



**REPUBLIC OF NAURU
GOVERNMENT GAZETTE
PUBLISHED BY AUTHORITY
EXTRAORDINARY**

No. 147

19th July, 2023

Nauru

G.N.No. 774/2023

National Disaster Risk Management Act 2016

**National Disaster Risk Management (Management and Minimisation of the Impacts of the UXO Bomb)
Regulations 2023**

Order No. 1/2023

SL No. 23 of 2023

(Regulation 12)

RESTRICTION OF ACTIVITIES ORDER

PURSUANT to the powers vested in me under Regulation 12, I, Martin Hunt, M.P., Acting Minister for National Emergency Services, hereby issue this Order for the purpose of managing and minimising the impacts of the UXO bomb, commencing on 20 July 2023:

1. Closure of schools

All schools shall be closed on 20 July 2023.

2. Work prohibited

(1) An employee shall not attend work on 20 July 2023, unless the employee is:

- (a) employed by an essential service provider; and
- (b) required by his or her employer to attend work on that day.

(2) An employer shall not require an employee to attend work on 20 July 2023, unless the employer is an essential service provider.

(3) Any employee who contravenes subparagraph (1) commits a strict liability offence and is liable to pay the fixed penalty of \$1,000.

(4) Any employer who contravenes subparagraph (2) commits a strict liability offence and is liable to pay the fixed penalty of \$5,000.

3. Fishing prohibited

(1) A person shall not conduct or engage in any fishing in the fisheries waters.

(2) A person who contravenes subparagraph (1) commits a strict liability offence and is liable to pay the fixed penalty of \$1,000.

4. Use of vessels prohibited

G.N.No. 774/2023 (Cont'd)

- (1) A person shall not use, be engaged in or operate any vessel in the fisheries waters.
- (2) Subparagraph (1) does not apply to an authorised officer who is exercising his or her powers or performing his or her functions under the Act, the Regulations or any orders or directions made under the Regulations.
- (3) Any person who contravenes subparagraph (1) commits a strict liability offence and is liable to pay the fixed penalty of \$1,000.

5. Restriction of movement

The public is encouraged to restrict their movements on 20 July 2023 unless they require medical attention or to access any of the essential services.

6. Interpretation

In this Order, unless the context otherwise requires:

'Act' means the *National Disaster Risk Management Act 2016*;

'authorised officer' has the meaning given to it under Section 3 of the Act;

'employee' means a person who is employed or engaged by an employer;

'employer' means a person, whether natural or legal, who:

- (a) employs any other person under a contract of service; or
- (b) engages any other person under a contract for service, whether written or unwritten, or any other similar work arrangement;

'essential service provider' means any of the following entities:

- (a) Department of National Emergency Services;
- (b) Department of Health and Medical Services;
- (c) Republic of Nauru Hospital (will attend to emergency cases only);
- (d) Department of Justice and Border Control;
- (e) Department of Transport;
- (f) Department of Finance and Sustainable Development;
- (g) Department of Media;
- (h) Nauru Police Force;
- (i) Nauru Utilities Corporation;
- (j) Digicel Nauru;
- (k) any shop, supermarket, fuel service station or car wash that is not located within the evacuation area; and

G.N.No. 774/2023 (Cont'd)

(l) Government of Australia - Australian Defence Force.

'evacuation area' means the area of 2 kilometres from the UXO bomb in Aiwo District and includes the Sports Complex and the Pacific Light House Church in Boe District, the Wakka Store in Nibok District and all residences in Buada District;

'fisheries waters' means the internal waters, the territorial sea, the exclusive economic zone and any other waters over which the Republic claims jurisdiction;

'fishing' means:

- (a) searching for, catching, taking or harvesting fish;
- (b) attempting to search for, catch, take or harvest fish;
- (c) engaging in any other activity which can reasonably be expected to result in the searching, catching, taking or harvesting of fish;
- (d) placing, searching for or recovering any fish aggregating device or associated equipment including radio beacons;
- (e) any operation at sea directly in support of or in preparation for any activity described in this definition; or
- (f) storing, transshipping, processing or transporting fish taken from the fisheries waters up to the time they are first landed;

'Regulations' means the *National Disaster Risk Management (Management and Minimisation of the Impacts of the UXO Bomb) Regulations 2023*; and

'vessel' means every description of vessel used or capable of being used of any type, class, size or weight, including any vessel less than 10 metres in length engaged in any kind of trade, service or international maritime activity, including a vessel for leisure and recreation, and includes a canoe, dinghy, launch, ship, hovercraft or other apparatus constructed or modified for floating on water.

Dated this 19th day of July 2023.

HON. MARTIN HUNT, M.P
ACTING MINISTER FOR NATIONAL EMERGENCY SERVICES