

**REPUBLIQUE
DE
VANUATU**
JOURNAL OFFICIEL



**REPUBLIC
OF
VANUATU**
OFFICIAL GAZETTE

2 AVRIL 2007

NO. 10

2 APRIL 2007

SONT PUBLIES LES TEXTES SUIVANTS

NOTIFICATION OF PUBLICATION

GOVERNMENT ACT NO. 5 OF 1998

- INSTRUMENT OF WITHDRAWAL OF FUNCTION FROM THE MINISTRY OF NI-VANUATU BUSINESS DEVELOPMENT AND COOPERATIVES AND ASSIGNMENT OF FUNCTION TO THE MINISTRY OF TRADE, COMMERCE, TOURISM AND INDUSTRY.

CIVIL AVIATION ACT NO. 16 OF 1999

- CIVIL AVIATION ORDINARY RULE FOR SCREENING OF LIQUIDS, AEROSOLS AND GELS.

CONTENTS

PAGE

IMMIGRATION ACT [CAP.66]

- DECLARATION OF PROHIBITED IMMIGRANT 1.

GOVERNMENT CONTRACTS
AND TENDERS ACT NO. 10 OF 1998

- APPOINTMENT OF CHAIRPERSON OF TENDERS BOARD 2.

MARITIME ACT [CAP.131]

- CHANGE OF NAME OF VESSELS 3-4.

MARRIAGE ACT [CAP.60]

- REGISTRATION OF MINISTERS FOR CELEBRATING MARRIAGES 5-6.

LEGAL PRACTITIONS ACT [CAP.119]

- TEMPORARY PRACTICING CERTIFICATE NO.01 OF 2007 7.
- OATH OF ALLEGIANCE 8.
- OATH OF BARRISTER 9.
- OATH OF SOLICITOR 10.

- TEMPORARY PRACTICING CERTIFICATE NO. 02 OF 2007 11.
- OATH OF ALLEGIANCE 12.
- OATH OF SOLICITOR 13.
- OATH OF BARRISTER 14.



REPUBLIC OF VANUATU

GOVERNMENT ACT NO. 5 OF 1998

**INSTRUMENT OF WITHDRAWAL OF FUNCTION FROM
THE MINISTRY OF NI-VANUATU BUSINESS
DEVELOPMENT AND COOPERATIVES AND
ASSIGNMENT OF FUNCTION TO THE MINISTRY OF
TRADE, COMMERCE, TOURISM AND INDUSTRY**

In exercise of the power conferred on me by subsection 9(2) of the Government Act No. 5 of 1998, I, Honourable HAM LINI VANUAROROA Prime Minister withdraw the function of the Management of the Cooperative Development Fund from the Ministry of Ni Vanuatu Business Development and Cooperatives and assign this function to the Ministry of Trade, Commerce, Tourism and Industry.

This Instrument is taken to have commenced on the 8th day of June 2006.

Made this 23rd day of March 2007.




Honourable HAM LINI VANUAROROA
Prime Minister



REPUBLIC OF VANUATU

CIVIL AVIATION ACT NO. 16 OF 1999

CIVIL AVIATION ORDINARY RULE FOR SCREENING OF LIQUIDS, AEROSOLS AND GELS

In exercise of the powers conferred on me by section 30 of Civil Aviation Act No.16 of 1999 , I, Joseph Kasten, Director of Civil Aviation Authority of Vanuatu hereby make the following ordinary rule.

PRELIMINARY

These rules will apply to restrictions on liquids, aerosols and gels taken through international screening points in a passenger's carry-on baggage for outbound international flights from the Republic of Vanuatu. The restrictions have four basis requirements:

1. Liquids, aerosols and gels must be in containers no more than 100ml.
2. These containers must be sealed comfortably in a one litre (for example 20cmX20cm or 15cmX25cm) transparent plastic resealable bag.
3. Passengers will only be allowed to carry one these transparent plastic bags each.
4. Passengers may be subject to a random frisk search.

APPLICATION

- 1 Liquids, aerosols and gels include:
 - a) Drinks, creams, perfumes, sprays, gels, toothpaste, lipstick, lip balm and similar substances. This covers anything one applies to pour, spray or smear.
 - b) Liquid, aerosols and gels larger than 100ml, including duty free, which need to be surrendered to the security must be surrendered.
 - c) Surrendered items shall be destroyed.
- 2 These rules do not apply to liquids, aerosols and gels carried by passengers travelling domestically.

