

SUPPLEMENT to the Solomon Islands GazetteTuesday 3rd August, 2010

S.I. No.47

[Legal Notice No. 74]

**PROVINCIAL GOVERNMENT ACT 1997
(No. 7 of 1997)****THE CHOISEUL PROVINCE BUSINESS LICENCE
ORDINANCE 1993****THE CHOISEUL PROVINCE BUSINESS LICENCE
REGULATIONS 2008**

Made by Choiseul Provincial Executive on the 16th December 2008 and Approved
the Choiseul Provincial Assembly

HON. JACKSON KILOE
Premier

IN exercise of the powers conferred by Section 15 of the Choiseul Province
Business Licence Ordinance 1993 the Choiseul Provincial Executive made the
following Regulations.

1. These Regulations may be cited as the Choiseul Province Business Licence Regulations and shall come into force on the date of their publication in the Gazette.
2. In these Regulations unless the context otherwise requires "Ordinance" means the Choiseul Business Licence Ordinance 1993.
3. An application for a business Licence must be in the form set out in Schedule 1.
4. An application for renewal of a business licence must be made in the form set out in Schedule 2.
5. An application for a transfer of a business licence must be made in the form set out in Schedule 3.

6. An application for a duplicate of a business licence must be made in the set out in Schedule 4.
7. A business licence issued under the Ordinance may be in the set out in Schedule 5 or in such other form or with such amendments, as the Executive shall decide.
8. A duplicate business licence issued under the Ordinance shall be a copy of the copy held in the Choiseul Province register of Business Licences and shall be stamped or marked in pen with the word "DUPLICATE".
9. Upon the transfer of a business licence to a new licence holder the original licence and the duplicate copy held in the Choiseul Province Register of Business Licence shall be stamped or endorsed in the form set out Schedule 5.
10. Upon the transfer of a business licence to permit a licence to permit a licence holder to operate the business from new premises or in a different area the original licence and the duplicate copy held in the Choiseul Province Register of Business Licence shall be stamped or endorsed in the form set out in Schedule 7.
11. The fees for any prescribed business are set out in Schedule 8.
12. Where a combination of categories of prescribed business are operated upon one premises the fees payable are the prescribed fees set out in Schedule 8.
13. Where a business licence is granted for period of time less than one year the fee Payable in the annual fee divided by twelve and multiplied by the number of months for which the licence is granted.
14. An application for petroleum storage business licence must specific in the application form the maximum quantity of petrol or other product referred to in the definition of "Petroleum Storage" in the ordinance to be stored at any time during the licence year by the holder.
15. The renewal of licence shall the responsibility of the licence holder, however, Schedule 9 will be processing the implementation of the outstanding licence fees.
16. The Choiseul Province Business Licence Regulation 1997 are revoked.

SCHEDULE 8

<u>PRESCRIBED BUSINESS</u>	<u>ANNUAL BUSINESS LICENCE FEES</u>
	<u>\$ (Fee)</u>
Abattoir	1,000.00
Accounting Service	1,000.00
Air Transport Service (Agent)	1,500.00
Bait Fish (commercial)	5,000.00
Banking	2,000.00
<u>BAKERY</u>	
Urban	500.00
Rural	100.00
Beach Trading	500.00
Beach-de-mar Trading	1,500.00
Bee Keeping	100.00
Brick Making	200.00
Broadcasting Services	1,000.00
Building Construction	500.00
Building Rentals - commercial	1,000.00
Building Rentals - Residential	800.00
Business Application fee - within Choiseul Province	20.00
- Outside Choiseul Province	100.00
<u>BUTCHERY</u>	
Urban	500.0
Rural	250.00
<u>CINEMA</u>	
Part I Theatre License	500.00
Part II Theatre License	250.00
Clam Trading	1,000.00
<u>COMMODITY</u>	
Coconut and Coconut Product:	
Buying and/or Selling and/or Processing	
Coconuts	200.00
Exporting	2,000.00

