

**REPUBLIQUE  
DE  
VANUATU**



**REPUBLIC  
OF  
VANUATU**

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**LOIS**

LOI NO. 41 DE 2000 RELATIVE A LA  
DECENTRALISATION ET A LA CREATION DE  
PROVINCES (MODIFICATION).

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**ACTS**

DECENTRALIZATION (AMENDMENT) ACT  
NO. 41 OF 2000.

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LOCAL GOVERNMENT COUNCIL ELECTIONS  
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**REPUBLIC OF VANUATU**

**DECENTRALIZATION (AMENDMENT) ACT NO. 41 OF 2000**

**Arrangement of Sections**

1. Amendments
2. Commencement

**REPUBLIC OF VANUATU**

Assent 10.10.2000

Commencement 10.10.2000

**DECENTRALIZATION (AMENDMENT) ACT NO. 41 OF 2000**

An Act to amend the Decentralization Act No. 1 of 1994

**BE IT ENACTED** by the President and Parliament as follows:

**1 Amendments**

The Decentralization Act No. 1 of 1994 is amended as set out in Schedule 1.

**2 Commencement**

This Act commences on the day on which it is assented to by the President.

## Schedule 1

### Amendments of the Decentralization Act No. 1 of 1994

- 1 Subsection 18A(2) and (3)**  
Delete the subsections.

- 2 After section 18A**  
Insert:

**“18AB Constituencies and number of elected councillors**

- (1) The Minister may by Order in writing divide each local government region into several constituencies for the purposes of a local government council election.
- (2) Subject to subsection (3), the Minister may by Order in writing prescribe the number of elected members for each local government region on the basis that each member for each constituency must represent at least 1,500 people in that constituency.
- (3) If the Minister is satisfied that the rule in subsection (2) cannot be complied with for one or more constituencies in a local government region, the Minister may by Order in writing prescribe the number of members for that constituency based on each island or island group in that region being fairly represented in the local government council.

**18AC Election deposits**

- (1) Subject to subsection (2), the Minister may by Order in writing prescribe an amount to be deposited by each candidate in a local government council election.
- (2) The amount prescribed cannot exceed VT 20,000.”



## RÉPUBLIQUE DE VANUATU

### LOI NO.41 DE 2000 RELATIVE À LA DÉCENTRALISATION ET À LA CRÉATION DE PROVINCES (MODIFICATION)

#### Sommaire

1. Modifications
2. Entrée en vigueur

## RÉPUBLIQUE DE VANUATU

Promulguée : 10/10/2000

Entrée en vigueur: 10/10/2000

### LOI NO. 41 DE 2000 RELATIVE À LA DÉCENTRALISATION ET À LA CRÉATION DE PROVINCES (MODIFICATION)

Portant modification de la Loi No. 1 de 1994 relative à la Décentralisation et à la Création de provinces.

**Le président de la République et le Parlement promulguent le texte suivant :**

#### **Modifications**

1. La Loi No. 1 de 1994 relative à la Décentralisation et à la Création de provinces est modifiée telle que spécifiée à l'Annexe 1.

#### **Entrée en vigueur**

2. La présente Loi entrera en vigueur le jour de sa promulgation par le Président de la République.

## Annexe 1

### Modifications de la Loi No. 1 de 1994 relative à la Décentralisation et à la Création de provinces

1. **Paragraphe 2) et 3) de l'article 18A**

Les paragraphes 2) et 3) de l'article 18A sont abrogés.

2. **Après l'article 18A**

Sont insérés :

**"18AB Circonscriptions et nombre de conseillers élus**

- 1) Le Ministre peut, expressément par Arrêté, diviser chaque province en circonscriptions électorales aux fins des élections provinciales.
- 2) Sous réserve des dispositions du paragraphe 3), le Ministre peut, expressément par Arrêté, fixer le nombre de membres élus dans chaque province selon que chaque membre dans chaque province doit représenter au moins 1 500 personnes une circonscription.
- 3) Si le Ministre est convaincu que les dispositions du paragraphe 2) ne peuvent être respectées quant à une ou plusieurs circonscriptions d'une province, il peut, expressément par Arrêté, fixer le nombre de membres requis dans ladite circonscription au motif que chaque île ou groupe d'îles dans ladite province doit équitablement être représentée dans un Conseil provincial.