SCREENING

- 1 At the screening point aviation security officers must ensure that passengers place their transparent resealable plastic bag on the trays provided at the screening point. The plastic bag can be in the same tray as other small items such as wallets but the tray must not be overloaded. Screeners must be able to easily identify the plastic bag and either unseal the plastic bag to inspect the contents of the liquids, aerosols and gels containers or do visual examination of the plastic bag. Security officers may conduct frisk search (pat down) on passengers to ensure they are not hiding any liquids, aerosols and gels on their body. Passenger may be chosen on a random basis.
- 2 Security officers must screen duty free items delivered to the airport by the duty free delivery agent, before they are placed in the allocated collection point. Screening of liquids, aerosols and gels should be consistent with section 96(a) of the Civil Aviation Act and CAR Part 140.

EXEMPTIONS

- (a) **Medicines:** Prescription medicine and prescribed medical devices. It is recommended but not required that persons carry supporting documentation (ID cards, letters from doctors etc.) regarding their medication needs, and screeners may request presentation of supporting documentation to assist in determining whether presented LAGs are exempt. Where the medication is non-prescription, a determination on reasonable amounts is required. Reasonable amounts include what is required for length of the flight as well as possible delays and flight diversions. Medicines may include the following:
 - essential prescribed medicines, including angina spray;
 - essential non-prescribed medicines, such as cough syrup;
 - children's insulin
 - clothing factor (for haemophiliacs)
 - contact lens solution, where solutions minimum quantity exceeds 100ml; and
 - inhaler (with spare canisters to be packed in check baggage).
- (b) **Baby Products:** Screeners should use their discretion when assessing what volumes would be considered appropriate for use in flight. Where a person presents at the screening point carrying baby food, it would also be reasonable that they have a baby in their possession. Where the volume of baby food is deemed excessive, it is not to be allowed through the screening point. Baby food include:
 - baby milk
 - baby juice
 - wet wipes.
 - sterilized water
 - baby food in liquid, gel or paste form
- (c) **Outbound Duty Free:** For flights bound for Australia, New Zealand and other international destination points within the region. Purchase of duty free liquids, aerosols and gels of a greater capacity than 100ml including other duty free items are exempted on the condition that the goods are delivered to the airport in a sealed bag with proof of purchase. They can only be collected by the passenger

after proceeding through the screening point. Passengers may purchase liquids, aerosols and gels at duty free outlets after the screening point however it should be noted that they may not be allowed through transit points at the other end.

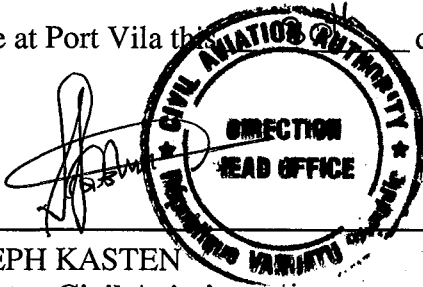
SAVINGS

- 1 Existing restrictions around dangerous goods continue to apply. Decanting of dangerous goods will not be permitted.

COMMENCEMENT

These ordinary rules commences on the day on which it is published in the gazette

Made at Port Vila this _____ day of March 2007



JOSEPH KASTEN
Director Civil Aviation



REPUBLIC OF VANUATU

IMMIGRATION ACT [CAP 66]

DECLARATION OF PROHIBITED IMMIGRANT

In Exercise of the powers conferred on me by paragraph 15 (2) (d) and (f) of the Immigration Act [CAP 66] I, Honourable GEORGE ANDREW WELLS, Minister responsible for Internal Affairs make the following declaration:

Mr Peter Foster is declared a prohibited immigrant to the Republic of Vanuatu.

This Declaration takes effect on the day on which it is made.

MADE at Port Vila this 23rd day of March, 2007.



Honourable GEORGE A WELLS
Minister of Internal Affairs



REPUBLIC OF VANUATU

**GOVERNMENT CONTRACTS AND TENDERS
ACT NO. 10 OF 1988**

Instrument of Appointment – Chairperson Tenders Board

In exercise of the powers conferred on me by subsection 11(1) of the Government Contracts and Tenders Act No. 10 of 1998, I, the Honourable VANUAROROA HAM LINI, Prime Minister, after consultation with the leaders of every political parties represented in the Parliament and the President of the Chamber of Commerce appoint **Ati George Sokomanu** as Chairperson of the Tenders Board.

This Instrument of Appointment commences on the day on which it is made.

Made at Port Vila this 28th day of March 2007.