<u>PRESCRIBED BUSINESS</u>	<u>ANNUAL BUSINESS LICENCE FEES</u>
	<u>S (Fee)</u>
Spice (ginger, chillies, vanilla, turmeric, cardamoms):	
Buying and/or selling and/or Manufacturing	100.00
and/or fermenting	
Exporting	500.00
Oil Palm and Palm Oil based Products:	
Buying and/or Selling and/or Manufacturing	100.00
and/or fermenting	
Exporting	2,000.00
Coffee and Coffee Products:	
Processing	100.00
Exporting	500.00
Consultancy Service	500.00
Crab Trading	1,500.00
Crayfish Trading	1,500.00
Crocodile Dealing	1,000.00
Diving Service	1,000.00
Drafting	1,000.00
Dry Coconut Buying	200.00
Duplicate Licence Application	50.00
Electrical Service	500.00
Electrical Supply Service	1,000.00
Electronics	1,000.00
Engineering Service	800.00
Engineering Works	1,000.00
Entertainment	500.00
Exporting	1,000.00
Fishing Commercial	20,000.00
<u>FISHING MARKETING</u>	
Urban	500.00
Rural	200.00
Fishing Processing	1,000.00
Furniture Manufacture	500.00
Gold Dealer	2,000.00
Green Snail Trading	1,500.00
Hardware	1,000.00
Hawking	200.00
Hire Service	500.00
Hotel	2,000.00
Ice Cream Manufacturing	500.00

<u>PRESCRIBED BUSINESS</u>	<u>ANNUAL BUSINESS LICENCE FEES</u>
	<u>S (Fee)</u>
<u>LOGGING OPERATION:</u>	
Rate per Consent ion Area	150,000.00
Sub-contractor	75,000.00
Legal Service	500.00
Liquor	2,000.00
Manufacturing	2,000.00
Medical Clinic	200.00
<u>MINING:</u>	
Prospectors, Rights	5,000.00
Prospecting Licence	30,000.00
Special Prospecting Licence	30,000.00
Alluvial Miners Permit	5,000.00
Recommasissance Permit	10,000.00
Mining License	150,000.00
Money Lending	500.00
Pawn Broking	500.00
Pearl Oyster	1,500.00
Pest Control	500.00
<u>PETROLEUM STORAGE:</u>	
Less than 200litres	100.00
More than 199litres but less than 1000litres	300.00
More than 999litres but less than 2000litres	500.00
More than 1999litres	1,000.00
Speedy Gas	100.00
Photography	500.00
Plantation	500.00
Plumbing Service	500.00
Port Services	1,000.00
Prawn Trading	1,000.00
Religious Bookshop	200.00
<u>RESTAURANT:</u>	
Urban	500.00
Rural	300.00
<u>REST HOUSE:</u>	
Urban - Less than ten (10) rooms	2,000.00
Urban - More than nine (9) rooms	1,000.00
Rural	500.00

PRESCRIBED BUSINESSANNUAL BUSINESS LICENCE FEES

S (Fee)

RETAIL STORE:

Urban	1,000.00
Rural	500.00

Road Transport Service	1,000.00
Round Log Export	15,000.00

SAWMILLING:

With 25HP or less, power machine	500.00
With 25HP or more power machine	2,000.00

Sea-weed Trading	500.00
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SEA TRANSPORT SERVICES:

Less than 20 tons	500.00
20-200 tons	1,000.00
Over 200 tons	2,500.00

Secretarial Services	500.00
Security Service	500.00
Shark Trading	1,000.00
Ship Building	1,000.00
Shipping Agency	500.00
Shipping Service (Occasional)	1,000.00
Snack Bar	300.00
Stevedore	1,000.00

TAILOR:

Urban	500.00
Rural	250.00

Timber Exporting	5,000.00
Timber Felling	1,000.00
Timber Buy and Sales	2,000.00
Tourist Business	500.00

TOURIST RESORT:

Less than ten (10) rooms	1,000.00
More than nine (9)	2,000.00

Tourist Vessel	2,000.00
Trade Teaching & Testing School	500.00
Transfer of Licence application	50.00
Torches Trading	500.00
Turtle Trading	1,500.00

USED CLOTHING SALES:

