# REPUBLIQUE DE VANUATU

JOURNAL OFFICIEL



# REPUBLIC OF VANUATU

OFFICIAL GAZETTE

**21 NOVEMBRE 2005** 

No. 38

**21 NOVEMBER 2005** 

# **SONT PUBLIES LES TEXTES SUIVANTS**

^ RRETES

# NOTIFICATION OF PUBLICATION

# **ORDERS**

# **MUNICIALITIES ACT [CAP.126]**

- MUNICIPAL COUNCIL (PAYMENT OF GRATUITIES) ORDER NO. 55 OF 2005.
- PORT VILA MUNICIPAL COUNCIL STANDING ORDER NO. 56 OF 2005.

# **COMPANIES ACT [CAP.191]**

PRESCRIBED FORMS

CONTENTS	PAGE
CONSTITUTIONAL	
<ul> <li>INSTRUMENT OF REMOVAL</li> </ul>	
OF MINISTERS	1-3.
<ul> <li>INSTRUMENT OF APPOINTMENT</li> </ul>	
OF MINISTERS	4-6.
OATHS ACT [CAP.37]	
<ul> <li>OATH OF ALLEGIANCES</li> </ul>	7-9.
<ul> <li>OFFICIAL OATHS</li> </ul>	10-12.
VANUATU FINANCIAL SERVICES	
<b>COMMISSION - NOTICES</b>	
<ul> <li>COMPANIES ACT [CAP.191]</li> </ul>	13-15.
<ul> <li>APPOINTMENS</li> </ul>	16-22.

**COMPANIES ACT [CAP.191]** 

-23.



# **MUNICIPALITIES ACT [CAP 126]**

# MUNICIPAL COUNCIL (PAYMENT OF GRATUITIES) ORDER NO 9 OF 1993

# ORDER NO. 55 OF 2005

In exercise of the powers conferred on me by paragraphs 4(f) and (g) of the Municipalities Act [CAP 126], I, Honourable GEORGE WELLS Minister of Internal Affairs, make the following Order:

### 1 Amendments

The Municipal Council (Payment of Gratuities) Order No.9 of 1993 is amended as set out in the Schedule.

### 2 Commencement

This Order commences on the day on which it is made.

# SCHEDULE

# Amendments of the Municipal Council (Payment of Gratuities) Order No 9 of 1993

# 1 Subsection 2(1)

Repeal the subsection, substitute

# "Gratuity Payments

2. (1) Subject to the provisions of this Order, the Municipal Council must pay to each of its Councilors on the 15<sup>th</sup> day of December each year, gratuities. The amount of gratuity due for payment covers the full calendar year including the month of December and shall be paid according to the amounts specified below:

Amount of gratuity due per year (VT)			
Maximum amount per year			
VT 234,739			
VT 131,178			
VT 55,233			

# 2 Subsection 2(2)

Repeal the subsection, substitute

"(2) If a Councilor ceases to hold office due to any of the circumstances provided for under section 10 of the Municipalities Act [CAP 126], the amount of gratuity payable to the Councilor shall be calculated as follows:

Gratuity per year = MDA x 2 x 
$$\underline{252 \text{ WD}}$$
 365 CA

Where:

MDA = Maximum Duty Allowance

WD = Working Days CA = Calendar Year



# **MUNICIPALITIES ACT [CAP 126]**

# PORT VILA MUNICIPAL COUNCIL STANDING ORDER NO 7 OF 1993

# ORDER NO. 56 OF 2005

In exercise of the powers conferred on the Port Vila Municipal Council by subsection 12(1) of the Municipalities Act [CAP 126], the Port Vila Municipal Council makes the following Order:

### 1 Amendments

The Port Vila Municipal Council Standing Order No. 7 of 1993 is amended as set out in the Schedule

# 2 Commencement

This Order commences on the day on which it is made.

Made at Port Vila this All Andrew The Mayor On behalf of the Port Vila Municipal Council

Approved on the Aday of November 2005.

Honourable GEORGE WELLS AFFAIRS Minister of Internal Affairs Mississipping DE AFFAIRS INTERIBURS

# **SCHEDULE**

# Amendments of the Port Vila Municipal Council Standing Order No 7 Of 1993

# 1. Standing Order 22

Repeal the standing order, substitute

# "SITTING ALOWANCE

- 22 (1) Each Councilor shall be entitled to a maximum sitting allowance of VT 5000 for each day or part of a day's meeting of a committee of the Council that he or she attends.
  - (2) For meetings of the Council, the maximum sitting allowance is as follows:
    - (a) The Mayor is entitled to VT 10,000 for each day or part of a day's meeting;
    - (b) The Deputy mayor is entitled to VT 7,000 for each day or part of a day's meeting;
    - (c) The Councilors are entitled to VT 5,000 for each day or part of a day's meeting.
  - (3) For the avoidance of doubt, a Councilor who has been elected as Mayor or Deputy Mayor must be paid the sitting allowance of Mayor or Deputy Mayor only, as the case may be, and must not receive a sitting allowance as a Councilor."

