

**REPUBLIQUE  
DE  
VANUATU**

**JOURNAL OFFICIEL**



**REPUBLIC  
OF  
VANUATU**

**OFFICIAL GAZETTE**

**2 AVRIL 2012**

**NO. 12**

**2 APRIL 2012**

SONT PUBLIES LES TEXTES SUIVANTS

ARRETE

NOTIFICATION OF PUBLICATION

ORDER

TRADEMARKS ACT NO. 1 OF 2003

- DECLARATION OF CONVENTION COUNTRIES  
ORDER NO. 40 OF 2012.

DESIGNS ACT NO. 3 OF 2003

- DECLARATION OF CONVENTION COUNTRIES  
ORDER NO. 41 OF 2012

PATENTS ACT NO. 2 OF 2003

- DECLARATION OF CONVENTION COUNTRIES  
ORDER NO. 42 OF 2012

REPRESENTATION OF THE PEOPLE ACT [CAP 146]

- REGISTRATION OF PERSONS RESIDING OUTSIDE  
OF THE CONSTITUENCIES OF PORT VILA AND  
LUGANVILLE REGULATION (AMENDMENT)  
ORDER NO. 43 OF 2012

GOVERNMENT ACT [CAP 243]

- INSTRUMENT OF ASSIGNMENT OF FUNCTIONS  
ORDER NO. 44 OF 2012

DECENTRALISATION ACT [CAP 230]

- INSTRUMENT OF REVOCATION OF APPOINTMENT  
OF PERSONS TO INQUIRE INTO CERTAIN  
MATTERS OF THE SANMA LOCAL GOVERNMENT  
COUNCIL ORDER NO. 45 OF 2012

**CONSTITUTION DE LA REPUBLIQUE DE VANUATU**

- INSTRUMENT DE NOMINATION – MEMBRE ET PRESIDENT DE LA COMMISSION DE LA FONCTION PUBLIQUE ARRETE NO. 47 DE 2012

**CONSTITUTION OF THE REPUBLIC OF VANUATU**

- INSTRUMENT OF REMOVAL OF MINISTER ORDER NO. 46 OF 2012
- INSTRUMENT OF APPOINTMENT – MEMBER AND CHAIRMAN OF THE PUBLIC SERVICE COMMISSION ORDER NO. 47 OF 2012
- INSTRUMENT OF APPOINTMENT ORDER NO. 48 OF 2012

**LEGAL NOTICE**

**MARRIAGE ACT [CAP 60]**

- PUBLIC NOTICE OF REGISTRATION OF PASTORS FOR CELEBRATING MARRIAGE NOTICE NO. 14 OF 2012

**TELECOMMUNICATIONS AND  
RADIOCOMMUNICATIONS REGULATION ACT NO. 30  
OF 2009**

- ORDER 01/2012 OF THE REGULATOR – REQUIRING DIGICEL (VANUATU) LTD AND TELECOM VANUATU LIMITED TO PRODUCE INFORMATION NOTICE NO. 15 OF 2012.



## REPUBLIC OF VANUATU

### TRADEMARKS ACT NO. 1 OF 2003

#### Declaration of Convention Countries Order No. 40 of 2012

In exercise of the powers conferred on me by subsection 107(1) of the Trademarks Act No. 1 of 2003, I, the Honourable Ham Lini VANUAROROA, Deputy Prime Minister and Minister of Trade, Tourism and Industry, make the following Order.

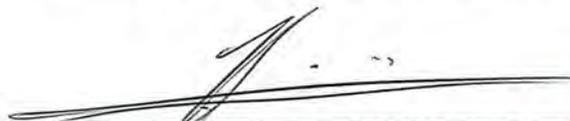
#### 1 Declaration of Convention countries

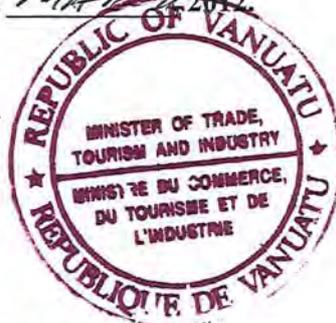
The foreign countries listed in the Schedule are declared to be Convention countries for the purposes of the Trademarks Act No. 1 of 2003.

#### 2 Commencement

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

Made at Port Vila this 20<sup>TH</sup> day of MAY 2012.

  
Honourable Ham Lini VANUAROROA  
Deputy Prime Minister and Minister of  
Trade, Tourism and Industry



## SCHEDULE

### CONVENTION COUNTRIES

**For the purposes of subsection 107(1) of the Trademarks Act No. 1 of 2003, Scheduled is the list of Convention countries.**