Urban	500.00
Rural	250.00

WHOLESALE STORE OR WAREHOUSE:

Urban	1,000.00
Rural	500.00

SCHEDULE 1

APPLICATION FOR A CHOISEUL PROVINCE BUSINESS LICENCE

1. Licence required
Business Licence
Combination Business Licence

(Delete which is not applicable)
2. Name of applicant:
.....
3. Trade Business name:
.....
4. Postal Address:
.....
5. Telephone Number/Facsimile/Email:
.....
6. List the categories of business to be operated:
(a)
(b)
(c)
(d)
(e)
(f)
(g)
7. The address or location of the Business Premises
.....
8. Area of operation (If applicable)
.....
.....

9. Full particulars of the Business Operations:

.....
.....
.....
.....
.....

10. Do you have the permission / authority of the landowners / reefowners to operate the business (cs) specify (if applicable):

YES/NO/NOT APPLICABLE

11. If yes, please (provide documents in support of your application) give particulars of that permission / Authority:

.....
.....
.....
.....

12. Lists the necessary licenses by name, number and expiry date you have obtained to, enable you to operate the business (es) in accordance with Solomon Island laws (if applicable) including but not limited to, licence, permits or certificates pursuant to the Forest Resources and Timber Utilisation Act, Mining Act, Fisheries Act, liquor Act, Town and Country Planning Act, Banking Act, Solomon Islands Tourist Authority Act, Foreign Investment Act, Shipping Act, Cinematograph Act, customs Act etc) (If a license has been applied for but not yet granted please supply date of application):

.....
.....
.....
.....

13. How many Solomon Islanders do you or will you employ in the Business(es) during this license year.

.....
.....

14. Commencement date of business or business (es)

.....
.....

15. Period for which license required (License year 1st April to 31st March)
Maximum License 2 years).

16. Please provide any other information you consider relevant to your
application.

.....
.....
.....
.....
.....

SIGNED by:
(Print name)

Being a duly authorised agent of the applicant:

.....

DATED this day of 200.....

The Provincial Treasurer
P.O. Box 34
Choiseul Bay
Choiseul Province

SCHEDULE 2

APPLICATION FORM FOR RENEWAL OF A
CHOISEUL PROVINCE BUSINESS LICENCE

- 1. Name of Applicant:
- 2. Trade/Business name:
- 3. Postal Agency:
- 4. Telephone No: Faximile No:
- 5. Existing Business Licence No:
- 6. List the categories of business being operated:
 - (a)
 - (b)
 - (c)
 - (d)
 - (e)
- 7. Please give full particulars of any changes to the business (If any) from the time to the original Application or last renewal (e.g. area of operation, number of employees, license held under legislation etc).

.....

Signed By:
 Being
 (Specify position held)

Being duly authorized agent of the applicant

 (Signature)

Date this day of 200....

SCHEDULE 3

CHOISEUL PROVINCE BUSINESS LICENCE

NO:

PURSUANT to the provisions of the Choiseul Province Business Licence Ordinance 1993 and the prescribed fee having been paid

LICENCE IS HEREBY GRANTED TO

Of

trading as

to operate the business (es)

1)

2)

3)

4)

5)

In accordance with the said ordinance and any amendments thereto on the terms and conditions set out overleaf.

This licence shall expire on 31st day of March 200..... unless earlier cancelled.

DATED this day of 200

SIGNED by
For and on behalf of the Provincial Executive post

GTR NO: Amount:

SCHEDULE 3

PART A
(To be completed by License Holder)

I the license holder of
(Print name)

License No

Or I being the duly

Authorized agent of the license holder namely

..... of License No

REQUESTED (delete whichever is not applicable)

a) The transfer of Business License No

to

as from the day of 2000...

b) The transfer of the location of the business premises/area of operation

Of the operation of the business (es) from

.....

to

as from the day of 200.....

The reason for the proposed change of premises/area of operation

are

.....

Do you have the permission/Authority of the Landowners/reef owners to
Operate the business (es) at the new premises/in the new area?