**18AC Montant à payer**

- 1) Sous réserve des dispositions du paragraphe 2), le Ministre peut, expressément par Arrêté, fixer le montant à payer par chaque candidat aux élections provinciales.
- 2) Ledit montant ne peut excéder 20.000 VT."





REPUBLIC OF VANUATU

DECENTRALIZATION ACT NO. 1 OF 1994

LOCAL GOVERNMENT COUNCIL  
(DATE OF ELECTIONS)  
ORDER NO. 15 OF 2000

In exercise of the powers contained in section 18A(4) of the Decentralization Act No. 1 of 1994, the Electoral Commission makes the following Order:

**1 Date of elections**

The date for election of elected members of each of the following local government councils is 10 November 2000:

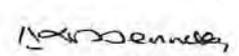
- (a) the Sanma Local Government Council;
- (b) the Penama Local Government Council;
- (c) the Malampa Local Government Council;
- (d) the Shefa Local Government Council;
- (e) the Tafea Local Government Council.

**2 Commencement**

This Order comes into force on the date on which it is made.

MADE at Port Vila this 10 day of October 2000.

  
Charles Bice  
Chairman  
ELECTORAL COMMISSION

  
Dorosday Kenneth  
Member  
ELECTORAL COMMISSION

  
Ps Stanley Moli  
Member  
ELECTORAL COMMISSION





**REPUBLIC OF VANUATU**  
**DECENTRALIZATION ACT NO. 1 OF 1994**  
**LOCAL GOVERNMENT COUNCIL ELECTIONS**  
**ORDER NO. 16 OF 2000**

In exercise of the powers contained in section 18A(4) of the Decentralization Act No. 1 of 1994, the Electoral Commission makes the following Order:

**1 Eligibility of candidates**

A person is eligible to stand as a candidate for election to a local government council if he or she:

- (a) is a citizen of Vanuatu; and
- (b) is registered as an elector in the local government region in which he or she is a candidate; and
- (c) is not disqualified from voting; and
- (d) has not received a sentence including a suspended sentence of a term or terms of imprisonment which has not ended; and
- (e) is not an undischarged bankrupt; and
- (f) has attained 21 years of age.

## **2 Declaration of candidature**

- (1) On or before a date determined in writing by the Electoral Commission, a candidate for a local government council election must lodge with a registration officer within the meaning of the Representation of the People Act [CAP 146] in the local government region in which the election is to be held:
  - (a) a declaration of candidature signed by him or her containing the particulars and in the form set out in Schedule 1 or in a form substantially similar to that form approved by the Principal Electoral Officer; and
  - (b) a deposit of VT 15,000; and
  - (c) 2 full face photographs of himself or herself; and
  - (d) except for a candidate sponsored by a political party having a symbol approved by the Electoral Commission, an illustration on paper of his or her personal electoral symbol.
- (2) A declaration of candidature must also contain the signatures of not less than 5 sponsors who are registered to vote in the local government region and not related to the candidate.
- (3) No person may lodge a declaration of his or her own candidature for more than one local government region.
- (4) The registration officer who receives a declaration must forward the declaration immediately to the Principal Electoral Officer. The Principal Electoral Officer must, as soon as practicable, send a receipt in a form approved by him or her to the candidate.
- (5) The Principal Electoral Officer must within 48 hours after receiving all declarations:
  - (a) make a list of the candidates named in the declarations; and
  - (b) give copies to the Electoral Commission together with such comments on the validity of the candidature of any person named in the list as he or she considers fit.

### 3. Revocation of Order

The Local Government Councils Elections (Amendment) Order No. 8 of 2000 is revoked.

### 4. Commencement

This Order comes into force on the date of which it is made.

