



**SINT EUSTATIUS
CARIBISCH NEDERLAND**

**xDraft decision and commitment list Central Committee, September 1st 2022
at V.A. Lopes Legislative Hall (Government Guest House)**

Present: Chairman Councilman Mr. Reuben Merkman, Council lady Rechelline Leerdam, Council lady F.E. Adelka Spanner, Government Commissioner Mrs. M. Alida Francis, Deputy Government Commissioner Mrs. Claudia Toet.

Absent: Councilman Nicolaas Sneek & Councilman Clyde van Putten.

	Agenda point	Decisions & Commitments
1.	Opening	Meeting began at 2:14pm
2.	Announcements	Councilman Sneek & Councilman van Putten are absent today due to personal reason.
3.	Setting of agenda	No additional topics
4.	Ratification of the list of commitments and decisions	List has been ratified
5.	Ratification of list incoming documents	List has been ratified
6.	Transport of person ordinance Councilman Merkman: article 34 lid 1 & 2 One was referring to 1 month and the other to 3 months. My query was wouldn't it be more feasible to synchronize that. Mrs. Brown: that has been corrected I believe and that is in article 32 now and both are reflecting 6 months Council lady Spanner: One of the written questions that I have submitted which I believe you did not	Synopsis by Mrs. Monique Brown (legal affairs department) Central committee council has decided to not send the ordinance to the island council and have decided to send it back to legal affairs for the necessary changes and to be returned to the central committee Following changes: include in the ordinance any one who wants to operate as taxi driver (need to do a



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		<p>know your island test at the tour.) if legally possible.</p> <p>Councilman Merkman: In the bestuurlijke planning it says that a public campaign will be done after the approval of this ordinance, it would not give those individuals the opportunity who it will directly impact the influence to bring forward their queries because they probably don't have the possibility of doing that on a large scale.</p> <p>Council lady Leerdam: I would agree with Mr. Merkman if you're going to work on the ordinance I think you should have a townhall meeting first even though changes can be made, even though you have a committee but once you have a broader view you can get a broader feedback I think you can have a more concrete ordinance that have less changes as it go with the living documents. I do agree that it should be brought in a townhall meeting before it is passed or ratified in the island council</p> <p>Council Lady Leerdam: How many taxis do we have operational at present ?</p> <p>Mrs. Monique Brown: That will be Unit Licenses but I can get the answer for you.</p>
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	<p>Hoofdstuk 4 rijvergunning article 24 sub b. The pension age 65 there are no exemptions</p>	<p>Council lady Leerdam: We have some persons now doing it when this goes into effect what happens to them if they are above the pension age of 65? Do they have to stop immediately based on this ordinance ?</p> <p>Mrs. Monique Brown: if that's the limit yes they would stop and their permit would not be renewed. There are no exemptions pertaining to the age at this point and time.</p> <p>Councilman Merkman: What is the reason that we say 65 years or 70 years is the cut off time to be able to drive and transport individuals to amplify their income.</p> <p>Gov. Commissioner Francis: Through the chairman I would like ask Mrs. Brown pertaining to the legal perspective if to know if we can also include that in the ordinance the issuing of the actual license whereby anyone who wants to operate as a taxi driver before the permit is granted they need to sit a mandatory at the tourism office. It is called a know your island test it is legally possible for anyone but must be passed at 70%. I don't know if legally its possible.</p>
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		<p>Councilman Merkman: We would like to know if its legally possible to do so.</p> <p>Mrs. Monique Brown: I Will look into the possibility if it is legally possible to include in the ordinance that before the issuing of the actual license whereby anyone who wants to operate as a taxi has to sit a mandatory know your island test and pass it 70% before obtaining the permit.</p> <p>Mrs. Monique Brown : Would like to know from the council if they would like for her to also look into creating an exemption if that is possible pertaining to above the age of 65 that it is then done by a annual or every 2 year revision. You can place the query by me and I can answer in writing.</p> <p>Councilman Merkman: we are not allowed to vote but I see a shake of heads from the committee.</p> <p>Mrs. Monique Brown- you can place the query by me if you wish for me to look into the matter as one of the questions and then I can reply in writing.</p> <p>Councilman Merkman: please do</p>
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		<p>Mrs. Monique Brown: We will look into this and get back to you in writing.</p> <p>Council Lady Leerdam: How is the rate regulated from example town to whitewall ? and or throughout the rest of the island.</p> <p>Council lady Leerdam: If I want to go from the resort to the guest house how much do I pay ? is it regulated?</p> <p>Mrs. Monique Brown: it is regulated.</p> <p>Councilman Merkman: Pertaining to this agenda point we will await before we decide if we will move it to the island council.</p>
7.	Liqueur and Hospitality ordinance	<p>Synopsis by Mrs. Monique Brown (legal affairs department)</p> <p>Council lady Leerdam: The fire department checking the restaurant versus the house that sells food once a month do they have the same requirements ?</p> <p>Mrs. Monique Brown: I would not be able to answer you that. It's the fire department that will have to answer you.</p> <p>Council lady Leerdam: Where passing an ordinance that they need to meet these requirements. These things have to be clear before we pass something that will shut down everyone. These are the</p>