- |     |                                      |     |  |
|-----|--------------------------------------|-----|--|
| 1.  | Albania                              | 42. | Djibouti   |
| 2.  | Algeria                              | 43. | Dominica   |
| 3.  | Angola                               | 44. | Dominican Republic   |
| 4.  | Antigua and Barbuda                  | 45. | Egypt,   |
| 5.  | Argentina                            | 46. | Arab   |
| 6.  | Armenia                              | 47. | Republic of El Salvador  |
| 7.  | Australia (and Norfolk Island)       | 48. | Ecuador  |
| 8.  | Austria                              | 49. | Equatorial Guinea  |
| 9.  | Azerbaijan                           | 50. | Estonia  |
| 10. | Bahamas                              | 51. | European Communities   |
| 11. | Bahrain                              | 52. | Fiji   |
| 12. | Bangladesh                           | 53. | Finland  |
| 13. | Barbados                             | 54. | France (including all overseas<br>departments and territories) |
| 14. | Belarus                              | 55. | Gabon  |
| 15. | Belgium                              | 56. | Gambia   |
| 16. | Belize                               | 57. | Georgia  |
| 17. | Benin                                | 58. | Germany,   |
| 18. | Bolivia                              | 59. | Federal Republic of Ghana                                      |
| 19. | Bosnia and Herzegovina               | 60. | Greece   |
| 20. | Botswana                             | 61. | Grenada  |
| 21. | Brazil                               | 62. | Guatemala  |
| 22. | Brunei Darussalam                    | 63. | Guinea   |
| 23. | Bulgaria                             | 64. | Guinea-Bissau  |
| 24. | Burkina Faso                         | 65. | Guyana   |
| 25. | Burundi                              | 66. | Haiti  |
| 26. | Cambodia                             | 67. | Holy See (Vatican City)  |
| 27. | Cameroon                             | 68. | Honduras   |
| 28. | Canada                               | 69. | Hong Kong,   |
| 29. | Central African Republic             | 70. | China  |
| 30. | Chad                                 | 71. | Hungary  |
| 31. | Chile                                | 72. | Iceland  |
| 32. | China                                | 73. | India  |
| 33. | Colombia,                            | 74. | Indonesia  |
| 34. | Congo                                | 75. | Iran,  |
| 35. | Democratic Republic of Costa<br>Rica | 76. | Islamic Republic of Iraq                                       |
| 36. | Côte d'Ivoire                        | 77. | Ireland  |
| 37. | Croatia                              | 78. | Israel   |
| 38. | Cuba                                 | 79. | Italy  |
| 39. | Cyprus                               | 80. | Jamaica  |
| 40. | Czech Republic                       | 81. | Japan  |
| 41. | Denmark (and Faroe Islands)          | 82. | Jordan   |

SCHEDULE  
CONVENTION COUNTRIES

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83.	Kazakhstan	127.	Peru
84.	Kenya	128.	Philippines
85.	Korea,	129.	Poland
86.	Democratic People's Republic of Korea,	130.	Portugal (including the Azores and Madeira)
87.	Republic of Kuwait Kyrgyzstan,	131.	Qatar
88.	Republic of Lao	132.	Romania
89.	People's Democratic Republic Latvia	133.	Russian Federation
90.	Lebanon	134.	Rwanda
91.	Lesotho	135.	Saint Kitts and Nevis
92.	Liberia	136.	Saint Lucia
93.	Libyan Arab	137.	Saint Vincent and the Grenadines
94.	Jamahiriya	138.	San Marino
95.	Liechtenstein	139.	Sao Tome and Principe
96.	Lithuania	140.	Senegal
97.	Luxembourg	141.	Sierra Leone
98.	Macau China	142.	Singapore
99.	Macedonia,	143.	Slovak Republic
100.	Former Yugoslav	144.	Slovenia
101.	Republic of Madagascar	145.	Solomon Islands
102.	Malawi	146.	South Africa
103.	Malaysia	147.	Spain (and colonies)
104.	Maldives	148.	Sri Lanka
105.	Mali	149.	Sudan
106.	Malta	150.	Suriname
107.	Mauritania	151.	Swaziland
108.	Mauritius	152.	Sweden
109.	Mexico	153.	Switzerland
110.	Moldova,	154.	Syrian Arab Republic
111.	Republic of Monaco	155.	Taiwan
112.	Mongolia	156.	Tajikistan
113.	Morocco	157.	Tanzania,
114.	Mozambique	158.	United Republic of Thailand
115.	Myanmar	159.	Togo
116.	Namibia	160.	Trinidad and Tobago
117.	Netherlands (and Netherlands Antilles and Aruba)	161.	Tunisia
118.	Nicaragua	162.	Turkey
119.	Niger	163.	Turkmenistan
120.	Nigeria	164.	Uganda
121.	Norway	165.	Ukraine
122.	Oman	166.	United Arab Emirates
123.	Pakistan	167.	United Kingdom (and the Isle of Man)
124.	Panama	168.	United States of America (and all territories and possessions of
125.	Papua New Guinea		
126.	Paraguay		

SCHEDULE  
CONVENTION COUNTRIES

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- the United States, including  
Puerto Rico)
- 169. Uruguay
- 170. Uzbekistan
- 171. Venezuela
- 172. Vietnam
- 173. Zambia
- 174. Zimbabwe



**REPUBLIC OF VANUATU**  
**DESIGNS ACT NO. 3 OF 2003**

**Declaration of Convention Countries**  
**Order No. 41 of 2012**

In exercise of the powers conferred on me by subsection 82(1) of the Designs Act No. 3 of 2003, I, the Honourable Ham Lini VANUAROROA, Deputy Prime Minister and Minister of Trade, Tourism and Industry, make the following Order.

