

REPUBLIQUE
DE
VANUATU
JOURNAL OFFICIEL



REPUBLIC
OF
VANUATU
OFFICIAL GAZETTE

14 AVRIL 2009

NO. 14

14 APRIL 2009

SONT PUBLIES LES TEXTES SUIVANTS

ARRETES

NOTIFICATION OF PUBLICATION

ORDERS

DIPLOMATIC PRIVILEGES AND IMMUNITIES ACT [CAP 143]

- PROVISIONS OF PRIVILEGES AND IMMUNITIES UNITED NATIONS DEVELOPMENT FUND FOR WOMEN (UNIFEM) ORDER NO. 37 OF 2009.
- PROVISIONS OF PRIVILEGES AND IMMUNITIES UNITED NATIONS CHILDREN FUND (UNICEF) ORDER NO. 38 OF 2009.

MUNICIPALITIES ACT [CAP 126]

- INSTRUMENT OF APPOINTMENT OF PERSONS TO INQUIRE INTO CERTAIN MATTERS OF THE PORT VILA MUNICIPAL COUNCIL ORDER NO. 39 OF 2009.

RERESENTATION OF THE PEOPLE ACT [CAP 146]

- DECLARATION OF CANDIDATURE ORDER NO. 40 OF 2009.

CONTENTS

PAGE

**CONSTITUTION OF THE REPUBLIC
OF VANUATU**

- APPOINTMENT OF JUDGE 1

OATHS ACT [CAP 37]

- OATH OF ALLEGIANCE 2.
- JUDICIAL OATH 3.

JUDICIAL SERVICES AND COURTS ACT

- APPOINTMENT OF ACTING
MASTER OF THE SUPREME
COURT 4.

OATHS ACT [CAP 37]

- OATH OF ALLEGIANCE 5.
- JUDICIAL OATH 6.

LEGAL NOTICES

- COMPANIES ACT [CAP 191] 7-9.



REPUBLIC OF VANUATU

DIPLOMATIC PRIVILEGES AND IMMUNITIES ACT [CAP 143] Provisions of Privileges and Immunities United Nations Development Fund for Women (UNIFEM)

Order No. 37 of 2009

In exercise of the powers conferred to me by Section 5 (a) of the Diplomatic Privileges and Immunities Act [Cap 143], I, Honourable Bakoa Kaltongga (MP), Minister of Foreign Affairs make the following Order:

1. **UNIFEM**

The United Nations Development Fund for Women (UNIFEM) has the privileges and immunities set out in Schedule 2 of the Diplomatic Privileges and Immunities Act [Cap 143] ("the Act") and has legal capacity of a body corporate.

2. **Officials of UNIFEM**

An expatriate Officer of UNIFEM has the privileges and immunities set out in Schedules 3 and 4 of the Act.

3. **Inclusion of UNIFEM into Schedule 6**

By this Order, UNIFEM is hereby included in Schedule 6 of the Act.

3. **Commencement**

This Order commences on the day on which it is published in the Gazette.

Made at Port Vila this 02 day of April 2009


Hon. Bakoa Kaltongga (MP)
Minister of Foreign Affairs





REPUBLIC OF VANUATU

**DIPLOMATIC PRIVILEGES AND IMMUNITIES ACT [CAP 143]
Provisions of Privileges and Immunities United Nations Children
Fund (UNICEF)**

Order No. 38 of 2009

In exercise of the powers conferred to me by Section 5 (a) of the Diplomatic Privileges and Immunities Act [Cap 143], I, Honourable Bakoa Kaltongga (MP), Minister of Foreign Affairs make the following Order:

1. UNICEF

The United Nations Children Fund (UNICEF) has the privileges and immunities set out in Schedule 2 of the Diplomatic Privileges and Immunities Act [Cap 143] ("the Act") and has legal capacity of a body corporate.

2. Officials of UNICEF

An expatriate Officer of UNICEF has the privileges and immunities set out in Schedules 3 and 4 of the Act.

