the membership in writing, -----  
mentioning the reasons of the measure; -----
- b. By expulsion or termination of Membership by the Board in -----  
accordance with the guidelines laid down in the By-Laws. -----  
Membership is interrupted: -----
- c. When a member is suspended for disciplinary reasons as laid -----  
down in the By-Laws or when a member so desires and so -----  
expresses in writing for valid and acceptable reasons. (In the case ---  
of travel, transfers, etcetera) -----

General procedures of interruption/termination: -----

Any notice of suspension, expulsion or termination of -----  
membership by the Board must be in writing and substantiated. ----  
This writing shall be communicated to the member within one -----  
month of the decision of the Board. When a member has been -----  
suspended or expelled or his/her membership terminated, he/she ---  
may appeal to the Committee of Disputes. This appeal must be ----  
submitted in writing within two (2) weeks after the written -----  
suspension, expulsion or termination has been received by the -----  
member. -----

A member whose membership has been interrupted for not -----  
paying his/her dues for more than a year, can only be reinstated ----  
if and when the outstanding contributions have been paid up in ----  
full. When a member tenders his/her resignation to the Board, -----  
and whereby a period of thirty (30) days shall be observed, this -----  
notice of resignation does not absolve this member of the -----  
obligation to pay contributions in arrears or current up until the ----  
official ending of his/her membership. -----

- d. When the Honorary Membership is withdrawn, cancelled or -----  
annulled by the General Meeting of Members. -----

- e. When an individual member dies or a member district is -----  
dissolved, through merging or any other reason. -----

A member of the Party who is elected on the Party's slate to the ----  
membership of Parliament or appointed by or on behalf of the -----  
Party to the executive branch of Government, or who by way of ----  
succession is eligible for such positions, must at the termination ----  
of his/her Party membership, relinquish his/her position in the -----  
legislative or executive branch or must decline the acceptance of ----  
said position in the case of succession. -----

This declaration will be issued along with the candidate's consent ----  
to be(come) a candidate on the list of the Democratic Party of St. ----  
Maarten. -----

##### Article 9. -----

The funds of the Party shall be derived from: -----

1. a. Enrollment fees, contributions and other dues from members. -----  
Elected and appointed representatives must pay a monthly -----  
contribution of five hundred Guilders, Netherlands Antilles -----  
Currency (Nafis 500,—). -----  
This amount will be reviewed yearly. -----
- b. Donations. -----
- c. All other income permitted by Law. -----
2. Enrollment fees and contributions are established by the General ----

Membership Meeting upon proposal by the Board and are -----  
subject to revision from time to time. -----

These fees are due upon the official acceptance as a member. At ----  
the discretion of the Board the enrollment fees and other -----  
membership dues can be paid in installments. -----

3. The Board of the Party will manage and supervise the finances of ----  
the Party in accordance with all legal obligations of the -----  
Association. The Board will ensure the prudent financial -----  
administration of the Party and the proper keeping of the books ----  
and records. -----

**THE GENERAL MEETINGS OF MEMBERS -----**  
**THE NATIONAL COUNCIL. -----**

Article 10. -----

1. Each year an Annual General Membership Meeting (also to be -----  
called the "National Council") will be held before August -----  
thirty-first. -----

2. In said meeting the following topics will be part of the agenda -----  
and will be dealt with: -----

a. The annual board report, to be presented by the President, -----  
highlighting the past year's activities and developments and -----  
proposed actions and targets for the coming year. -----

b. The annual financial report by the Treasurer. -----

c. Report by the Auditing Committee. -----

d. Elections for vacancies on the Board. -----

e. Appointment of new members of the Auditing Committee. -----

f. Appointment of new members of the Committee of Disputes.

Members of the Board may not be a member of the Auditing -----  
Committee or a member of the Committee of Disputes. -----

3. Extra-ordinary General Membership Meetings shall be held -----  
whenever the Board deems it necessary to inform the -----  
membership on matters of importance or developments. -----  
Notification in such a case must be given at least 4 days before ----  
the meeting, except in extreme urgent cases. -----

4. The Annual General Membership Meeting shall be convened in -----  
writing and published in one or more local daily newspapers at -----  
least seven (7) days prior to the meeting itself. The agenda must ---  
be made known simultaneously. Topics for the meeting which -----  
have been submitted to the Board in due time and which can be ----  
prepared with due observance of the term to convene the -----  
meeting, shall be mentioned as part of the convocation. -----  
In cases of urgency the Board may reduce the notice term of 7 ----  
(seven) days to 3 (three) days. -----

