

THE REPUBLIC OF KIRIBATI  
(No. 7 of 1985)

I assent,

*M. Tabua*  
Beretitenti,

10/9/1985.

AN ACT TO AMEND THE PROTECTED INDUSTRIES ORDINANCE  
(CAP. 78)

Commencement:

10/9/1985

MADE by the Maneaba ni Maungatabu and assented to by the Beretitenti.

Short title.

1. This Act may be cited as the Protected Industries (Amendment) Act 1985.

Interpre-  
tation.

2. In this Act, unless the context otherwise requires -  
"the Commission" means the Foreign Investment Commission established under the Foreign Investment Act 1985;  
"enterprise" means enterprise as defined in the Foreign Investment Act 1985;  
"foreign enterprise" means a foreign enterprise as defined in the Foreign Investment Act 1985;  
"foreign investment" means foreign investment as defined in the Foreign Investment Act 1985.

Amendment to  
section 3 of  
Cap 78.

3. Section 3 of the Protected Industries Ordinance is amended by inserting after -

(a) "Cabinet" the following -

"or the Commission in any case where it is empowered to declare any foreign investment to be a protected industry under the Foreign Investment Act 1985 and a foreign enterprise whose foreign investment has been approved by the Commission under the said Act, is involved"; and

(b) "he" the following:

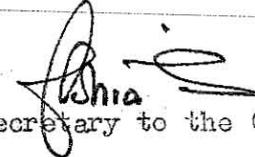
"or the Commission as the case may be".

This printed impression has been carefully examined by me with the Bill which passed the Maneaba ni Maungatabu on 3rd September 1985 and is found by me to be a true and correctly printed copy of the said Bill.

  
Clerk to the Maneaba  
ni Maungatabu

Published by exhibition -

- (a) at the Public Office of the Beretitenti this 10th day of September 1985

  
Secretary to the Cabinet

- (b) at the Maneaba ni Maungatabu this 10th day of September, 1985

  
Clerk to the Maneaba  
ni Maungatabu

PROTECTED INDUSTRIES (AMENDMENT) ACT 1985

EXPLANATORY MEMORANDUM

1. The principal object of this Act is to amend section 3 of the Protected Industries Ordinance in order to harmonize it with Clause 11(4)(c) of the Foreign Investment Act 1985 which purports to empower the Commission to be established under that Act to be able to declare any foreign investment or business being or to be carried on by any foreign enterprise in Kiribati.
2. Section 3 of the Protected Industries Ordinance empowers the Cabinet and the Beretitenti only to declare any business including foreign investment by any foreign enterprise or company to be a protected industry. The proposed amendment seeks to empower the Commission to do the same but only in respect of any business or foreign investment being or to be carried on in Kiribati which the Commission approves or has approved under the Foreign Investment Act 1985.
3. Clause 3 of the Act provides for that said power of the Commission.
4. The amendment is considered desirable in the interest of orderly, uniform and speedy procedures for the processing by the Commission of application and approval for foreign investment in Kiribati.

Michael N. Takabwebe  
The Attorney General

LEGAL REPORT

I hereby certify that in my opinion none of the provisions of the above Act conflict with the Constitution and that the Beretitenti may properly assent to the Act.

Michael N. Takabwebe  
The Attorney General

12 March 1985