Honourable VANUAROROA HAM LINI
Prime Minister of the Republic of Vanuatu





REPUBLIC OF VANUATU

MARITIME ACT [CAP 131]

CHANGE IN NAME OF VESSEL

In exercise of the power conferred on me by sub-sections 44(1) and (2) of the Maritime Act [CAP 131], I, LESS JOHN NAPUATI, Commissioner of Maritime Affairs make the following Notice.

1 Change in name of vessel

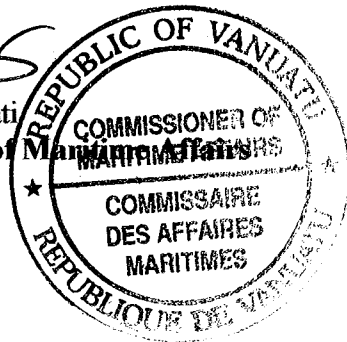
The vessel named "CARRIER" is now known as "SUN CARRIER".

2 Commencement

This notice is taken to have commenced on the 28th of March, 2007.

Made this day of , 2007.


Less John Napuati
Commissioner of Maritime Affairs





REPUBLIC OF VANUATU

MARITIME ACT [CAP 131]

CHANGE IN NAME OF VESSEL

In exercise of the power conferred on me by sub-sections 44(1) and (2) of the Maritime Act [CAP 131], I, LESS JOHN NAPUATI, Commissioner of Maritime Affairs make the following Notice.


1 Change in name of vessel

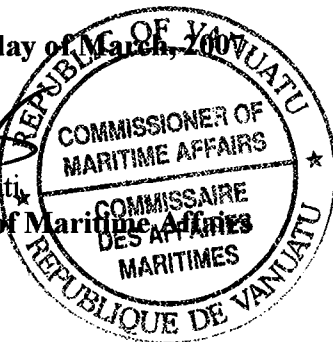
The Vessel known as NICO ALGARHOUD is now known as INVESTIGATOR.

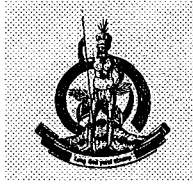
2 Commencement

This notice is taken have commenced on the 19th of March, 2007.

Made this 20th day of March, 2007


Less John Napuati
Commissioner of Maritime Affairs





REPUBLIC OF VANUATU

MARRIAGE ACT [CAP 60]

Registration of Ministers for Celebrating Marriages

In exercise of the powers conferred on me by subsection 3(1) of the Marriage Act [CAP 60], I, Honourable GEORGE ANDRE WELLS, Minister of Internal Affairs register the following Ministers from the Protestant Evangelical Church of Vanuatu as Ministers for celebrating marriages:

Pastor Leon Paul ARU;

Pastor Eric RABTY;

Pastor Eric Willie ROLEY;

Pastor Roberthy ACTIVE;

Pastor Daniel HOUSSIMOLI;

Pastor Pierre THYNA;

Pastor Jimmy MANWO.

This instrument comes into force on the day on which it is made.

Made at Port Vila this 27 day of August 2006


Honourable GEORGE ANDRE WELLS
Minister of Internal Affairs



REPUBLIC OF VANUATU

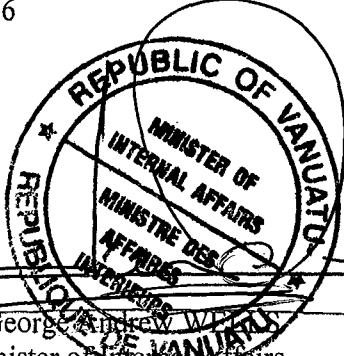
THE MARRIAGE ACT [CAP.60]

PUBLIC NOTICE OF REGISTRATION OF PASTORS FOR CELEBRATING MARRIAGES

IN EXERCISE of the powers conferred upon me by section 3 (1) of the marriage Act [CAP. 60], **IT IS HEREBY NOTIFIED** that the minister of religion of the The Bible Church of Vanuatu as set out below have been registered to celebrate marriages in accordance with the Marriage Act –

- Pastor Edson GEORGE
- Pastor John PETER

Made at PORT VILA, 28th August 2006


George Andrew W. W. W.
Honourable Minister of Internal Affairs

SUPREME COURT – REPUBLIC OF VANUATU



Legal Practitioners Regulation Act (as amended) CAP. 119 (Section 13)