5. Special General Meetings can also be called at the request of at ----  
least one third (1/3) of the Ordinary Members and/or Voting -----  
Members and must be done in writing with a proposed agenda -----  
and signed by those requesting the meeting; providing that all -----  
who signed are present as quorum when the meeting is opened. ----  
If there is no quorum to carry the agenda during the meeting, -----  
then the board may postpone this meeting until further notice. -----

6. In the event that the Board neglects or declines to honor a -----  
request for a special General Meeting (as referred to under -----  
article, 10, paragraph. 5.) for more than 14 (fourteen) days, then ---  
the Members shall be entitled to convene a special General -----  
Meeting themselves as stipulated in the By-Laws. -----

7. To be valid, the quorum of a Special General Meeting must -----  
amount to at least one third (1/3) of the total voting membership ---  
during attendance. -----

If during this first gathering the attendance is less than one third ---  
(1/3) of the voting membership, then a second meeting with the ----  
same agenda must be convened and in accordance with -----  
paragraph 4. of this article. -----

This second meeting is to be held within a time frame of not less----  
than one (1) week and not more than three (3) weeks. In this -----  
second meeting the agenda topics can be dealt with and decided ----



- upon regardless of the number of voting members present at this---  
meeting. -----
8. All resolutions are taken by majority of the votes cast, unless -----  
otherwise provided for in this Constitution. -----
9. Only Member-Districts and Members of the Party Council have -----  
the rights to vote. The Member-Districts have five (5) votes each ----  
and the Party Council members have one (1) vote each in the -----  
National Council. Voting by Proxy is not permitted. The voting -----  
by Member-Districts is done by Delegates of that District, which -----  
Delegates have been duly elected by the members of the -----  
respective Districts. A District-Delegate to the National Council -----  
may not be at the same time a Party Council Member. -----
10. Voting on matters shall be done verbally, voting on persons shall ----  
be done in writing, through secret and unsigned ballots. In case ----  
of doubt, the Board shall decide whether there is a case of -----  
persons or matters. -----
11. Abstentions and blank ballots shall not be considered as votes -----  
cast. -----
12. If an appointment is voted upon, the person who has obtained the---  
absolute majority of the votes cast (fifty percent plus one), is -----  
held to be elected. In the event that nobody has obtained such a ----  
majority, a final run-off ballot shall be taken between the two (2)----  
persons who have obtained the largest number of votes. If more ----  
than two (2) persons have qualified for the final run-off ballot, -----  
then an interim run-off ballot will take place. If necessary more ----  
than one interim ballot shall be held to determine the two (2) -----  
candidates for the final run-off ballot. If in a FINAL ballot both -----  
persons should obtain the same number of votes, lots shall be -----  
drawn to determine the winner. This principle of selection is also----  
applicable in the event of a deadlock of votes to select and -----  
determine the second candidate who has to qualify for a run-off ----  
election. -----

## **THE BOARD.** -----

### Article 11. -----

1. The task of the Board is to administratively run the Party in a -----  
responsible way. Furthermore it is the task of the Board to make ----  
it possible for the Party's membership in particular and the -----  
community in general to interact with its elected and appointed -----  
political representatives; to build and maintain an ever -----  
expanding support base for the Party and elected representatives ---  
wherever possible, so that they can carry out their tasks and -----  
assignments diligently and responsibly according to the -----  
Country's Constitution and laws and considering the Party's -----  
constitution, its program and political vision. -----
2. The Board consists of a maximum number of 9 (nine) persons to----  
wit: a maximum of 8 (eight) elected Board Members being: -----  
The President, the Secretary, the Treasurer, these 3 (three) -----  
forming the Executive Board and a maximum of 5 (five) regular ----  
board members from amongst whom will be elected a Vice -----  
President. -----  
The ninth board member position will be filled by the Party -----  
Leader. -----
3. Board members are elected from the Ordinary Members, which -----  
election will be take place during the Annual General Meeting of-----  
Members. The candidates must be at least twenty-one (21) years----  
of age on the day of postulation. -----
4. Members of the Board are elected in function for a period of two ----  
(2) years. -----  
Normally every year, 4 (four) of the 8 (eight) eligible board -----  
member positions will be subject to (re)election according to a ----  
pre-set sequence to guarantee a form of continuity; -----  
in EVEN years: the positions of President, and 3 (three) board -----  
members, in ODD years: the positions of the Treasurer, the -----  
Secretary and the 2 (two) remaining board members. -----

