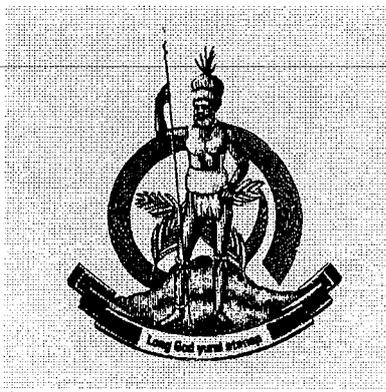


REPUBLIQUE

DE

VANUATU

JOURNAL OFFICIEL



REPUBLIC

OF

VANUATU

OFFICIAL GAZETTE

8
4 DECEMBRE 2003

**EXTRAORDINARY GAZETTE
NUMERO SPECIAL
NO. 5**

8
4 DECEMBER 2003

SONT PUBLIES LES TEXTES SUIVANTS

ARRETES

NOTIFICATION OF PUBLICATION

ORDERS

DECENTRALIZATION ACT NO. 1 OF 1994

- ORDER NO. 41 OF 2003.

FISHERIES ACT [CAP.158]

- LOCALLY BASED FOREIGN FISHING LICENCE REGULATION ORDER NO. 42 OF 2003.
- NOTICE OF GENERAL CONDITIONS FOR FOREIGN FISHING VESSELS AND LOCALLY BASED FOREIGN FISHING VESSELS.

REPRESENTATION OF THE PEOPLE ACT [CAP.146]

- DECLARATION OF THE RESULTS OF THE BY-ELECTION TO PARLIAMENT HELD ON 27TH NOVEMBER, 2003.

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THE MARRIAGE ACT [CAP.60]

- PUBLIC NOTICE OF REGISTRATION
- OF MINISTERS FOR CELEBRATING
- MARRIAGES.

1.



REPUBLIC OF VANUATU

DECENTRALIZATION ACT NO. 1 OF 1994

Order No. 41 of 2003

To provide for the division of local government regions into area council divisions.

In exercise of the powers conferred on me by section 4A of the Decentralization Act No. 1 of 1994 and on the advice of each local government councils, I, the Honourable Joe Natuman, Minister of Internal Affairs, make the following Order:

1 Division of local government region into area council divisions

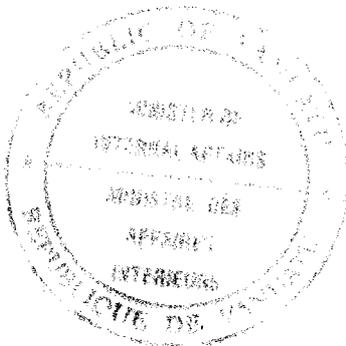
The local government regions mentioned in column 2 of the Schedule are divided into the area council divisions in column 3.

2 Commencement

This Order commences on the date on which it is published in the Gazette.

Made at Port Vila this ^{28th} day of November 2003.


Honourable Joe Natuman
Minister of Internal Affairs



Schedule

Column 1	Column 2	Column 3
Item	Local Government Regions	Area Council Divisions
1	TORBA	NORTHERN AREA COUNCIL CENTRAL AREA COUNCIL SOUTHERN AREA COUNCIL
2	SANMA	CANAL FANAFO NORTH SANTO AREA COUNCIL NORTH WEST SANTO AREA COUNCIL WEST SANTO AREA COUNCIL SOUTH SANTO AREA COUNCIL EAST SANTO AREA COUNCIL SOUTH EAST SANTO AREA COUNCIL WEST MALO AREA COUNCIL EAST MALO AREA COUNCIL
3	PENAMA	NORTH PENTECOST AREA COUNCIL CENTRAL PENTECOST 1 AREA COUNCIL CENTRAL PENTECOST 2 AREA COUNCIL SOUTH PENTECOST AREA COUNCIL LUNGEI TAGARO AREA COUNCIL NORTH AMBAE AREA COUNCIL SOUTH AMBAE AREA COUNCIL WEST AMBAE AREA COUNCIL BANGAN VANUA AREA COUNCIL SOUTH MAEWO AREA COUNCIL
4	MALAMPA	NORTH WEST AREA COUNCIL NORTH EAST AREA COUNCIL CENTRAL AREA COUNCIL SOUTH EAST AREA COUNCIL SOUTH WEST AREA COUNCIL SOUTH AREA COUNCIL NORTH AMBRYM AREA COUNCIL WEST AMBRYM AREA COUNCIL SOUTH EAST AMBRYM AREA COUNCIL