# 2 Standing Order 23(1)

Delete "15,000", substitute "40,000".

# 3 Standing Order 24(1)

Delete "55,000", substitute "170,000".

# 4 Standing Order 24(2)

Delete "27,500", substitute "95,000".

# 5 After Standing Order 24

Insert

# "COUNCILOR ADVANCES

24A All Councilors must not receive in advance any allowances or other payments in which they are entitled to under the Standing Order.

# **COMPANIES ACT [CAP 191]**

# PRESCRIBED FORM

To provide for the prescribed form for Annul Returns to be filed with Vanuatu Financial Services Commission under Section 127(2)(a) of the Vanuatu Companies Act [CAP 191].

IN EXERCISE of the powers conferred by section 401 of the Companies Act [CAP 191], I, Minister of Finance and Economic Management prescribe the following:

# Prescribed Form under Section 127(2) (a)

On filing Annual Returns as provided for in Section 127 of the Companies Act [CAP 191] it is declared that the attached form be used for the purpose of Section 127(2)(a).

# Commencement

This Order shall come into force upon its publication in the Official Gazette.

MADE in Port Vila this  $\mathcal{W}$  day of

October

, 2005.

Minster of Finance and Econo

# REPUBLIC OF VANUATU COMPANIES ACT [CAP 191] Section 127

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Delivered for	filing by:	······································	
		***************************************	
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(Address	_	mbers and Debenture egister of members is ke company).	
3. Summa	ry of Share capital ar	nd Debentures	
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Number	<u>Class</u>		
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(b) Issued S (i)		each class taken up to th gree with the total showr	
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			<u>Number</u>	<u>Class</u>	shares shares shares
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	(xv)	surrendered res Issued:	f share warrants to spectively since the output of the out		
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4.	Particula	ars of Indebted	iness		
	and charg	ges, which are re	ness of the company equired to be registe npanies Act [Cap 19	red with the F	Registrar of

### 5. List of Present Members: Full Name Residential Number and class Amount paid up or **Address** of shares held credit as paid up on shares held \*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\* ...... ...... ..... ...... ------\* ..... ...... ....... .......... ...... ...... ....... \* 6. Particulars of Directors and Secretaries Particulars of the persons who are Directors of the Company at the date of this return: **Name Former Nationality Address Occupation** <u>Name</u> ......... ...... ...... ...... \*\*\*\*\*\*\*\*\* ...... ..... ..... ...... Particulars of the person who is Secretary of the Company at the date of this return: **Name Former Address** Occupation **Name** Dated at Port Vila this ......day of ...... 200....

Secretary

Director

# **Certificates Accompanying Annual Return**

# Name of Company:

To:	The Registrar of Companies	
We h	nereby certify that:	
		e the date of the last annual return issued to subscribe for any share or y.
	year to which this annual	have been kept by the company for the return relates, and that the turnover of NT 20,000,000 in any year.
	this annual return was hel	g of the company covering the date of d on the day of day of day of day of day of
	consists wholly of persons	of members of the company over fifty who, under section 38(1)(b) of the are not to be included in reckoning the
Dated	d at Port Vila this Day of	, 200
	Director	Secretary

# Declaration signed by a Director and Secretary of the Company Name of Company:

**TO:** The Registrar of Companies

We DECLARE to the best of our knowledge and belief, the following are the particulars regarding the persons for whom a member of the company has acted as agent or nominee.

*Nominee/Agent	<u>Name or</u> <u>Beneficiary</u>	<u>Nationality of</u> <u>Beneficiary</u>	Address	Occupation
	***********	***************************************		
***************************************	*************	***************************************	************	*****************
	************	********************	***********	************
**************	************	***************************************	*****	************
***************************************		***************************************		
by a licensed trust  Dated at Port Vila	,	y of, 200		
 Director	*****		Secretary	



# CONSTITUTION OF THE REPUBLIC OF VANUATU

# **Instrument of Removal of Minister**

In exercise of the power conferred on me by Article 42(3) of the Constitution of the Republic of Vanuatu, I, the Honourable HAM LINI VANUAROROA, Prime Minister, remove the following Minister from office:

JOSHUA KALSAKAU as Minister of Ni Vanuatu Business.

