

OFFICE OF THE OMBUDSMAN

PUBLIC REPORT

**ON THE FAILURE OF 156 LEADERS
WHO FAILED TO FILE ANNUAL
RETURNS FOR 2005**

23 March 2007



REPUBLIC OF VANUATU

6070/2007/03

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PUBLIC REPORT ON THE FAILURE OF 156 LEADERS WHO FAILED TO FILE ANNUAL RETURNS FOR 2005

SUMMARY

Outline of events (see further page 4)

This report is issued as a result of the Ombudsman's obligation under the *Leadership Code Act* to investigate and report on leaders who have failed to file their annual return for each year. For the year 2005, it was revealed in the Ombudsman's investigation that 156 leaders failed to file their annual returns to the Clerk of Parliament.

Findings (see further page 8)

- Breach of section 33 of the Leadership Code Act by 156 leaders in not filing annual return for 2005;
- Breach of section 33 of the Leadership Code Act by the Clerk of Parliament;
- Breach of section 32(3) of the Leadership Code Act by the Clerk of Parliament;
- Breach of section 13 of the Leadership Code Act by the Clerk of Parliament.

Recommendations (see further page 10)

The Ombudsman recommends:

- Prosecution of leaders who failed to submit annual returns for 2005;
- Amend section 32 and 33 of the Leadership Code Act to have the Ombudsman keep a register of leaders who have and failed to file annual returns instead of the responsibility falling on the shoulders of the Clerk of Parliament;
- Prosecution of the Clerk of Parliament under Part 6 of the Leadership Code Act.

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1. JURISDICTION

- 1.1 The *Constitution*, the *Ombudsman Act* and the *Leadership Code Act* allow the Ombudsman to look into the conduct of government, related bodies, and Leaders. This includes the failure of leaders to observe and comply with section 31 to 33 of the *Leadership Code Act*. The Ombudsman can also look into defects in laws or administrative practices, including the failure of the Clerk of Parliament in his non-observance of section 32 of the same Act.

2. PURPOSE, SCOPE OF INVESTIGATION AND METHODS USED

- 2.1 The purpose of this report is to present the Ombudsman's findings as required by the Constitution, the Ombudsman Act and the Leadership Code Act.
- 2.2 The scope of this investigation is to establish and present the facts about the failure of leaders to file their annual returns for 2005 as according to the names published in the *Government Official Gazette* dated 06 November 2006.
- 2.3 This paper will also look at the failure of the clerk of Parliament in by-passing section 32 of the Leadership Code Act.
- 2.4 This Office collects information and documents by informal request, summons, letters, interviews and research.

3. RELEVANT LAWS

Relevant parts of the following laws are reproduced in **Appendix A**.

Constitution of the Republic of Vanuatu
Leadership Code Act 1998
Leadership Code (Amendment) Act 1999

4. OUTLINE OF EVENTS

- 4.1 Article 67 of the *Constitution of the Republic of Vanuatu* defines those who are considered to be leaders. In addition to this, section 5 of the *Leadership Code Act 1998* further declares those who are leaders under the Leadership Code. (See **Appendix A**)
- 4.2 Section 31 of the *Leadership Code Act* requires that all leaders complete an annual return for the preceding year setting out details of the leaders' assets and liabilities in accordance with the form in the Schedule (**Appendix B**) and submit it to the Clerk of Parliament by 01 March in each year.
- 4.3 Section 32 of the same Act requires the Clerk of Parliament to publish in the *Gazette* on or before 14 March in each year a list of the leaders who have given or failed to give the Clerk an annual Return.
- 4.4 Section 33 also requires the Clerk to warn the leaders who fail to file an annual return by 01 March in each year. A leader who fails to submit an

annual return after being warned is guilty of breaching the *Leadership Code Act*.

4.5 On 06 November 2006, the *Government Official Gazette No.30* was published which contained the list of leaders who had submitted an annual return and also those who failed to file an annual return for 2005 to the Clerk of Parliament.

4.6 162 leaders were listed as those who failed to submit their 2005 Annual Returns. (Refer to **Appendix C**)

4.7 On the dates 16 November 2006 and 08 December 2006 respectively, the Ombudsman contacted the Clerk of Parliament in accordance with his duty under section 32 and 33 of the *Leadership Code Act*.

