



SOLOMON ISLANDS GAZETTE

NO. 16

Friday

23rd

March,

2012

EXTRAORDINARY GAZETTE

[66]

IMMIGRATION ACT (CAP. 60)

DECLARATION OF UNDERSIRABLE IMMIGRANT

IN exercise of the powers conferred upon me by section 11(2) (f) of the Immigration Act, I hereby order and declare –

ZHANG TONGZI

to be an undesirable immigrant and that his presence or re-entry into Solomon Islands shall be unlawful.

Dated at Honiara this twentieth-third day of March, 2012.

HON. ELIJAH DORO MUALA
Minister for Commerce, Industries, Labour and Immigration

[67]

**DEPORTATION ACT
(CAP. 58)**

DEPORTATION ORDER – STATEMENT OF FACTS

WHEREAS:

- (a) You, Zhang Tongzi was issued with Residence Permit Imm: 964/07 under section 8(1) of the Immigration Act (“the Residence Permit”) to reside in Solomon Islands;
- (b) by letter dated 18th October 2011 addressed to you, Zhang Tongzi, the Residence Permit was cancelled; and
- (c) You, Zhang Tongzi do not possess any valid resident permit or any such permits issued under the Immigration Act (Cap.60), or any other laws of Solomon Islands to lawfully remain in Solomon Islands.

AND WHEREAS your continuing presence in Solomon Islands without any permit and / or lawful authority is contrary to section 8(1) of the Immigration Act and therefore your presence in Solomon Islands is unlawful pursuant to section 13 of the Immigration Act.

AND WHEREAS YOU have been declared as undesirable person under section 11(2) (f) of the Immigration Act and on grounds that you have conducted yourself in such manner prejudicial to the peace and order in Solomon Islands.

AND WHEREAS YOU have been convicted by the Honiara Central Magistrate’s Court on 27 July, 2010 of the offences of False Declaration of Goods contrary to section 212 of the Customs & Excise Act and Concealing of Goods contrary to section 214 of the Customs & Excise Act (Cap. 121).

AND TAKE NOTICE that the particulars of the facts against you, ZHANG TONGZI or upon which this ORDER is made are as follows –

1. That you, Zhang Tongzi, is a citizen of the People's Republic of China holding Passport No. G29561001.
2. That you Zhang Tongzi, at all material times:
 - (a) is a director and the owner of 90% of shares in Haizhen Trading Limited, a company duly incorporated under the laws of Solomon Islands;
 - (b) managed and controlled the daily affairs of Haizhen Trading Limited as General Manager;
 - (c) under your management and having full knowledge that there was a ban in place, you willfully permitted and or caused your company to be in possession of beche-de-mer for export contrary to section 13A of the Fisheries Regulation 2009;
 - (d) under your management, Haizhen Trading Limited was charged by the Minister for Fisheries and Marine Resources as follows:
 - (1) on 7th June 2010 for possession of beche-de-mer contrary to Regulation 13A of the Fisheries (Amendment) Regulation 2009 and Supplying of False Information contrary to section 35(1) of the Fisheries Act 1998 and was ordered to pay the sum of SBD200,000.00; and
 - (2) on 17th December 2010 for possession of beche-de-mer contrary to Regulation 13A of the Fisheries (Amendment) Regulation 2009 and was ordered to pay the sum of SBD100,000.00.

- (e) and in admission of being in possession of beche-de-mer as charged, the company under your management, paid the above fines to the Government of Solomon Islands as follows:
 - (1) on 12th July 2010, the sum of SBD75,000.00;
 - (2) on 19th November 2010, the sum of SBD125,000.00; and
 - (3) on 30th December 2010, the sum of SBD100,000.00.
3. Further, that you Zhang Tongzi as confirmed by the Royal Solomon Islands Police Force's Crime Statistics and Records Office was convicted by the Honiara Central Magistrate's Court on 27 July, 2010 of the following offences:
- (a) False Declaration of Goods contrary to section 212 of the Customs & Excise Act (Cap.121) wherein you were ordered to pay a fine of SBD\$10,000 in default of nine months imprisonment; and
 - (b) Concealing of Goods contrary to section 214 of the Customs & Excise Act (Cap.121) wherein you were ordered pay a fine of SBD\$2000 in default of 3 months imprisonment.

NOW THEREFORE pursuant to section 4(a), (b) and (d) of the Deportation Act and having regard to the particulars of facts stated above, I hereby make this Order against you, ZHANG TONGZI to leave and thereafter to remain out of Solomon Islands.

AND that pursuant to section 5(3) of the Deportation Act (Cap.58), you are entitled to appeal this Order to the High Court of Solomon Islands within seven (7) days from the date of Service of this Order upon you.

DATED at Honiara this twentieth-third day of March, 2012.

HON. ELIJAH DORO MUALA
Minister for Commerce, Industries, Labour and Immigration

[68]

**DEPORTATION ACT
(CAP. 58)**

DETENTION ORDER – ZHANG TONGZI

IN accordance with the powers conferred upon me under section 6(1) of the Deportation Act (as Amended) (Cap.58), I hereby make the following Orders –

1. That Zhang Tongzi, who on 23rd March 2012, was served with the Deportation Order dated 23rd March 2012, be detained at Rove Correctional Centre.
2. AND I further authorise and direct the Honiara Provincial Police Commander, Commissioner of Prisons and Director of Immigration and all Officers acting under their authority in Solomon Islands, to detain Zhang Tongzi in the manner and at the place aforesaid.
3. AND that Zhang Tongzi remain in detention until:
 - (a) he is released by the High Court pursuant to section 6(2) of the Deportation Act; or
 - (b) he agrees and leaves Solomon Islands voluntarily within seven (7) days of service of the Deportation Order; or
 - (c) he is placed on a ship or aircraft about to leave Solomon Islands after the expiration of seven (7) days in the event that he fails to file an application to the High Court within the prescribed time; or
 - (d) having applied to the High Court within the prescribed time, he failed to have the Deportation Order set aside by the High Court.

Dated at Honiara this twentieth-third day of March, 2012.

HON. ELIJAH DORO MUALA
Minister for Commerce, Industries, Labour and Immigration

Honiara, Solomon Islands
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