

REPUBLIC OF VANUATU

STATE OF EMERGENCY
ORDER NO. 2 OF 1998

To provide for the restoration and maintenance of public Order:

IN EXERCISE of the powers contained in Article 69 of the Constitution **WE, THE COUNCIL OF MINISTERS** hereby make the following Order:

STATE OF EMERGENCY

1. For the purpose of restoring public Order a State of Emergency has been declared by Order dated January, 1998 under Article 69 of the Constitution, and these regulations are made accordingly.

PROHIBITION OF ASSEMBLIES ANY DEMONSTRATIONS

2. In the interest of public safety, and the restoration and maintenance of public Order it is prohibited to hold or participate in any procession, parade, assembly or demonstration in Port Vila or elsewhere in Vanuatu from the date of this Order until a permit is granted for the holding of a procession, parade, assembly or demonstration under section 7 of the Public Order Act [CAP. 84], (as amended by the Joint Public Order Regulations (Amendment) Act No. 22 of 1989) ("the Principal Act").

OFFENCES CONCERNING ASSEMBLIES AND DEMONSTRATIONS

3. (1) When any procession, parade, assembly or demonstration is held in breach of section 10 of the Principal Act, the Minister may at any time by oral or written notice, order the procession, parade assembly or demonstration, as the case may be, to disperse and may, if necessary, use the police force to give effect to the Order.
- (2) Every member of the Police Force may use such reasonable force as is necessary to give effect to the Order by the Minister under subparagraph (1).

ASSISTANCE TO POLICE

4. For the period of the State of Emergency (as fixed under Article 70 of the Constitution) the Commissioner of Police:
- (a) may appoint special constables from either inside or outside of Vanuatu to assist the Police Force in restoring and maintaining public order; and
 - (b) may commandeer for Police use any motor vehicle in Port Vila, provided however that the Government will compensate the owner of the motor vehicle for any damage incurred to it.

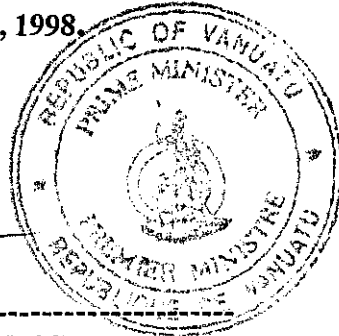
VANUATU NATIONAL PROVIDENT FUND

5. During the state of emergency the Board of Vanuatu National Provident Fund is suspended and replaced with a caretaker board appointed by the Prime Minister on the advice of the Council of Ministers.

COMMENCEMENT

6. This Order shall come into force on the 13th day of January 1998.

MADE at Port Vila this 13th day of January, 1998.



RIALUTH SERGE VOHOR
Prime Minister of the Republic of Vanuatu
On behalf of the Council of Ministers