4.8 On 14 December 2006, a response was received from the Clerk indicating that he did not observe the respective sections 32 and 33 as he has other duties to take care of. (see **Appendix D**)

5. RESPONSES BY THOSE WITH FINDINGS AGAINST THEM

5.1 The Ombudsman notified all people or bodies complained of and gave them the right to reply by way of issuing a working paper which was provided prior to preparation of this public report to give the individuals mentioned an opportunity to respond.

Because the Ombudsman was also mentioned in the *Gazette* as one who failed to file his annual returns for 2005, advice was sought from the Attorney General of the Republic of Vanuatu. In accordance with section 34(6) of the *Leadership Code Act*, the Attorney General assumed the powers of the Ombudsman in sending a working paper to the Ombudsman, Peter K. Taurakoto. It is unnecessary that a separate public report be issued by the Attorney General to disclose his findings. His findings are included in this report, as stated below.

5.2 Responses were received from the following:

- Hon. Sato Kilman who is the current Minister for Foreign Affairs stated in a letter to the Ombudsman that he has submitted his 2005 Annual Return to the Speaker of Parliament at the time it was due. Upon enquiries the Speaker confirmed this, however, he, (the Speaker) did not forward it in time to the Clerk of Parliament. He has no intention of ignoring his obligation under the *Leadership Code Act*.
- Nadia Kanegai called the Ombudsman on 22 January 2007 stating that since 2004, she has resigned her position as member of the Public Service Commission and as such was not obliged to file an annual return for 2005.
- Hon. Joshua Kalsakau came to the Ombudsman's Office to state that the reason why he did not submit his annual returns was because he did not know about the form.
- On 22 January 2007, Morris Kaloran who was then the Director of Women's Affairs visited the Ombudsman's Office to state that he remembered submitting his annual return form for 2005 last year as he

was discussing this together with the Acting Director of the Prime Minister's Office, Mrs Louise Issachar. He did not know how the Clerk of Parliament included his name as one who did not submit his annual return for 2005.

- On 23 January, the Ombudsman received a response from Hon. Willie Jimmy Tapanga Rarua that he has no further comments or documents to assist the Ombudsman's investigation on this matter.
- On 23 January 2007, the Ombudsman received a response from Mr Daniel K. Yawha who was a former member of the National Sports Council, writing also on behalf of Mr Allan Lieu, Mr Cyril Mainguy and Mr Daniel Lamoureux. He stated that he and the other members of the Council had their appointment terminated by the Minister of Youth and Sports some 6 months after the appointment and since their appointment was not within a year period, they cannot file their annual returns for 2005. The Ombudsman, nevertheless, has responded to their letter and pointed out section 31(2)(a) of the *Leadership Code Act*, in which annual returns must be given to the Clerk of Parliament within 2 months of becoming a leader.
- On 24 January 2007, the Attorney General received a response from the Ombudsman, Peter K. Taurakoto that the Clerk made an error in including his name as one who failed to file his annual return for 2005. He stated that he was appointed to the position of the Ombudsman on 1st April 2005 and on 4 May 2005, he submitted his Annual Return Declaration Form to the Clerk of Parliament. He also submitted documents to prove that the annual return form was received by Leitong at Parliament on 6th May 2005.
- On 25 January 2005, Mr James Narwayeng, the Acting Principal Immigration Officer visited the Ombudsman's Office to state that he had filled the Annual Return Form for 2005 and handed it to the Secretary to deliver it to the Clerk of Parliament. However, upon following up with the Immigration Department "Outward Mail Register", the Ombudsman found that there was no record of any such submission.
- On 25 January 2007, Mr Joseph Kasten, Director of Civil Aviation visited the Office to state that he remembered submitting his annual return form for 2005. However, he submitted it late in November 2006.
- On 25 January 2007, the Ombudsman received a letter from Mr Geordie Mackenzie-Reur stating that he was not given a reminder for annual return 2005 and that he made a submission but it was late.
- On 2 February 2007, Mr David Lambukly visited the Ombudsman's Office to state that he did not file his annual return for 2005 as he was only vaguely aware of his obligations under the *Leadership Code Act*.
- On 2 February 2007, a response was received by Dr Jean Luc Bador stating that the Clerk of Parliament did not send out a notice and a form in February of 2006 so it slipped his mind in submitting an annual return for 2005.

