



REPUBLIC OF NAURU

NAURU (RPC) CORPORATION (CANSTRUCT INTERNATIONAL PTY LTD ENGAGEMENT) REGULATIONS 2020

SL No. 15 of 2020

Notified: 30th June 2020

Table of Contents

1	Citation.....	2
2	Commencement.....	2
3	Definitions.....	2
4	Management and service fees.....	2
5	Regulations not to apply.....	3
6	Regulations repealed.....	3

Cabinet makes the following Regulations under *Sections 19(1) and 34* of the *Nauru (RPC) Corporation Act 2017*:

1 Citation

These Regulations may be cited as the *Nauru (RPC) Corporation (Canstruct International Pty Ltd Engagement) Regulations 2020*.

2 Commencement

These Regulations come into effect on the day they are notified in the Gazette.

3 Definitions

'authorised contract' for the purposes of these Regulations, refers to the contract between the Commonwealth of Australia represented by the Department of Home Affairs and Canstruct International Pty Ltd authorised by the Cabinet under *Section 24* of the Act:

- (a) on 29 October 2017 and endorsed by the Secretary for Multicultural Affairs on 31 October 2017,
- (b) which contract was extended to 30 April 2019 by a Deed of Variation, authorised by Cabinet on 12 October 2018 and endorsed by Secretary for Multicultural Affairs on 23 October 2018;
- (c) was further extended to 31 July 2019 by the Cabinet on 30 April 2019 and endorsed by Secretary for Multicultural Affairs on 30 April 2019;
- (d) was extended to 30 June 2020; and
- (e) is further extended to 31 December 2020;

'authorised service provider' means Canstruct International Pty Ltd.

4 Management and service fees

- (1) For the purposes of *Section 19(1)* of the Act, the authorised service provider shall pay management and service fees for the facilitation and administration of services at the Regional Processing Centres and Settlements or in relation to protected persons.
- (2) The management and service fees for the duration of the authorised extended contract shall be:
 - (a) \$10,000,000; and
 - (b) for the period commencing from 1 July 2020 and continues until 31 December 2020.

- (3) The fee referred to in sub regulation (2) shall be charged once only for the period commencing from 1 July 2020 and continues until 31 December 2020 regardless of whether there is a change of the authorised service provider.
- (4) The Corporation shall charge and recover its management and service fees from the authorised service provider which shall be:
 - (a) \$1,666,666.65 on or before 1 July 2020; and
 - (b) \$1,666,666.67 per month with effect from 1 August 2020 to 31 December 2020.
- (5) The arrangement for the payment of the management and service fees by Canstruct International Pty Ltd in subregulation (4) shall be complied with by any other authorised service provider that replaces Canstruct International Pty Ltd before 31 December 2020.

5 Regulations not to apply

These Regulations shall not apply to Eigigu Solutions Corporation.

6 Regulations repealed

The *Nauru (RPC) Corporation (Canstruct International Pty Ltd Engagement) Regulations 2019* SL No. 19 notified on 2nd August 2019 are hereby repealed.