



**SINT EUSTATIUS**  
**CARIBISCH NEDERLAND**  
**Island Council proposal**

**Island council meeting:** September 19th, 2024  
**Date proposal Presidium:** 21 Augustus 2024

Nr. 2024/17  
Portfolioholder: n/a  
**Author:** M Robins-Spanner

**Subject:**

Formal decision to dismiss Commissioner A. Spanner-Schmidt following the vote of no confidence adopted on July 11th, 2024.

**Proposal:**

On July 11th, 2024, the Island Council adopted a motion to terminate support against Commissioner A. Spanner-Schmidt. In accordance with Article 60 of WolBES, the Council must take a formal decision to dismiss the Commissioner. Despite the earlier appointment of a new Commissioner, the previous Commissioner must be officially dismissed to legally complete the procedure. This proposal aims to formalize that decision.

**Introduction/Motivation:**

The vote of no confidence against Commissioner A. Spanner-Schmidt was passed by the Island Council on July 11th, 2024. However, due to uncertainties and after thorough legal advice, which took some time, the formalization of the dismissal could only be properly concluded later. In accordance with the legal procedures under Article 60 of WolBES, a formal decision to dismiss must be made to ensure the situation is legally handled. The dismissal must be formally approved by the Island Council, even though a new Commissioner has already taken office.

**Legal and Policy Framework**

- Article 60 WolBES

**Justification, including possible alternatives:**

1. **Compliance with legal standards:**

The formalization of the dismissal of Commissioner A. Spanner-Schmidt is necessary to meet the legal requirements of WolBES, as the vote of no confidence does not automatically result in dismissal. A formal decision by the Island Council is still required.

2. **Revision of internal policies:**

The dismissal of a Commissioner following a vote of no confidence may require a review of internal policy procedures to handle such situations more quickly or efficiently in the future.

3. **Alternatives:**

There are no viable alternatives, given the legal obligation to formally dismiss a commissioner



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after a vote of no confidence. Failure to dismiss could lead to legal complications and would not align with the regulations.

**Participation/Communication:**

Prior to the formal dismissal, extensive communication was held with all involved parties, including the Commissioner herself. The community is already aware of the vote of no confidence and the appointment of a new Commissioner. Further communication regarding this formal decision will be conducted through the Island Council's regular communication channels.

**Arguments:**

- Formalizing the dismissal is legally required under Article 60 WolBES.
- Although a new Commissioner has already been appointed, the procedure must be completed legally by officially dismissing the previous Commissioner.
- Failure to formalize the dismissal could lead to legal uncertainties and administrative complications.

**Financial:**

In line with the dismissal decision, Ms. A. Spanner-Schmidt will be compensated for the period up to and including the date the dismissal takes effect. This means she will receive her salary until the dismissal date.

The Island Registrar,

Mw. M. M. Robins-Spanner

The Chairlady

Mw. M.A.U Francis



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**Island Council Decision**

**Date of Meeting:** 19 September 2024

**Nr: 2024/17**

**Subject:** Dismissal Decision following Vote of No Confidence against Commissioner Arlene Spanner-Schmidt

The Island Council of the Public Entity of Sint Eustatius,

**Having read** the motion dated July 11th, 2024

**Having considered** the decision of the Presidium on the 21<sup>st</sup> of August 2024

**In accordance** with Article 60 Wol-BES


**Decides:**

1. To withdraw confidence in Island Commissioner Arlene Spanner-Schmidt.
2. To dismiss Island Commissioner Arlene Spanner-Schmidt from her position as Deputy of the Public Entity of Sint Eustatius with immediate effect.
3. To compensate Ms. A. Spanner-Schmidt up to and including the date of this dismissal decision.

Thus decided in the public meeting of the Island Council on September 19th, 2024.

The Island Council

The Island Registrar,

  
Mw. M. Robins-Spanner



The Chairlady

  
Mw. M.A.U. Francis