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REPUBLIC OF VANUATU

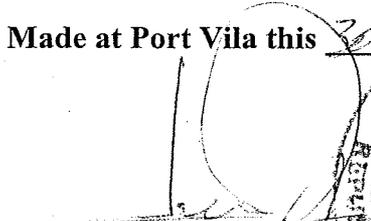
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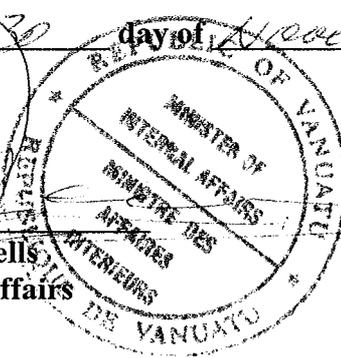
Instrument of Suspension of the Luganville Municipal Council

In exercise of the power conferred on me by paragraph 61(3)(a) of the Municipalities Act [CAP 126], I, the Honourable GEORGE WELLS Minister of Internal Affairs having appointed persons to make an inquiry under paragraphs 61(1)(a) and (b) of the Act consider it expedient so to do, **SUSPEND** the exercise by the Council of all the powers conferred upon the Council by this Act or any other Act.

This Suspension takes effect on the date on which this Instrument is made and ceases to have effect on the date on which the results of the Luganville Municipal Council election due to be held not earlier than 30 days and not later than 60 days after the end of the term of the Council, is published in the Gazette.

Made at Port Vila this 30 day of November 2006.


Honourable George Wells
Minister for Internal Affairs





REPUBLIC OF VANUATU

MUNICIPALITIES ACT [CAP. 126]

Instrument of appointment of a person to exercise powers of the Luganville Municipal Council

In exercise of the powers conferred on me by paragraph 61(3)(a) of the Municipalities Act [CAP. 126], I, the Honourable GEORGE WELLS, Minister of Internal Affairs, make the following appointment:

1 Appointment

Mr Havo Moli ("Mr Moli") is appointed to exercise the powers of the Luganville Municipal Council so suspended under section 61(3)(a) of the Municipalities Act [CAP 126].

2 Period of appointment

The period of appointment commences on the date on which the Minister suspends the current Luganville Municipal Council and ends on the date on which the results of the Luganville Municipal Council election, that is due to be held not earlier than 30 days and not later than 60 days after the end of the term of the Council, is published in the Gazette.

3 Monthly Allowance

Mr Moli is entitled to an allowance of VT 150,000 per month.

4 Payment of allowance

The allowance referred to in clause 3 is payable from the date on which this order is made.

5 Use of Council vehicles

Mr Moli is to have access to the cars of the Luganville Municipal Council for purposes associated with carrying out the powers of the Council.

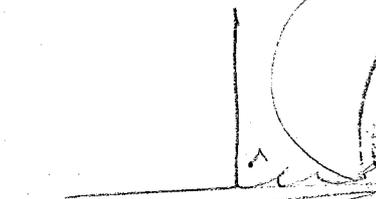
6 Other benefits, allowances and entitlements

No other benefits, allowances or entitlements are to be paid to Mr Moli during his term of office other than those referred to under clauses 3 and 5 of this instrument.

7 Commencement

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

Made at Port Vila this 30 day of November 2006.


Honourable George Wells
Minister for Internal Affairs





REPUBLIC OF VANUATU

MUNICIPALITIES ACT [CAP. 126]

Instrument of appointment of a person to inquire into certain matters of the Luganville Municipal Council

In exercise of the powers conferred on me by subsection 61(1) (a) and (b) of the Municipalities Act [CAP. 126], I, the Honourable GEORGE WELLS, Minister of Internal Affairs, make the following appointment:

1 Appointment

Mr Hugo Eplan is appointed as the person to inquire into certain matters of the Luganville Municipal Council.

2 Terms of reference

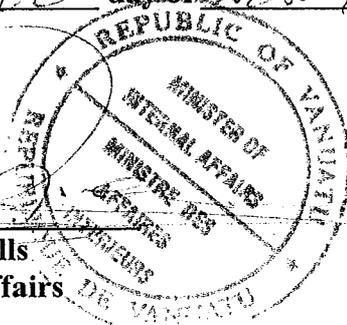
The terms of reference of the person appointed in clause 1 is as set out in the Annex attached to this Instrument.

