



**THE PROVINCIAL
GOVERNMENT
(SPECIAL PROVISIONS)
(RENNELL AND BELLONA
PROVINCE) ACT 1992**

(NO. 8 OF 1992)



THE PROVINCIAL GOVERNMENT (SPECIAL PROVISIONS) (RENNELL AND BELLONA PROVINCE) ACT 1992

(NO. 8 OF 1992)

Passed by the National Parliament this second day of December 1992.

This printed impression has been carefully compared by me with the Bill passed by Parliament and found by me to be a true and correct copy of the said Bill.

A handwritten signature in black ink, appearing to read 'J. Tuhaika'.

*J.M. Tuhaika
Clerk to National Parliament*

Assented to in Her Majesty's name and on Her Majesty's behalf this sixteenth day of December 1992.

A handwritten signature in black ink, appearing to read 'G.G.D. Lepping'.

*G.G.D. Lepping
Governor-General*

Date of commencement: see section 1

AN ACT To Amend the Provincial Government Act.

ENACTED by the National Parliament of Solomon Islands.

Short title
and
commence-
ment.

1. This Act may be cited as the Provincial Government (Special Provisions) (Rennell and Bellona Province) Act, 1992, shall come into operation on such date as the Minister may appoint, by notice published in the Gazette.

Amendment
Schedule 1
of Act No. 7
of 1981.

2. Schedule 1 of the Provincial Government Act (hereinafter referred to as the "principal Act") is hereby amended in the following respects -

- (a) by deleting the area therein described in relation to Central Province and substituting therefor the following new description -

"CENTRAL: The islands comprised in the area bounded by longitude 159° East and 160° 30' East and latitudes 8° 45' South and 9° 13' South.";

- (b) by adding at the end thereof the following new Province, Area and Existing Authority under the appropriate columns -

"RENNELL AND BELLONA:

The islands comprised in the	Rennell
area bounded by longitude 159°	and
East and 161° East and	Bellona
latitudes 10° 30' South and	Provincial
13° 06' South	Assembly".

Establish-
ment of the
Interim
Rennell and
Bellona
Provincial
Assembly and
Executive.

3. (1) Notwithstanding the provisions of the principal Act, on the coming into force of this Act, and until such time as elections are conducted in accordance with the provisions of section 12 of the principal Act, to elect members to the Rennell and Bellona Provincial Assembly constituted under this Act, the members of the Central Provincial Assembly representing the Rennell and Bellona area shall be deemed to -

- (a) be the interim elected members of the Rennell and Bellona Provincial Assembly; and
- (b) constitute the Interim Provincial Executive for the purpose of discharging the functions conferred upon the Executive.

4. Notwithstanding the provisions of section 1(3)(a) of the principal Act for the purposes of the Rennell and Bellona area constituted under this Act, Parts II and III of the principal Act shall be deemed to come into force on the date this Act is brought into operation.

Parts II and III of the principal Act deemed to come into force on the date this Act is brought into operation.

5. The functions which prior to the commencement of this Act were exercisable by the Central Provincial Assembly or Executive in respect of the area presently comprising the Province of Rennell and Bellona, shall on the commencement of this Act be exercised by the Rennell and Bellona Interim Provincial Assembly or Executive, as the case may be.

Executive functions.

6. It shall be the duty of the Central Provincial Executive in consultation with the Minister in the interest of rationalisation to transfer any property held by it for the purposes of any functions of the area presently comprising Rennell and Bellona to the Rennell and Bellona Executive for its functions.

Transfer of property.

7. (1) Subject to the provisions of section 8, this Act shall not be deemed to affect the operation of any Ordinance, regulation, rule, order, notification or notice made in respect of the Rennell and Bellona area by the Central Provincial Assembly or Executive prior to the commencement of this Act, until such ordinance, regulation, rule, order, notification or notice is revoked or rescinded by the Rennell and Bellona Provincial Assembly.

Transitional and saving.

(2) This Act shall not be deemed to affect the continuance in force in the Rennell and Bellona area of any licence, permit, certificate of registration or other document issued, or the validity of any instrument executed by the Central Provincial Assembly or Executive prior to the commencement of this Act, until the same is suspended or cancelled by the Rennell and Bellona Provincial Assembly.

(3) Where any act or thing is commenced by the Central Provincial Assembly under any ordinance or subsidiary legislation made thereunder, and is not completed before the commencement of this Act, that act or thing may be carried on and completed by the newly constituted Rennell and Bellona Provincial Assembly.

(4) For the avoidance of doubt it is hereby declared that notwithstanding anything to the contrary contained in the principal Act -

- (a) the Interim Provincial Assembly constituted under this Act shall cease to function and be deemed dissolved for

all intents and purposes on the conduct of elections for the election of a new Provincial Assembly for the Province of Rennell and Bellona; and

- (b) the members of the Interim Provincial Assembly (that constituted the Interim Provincial Executive) shall have no claims whatsoever for continuity in office or any form of terminal or other grants.

Power of
Minister to
suspend or
make modifi-
cations and
adaptations.

8. (1) Where any doubt connected with or incidental to the provisions or purposes of this Act arises which is not expressly or impliedly provided for in this Act, the Minister may by order -

- (a) make such adaptations or modifications as he deems expedient to the principal Act, Regulation or any Ordinance; or

(b) suspend any of the provisions of the principal Act, so as to facilitate the establishment of the Provincial Assembly and Executive of the newly constituted province of Rennell and Bellona.

(2) Where any doubt in relation to the proper transfer of the functions and duties presently exercised by the Central Province in respect of the Rennell and Bellona area to the Interim Provincial Executive or on the election of a new Provincial Executive to such Executive arises, which the Minister considers against the public interest, he may in order to remedy such matters make such modifications as he may deem necessary to any administrative or general procedure.

(3) Any adaptation, modification or suspension referred to in subsections (1) and (2) shall have effect notwithstanding anything inconsistent therewith contained in any written law, and to the extent of any such inconsistency any such written law as aforesaid shall have no effect so long as such order remains in force.