YES/NO/NOT/APPLICABLE

If yes, please (provide documents in support of your application) give
particulars of that permission/authority:

.....

.....

If NO, are negotiations proceeding and with whom?

.....

SIGNED: DATE:

PART B
(To be completed by the Proposed Transferee)

1. Name of proposed transferee:

.....

2. Trade or business name:

.....

3. Postal Address:

.....

4. Telephone No: Facsimile No:

Do you have the permission / authority of the landowners/reef owners to operate the business (es) following transfer of the licence?

YES/NO/NOT APPLICABLE

If yes, Please give particulars of that permission / authority:

.....

.....

.....

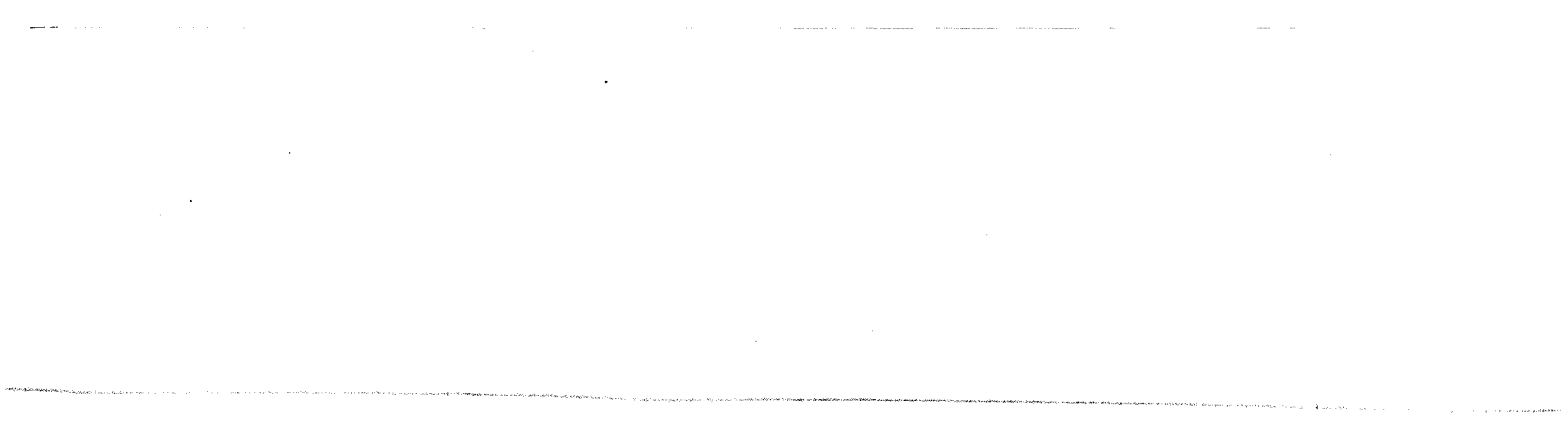
If no, are negotiations proceeding and with whom?

.....

.....

5. Have you applied for or obtained a transfer of existing licences or the issue of new Licences in the name of the proposed transferee to ensure that the business(es) Continue to operate in accordance with Solomon Islands Laws?

YES/NO/NOT APPLICABLE



Please give details of all existing licence and the dates of application for the transfer or for the issue of new licences:

.....
.....
.....

6. Please provide any other information you consider relevant to this application for the transfer of the business licence.

.....
.....
.....

SIGNED:

Being
(Specify position held in company/co-operative etc)
Being a duly authorised agent of the proposed transferee

DATED this day of 200.....

SCHEDULE 4

APPLICATION FOR A DUPLICATE OF A
CHOISEUL PROVINCE BUSINESS LICENCE

I the licence holder of

Licence No

Or I, the duly authorized agent

of the licence holder, namely

of Licence No

REQUEST Choiseul to issue to the licence holder a duplicate copy

of Business Licence No:

Business Licence No has been
LOST/DESTROYED/DAMAGED (Delete whichever is no applicable)

SIGNED

Being

(Specified position held in company/or co-operative. etc)

DATE this Day of 200.....