		PAAMA AREA COUNCIL
5	<i>SHEFA</i>	MELE AREA COUNCIL IFIRA AREA COUNCIL PANGO AREA COUNCIL ERAKOR AREA COUNCIL ERATAP AREA COUNCIL ETON AREA COUNCIL EMAU AREA COUNCIL NGUNA AREA COUNCIL NORTH EFATE AREA COUNCIL MALORUA AREA COUNCIL NORTH TONGOA AREA COUNCIL TONGARI AREA COUNCIL MAKIMAE AREA COUNCIL VERMAUL AREA COUNCIL YARSU AREA COUNCIL VERMALI AREA COUNCIL VARISU AREA COUNCIL
6	<i>TAFEA</i>	WEST TANNA AREA COUNCIL MIDDLEBUSH AREA COUNCIL WHITESANDS AREA COUNCIL SOUTH AREA COUNCIL NORTH TANNA AREA COUNCIL SOUTH WEST AREA COUNCIL SOUTH ERROMANGO AREA COUNCIL NORTH ERROMANGO AREA COUNCIL ANIWA AREA COUNCIL ANEITYUM AREA COUNCIL FUTUNA AREA COUNCIL



FISHERIES ACT [CAP 158]

LOCALLY BASED FOREIGN FISHING LICENCE REGULATION

ORDER NO. 42 OF 2003

In exercise of the powers conferred on me by Paragraphs 34(2)(c), (d) and (q) of the Fisheries Act [CAP 158], I, Sato Kilman, Minister of Fisheries make the following Regulation.

1 Prescribed form for locally based foreign fishing licence application

The prescribed form for a locally based foreign fishing licence application is set out in Schedule 1A of the Schedule to this Regulation.

2 Prescribed form for locally based foreign fishing licence

The prescribed form for a locally based foreign fishing licence is set out in Schedule 2A of the Schedule to this Regulation.

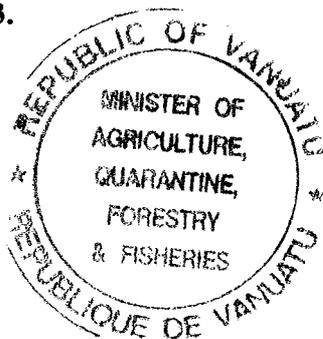
3 Commencement

This Regulation comes into force on the day on which it is made.

Made this 8th day of December 2003.

A handwritten signature in black ink, appearing to read 'Sato Kilman', written over a horizontal line.

Hon SATO KILMAN
Minister for Fisheries



SCHEDULE

SCHEDULE 1A

APPLICATION FORM FOR LOCALLY BASED FOREIGN FISHING LICENCES

PART A- FULL APPLICATION FORM

INSTRUCTIONS:

Underline surnames

Address means complete mailing address

Mark X where appropriate

If not applicable mark NA

Type or print clearly

All units metric, specify units if other system used

To: Minister of Lands, Minerals and Fisheries

I hereby apply for a foreign fishing licence.

