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Nauru

G.N.No 140 /2019

**PRIVATE SECURITY (FORMS AND FEES) REGULATIONS 2019**

**SL No. 7 of 2019**

**Notified:** 22<sup>nd</sup> February 2019

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Cabinet makes the following Regulations under section 36 of the *Private Security Act 2012*:

**1. Citation**

These Regulations may be cited as the *Private Security (Forms and Fees) Regulations 2019*.

**2. Commencement**

These Regulations come into effect on the day they are notified in the Gazette.

**3. Application for security licence**

For the purpose of section 11 of the Act, the prescribed form for an application for a security licence is set out in Form 1 of Schedule 1.

**4. Particulars required**

For the purpose of section 11(2) of the Act, a person applying for a security licence shall provide:

- (a) surname and forenames;
- (b) usual residential address;
- (c) correspondence address, if different from address of the business;
- (d) a certified copy of the current business licence under the Business Licences Act 2017;
- (e) passport size photographs and identity instruments such as drivers licence, bio page of passport or birth certificate of the applicant;
- (f) information on the relevant person who will be responsible for the management of the security firm or has interest in the security firm;
- (g) character references of the relevant person;
- (h) financial position of the applicant;
- (i) certificates of the security officers having had appropriate training;
- (j) police clearance certificate of the applicant; and
- (k) police clearance certificates for security officers, bodyguards and crowd controllers employed by the security firm.

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## **5. Security licence**

For the purpose of sections 13 (1)(a) and (2) of the Act, the Licensing Authority shall issue a licence in accordance with Form 2 of Schedule 1 and any conditions prescribed under section 19 of the Act.

## **6. Renewal form**

For the purpose of section 20 of the Act, the licensee shall make an application for renewal of the licence at least one month prior to the expiry date of the licence in Form 3 of Schedule 1.

## **7. Notification for variation of particulars**

(1) For the purpose of section 29 of the Act, the prescribed form for an application for variation of particulars of a licensee is set out in Form 4 of Schedule 1.

(2) A person applying for the variation of particulars shall:

(a) state the variation of the particulars; and

(b) provide the requisite information or documents required under regulation 5 as if the variation was registered in the first instance.

## **8. Recorded in the Register of Security Licences**

For the purpose of section 31 of the Act, the record to be kept and maintained shall be as set out in Form 5 of Schedule 1.

## **9. Licence fees**

The prescribed fees to be paid for the purposes of the Act are set out in Schedule 2.



**SCHEDULE 1**

**FORM 1**

**PRIVATE SECURITY ACT 2012**

**APPLICATION FORM FOR SECURITY LICENCE**

*(Section 11, Regulation 3)*

To: the Licensing Authority, Nauru

**Details of the applicant: (individual/firm/corporation):**

Applicant's name:	
Business name (if any)	
Principal place of business:	
Number of employees:	
Security activity/activities applied for:	
Business Licence No. (NBL):	
Telephone number:	
Email address:	

**NOTE: the following must be provided in support of the application:**

1. Certified copy of the current business licence under the Business Licences Act 2017;
2. Passport size photographs and identity instruments such as drivers licence, bio page of passport or birth certificate of the applicant;
3. Character references of the relevant person;
4. Certificate of the security officers having had appropriate training;
5. Police clearance certificate of the applicant; and
6. Receipt of payment of security licence fee.

**DECLARATION:**

I/We the applicant of the licence (state name) of .....(address), .....(occupation), do solemnly and sincerely declare that (set out matter declared using numbered paragraphs if it is lengthy):

And I/We make this solemn declaration by virtue of the **Oaths, Affirmations and Statutory Declarations Act 1976** conscientiously believing in the statement contained therein to be true in every particular.

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Signed by the person filing this form.....

Name of person filing this form:\* .....

Date:.....

**NOTE: Any person making a false statement is guilty of an offence and liable to imprisonment for 5 years.**

\*If the person filing this form is not the owner of the security firm, provide the following details for that person:

Full name	
Nationality	
Residential or business address	
Email address	
Telephone number	

**FORM 2**

**PRIVATE SECURITY ACT 2012**

*(Section 17 and Regulation 6)*

**SECURITY LICENCE**

*(Name and address of individual/firm/corporation) is / are hereby licensed to operate a (security activity) at (registered and principal place of business).*

This licence is valid for one year from date of issue and is subject to the following conditions:

- (a) The Licensee must only carry out the following security activity/activities which this licence is issued for;*
- (b) A copy of this licence must be displayed in a prominent place at the business premises of the licensee;*
- (c) The licence or certified copy of the Licence shall be produced upon demand by an authorised person;*
- (d) The licensee must comply with all laws of Nauru;*
- (e) This licence is not transferable;*
- (f) All employees of the Licensee must have identification badges at all times during the course of employment;*
- (g) The Licensee must have a current business licence.*

***NOTE: Failure to comply with any condition of this licence is an offence resulting in a maximum penalty of \$20,000 and 12 months imprisonment.***

**Registration valid from:**

*(Not to exceed 12 months)*

**DATED this .... Day of ..... 20.....**

.....

**(LICENSING AUTHORITY)**

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**FORM 3**  
**PRIVATE SECURITY ACT 2012**  
**RENEWAL OF LICENCE**  
*(Section 20, Regulation 6)*

To: The Licensing Authority, Nauru

**Details of the applicant: (individual/firm/corporation):**

Applicant name: (first and surname)	
Business name:	
Principal place of business:	
Number of employees:	
Security activity/activities applied for:	
Business Licence No. (NBL):	
Telephone number:	
Email address:	

**Variation of particulars**

If there has been any variation of particulars please state the change at least 1 month prior to the expiry date of the licence:

<b>Former particulars</b>	<b>New particulars</b>

**FORM 4**

(Section 29, Regulation 7)

**APPLICATION FOR VARIATION OF PARTICULARS**

To: The Licensing Authority, Nauru

I/We \_\_\_\_\_ and ( \_\_\_\_\_ ) apply for the following change in the particulars under the security licence.

Licensee Name:	
Security Reference Number (Security Licence Number):	
<b>Former particulars</b>	<b>State reasons for change</b>
<b>New particulars</b>	

**Declaration**

I/We the applicant..... (state name) of .....(address), .....(occupation), do solemnly and sincerely declare that (set out matter declared using numbered paragraphs if it is lengthy):

And I/We make this solemn declaration by virtue of the **Oaths, Affirmations and Statutory Declarations Act 1976** conscientiously believing in the statement contained therein to be true in every particular.

Signed by the person filing this form.....

Name of person filing this form: \*.....

Date:.....

**NOTE: Any person making a false statement is guilty of an offence and is liable to imprisonment for 5 years.**

**FORM 5**

**PRIVATE SECURITY ACT 2012**

*(Section 31 and Regulation 8)*

**REGISTER FOR SECURITY LICENCES**

<b>Name of Licensee</b>	<b>Nauru Security Licence (NSL)</b>	<b>Business Licence No.</b>	<b>Change of particulars</b>

**SCHEDULE 2**

**FEES**

*(Regulation 9)*

	<b>Nature of application</b>	<b>Fee</b>
1	Fee for inspection of the Register	\$25
2	Fee for a certified copy of entries in the Register and Certificate	\$25
3	Application for new security licence	\$500
4	Application for renewal of a security licence	\$500
5	Late application fee for renewal of licence made in less than 30 days of the expiry of a licence	\$200
6	Late application fee for renewal of licence after the expiry of a licence	\$300