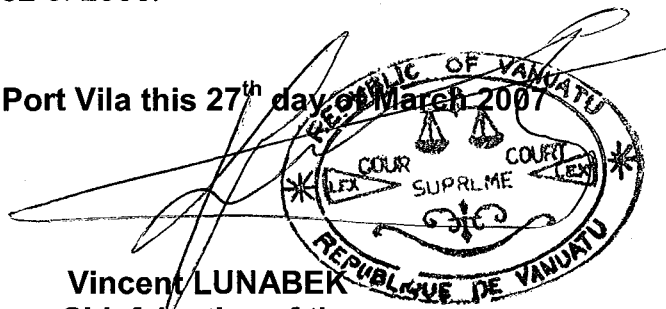
TEMPORARY PRACTICING CERTIFICATE PRACTICING CERTIFICATE No. 01 OF 2007

This is to certify that **Dr. CHRISTOPHER SCOTT WARD** has been granted a Temporary Practicing Certificate for the purpose of appearing in the Court of Appeal of the Republic of Vanuatu on behalf of George Vasaris & Co of Port Vila, Efate in the Republic of Vanuatu.

This certificate is granted subject to the following conditions:

1. That the holder of this Certificate shall only act in the Republic of Vanuatu in conjunction with the Legal representation in Civil Appeal Case No.32 of 2006;
2. That the holder of this Certificate shall not engaged in any other legal work of any description other than legal work necessarily connected with the above matter;
3. That the holder of this Certificate, shall not hold himself out as a lawyer entitled to practice in Vanuatu other than in respect of the above matter, nor shall he accept any other brief from the said proceedings;
4. That the holder of this Certificate shall, during the subsistence of this Certificate, ensure that he has complied with all relevant laws of Vanuatu relating to the residence and employment of non-citizens;
5. That this Certificate shall cease to have effect upon the conclusion of the Civil Appeal Case No.32 of 2006.

Dated at Port Vila this 27th day of March 2007



Vincent LUNABEK
Chief Justice of the
Supreme Court of the Republic of Vanuatu



**IN THE SUPREME COURT OF
REPUBLIC OF VANUATU**

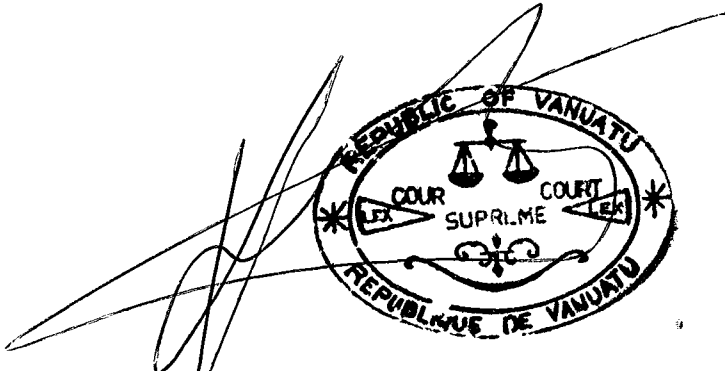
OATH OF ALLEGIANCE

I, **Dr. Christopher Scott Ward**, of Port-Vila, Vanuatu do swear that I will well and truly serve and bear true allegiance to the Republic of Vanuatu according to law.

So help me God.

SWORN AND SIGNED by the said)
Dr. Christopher Scott Ward)
Before me,)
The Chief Justice of the)
Republic of Vanuatu)
This 27th day of March 2007)

.....



.....

**Vincent LUNABEK
Chief Justice**



**IN THE SUPREME COURT OF
REPUBLIC OF VANUATU**

OATH OF BARRISTER

I, **Dr. Christopher Scott Ward**, of Port-Vila, Vanuatu do swear that I will truly and honestly demean myself in the practice of a Barrister according to the best of my knowledge and ability.

So help me God.

SWORN AND SIGNED by the said)
Dr. Christopher Scott Ward)
Before me,)
The Chief Justice of the)
Republic of Vanuatu)
This 27th day of March 2007)

.....
Vincent LUNABEK
Chief Justice



**IN THE SUPREME COURT OF
REPUBLIC OF VANUATU**

OATH OF SOLICITOR

I, **Dr. Christopher Scott Ward**, of Port-Vila, Vanuatu do swear that I will truly and honestly demean myself in the practice of a Solicitor according to the best of my knowledge and ability.

So help me God.

SWORN and SIGNED by the said)
Dr. Christopher Scott Ward)
Before me,)
The Chief Justice of the)
Republic of Vanuatu)
This 27th day of March 2007)

.....

