

REPUBLIQUE

DE

VANUATU

JOURNAL OFFICIEL



REPUBLIC

OF

VANUATU

OFFICIAL GAZETTE

EXTRAORDINARY GAZETTE

NUMERO SPECIAL

2 AVRIL 2002

No. 1

2 APRIL 2002

SONT PUBLIES LES TEXTES SUIVANTS

NOTIFICATION OF PUBLICATION

ORDERS

**CHARITABLE ASSOCIATIONS
(INCORPORATION) ACT [CAP. 140]**

- ANTI-TERRORISM REGULATIONS
ORDER NO. 5 OF 2002

EXPLOSIVES ACT [CAP. 6]

- ANTI-TERRORISM REGULATIONS
ORDER NO. 6 OF 2002

IMMIGRATION ACT [CAP. 66]

- ANTI-TERRORISM REGULATIONS
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**VANUATU FOREIGN INVESTMENT
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**FINANCIAL INSTITUTIONS ACT NO. 2
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- ANTI-TERRORISM REGULATIONS
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**FINANCIAL TRANSACTIONS
REPORTING ACT NO. 33 OF 2002**

- ANTI-TERRORISM REGULATIONS
ORDER NO. 10 OF 2002



REPUBLIC OF VANUATU

CHARITABLE ASSOCIATIONS (INCORPORATION) ACT [CAP. 140]

Anti-terrorism regulations Order No. 5 of 2002

To give effect to Resolution 1267 (1999), 1269 (1999), 1333 (2000) and 1390 (2002) of the United Nations Security Council

In exercise of the powers under section 16 of the Charitable Associations (Incorporation) Act [CAP 140], I, the Honourable Joe Natuman, Minister for of Internal Affairs, make the following regulations.

1 Interpretation

In these regulations:

entity means an individual, a group of individuals, a body corporate, an unincorporated association or organisation, or any other body.

terrorist entity means the Taliban, Al-Qaida or any other entity designated from time to time:

- (a) by the Committee established by paragraph 6 of Resolution 1267(1999) of the United Nations Security Council; or
- (b) by or under one or more other resolutions of the United Nations Security Council.

2 Prohibited charities

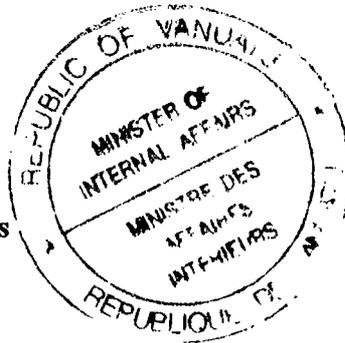
- (1) A certificate of incorporation must not be granted to a terrorist entity.
- (2) If a certificate of incorporation granted to a terrorist entity is in force, the certificate is cancelled.
- (3) If a terrorist entity is in anyway involved in another entity that has a valid certificate of incorporation, the certificate is cancelled.

3 Commencement

These regulations commence on the day on which they are published in the Gazette.

Made at Port Vila this 26th day of March 2002


Minister of Internal Affairs





REPUBLIC OF VANUATU

EXPLOSIVES ACT [CAP 6]

Anti-terrorism regulations Order No. 6 of 2002

To give effect to Resolution 1267 (1999), 1269 (1999), 1333 (2000) and 1390 (2002) of the United Nations Security Council

In exercise of the powers under section 4 of the Explosives Act [CAP 6] and section 20 of the Interpretation Act [CAP 132], I, the Honourable Joe Natuman, Minister for Internal Affairs, make the following regulations.

1 Interpretation

In these regulations:

entity means an individual, a group of individuals, an incorporated or unincorporated association or organisation, or any other body.

terrorist entity means the Taliban, Al-Qaida or any other entity designated from time to time:

- (a) by the Committee established by paragraph 6 of Resolution 1267(1999) of the United Nations Security Council; or
- (b) by or under one or more other resolutions of the United Nations Security Council.

2 Prohibited explosives

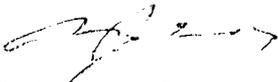
A person must not export from Vanuatu the chemical acetic anhydride or other explosives or components of explosives to:

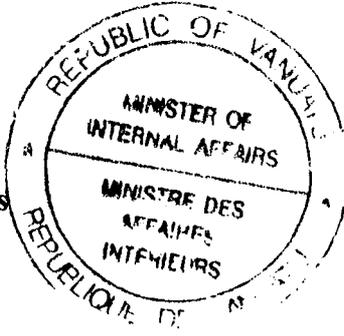
- (a) any terrorist entity; or
- (b) any other entity in the territory of Afghanistan that is under the control of the Taliban.

