Draft Motion

The Parliament of Sint Maarten in its meeting of today, August 13\textsuperscript{th} 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 26\textsuperscript{th} 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 shareholder 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.

Copies of this motion to be sent to:

The Governor of Sint Maarten
The Government of Sint Maarten
The Parliament of Aruba
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:
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
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<tr>
<th>NO.</th>
<th>NAME</th>
<th>VOOR/FOR</th>
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<td>1.</td>
<td>Sarah A. Wescot-Williams</td>
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<td>2.</td>
<td>Rolando Brison</td>
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<td>Egbert J. Doran</td>
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<td>Christophe T. Emmanuel</td>
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<td>Jules C. James</td>
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<td>Ardwell M.R. Irion</td>
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<td>Frans G. Richardson</td>
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