.....
Vincent LUNABEK
Chief Justice

SUPREME COURT – REPUBLIC OF VANUATU



Legal Practitioners Regulation Act (as amended) CAP. 119 (Section 13)

TEMPORARY PRACTICING CERTIFICATE PRACTICING CERTIFICATE No. 02 OF 2007

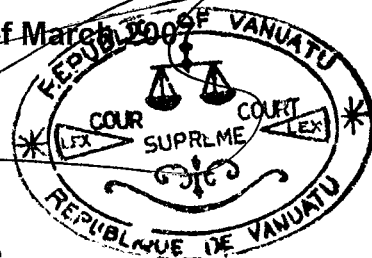
This is to certify that **MICHAEL O'BRYAN** has been granted a Temporary Practicing Certificate for the purpose of appearing in the Court of Appeal of the Republic of Vanuatu on behalf of Geoffrey Gee & Partners of Port Vila, Efate in the Republic of Vanuatu.

This certificate is granted subject to the following conditions:

1. That the holder of this Certificate shall only act in the Republic of Vanuatu in conjunction with the Legal representation in Civil Appeal Case No.32 of 2006;
2. That the holder of this Certificate shall not engaged in any other legal work of any description other than legal work necessarily connected with the above matter;
3. That the holder of this Certificate, shall not hold himself out as a lawyer entitled to practice in Vanuatu other than in respect of the above matter, nor shall he accept any other brief from the said proceedings;
4. That the holder of this Certificate shall, during the subsistence of this Certificate, ensure that he has complied with all relevant laws of Vanuatu relating to the residence and employment of non-citizens;
5. That this Certificate shall cease to have effect upon the conclusion of the Civil Appeal Case No.32 of 2006.

Dated at Port Vila this 27th day of March 2007


Vincent LUNABEK
Chief Justice of the
Supreme Court of the Republic of Vanuatu





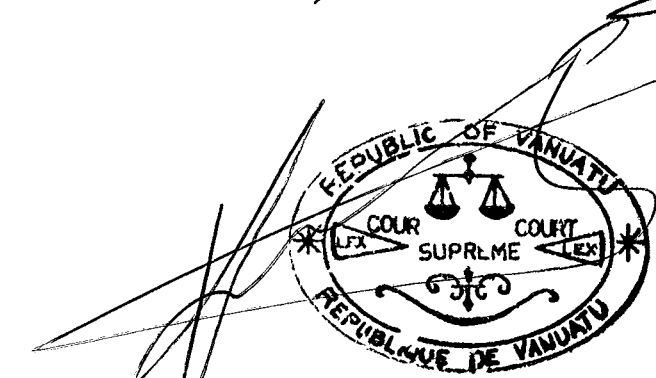
**IN THE SUPREME COURT OF
REPUBLIC OF VANUATU**

OATH OF ALLEGIANCE

I, **Michael O'Bryan**, of Port-Vila, Vanuatu do swear that I will well and truly serve and bear true allegiance to the Republic of Vanuatu according to law.

So help me God.

SWORN AND SIGNED by the said)
Michael O'Bryan)
Before me,)
The Chief Justice of the)
Republic of Vanuatu)
This 27th day of March 2007)



.....
Vincent LUNABEK
Chief Justice



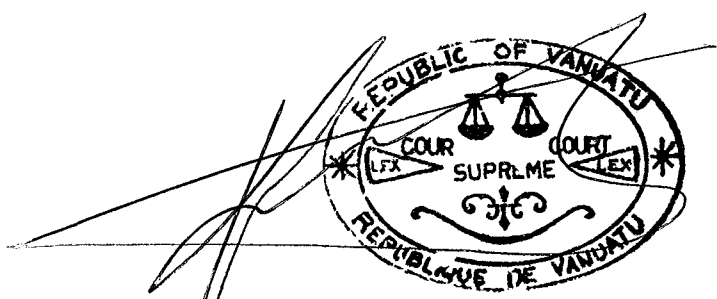
**IN THE SUPREME COURT OF
REPUBLIC OF VANUATU**

OATH OF SOLICITOR

I, **Michael O'Bryan**, of Port-Vila, Vanuatu do swear that I will truly and honestly demean myself in the practice of a Solicitor according to the best of my knowledge and ability.

So help me God.

SWORN and SIGNED by the said)
Michael O'Bryan)
Before me,)
The Chief Justice of the)
Republic of Vanuatu)
This 27th day of March 2007)



.....
Vincent LUNABEK
Chief Justice



**IN THE SUPREME COURT OF
REPUBLIC OF VANUATU**

OATH OF BARRISTER

I, **Michael O'Bryan**, of Port-Vila, Vanuatu do swear that I will truly and honestly demean myself in the practice of a Barrister according to the best of my knowledge and ability.

So help me God.

SWORN AND SIGNED by the said)
Michael O'Bryan)
Before me,)
The Chief Justice of the)
Republic of Vanuatu)
This 27th day of March 2007)

.....
Vincent LUNABEK
Chief Justice