3 Commencement

This Instrument of Appointment commences on the day on which it is made and ceases to have effect 21 working days from the date of its commencement.

Made at Port Vila this 28 day of NOVEMBER 2006.

Honourable George Wells
Minister for Internal Affairs



ANNEX

**TERMS OF REFERENCE OF PERSONS TO INQUIRE INTO
CERTAIN MATTERS OF THE LUGANVILLE MUNICIPAL COUNCIL**

(1) To inquire into and report on the following matters:

(a) *Accounts and Books of the Council:*

To investigate into the way the Council has kept its accounts and books and whether this has been done in compliance with relevant legislation and regulations.

(b) *Bank Accounts:*

To inquire into and report:

- (a) what accounts the Council has with the commercial banks that operate in Vanuatu and abroad, and to indicate whether the opening of these bank accounts complied with the relevant legislation and regulations;
- (b) the current status of these bank accounts; and
- (c) all borrowings to date from any banks and the interest charged.

(c) *Accounts Payable:*

To identify and report all debt owed by the Council, including any contractual arrangements in existence under which the Council will be obliged to make payments in due course, and on the current Council's expenditure pattern.

(d) *Accountable Imprest management:*

To inquire into and report on:

- (a) the Council's handling of imprests and whether this has been done in compliance with relevant legislation and regulations;
- (b) the amount of and imprests not yet retired; and
- (c) what systems are in place for the monitoring of imprests and to ensure their retirement and/or replenishment.

(e) *Staff and Councillors' Advances:*

To identify and report on the advances made to staff and councilors, what previous advance levels were, whether these were made in compliance with relevant legislation and regulations, and the arrangements established to recover advances from Council funds.

(f) *Debt Recovery System (Accounts Receivable):*

To identify and report all debt due to the Council and what systems or processes are in place to recover those debts. To inquire into and report on how these systems or processes have been used to recover debts owed to the Council during each financial period. Also to report on any matters that may be identified during the enquiry that could affect the Council's debt recovery during the current financial period and into the future.

(g) Staff Salaries:

To present the Council's staffing salaries or payroll in a matrix format, showing the categories of employment that exist within the Council administration and to include the terms and conditions of services for the Council's staff. To inquire into and report on the different categories of allowances paid to the Mayor, Deputy Mayor, Councilors and staff of the Council and whether these allowances comply with the relevant legislation and regulations.

(h) Council Assets/Properties:

To investigate into the existing Council assets and to report on the system currently established for purposes of recording the Council's fixed and removable assets. To inquire into and report on the status of any land property owned (eg. owned, sold, mortgaged, etc) and to report on the assessed value of these properties if any.

(i) Employment Contract of Town Clerks and Deputy Town Clerks:

To identify and report on the number of changes made in the employment or engagements of the Council's Town Clerk and Deputy Town Clerks to date and the terms and conditions applied and to provide samples of contracts if any. To confirm whether or not these appointments comply with relevant legislation.

- (2) The Report referred to under clause 1 must be submitted to the Minister on or before the 03rd of January 2007.



REPUBLIC OF VANUATU

DECENTRALIZATION ACT NO. 1 OF 1994

Instrument of Delegation of Responsibility for the day to day ongoing business of the SANMA Local Government Council

In exercise of the powers conferred on me by subsection 14(2) of the Decentralization Act No. 1 of 1994, I, the Honourable GEORGE WELLS Minister of Internal Affairs make the following delegation:

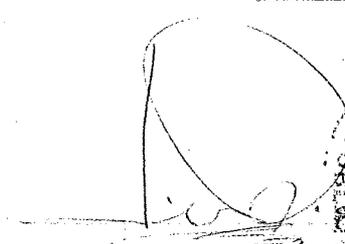
1 Delegation

The responsibility for the day to day ongoing business of the SANMA Local Government Council is delegated to Ms Cherol Ala.

2 Commencement

This Instrument of Delegation commences on the day on which it is made and ceases to have effect on the date of publication of the results of the SANMA Local Government Council election, that is due to be held not later than six months following the date on which the dissolution order was published in the Official Gazette.

Made at Port Vila this 26 day of November 2006.


Honourable George Wells
Minister for Internal Affairs

