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NOTIFICATION OF PUBLICATION

ORDER

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- JUDICIAL OATH OF FLORENCE SAM AS MAGISTRATE
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REPUBLIC OF VANUATU

GOVERNMENT ACT [CAP 243]

National Human Rights Committee Order No. 105 of 2014

In exercise of the powers conferred on me by paragraph 5(b) and section 24 of the Government Act [CAP 243], I, the Honourable JOE NATUMAN, Prime Minister, make the following Order.

1 National Human Rights Committee

The National Human Rights Committee is established.

2 Functions of the National Human Rights Committee

The Committee has the following functions:

- (a) to advise the Government on International human rights treaties;
- (b) to advise the Government on whether Vanuatu should become a State Party to an international human rights treaty;
- (c) to implement and ensure that the Government complies with international human rights treaties that Vanuatu has ratified in order to ensure that the Government's human rights policies meet international human rights standards.

3 Responsibilities of the Committee

- (1) The Committee has the following responsibilities:

- (a) to consider and make recommendations on proposals by Ministries or Departments to ratify or accede to international human rights treaties or instruments;
 - (b) to assess potential human rights impacts, in respect of Government proposals for entering into other treaties or agreements, and making recommendations to raise any significant human rights issues;
 - (c) to monitor compliance with international human rights treaties to which Vanuatu is a State party, especially to propose reviews of domestic legislation to bring it in line with the relevant international principles and standards;
 - (d) after consulting and cooperating with the Treaties and Convention Division, to oversee the preparation and submission of national reports to the UN human rights mechanisms, such as the treaty bodies and the Universal Periodic Review, as well as to follow-up on recommendations made by those bodies or mechanisms and wide dissemination of recommendations thereof;
 - (e) to coordinate the establishment process of a National Human Rights Institution (“NHRI”) through developing proposals in consultation with stakeholders, overseeing the preparation of draft legislation for establishing an NHRI, coordinating resources and disseminating information.
- (2) In carrying out its responsibilities under paragraph (1)(a), the Committee may request from the proposing Ministry or Department any relevant information or material for its consideration, including but not limited to:
- (a) the reasons for the proposal, including any driving factors and timing considerations;
 - (b) the likely advantages of ratification, and possible negative impacts;
 - (c) the domestic capacities (including financial and legislative) for implementation;
 - (d) the legislative measures required to enforce the instrument, if ratified, and the estimated time frame for adopting such measures;
 - (e) the reservations, if any, that should be made;

- (f) the consultations, if any, that have been carried out with stakeholders or the general public and the outcomes of the consultations.

4 Composition of the Committee

- (1) The Committee consists of 8 members who are to be appointed by the Prime Minister.
- (2) The committee consist of the following members:
 - (a) a representative of the Office of the Prime Minister;
 - (b) a representative of the Ministry of Justice and Community Services;
 - (c) a representative of the Ministry of Foreign Affairs;
 - (d) a representative of the Ministry of Finance and Economic Management;
 - (e) a representative of the State Law Office;
 - (f) a representative of the Vanuatu Law Commission;
 - (g) a representative of the civil society;
 - (h) a representative of the Malvatumauri.
- (3) The members appointed under subclause (1) are to be nominated by:
 - (a) the relevant Director General - if the person is a public servant; or
 - (b) the Attorney General - for a member under paragraph (2)(d); or
 - (c) recommendation from civil society organisations - for a member under paragraph (2)(f); or
 - (d) the Chairperson of the Malvatumauri – for a member under paragraph (2)(g).
- (4) In nominating and appointing members to the Committee, regard must be made to a balanced gender representation.

7 Meetings

- (1) The Committee is to hold a meeting once every month and additional meetings whenever they are deemed necessary.
- (2) To increase efficiency the Committee may also conduct its meetings through electronic correspondence.
- (3) Half the members present constitutes a quorum.
- (4) Decisions of the Committee must be made by a simple majority of the members present.
- (5) Meetings of the Committee is to deliberated independently.
- (6) After consultation with members, the Chairperson or Vice Chairperson, may request Secretariat staff or invite non-members to attend meetings of the Committee.

8 Administrative support

- (1) The Ministry of Justice and Community Services is to provide the Committee with secretariat services and logistical support, as necessary for the Committee to carry out its responsibilities.
- (2) The Secretariat is to ensure meeting minutes and any other documents as required are circulated to members in a timely manner.
- (3) The Secretariat is to keep the minutes of each meeting and keep other records relating to the activities of the Committee.

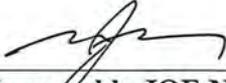
9 Periodic review

- (1) The members are to review this Order to ensure that it continues to reflect the priorities of the Government in the protection and promotion of human rights.
- (2) Any proposed amendments to this Order is to be approved by consensus of the members and the recommendations are to be made to the Prime Minister to amend the Order accordingly.

10 Commencement

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

Made at Port Vila this 6th day of June, 2014.



Honourable JOE NATUMAN
Prime Minister



REPUBLIC OF VANUATU



INSTRUMENT OF APPOINTMENT OF MAGISTRATE

ORDER NO. 106 OF 2014

IN EXERCISE of the powers conferred upon me by section 18 [1] of the Judicial Services & Courts Act No. 54 of 2000, I, **IOLU JOHNSON ABBIL** President of the Republic of Vanuatu, on the advice of the Judicial Services Commission, appoint

TREVOR NAIEU

As a Magistrate of the Magistrates' Court of the Republic of Vanuatu and posted at Lakatoro, Malekula.