**1 Declaration of Convention countries**

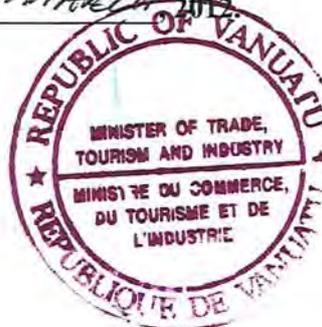
The foreign countries listed in the Schedule are declared to be Convention countries for the purposes of the Designs Act No. 3 of 2003.

**2 Commencement**

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

Made at Port Vila this 20<sup>th</sup> day of March 2012.

Honourable Ham Lini VANUAROROA  
Deputy Prime Minister and Minister of  
Trade, Tourism and Industry



## SCHEDULE

### CONVENTION COUNTRIES

**For the purposes of subsection 82(1) of the Designs Act No. 3 of 2003, Scheduled is the list of Convention countries.**

- |                                       |   |
|---------------------------------------|---|
| 1. Albania                            | 42. Djibouti  |
| 2. Algeria                            | 43. Dominica  |
| 3. Angola                             | 44. Dominican Republic  |
| 4. Antigua and Barbuda                | 45. Egypt,  |
| 5. Argentina                          | 46. Arab  |
| 6. Armenia                            | 47. Republic of El Salvador                                     |
| 7. Australia (and Norfolk Island)     | 48. Ecuador   |
| 8. Austria                            | 49. Equatorial Guinea   |
| 9. Azerbaijan                         | 50. Estonia   |
| 10. Bahamas                           | 51. European Communities  |
| 11. Bahrain                           | 52. Fiji  |
| 12. Bangladesh                        | 53. Finland   |
| 13. Barbados                          | 54. France (including all overseas departments and territories) |
| 14. Belarus                           | 55. Gabon   |
| 15. Belgium                           | 56. Gambia  |
| 16. Belize                            | 57. Georgia   |
| 17. Benin                             | 58. Germany,  |
| 18. Bolivia                           | 59. Federal Republic of Ghana                                   |
| 19. Bosnia and Herzegovina            | 60. Greece  |
| 20. Botswana                          | 61. Grenada   |
| 21. Brazil                            | 62. Guatemala   |
| 22. Brunei Darussalam                 | 63. Guinea  |
| 23. Bulgaria                          | 64. Guinea-Bissau   |
| 24. Burkina Faso                      | 65. Guyana  |
| 25. Burundi                           | 66. Haiti   |
| 26. Cambodia                          | 67. Holy See (Vatican City)                                     |
| 27. Cameroon                          | 68. Honduras  |
| 28. Canada                            | 69. Hong Kong,  |
| 29. Central African Republic          | 70. China   |
| 30. Chad                              | 71. Hungary   |
| 31. Chile                             | 72. Iceland   |
| 32. China                             | 73. India   |
| 33. Colombia,                         | 74. Indonesia   |
| 34. Congo                             | 75. Iran,   |
| 35. Democratic Republic of Costa Rica | 76. Islamic Republic of Iraq                                    |
| 36. Côte d'Ivoire                     | 77. Ireland   |
| 37. Croatia                           | 78. Israel  |
| 38. Cuba                              | 79. Italy   |
| 39. Cyprus                            | 80. Jamaica   |
| 40. Czech Republic                    | 81. Japan   |
| 41. Denmark (and Faroe Islands)       | 82. Jordan  |

SCHEDULE  
CONVENTION COUNTRIES

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- |      |   |      |   |
|------|---|------|---|
| 83.  | Kazakhstan  | 127. | Peru  |
| 84.  | Kenya   | 128. | Philippines   |
| 85.  | Korea,  | 129. | Poland  |
| 86.  | Democratic People's Republic<br>of Korea,           | 130. | Portugal (including the Azores<br>and Madeira)                      |
| 87.  | Republic of Kuwait Kyrgyzstan,                      | 131. | Qatar   |
| 88.  | Republic of Lao                                     | 132. | Romania   |
| 89.  | People's Democratic Republic<br>Latvia              | 133. | Russian Federation  |
| 90.  | Lebanon   | 134. | Rwanda  |
| 91.  | Lesotho   | 135. | Saint Kitts and Nevis   |
| 92.  | Liberia   | 136. | Saint Lucia   |
| 93.  | Libyan Arab   | 137. | Saint Vincent and the<br>Grenadines                                 |
| 94.  | Jamahiriya  | 138. | San Marino  |
| 95.  | Liechtenstein                                       | 139. | Sao Tome and Principe   |
| 96.  | Lithuania   | 140. | Senegal   |
| 97.  | Luxembourg  | 141. | Sierra Leone  |
| 98.  | Macau China   | 142. | Singapore   |
| 99.  | Macedonia,  | 143. | Slovak Republic   |
| 100. | Former Yugoslav                                     | 144. | Slovenia  |
| 101. | Republic of Madagascar                              | 145. | Solomon Islands   |
| 102. | Malawi  | 146. | South Africa  |
| 103. | Malaysia  | 147. | Spain (and colonies)  |
| 104. | Maldives  | 148. | Sri Lanka   |
| 105. | Mali  | 149. | Sudan   |
| 106. | Malta   | 150. | Suriname  |
| 107. | Mauritania  | 151. | Swaziland   |
| 108. | Mauritius   | 152. | Sweden  |
| 109. | Mexico  | 153. | Switzerland   |
| 110. | Moldova,  | 154. | Syrian Arab Republic  |
| 111. | Republic of Monaco                                  | 155. | Taiwan  |
| 112. | Mongolia  | 156. | Tajikistan  |
| 113. | Morocco   | 157. | Tanzania,   |
| 114. | Mozambique  | 158. | United Republic of Thailand   |
| 115. | Myanmar   | 159. | Togo  |
| 116. | Namibia   | 160. | Trinidad and Tobago   |
| 117. | Netherlands (and Netherlands<br>Antilles and Aruba) | 161. | Tunisia   |
| 118. | Nicaragua   | 162. | Turkey  |
| 119. | Niger   | 163. | Turkmenistan  |
| 120. | Nigeria   | 164. | Uganda  |
| 121. | Norway  | 165. | Ukraine   |
| 122. | Oman  | 166. | United Arab Emirates  |
| 123. | Pakistan  | 167. | United Kingdom (and the Isle of<br>Man)                             |
| 124. | Panama  | 168. | United States of America (and<br>all territories and possessions of |
| 125. | Papua New Guinea                                    |      |   |
| 126. | Paraguay  |      |   |