- On 5 February 2007, Mr Ericson Sammy visited the Ombudsman's Office to state that while he was Acting Director for Geology and Mines, he remembered having filled out the annual return form in early 2006. He gave the form to the Corporate Services Manager at the Ministry of Lands. He did not know what happened after that.
- On 5 February 2007, a response was received from Mr Morrie Tabi, a Councillor of PENAMA Province Council. He stated that to the best of his knowledge, he has not yet failed to file his annual return ever since taking up the office of the Councillor. He enclosed an annual return dated 29/01/07.
- On 6 February 2007, Mr Clarence Marae visited the Ombudsman's Office stating that he did not receive any warning from the Clerk and that was why he failed to submit his annual return for 2005.
- On 6 February 2007, the Ombudsman received a response from Mr Hillary Toa, the Public Solicitor stating that his appointment was sometimes on 18 July 2005, where he came in late into this arena of compliance and also were not aware of any notice being given of such a pressing requirement or of any datelines whereby such annual returns were to be given.
- On 6 February 2007, the Ombudsman received a response from Tony Ata, a member of the Education Selection Board. He stated that he was not aware of this responsibility when he was appointed.
- On 7 February 2007, the Ombudsman received a response by phone from Councillor Michel Houlen of MALAMPA Province. He said that he has filled the Annual Return Form and left it at the Provincial Area Council Office at Liro, Paama for them to post to the Clerk of Parliament. He is unsure what happened to it after that.
- On 7 February 2007, the Ombudsman received by phone a response from Joe lautim, who was former Acting Director of Education. He went on study leave in September 2005 and his membership ceased as member of the Vanuatu National Training Council.
- On 8 February 2007, Mr John Licht, called the Office of the Ombudsman and further sent an email to confirm that he has never received any advice during his tenure in office with the Vanuatu Post Limited as Manager Operations plus the fact that he was only a Manager and not the overall executive head of the company.

- On 8 February 2007, a response was received from Mr Philip Malas former member of Vanuatu National Tourism Office (VNTO) who stated that he has ceased to become a Board member of the VNTO on March 2005. The new Vanuatu Tour Operators Association President was voted in to replace him.
- On 14 February 2007, Hon. Malon Hopsmander called the Ombudsman's Office to state that he did not think that he failed to file his annual return as he was sure that he gave it to the Clerk of Parliament.
- On 16 February 2007, the Ombudsman received a response from Mr Garry Blake confirming that he has forwarded to the clerk of Parliament on 20 October 2006 together with the annual return for 2006.
- On 19 February 2007, the Ombudsman received a response from Mr Jerry Ishmael. He attached copies of his annual returns for 2005 which was sent to the Clerk of Parliament on 28 February 2005.
- On 19 February 2007, the Ombudsman received a response from Councillor Tom Reuben of SHEFA Provincial government that he did not send in his annual return for 2005 and his reason was that he did not receive any form from the Office of the Ombudsman. The Ombudsman has responded to Mr Reuben stating that he himself is obliged to pick up the form from the Office of the Clerk of Parliament.
- On 27 February 2007, Mr Sokomanu Motoutorua visited the Ombudsman's Office to clarify that he did submit his annual returns for 2005. He did not understand why his name was included in the working paper as one who failed to submit his returns.
- On 27 February 2007, the Ombudsman received a response from Councillor Iata Watson Kowiameta stating that he did not submit his annual return for 2006 (2005?) because he received the forms late.
- On 27 February 2007, the Ombudsman received a response from Hon. Dunstan Hilton, Minister of Youth Development stating that he did not remember receiving any advice from any authority to submit the information requested, i.e annual returns.

6. FINDINGS

6.1 Finding 1: BREACH OF SECTION 33 OF LEADERSHIP CODE ACT BY 156 LEADERS IN NOT FILING ANNUAL RETURN FOR 2005

6.1.1 Except as indicated below in paragraph 6.1.2, as according to the *Official Gazette* No. 30 dated 06 November 2006, and the responses received to the working paper, 156 leaders were found by the Ombudsman as having failed to file their annual returns for 2005 (refer to **Appendix C**). As such, these leaders mentioned in the above Appendix have breached section 33 of the *Leadership Code Act 1998*.

6.1.2 These leaders were found by the Ombudsman as having justified reasons for failing to file or filed their annual returns for 2005. They are; Mrs Nadia Kanegai, Mr Peter K. Taurakoto, Mr Philip Malas, Mr Joe Iautim, Mr John Licht and Mr Jerry Ishmael.

6.1.3 The Ombudsman also found that Hon. Sato Kilman, Morris Kaloran, Councillor Sokomanu Motoutorua, Mr Ericson Sammy, Councillor Morrie Tabi, Councillor Michel Houlen, and Hon. Malon Hopsmander have indicated that they have filed their annual returns for 2005, but were unsure whether or not it has reached the Office of the Clerk of Parliament.

