

**REPUBLIQUE  
DE  
VANUATU**  
*JOURNAL OFFICIEL*



**REPUBLIC  
OF  
VANUATU**  
*OFFICIAL GAZETTE*

18 MAI 2022

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18 MAY 2022

SONT PUBLIES LES TEXTES SUIVANTS

NOTIFICATION OF PUBLICATION

ORDER

CONSOLIDATION OF THE FRENCH AND  
ENGLISH TEXTS OF THE LAWS OF VANUATU  
ACT [CAP 295]

- APPROVAL OF THE ENGLISH TEXT OF THE DECLARATION OF PUBLIC HEALTH EMERGENCY ORDER CONSOLIDATION EDITION 2022 ORDER NO. 72 OF 2022
- APPROVAL OF THE ENGLISH TEXT OF THE DECLARATION OF PUBLIC HEALTH EMERGENCY (SPECIFIC REQUIREMENTS, OFFENCES AND PENALTIES) ORDER CONSOLIDATION EDITION 2022 ORDER NO. 73 OF 2022

MUNICIPALITIES ACT [CAP 126]

- DECLARATION OF POLLING DAY ORDER NO. 74 OF 2022
- DECLARATION OF CANDIDATURE ORDER NO. 75 OF 2022

PUBLIC HOLIDAYS ACT [CAP 114]

- DECLARATION OF PUBLIC HOLIDAY ORDER NO. 76 OF 2022

**LEGAL NOTICE**

**UTILITIES REGULATORY AUTHORITY ACT  
NO. 11 OF 2007**

- MONTHLY ADJUSTED PRICE OF  
ELECTRICITY OF PORT VILA FOR MAY  
2022 NOTICE NO. 19 OF 2022



## REPUBLIC OF VANUATU

# CONSOLIDATION OF THE FRENCH AND ENGLISH TEXTS OF THE LAWS OF VANUATU ACT [CAP 295]

### Approval of the English Text of the Declaration of Public Health Emergency Order Consolidation Edition 2022 Order No. 72 of 2022

In exercise of the powers conferred on me by subsection 9(1) of the Consolidation of the French and English Texts of the Laws of Vanuatu Act [CAP 295], I, the Honourable ESMON SIMON, Minister of Justice and Community Services, make the following Order:

#### 1 Approval of the English Text of the Declaration of Public Health Emergency Order Consolidation Edition 2022

The English Text of the Declaration of Public Health Emergency Order Consolidation Edition 2022 is approved.

#### 2 Appointed day

The appointed day for the coming into operation of the Declaration of Public Health Emergency Order Consolidation Edition 2022 is the day on which this Order is made.

#### 3 Commencement

This Order commences on the day on which it is made.

Made at Port Vila this 11<sup>th</sup> day of May, 2022.

**Honourable ESMON ESAI SIMON**  
**Minister of Justice and Community Services**



Commencement: 1 February 2022

## DECLARATION OF PUBLIC HEALTH EMERGENCY ORDER

Order 6 of 2022	Order 34 of 2022
Order 22 of 2022	Order 44 of 2022
Order 23 of 2022	Order 47 of 2022
Order 24 of 2022	Order 48 of 2022
Order 25 of 2022	Order 50 of 2022
Order 31 of 2022	Order 53 of 2022
Order 32 of 2022	Order 57 of 2022
Order 33 of 2022	Order 62 of 2022
	Order 65 of 2022

### ARRANGEMENT OF CLAUSES

1. Declaration of Public Health Emergency	3AC. Conditions relating to schools, employers, church gatherings, social events and public gatherings in SANMA Province
2. Period of Public Health Emergency	3AD. Conditions relating to markets and schools in Tanna, Erromango and Aneityum
2A. Definition	3AE. Stay-at-home order for Tanna, Erromango and Aneityum
3. Conditions relating to the conduct of responds to the declared public health emergency	3AF. Conditions relating to schools in TORBA Province and Pentecost
3A. Conditions relating to inbound and outbound travelling	
3AA. Prohibitions	
3AB. Curfew	

#### 1. Declaration of Public Health Emergency

Due to the continuous global impact of COVID-19, a Declaration of Public Health Emergency is declared throughout the whole of Vanuatu.