SCHEDULE  
CONVENTION COUNTRIES

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- the United States, including  
Puerto Rico)
- 169. Uruguay
  - 170. Uzbekistan
  - 171. Venezuela
  - 172. Vietnam
  - 173. Zambia
  - 174. Zimbabwe



## REPUBLIC OF VANUATU

### PATENTS ACT NO. 2 OF 2003

#### Declaration of Convention Countries Order No. 42 of 2012

In exercise of the powers conferred on me by section 9 of the Patents Act No. 1 of 2003, I, the Honourable Ham Lini VANUAROROA, Deputy Prime Minister and Minister of Trade, Tourism and Industry, make the following Order.

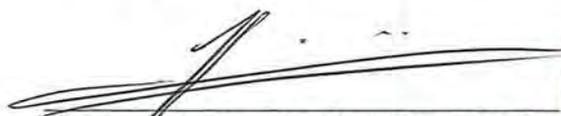
#### 1 Declaration of Convention countries

The countries listed in the Schedule are declared to be Convention countries for the purposes of section 8 of the Patents Act No. 1 of 2003.

#### 2 Commencement

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

Made at Port Vila this 20<sup>th</sup> day of MARCH 2012

  
Honourable Ham Lini VANUAROROA  
Deputy Prime Minister and Minister of  
Trade, Tourism and Industry



## SCHEDULE

### CONVENTION COUNTRIES

**For the purposes of section 9 of the Patents Act  
No. 2 of 2003, Scheduled is the list of Convention countries.**

- |  |  |
|--|--|
| 1. Albania                               | 42. Djibouti   |
| 2. Algeria                               | 43. Dominica   |
| 3. Angola                                | 44. Dominican Republic   |
| 4. Antigua and Barbuda                   | 45. Egypt,   |
| 5. Argentina                             | 46. Arab   |
| 6. Armenia                               | 47. Republic of El Salvador  |
| 7. Australia (and Norfolk Island)        | 48. Ecuador  |
| 8. Austria                               | 49. Equatorial Guinea  |
| 9. Azerbaijan                            | 50. Estonia  |
| 10. Bahamas                              | 51. European Communities   |
| 11. Bahrain                              | 52. Fiji   |
| 12. Bangladesh                           | 53. Finland  |
| 13. Barbados                             | 54. France (including all overseas<br>departments and territories) |
| 14. Belarus                              | 55. Gabon  |
| 15. Belgium                              | 56. Gambia   |
| 16. Belize                               | 57. Georgia  |
| 17. Benin                                | 58. Germany,   |
| 18. Bolivia                              | 59. Federal Republic of Ghana                                      |
| 19. Bosnia and Herzegovina               | 60. Greece   |
| 20. Botswana                             | 61. Grenada  |
| 21. Brazil                               | 62. Guatemala  |
| 22. Brunei Darussalam                    | 63. Guinea   |
| 23. Bulgaria                             | 64. Guinea-Bissau  |
| 24. Burkina Faso                         | 65. Guyana   |
| 25. Burundi                              | 66. Haiti  |
| 26. Cambodia                             | 67. Holy See (Vatican City)  |
| 27. Cameroon                             | 68. Honduras   |
| 28. Canada                               | 69. Hong Kong,   |
| 29. Central African Republic             | 70. China  |
| 30. Chad                                 | 71. Hungary  |
| 31. Chile                                | 72. Iceland  |
| 32. China                                | 73. India  |
| 33. Colombia,                            | 74. Indonesia  |
| 34. Congo                                | 75. Iran,  |
| 35. Democratic Republic of Costa<br>Rica | 76. Islamic Republic of Iraq                                       |
| 36. Côte d'Ivoire                        | 77. Ireland  |
| 37. Croatia                              | 78. Israel   |
| 38. Cuba                                 | 79. Italy  |
| 39. Cyprus                               | 80. Jamaica  |
| 40. Czech Republic                       | 81. Japan  |
| 41. Denmark (and Faroe Islands)          | 82. Jordan   |

