

REPUBLIC OF KIRIBATI



STATE-OWNED ENTERPRISES ACT

(NO.3 OF 2013)

Section 4(6)

NOTICE

IN EXERCISE of the powers conferred upon me under section 4(6) of the above Act, I hereby make Notice of Intention as per section 4 (5) of the above Act:

FIRST SCHEDULE

State-Owned Enterprises

a. Bobotin Kiribati Limited (BKL)

is ceased to be an SOE and it is removed accordingly from First Schedule of the SOE Act

Made this 14 day of August 2020

Hon. Dr Teuea Toatu

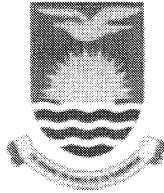
Minister of Finance and Vice President

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Dr Naomi Biribo

Secretary to the Cabinet

REPUBLIC OF KIRIBATI



STATE-OWNED ENTERPRISES ACT

(NO.3 OF 2013)

Section 4(6)

NOTICE

IN EXERCISE of the powers conferred upon me under section 4(6) of the above Act, I hereby make the following Notice to replace Schedule 1 of the above Act with the following:


FIRST SCHEDULE

State-Owned Enterprises

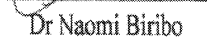
Air Kiribati Ltd (AKL)
Airport Kiribati Authority (AKA)
Betio Shipyards Ltd (BSL)
Broadcasting and Publications Authority (BPA)
Bwebweriki Net Limited (BNL)
Captain Cook Hotel Ltd (CCHL)
Central Pacific Producers Ltd (CPPL)
Development Bank of Kiribati (DBK)
Kiribati Coconut Development Ltd (KCDL)
Kiribati Housing Corporation (KHC)
Kiribati Insurance Corporation (KIC)
Kiribati Land and Transport Authority (KLTA)
Kiribati National Shipping Ltd (KNSL)
Kiribati Oil Co. Ltd (KOIL)
Kiribati Ports Authority (KPA)
Kiribati Solar Energy Co. Ltd (KSEC)
Orintaai Hotel Ltd (OHL)
Plant and Vehicle Unit (PVU)
Public Utilities Board (PUB)

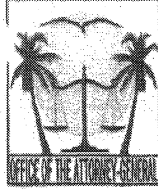
Te Atinimarawa Company Limited (TACL)
Telecom Services Kiribati Ltd (TSKL)
Television Kiribati Ltd (TKL)
Tourism Authority of Kiribati (TAK)

Made this 14 day of Aug 2020


Hon. Dr Teuea Toatu
Minister of Finance and Vice President

Published by exhibition at the Public Office of Te Beretitenti this 14 day of August 2020


Dr Naomi Biribo
Secretary to the Cabinet



GOVERNMENT OF THE REPUBLIC OF KIRIBATI
OFFICE OF THE ATTORNEY-GENERAL
P.O.BOX 62, BAIRIKI
TARAWA
PHONE: 75021242/75021439
Email: nenebati@legal.gov.ki

Our Ref: AG 3/63

23rd March 2020

Your Ref:

Secretary
Ministry of Finance
Bairiki

Attn: Maaman loakim

Dear Sir/Madam,

Re: Amendment to Schedule I of the SOE's Act 2013

I write in reference to the above matter.

The Minister of Finance is the responsible Minister that has the power to amend the Schedule of the SOEs Act by removing SOEs that are ceased to operate or add new SOEs to the list and that was stipulated under section 4 (6) of the SOEs Act 2013.

Under section 4 (4) of the said Act, it states that if an SOE is to cease to be an SOE because it has been liquidated or disestablished, or for any other reason, the SOE must be removed from the First Schedule. Though, the issuance of a Notice of Intention is not required as per section 4 (4). SOEs that are ceased to operate for reasons stated under section 4(4), does not require a notice of intention to be issued.

In relation to section 4 (5) of the SOE Act, it clearly states that if an SOE is to cease to be an SOE for any reason other than its liquidation or disestablishment, **Notice of Intention** to remove it from the First Schedule **must be published not less than one month** before notice is given under subsection (6). This means that SOEs that are ceased to be an SOE specifically for reasons stated under section 4 (5), a notice of intention is required to be issued within the period stipulated under section 4(5).

In that sense, we kindly request if your good office can provide us with the list of SOEs that are ceased to operate for reasons stated under section 4(4), SOEs that are ceased to operate for reasons stated under section 4(5) and additional SOEs to be added to the list, that will be much appreciated.

Trust the above helps. Do let us know should you need further assistance.

Ko rab'a

Yours Faithfully:

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NENEBATI TAWITA TAINIMAKI

STATE ATTORNEY

FOR THE ATTORNEY-GENERAL