#### 2. Period of Public Health Emergency

The Declaration of Public Health Emergency commences on the 1st of February 2022 and ceases to have effect on the 31st July 2022.

#### 2A. Definition

For the purposes of this Order, unless the context otherwise requires:

**essential services** means the following services:

- (a) health services;
- (b) television and broadcasting network;
- (c) air and sea transport;
- (d) bakery;
- (e) public road transport;
- (f) supply and distribution of fuel and petrol;
- (g) supermarkets and shops selling groceries;
- (h) financial institutions;
- (i) Vanuatu Police Force including its policing, maritime and mobile elements;
- (j) all staff employed by the Department of Correctional Services as correctional centre managers, correctional officers or to other positions within a correctional centre;
- (k) judicial services including judges, magistrates, court personnel and lawyers that are required to appear before a court;
- (l) any other services approved by the Minister of Health;



**condition or restriction** includes a prohibition, curfew and any other public health measures required to be taken under this Order.

**3. Conditions relating to the conduct of responds to the declared public health emergency**  
The following are the conditions relating to the conduct of responds to the declared public health emergency:

- (a) a person must:
  - (i) follow the public health and social measures recommended by the Ministry of Health in accordance with COVID-19 Alert Level at their location based on the Vanuatu COVID-19 Outbreak Alert System as outlined at [www.covid19.gov.vu](http://www.covid19.gov.vu). This includes:
    - (A) at all COVID -19 Alert Levels, the 6 hygiene and prevention measures: wash hands; do not touch eyes, nose and mouth; practice respiratory hygiene; clean and disinfect surfaces; stay home when sick; get vaccinated when available; and
    - (B) depending on the COVID-19 Alert Level, the additional measures: physical distancing, avoiding crowds, wearing a mask in public, staying at home when directed, quarantine, travel restrictions, curfew; and
    - (C) other measures as indicated by Committee;
  - (ii) follow the quarantine and isolation requirements as provided by the Health Emergency Advisory Committee, including sampling for testing and quarantine for inbound international travellers;
- (b) a government department and a private sector delivering an essential service must continue to function as appropriate for the COVID-19 Alert Level whilst implementing COVID-19 safe protocols, unless an individual is at risk of COVID-19 or other hazards;
- (c) a government department and a private sector must ensure that there are COVID-19 safe operational plans (or adapted Workplace Health and Safety plans) that guide workforce and workplace requirements in line with the COVID-19 Health Sector Preparedness and Response Plan;
- (d) a government department and a private sector on the advise of the Committee, may operate on normal business hours, partially or close, based on the COVID-19 Alert Level, business category and protocols;
- (e) a government department and a private sector must implement the business measures outlined in the Safe Business Operations guidelines and all COVID-19 safe protocols in accordance with the COVID-19 Alert Level at their location. This includes:
  - (i) at all COVID-19 Alert Levels, conduct self-verification, certification and audit, as well as establish Workplace Health and Safety plans and appoint a COVID-19 Safe Focal Point; and
  - (ii) depending on the COVID-19 Alert Level, hand-washing stations, regular cleaning of facilities, risk communication to customers, and customer registries as required; and
  - (iii) other measures as provided by the Committee;
- (f) entry to Vanuatu for all inbound international travellers is limited to returning citizens, residents, students and essential workers and must be approved by the Committee and must be in line with Ministry of Health requirements including pre-departure testing and advance full vaccination;
- (g) the Ministry of Foreign Affairs, in coordination with overseas missions, is to provide prioritized lists of potential inbound international travellers to the Committee for review and approval;
- (h) all inbound travellers must complete all requirements of the Ministry of Health including pre-travel testing, pre-travel advance full vaccination and health clearance to obtain final travel approval through the Vanuatu Electronic Travel (VET) as outlined at [www.covid19.gov.vu](http://www.covid19.gov.vu);
- (i) the Port Vila Bauerfield International Airport is to remain open for inbound international travellers. All other Vanuatu ports of entries are to remain close to inbound passengers