SCHEDULE  
CONVENTION COUNTRIES

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- |      |   |      |   |
|------|---|------|---|
| 83.  | Kazakhstan  | 127. | Peru  |
| 84.  | Kenya   | 128. | Philippines   |
| 85.  | Korea,  | 129. | Poland  |
| 86.  | Democratic People's Republic<br>of Korea,           | 130. | Portugal (including the Azores<br>and Madeira)                      |
| 87.  | Republic of Kuwait Kyrgyzstan,                      | 131. | Qatar   |
| 88.  | Republic of Lao                                     | 132. | Romania   |
| 89.  | People's Democratic Republic<br>Latvia              | 133. | Russian Federation  |
| 90.  | Lebanon   | 134. | Rwanda  |
| 91.  | Lesotho   | 135. | Saint Kitts and Nevis   |
| 92.  | Liberia   | 136. | Saint Lucia   |
| 93.  | Libyan Arab   | 137. | Saint Vincent and the<br>Grenadines                                 |
| 94.  | Jamahiriya  | 138. | San Marino  |
| 95.  | Liechtenstein                                       | 139. | Sao Tome and Principe   |
| 96.  | Lithuania   | 140. | Senegal   |
| 97.  | Luxembourg  | 141. | Sierra Leone  |
| 98.  | Macau China   | 142. | Singapore   |
| 99.  | Macedonia,  | 143. | Slovak Republic   |
| 100. | Former Yugoslav                                     | 144. | Slovenia  |
| 101. | Republic of Madagascar                              | 145. | Solomon Islands   |
| 102. | Malawi  | 146. | South Africa  |
| 103. | Malaysia  | 147. | Spain (and colonies)  |
| 104. | Maldives  | 148. | Sri Lanka   |
| 105. | Mali  | 149. | Sudan   |
| 106. | Malta   | 150. | Suriname  |
| 107. | Mauritania  | 151. | Swaziland   |
| 108. | Mauritius   | 152. | Sweden  |
| 109. | Mexico  | 153. | Switzerland   |
| 110. | Moldova,  | 154. | Syrian Arab Republic  |
| 111. | Republic of Monaco                                  | 155. | Taiwan  |
| 112. | Mongolia  | 156. | Tajikistan  |
| 113. | Morocco   | 157. | Tanzania,   |
| 114. | Mozambique  | 158. | United Republic of Thailand   |
| 115. | Myanmar   | 159. | Togo  |
| 116. | Namibia   | 160. | Trinidad and Tobago   |
| 117. | Netherlands (and Netherlands<br>Antilles and Aruba) | 161. | Tunisia   |
| 118. | Nicaragua   | 162. | Turkey  |
| 119. | Niger   | 163. | Turkmenistan  |
| 120. | Nigeria   | 164. | Uganda  |
| 121. | Norway  | 165. | Ukraine   |
| 122. | Oman  | 166. | United Arab Emirates  |
| 123. | Pakistan  | 167. | United Kingdom (and the Isle of<br>Man)                             |
| 124. | Panama  | 168. | United States of America (and<br>all territories and possessions of |
| 125. | Papua New Guinea                                    |      |   |
| 126. | Paraguay  |      |   |

SCHEDULE  
CONVENTION COUNTRIES

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- the United States, including  
Puerto Rico)
- 169. Uruguay
- 170. Uzbekistan
- 171. Venezuela
- 172. Vietnam
- 173. Zambia
- 174. Zimbabwe



## REPUBLIC OF VANUATU

### REPRESENTATION OF THE PEOPLE ACT [CAP 146]

#### Registration of Persons Residing Outside of the Constituencies of Port Vila and Luganville Regulation (Amendment) Order No. 43 of 2012

In exercise of the powers conferred on the Electoral Commission by paragraph 69(1)(d) of the Representation of the People Act [CAP 146], the Electoral Commission makes the following Order:

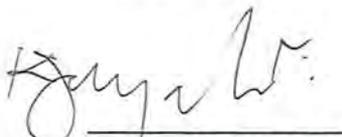
#### 1 Amendment

Schedule 7 of the Representation of the People Act [CAP 146] is amended as set out in the Schedule.

#### 2 Commencement

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

Made at Port Vila this <sup>27<sup>th</sup></sup> Tuesday day of March, 2012.

  
\_\_\_\_\_  
**John K TALEO**  
Chairman

  
\_\_\_\_\_  
**Linnes M TARIANGA**  
Member

  
\_\_\_\_\_  
**Martin J TETE**  
Member

Registration of Persons Residing Outside of the Constituencies of Port Vila and Luganville  
Regulation (Amendment) Order No. 43 of 2012



## SCHEDULE

### AMENDMENTS OF SCHEDULE 7 OF THE REPRESENTATION OF THE PEOPLE ACT [CAP 146]

#### 1 Schedule 7 – Part 2 (Santo)

After “Jubilee farm area”, add

“Heken

Husa

Perol

Rata

Aore”



## REPUBLIC OF VANUATU

### GOVERNMENT ACT [CAP 243]

#### Instrument of Assignment of Functions Order No. 44 of 2012

In exercise of the powers conferred on me by subsection 9(2) of the Government Act [CAP 243], I, the Honourable MELTEK SATO KILMAN LIVTUVANU, Prime Minister make the following Order.

