



REPUBLIC OF VANUATU

STATE OF EMERGENCY ORDER NO. 9 OF 1998

To provide for the restoration and maintenance of public order:

IN EXERCISE of the powers contained in Article 69 of the Constitution **WE, THE COUNCIL OF MINISTERS** hereby make the following Order:

STATE OF EMERGENCY

1. For the purpose of restoring public order a State of Emergency has been declared by Order dated 27th January 1998 pursuant to Article 69 of the Constitution, and these regulations are made accordingly.

DETENTION OF PERSONS

- 2 For the purpose of the restoration and maintenance of public order, during the period of the State of Emergency (as determined under Article 70 of the Constitution), any person may be detained by the Vanuatu Police Force without trial for a period of not more than one calendar month, in accordance with Article 71(1)(b) of the Constitution.

RESTRICTION OF MOVEMENT

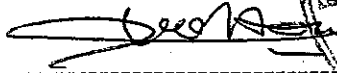
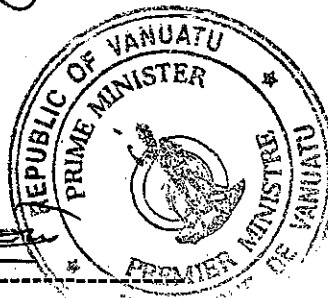
- 3 (1) In addition to the powers provided to the Vanuatu Police Force under section 18 of the Public Order Act [CAP 84], (as amended by The Joint Public Order Regulations (amendment) Act No 22 of 1989) the Commissioner of Police may, on a direction of the Prime Minister authorise members of the Vanuatu Police Force (including any special constable appointed under the State of Emergency Order No 8 of 1998) to restrict the movement of people to, from and within Vanuatu.
- (2) The restriction of movement powers given to the Prime Minister, and as may be given by him pursuant to a direction under subsection (1) to the Commissioner of Police shall only subsist for the period of the State of Emergency (as determined under Article 70 of the Constitution).
- (3) Subject to subsection (4) any person may be restricted from movement to, from and within Vanuatu (which includes, between islands, within islands and within areas of islands and includes restriction of movement within urban areas including Port Vila).

- (4) The power to restrict the movement of people may only be enforced where it is necessary for the restoration and maintenance of public order.

COMMENCEMENT

3. This Order shall come into force on the ^{28th} day of January 1998.

MADE at Port Vila this 28 day of January 1998.

RIALUTH SERGE VOHOR
Prime Minister of the Republic of Vanuatu
On behalf of the Council of Ministers