3. Inclusion of UNICEF into Schedule 6

By this Order, UNICEF is hereby included in Schedule 6 of the Act.

3. Commencement

This Order commences on the day on which it is published in the Gazette.

Made at Port Vila this 02 day of April 2009.


Hon. Bakoa Kaltongga (MP)
Minister of Foreign Affairs





REPUBLIC OF VANUATU

MUNICIPALITIES ACT [CAP 126]

Instrument of appointment of persons to inquire into certain matters of the Port Vila Municipal Council Order No. 39 of 2009

In exercise of the powers conferred on me by paragraphs 61(1) (a), (b) and (c) of the Municipalities Act [Cap 126], I, the Honourable PATRICK CROWBY MANAREWO, Minister of Internal Affairs, make the following appointment:

1 Appointment

The following persons are appointed to inquire into certain matters of the Port Vila Municipal Council:

- (a) Mr. Luke SHEM;
- (b) Mr. Pierro WILLIE.

2 Terms of reference

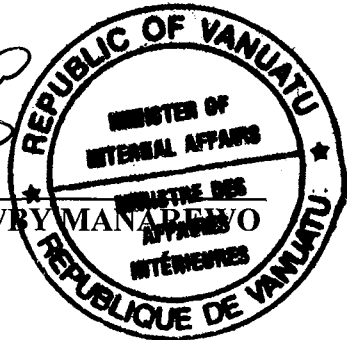
The terms of reference of the persons appointed under clause 1 are as set out in the Annex attached to this Instrument.

3 Commencement

This Instrument of Appointment comes into force on the day on which it is made and ceases to have effect on the 7th day from the date on which this Order is made.

Made at Port Vila this 2 day of April 2009.


Honourable PATRICK CROWBY MANAREWO
Minister of Internal Affairs



ANNEX

TERMS OF REFERENCE OF PERSONS WHO ARE TO INQUIRE INTO CERTAIN MATTERS OF THE PORT VILA MUNICIPAL COUNCIL

1 Objective

To inquire into:

- (a) the financial transactions or expenditures of the Council incurred between the period starting from 14th to 20th February 2009;
- (b) the legality of any contracts signed by the Council and any person during the period starting from 14th to 20th February 2009;
- (c) the legality of any recruitments of the staff of the Council during the period starting from 14th to 20th February 2009;
- (d) the quality of service delivery carried out by the Council to the population of Port Vila from 14th February 2009 to the date in which this Order is made;
- (e) the minutes of the Finance and Staff Committee meeting and the full Council meeting concerning Mr. Oswald Ivan at No. 1 Coffee shop during the period starting from 14th to 20th February 2009.
- (f) the payment of monthly allowances of members of the Council that was backdated to 5 December 2008.

2 Inquiry Report

The inquirers are to prepare a report of the results of this inquiry to the Minister of Internal Affairs on or after 14 days from the date in which the report is made.

3 Scope of inquiry

The inquiry is to cover the activities carried out in the Council's premises from the period starting from 14th to 20th February 2009 including the monthly allowances of the members of the Council that was backdated to 5 December 2008.



REPUBLIC OF VANUATU

REPRESENTATION OF THE PEOPLE'S ACT [CAP 146]

Declaration of Candidature Order No 40 of 2009

An Order to declare the closing date for the lodging of declaration of candidature for the Tanna By-Election to be held on the 30th April 2009.

In the exercise of the powers conferred by sections 25 and 69 of the Representation of the People's Act [CAP 146], the Electoral Commission hereby makes the following Order:

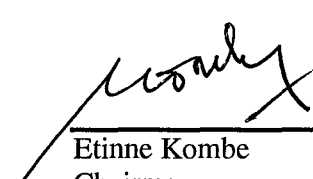
1. Closing date of declaration of candidature.


