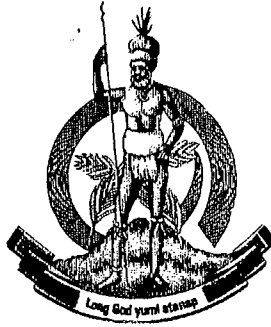


**REPUBLIQUE
DE
VANUATU**
JOURNAL OFFICIEL



**REPUBLIC
OF
VANUATU**
OFFICIAL GAZETTE

18 AOUT 2005

**EXTRAORDINARY GAZETTE
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NOTIFICATION OF PUBLICATION

ORDERS

MARITIME ACT [CAP. 131](AMENDMENT)
ORDER NO. 35 OF 2005

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REPUBLIC OF VANUATU

MARTIME ACT (CAP. 131)

ORDER NO. 35 2005

In exercise of the powers conferred on me by section 152 of the Maritime Act (Cap. 131), I, Edward Nipake Natapei, Minister of Infrastructure and Public Utilities responsible for Maritime Affairs make the following order.

1. AMENDMENTS

Subsection (2) of article 29 of the Maritime Regulations is hereby deleted and replaced by:

(2) The US\$ 725. 00 fees colleted pursuant to subsection (1) must be paid upon receipt into a trust account administered by the Vanuatu Maritime Authority and applied as follows:


- (a) To costs of marine investigation into casualties, oil pollution, incidents, serious injuries or deaths, near misses, or acts of suspected negligence or incompetence, as may be authorized by the Commissioner of Maritime Affairs, regardless of whether or not the investigations result in formal proceedings or the imposition of a penalty or fine.
- (b) to the costs of:
 - (i) Assessments and dues payable under the terms of international maritime conventions, maritime agreements and maritime organizations to which Vanuatu is a party or a member, including but not limited to IMO, ILO (Maritime Section), FAO, regional fisheries agreements and the Maritime Accident Investigators International Forum
 - (ii) Attendance fees and costs of travel and accommodation of delegates or representatives on behalf of Vanuatu at multinational maritime meetings and conferences.
 - (iii) Professional fees and disbursements for Vanuatu representatives in relation to attending to all matters regarding their appointments to international maritime organisations, conventions, and or task specific matters.
 - (iv) Support of diplomatic negotiations relating to international maritime affairs

- (v) Hosting and organising multinational maritime meetings and conferences or seminars.
 - (vi) All works and actions in relation with the prevention and the treatment of marine pollution and environmental nuisances.
 - (vii) All necessary works in relation with maritime safety and the prevention of maritime potential risks and accidents in the maritime transport industry.
 - (viii) All works and actions for the promotion and the development of the maritime sector and including fishing industry
 - (ix) Training of Vanuatu Maritime Authority staff
- (3) The 4 cents per net tonne to be collected pursuant to subsection (1) must be paid upon receipt into a separate trust account administered by the Authority and applied towards costs of gaining internationally recognized seafaring, marine engineering or nautical vocational training for Ni – Vanuatu seafarers at any overseas school, institute or other place of higher learning outside Vanuatu as decided by the Board of Directors of the Authority.

2. COMMENCEMENT

This Order commences on the day of signature

Made at Port Vila, this...^{17th} day of August, 2005


Honourable Edward Nipake Natapel
Minister of Infrastructure and Public Utilities
responsible for Maritime Affairs

