

**SUPPLEMENT** to the Solomon Islands Gazette

Tuesday 25th April 2006

S.I. No. 13

[Legal Notice No. 21]

**SOLOMON ISLANDS INDEPENDENCE ORDER 1978**  
( L.N. 43 OF 1978 )**APPOINTMENT OF MINISTERS**

IN exercise of the powers conferred by section 33(3) of the Constitution and in accordance with the advice of the Prime Minister, I, SIR NATHANIEL RAHUMAEA WAENA, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Knight of Saint John, Cross of the Order of Solomon Islands, Governor-General and Commander-in-Chief of Solomon Islands, do hereby appoint -

The **HONOURABLE FRED FONO** to be Deputy Prime Minister and the Minister responsible for the Department of National Planning and Aid Coordination in the Ministry of Finance, National Planning and Aid Coordination.

The **HONOURABLE MILNER TOZAKA** to be Minister responsible for the Department of Public Service in the Ministry of the Prime Minister, Cabinet and Public Service.

The **HONOURABLE PETER BOYERS** to be Minister responsible for the Department of Finance and Treasury in the Ministry of Finance, National Planning and Aid Coordination.

The **HONOURABLE WILLIAM HAOMAE** to be Minister responsible for the Department of Police and National Security in the Ministry of Police, National Security and Justice.

The **HONOURABLE CLAY FORAU SOALAOI** to be Minister responsible for the Department of Justice and Legal Affairs in the Ministry of Police, National Security and Justice.

The **HONOURABLE EDWARD HUNIEHU** to be Minister responsible for the Ministry of Education and Human Resources Development.

The **HONOURABLE CLEMENT KENGAVA** to be Minister responsible for the Ministry of Health and Medical Services.

The **HONOURABLE LAURIE CHAN** to be Minister responsible for the Department of Foreign Affairs in the Ministry of Foreign Affairs, Commerce and Tourism.

The **HONOURABLE MANASSEH SOGAVARE** to be Minister responsible for the Department of Commerce, Industries and Employment in the Ministry of Foreign Affairs, Commerce and Tourism.

The **HONOURABLE JOHNSON KOLI** to be Minister responsible for the Department of Culture and Tourism in the Ministry of Foreign Affairs, Commerce and Tourism.

The **HONOURABLE SELWYN RIUMANA** to be Minister responsible for the Department of Agriculture and Livestock in the Ministry of Agriculture and Lands.

The **HONOURABLE SIRIAKO USA** to be Minister responsible for the Department of Lands and Survey in the Ministry of Agriculture and Lands.

The **HONOURABLE JAMES TORA** to be Minister responsible for the Department of Infrastructure and Development in the Ministry of Infrastructure and Development.

The **HONOURABLE DAVID DAY PACHA** to be Minister responsible for the Department of Communication, Aviation and Meteorology in the Ministry of Infrastructure and Development.

The **HONOURABLE SETH GUKUNA** to be Minister responsible for the Department of Forest, Environment and Conservation in the Ministry of Natural Resources.

The **HONOURABLE MARK KEMAKEZA** to be Minister responsible for the Department of Fisheries and Marine Resources in the Ministry of Natural Resources.

The **HONOURABLE ENELE KWAINARARA** to be Minister responsible for the Department of Mines and Energy in the Ministry of Natural Resources.

The **HONOURABLE PETER SHANEL** to be Minister responsible for the Department of Provincial Government and Constituency Development in the Ministry of Provincial Government, National Reconciliation and Peace.

The **HONOURABLE AUGUSTINE TANEKO** to be Minister responsible for the Department of National Reconciliation and Peace in the Ministry of Provincial Government, National Reconciliation and Peace.

Dated at Honiara under my hand and the public seal this twenty second day of April 2006.

