

REPUBLIC OF KIRIBATI



(No. 95 of 2024)



I assent,

A handwritten signature in black ink, appearing to be 'Beretitenti'.

Beretitenti,
20/6/2024

An Act

entitled

AN ACT TO AMEND THE KIRIBATI CHAMBER OF COMMERCE AND INDUSTRY ACT 2013

Commencement
_____ 2024

MADE by the Maneaba ni Maungatabu and assented to by the Beretitenti

1. Short Title

This Act may be cited as the *Kiribati Chamber of Commerce and Industry (Amendment) Bill 2024*.

2. Meaning of 'principal Act'

In this Act the 'principal Act' means the *Kiribati Chamber of Commerce and Industry Act 2013*.

3. Amendment of section 4

Section 4 of the principal Act is amended as follows;

(1) By repealing subsection 4(3) and substituting the following:

“(3) Types of Membership

Membership may be classified as follows;

- a) Voluntary membership – a body or person who operates a business activity (short term or micro types of business activities) or informal sectors as prescribed by KCCI and is not entitled to vote.
- b) Ordinary membership – a body or person (whether a corporation or an unincorporated body) who has registered under the Registration of Business Names Act and has paid the full annual membership fee of the Chamber, adheres to KCCI policies and requirements entitling it to vote.
- c) Associate membership - means businesses in the Outer Islands that are eligible to be a member upon payment of the prescribed KCCI membership fee entitling it to vote.”

(2) By inserting a new section 4A to read as follows:

“4A Operating a business activity

(1) Notwithstanding any other provisions in the Act, a person who intends to operate a business must register and become a member of the Kiribati Chamber of Commerce and Industry before applying for any operational licence at the Council and applying for the registration of a business name at the Ministry responsible for Commerce and to operate or conduct any activities including the expression of their views or opinions without conflicting with the directions/policy of KCCI.

(2) This section prevails any provisions found to be inconsistent with it.”

4. Amendment of section 6

Section 6 is amended as follows:

(1) By deleting the word ‘and’ appearing at the end of paragraph (l).

(2) By deleting the “full stop” appearing at the end of the paragraph (m) and inserting a ‘semicolon’.

(3) By inserting new paragraph (n) and (o) after paragraph (m) as follows;

“(n) to enhance national economic growth and maximize employment opportunities; and

(o) improve the business environment and enhance the private sector competitiveness, innovations, sustainability, broad-based growth and effective partnerships.”

5. Amendment of section 9

Section 9(c) is amended by repealing the word ‘two’ and substituting it with the word “four”.

6. Amendment of section 10

Section 10(1)(b) is amended by repealing the number ‘2’ and substituting it with the number “4”.

7. Amendment of section 12

Section 12(a) is amended by repealing the word ‘2nd’ and substituting it with “4th”.

Explanatory Memorandum

The fundamental aim of this Act is to amend the Kiribati Chamber of Commerce and Industry Act 2013 to improve and enable the Kiribati Chamber of Commerce to serve the private sector more efficiently in the outer islands and Kiribati as a whole. The amendments are as follows.

Section 3(1) amends section 4(3) of the Principal Act by removing other membership classifications and endorsing only three types of membership: the 'voluntary member', 'ordinary member' and 'associate member'.

Section 3(2) amends section 4(3) of the principal Act by inserting a new section 4A, which explains what a person should do if he or she intends to operate a business.

Section 4 amends section 6 of the Principal Act, deleting the 'and' and the 'full stop' sign and inserting a 'semicolon'. This amendment also inserts new paragraphs, (n) and (o), to extend the new objections of the Kiribati Chamber of Commerce and Industry.

Sections 5, 6, and 7 amend sections 9, 10, and 12 of the Principal Act by deleting the number 'two(2)' and substituting it with the number 'four(4)' to increase the Officials' term from 2 years to 4 years.

HONOURABLE BOOTH NAUAN
MINISTER FOR TOURISM, COMMERCE, INDUSTRY AND COOPERATIVES

LEGAL REPORT

I hereby certify that in my opinion none of the provisions of the above Act conflict with the Constitution and that the Beretitenti may properly assent to the Act.

Ms Pauline Beiatu
Ag. ATTORNEY-GENERAL
April 2024

CERTIFICATE OF THE CLERK OF THE MANEABA NI MAUNGATABU

This printed impression of the Kiribati Chamber of Commerce and Industry (Amendment) Act 2024 has been carefully examined by me with the Bill which passed the Maneaba ni Maungatabu on the 25th April 2024 and is found by me to be a true and correctly printed copy of the said Bill.



.....

Eni Tekanene
Clerk of the Maneaba ni Maungatabu

CERTIFICATE OF THE SPEAKER OF THE MANEABA NI MAUNGATABU

I certify that the above Act was on the 25th April 2024 passed by the Maneaba ni Maungatabu on a Certificate of Urgency under section 68(3)(a) of the Constitution.



.....

Hon. Tangariki Reete
Speaker of the Maneaba ni Maungatabu

Published by exhibition at the Maneaba ni Maungatabu this day of 2024.



.....

for **Eni Tekanene**
Clerk of the Maneaba ni Maungatabu