6.1.4 The Ombudsman also found that Mr Joseph Kasten and Mr Garry Blake, although have filed their annual return for 2005, have submitted them late outside the legal deadline of 1st March 2006.

6.2 Finding 2: BREACH OF SECTION 33 OF THE LEADERSHIP CODE ACT BY THE CLERK OF PARLIAMENT

6.2.1 As provided by section 33(a), the Clerk of Parliament is required to warn leaders in writing who failed to submit their annual return by 1 March. According to his letter to the Ombudsman (**Appendix D**), he pointed out that he did not provide warning to any of the leaders who failed to submit annual returns by the required date prior to publication in the *Official Gazette*. As such he could not provide to the Ombudsman a list of leaders whom he has written warning to.

6.2.2 As section 33(a) of the *Leadership Code Act* imposes such a duty on the Clerk of Parliament and he fails to observe that duty, he is also in breach of section 33 of the *Leadership Code Act*.

6.3 Finding 3: BREACH OF SECTION 32(3) OF THE LEADERSHIP CODE ACT BY THE CLERK OF PARLIAMENT

6.3.1 Under section 32(3), the Clerk of Parliament must publish in the *Gazette* on or before 14 March in each year a list of the leaders who have given or failed to give the Clerk an annual return. It is obvious that the Clerk only published these names in the *Gazette* dated 6 November 2006, nearly eight (8) months after the date stated by s.32(3) above.

6.4 Finding 4: BREACH OF SECTION 13 OF THE LEADERSHIP CODE ACT BY THE CLERK OF PARLIAMENT

6.4.1 As a leader also under section 5(p) of the *Leadership Code Act*, the Clerk of Parliament is expected to observe and comply with the laws that affect his area of duty. It appeared from his conduct and response that he has failed to observe and comply with this law and as a result breached section 19 of the Code.

7. RECOMMENDATIONS

RECOMMENDATIONS

The Ombudsman makes the following recommendations in regards to the above findings:

7.1 Recommendation 1:

In accordance with section 34(2) and 35 of the *Leadership Code Act*, the Public Prosecutor considers this report and commence proceedings of prosecuting the leaders whom the Ombudsman found to have breached the *Leadership Code Act* in not filing their annual returns for 2005.

7.2 Recommendation 2:

The Government through the Parliament, amend the *Leadership Code Act*, especially sections 32 and 33 to have the Ombudsman the sole person or authority to scrutinize and keep a register of leaders who have and also failed to file annual returns.

7.3 Recommendation 3:

The Clerk of Parliament seriously considers his duties under the *Leadership Code Act* in the coming years until such time the *Leadership Code Act* is amended to cater for the above changes.

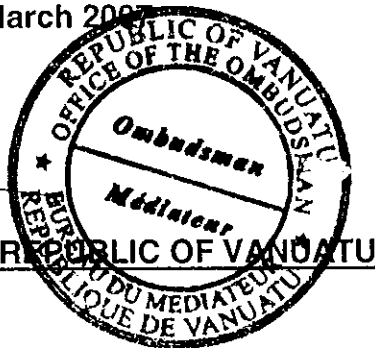
7.4 Recommendation 4:

The Clerk of Parliament be prosecuted under Part 6 of the *Leadership Code Act* for breaching the Code.

Dated this 23rd day of March 2007



Peter K. TAURAKOTO
OMBUDSMAN OF THE REPUBLIC OF VANUATU



8. INDEX OF APPENDICES

A Relevant Laws

B Copy of Annual Return Form

C Copy of List of Leaders who failed to submit Annual Returns for 2005

D Copy of Letter from Clerk of Parliament (undated)

Appendix A

CONSTITUTION OF THE REPUBLIC OF VANUATU

CONDUCT OF LEADERS

- 66(1) Any person defined as a leader in Article 67 has a duty to conduct himself in such a way, both in his public and private life, so as not to—
- (a) place himself in a position in which he has or could have a conflict of interests or in which the fair exercise of his public or official duties might be compromised;
 - (b) demean his office or position;
 - (c) allow his integrity to be called into question; or
 - (d) endanger or diminish respect for and confidence in the integrity of the Government of the Republic of Vanuatu.
- 66(2) In particular, a leader shall not use his office for personal gain or enter into any transaction or engage in any enterprise or activity that might be expected to give rise to doubt in the public mind as to whether he is carrying out or has carried out the duty imposed by sub article (1).