- travelling from overseas. These closures must remain in place until otherwise advised by the Committee;
- (j) the Port Vila Bauerfield International Airport, the Port Vila Harbour and the Luganville Harbour are to remain open for inbound cargo from overseas;
  - (k) a person working at an open international port of entry accepting international travellers and cargo or cargo only, and all staff supporting the quarantine operations, including transport, security and hotel staff, must follow the endorsed COVID-19 procedures and protocols at all times as related to their task, including correct use of personal protective equipment, physical distancing, use of masks, and routine testing for SARS-CoV-2 as required;
  - (ka) all retired health care workers must be re-engaged to assist with the COVID-19 operations;
  - (l) The following persons supporting the repatriation, quarantine or isolation operation must be fully vaccinated against COVID-19:
    - (A) a healthcare worker; and
    - (B) a person who works at the Ministry of health; and
    - (C) a frontline worker; and
    - (D) the Chairperson and the members of the Teaching Service Commission; and
    - (E) the employees of the Teaching Service Commission; and
    - (F) the Commissioner and members of the Police Service Commission; and
    - (G) the members of the Vanuatu Police Force; and
    - (H) the Chairman and members of the Public Service Commission; and
    - (I) the employees of the Public Service Commission; and
    - (J) the members of the Vanuatu Chamber of Commerce and Industry;
  - (m) the Vanuatu Police Force must provide COVID-19 security protocols and security services for quarantine and isolation facilities in line with Ministry of Health requirements, and also provide police escorts at the request of the Committee;
  - (ma) the Vanuatu Police Force including its policing and mobile elements must establish check points at all sites approved by the Commissioner of Police or any officer authorised to do so by the Commissioner, on a 24 hour basis, to ensure compliance with the provisions of this Order and the Declaration of Public Health Emergency (Specific requirements, Offences and Penalties) Order No. 43 of 2022;
  - (n) the provincial government must, in line with Ministry of Health guidance, identify and prepare suitable community facilities and resources for community isolation centers for asymptomatic, mild and moderate cases, in the event where there is a community transmission;
  - (o) a government department must contribute its human resources and assets for COVID-19 preparedness and response activities as requested by the Committee;
  - (p) the provincial government, a development partner and a private sector must support the ongoing COVID-19 vaccination operations and COVID-19 preparedness and response under the coordination of the Ministry of Health;
  - (q) a person must not give incorrect or misleading information relating to COVID-19, the Public Health Emergency, or in connection with this Order.
  - (r) all essential services that operate must enforce social distancing and all COVID-19 protocols at all times;
  - (s) a person must wear mask at all times ;
  - (t) in the case of public transport owners and drivers – they must ensure that strict COVID-19 protocols are adhered to for all public transport services;
- 3A. Conditions relating to inbound and outbound travelling**
- (1) A person travelling domestically into or out of Santo either by sea or air must comply with the approved Travel Health Guidelines and the approved Standard Operating Procedures for Sea Ports and Civil Aviation.