- (1) A person who intends to stand as a candidate for the Tanna By-Election to be held on the 30th April 2009 to Parliament must lodge with the Electoral Office his candidature in accordance with the requirements of section 25 of the Representation of the People's Act [CAP 146].
- (2) A person's candidature must be lodged with the Electoral Office not later 4.30pm Tuesday 31st March 2009.
- (3) A person interested must be qualified and eligible as required by sections 23, 24 and 25 of the Representation of the People's Act [CAP 146] as amended.


2. Commencement

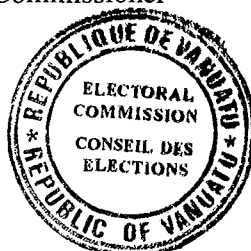
This Declaration commences on the day on which it is made.

Made at Port Vila this 3rd day of April, 2009.


Etinne Kombe
Chairman


Stephen Joel Tari
Commissioner


Leimelu Ishmael
Commissioner



REPUBLIC OF VANUATU



CONSTITUTION OF THE REPUBLIC OF VANUATU

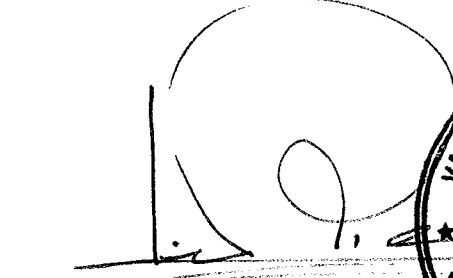
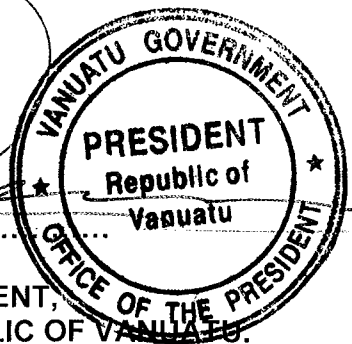
APPOINTMENT OF JUDGE

IN EXERCISE of the powers conferred upon me by Article 47(2) of the Constitution of the Republic of Vanuatu, I, George WELLS, acting President of the Republic of Vanuatu, on the advice of the Judicial Commission, appoint

PETER JOHN BUTLER

to be a Judge of the Supreme Court of Vanuatu with effect from the 1 April 2009 to 1 July 2009.

MADE at the State Office, this 31 March 2009


The seal is circular with the text "VANUATU GOVERNMENT" at the top and "OFFICE OF THE PRESIDENT" at the bottom. In the center, it reads "PRESIDENT" above "Republic of Vanuatu". There are two stars on either side of the central text.

GEORGE WELLS
SPEAKER OF PARLIAMENT,
ACTING PRESIDENT OF THE REPUBLIC OF VANUATU.

REPUBLIC OF VANUATU



OATHS ACT [CAP.37]

OATH OF ALLEGIANCE

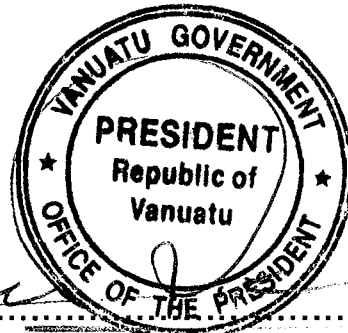
I, **PETER JOHN BUTLER**, do swear that I will well and truly serve and bear true allegiance to the Republic of Vanuatu accordingly to law.

So help me God.

SWORN at the State Office)
By the said **Peter John Butler**)
This 31st day of March 2009)

A handwritten signature in black ink, appearing to be 'Peter John Butler', written over a dotted line.