DEFINITION OF A LEADER

- 67 For the purposes of this Chapter, a leader means the President of the Republic, the Prime Minister and other Ministers, members of Parliament, and such public servants, officers of Government agencies and other officers as may be prescribed by law.

LEADERSHIP CODE ACT 1998

LEADERS

5. In addition to the leaders referred to in Article 67 of the Constitution, the following are declared to be leaders:

- (a) members of the National Council of Chiefs;
- (b) elected and nominated members of local government councils;
- (c) elected and nominated members of municipal councils;
- (d) political advisors to a Minister;
- (e) directors-general of ministries and directors of departments;
- (f) members and the chief executive officers (however described) of the boards and statutory authorities;
- (g) chief executive officers or secretaries-general of local governments;
- (h) the town clerks (or their equivalent in name) of municipal councils;
- (i) persons who are:
 - (i) directors of companies or other bodies corporate wholly owned by the Government; and
 - (ii) appointed as directors by the Government;
- (j) the Attorney General;
- (k) the Commissioner and Deputy Commissioner of Police;
- (l) the Solicitor-General;
- (m) the Public Prosecutor;
- (n) the Public Solicitor;
- (o) the Ombudsman;
- (p) the Clerk of the Parliament;
- (q) the Principal Electoral Officer;

Appendix A

- (r) the Auditor-General;
- (s) the Chairperson of the Expenditure Review Committee;
- (t) the Chairperson when acting in that capacity of the Tenders Board;
- (u) members of the Public Service Commission;
- (v) members of the Teaching Service Commission;
- (w) members of the Police Service Commission;
- (x) members of the Electoral Commission;
- (y) the Commander of the Vanuatu Mobile Forces.

PART 2

DUTIES OF LEADERS

DUTIES OF LEADERS

13. (1) A leader must:

- (a) comply with and observe the law;
- (b) comply with and observe the fundamental principles of leadership contained in Article 66 of the Constitution;
- (c) comply with and observe the duties obligations and responsibilities established by this Code or any other enactment that affects the leader; and
- (d) not influence or attempt to influence or exert pressure on or threaten or abuse persons carrying out their lawful duty.

PART 3

BREACHES OF LEADERSHIP CODE

BREACH OF LEADERSHIP CODE

19. A person who does not comply with Part 2, 3 or 4 is guilty of a breach of this Code and is liable to punishment in accordance with Part 6.

PART 4

ANNUAL RETURNS

ANNUAL RETURNS

31. (1) Every leader must complete an annual return for the preceding year setting out details of the leader's assets and liabilities in accordance with the form in the Schedule.

(2) The annual return must be given to the clerk of the Parliament:

- (a) within 2 months of becoming a leader; and
- (b) by 1 March in each year.

(3) The annual return must set out details, listed in subsection (4), of the assets and liabilities of:

- (a) the leader; and
- (b) the leader's spouse and children where feasible;
- (c) any trust of which the leader or the leader's spouse or children are a beneficiary where feasible.

Appendix A

- (4) The details to be set out in the annual return are:
- (a) all land and other property (except one family home);
 - (b) all vehicles (except one family vehicle);
 - (c) all shares in public or private companies;
 - (d) all income;
 - (e) all liabilities;
 - (f) directorships in corporations;
 - (g) all directorships or other office held in unincorporated bodies;
 - (h) any assets acquired or disposed of during the period covered by the return;
 - (i) any liabilities acquired or discharged during the period covered by the return.

(5) The details must include assets within and outside Vanuatu.

(6) The leader is not required to include:

- (a) any liabilities in respect of the family home; or
- (b) the personal effects of the leader and his or her spouse and children.

FAILURE TO FILE ANNUAL RETURN

33. A leader who:

- (a) does not file an annual return as required by section 31, and after having been warned by the Clerk in writing of his failure to do so, fails to file the return within a further 14 days; or
 - (b) files a return knowing that it is false in a material particular;
- is guilty of a breach of this Code.

LEADERSHIP CODE (AMENDMENT) ACT 1999

REPEAL OF SECTION 32 AND SUBSTITUTION OF NEW SECTION

1. Section 32 of the Principal Act is repealed and the following section substituted:

"ANNUAL RETURNS CONFIDENTIAL EXCEPT FOR INVESTIGATIONS AND PROSECUTIONS

32. (1) Subject to subsection (2), the Clerk must keep confidential all annual returns given to the Clerk by leaders.
- (2) The Clerk must not make a part of an annual return, or the whole of an annual return, available to another person unless the Clerk is satisfied that the part or annual return is necessary for:
- (a) an investigation under Part 5 of this Act, or an investigation authorised by or under any other Act or law; or
 - (b) a prosecution under Part 5 of this Act, or a prosecution authorised by or under any other Act or law.
- (3) The Clerk must publish in the *Gazette* on or before 14 March in each year a list of the leaders who have given or failed to give the Clerk an annual return. The list must set out the leader's name and the position the leader holds.
- (4) This section applies to an annual return required to be given to the Clerk on or after the day on which this section commences."

