

REPUBLIC OF VANUATU
BILL FOR THE
MUNICIPALITIES (AMENDMENT)
ACT NO. OF 2023

Explanatory Note

This Bill provides for consequential amendments to the Municipalities Act [CAP 126] arising from the new Electoral Act. Certain provisions that were previously in the Municipalities Act have been repealed because they are now in the new Electoral Act and others have been amended.

Minister of Internal Affairs



REPUBLIC OF VANUATU

**BILL FOR THE
MUNICIPALITIES (AMENDMENT)
ACT NO. OF 2023**

Arrangement of Sections

1	Amendment	2
2	Commencement.....	2

REPUBLIC OF VANUATU

BILL FOR THE MUNICIPALITIES (AMENDMENT) ACT NO. OF 2023

An Act to amend the Municipalities Act [CAP 126].

Be it enacted by the President and Parliament as follows-

1 Amendment

The Municipalities Act [CAP 126] is amended as set out in the Schedule.

2 Commencement

This Act commences on the day on which it is published in the Gazette.

SCHEDULE

AMENDMENTS OF MUNICIPALITIES ACT [CAP 126]

1 Paragraphs 4(a), (b) and (c)

Repeal the paragraphs.

2 Section 4A

Repeal the section.

3 Subsection 6(1)

Repeal the subsection, substitute

“(1) The election of members of a municipal council is to be held in accordance with the Electoral Act No. of 2023 and the Regulations made under that Act.”

4 Section 6A

Repeal the section.

5 Subsection 7(1)

(a) Delete “(1)”;

(b) Delete “elected at a by-election”, substitute “who fills a vacancy”

6 Subsections 7(1A), (1B) and (2)

Repeal the subsections.

7 Section 8

Repeal the section, substitute

“8 Disqualification for election as a municipal councillor

The following persons are not qualified for election as a municipal councillor:

(a) a person referred to in subsection 44(1), (3) or (6) of the Electoral Act No. of 2023 unless the person complies with the requirements of that subsection;

(b) the legal adviser or auditor of the council or a partner or employee of such legal adviser or auditor;

(c) a person who is in the service of the council;

- (d) a person who, being engaged in a profession, is disqualified or suspended from practising such profession;
- (e) a person having a contract with the council to provide municipal services.”

8 Sections 8A and 11

Repeal the sections.