#### 1 Assignment of functions of the Ministry of Health

The functions of the Ministry of Health is assigned to the Office of the Prime Minister.

#### 2 Commencement

This Order is taken to have commenced on 19 March 2012.

Made at Port Vila this 19<sup>th</sup> day of MARCH, 2012.



Honourable MELTEK SATO KILMAN LIVTUNVANU  
Prime Minister



## REPUBLIC OF VANUATU

### DECENTRALISATION ACT [CAP 230]

#### **Instrument of Revocation of Appointment of persons to inquire into certain matters of the SANMA Local Government Council - Order No. 45 of 2012**

In exercise of the powers conferred on me by paragraph 18L (1) (c) of the Decentralisation Act [CAP 230] and subsection 15 (8) of the Interpretation Act [CAP 132], I, the Honourable GEROGE ANDRE WELLS, Minister of Internal Affairs, make the following Order.

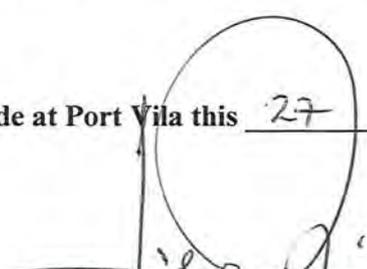
#### **1 Revocation of Order**

The Instrument of Appointment of persons to inquire into certain matters of the SANMA Local Government Council Order No. 34 of 2012 is revoked.

#### **2 Commencement**

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

Made at Port Vila this 27 day of March, 2012.

  
Honourable GEORGE ANDRE WELLS (MP)  
Minister of Internal Affairs



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*Instrument of Revocation of Order No. 34 of 2012 – Instrument of Appointment of persons to inquire into certain matters of the SANMA Local Government Council - Order No. 45 of 2012*



## REPUBLIC OF VANUATU

### CONSTITUTION OF THE REPUBLIC OF VANUATU

#### Instrument of Removal of Minister Order No. 46 of 2012

In exercise of the power conferred on me by Article 42(3) of the Constitution of the Republic of Vanuatu, I, the Honourable MELTEK SATO KILMAN LIVTUNVANU, Prime Minister, remove the following Minister from office:

Honourable WILLIE REUBEN ABEL TITONGOA as Minister responsible for Health.

This Instrument of Removal comes into force on the day on which it is made.

Made at Port Vila this 19<sup>th</sup> day of March 2012.



Honourable MELTEK SATO KILMAN LIVTUNVANU  
Prime Minister



## REPUBLIC OF VANUATU

### CONSTITUTION OF THE REPUBLIC OF VANUATU

#### Instrument of Appointment – Member and Chairman of the Public Service Commission Order No. 47 of 2012

In exercise of the powers conferred on me by sub-articles 59(1) and (2) of the Constitution of the Republic of Vanuatu, I, His Excellency IOLU JOHNSON ABBIL, President of the Republic of Vanuatu, after consultations with the Prime Minister, make the following order.

#### 1 Appointment

Mr HOLI SIMON is appointed as a member and Chairman of the Public Service Commission.

#### 2 Commencement

This Order is taken to have commenced on 26 March 2012.

Made at Port Vila this 27 day of MARCH 2012.

His Excellency IOLU JOHNSON ABBIL  
President of the Republic of Vanuatu





## REPUBLIQUE DE VANUATU

# CONSTITUTION DE LA REPUBLIQUE DE VANUATU

### Instrument de nomination – membre et président de la Commission de la Fonction Publique Arrêté No. 47 de 2012

Dans l'exercice des pouvoirs que me confère les paragraphes 59.1) et 2) de la Constitution de la République de Vanuatu, je, soussigné, Son Excellence IOLU JOHNSON ABBIL, Président de la République de Vanuatu, après consultation du Premier Ministre, prends l'arrêté suivant :

#### 1 Nomination

Mr HOLI SIMON est nommé membre et président de la Commission de la Fonction Publique.

#### 2 Entrée en vigueur

Cet Arrêté est censé entrer en vigueur le 26 mars 2012.

Fait à Port Vila ce 27 jour de MARS 2012.

  
Son Excellence IOLU JOHNSON ABBIL  
Président de la République de Vanuatu





## REPUBLIC OF VANUATU

### CONSTITUTION OF THE REPUBLIC OF VANUATU

#### Instrument of Appointment Order No. 48 of 2012

In exercise of the powers conferred on me by Article 57(4) of the Constitution of the Republic of Vanuatu, I, the Honourable HAM LINI VANUAROROA, Acting Prime Minister, make the following Order.

