

No. 2 of 2010

Council of Elders (Amendment) Act 2010.

Certified on: 15th December 2010.

AUTONOMOUS REGION OF BOUGAINVILLE

NO. 2 of 2010

AN ACT

Entitled

Council of Elders (Amendment) Act 2010

Being an Act to amend the **Bougainville Council of Elders Act 1996**.

MADE by the House of Representatives.

1. COMMENCEMENT

This Act shall come into operation on a date approved by the Minister and published in the Bougainville Gazette.

2. INSERTION OF NEW PART VA OF THE PRINCIPAL ACT

The Council of Elders Act 1996 in this Act referred to as the 'Principal Act' is amended by inserting after Part V the following new Part VA. -

"PART VA. - VALIDATION OF ACTIONS OF COUNCILS OF ELDERS

23A. APPLICATION OF THIS PART

This Part applies to the Councils of Elders specified in the Schedule whose terms have expired but no elections have been held.

23B. VALIDATION OF ACTIONS, ETC., OF COUNCILS OF ELDERS

(1) A Council of Elders referred to in Section 23A whose term has expired in accordance with Section 22 but no elections has been held to elect or appoint new members of that Council under Sections 19 and 20 and has continued to function as if its term has not expired must-

- (a) be deemed to have validly performed such functions conferred upon it under this Act or any other law; and
- (b) be deemed to have validly exercised any powers conferred on it under this Act or any other law.

(2) Any-

- (a) decision made; or
- (b) expenditure made or committed; or

SCHEDULE

Councils of Elders whose terms have expired but no elections have been held.

	COUNCIL OF ELDERS
1	Kokoda Council of Elders
2	Kongara 1 Council of Elders
3	Ami Aming Council of Elders
4	South Nasioi Council of Elders
5	North Nasioi Council of Elders
6	Ioro 1 Council of Elders
7	Ioro2 Council of Elders
8	Eivo Council of Elders
9	Torau Lalaa Council of Elders
10	Konnou Council of Elders
11	Wisai Council of Elders
12	Coastal Council of Elders
13	Paubake Council of Elders
14	Lenoke Council of Elders
15	Lelu Council of Elders
16	Makis Council of Elders
17	Pongo Council of Elders
18	Rino Council of Elders
19	Nagovis Council of Elders
20	Bolave Council of Elders
21	Terra Council of Elders
22	Rau Council of Elders
23	Tinputz Council of Elders
24	Banoni Boboi Council of Elders
25	Teua Council of Elders
26	Mahari Council of Elders
27	Hapiu Council of Elders
28	Mavilu Council of Elders
29	Nukummanu Council of Elders
30	Taku Council of Elders
31	Nuguria Council of Elders
32	Nehan Council of Elders
33	Selau Quigen Council of Elders

34	Suir Goev Council of Elders
35	Arawa Urban Council of Elders

(c) agreement or contract entered into;
by a Council referred to in Section 23A pursuant to its powers under this Act or any other law is deemed to have been validly made.

23C. CARETAKER COUNCIL

- (1) A Council of Elders referred to in Section 23A is deemed to be a Caretaker Council and shall continue to function as such until elections are held under this Part and a new Council is established.
- (2) In carrying out the functions and exercising the powers of a Council of Elders, a Caretaker Council:
 - (a) must take account of the intention of Parliament that it is acting in the role of caretaker pending the election and appointment of members of the Council of Elders; and
 - (b) must not, without the prior consent of the Minister in writing, initiate any major new policy or major change to existing policies; or
 - (c) must not effect any major change to the staff of the Council of Elders.

23D. ELECTIONS

Elections under Sections 19 and 20 for a Council of Elders referred to in Section 23A must take place on a date determined by the Minister after consultation with the Bougainville Executive Council and published in the Bougainville Gazette.”

I hereby certify that the foregoing is a fair copy of the **Bougainville Council of Elders (Amendment) Act 2010** which have been made by the House of Representatives

.....
Clerk of the House of Representative

I, HONOURABLE ANDREW MIRIKI, Speaker of the House of Representatives hereby certify that the **Bougainville Council of Elders (Amendment) Act 2010** was made by the House of Representatives on 14th December 2010 by an absolute majority vote in accordance with the **Bougainville Constitution**.

.....
Speaker of the House of Representatives