This instrument of removal comes into force on the day on which it is made.

-day of 101610 RRO 2005.

Honourable HAM LINI VANUAROROA



# CONSTITUTION OF THE REPUBLIC OF VANUATU

# **Instrument of Removal of Minister**

In exercise of the power conferred on me by Article 42(3) of the Constitution of the Republic of Vanuatu, I, the Honourable HAM LINI VANUAROROA, Prime Minister, remove the following Minister from office:

MOANA CARCASSES KALOSIL as Minister of Finance and Economic Management.

This instrument of removal comes into force on the day on which it is made.



# CONSTITUTION OF THE REPUBLIC OF VANUATU

# **Instrument of Removal of Minister**

In exercise of the power conferred on me by Article 42(3) of the Constitution of the Republic of Vanuatu, I, the Honourable HAM LINI VANUAROROA, Prime Minister, remove the following Minister from office:

WILLIE JIMMY TAPANGARARUA as Minister of Lands, Geology and Mines.

This instrument of removal comes into force on the day on which it is made.

Made at Port Vila this \_\_\_\_\_ day of \_\_\_\_\_\_ day of \_\_\_\_\_\_\_ 2005.

Honourable HAM LINI VANUAROROA



# CONSTITUTION OF THE REPUBLIC OF VANUATU

# **Instrument of Appointment of Minister**

In exercise of the power conferred on me by Article 42(1) of the Constitution of the Republic of Vanuatu, I, the Honourable HAM LINI VANUAROROA, Prime Minister, appoint the following Honourable Member of Parliament as a Minister:

LOUIS ETAP as Minister responsible for Ni Vanuatu Business Development.

This Instrument of Appointment commences on the day on which it is made.

Made at Port Vila this \_\_

day of 10 10 10 15 12 2005.

Honourable HAM LINI V



# CONSTITUTION OF THE REPUBLIC OF VANUATU

# **Instrument of Appointment of Minister**

In exercise of the power conferred on me by Article 42(1) of the Constitution of the Republic of Vanuatu, I, the Honourable HAM LINI VANUAROROA, Prime Minister, appoint the following Honourable Member of Parliament as a Minister:

**MAXIME CARLOT KORMAN** as Minister responsible for Lands, Geology and Mines.

This Instrument of Appointment commences on the day on which it is made.

PREMIER MINISTRE

PRIME MINISTER

Made at Port Vila this Made at Port Vila this day of November 2005.

Honourable HAM LINI VANGARO



# CONSTITUTION OF THE REPUBLIC OF VANUATU

# **Instrument of Appointment of Minister**

In exercise of the power conferred on me by Article 42(1) of the Constitution of the Republic of Vanuatu, I, the Honourable HAM LINI VANUAROROA, Prime Minister, appoint the following Honourable Member of Parliament as a Minister:

WILLIE JIMMY TAPANGARARUA as Minister responsible for Finance and Economic Management.

This Instrument of Appointment commences on the day on which it is made.

PREMIER MINISTRE

Made at Port Vila this // day of Worky BR & 2005.

Honourable HAM LINI VANUA



# OATHS ACT [CAP. 37]

# OATH OF ALLEGIANCE

and

I, LOYNS ETAP	, do swear that I will well and truly serve
bear true allegiance to the Republic of	of Vanuatu and according to the law.
So Help Me God.	
SWORN at Port Vila ] this 1 day of 1 day of 1 day of 1	toe

Before Me:

ATTORNEY GENERAL
OF THE REPUBLIC OF VANUATU



# **OATHS ACT [CAP. 37]**

# **OATH OF ALLEGIANCE**

I, MAXIM CARLO KORMAN, do swear that I will well and truly serve and bear true allegiance to the Republic of Vanuatu and according to the law.

So Help Me God.

SWORN at Port Vila ] this 11 day of Nurmber 2005.

Before Me:

ATTORNEY GENERAL
OF THE REPUBLIC OF VANUATU



# OATHS ACT [CAP. 37]

# **OATH OF ALLEGIANCE**

I, _	WILLIE	JIMMY	TABANGA, RARUA, do swear that I will well and truly serve and
bea	r true allegi	ance to the R	epublic of Vanuatu and according to the law.

So Help Me God.

<b>SWORN</b> at Port Vila ]	1	
this & day of November	10V )	and the second s
2005.		