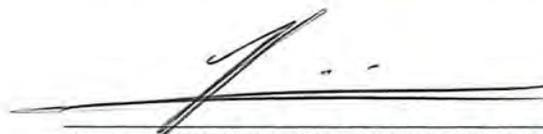
#### 1 Appointment

JOHNSON BINARU IAUMA is appointed as the Acting Director General of the Ministry of Infrastructure and Public Utilities for a period of 6 months commencing from the date on which this Order is made.

#### 2 Commencement

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

Made at Port Vila this 30<sup>th</sup> day of MARCH, 2012.

  
Honourable HAM LINI VANUAROROA (MP)  
Acting Prime Minister





**REPUBLIC OF VANUATU**

**THE MARRIAGE ACT [CAP.60]**

**PUBLIC NOTICE OF REGISTRATION OF PASTORS FOR CELEBRATING  
MARRIAGE**

**NOTICE NO. 14 OF 2012**

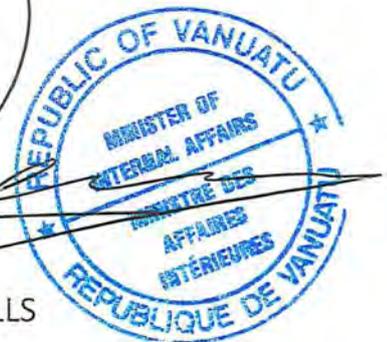
**IN EXERCISE** of the powers conferred upon me by section 3(1) of the marriage Act [CAP.60], IT IS HEREBY NOTIFIED that the minister of religion of THE HI NAR CHURCH as set out below has been registered to celebrate marriage in accordance with the marriage Act-

- El. Mark Daena

Made in PORT VILA, 9<sup>th</sup> NOVEMBER 2011.

Honourable George Andrew WELLS

**Minister of internal affairs**





Government of  
The Republic  
of Vanuatu



Telecommunication &  
Radiocommunication  
Regulator

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Port Vila  
Vanuatu

Tel: +678 27621

## ORDER 01/2012 OF THE REGULATOR

### Requiring Digicel (Vanuatu) Ltd and Telecom Vanuatu Limited to Produce Information

#### NOTICE NO. 15 OF 2012

On April 8, 2011, the Telecommunications and Radiocommunications Regulator (“TRR”) received a request from Digicel Vanuatu Limited (“Digicel”), a copy of which is attached as Attachment 1, to review its status as a dominant service provider in the market for wholesale and retail mobile telecommunications services and determine whether Digicel is dominant in the market for retail fixed-line telecommunications services.

In order to respond to this request, TRR asked Digicel and Telecom Vanuatu Limited (“TVL”) to provide certain data. TVL has already provided some data. Digicel also has provided some data that is much more limited than that provided by TVL.

The data received to date from TVL and Digicel are not adequate for the purpose of the above review. Accordingly, TRR is issuing this Order under Section 8(1) of the Telecommunications and Radiocommunications Regulation Act No. 30 of 2009 (“the Act”) to require Digicel and TVL to provide relevant data that has not yet been provided. TRR will treat information provided pursuant to this Order in accordance with Section 8(7) of the Act. The data must be provided by 5:00pm on 30 March 2012.

For the purpose of this data request, the following definitions must be applied:

“Retail Mobile Telecommunications Services” refers to any retail services (whether provided to business, Government or residential customers):

- (a) that provide voice and/or SMS services and provide the customers with the ability to place and receive calls in varying locations in, or whilst travelling over, the coverage area of the supplier’s wireless radio network; and
- (b) does not include TVL landline retail services, Digi-Fixed retail services, GSM Desktop retail services, retail services provided using “SIM Box” or LCR equipment, or i-Government retail services that do not provide the customer with the ability referred to in Subparagraph (a).

“Retail Fixed Telecommunications Services” refers to any retail voice and/or SMS services (whether provided to business, Government or residential customers):

- (a) not within the above definition of Retail Mobile Telecommunications services and
- (b) that generally or invariably operate from a fixed location, and
- (c) includes TVL landline retail services, Digi-Fixed retail services, GSM desktop retail services, retail services provided using “SIM Box” or LCR equipment, VOIP services and i-Government retail services.

“On-net calls” in relation to Digicel refers to calls that are originated and terminated using a network or networks of Digicel.

“On-net calls” in relation to TVL refers to calls that are originated and terminated using a network or networks of TVL.

“Active SIM Cards”: refers to the number of SIM cards with one or more billing events in the period(s) specified in the data request.

“Fixed Customers Active”: refers to the number of customers of Retail Fixed Telecommunications Services with one or more billing events in the period(s) specified in the data request.

“Revenue” refers to total or gross revenue actually received in the period specified from the type of service specified, exclusive only of any VAT applied. As applied to a type of calls, or to SMS, “Revenue” includes revenue howsoever received for the making of the calls or the right to make calls, or the sending of SMS or right to send SMS (whether by way of a per minute, per call or per SMS charge, or by way of any other charge, such as a fixed rental or other fixed charge. All Revenue should be expressed in Vatu.

1. The Regulator hereby requires Digicel to provide the following information relating to Retail Prepaid Mobile Telecommunications Services for each period specified.

