

[Legal Notice No. 21]

PACIFIC GAMES 2023 ACT 2017

PACIFIC GAMES 2023 DISCIPLINARY RULES 2019

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PACIFIC GAMES 2023 ACT 2017 DISCIPLINARY RULES 2019

IN exercise of the powers conferred upon the Minister under section 47 of the *Pacific Games 2023 Act 2017*, the following Rules are made.

1 Citation

These Rules may be cited as the Pacific Games 2023 Disciplinary Rules 2019.

2 Interpretation

In these Rules:

“**misconduct**” means any act contrary to any provisions of the Pacific Games 2023 Act 2017 and includes any act in contravention of any rules, regulations or instructions made under any Act applicable to such administrative body.

“**officer**” means a member of an administrative body and other persons referred to in rule 3.

3 Application

These Rules apply to all members of the respective Administrative Bodies established under Part 2 of the *Pacific Games 2023 Act 2017*, and all staff and employees of the administrative bodies.

4 Officers to act responsibly

It is the responsibility of all officers to act at all times in good faith in the course of the performance of their duties.

5 Reporting of misconduct

It is the responsibility of all officers to report immediately suspected acts of misconduct committed by any officer to the Chairperson of the respective administrative bodies or committees.

6 Procedure of reporting

- (1) Reports of misconduct may either be made in writing or orally. When an act of misconduct is made orally, the complaint must be reduced to writing and forwarded to the respective Chairperson of the relevant administrative body.
- (2) On receipt of a report of misconduct the Chairperson must conduct necessary inquiries and submit a report to the Chairperson of the National Hosting Authority.

7 Contents of report

The report must give:

- (a) the facts of the case:-
- (b) whether or not it is considered that there has been misconduct;
- (c) the terms of the disciplinary charge, if there has been misconduct; and
- (d) all relevant documents.

8 Action by Authority

On receipt of the report the Chairperson of the Authority may make such further inquiries as he or she may think necessary, and if the Chairperson considers that there has been misconduct inform the officer concerned in writing of the charge.

9 Right to respond to charge

The officer shall be given not less than seven days to respond to the charge.

10 Criminal offence

Where it is revealed or suspected from the report that the officer has in the course of his or her duties committed a criminal offence, the police shall be informed immediately.

11 Punishments for misconduct

Where the Chairperson of the Authority is satisfied that any act of misconduct warrants punishment, the Chairperson of the Authority shall at his or her discretion impose any of the following punishments.

- (a) in the case of a minor act of misconduct:
 - (i) issue a letter of warning;
 - (ii) reprimand; or
 - (iii) severe reprimand; and
- (b) in the case of more serious act of misconduct suspend or dismiss the officer from such officer's post and inform the Permanent Secretary of the Ministry that is responsible for the administration of the Pacific Games 2023.

- 12 These disciplinary rules shall not preclude the Authority establishing other standards of business conduct.

MADE IN HONIARA this eighth day of March, 2019.

HON. RICK NELSON HOUENIPWELA, MP
PRIME MINISTER
