

**REPUBLIQUE  
DE  
VANUATU**  
*JOURNAL OFFICIEL*



**REPUBLIC  
OF  
VANUATU**  
*OFFICIAL GAZETTE*

**5 AVRIL 2007**

**EXTRAORDINARY GAZETTE  
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NO. 6**

**5 APRIL 2007**

**SONT PUBLIES LES TEXTES SUIVANTS**

**ARRETES**

**NOTIFICATION OF PUBLICATION**

**ORDERS**

**COMMISSION OF INQUIRY ACT [CAP.85]**

- APPOINTMENT OF COMMISSION OF INQUIRY ORDER NO. 11 OF 2007.  
OFFICIAL OATHS

**THE SALE OF MEDICINES ACT [CAP.48]**

- (AMENDMENT) ORDER NO. 12 OF 2007.



**REPUBLIC OF VANUATU**

**COMMISSIONS OF INQUIRY ACT [CAP 85]**

**APPOINTMENT OF COMMISSION OF INQUIRY**

**ORDER NO. 11 of 2007**

In exercise of the powers conferred on me by subsection 1(1) of the Commissions of Inquiry Act [CAP 85], I, the Honourable Isabelle Donald SIKAWONUTA, Minister responsible for Justice, make the following Order:

**1 Definition**

In this Order unless the contrary appears:

“Commission” means the Commission of Inquiry established under this Order.

**2 Appointment of Commissioner**

Heather Lini- Leo is appointed as Commissioner to the Commission.

**3 Appointment of Assessors**

The following persons are appointed as Assessors to the Commission:

- (a) Eric Pakoa; and
- (b) Henry Vira.

**4 Appointment of Secretary**

Toco Mara is appointed as Secretary to the Commission.

**5 Remuneration of Commissioner, Assessors and Secretary**

- (1) The Commissioner shall receive a remuneration of VT 300,000.
- (2) The Assessors shall each receive a remuneration of VT150, 000.
- (3) The Secretary shall receive a remuneration of VT 75,000.

- (4) The remunerations referred to in this clause shall be payable to the Commissioner, the Assessors and the Secretary after completion of the report referred to in paragraph 6(b) of this Order.

**6 Use of Government vehicle**

The Commissioner and the Assessors shall be entitled to the use of one Government vehicle for the purposes of the Inquiry.

**7 Terms of Reference**

- (1) The terms of reference of the Commission are as set out in the Schedule of this Order.
- (2) The terms of reference for the Commission may be amended or varied by the Minister after consultation with the Commissioners.

**8 Location of Inquiry**

The Inquiry is to be made in Port Vila and at such other place or places as the Commission determines.

**9 Public or Private Inquiry**

The Inquiry is to be held in public except in circumstances as directed by the Commission.

**10 Reports**

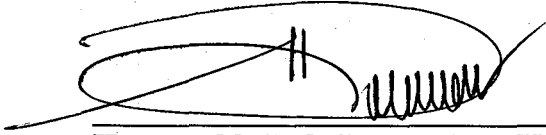
The Commissioners must prepare the following reports:

- (a) a report of the proceedings and of the results of this Inquiry to the Minister of Justice not later than 2 months from the date of their appointment as Commissioners;
- (b) a report summarizing their findings and their recommendations available to the public not later 14 days after the submission of this report to the Minister of Justice.

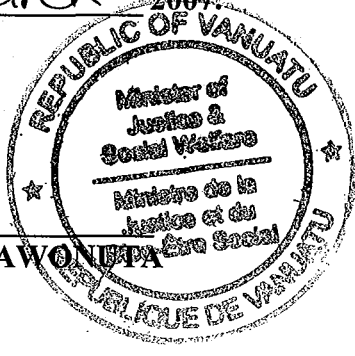
**11 Commencement**

This Order commences on the date on which it is made.

Made this 3<sup>rd</sup> day of March 2007.



