To:
The Chairman of Parliament,
The honorable Dr. Lloyd Richardson
Philipsburg,
St. Maarten.

April 14, 2015

Dear Chairman,

Enclosed please find -as agreed- my proposal for changes to the draft national ordinance "Integrity Chamber" as discussed during the Central Committee handling of this draft.

I kindly request that you urgently forward these to the Government of St. Maarten.

Kind regards,

Sarah A. Wescot-Williams
Member of Parliament (DP)
Parliament of Sint Maarten

Staten van Sint Maarten

To the Government of St. Maarten,
Attn. Prime Minister, the Honorable Marcel Gumbs
Philipsburg, St. Maarten

April 14, 2015

Honorable Prime Minister,

As a follow up to the Central Committee’s handling of the draft national ordinance “integrity chamber”, please find below, as discussed, my proposals for changes to the draft in question:

- Amend the considerations under “gelet op” to reflect the probability that there will be no protocol arrived at with the Dutch government, either an outright deletion or in combination with article 34.

- Strike article 1, section b, sub a. This formulation is not suitable for a definition of an integrity breach and is too general in nature. (It is a mere establishment of a fact(?) in the view of the reporter(s) of the PWC report.)

- Expand article 33 to better explain the scope of the law as far as the coverage and timeliness is concerned. (Overgangsrecht).

- Consider more timely feedback to and consultation with Parliament than the bi-annual reporting alone.

- Provide more essentials (guarantees) to the Government’s discretionary power to reject advices from the Chamber.

- Put the supervisory role of the “Raad voor de Rechtshandhaving” in the right legal context.

- Provide a delineation (afbakening) of competencies of and between the several institutions, especially the Ombudsman, General Audit Chamber and the Integrity Chamber.

Respectfully submitted,

Sarah A. Wescot-Williams
Member of Parliament (DP)