**MADE** at Port Vila this 10<sup>th</sup> October 2000.



Charles Bice  
Chairman  
ELECTORAL COMMISSION



Dorosday Kenneth  
Member  
ELECTORAL COMMISSION



Ps Stanley Moli  
Member  
ELECTORAL COMMISSION

## SCHEDULE 1

### DECENTRALIZATION ACT NO. 1 OF 1994.

#### Important information about the Declaration of Candidature form

1. Persons wishing to contest local government council elections must fill in / complete the attached Declaration of Candidature form;
2. The applicant must be a citizen of Vanuatu and aged 21 years or more;
3. The signature of five sponsors (who must be registered voters in the local government region and not related to him/her) must be provided;
4. When this form is completed (including sponsorship details) it must be handed to a registration officer for the local government region for which the person named as the candidate is declaring himself/herself a candidate together with:-
  - (a) a deposit of 15,000 Vatu (Vt.15,000);
  - (b) two passport sized photographs of the candidate (preferable not color photographs) and;
  - (c) an illustration on paper of the candidate's personal electoral symbol, unless he/she is sponsored by a political party with an approved symbol. The symbol should be a simple design in black and white and must not include any words.

**SCHEDULE 1**

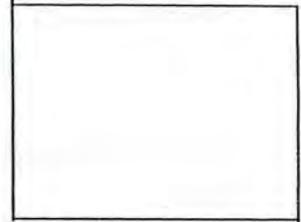
**DECENTRALIZATION ACT NO. 1 OF 1994.**

**DECLARATION OF CANDIDATURE**

I,..... **(NAME IN CAPITAL)**

OF..... **(NAME OF ISLAND)** BEING

A CITIZEN OF VANUATU AND AGED .....YEARS.



**HEREBY DECLARE**

1. MYSELF AS A CANDIDATE FOR ELECTION TO THE .....LOCAL GOVERNMENT COUNCIL;
2. THAT I AM REGISTERED AS A VOTER IN THE ELECTORAL ROLL FOR THE POLLING STATION OF .....AND MY ELECTORAL CARD NUMBER IS .....
3. THAT I AM NOT DISQUALIFIED FROM VOTING;
4. THAT I AM NOT SERVING A SENTENCE OF IMPRISONMENT OR HAVE NOT RECEIVED A SUSPENDED SENTENCE OF IMPRISONMENT WHERE THE PERIOD OF SUSPENSION HAS NOT ENDED;
5. THAT I AM NOT AN UNDISCHARGED BANKRUPT AND;
6. THAT MY OCCUPATION/PROFESSION IS.....

**SIGNATURE: ..... DATE:**

.....

**SCHEDULE 1**

**THE DECENTRALIZATION ACT NO. 1 OF 1994.**

**DECLARATION OF CANDIDATURE**

**SPONSORS OF CANDIDATE**

1. **NAME:** ..... **ADDRESS:**  
.....  
**OCCUPATION:** ..... **ELECTORAL CARD NO.:**  
.....  
**POLLING STATION:** ..... **SIGNATURE:**  
.....

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2. **NAME:** ..... **ADDRESS:**  
.....  
**OCCUPATION:** ..... **ELECTORAL CARD NO.:**  
.....  
**POLLING STATION:** ..... **SIGNATURE:**  
.....

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3. **NAME:** ..... **ADDRESS:**  
.....  
**OCCUPATION:** ..... **ELECTORAL CARD NO.:**  
.....  
**POLLING STATION:** ..... **SIGNATURE:**  
.....

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**SCHEDULE 1**

**THE DECENTRALIZATION ACT NO. 1 OF 1994.**

**DECLARATION OF CANDIDATURE**

**SPONSORS OF CANDIDATE**

**4. NAME:** ..... **ADDRESS:**  
.....

**OCCUPATION:** ..... **ELECTORAL CARD NO.:**  
.....

**POLLING STATION:** ..... **SIGNATURE:**  
.....

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**5. NAME:** ..... **ADDRESS:**  
.....