	Calendar Year			
	2008	2009	2010	2011
SMS - Number of SMS sent				
SMS – Revenue				
International Outgoing calls - Call minutes				
International Outgoing calls - Revenue				
On net calls including voicemail - Call minutes				
On net calls (including voicemail) – Revenue				
Voicemail message retrieval – Revenue				
Calls to TVL mobile network in Vanuatu - Call minutes				

Calls to TVL mobile network in Vanuatu – Revenue				
Calls to TVL fixed network - Call minutes				
Calls to TVL fixed network - Revenue				
Active SIM cards				

2. The Regulator hereby requires Digicel to provide the following information relating to Retail Postpaid Mobile Telecommunications Services:

	Calendar Year			
	2008	2009	2010	2011
SMS - Number of SMS sent				
SMS - Revenue				
International Outgoing calls - Call minutes				
International Outgoing calls - Revenue				
On net calls including voicemail - Call minutes				
On net calls including voicemail – Revenue				
voicemail message retrieval - Revenue				
Calls to TVL mobile network in Vanuatu - Call minutes				
Calls to TVL mobile network in Vanuatu - Revenue				
Calls to TVL fixed network - Call minutes				
Calls to TVL fixed network - Revenue				
Fixed Monthly charges - Revenue				
Bundled minutes included in postpaid plans - Minutes				
Active SIM cards				

3. The Regulator hereby requires Digicel to provide the following information relating to Retail Postpaid Fixed Telecommunications Services:

	Quarter end			
	March 2011	June 2011	September 2011	December 2011
Fixed Customers (Active)				
Number of SIM Boxes				
Revenue ( monthly and line rental)				
International Outgoing calls - Call minutes				
International Outgoing calls - Revenue				

On net calls including voicemail - Call minutes				
On net calls including voicemail - Revenue				
voicemail message retrieval (if charged) - Revenue				
Calls to TVL mobile network in Vanuatu - call minutes				
Calls to TVL mobile network in Vanuatu - revenue				
Calls to TVL Fixed network - Call minutes				
Calls to TVL Fixed network - Revenue				
Bundled minutes included in postpaid plans if any - Minutes				

4. The Regulator hereby requires Digicel to provide the following information relating to Retail Prepaid Fixed Telecommunications Services:

	Quarter end			
	March 2011	June 2011	September 2011	December 2011
Fixed Customers (Active)				
Number of SIM Boxes or LCR Units connected to retail customer premises				
Revenue (monthly line rental)				
International Outgoing calls - Call minutes				
International Outgoing calls - Revenue				
On net calls including voicemail - Call minutes				
On net calls including voicemail - Revenue				
Voicemail message retrieval - revenues				
Calls to TVL mobile network in Vanuatu - call minutes				
Calls to TVL mobile network in Vanuatu - revenue				
Calls to TVL Fixed network - Call minutes				
Calls to TVL Fixed network - Revenue				

5. The Regulator hereby requires TVL to provide the following information relating to Retail Postpaid Mobile Telecommunications Services

	Calendar Year			
	2008	2009	2010	2011
Bundled minutes in postpaid plans				

6. The Regulator hereby requires TVL to provide the following information relating to Retail Postpaid Fixed Telecommunications Services:

	Quarter end			
	March 2011	June 2011	September 2011	December 2011
Fixed Customers (Active)				
Number of SIM Boxes				
Revenue (monthly line rental)				
International Outgoing calls - Call minutes -				
International Outgoing calls - Revenue				
On net calls including voicemail - Call minutes				
On net calls including voicemail - Revenue				
Voicemail message retrieval - Revenue				
Calls to Digicel mobile network in Vanuatu - call minutes				
Calls to Digicel mobile network in Vanuatu - revenue				
Calls to TVL Mobile network - Call minutes -				
Calls to TVL Mobile network - Revenue				
Bundled fixed minutes included in postpaid plans if any				

7. The Regulator requires TVL to provide the following information relating to Retail Prepaid Fixed Telecommunications Services:

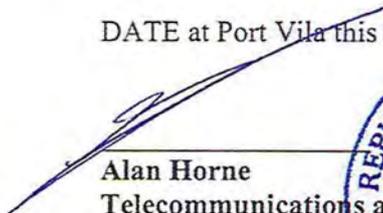
	Quarter end			
	March 2011	June 2011	September 2011	December 2011
Fixed Customers (Active)				
Number of SIM Boxes or LCR Units connected to retail customer premises				
Revenue (monthly line rental if applicable)				
International Outgoing calls - Call minutes -				
International Outgoing calls - Revenue				
On net calls including voicemail - Call minutes				
On net calls including voicemail -				

Revenue				
Voicemail message retrieval - Revenues				
Calls to Digicel mobile network in Vanuatu - call minutes				
Calls to Digicel mobile network in Vanuatu - Revenue				
Calls to TVL Mobile network - Call minutes -				
Calls to TVL Mobile network - Revenue				

8. Failure to comply with this Order may result in TRR (i) not being able to continue with or complete the above review or make any consequential decisions or orders, or (ii) exercising remedial powers under the Act or the Licenses.

This Decision comes into effect on the day it is made

DATE at Port Vila this 8th day of March 2012

  
Alan Horne

Telecommunications and Radiocommunications Regulator