- (1A) A person traveling domestically into or out of TORBA Province or Pentecost either by sea or air must comply with the approved travel health guidelines and the approved Standard Operating Procedures for Sea Ports and Civil Aviation.
- (1B) A person travelling domestically into or out of Tanna, Erromango and Aneityum either by sea or air must comply with the approved Travel Health Guidelines and the approved Standard Operating Procedures for Sea Ports and Civil Aviation.
- (2) Subject to subclause (3), any international travelling into Vanuatu by sea or air is prohibited.
- (2A) Despite subclause (2), the repatriation of citizens, residents and special category visa holders, including Recognised Seasonal Employers and Seasonal Worker's Program may commence under the following conditions:
  - (a) travellers must comply with pretravel requirements as approved by the Health Emergency Advisory Committee; and
  - (b) travellers from Australia, New Zealand, Fiji and New Caledonia must be quarantined for 3 days and be subject to a Rapid Antigen Test (RAT) on day 3 of the quarantine period; and
  - (c) travellers transiting from countries or continents outside Australia and New Zealand (such as from Africa, Asia, Europe, America or other Pacific islands) must be quarantined for 7 days and be subject to a RAT on day 6 of the quarantine period; and
  - (d) travellers from Australia, New Zealand, Fiji or New Caledonia May be quarantined at a hotel or at a community isolation and quarantine facility if they cannot afford a hotel; and
  - (e) travellers referred to under paragraph (c) must be quarantined at a hotel; and
  - (f) if a traveller tests positive after a RAT either a day 3 or day 6 of the quarantine period, the traveller must be in isolation for 7 days from the date of developing symptoms or the date of the test (if no symptoms are developed).
- (3) The Health Emergency Advisory Committee may approve an inbound travelling after it has considered a traveller's reason for inbound travelling.

**3AA. Prohibitions**

- (1) The following prohibitions apply in TORBA Province and Pentecost:
  - (a) *(Repealed)*
  - (b) all work places (other than workplaces providing essential services) are closed and must not require any employee to attend the workplace; and
  - (c) all church gatherings are prohibited; and
  - (d) all social events and public gatherings are prohibited.
- (1A) The following prohibitions apply in Tanna, Erromango and Aneityum:
  - (a) all work places (other than work places providing essential services) are closed and must not require any employee to attend the workplace; and
  - (b) all church gatherings are prohibited; and
  - (c) all social events and public gatherings are prohibited.
- (2) Despite paragraph (1)(b), paragraph (1A)(a) and subject to subclause (3), all businesses and companies that are not listed or approved as Essential Services may operate during normal business hours but not during curfew hours.
- (3) A business or a company referred to in subclause (2), must submit to the Health Emergency Advisory Committee, a Standard Operating Procedure for its business or company and may only commence operation upon approval of the Standard Operating Procedure by the Committee.

**3AB. Curfew**



- (1) A curfew is applied in TORBA Province, Pentecost, Tanna, Erromango and Aneityum from 6pm to 6am from the date on which this Order is made and ceases to have effect at 6 am on Tuesday 31<sup>st</sup> of May 2022.
- (2) The curfew does not apply to
  - (a) persons requiring emergency health services or persons assisting them to get emergency health services; and
  - (b) essential services as defined under this Order and as approved by the Minister; and
  - (c) persons engaged in activities under national clusters that are being activated by the National Disaster Management Office.

**3AC. Conditions relating to schools, employers, church gatherings, social events and public gatherings in SANMA Province**

- (1) All Schools must:
  - (a) ensure that their Standard Operating Procedures are in compliance with the Ministry of Health requirements; and
  - (b) ensure physical distancing of students in the classrooms; and
  - (c) ensure students and teachers and staff of the school including persons entering the school premises, wear a mask at all times; and
  - (d) provide hand washing stations or provide hand sanitizers for all staff and students including persons entering the school premises.
- (2) All employers must:
  - (a) ensure that their Standard Operating Procedures are in compliance with the Ministry of Health requirements; and
  - (b) ensure physical distancing of its staff at work premises; and
  - (c) ensure that its staff including persons entering the work premises, wear a mask at all times; and
  - (d) provide hand washing stations or provide hand sanitizers for all its staff including persons entering the work premises.
- (3) All church gatherings, social events and public gatherings, must ensure physical distancing, mask wearing and hand washing or use of hand sanitizers by people gathering at these places.