MADE at the State Office, this 6th Day of June 2014

A handwritten signature in blue ink, appearing to read 'I. Johnson Abbil', written over a horizontal line.

**EXCELLENCY IOLU JOHNSON ABBIL,
PRESIDENT OF THE REPUBLIC OF VANUATU**



REPUBLIC OF VANUATU



INSTRUMENT OF APPOINTMENT OF MAGISTRATE

ORDER NO.107 OF 2014

IN EXERCISE of the powers conferred upon me by section 18 [1] of the Judicial Services & Courts Act No. 54 of 2000, I, **IOLU JOHNSON ABBIL** President of the Republic of Vanuatu, on the advice of the Judicial Services Commission, appoint

KIBEON HARRISON NIMBWEN

As a Magistrate of the Magistrates' Court of the Republic of Vanuatu and posted at Luganville, Santo

MADE at the State Office, this 6th Day of June 2014

A handwritten signature in blue ink, appearing to be 'I. Johnson Abbil', written over a horizontal line.

**EXCELLENCY IOLU JOHNSON ABBIL,
PRESIDENT OF THE REPUBLIC OF VANUATU.**



REPUBLIC OF VANUATU



INSTRUMENT OF APPOINTMENT OF MAGISTRATE

ORDER NO. 108 OF 2014

IN EXERCISE of the powers conferred upon me by section 18 [1] of the Judicial Services & Courts Act No. 54 of 2000, I,
IOLU JOHNSON ABBIL President of the Republic of Vanuatu, on the advice of the Judicial Services Commission, appoint

FLORENCE SAM

As a Magistrate of the Magistrates' Court of the Republic of Vanuatu and posted at Port Vila, Efate.

MADE at the State Office, this 6th Day of June 2014

A handwritten signature in black ink, appearing to be 'Iolu Johnson Abbil', written over a horizontal line.

**EXCELLENCY IOLU JOHNSON ABBIL,
PRESIDENT OF THE REPUBLIC OF VANUATU**



REPUBLIC OF VANUATU



OATHS ACT [CAP.37]

JUDICIAL OATH

I, **KIBEON HARRISON NIMBWEN**, having been appointed a Magistrate of the Republic of Vanuatu, do swear that I will bear true faith and allegiance to the Republic of Vanuatu and will uphold the Constitution and the law, and will conscientiously, impartially and to the best of my knowledge, judgment and ability discharge the functions of my office and do right to all manner of people after the laws and usages of the Republic of Vanuatu without fear or favour, affection or ill-will.

So help me God.

SWORN at the Port-Vila)
By the said **Kibeon Harrison Nimbwen**)
Before me, Honourable Justice)
VINCENT LUNABEK, Chief)
Justice of the Supreme Court of)
The Republic of Vanuatu)
This *6th* day of June 2014

.....


.....
VINCENT LUNABEK
Chief Justice



REPUBLIC OF VANUATU



OATHS ACT [CAP.37]

OATH OF ALLEGIANCE

I, **KIBEON HARRISON NIMBWEN**, do swear that I will well and truly serve and bear true allegiance to the Republic of Vanuatu accordingly to law.

So help me God.

SWORN at the Port-Vila)
By the said **Kibeon Harrison Nimbwen**)
Before me, Honourable Justice)
VINCENT LUNABEK, Chief)
Justice of the Supreme Court of)
The Republic of Vanuatu)
This ... *6th* ... day of June 2014)

A handwritten signature in blue ink, likely belonging to the Chief Justice, Vincent Lunabek.

[Handwritten signature]
.....
VINCENT LUNABEK
Chief Justice

A red circular seal of the Supreme Court of Vanuatu. The outer ring contains the text 'REPUBLIC OF VANUATU' at the top and 'REPUBLIQUE DE VANUATU' at the bottom. The inner ring contains 'COUR' on the left and 'COURT' on the right, with 'SUPREME' in the center. The word 'LEX' is written in two small boxes on either side of 'SUPREME'. The seal also features a central emblem of a scale of justice and a star.

REPUBLIC OF VANUATU



OATHS ACT [CAP.37]

JUDICIAL OATH

I, **FLORENCE SAM**, having been appointed a Magistrate of the Republic of Vanuatu, do swear that I will bear true faith and allegiance to the Republic of Vanuatu and will uphold the Constitution and the law, and will conscientiously, impartially and to the best of my knowledge, judgment and ability discharge the functions of my office and do right to all manner of people after the laws and usages of the Republic of Vanuatu without fear or favour, affection or ill-will.

So help me God.

SWORN at the Port-Vila)
By the said **Florence Sam**)
Before me, Honourable Justice)
VINCENT LUNABEK, Chief)
Justice of the Supreme Court of)
The Republic of Vanuatu)
This .. *6th* ...day of June 2014)

[Signature]
.....

[Signature]
.....
VINCENT LUNABEK
Chief Justice

REPUBLIC OF VANUATU



OATHS ACT [CAP.37]

OATH OF ALLEGIANCE

I, **FLORENCE SAM**, do swear that I will well and truly serve and bear true allegiance to the Republic of Vanuatu accordingly to law.

So help me God.

SWORN at the Port-Vila)
By the said **Florence Sam**)
Before me, Honourable Justice)
VINCENT LUNABEK, Chief)
Justice of the Supreme Court of)
The Republic of Vanuatu)
This ... *6th* ... day of June 2014)

[Handwritten signature]
.....
VINCENT LUNABEK
Chief Justice