1. Name of vessel _____
2. Name of owner _____
3. Address of owner _____

4. Name of charterer _____
5. Address of charterer _____
6. Country of registration _____
1. Country registration number _____
8. Radio call sign _____
9. Operational base(s):
port _____ country _____
port _____ country _____

10. Name of vessel master _____

11. Address of vessel master _____

12. Name of fishing master _____

13. Address of fishing master _____

14. Type of vessel

Single purse seiner

Longliner

Pole and liner

Other (Specify)

Group purse seiner

Purse seiner carrier

15. Normal total number of crew _____

16. Flag state authorised fishing areas _____

17. Hull materials: Steel Wood
 FRP Other (Specify) _____

18. Year built 19 _____

19. Place of construction _____

20. Gross tonnage _____

21. Overall length _____ metres

22. Main engine(s) power _____ (Specify units)

23. Fuel carrying capacity _____ kilolitres

24. Daily freezing capacity (more than 1, if appropriate)

Method (X where appropriate)		Capacity metric tons/day	Temperature C
Brine (NaCl)	BR	_____	_____
Brine (CaCl)	CB	_____	_____
Air (Blast)	BF	_____	_____
Air (Coils)	RC	_____	_____

Other (Specify) _____

25. Storage capacity (more than 1, if appropriate)

Method (X where appropriate)		Capacity cubic metres	Temperature C
Ice	IC	_____	_____
Refrigerated		_____	_____
Sea Water	RW	_____	_____
Brine (NaCl)	BF	_____	_____
Brine (CaCl)	RC	_____	_____
Air (Coils)	BC	_____	_____
Other (Specify) _____		_____	_____

Complete either A, B, or C below as appropriate.

A For Purse Seiners

26. Net length _____ metres

27. Net depth _____ metres

28. Support vessels

Name _____ Type _____

Name _____ Type _____

Name _____ Type _____

Name _____ Type _____

B For Pole and Line Vessels

29. Bait storage, (more than 1, if appropriate)

Circulation method (X where appropriate)		Capacity cubic metres
Natural	NN	_____
Circulation	CR	_____
Refrigerated	RC	_____

C For Support Vessels

30. Activities (X more than 1, if appropriate)

Refrigerated carrier

Scouting boat

Anchor boat

Supply/Mothership

Other (Specify)

31. Fishing vessel(s) supported _____

I understand I am required to:

- i. report any changes in items 1 to 13 within 60 days, and
- ii. annually notify any other changes in the information contained in this application to the Director of Fisheries, Port Vila, Vanuatu.

Signature of applicant _____

Owner

Charterer

Duly authorised agent

Address of applicant _____

PART B-SHORT APPLICATION FORM

I hereby apply for a licence to fish in Vanuatu waters.

1. Name of vessel
2. Regional register number
3. Nature of fishing operations to be undertaken (including use of aggregating devices)
4. Proposed fishing areas
5. Period of validity of licence requested
6. Proposed date of commencement of fishing operation

Signed _____

Date _____

Specify whether owner, charterer or agent

Name and address of applicant

SCHEDULE 2A

LOCALLY BASED FOREIGN FISHING LICENCE FORM

Licence Number

The person named as the licence holder below is hereby licensed in accordance with section 4(2) of the Fisheries Act, Cap. 158 to use the vessel described below for fishing in Vanuatu waters and in accordance with the terms and conditions set out in this licence and the conditions prescribed from time to time in the Fisheries Regulations.

Name of licence holder

Name of vessel

Radio call sign

Regional register number

Authorized fishing areas

Authorized fishing period

Authorized fishing operation

Authorized target species and quota (where applicable)

Other special conditions

.....
.....
.....
.....

Permitted transshipment operations (where applicable)

Permitted use of fish aggregating devices (where applicable)

.....

Minister of Fisheries

Date



NOTICE OF

GENERAL CONDITIONS FOR FOREIGN FISHING VESSELS

AND

LOCALLY BASED FOREIGN FISHING VESSELS

The general conditions specified in this notice apply to foreign fishing vessels and locally based foreign fishing vessels in accordance with subsection 13(2) of the Fisheries Act [CAP 158].