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		<p>questions I would need answer to get more clarification on.</p> <p>Council lady Leerdam: article 11.1 the customer is free to consume on location and also free to decide to take it away. If the customer choose to take food or drink away by their own decision is the enterprise punishable?</p> <p>Gov. Commissioner Francis: Suggest that the council make their suggestions collectively to legal affairs department to investigate for you pertaining to the hotel take out and then we can know that we have a sound ordinance. Adjusting ordinance pertaining to take out at hotels. Because ordinance states one way in practice it goes another way.</p> <p>Council lady Spanner: In article 33 sub 2 states about the hotel list taking it to the police is this being done right now or being carried out.</p> <p>Mrs. Monique Brown: No comments was given from the police pertaining to this article I assume it is still being carried out.</p> <p>Gov. Commissioner Francis: I won't be able to answer but I believe there is a reason why it was place in the ordinance in the first place. I would like the council to query the hotel list of persons, to</p>
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		<p>find out the intention of the list from Article 33 sub 2 and if it is being carried out and if it is still necessary in which circumstances.</p> <p>Council lady Leerdam: I have a great concern for permits for home kitchens. Do I have to request a event permit just to have a small food sale ?</p> <p>Gov. Commissioner Francis: The events policy that was introduced needs to be revisited.</p> <p>Gov. Commissioner Francis: I will also based on your questions, I will request also that these questions are highlighted in one of the shedding light program.</p> <p>Councilman Merkman: We will forward the question and queries that we had so that we can get the ordinance back in the central committee and moving forward to the island council. My suggestion is that we week it in the central committee and we fine tune it and we come back on it.</p>
8.	<p>Building code ordinance</p> <p>Councilman Merkman: Is there any enforcement done in this area with regards to waste water on the public streets? Is this going to be part of the ordinance that we are looking at ?</p>	<p>Synopsis by Mrs. Monique Brown & Mr. Austin van Heyningen & Mr. Maldwyn Timber</p> <p>Mr. Austin van Heyningen: What is missing is the house installation your house installation has to meet a certain criteria. No matter what you decide to connect to.</p>



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	<p>Mr. Austin van Heyningen: that has to do with safety on the job site. The inspector has the authority and see there is safety hazard. Once it touches public and domain then we have the authority to take actions.</p>	<p>Councilman Merkman: Inspectors on building sites that permits were granted to investigate.</p> <p>Council lady Leerdam: Maintaining the site during building.</p> <p>Council lady Leerdam: feels this should be explained to the public to see what their rights are in terms of these things happening so they can know who they have to go to.</p> <p>Gov. Commissioner Francis: How can we in the granting of the permit and in the supervision of the construction from a very early stage in these culturally sensitive areas put just a little more attention to the building activities and the involvement of the inspector.</p> <p>Councilman Merkman: I support your thinking Government commissioner.</p> <p>Councilman Merkman: does government has algemene store plaats voor asbest and is there a construction dump site ?</p> <p>Council Lady Leerdam: Need more explanation of Article 3 paragraph 1</p>
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	<p>Gov. Commissioner Francis: As an island council I think a time will come where a clear decision will need to be made in terms of policy of the containers. There are two things. Without having a policy of its own the containers is growing a life of its own. The question is how do we see containers in the roadmap. Do we see them as housing or temporary housing, how many containers do we want on our island and if we want.</p> <p>The container policy has to be very broad and we need to set for ourselves clear conditions and under which conditions should we allow in the island or if at all.</p>	<p>Mr. van Heyningen: They are busy with a container policy.</p> <p>Council Lady Leerdam: Enforcement of division of construction waste. I am seeing the areas that they have to be divided in. What is the enforcement of waste that is being carried to and from. What is the enforcement on that ? on the way back to the company site is being left on the road.</p> <p>Dep. Gov. Commissioner Toet: We have a dedicated person that we have that can inspect the buildings.</p> <p>Councilman Merkman: We will hold this agenda point in this central committee and we will come back to it before we move again in the central committee.</p>
9.	1 st Implementation report 2022 & reaction CFT	Synopsis by Mr. Jeroen Hogeveen
10.	Announcements Executive Council & Government Commissioner. (Art 49/50 RVO IC)	Gov. Comm. Unveiling GVP school. State Sec. & Min. BZK visit next week
11.	Closing	



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Adopted on2022

The Deputy Registrar,

Ms. M. Humphreys

The Chairman of the Central Committee,

Mr. R. Merkman