SIR NATHANIEL RAHUMAEA WAENA  
Governor-General

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[Legal Notice 22]

**THE MONEY LAUNDERING AND PROCEEDS OF CRIME ACT 2002**  
(No. 5 of 2002)

**INSTRUMENT PROVIDING FOR DELEGATION OF CERTAIN FUNCTIONS  
OF THE ANTI-MONEY LAUNDERING COMMISSION TO THE FINANCIAL  
INTELLIGENCE UNIT**

1. The Anti-Money Laundering Commission (hereinafter referred to as the Commission) is established by section 11 of the Money Laundering and Proceeds of Crime Act 2002 (as amended) (hereinafter referred to as the Act)
2. The Solomon Islands Financial Intelligence Unit (hereinafter referred to as the SIFIU) is established by section 11A of the Act.
3. In exercise of the powers conferred by section 11A(1) of the Act, the Commission hereby delegates to the relevant officer(s) of the SIFIU specified below the following functions:
  - 3.1. to receive reports of suspicious transactions issued by financial institutions and cash dealers pursuant to section 14(1) (under section 11(2) (a) of the Act);

- 3.2. to consider any suspicious transaction report received to determine whether there are reasonable grounds to suspect that the transaction is suspicious and if so to send any such suspicious transaction report to the appropriate law enforcement authorities (under section 11(2)(b) of the Act);
- 3.3. to enter the premises of any financial institution or cash dealer during ordinary business hours to inspect any record kept pursuant to section 14(1), and ask any questions relating to such record, make notes and take copies of the whole or any part of the record (under section 11(2)(c) of the Act);
- 3.4. to send to the appropriate law enforcement authorities any information derived from an inspection carried out pursuant to paragraph 3.3 above or section 11(2)(c) of the Act; if the relevant officer of SIFIU has reasonable grounds to suspect that a transaction involves the proceeds of crime (under section 11(2)(c)(d) of the Act).
- 3.5. to instruct any financial institution or cash dealer to take steps as may be appropriate to facilitate any investigation anticipated by the SIFIU
- 3.6. to compile statistics and records, and disseminate information within Solomon Islands or elsewhere, make recommendations arising out of any information received, issue guidelines to financial institutions and advise the Minister of Finance (under section 11(2)(f) of the Act);
- 3.7. to create training requirements and provide such training for any financial institution in respect of transactions record-keeping and reporting obligations provided for in sections 13(1) and 14(1) (under section 11(2)(g) of the Act);
- 3.8. to consult with any relevant person, institution or organisation for the purpose of exercising delegated functions under paragraphs 3.3, 3.6 and 3.7 (under section 11(2)(h) of the Act);
- 3.9. to conduct an investigation for the purpose of ensuring compliance by a financial institution with the provisions of Part 2 of the Act (under section 11 (2)(i) of the Act);
- 3.10. to request a financial institution or cash dealer which has reported a suspicious transaction in accordance with Part 2 of the Act to give such further information as it has in relation to the transaction (under section 14(3) of the Act);

- 3.11. upon application to the Court, after satisfying the Court that a financial institution or cash dealer has failed to comply with any obligation provided for under sections 12,13,14,15 or 16 of the Act to obtain an order against all or any officers or employees of the institution or dealer in such terms as the Court deems necessary in order to enforce compliance with such obligation (under section 22(1) of the Act).
4. The relevant officer of the SIFIU for the purpose of this delegation is the financial analyst or such other officers as the Commission may from time to time decide.
5. This delegation comes into force on the third day of April 2006 and the functions hereby delegated shall be exercised by the SIFIU on the same conditions as if exercised by the Commission unless otherwise stated. The Commission and SIFIU may agree a memorandum of understanding setting out any conditions under which the above functions are delegated.
6. This delegation may be revoked, in whole or in part, at will by the Commission. Any such revocation shall be in writing and communicated immediately to the relevant officer(s) of the SIFIU.

Signed this third day of April 2006.

Primo Afeau  
Attorney-General  
Anti-Money Laundering Commission (Chairman)

Johnson Siapu  
Assistant Police Commissioner (Operations)  
Representative for Commissioner of Police

Shadrach Fanega  
Permanent Secretary, Ministry of Finance  
Anti-Money Laundering Commission

Rick N. Houenipwela  
Governor of the Central Bank  
Anti-Money Laundering Commission

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