COMMENCEMENT

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

Mortgage (except on family home)

Other money owing

TRANSACTIONS

Assets acquired or disposed of during the year

Liabilities acquired or discharged

DIRECTORSHIPS AND OTHER OFFICES HELD

Name of company or other body

Position held

I declare that the information in this return is true.

Date Signature of leader

APPENDIX B

SCHEDULE

Form of Annual Return

Section 31

Leader's name:

Address:

Office or Position held:

Names of leader's spouse and children

Address (if different from leader's address)

ASSETS

Real and personal property:

Land

Houses (except one family home)

Vehicles (except one family vehicle)

Boats and other vessels

Other assets

Shares held

Name of company

Number of shares

Money in bank, credit union etc.

(Total only)

Income during previous year

Gifts received during the previous year

LIABILITIES

Liabilities



LIST OF ALL THE LEADERS WHO HAVE FAILED TO
GIVE THE CLERK
AN ANNUAL RETURN FOR 2005.

LISTE DES HAUTES AUTORITES QUI N'ONT PAS REMIS
AU SECRETAIRE GENERAL
UNE DECLARATION ANNUELLE POUR 2005

- | | | |
|-----|-------------------------------|---|
| 1. | Hon. Sato KILMAN | Deputy Prime Minister
Ministry of Foreign Affairs
Vice Premier Ministre
Ministère des Affaires Etrangères |
| 2. | Hon. Isabelle DONALD | Minister of Comprehensive Reform Programme
Ministry of Comprehensive Reform Programme
Ministre du Programme de Reforme Globale
Ministère du Programme de Reforme Globale |
| 3. | Hon. Willie JIMMY | Minister of Finance
Ministry of Finance
Ministre des Finances
Ministère des Finances |
| 4. | Hon. Arnold PRASSAD | Minister of Youth and Sport
Ministry of Youth and Sport
Ministre de la jeunesse et des Sports
Ministère de la jeunesse et des Sports |
| 5. | Hon. Malon HOSPMANDER | Member for Malekula
Députe de Malekula |
| 6. | Hon. Marcellino PEPITE | Member for Santo
Députe de Santo |
| 7. | Hon. Andikar PHILIP | Member for Santo
Députe de Santo |
| 8. | Hon. Moanna Carcasses KALOSIL | Member for Port-Vila
Députe de Port-Vila |
| 9. | Hon. Joshua KALSAKAU | Member for Efate
Députe d'Efate |
| 10. | Hon. Iavcuth SANDIE | Member for Santo
Députe de Santo |
| 11. | Hon. Lum JOHN | Member for Santo
Députe de Santo |
| 12. | Hon. Vohor Serge RIALUTH | Member for Santo
Députe de Santo |

APPENDIX C

- | | | |
|-----|-----------------|--|
| 28. | Jeffrey LAWA | Premier Conseiller Politique
Ministère de l'Agriculture |
| 29. | Eddie KALPUKAI | Second Political Advisor
Ministry of Agriculture
Deuxième Conseiller Politique
Ministère de l'Agriculture |
| 30. | Pakoa KALTONGA | Third Political Advisor
Ministry of Agriculture
Troisième Conseiller Politique
Ministère de l'Agriculture |
| 31. | Jack SAPA | First Political Advisor
Ministry of Infrastructure
Premier Conseiller Politique
Ministère de l'Infrastructure |
| 32. | Ruwea SERO | Second Political Advisor
Ministry of Infrastructure
Deuxième Conseiller Politique
Ministère de l'Infrastructure |
| 33. | Alfred KALONTAS | Third Political Advisor
Ministry of Infrastructure
Troisième Conseiller Politique
Ministère de l'Infrastructure |
| 34. | Clarence MARAE | First Political Advisor
Ministry of Education
Premier Conseiller Politique
Ministère de l'Éducation |
| 35. | Maxwel MAJAMAJA | First Political Advisor
Ministry of Youth and Sports
Premier Conseiller Politique
Ministère de la Jeunesse et des Sports |
| 36. | Frisha SINE | Second Political Advisor
Ministry of Youth and Sport
Deuxième Conseiller Politique
Ministère de la Jeunesse et des Sports |
| 37. | Dick TETE | Second Political Advisor
Ministry of Foreign Affairs
Deuxième Conseiller Politique
Ministère des Affaires Etrangères |
| 38. | John TOMAKI | Third Political Advisor
Ministry of Foreign Affairs
Troisième Conseiller Politique
Ministère des Affaires Etrangères |
| 39. | Nadia KANEGAI | Third Private Secretary
Speaker's Office
Troisième Secrétaire du Président
Parlement |
| | | Member
Public Service Commission |