5. The General Meeting of Members can suspend and/or dismiss a Board-member. The Party Council recommends the dismissal or suspension of a board member to the General Meeting of Members, after providing the member in question a reasonable opportunity to object in writing to his/her intended dismissal or suspension. Both the recommendation to dismiss or suspend and the objection will be presented to the General Meeting of Members. Once a recommendation of the Party Council is made known to the board member, he/she is suspended until the decision of the General Meeting of Members.
6. A board-member who has been elected to a Representative Body (legislative or executive) of Government and accepts his/her office, has to vacate his/her board position unless given dispensation by the Party Council.
- RESERVE BOARD MEMBERS AND CONTINGENCY REGULATIONS.**
7. The results of Board member elections as stipulated in the paragraphs of this article will be duly recorded by the Election Committee in an official procedure report (proces verbaal). Board member candidates who have not been elected during the last election, will be instituted as reserve board members, ranking according to the amount of votes they accumulated during the last Board election. These reserve board members will be ranked according to the amount of votes they accumulated during their first original ballot count. The votes a candidate received during an interim or final run-off ballot will not be applicable. A reserve Board member will be a replacement for a retiring, resigning, suspended or dismissed board member in the order as stipulated by this Constitution or further supplemented in the By-Laws. The results of the last elections for Board members automatically replaces the previous existing line-up of reserve Board Members and their ranking.
8. In the case that the President of the Board is unavailable or in the case of his absence for whatever reason, his duties on the Board will be filled by the Vice President. If the Vice-President is unavailable as well, these duties will be filled by the Secretary and then by the Treasurer in that order.
9. If the President, respectively the Secretary or the Treasurer should resign or be suspended or dismissed or hindered to carry out their respective tasks for whatever other reason, then these members will be replaced by the Vice-President, respectively board members, until the next Annual General Meeting of Members and the then statutory elections for Board members.
10. The vacant seat of board member on the board will be filled by the highest ranking reserve Board Member and if he/she declines for whatever reason or does not qualify then by the second highest ranking reserve Board Member, etcetera until the following elections. Any such appointment will be initiated by the sitting Chairman of the Election Committee.
- BOARD MEETINGS.**
11. Board meetings shall be held as frequently as the President and/or the Board deems this necessary for the proper functioning of the Party, but at least once every two (2) months.
12. Board meetings shall be valid if more than half of the Board members are present. If at the meeting more than half of the members are not present, a second meeting must be convened with the same agenda, which meeting is to be held not less than forty eight (48) hours and not more than seven (7) days after the first meeting, in which second meeting the topics to be dealt with can be decided upon regardless of the number of the Board members present at this meeting.

**THE PARTY LEADER.**

**Article 12.** -----

1. The Party Leader is the captain of the "body politique" of the Party. -----  
The Party Leader is the leader in Government affairs, and leads the Party in campaigns, elections, political debates, represents the Party in other (political) organizations, and issues all key political statements etcetera and heads the political list for the elections. -----
2. The Party leader can, in consultation with the board, delegate one or more of the above mentioned responsibilities, for a defined period of time or specific circumstance. -----  
The Party Leader will be elected by the rank and file of the Party as stipulated in the By-Laws of the Association. -----
3. In order to maintain a continuous liaison between the Board and the Elected Representatives (the political faction), the ninth board member position will be reserved for the Party Leader. -----

**Article 13.** -----

1. The Party shall judicially and extra-judicially be represented by the Executive Board. -----
2. The Executive Board shall consist of the President, the Treasurer and the Secretary or their respective substitutes as laid down in the Constitution. -----

**THE DISTRICTS.** -----**Article 14.** -----

1. A district consists of all the members of the Party who are residing in an area on Sint Maarten which has been designated as a District by the Board. -----
2. Each District shall have a District Board or at least one district Representative. -----
3. The composition and functioning of the Districts and the District Boards or Representatives shall be regulated in the By-Laws. -----

**THE PARTY COUNCIL.** -----**Article 15.** -----

1. The Party Council will have the task to advise and supervise the Board on behalf of the National Council. -----
2. The Party Council will advise upon request or at its own initiative. -----
3. The Party Council shall be appointed by the National Council and shall consist of all the Board members, the District Chairpersons or District Representative, the Chairpersons of the Permanent Committees (or their substitutes), and the persons elected and/or appointed to Government Representative and Executive Bodies. -----
4. The Party Council shall meet at least once every two (2) months. -----