**Honourable Isabelle Donald SIKAWONIPA**  
**Minister of Justice**



## **SCHEDULE**

### **TERMS OF REFERENCE**

- 1 To inquire into the actions of the Vanuatu Police Force (“the Police Force”) before 3<sup>rd</sup> of March 2007 when informed of the tensions between certain Ambrym and Tanna communities (“the disputing parties”) and if there was any plans from the police at that time to address the problem.
- 2 To inquire into the number of police personnel deployed at a meeting held on 3<sup>rd</sup> March 2007 at Black Sands area between the disputing parties and if there was any contingency plans at that time to prevent the outbreak of violence.
- 3 To inquire into the actions of the police and fire brigade when requested to attend to the outbreak of violence between the disputing parties on 3<sup>rd</sup> of March 2007.
- 4 To inquire into the period of time taken for the police including the Vanuatu Mobile Force (“the Force”) to enforce the Order signed by the Minister of Internal Affairs for the use of firearms during or after the incident of 3<sup>rd</sup> of March 2007.
- 5 To inquire into the actions of the members of the Police Force who were responsible for the operations undertaken by the Police Force before and after the outbreak of the violence on 3<sup>rd</sup> of March 2007 between the disputing parties and the powers provided by law on such person to authorize such operations.
- 6 To inquire into the simultaneous absences of the Police Commissioner and the Commander of Force and reasons for their absences before the incident of 3<sup>rd</sup> March 2007.
- 7 To inquire into any other matters that the Commissioner thinks appropriate in relation to the incident of 3<sup>rd</sup> March 2007.



**REPUBLIC OF VANUATU**

**COMMISSIONS OF INQUIRY ACT [CAP 85] – Section 4**

**OFFICIAL OATHS**

I, **Heather LINI-LEO** having been appointed under an Order made by the Minister responsible for Justice dated the 3 day of March, 2007, to be Commissioner appointed to inquire into the matters specified in the said Order, do swear that I will faithfully, fully, impartially and to the best of my ability discharge and perform the duties devolving upon me by virtue of the said Order.

So help me God.

SWORN at Port Vila]  
this 5<sup>th</sup> day of April, 2007 ]

\_\_\_\_\_  
Attorney General  
On behalf of the Minister  
for Justice

\_\_\_\_\_  
COMMISSIONER



**REPUBLIC OF VANUATU**


**COMMISSIONS OF INQUIRY ACT [CAP 85] – Section 4**

**OFFICIAL OATHS**

I, **Eric PAKOA** having been appointed under an Order made by the Minister responsible for Justice dated the 3 day of March, 2007, to be an assessor to assist the Commissioner appointed to inquire into the matters specified in the said Order, do swear that I will faithfully, fully, impartially and to the best of my ability discharge and perform the duties devolving upon me by virtue of the said Order.

**So help me God.**

SWORN at Port Vila]  
this 1<sup>st</sup> day of April, 2007.]

  
ASSESSOR



Attorney General  
On behalf of the Minister  
for Justice



**REPUBLIC OF VANUATU**

**COMMISSIONS OF INQUIRY ACT [CAP 85] – Section 4**

**OFFICIAL OATHS**

I, **Henry VIRA** having been appointed under an Order made by the Minister responsible for Justice dated the 3 day of March, 2007, to be an assessor to assist the Commissioner appointed to inquire into the matters specified in the said Order, do swear that I will faithfully, fully, impartially and to the best of my ability discharge and perform the duties devolving upon me by virtue of the said Order.

**So help me God.**

SWORN at Port Vila]  
this 5<sup>th</sup> day of April, 2007]

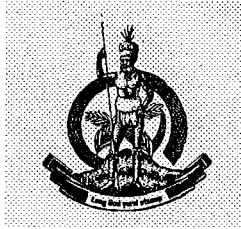
A handwritten signature in black ink, consisting of several loops and strokes, positioned above a horizontal line.

**ASSESSOR**

A handwritten signature in black ink, consisting of a large 'V' shape followed by a horizontal line and a small dash, positioned above a horizontal line.

**Attorney General  
On behalf of the Minister  
for Justice**





## REPUBLIC OF VANUATU

### The Sale of Medicines Act [CAP 48] Amendment Order No. 12, of 2007

IN Exercise of the power conferred on me by subsection 7 (1) of the Sale of Medicine Act [CAP 48] I, Honorable Morkin Steven Iatika, Minister of Health make the following Order:

#### 1 Amendment

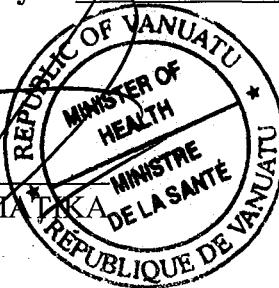
The Sale of Medicines Order No. 32 of 2005 is amended as set out in the Schedule.

#### 2 Commencement

This Order commences on the day on which it is made.

Made at Port Vila this 10<sup>th</sup> day of MARCH 2007.

HONOURABLE MORKIN STEVEN IATIKA  
Minister of Health



## **SCHEDULE**

### **Amendments of Order No. 32 of 2005**

**1 SCHEDULE 3**  
Delete "SOLASODINE"

**2 SCHEDULE 1**  
Add "SOLASODINE"