**3AD. Conditions relating to markets and schools in Tanna, Erromango and Aneityum**

- (1) All schools must:
  - (a) ensure that their Standard Operating Procedures are in compliance with the Ministry of Health requirements; and
  - (b) ensure physical distancing of students in the classrooms; and
  - (c) ensure students and teachers and staff of the school including persons entering the school premises, wear a mask at all times; and
  - (d) provide hand washing stations or provide hand sanitizers for all staff and students including persons entering the school premises.
- (2) All markets must ensure physical distancing, mask wearing and hand washing or use of hand sanitizers by people entering or gathering at a market.

**3AE. Stay-at-home order for Tanna, Erromango and Aneityum**

A person is required to stay-at-home unless the person is leaving the home to access an essential service.

**3AF. Conditions relating to schools in TORBA Province and Pentecost**

- All schools must:
- (a) ensure that their Standard Operating Procedures are in compliance with the Ministry of Health requirements; and



- (b) ensure physical distancing of students in the classrooms; and
- (c) ensure students and teachers and staff of the school including persons entering the school premises, wear a mask at all times; and
- (d) provide hand washing stations or provide hand sanitizers for all staff and students including persons entering the school premises.

**Table of Amendments**

2A	Inserted by Order 25 of 2022	3AA	Amended by Order 33 of 2022
3(f)	Amended by Order 24 of 2022	3AA	Substituted by Order 50 of 2022
3(ka)	Inserted by Order 24 of 2022	3AA(1)	Amended by Orders 53 of 2022 and 65 of 2022
3(l)	Substituted by Order 24 of 2022		
3(ma)	Inserted by Order 44 of 2022	3AA(1)(a)	Repealed by Order 62 of 2022
3(r) - (t)	Inserted by Order 25 of 2022	3AA(1A)	Inserted by Order 57 of 2022
3(s)	Amended by Order 31 of 2022	3AA(2)	Amended by Order 65 of 2022
3A	Substituted by Order 48 of 2022	3AB	Substituted by Order 31 of 2022
3A(1)	Substituted by Order 50 of 2022	3AB(1)	Substituted by Orders 32 of 2022, 34 of 2022, 47 of 2022, 48 of 2022, 50 of 2022, 62 of 2022 and 65 of 2022
3A(1)	Amended by Order 65 of 2022		
3A(1A)	Inserted by Order 53 of 2022	3AB(1)	Amended by Order 53 of 2022
3A(1A)	Substituted by Order 65 of 2022	3AB(1A)	Inserted by Order 33 of 2022
3A(1B)	Inserted by Order 57 of 2022	3AB(2)(c)	Amended by Order 33 of 2022
3A(2A)	Inserted by Order 53 of 2022	3AC	Inserted by Order 53 of 2022
3A(4)	Inserted by Order 57 of 2022	3AC	Substituted by Order 65 of 2022
3A(4)	Repealed by Order 65 of 2022	3B	Repealed by Order 44 of 2022
3A & 3B	Inserted by Order 22 of 2022	3AD and 3AE	Inserted by Order 57 of 2022
3A(a)	Repealed by Order 23 of 2022	3AF	Inserted by Order 62 of 2022
3A(a)	Substituted by Order 25 of 2022	3AF(Title)	Amended by Order 65 of 2022
3A(a)	Amended by Order 33 of 2022		
3AA & 3AB	Inserted by Order 25 of 2022		

\* Editor's Note: As per subclause 3AB(1), Order 65 of 2022 commences on 5 May 2022.



## REPUBLIC OF VANUATU

### CONSOLIDATION OF THE FRENCH AND ENGLISH TEXTS OF THE LAWS OF VANUATU ACT [CAP 295]

#### Approval of the English Text of the Declaration of Public Health Emergency (Specific Requirements, Offences and Penalties) Order Consolidation Edition 2022 Order No. 73 of 2022

In exercise of the powers conferred on me by subsection 9(1) of the Consolidation of the French and English Texts of the Laws of Vanuatu Act [CAP 295], I, the Honourable ESMON SIMON, Minister of Justice and Community Services, make the following Order:

**1 Approval of the English Text of the Declaration of Public Health  
Emergency (Specific requirements, offences and penalties) Order  
Consolidation Edition 2022**

The English Text of the Declaration of Public Health Emergency (Specific requirements, offences and penalties) Order Consolidation Edition 2022 is approved.

