



**REPUBLIC OF NAURU  
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Nauru

G.N.No 181/2019

**NAOERO NATIONAL ANTHEM EMBLEM AND FLAG PROTECTION  
REGULATIONS 2019**

**SL No. 9 of 2019**

**Notified: 18 March 2019**

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Cabinet makes the following Regulations under section 36 of the *Naoero National Anthem Emblem and Flag Protection Act 2018*:

**1. Citation**

These Regulations may be cited as the *Naoero National Anthem Emblem and Flag Protection Regulations 2019*.

**2. Commencement**

These Regulations come into effect on the day they are notified in the Gazette.

**3. Application for use of National Anthem Emblem or Flag**

For the purposes of sections 6, 9, 11 and 20 of the Act, the prescribed form for an application for the use of the National Anthem, Emblem or Flag is set out in Form 1 in Schedule 1.

**4. Particulars required**

A person applying to the Minister for approval to use the National Anthem, Emblem or Flag shall provide:

- (a) surname and forenames;
- (b) name of firm, institution, corporation or group person is applying on behalf of;
- (c) usual residential address;
- (d) correspondence address, if different from address of the business;
- (e) purpose of use of the National Anthem, Emblem or Flag;
- (f) a certified copy of the business licence under the Business Licences Act 2017 if applicable;
- (g) a certified copy of certificate of incorporation or partnership if applicable; and
- (h) an undertaking to comply with the provisions of the Act in relation to the protection of the National Anthem, Emblem and Flag.

**5. Form of approval**

Where the Minister approves an application for the use of the National Anthem, Emblem or Flag, the Secretary to Cabinet shall issue an approval under the hand of the Minister in accordance with Form 2 of Schedule 1 with any necessary conditions.

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**6. Register of approved users**

A register of applications and approved users shall be kept by the Secretary to Cabinet as set out in Form 3 of Schedule 1.

**7. Application fees**

The prescribed fees to be paid for the purposes of the Act are set out in Schedule 2.

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**SCHEDULE 1**  
**FORM 1**

**NAOERO NATIONAL ANTHEM EMBLEM AND FLAG PROTECTION ACT 2018**  
**APPLICATION FORM FOR USE OF NATIONAL ANTHEM, EMBLEM OR FLAG**

*(Sections 6, 9, 11 and 20, Regulation 3)*

**To: Hon. Minister (....) MP, Nauru**

**Details of the applicant: (individual/firm/corporation/institution/group):**

Applicant name:	
Name of individual/firm/corporation/institution/group:	
Business name (if applicable):	
Principal place of business/operation (if applicable):	
Telephone number:	
Email address:	
Purpose of application:	<input type="checkbox"/> ANTHEM: <ul style="list-style-type: none"><li>○ To be used or incorporated as a trademark/logo;</li><li>○ To be used or incorporated for advertising purposes; or</li><li>○ To be used for commercial purposes.</li></ul>
	<input type="checkbox"/> EMBLEM: <ul style="list-style-type: none"><li>○ To be used or incorporated as a trademark/logo;</li><li>○ To be used or incorporated for advertising purposes; or</li><li>○ To be used for commercial purposes.</li><li>○ Will involve depiction/engraving or embossing on merchandise.</li></ul>
	<input type="checkbox"/> FLAG: <ul style="list-style-type: none"><li>○ To be used or incorporated as a trademark/logo;</li><li>○ To be used or incorporated for advertising purposes; or</li><li>○ To be used for commercial purposes.</li></ul>

**NOTE: the following must be provided in support of the application:**

1. Receipt of payment of application fee.
2. Reason for application/use of National Anthem/Emblem/Flag.

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**UNDERTAKING:**

I/We ..... undertake to comply with the requirements for the protection of the National Anthem, Emblem and Flag and will ensure that the dignity, respect and honour of the same is maintained at all times. I/We acknowledge that any disrespect or misuse of the authority granted under the Act, may be revoked without any notice by the Minister.

\_\_\_\_\_

**DECLARATION:**

I/We the applicant..... (state name) of .....(address), .....(occupation), do solemnly and sincerely declare that (set out matter declared using numbered paragraphs if it is lengthy):

And I/We make this solemn declaration by virtue of the **Oaths, Affirmations and Statutory Declarations Act 1976** conscientiously believing in the statement contained therein to be true in every particular.

Signed by the person filing this form.....

Name of person filing this form:\*.....

Date:.....

***NOTE: Any person making a false statement is guilty of an offence and is liable to imprisonment for 5 years.***

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**FORM 2**

**NAOERO NATIONAL ANTHEM EMBLEM AND FLAG PROTECTION ACT 2018**

**APPROVAL FOR USE OF NATIONAL ANTHEM EMBLEM OR FLAG**

*(Regulation 5)*

**PURSUANT** to Section (6/9/11/20) of the **Naoero National Anthem Emblem and Flag Protection Act 2018**, I hereby grant approval to ..... *(the applicant)* to use the Naoero *(Anthem/Emblem/Flag)* for ..... *(state purpose)* for a period of.....

**TAKE NOTE** that this approval is conditional on:

1. The amount or use of the Naoero *(Anthem/Emblem/Flag)* is restricted to .....
2. The National Emblem and Flag shall not be used as a political party logo or as a candidate logo during a national election campaign.
3. The person granted approval shall comply with the undertaking provided and all laws of the Republic.
4. Misuse of the National Anthem Emblem and Flag of the Republic shall result in prosecution.

**DATED** this ..... day of ..... 20.....

.....  
**HON. *(Minister responsible,)* MP**

**FORM 3**

**NAOERO NATIONAL ANTHEM EMBLEM AND FLAG PROTECTION ACT 2018**

*(Regulation 6)*

**REGISTER FOR APPROVED USERS OF NAOERO NATIONAL ANTHEM  
EMBLEM AND FLAG**

<b>Name of Applicant</b>	<b>Name of firm/corporation/institution /group</b>	<b>For use of: Anthem/Emblem/ Flag</b>	<b>Purpose</b>	<b>Approved/ Not approved</b>	<b>Period of use</b>

**SCHEDULE 2**

**FEES**

*(Regulation 7)*

	<b>Nature of application</b>	<b>Fee</b>
1	Fee for inspection of the Register	\$25
2	Fee for a certified copy of entries in the Register and Certificate	\$25
3	Application for approval to use the National Emblem or Flag	\$25