3 Commencement

These regulations commence on the day on which they are published in the Gazette.

Made at Port Vila this 26th day of March 2002


Minister for Internal Affairs





REPUBLIC OF VANUATU
IMMIGRATION ACT [CAP 66]

Anti-terrorism regulations
Order No. 7 of 2002

To give effect to Resolution 1267 (1999), 1269 (1999), 1333 (2000) and 1390 (2002) of the United Nations Security Council.

In exercise of the powers under section 23 of the Immigration Act [CAP 66], I, the Honourable Joe Natuman, Minister of Internal Affairs, make the following regulations.

1 Interpretation

In these regulations:

entity means an individual, a group of individuals, a body corporate, an unincorporated association or organisation, or any other body.

terrorist entity means the Taliban, Al-Qaida or any other entity designated from time to time:

- (a) by the Committee established by paragraph 6 of Resolution 1267(1999) of the United Nations Security Council; or
- (b) by or under one or more other resolutions of the United Nations Security Council.

2 Prohibited persons

(1) An individual is prohibited from entering Vanuatu, including its territorial waters if he or she:

- (a) is or is reasonably suspected of being a terrorist entity; or
- (b) is or is reasonably suspected of being a member of a terrorist entity.

(2) An individual must not be granted asylum in Vanuatu if he or she:

- (a) is or is reasonably suspected of being a terrorist entity; or
- (b) is or is reasonably suspected of being a member of a terrorist entity; or

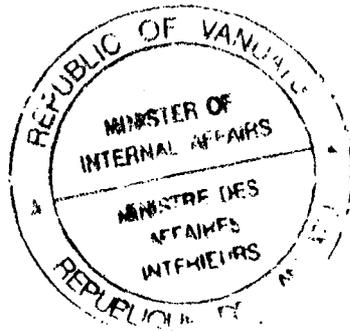
- (c) has engaged or is reasonably suspected of having engaged in an act of terrorism; or
- (d) has funded, directly or indirectly, or is reasonably suspected of having funded, directly or indirectly, terrorism or acts of terrorism.

3 Commencement

These regulations commence on the day on which they are published in the Gazette.

Made at Port Vila this 26th day of March 2002


Minister of Internal Affairs





REPUBLIC OF VANUATU

VANUATU FOREIGN INVESTMENT PROMOTION ACT NO. 15 OF 1998

Anti-terrorism regulations Order No. 8 of 2002

To give effect to Resolution 1267 (1999), 1269 (1999), 1333 (2000) and 1390 (2002) of the United Nations Security Council

In exercise of the powers under section 28 of the Vanuatu Foreign Investment Promotion Act No. 15 of 1998, I, the Honourable Serge Vohor, Deputy Prime Minister and Minister of Trade, Tourism and Economic Development make the following regulations.

1 Interpretation

In these regulations:

entity means an individual, a group of individuals, a body corporate, an unincorporated association or organisation, or any other body.

terrorist entity means the Taliban, Al-Qaida or any other entity designated from time to time:

- (a) by the Committee established by paragraph 6 of Resolution 1267(1999) of the United Nations Security Council; or
- (b) by or under one or more other resolutions of the United Nations Security Council.

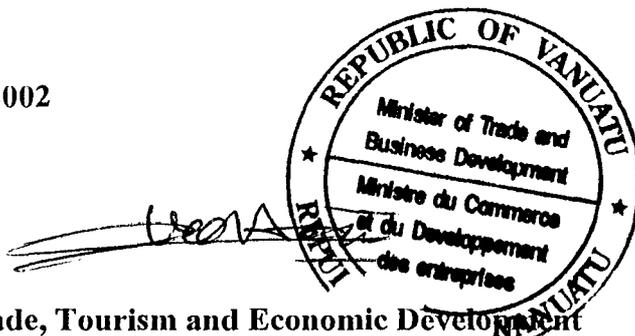
2 Prohibited investments

- (1) An approval certificate must not be issued to a terrorist entity.
- (2) If an approval certificate issued to a terrorist entity is in force, the certificate is revoked.
- (3) If a terrorist entity is in anyway involved in another entity that has a valid approval certificate, the certificate is revoked.

3 Commencement

These regulations commence on the day on which they are published in the Gazette.

Made at Port Vila this ^{4th} 26 day of March, 2002



Deputy Prime Minister and Minister of Trade, Tourism and Economic Development



REPUBLIC OF VANUATU

FINANCIAL INSTITUTIONS ACT NO. 2 OF 1999

Anti-terrorism regulations Order No. 9 of 2002

To give effect to Resolution 1267 (1999), 1269 (1999), 1333 (2000) and 1390 (2002) of the United Nations Security Council

In exercise of the powers under section 63 of the Financial Institutions Act No. 2 of 1999, I, the Honourable Joe Carlo, Minister for Finance and Economic Management, make the following regulations.