**OCCUPATION:** ..... **ELECTORAL CARD NO.:**  
.....

**POLLING STATION:** ..... **SIGNATURE:**  
.....

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REPUBLIC OF VANUATU

DECENTRALIZATION ACT NO. 1 OF 1994

LOCAL GOVERNMENT COUNCIL ELECTIONS  
(DECLARATION OF CANDIDATURE)  
ORDER NO. 17 OF 2000

In exercise of the powers contained in regulation 2(1) of the Local Government Council Elections Order No. / of 2000, being an Order made in accordance with the powers contained in section 18A(4) of the Decentralization Act No. 1 of 1994, the Electoral Commission makes the following Order: ;

**1 Date of declaration of candidature**

For the purposes of regulation 2(1) of the Local Government Council Elections Order No. of 2000, the date is 24 October 2000 for the elections to be held on 10 November 2000 for each of the following local government councils:

- (a) the Sanma Local Government Council;
- (b) the Penama Local Government Council;
- (c) the Malampa Local Government Council;
- (d) the Shefa Local Government Council;
- (e) the Tafea Local Government Council.

**2 Commencement**

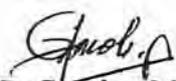
This Order comes into force on the date on which it is made.

MADE at Port Vila this 10 day of October 2000.

  
Charles Bice  
Chairman

ELECTORAL COMMISSION

  
Dorosday Kenneth  
Member  
ELECTORAL COMMISSION

  
Ps Stanley Moli  
Member  
ELECTORAL COMMISSION





REPUBLIC OF VANUATU

DECENTRALIZATION ACT NO. 1 OF 1994

LOCAL GOVERNMENT COUNCIL  
(ELECTION DEPOSIT)  
ORDER NO. 18 OF 2000

In exercise of the powers contained in sections 18AC and 35 of the Decentralization Act No. 1 of 1994 I, Barnabas Tabi, the Minister of Internal Affairs, make the following Order:

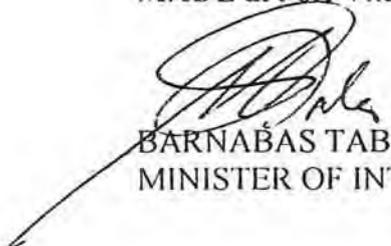
**1 Election deposit**

- (1) The amount to be deposited by each candidate in a local government council election is VT 15,000.
- (2) The amount deposited is payable to the Electoral Office and is not refundable.

**2 Commencement**

This Order comes into force on the date on which it is made.

MADE at Port Vila this 11<sup>th</sup> day of October 2000.

  
BARNABAS TABI  
MINISTER OF INTERNAL AFFAIRS





## REPUBLIC OF VANUATU

### DECENTRALIZATION ACT NO. 1 OF 1994

#### LOCAL GOVERNMENT CONSTITUENCIES ORDER NO. 19 OF 2000

In exercise of the powers contained in section 18AB of the Decentralization Act No. 1 of 1994 I, Barnabas Tabi, the Minister of Internal Affairs, make the following Order:

##### **1 Constituencies in Tafea Region**

For the purposes of the election of members to the Tafea Local Government Council, the Tafea Local Government Region is divided into 5 constituencies, the names and boundaries of which are set out in Part A of the Schedule together with the number of elected members for the Tafea Local Government Region.

##### **2 Constituencies in Shefa Region**

For the purposes of the election of members to the Shefa Local Government Council, the Shefa Local Government Region is divided into 9 constituencies, the names and boundaries of which are set out in Part B of the Schedule together with the number of elected members for Shefa Local Government Region.

##### **3 Constituencies in Malampa Region**

For the purposes of the election of members to the Malampa Local Government Council, the Malampa Local Government Region is divided into 3 constituencies, the names and boundaries of which are set out in Part C of the Schedule together with the number of elected members for the Malampa Local Government Region.

##### **4 Constituencies in Penama Region**

For the purposes of the election of members to the Penama Local Government Council, the Penama Local Government Region is divided into 3 constituencies, the names and boundaries of which are set out in Part D of the Schedule together with the number of elected members for the Penama Local Government Region.

##### **5 Constituencies in Sanma Region**

For the purposes of the election of members to the Sanma Local Government Council, the Sanma Local Government Region is divided into 2 constituencies, the names and boundaries of which are set out in Part E of the Schedule together with the number of elected members for the Sanma Local Government Region.