**ADVISORY COMMITTEE AND OTHER COMMITTEES.** -----**Article 16.** -----

1. The General Meeting of Members shall appoint an Advisory Committee with the task to advise the Bodies and Committees of the Party. -----
2. The Advisory Committee will advise upon request or at its own initiative. Whenever the Advisory Committee has given any advise it shall report the same to the Board simultaneously. -----
3. The General Meeting of Members (National Council) on advice of the Board may also establish other Permanent or Ad Hoc Committees as well as those mentioned in the By-Laws and regulate their tasks and the manner of their functioning. -----
4. These Committees will report to the Board from time to time on their activities, projects and the progress thereof. The Board shall render periodic reports to the General Meeting of Members concerning the status and progress of the various Committees. -----

**THE BY-LAWS.** -----**Article 17.** -----

Other stipulations regarding the organization and management of the Association, the Party, shall be dealt with in the By-Laws as -----

far as not herein contained. The By-Laws shall not contain any -----  
regulations conflicting with this Constitution of the Association.

In matters not regulated in the Constitution, in the By-Laws or by other resolutions  
of the General Meeting of Members, the Board shall decide. -----

**AMENDMENTS OF THE CONSTITUTION.** -----

Article 18. -----

This Constitution shall be amendable only in a General Meeting of-----  
Members specially convened for such purpose and wherein at least -----  
two/third (2/3) of the Member Districts are present and the amendment -----  
is approved by at least a two/third (2/3) majority vote. In the event the -----  
required number of Member Districts is not present at the time of this -----  
special general meeting, within not less than one (1) week and not more ----  
than four (4) weeks thereafter a special meeting can be convened -----  
wherein valid decisions can be taken, regardless of the number of voting-----  
members present. -----

**DISSOLUTION OF THE ASSOCIATION, OF THE PARTY.** -----

Article 19. -----

The dissolution of the Association shall be executed in accordance -----  
with the Civil Code of Sint Maarten or any such Legislation replacing -----  
this at such time. In case of the dissolution of the Association the -----  
General Meeting of Members decides about the allocation of a positive -----  
balance by lack of which any positive balance will be granted to for -----  
equal and/or pro ratio part to the members of the Association." -----

The appearer is known to me, civil law notary. -----

WHEREOF THIS DEED, has been executed in Sint Maarten, in one -----  
original copy, on the date mentioned in the heading hereof. -----

After relating the substance of this deed to the appearer, he declared to -----  
have examined the contents of this deed and that he does not desire the ----  
complete reading of this deed. -----

Then, after summary reading of this deed, this deed was signed by the -----  
appearer and me, civil law notary. -----

Was signed:-----

ISSUED FOR TRUE COPY-----

## Overzicht wetgeving 2014

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

<b>1</b>	<b>Bekrachtigde, maar nog niet in werking getreden wettelijke regelingen</b>		
<b>Nummer Afkondigingsblad</b>	<b>Citeertitel</b>	<b>Datum bekrachtiging</b>	<b>Beoogde datum inwerkingtreding</b>
AB 2014, no. 47	Landsverordening van de 2de juli 2014, tot wijziging van de Sanctielandsverordening inzake de wijze van implementatie van vastgestelde sanctieverordeningen of sanctiebesluiten van de Europese Unie	2 juli 2014	14 augustus 2014
AB 2014, no. 48	Regeling modellen jaarrekening	17 juli 2014	29 augustus 2014
AB 2014, no. 49	Regeling Nationale Rekeningen enquête 2014	8 juli 2014	20 augustus 2014

<b>2</b>	<b>In werking getreden wettelijke regelingen</b>		
<b>Nummer Afkondigingsblad</b>	<b>Citeertitel</b>	<b>Datum bekrachtiging</b>	<b>Datum inwerkingtreding</b>
AB 2014, no. 46	Besluit van 11 juli 2014 van de Minister van Algemene Zaken tot afkondiging van een wijziging van de Bijlage I bij de Sanctieregeling territoriale integriteit Oekraïne op grond van artikel 4, tweede lid, van die regeling	11 juli 2014	16 juli 2014

<b>3</b>	<b>Aanhangige zaken bij het Constitutioneel Hof van Sint Maarten</b>	
<b>Nummer Afkondigingsblad</b>	<b>Citeertitel</b>	<b>Datum bekrachtiging</b>
-	-	-