Before Me:

ATTORNEY GENERAL
OF THE REPUBLIC OF VANUATU



# REPUBLIC OF VANUATU OATHS ACT [CAP. 37]

# OFFICIAL OATH

	, do swear that I will bear true faith and
allegiance to the Republic of Vanuatu and w	ill uphold the Constitution and the law and
I will conscientiously, impartially and to the	e best of my ability discharge my duties as
Minister responsible for Ni Vanuatu Bus	iness Development, and do right to all
manner of people without fear or favour, af	1
	· · · · · · · · · · · · · · · · · · ·
So Help Me God.	
20 1101P 1110 GOG!	
SWORN at Port Vila	
this I day of November	No.
2005.	
2003.	A Company of the Comp
	•

ATTORNEY GENERAL OF THE REPUBLIC OF VANUATU

Before Me:



# OATHS ACT [CAP. 37]

# OFFICIAL OATH

I, MAXIM CARLO KORMAN, do swear that I will bear true faith and allegiance to the Republic of Vanuatu and will uphold the Constitution and the law and I will conscientiously, impartially and to the best of my ability discharge my duties as Minister responsible for Lands, Geology and Mines and do right to all manner of people without fear or favour, affection or ill-will.

So Help Me God.

SWORN at Port Vila ] this day of North 2005.

**Before Me:** 

ATTORNEY GENERAL )
OF THE REPUBLIC OF VANUATU



# REPUBLIC OF VANUATU OATHS ACT [CAP. 37]

# OFFICIAL OATH

I, WILLE JIMMY TABANGARARJA, do swear that I will bear true fa	aith and
allegiance to the Republic of Vanuatu and will uphold the Constitution and the	
I will conscientiously, impartially and to the best of my ability discharge my d	luties as
Minister responsible for Finance and Economic Management, and do righ	t to all
manner of people without fear or favour, affection or ill-will.	

So Help Me God.

SWORN at Port Vila ] this 1 day of November 2005.

Before Me:

ATTORNEY GENERAL USE OF THE REPUBLIC OF VANUATU



### VANUATU FINANCIAL SERVICES COMMISSION

# **COMPANIES ACT [CAP. 191]**

**TAKE NOTICE** that pursuant to Section 335 of the Companies Act [CAP. 191], the following companies have been struck off the Register of Companies at Port Vila, Vanuatu.

PIONEER COMPANY LIMITED YAROI LIMITED ALIAT WI TOURS LIMITED MONTBEL LIMITED OFFSHORE WATERSPORTS LIMITED INFOTEC LIMITED BETTA PRODUCTS LIMITED HILTON (VANUATU) LIMITED JACKSON IMPORT & EXPORT LIMITED NAIKA INTERNATIONAL LIMITED MALEKULA AUTOPARTS LIMITED REFLEX DEVELOPMENTS (VANUATU) LIMITED VANUATU INTERNET DATA CENTRE LIMITED VINTAGE VEGAS CASINO LIMITED PACIFIC EUROPEAN INVESTMENT COMPANY LIMITED TREESEED VANUATU LIMITED **NIVA SHIPPING LIMITED FK TOURS LIMITED** CHATEAU LIMITED MARINE PACIFIC (VANUATU) LIMITED DOK LIMITED SOCIETE FINANCIERE GALAND LIMITED SATELLITE LIMITED **NEWDAZ LIMITED** 

SEAHAWK LIMITED

Dated at Port Vila this twenty-third day of September 2005.

George Andrews
REGISTRAR QR COMP

14.

# NATIONAL DEPOSIT BANK LIMITED (In Voluntary Liquidation)

# NOTICE OF VOLUNTARY LIQUIDATION AND APPOINTMENT OF LIQUIDATOR

- l, Andrew Neill of PKF Vanuatu hereby give notice that on the 2 November 2005 the following special resolutions were passed by the members of National Deposit Bank Limited:
- 1. that the company be voluntarily wound up, and
- 2. that Andrew Neill be appointed liquidator.

AT November 2005

Andrew Neill Liquidator P O Box 95

Port Vila Vanuatu

# NATIONAL DEPOSIT BANK LIMITED (In Voluntary Liquidation) NOTICE OF SUBMIT PARTICULARS OF DEBTS OR CLAIMS

All persons and entities who have not already had their debts or claims admitted are hereby required to submit particulars of debts or claims, including details of security, by 21 December 2005. Debts or claims not submitted by 21 December 2005 will be excluded from distributions made before the debts or claims are proved.