1 Authorized fishing area

Subject to clauses 2, 3 and 4 a foreign fishing vessel and a locally based foreign fishing vessel may fish within the Exclusive Economic Zone of the Republic of Vanuatu within the meaning of section 9 of the Maritime Zones Act [CAP 138].

2 Closed Areas prohibited for fishing for a foreign fishing vessel and certain locally based foreign fishing vessels

- (1) A foreign fishing vessel must not fish within a closed area in the Republic of Vanuatu.
- (2) A locally based foreign fishing vessel that is chartered by a company that is not wholly owned by persons who are citizens of the Republic of Vanuatu must not fish within a closed area in the Republic of Vanuatu.
- (3) A closed area for the purpose of subclauses (1) and (2) means:

All areas of the sea within a line measured seaward from the archipelagic baselines, every point of which is 12 nautical miles from the nearest point of the appropriate archipelagic baseline.

3 Closed Areas prohibited for fishing for other locally based foreign fishing vessels

- (1) A locally based foreign fishing vessel that is chartered by a company that is wholly owned by persons who are citizens of the Republic of Vanuatu must not fish within a closed area in the Republic of Vanuatu
- (2) A closed area for the purpose of subclause (1) means:

All areas of the sea within a line measured seaward from the archipelagic baselines, every point of which is 9 nautical miles from the nearest point of the appropriate archipelagic baseline.

Note:

The archipelagic baselines are described in the Maritime Zones Act [CAP 138] as set out below.

An archipelagic baseline commencing at the outermost point of the low-water line on the reef off Hat Island co-ordinate 13°04'18" South 166°32'13.8" East, British Admiralty Chart No.1575 and, except where the contrary intention appears, following the Geodesic lines successively linking the outermost points on the low-water lines of the land areas specified below:

Point	Land Area	South	East	British Admiralty Chart Number*
1	Vat Ganai Island	13°15'10.8"	167°38'10.5"	1575
2	Vetvai Point on Motlav Island	13°38'46.8"	167°42'25.5"	1575
3	Islet off Meralava Island	14°26'22.9"	168°04'10.2"	1575
4	Treerock Point on Pentecost Island	15°55'38.4"	168°16'32.5"	1575
5	Tongariki Island	17°00'38.4"	168°38'27"	1576
6	Maniuro Point on Efate Island	17°41'42"	168°35'10"	1576
7	Goat Islet off Erromanga	18°42'09.6"	169°17'43.5"	1576
8	Reef off Futuna Island	19°30' 42"	170°13'44.3"	1576
9	Masi Point on Futuna Island	19°32'37.7"	170°13'34.7"	1576
10	Reef on Aneityum Island	20°11'45.6"	169°53'42"	1576
and thence along the low-water line to point (11)				
11	Flat Rock off Aneityum Island	20°15'30"	169°50'42.9"	1576
12	Reef off Aneityum Island	20°15'58.2"	169°45'25.9"	1576
13	Imlao on Tanna Island	19°34'51.6"	169°16'42.6"	1576
and thence along the low-water line to point (14)				
14	West Point Tanna Island	19°27'09"	169°12'39"	1576
15	Ountovin Point on Erromanga Island	18°52'51"	168°59'03.6"	1576

Point	Land Area	South	East	British Admiralty Chart Number*
16	Tukutuku Point on Efate Island	17°43'09.6"	168°09'02.4"	1576
17	Tomman Island	16°35'37.5"	167°27'17.4"	1575
18	Reef off Santo	15°39'24.6"	166°45'58.8"	1575
19	Remarkable Point on Santo Island	15°24'04.5"	166°38'27"	1575
20	Reef off Santo Island	14°51'06"	166°32'00.6"	1575
21	on NW Coast of Santo	14°44'51.6"	166°32'42.6"	1575
22	Thomeuf Point on Hui Island	13°10'21"	166°31'58.5"	1575
23	On reef off Hui Island	13°04'18"	166°32'13.8"	1575