Before me,



GEORGE WELLS
Speaker of Parliament of Vanuatu; and
Acting President of the Republic of Vanuatu

REPUBLIC OF VANUATU



OATHS ACT [CAP.37]

JUDICIAL OATH

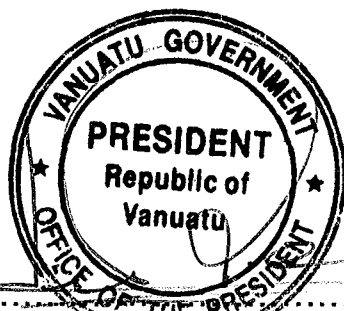
I, **PETER JOHN BUTLER**, having been appointed a Judge of the Supreme Court of the Republic of Vanuatu, do swear that I will bear true faith and allegiance to the Republic of Vanuatu and will uphold the Constitution and the law, and will conscientiously, impartially and to the best of my knowledge, judgment and ability discharge the functions of my office and do right to all manner of people after the laws and usages of the Republic of Vanuatu without fear or favour, affection or ill-will.

So help me God.

SWORN at the State Office)
By the said **Peter John Butler**)
Thisday of March 2009)

A handwritten signature in black ink, appearing to be 'Peter John Butler', written over a dotted line.

Before me,



.....
GEORGE WELLS
Speaker of Parliament; and
Acting President of the Republic of Vanuatu

JUDICIAL SERVICES COMMISSION



APPOINTMENT OF ACTING MASTER OF THE SUPREME COURT

IN EXERCISE of the powers conferred on the Judicial Services Commission according to section 42 [1] of the Judicial Services & Courts [Amendment] Act No.26 of 2008, I, HAM LINI VANUAROROA, Minister of Justice and Social Welfare, and Chairman of the Judicial Services Commission, for and on behalf of the Judicial Service Commission confirm the appointment of

JILL DAWSON

To the position of acting Master of the Supreme Court effective from 1 April to 11 August 2010

DATED AT PORT VILA, THIS 31 March 2009.

A handwritten signature in black ink is written over a circular official stamp. The stamp contains text including 'MINISTER OF JUSTICE & SOCIAL WELFARE' and 'CHAIRMAN OF JUDICIAL SERVICES COMMISSION'.

HONOURABLE HAM LINI VANUAROROA, MP
DEPUTY PRIME MINISTER, MINISTER FOR JUSTICE & SOCIAL WELFARE &
CHAIRMAN OF JUDICIAL SERVICES COMMISSION.

REPUBLIC OF VANUATU



OATHS ACT [CAP.37]

OATH OF ALLEGIANCE

I, **JILL DAWSON**, do swear that I will well and truly serve and bear true allegiance to the Republic of Vanuatu accordingly to law.

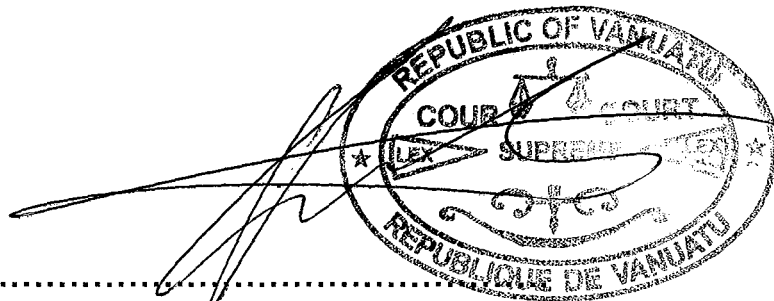
So help me God.

SWORN at the State Office)

By the said **Jill Dawson**)

This 31st day of March 2009) *Jill Dawson*

Before me,



.....
HONOURABLE VINCENT LUNABEK
CHIEF JUSTICE

REPUBLIC OF VANUATU



OATHS ACT [CAP.37]