SCHEDULE 5

CHOISEUL PROVINCE BUSINESS LICENCE

No:

PURSUANT to the provisions of the Choiseul Province Business Licence Ordinance 1993 and the prescribed fee having been paid

LICENCE IS HEREBY GRANTED TO

Of

trading as

to operate the business (es)

1)

2)

3)

4)

5)

In accordance with the said ordinance and any amendments thereto on the terms and conditions set out overleaf.

This licence shall expire on 31st day of March 200..... Unless earlier cancelled

DATED this day of 200

SIGNED by
For and on behalf of the Provincial Executive post

GTR NO: Amount:

TERM AND CONDITION OF LICENCE

1. The business (es) shall be operated only form the premises at
.....
Or on the Vehicle/Vessel
Or within the following area:
.....
2. The business (es) must at all times be operated in compliance with all relevant Acts and subsidiary legislation of Solomon Islands, Ordinances and subsidiary legislation and policies of Choiseul Province and all lawful Orders of any Court, tribunal, Commissions or statutory body of competent Jurisdiction in Solomon Islands.
3. The business (es) must at all times be operated with the consent and authority of the landowners/reefowners, if applicable. This licence does not convey. Any right, power or authority to the licence holder to enter any private or customary land or reef not takes any action relating thereto.
4. This licence is only transferable (as to both the holder and place of operation of Business) in accordance with Section 10 of the Ordinance.
5. The licence must be produced on request by any police officer or other Ordinance.
6. The licence holder must immediately inform the Provincial Treasurer in Writing of any change of the licence holder's postal address, telephone number or facsimile number or registered office of the company, co-operative etc.
7. SPECIAL TERMS, CONDITIONS AND LIMITATIONS of this licence Imposed by the Executive pursuant to Section 5(6) of the Ordinance:
 - (a)
.....
.....
 - (b)
.....
.....
 - (c)
.....

- (d)
-
- (e)
-
-

SCHEDULE 6

FORM OF TRANSFER to be endorsed on Business Licence

The within licence has been transferred from

.....

to

as from the day of 200.....

but with prejudice to the rights, powers and remedies of Choiseul Province against the transferred with respect to any antecendent breach of the within licence of the Choiseul Province Business Licence Ordinance 1993.

SIGNED for and)
 On behalf of)
 Choiseul Province)

DATED this day of 200.....

SCHEDULE 7

FORM OF TRANSFER to be endorsed on Business Licence. The location of the business premises/area of operation of the business (es) stated in the with in licence has been transferred from

.....

to

as from the day of200.....

but with prejudice to the rights, powers and remedies of Choiseul Province against the transferred with respect to any antecendent breach of the within licence of the Choiseul Province Business Licence Ordinance 1993.

SIGNED for and)
On behalf of)
Choiseul Province)

DATED this day of 200.....

SCHEDULE 9

PRESCRIBED BUSINESS OUTSTANDING LICENSE PAYMENT PROCESS

1. All business licenses **MUST** be paid to the Provincial Treasury on the first working day of each financial year of the Choiseul Province.
2. It is the responsibility of the Business license holder to renew its business license on the first working day of each financial year.
3. First reminder will be issued to the Business license holder on the 30th April each year. If 30th April falls on an excluded then the first reminder will be issued on Friday of that weekend.
4. Fourteen days after the issue of the first reminder, the second and final remainder will be issued to Business license holder.
5. Seven days after the issue of the second and final reminder, Business license will be suspended.

**CHOISEUL PROVINCE
PROVINCIAL OFFICE**

DATE:

BUSINESS LICENSE RENEWAL

FIRST REMINDER NOTICE

TO: _____

This first notice serves to remind you to pay for your Business license renewal within fourteen days.

Yours faithfully,

Provincial Treasurer
Choiseul Province

DATE:

BUSINESS LICENSE RENEWAL

SECOND AND FINAL REMINDER NOTICE

TO: _____

This second and final reminder serves to remind you to pay for your Business license renewal within seven days. Failure to do so will result in suspension of your Business license for an indefinite period and/or may result in the cancellation of your Business license.

Yours faithfully,

Provincial Treasurer
Choiseul Province

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