APPENDIX C

53. Timothy VOCOR
Director
Northern Community Health Service
Directeur
Service de la Santé Communautaire du Nord
54. Eric SAMMY
Director
Department of Geology, Mines and Water Resources
Directeur
Service de la Géologie, Mines et de l'Hydrologie
55. Jean Marc PIERRE
Director
Lands Record office
Directeur
Service des Cadastres
56. Ture KAILO
Director
Department of Youth and Sport
Directeur
Service de la Jeunesse et des Sports
57. Ronald SANDY
Director
Cooperatives Department
Directeur
Services des Cooperatives
58. Kaltag SAKARI
Chairman
Teaching Service Commission
Président
Commission du Service de L'Enseignement
59. Joseph CASTEN
Director
Civil Aviation Department
Directeur
Service de l'Aviation Civile
60. James NARWAYENG
Principal Immigration Officer
Department of Immigration
Officier Principal du Service de l'Immigration
Bureau de l'immigration
61. Peter MORRIS
Director
Statistics Office
Directeur
Bureau de la Statistique
62. Morris KALORAN
Director
Department of Woman's Affairs
Directeur
Services des Affaires Féminines
63. Peter TAURAKOTO
Ombudsman
Office of the Ombudsman
Mediateur par Intérim
Bureau du Mediateur
64. Hillary TOA
Public Solicitor
Office of the Public Solicitor

APPENDIX C

Directeur Général
Conseil d'Administration de Air Vanuatu et de Vanair

Vice Chairman
Air Vanuatu and Vanair Board of Directors
Vice Président
Conseil d'Administration de Air Vanuatu et de Vanair

Member
Air Vanuatu and Vanair Board of Directors
Membre
Conseil d'Administration de Air Vanuatu et de Vanair

Member
Air Vanuatu and Vanair Board of Directors
Membre
Conseil d'Administration de Air Vanuatu et de Vanair

Member
Air Vanuatu and Vanair Board of Directors
Membre
Conseil d'Administration de Air Vanuatu et de Vanair

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Air Vanuatu and Vanair Board of Directors
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Member
Air Vanuatu and Vanair Board of Directors
Membre
Conseil d'Administration de Air Vanuatu et de Vanair

76. Leo TAMATA

77. Peter SALEMALO

78. Toni NARI

79. Ps. Thomas NIDITAUAE

80. John Morrison WILLIE

81. Saby NATONGA

82. Christian WUS

83. Starky BONG

84. Joe Still TARI

85. Luke SAWIA

86. Lency KAUN

87. Charles BICE

Member
Education Selection Board
Membre
Conseil de l'Orientation de l'Education

101. Leony MAKIKON

Member
Teaching Service Commission
Membre
Commission du Service de l'Enseignement

102. Serma RAUPEPE

Member
Teaching Service Commission
Membre
Commission du Service de l'Enseignement

103. Allan NAFUKI

Member
Teaching Service Commission
Membre
Commission du Service de l'Enseignement

104. Mark IMBERT

Member
Teaching Service Commission
Membre
Commission du Service de l'Enseignement

105. Christian LIU

Chairman
Vanuatu Commodities Marketing Board
Président
Conseil d'Administration de l'Office de
Commercialisation des Produits de Base

106. Carl DAVID

Vice Chairman
Vanuatu Commodities Marketing Board
Vice-Président
Conseil d'Administration de l'Office de
Commercialisation des Produits de Base

107. Mackenzie TARI

Member
Vanuatu Commodities Marketing Board
Membre
Conseil d'Administration de l'Office de
Commercialisation des Produits de Base

108. John Harry LEO

Member
Vanuatu Commodities Marketing Board
Membre
Conseil d'Administration de l'Office de
Commercialisation des Produits de Base