11 November 2005

Andrew Neill Liquidator P O Box 95 Port Vila Vanuatu

# NATIONAL DEPOSIT BANK LIMITED (In Voluntary Liquidation) NOTICE OF FINAL MEETING

Notice is hereby given in accordance with Section 286 of the Companies Act 1986 that a final meeting of the members of National Deposit Bank Limited will be held at the offices of PKF Vanuatu, PKF House, Lini Highway, Port Vila, Vanuatu on 29 December 2005.

The purpose of this meeting is to receive the liquidators account of the winding up of the company and the giving of any explanation thereof.

11 Nøvember 2005

Andrew Neill

Liquidator P O Box 95

Port Vila Vanuatu

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# **UNITED KINGDOM PATENTS [CAP. 80]**

### **APPOINTMENT**

Pursuant to section 2 of the Registration of United Kingdom Patents Act [Cap. 80], 1 hereby appoint:-

# Jenny Tari

to exercise the powers and carry out the duties as the Acting Registrar of United Kingdom Patents with effect from 14 November 2005 until such time when the Registrar of United Kingdom Patents returns to the office.

MADE at Port Vila this is day of Novembre 2005.



# **COMPANIES ACT [CAP. 191]**

# **APPOINTMENT**

Pursuant to section 1 of the Companies Act [Cap. 191], 1 hereby appoint:-

# Jenny Tari

to be the Acting Registrar of Companies with effect from 14 November 2005 until such time when the Registrar of Companies returns to the office.

MADE at Port Vila this / day of November 2005. PUBLIC OF LINE AND FORMAL AND



# THE BUSINESS NAMES ACT NO. 6 OF 1990

### **APPOINTMENT**

Pursuant to section 1 of the Business Names Act No. 6 of 1990, 1 hereby appoint:-

# **Liliane Charley**

to be the Acting Registrar of Business Names with effect from 14 November 2005 until such time when the Registrar of Business Names returns to the office.

MADE at Port Vila this 15 day of November 2005.



# **COMPANIES ACT [CAP. 191]**

# **APPOINTMENT**

IN EXERCISE of the powers conferred by section 235 of the Companies Act (CAP. 191], 1 hereby appoint:-

# **Marisan Pierre**

as Acting Official Receiver with effect from 14 November 2005 until such time when the Official Receiver returns to the office.

MADE at Port Vila this is day of November 2005.

2005.

2005.



# **STAMP DUTIES ACT [CAP. 68]**

# **APPOINTMENT**

**IN EXERCISE** of the powers conferred by section 2 of the Stamp Duties Act (CAP. 68], 1 hereby appoint:-

# **Liliane Charley**

to be the Acting Controller of Stamp Duties with effect from 14 November 2005 until such time when the Controller of Stamp Duties returns to the office.

MADE at Port Vila this 15 day of Neverther 2005.

Willie Jimmy Tapangaratua

Minister of Finance and Economic Management



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

### **APPOINTMENT**

IN EXERCISE of the powers conferred by section 1 of the Charitable Associations (Incorporation) Act [CAP. 140], 1 hereby appoint:-

# **Liliane Charley**

As the Acting Registrar of Charitable Associations for the purpose of the said Act with effect from 14 November 2005 until such time when the Registrar of Charitable Associations returns to the office.

MADE at Port Vila this / day of November 2005.

Willie Jimmy Tapangarand

Minister of Finance and Economic Management



# **UNITED KINGDOM TRADEMARKS ACT [CAP. 81]**

# **APPOINTMENT**

Pursuant to section 1 of the Registration of United Kingdom Trademarks Act [Cap. 81], 1 hereby appoint:-

# **Jenny Tari**

to exercise the powers and carry out the duties as the Acting Registrar of United Kingdom Trademarks with effect from 14 November 2005 until such time when the Registrar of United Kingdom Trademarks returns to the office.

MADE at Port Vila this 15 day of 2005. OF VANUATOR REGISTRATION OF VANU



# VANUATU FINANCIAL SERVICES COMMISSION

# THE COMPANIES ACT [CAP. 191]

# NOTICE OF RESTORATION OF COMPANY NAME TO THE REGISTER OF COMPANIES

Company Number:

5585

Company Name:

ROSE (VANUATU) LIMITED

Date of Incorporation:

28th August 1998

Company Type:

Private local company limited by shares

**NOTICE IS HEREBY GIVEN** that in accordance with the provisions of Section 335(4) of the Companies Act [CAP. 191] against:-

# ROSE (VANUATU) LIMITED

is restored to the company register. The company had been struck off the register pursuant to Section 335(1) of the said Act.

The aforementioned restoration shall be deemed to be effective as from the twenty-fifth day October 2005.

Dated at Port Vila this seventeenth day of November 200

REGISTRAR OF GOMPANIES