**6 Constituencies in Torba Region**

For the purposes of the election of members to the Torba Local Government Council, the Torba Local Government Region is divided into 7 constituencies, the names and boundaries of which are set out in Part F of the Schedule together with the number of elected members for the Torba Local Government Region.

**7 Commencement**

This Order comes into force on the date on which it is made.

**MADE** at Port Vila this 11<sup>th</sup> day of October 2000.

  
BARNABAS TABI  
MINISTER OF INTERNAL AFFAIRS



**REPUBLIC OF VANUATU**  
**SCHEDULE**

**PART A - TAFEA LOCAL GOVERNMENT REGION**

CONSTITUENCIES	BOUNDARIES	NUMBER OF ELECTED MEMBERS
1. TANNA	TANNA ISLAND	15
2. ERROMANGO	ERROMANGO ISLAND	1
3. ANIWA	ANIWA ISLAND	1
4. FUTUNA	FUTUNA ISLAND	1
5. ANEITYUM	ANEITYUM ISLAND	1
		19

**PART B - SHEFA LOCAL GOVERNMENT REGION**

CONSTITUENCIES	BOUNDARIES	NUMBER OF ELECTED MEMBERS
1. EFATE	EFATE ISLAND	8
2. EPI	EPI ISLAND	3
3. EMAE	EMAE ISLAND	1
4. TONGOA	TONGOA ISLAND	1
5. TONGARIKI & BUNINGA	TONGARIKI & BUNINGA ISLANDS	1
6. MAKIRA & MATASO	MAKIRA & MATASO ISLANDS	1
7. EMAU	EMAU ISLAND	1
8. MOSO & LELEPA	MOSO & LELEPA ISLANDS	1
9. NGUNA & PELE	NGUNA & PELE ISLANDS	1
		18

**PART C - MALAMPA LOCAL GOVERNMENT REGION**

CONSTITUENCIES	BOUNDARIES	NUMBER OF ELECTED MEMBERS
1. PAAMA	PAAMA ISLAND	2
2. AMBRYM	AMBRYM ISLAND	4
3. MALEKULA	MALEKULA ISLAND	15
		21

## PART D - PENAMA LOCAL GOVERNMENT REGION

CONSTITUENCIES	BOUNDARIES	NUMBER OF ELECTED MEMBERS
1. AMBAE 2. MAEWO 3. PENTECOST	AMBAE ISLAND MAEWO ISLAND PENTECOST ISLAND	6 2 8 <hr/> 16

## PART E - SANMA LOCAL GOVERNMENT REGION

CONSTITUENCIES	BOUNDARIES	NUMBER OF ELECTED MEMBERS
1. MALO/AORE 2. SANTO	MALO & AORE ISLANDS SANTO ISLAND	3 15 <hr/> 18

## PART F - TORBA LOCAL GOVERNMENT REGION

CONSTITUENCIES	BOUNDARIES	NUMBER OF ELECTED MEMBERS
1. MERELAVA 2. GAUA/MERIG 3. MOTA 4. VANUALAVA 5. MOTALAVA 6. UREPARAPARA 7. TORRES	MERELAVA ISLAND GAUA/MERIG ISLANDS MOTA ISLAND VANUALAVA ISLAND MOTALAVA ISLAND UREPARAPARA ISLAND TORRES ISLANDS	1 1 1 1 1 1 1 <hr/> 7



**REPUBLIC OF VANUATU**  
**DECENTRALIZATION ACT NO. 1 OF 1994**  
**(REPEAL OF ORDERS) REGULATIONS**  
**ORDER NO. 20 OF 2000**

In exercise of the powers contained in section 35 of the Decentralization Act No. 1 of 1994 I, Barnabas Tabi, the Minister of Internal Affairs, make the following Order:

**1 Repeal of Orders**

The following Orders are repealed:

- (a) the Decentralization and Local Government Regions Amendment Order No. 5 of 2000;
- (b) the Local Government Councils Elections (Amendment) Order No. 8 of 2000.

**2 Commencement**

This Order comes into force on the date on which it is made.

**MADE** at Port Vila this 2 day of October 2000.

  
BARNABAS TABI  
MINISTER OF INTERNAL AFFAIRS