109. Maxwell THOMAS

Member
Vanuatu Commodities Marketing Board
Membre
Conseil d'Administration de l'Office de
Commercialisation des Produits de Base

110. Peter LAMI

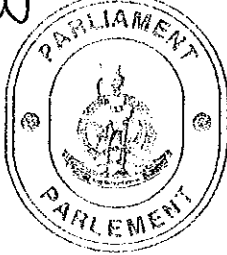
Member
Vanuatu Commodities Marketing Board
Membre
Conseil d'Administration de l'Office de
Commercialisation des Produits de Base

APPENDIX C

123. John Tavuaie TAMATA
Member
Sanma Provincial Council
Membre
Conseil Provincial de SANMA
124. Josen BOE
Member
Sanma Provincial Council
Membre
Conseil Provincial de SANMA
125. Paiialoloso VARAHU
Member
Sanma Provincial Council
Membre
Conseil Provincial de SANMA
126. Timothy NOV
Member
Sanma Provincial Council
Membre
Conseil Provincial de SANMA
127. Christian MALIU
Member
Sanma Provincial Council
Membre
Conseil Provincial de SANMA
128. Bebe TELKON
Secretary General
Penama Provincial Council
Secrétaire General
Conseil Provincial de PENAMA
129. Morrie TABI
Assistant Secretary General
Penama Provincial Council
Secrétaire General
Conseil Provincial de PENAMA
130. Tabimal MICHEL
Secretary
Penama Provincial Council
Secrétaire
Conseil Provincial de PENAMA
131. Steven SAU
Member
Penama Provincial Council
Membre
Conseil Provincial de PENAMA
132. Thompson LIU
Member
Penama Provincial Council
Membre
Conseil Provincial de PENAMA
133. Tamtam PHILEMON
Member
Penama Provincial Council
Membre
Conseil Provincial de PENAMA
134. Patrick TUGU
Member
Penama Provincial Council
Membre
Conseil Provincial de PENAMA
135. Silas ARU
Member
Penama Provincial Council

APPENDIX C

148. Morrison ROY
Member
Shefa Provincial Council
Membre
Conseil Provincial de SHEFA
149. Thompson Willie TAURA
Member
Shefa Provincial Council
Membre
Conseil Provincial de SHEFA
150. Sokomanu MOTOUTORUA
Member
Shefa Provincial Council
Membre
Conseil Provincial de SHEFA
151. Tom REUBEN
Member
Shefa Provincial Council
Membre
Conseil Provincial de SHEFA
152. Lazar TAOUS
Vice President
Tafea Provincial Council
Vice President
Conseil Provincial de TAFEA
153. Andrew NALING
Member
Tafea Provincial Council
Membre
Conseil Provincial de TAFEA
154. Willie JOEL
Member
Tafea Provincial Council
Membre
Conseil Provincial de TAFEA
155. Iata KAWIAMEGA
Member
Tafea Provincial Council
Membre
Conseil Provincial de TAFEA
156. Tom KOUT
Member
Tafea Provincial Council
Membre
Conseil Provincial de TAFEA
157. Kassu NAUNG
Member
Tafea Provincial Council
Membre
Conseil Provincial de TAFEA
158. Denis SAVOIE
Clerk
Luganville Municipal Council
Maire
Conseil Municipal de Luganville
159. Brownhill HARRY
Lord Mayor
Luganville Municipal Council
Maire
Conseil Municipal de Luganville



Parliament House
Port Vila, P.M.B. 052
Téléphone (678) 22229
Télécopie (678) 24520

Le Greffier - Secrétaire Général

The Clerk

Our Ref: SG/C/59/06/LBS-sg

APPENDIX D

Mr. Peter Taurakoto
Ombudsman
Office of the Ombudsman
Port Vila
REPUBLIC OF VANUATU

Dear Sir,

FAILURE OF 162 LEADERS TO SUBMIT RETURN FORMS 2005.

We write regarding the above, and apologize in responding late to your letters of 16th November and 8th December 2006 on the same.

To your queries we respond as follows.

1. We did not give any warning to any of the 162 leaders who had failed to submit an annual return for 2005 prior to publication in the Gazette.
2. We cannot provide a list of those leaders since there had not been any warning given to any of them.
3. We did not have time to have the list of those leaders who have failed to submit annual return compiled and gazetted in due course as we had other duties to take care of.
4. Apart from the lists that were published in the Gazette, we do not have any document relevant to the above we could provide you with.

Yours sincerely,


Lino Bulekuli dit SACSAC
CLERK OF PARLIAMENT