JUDICIAL OATH

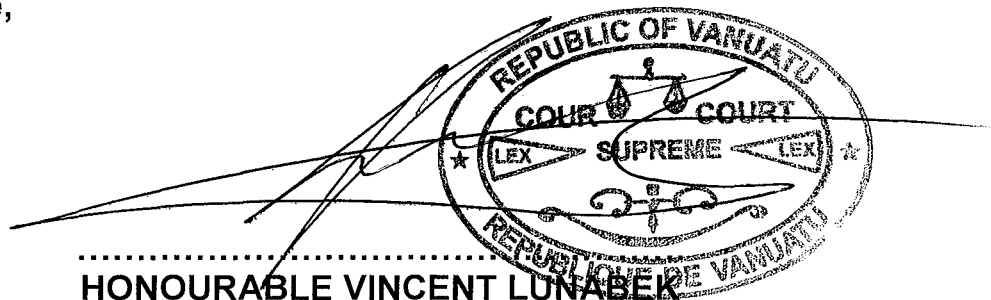
I, **JILL DAWSON**, having been appointed acting Master of the Supreme Court of the Republic of Vanuatu, do swear that I will bear true faith and allegiance to the Republic of Vanuatu and will uphold the Constitution and the law, and will conscientiously, impartially and to the best of my knowledge, judgment and ability discharge the functions of my office and do right to all manner of people after the laws and usages of the Republic of Vanuatu without fear or favour, affection or ill-will.

So help me God.

SWORN at the State Office)
By the said **Jill Dawson**)
This 31 day of March 2009)

..... *J. Dawson*

Before me,



.....
HONOURABLE VINCENT LUNABEKE
CHIEF JUSTICE

SPECIAL RESOLUTIONS

OF

FUBON BANK VANUATU LIMITED

Passed on 12 March 2009

At an Extraordinary General Meeting of the abovenamed Company, duly convened and held at the held at 13th Floor, Central Tower, 28 Queen's Road Central, Hong Kong on 12 March 2009 the following resolutions were duly passed as Special Resolutions:-

SPECIAL RESOLUTIONS

1. That the company be wound up voluntarily and that Jonathan Law and / or Cheryl Ling of Hawkes Law, Hawkes Law House, Rue Pasteur, Port Vila, be appointed Liquidator(s) of the company for the purposes of winding up.
2. That the Liquidator(s) are hereby authorised to distribute in special such assets of the company as they may deem fit.



James Yip
Director

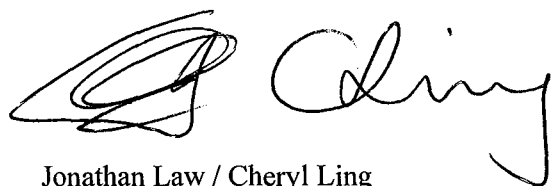
**NOTICE OF APPOINTMENT AND ADDRESS OF OFFICE OF
LIQUIDATOR**

FUBON BANK LIMITED (IN VOLUNTARY LIQUIDATION)

I, Jonathan Law and Cheryl Ling of Hawkes Law, Chartered Accountants, give notice that:

- (a) We were appointed liquidators of the above company by a special resolution of members passed on 12 March 2009 at 10.00am, and
- (b) the address of our office is PO Box 212, Port Vila, Vanuatu.

Dated: 25 March 2009

The image shows two handwritten signatures in black ink. The first signature on the left is a stylized, cursive signature that appears to be 'Jonathan Law'. The second signature on the right is a more legible cursive signature that appears to be 'Cheryl Ling'.

Jonathan Law / Cheryl Ling

Liquidators



REPUBLIC OF VANUATU


VANUATU FINANCIAL SERVICES COMMISSION

COMPANIES ACT [CAP. 191]

TAKE NOTICE that pursuant to Section 364 of the Companies Act [CAP. 191], the following company has ceased to have a place of business in Vanuatu.

Company name: MOBIL INTERNATIONAL PETROLEUM CORPORATION
Registration No: 4685
Date of Registration: 1st July 1992
Company Type: Oversea company

Dated at Port Vila this thirty-first day of March 2009.


George Andrews
REGISTRAR OF COMPANIES

The seal is circular with the text 'REGISTRAR OF COMPANIES' around the top and 'VANUATU FINANCIAL SERVICES COMMISSION' in the center.