



State of Law Enforcement Sint Maarten

2023



The Law Enforcement Council

The Law Enforcement Council (Council) is tasked with the general inspection of the effectiveness, quality and management of the judicial organizations, and the judicial cooperation between the BES islands, Sint Maarten and Curacao.



Overarching topics Sint Maarten

Several topics of concern inspections 2023:

- Lack of steering by the Minister and Ministry of Justice.
- Legal position justice personnel not yet finalised.
- Tier 3 status third year in a row (Trafficking in persons report, U.S. Department of State)

Judicial cooperation Kingdom and Developments Sint Maarten

The Council has established that cooperation between the countries in the Kingdom is being sought in many areas.



Prevention of juvenile delinquency
Materials and equipment
Information and data exchange, sharing and processing
Border control and migration
Undermining **Police Capacity** Legal framework
Judicial cooperation between the countries
Supervision **Work groups** Detention system
Strengthening of the rule of law
Public Prosecutor's Office and judiciary
Approval of budgets and financial statements
Certificate of good conduct

Inspections 2023

New inspections: 2

Completed: 1

- Arrest team

Ongoing: 1

- Processing of police data



Review inspections: 3

Completed: 2

- General review: Sub inspection III

- Review human trafficking & human smuggling

Ongoing: 1

- Detention & monitoring CPT recommendations:
The care and treatment of individuals with mental or behavioral disorders in the criminal justice chain

Processing of police data



Status: The Council began the process of mapping out its oversight role in regard to the processing of police data in 2023 and has continued this process in 2024.

Detention & monitoring CPT recommendations



Status: The Council initiated this inspection in 2023, but based on exploratory interviews, desk research and developments to date, chose to limit it to monitoring developments in this area. In 2024 an evaluation will take place and a decision will be made as to when further research will be carried out.

Arrest team

Year report: 2023

Recommendations: 9

Main concerns:

- Lack of support by administrative authorities for the necessary financial, human and material capacity for the outfitting of a professional Arrest team.



Human trafficking & human smuggling and the prostitution policy and its enforcement

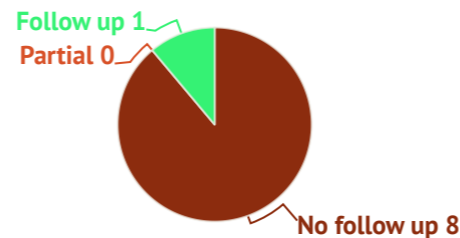


Year report: 2019

Recommendations: 9

Main concerns:

- Approach to human trafficking and human smuggling is still inadequate
- Insubstantial progress has been made with regard to the prostitution policy and its enforcement in Sint Maarten.



For full text of inspection reports and State of law enforcement:

www.raadrechtshandhaving.com

General Review: Sub-inspection III (KPSM)

Year report: 2023

Recommendations: 30

Main concerns:

- Where follow-up of recommendations is dependent on the Ministry of Justice, that follow-up is stagnant.
- Lack of preconditions of a financial and human nature at KPSM and Ministry of Justice.

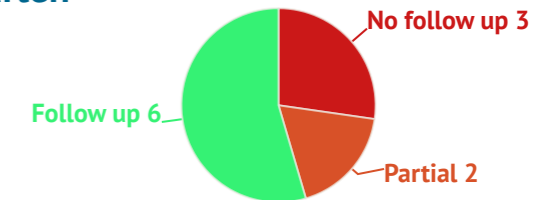


• Police education in Sint Maarten

Year report: 2013

Recommendations: 11

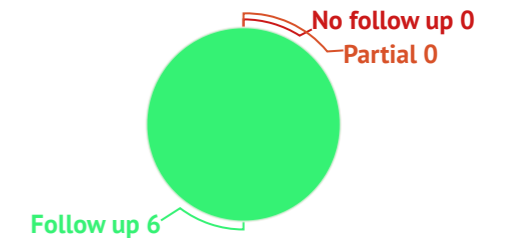
Review: 2017



• Bureau internal affairs

Year report: 2018

Recommendations: 6



• Use of force by and against the police in Sint Maarten

Year report: 2014

Recommendations: 13

Review: 2019