**The Edition of charts referred to in the fifth column are
1575 7th September 1979
1576 24th November 1978*

4 Other prohibited fishing areas

A foreign fishing vessel and a locally based foreign fishing vessel must not fish within a rectangular closed area defined by the Geodesic lines linking the four points described for each area in the following table:

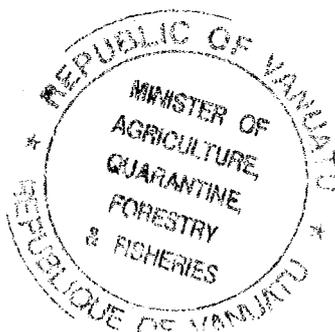
Area	Point	Latitude (S)	Longitude (E)
1	1	15° 59' 24.0"	165° 59' 24.0"
	2	15° 59' 24.0"	166° 11' 24.0"
	3	15° 50' 24.0"	166° 11' 24.0"
	4	15° 50' 24.0"	165° 59' 24.0"

5 Commencement

This notice commences on the date on which it is published in the Gazette.

Made at Port Vila this 8th day of December, 2003


HON SATO KILMAN
Minister for Fisheries



REPUBLIC OF VANUATU

THE ELECTORAL COMMISSION

DECLARATION UNDER THE REPRESENTATION OF THE PEOPLE ACT **[CHAPTER 146] – SCHEDULE 5 RULE 21**

IN EXERCISE of the powers contained in Rule 21 (1) of Schedule 5 of the Representation of the People Act (CAP 146), and following the By-Election to Parliament of the Republic of Vanuatu held on 27th November 2003. **THE ELECTORAL COMMISSION HEREBY ANNOUNCES** the number of votes cast for each candidate in the Efate Rural constituency.

EFATE CONSTITUENCY: - 1 SEAT (4 Candidates)

Registered Voters:	13,280
Votes Cast:	6,232
Turn Out:	46%
Void Votes:	59
Valid Votes Cast:	6,173

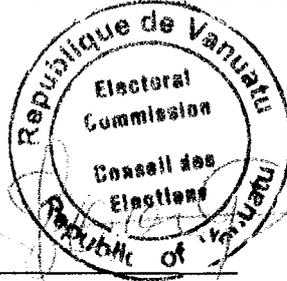
CANDIDATE	AFFILIATION	VOTES
1. Jack Kallon	Independent (IND)	1,049
2. Barak T S Mautamate	Melanesian Progressive Party (MPP)	2,524
3. Foster Rakom	Vanuaaku Party (VP)	1,915
4. Roro Sambo	Independent (IND)	685

DECLARATION OF THE ELECTED MEMBER OF PARLIAMENT

THEREFORE, IN EXERCISE of the powers contained in Rule 21 (1) of Schedule 5 of the Representation of the People Act [CAP 146], **THE ELECTORAL COMMISSION HEREBY DECLARES** the following candidate duly elected member of the Efate constituency to the National Parliament of the Republic of Vanuatu.

CONSTITUENCY	ELECTED CANDIDATE	AFFILIATION
1. EFATE (1 SEAT)	BARAK TAME SOPE MAUTAMATE	MPP

MADE AT PORT VILA THIS 29TH DAY OF NOVEMBER 2003.





Sethy J. Regenvanu
Chairman



Ps Youen Atnelo
Member



Cherol K Ala
Member



REPUBLIC OF VANUATU
THE MARRIAGE ACT (CAP.60)

PUBLIC NOTICE OF REGISTRATION OF MINISTERS
FOR CELEBRATING MARRIAGES

IN EXERCISE of the powers conferred upon me by Section 3 (1) of the Marriage Act (CAP.60), **IT IS HEREBY NOTIFIED** that the Minister of religion of the **Presbitirin Rifom Jyos, Vanuatu** as set out below have been registered to celebrate Marriages in accordance with the Marriage Act -

- Pastor Isul Lunapak

Made at Port Vila, 1st December 2003

Honourable Joe NATUMAN
Minister for Internal Affairs

