

SUPPLEMENT to the Solomon Islands Gazette

19th March 2007

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[Legal Notice 118]

THE PROVINCIAL GOVERNMENT ACT 1997
(No. 7 of 1977)

AND
MAKIRA ULAWA PROVINCE
FINANCIAL MANAGEMENT ORDINANCE 1983

THE MAKIRA ULAWA PROVINCE
SPECIAL FUND FOR WARD DEVELOPMENT AUTHORITIES
ORDINANCE 2006

AN ORDINANCE to create a Special Fund for the revenue and expenditure associated with the Ward Development Authorities established under the Makira Ulawa Province Ward Development Authorities Ordinance 2006.

ENACTED BY the Provincial Assembly of Makira Ulawa Province.

Arrangement of sections

Section:

1. Title and Commencement
2. Interpretation
3. Purpose
4. Creation of Special Fund
5. Sources of revenue
6. Permitted expenditure
7. Accounting Officer

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Under the powers conferred by Section 30 of the Provincial Government Act 1997 and section 29 of the Makira Province Financial Management Ordinance 1983, the Makira Ulawa Provincial Assembly makes the following Ordinance -

1. Title and Commencement

This Ordinance shall be cited as the Makira Ulawa Province Special Fund For Ward Development Authorities Ordinance 2006 and shall come into operation upon assent by the Minister of Provincial Government in accordance with Section 32 of the Provincial Government Act 1997 and publication in the Solomon Islands Gazette.

2. Interpretation

In this Ordinance, except where the context otherwise requires, words have the following meanings:

“Executive” means Makira Ulawa Provincial Executive;

“Entitlements of Ward Development Authorities” means the entitlements from the Provincial Fund the Ward Development Authorities are entitled to receive under the Ward Development Authorities Ordinance;

“Financial Management Ordinance” means the Makira Province Financial Management Ordinance 1983 or its successors;

“Special Fund” means the Special Fund created under this Ordinance;

“Ward Development Authority” means a Ward Development Authority established under the Ward Development Authorities Ordinance;

“Ward Development Authorities Ordinance” means the Makira Ulawa Province Ward Development Authorities Ordinance 2006 or its successors.

3. Purpose

The purpose of this Ordinance is to provide for the safekeeping of the entitlements of Ward Development Authorities who do not elect to have their entitlements paid directly into their own bank account or whose entitlements are withheld in accordance with the Ward Development Authorities Ordinance.

4. Creation of Special Fund

- 1) There shall be established a Special Fund called the Makira Ulawa Province Ward Development Authorities Special Fund.
- 2) The Special Fund shall have a head for each Ward in Makira Ulawa Province.
- 3) The revenue of the Special Fund shall be held in a separate bank account kept solely for the purposes of the Special Fund, which may be a cheque account, and any bank fees or other charges payable on the account shall be paid:

5. Sources of revenue

- 1) All entitlements of Ward Development Authorities shall be paid into the Special Fund, except for the entitlements of any Ward Development Authority:
 - a) That has elected to have its entitlements paid directly into its bank account in accordance with the Ward Development Authorities Ordinance; and
 - b) Whose entitlements are not being withheld under the Ward Development Authorities Ordinance.
- 2) The bank account for the Special Fund may accrue bank interest.
- 3) No other revenue may be paid into the Special Fund.

6. Permitted expenditure

- 1) Except for any entitlements that are being withheld under the Ward Development authorities Ordinance, payments may be made from the Special Fund to Ward Development Authorities:
 - a) On written request from a Ward Development Authority signed by two (2) of its notified signatories and identifying the person to whom the funds may be released;
 - b) Without the Ward Development Authority providing any reason for the request;

- c) Up to the maximum amount held in the Special Fund under the head for the Ward Development Authority making the request.
- 2) When there has been no properly constituted Ward Development Authority for a Ward for six(6) months or more the Executive may, in accordance with the Ward Development Authorities Ordinance, Order that all entitlements held in the Special Fund for that Ward be divided equally between all properly constituted Ward Development Authorities in the Province.
- 3) No advances or other payments may be made from the Special Fund to any Ward Development Authority, or any other person or organisation, for any reason.

7. Accounting Officer

- 1) In accordance with the Financial Management Ordinance, the Provincial Principal Accountant is appointed as the Accounting Officer for the Special Fund.
- 2) At the end of each financial year for Ward Development Authorities (31st of December) the Accounting Officer shall forward to each Ward Development Authority a statement of the balance and all transactions on the Special Fund under the head for the particular Ward.

PASSED BY THE MAKIRA ULAWA PROVINCIAL ASSEMBLY

THIS 2ND DAY OF JUNE 2006

This printed impression has been carefully compared by me against the Ordinance passed by the Makira Ulawa Provincial Assembly and is found by me to be a true and correct copy of the said Ordinance.

George Kuata

Clerk to the Makira Ulawa Provincial Assembly

ASSENTED TO BY THE MINISTER FOR PROVINCIAL GOVERNMENT

THIS 12TH DAY OF DECEMBER 2006

Hon. Japhet Waipora

Minister for Provincial Government & Constituency Development