

Motion 1,

Draft Motion

The Parliament of Sint Maarten in its meeting of today, August 13th 2019

Considering:

• That the entity Shipyard NV has been responsible for the following pieces of government long lease land numbered by certificate of admeasurement:

- 63/1993
 - 210/1993
 - 279/1993
 - 185/2006
 - 186/2006
 - 187/2006
-
- That the right to the long lease of these properties has expired September 21 2018, almost one year ago.
 - That correspondence from the Airport CEO Brian Mingo to the Council of Ministers has indicated that the airport still considers it crucial that this and other parcels of land be put under lease of the Airport Holding Company PJIAH to secure future expansion plans
 - That the Minister in his letter dated March 21 2019 has informed Shipyard N.V that the lease to these properties would not be renewed, especially considering the delinquency of payments from this entity
 - That in a letter to the Council of Ministers dated March 26th 2019, Former Minister of Finance Mr. Michael Ferrier has acknowledged himself as one of the managing directors and shareholders of this property

- That much of the information in this letter sent by Mr. Michael Ferrier to the Council of Ministers has been sent in false pretense, as evidenced by Chamber of Commerce extracts presented in today's parliament meeting, and could be considered forgery
- That penal code Section 2: 185 states "The person guilty of forgery in writing or impersonation shall be punished by imprisonment of up to eight years or a fine of the fifth category, if committed in authentic documents"
- That this company Shipyard N.V. and one of its self-purported managing directors Michael Ferrier has not lived up to its commitment to pay their lease, and now owes the country in excess of Naf 1,250,700 guilders and has shown no effort to make payments.
- That the government is in urgent need of cash flow, and payments of these arrears would greatly help the coffers of government

ESTABLISHES:

That Shipyard N.V to which Mr. Michael Ferrier claimed in his letter of March 26th. 2019 he is a shareholders and director owes the government over a million guilders and he needs to go pay.

That the former Minister of Finance has attempted to make use of his former position as Minister and current relationship to the current government to, by means of his letter dated March 26th, to strong-arm the Minister of VROMI to pull back his decision to cancel the lease of the Shipyard N.V, which is in violation of article 2:185 of the penal code regarding false impersonation

RESOLVES:

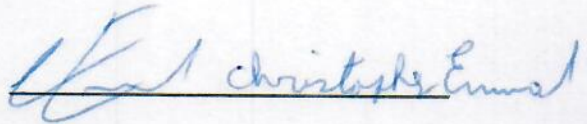
To have the government disallow any situation from existing where Shipyard N.V ends up being the ultimate holder of the land as described in the certificates of admeasurements in point 1 of this motion

To have the appropriate authorities investigate the possible abuse of power and/or forgery of the former Minister of Finance Mr. Michael Ferrier

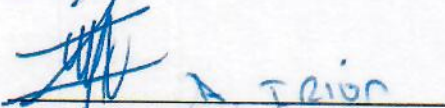
And goes over to the order of the day.

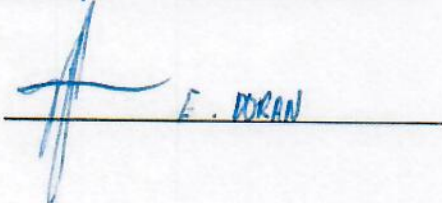

R. REISON

J. W. van der ...


Christopher Emmanuel


W. MANKER


A. TRIJN


E. DORAN

Copies of this motion to be sent to:

The Governor of Sint Maarten

The Government of Sint Maarten

The Parliament of Auba

The Parliament of Curacao

The Government of Aruba

The Government of Curacao

St. Maarten Commercial Register Excerpt from the Commercial Register

Registration number: 12540 (0)
Date: May 07, 2018 Time: 09:17:45 AM

In the Commercial Register of the St. Maarten Chamber of Commerce & Industry is registered under number 12540: **ST. MAARTEN SHIPYARD N.V.**

Trade name	ST. MAARTEN SHIPYARD N.V.
Legal form	Limited Liability Company
Official name	ST. MAARTEN SHIPYARD N.V.
Statutory seat	Sint Maarten
Date of incorporation	August 16, 2002
Date registered	August 20, 2002
Nominal capital	60 share(s) with a nominal value of U.S.A. Dollar (United States of America) 100.00
Description	<ol style="list-style-type: none">1. De exploitatie van een jachthaven met de relevante "Marine-Services".2. Het aankopen, verkopen, charteren, in dok nemen, constructie, repareren, berging, huren en verhuren van jachten en boten, zowel zeil- als motorboten, met of zonder bemanning, meer in speciaal de exploitatie van dergelijke jachten en vaartuigen.3. Het aankopen en verkopen van marine paraphernalia.

Business Address(es)

Address Airport Road

Correspondence Address(es)

Address Airport Road

Officials

Function	Statutory director
Title	Managing Director
Name	MARINE MANAGEMENT CONSULTING N.V. (17838)
Date in function	February 18, 2010

Only valid if stamped and signed by the Chamber of Commerce

Sint Maarten, May 07, 2018



PARLIAMENT OF SINT MAARTEN

Tuesday August 13, 2019, 14.00 hrs.

Urgent Public Meeting, no. 30

Voting list

NO.	NAME	VOOR/FOR	TEGEN/AGAINST
1.	Sarah A. Wescot-Williams		✓
2.	Rolando Britson	✓	
3.	Egbert J. Doran	✓	
4.	Christophe T. Emmanuel	✓	
5.	Jules C. James		✓
6.	Ardwell M.R. Irion	✓	
7.	Jamara E. Leonard		✓
8.	William V. Martin	✓	
9.	Luc F.E. Mercelina		—
10.	Frans G. Richardson	✓	
11.		6	3
12.			
13.			
14.			
15.			