1 Interpretation

In these regulations:

entity means an individual, a group of individuals, a body corporate, an unincorporated association or organisation, or any other body.

terrorist entity means the Taliban, Al-Qaida or any other entity that is:

- (a) designated from time to time by the Committee established by paragraph 6 of Resolution 1267(1999) of the United Nations Security Council; or
- (b) designated from time to time by or under one or more other resolutions of the United Nations Security Council; or
- (c) declared by the Reserve Bank under regulation 3.

2 Prohibited accounts

(1) If:

- (a) a terrorist entity has an account with a financial institution; or
- (b) another entity has an account with the financial institution and the financial institution knows or reasonably suspects that other entity may be involved in or associated with the financing of terrorism or the holding or raising of funds for terrorism;

the financial institution must comply with subregulations (2) to (6).

- (2) The financial institution:
- (a) must immediately freeze the account; and
 - (b) must not accept funds into the account; and
 - (c) subject to subregulation (5), must not remit funds from the account.
- (3) The financial institution must immediately give written notice of the existence of the account to the Reserve Bank and the Financial Intelligence Unit of the State Law Office.
- (4) The financial institution must within 24 hours after giving notice under subregulation (3) close the account and give written notice of the closure to the Reserve Bank together with full details of the account.
- (5) The financial institution must not remit funds from the account unless the Reserve Bank has given its prior written approval to the remittance.
- (6) The financial institution is not required to give notice of its actions under subregulation (2) or (4) to the holder of the account.

3 Terrorism declarations

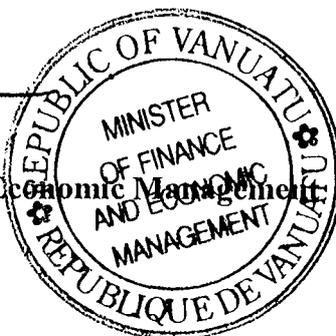
The Reserve Bank may from time to time declare, by notice in writing, that an entity is, or is suspected of being, involved in or associated with financing terrorism or acts of terrorism.

4 Commencement

These regulations commence on the day on which they are published in the Gazette.

Made at Port Vila this 2nd day of April 2002

Hulu
Minister for Finance and Economic Management





REPUBLIC OF VANUATU
FINANCIAL TRANSACTIONS
REPORTING ACT NO. 33 OF 2000

Anti-terrorism regulations
Order No. 10 of 2002

To give effect to Resolution 1267 (1999), 1269 (1999), 1333 (2000) and 1390 (2002) of the United Nations Security Council

In exercise of the powers under section 18 of the Financial Transactions Reporting Act No. 33 of 2000, I, the Honourable Joe Carlo, Minister for Finance and Economic Management, make the following regulations.

1 Interpretation

In these regulations:

Act means the Financial Transactions Report Act No 33 of 2002.

entity means an individual, a group of individuals, a body corporate, an unincorporated association or organisation, or any other body.

terrorist entity means the Taliban, Al-Qaida or any other entity designated from time to time:

- (a) by the Committee established by paragraph 6 of Resolution 1267(1999) of the United Nations Security Council; or
- (b) by or under one or more other resolutions of the United Nations Security Council.

2 Deemed suspicious transactions

- (1) If a terrorist entity conducts or seeks to conduct a transaction through a financial institution (whether or not the transaction or proposed transaction involves cash), such transaction or proposed transaction is deemed to be a suspicious transaction.

- (2) If:
- (a) an entity conducts or seeks to conduct a transaction through a financial institution (whether or not the transaction or proposed transaction involves cash); and
 - (b) the financial institution reasonably suspects the transaction or proposed transaction involves funds that are being, are likely to be or have been used:
 - (i) by a terrorist entity; or
 - (ii) for terrorism, or
 - (iii) for acts of terrorism;

such transaction or proposed transaction is deemed to be a suspicious transaction.

3 Prescribed financial institutions

For the purposes of paragraph 2(p) of the Act, an entity that by non-formal means transfers, remits, exchanges or otherwise deals with money or money's worth or value for the purposes of remittance, transfer or payment to places outside of Vanuatu is a prescribed financial institution.

4 Commencement

These regulations commence on the day on which they are published in the Gazette.

Made at Port Vila this *2nd* day of *April* 2002

Helen

Minister for Finance and Economic Management

