



PARLIAMENT OF SINT MAARTEN
Monday, January 24, 2022, Public Meeting no. 08
Voting list

Motion # 8 submitted by MP R. Brison

NO.	NAME	VOOR/FOR	TEGEN/AGAINST
1.	Grisha S. Heyliger-Marten	✓	
2.	Akeem E. Arrindell	✓	
3.	Sidharth M. Bijlani	✓	
4.	Rolando Brison	✓	
5.	Chanel E. Brownbill	✓	
6.	Solange L. Duncan	✓	
7.	Christophe T. Emmanuel		✓
8.	Melissa D. Gumbs	✓	
9.	William V. Marlin	✓	
10.	George C. Pantophlet	✓	
11.	Raeyhon A. Peterson		✓
12.	Hyacinth L. Richardson	✓	
13.	Angelique J.G. Romou	✓	
14.	Ludmila N.L. de Weever	✓	
15.	Sarah A. Wescot-Williams	✓	

F 13

A 2

Draft Motion

The Parliament of St. Maarten, in its meeting of today, January 21 2022

Considering

The banks and their policies have become increasingly cumbersome for banking consumers

That the Supreme Court Verdict (NL:HR:2021:1652) concludes as follows: *The court of appeals rightly took the starting point that on the basis of their social position, banks may also be obliged to offer a payment account for both consumers and legal entities*

That, as acknowledged by then President of the Central Bank in their letter of May 7th 2020, none of St. Maarten's legislation sufficiently provides:

- The right to have a basic bank account opened in a fair amount of time
- Rules by which the banking relationship can be terminated
- Rules for Publication, Transparency and limitations related to bank charges
- Creation of a consumer banking protection bureau



That legislation geared towards addressing the aforementioned legislative deficiencies, drafted in line with Article 4:71f of the Wet Financieel Toezicht of the Netherlands and European Directive 2014/92/EU, could help hold the banks to a specific standard and solve major issues


That such legislation would require vetting by the Central Bank to ensure its proper ratification and implementation


Resolves

For the Minister of Finance as shareholder representative of the CBCS to ~~instruct~~ ^{Request} the CBCS to prioritize the vetting and/or creation of consumer banking protection laws in such a manner that the 4 key principles stated in the considerations are addressed. The CBCS should submit a draft within 90 days of receipt of said instruction.

And goes over to the order of the day



R. Bouison


G.S. Heyliger-Marter


A.E. ARRINDILL