**2 Appointed day**

The appointed day for the coming into operation of the Declaration of Public Health Emergency (Specific requirements, offences and penalties) Order Consolidation Edition 2022 is the day on which this Order is made.

**3 Commencement**

This Order commences on the day on which it is made.

Made at Port Vila this 11<sup>th</sup> day of May, 2022.

**Honourable ESMON ESAI SIMON**  
Minister of Justice and Community Services





Commencement: 20 March 2022

**DECLARATION OF PUBLIC HEALTH EMERGENCY  
(SPECIFIC REQUIREMENTS, OFFENCES AND PENALTIES)  
ORDER**

Order 43 of 2022  
Order 45 of 2022  
Order 46 of 2022  
Order 54 of 2022  
Order 66 of 2022

**ARRANGEMENT OF CLAUSES**

- |  |                           |
|--|---------------------------|
| 1. Specific requirements for responses to the Declaration of Public Health Emergency | 2. Offences and penalties |
|--|---------------------------|

**1. Specific requirements for responses to the Declaration of Public Health Emergency**

- (1) A person must:
- (a) wear a mask upon leaving his or her residence; and
  - (b) physically distance himself or herself of at least 1.5 or 2 meters from other persons in a public area or in a business or company premises.
- (2) A business owner or company must:
- (a) ensure his or her staff wear a mask; and
  - (b) set up hand washing stations, automatic sanitizing machines or provide hand sanitizers at the business or company premises; and
  - (c) enforce the physical distancing of at least 1.5 or 2 meters; and
  - (d) provide security personnel to ensure hand washing or sanitizing and control of the distancing of people within the business or company premises.
- (3) A public land transport driver must:
- (a) ensure that all passengers entering his or her public transport wear a mask; and
  - (b) provide a hand sanitizer to passengers upon entering the public land transport; and
  - (c) provide transportation in accordance with the following requirements:
    - (i) in the case of a 12 or more seater vehicle - not more than 7 passengers;
    - (ii) in the case of a 6 - 11 seater vehicle- not more than 6 passengers;
    - (iii) in the case of a 4 - 5 seater vehicle- not more than 2 passengers;
    - (iv) in the case of a common transport – not more than 7 passengers.
- (4) The driver of a boat, used for the purpose of transporting passengers, must:
- (a) ensure that all passengers entering his or her boat wear a mask; and
  - (b) provide a hand sanitizer to passengers upon entering the boat; and
  - (c) not transport more than 4 passengers at any one given time.
- (5) A ship owner or an airline operator must comply with the Standard Operating Procedures for COVID-19.
- (6) A business or a company that is not defined or approved as an essential service must not operate during curfew hours.

- (7) To avoid doubt, this clause applies to a Province or island which is at level 2 and 3.

**2. Offences and penalties**

- (1) A person who fails to comply with:

- (a) subclauses 1(1) to (6) of this Order; or
- (b) the provisions relating to curfew under the Declaration of Public Health Emergency Order No. 6 of 2022; or
- (c) any other provisions of the Declaration of Public Health Emergency Order No. 6 of 2022 (other than subparagraph 3(a)(ii)),

commits an offence.

- (2) A person who commits an offence under this Order is liable on conviction:

- (a) in the case of an individual - to a fine not exceeding VT100,000; or
- (b) in the case of the owner of a business or a company – to a fine not exceeding VT500,000.

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**Table of Amendments**

1(1)(a)	Amended by Order 46 of 2022
1(2)(b)	Amended by Order 45 of 2022
1(2)(d)	Amended by Order 45 of 2022
1(3)(c)(i)	Amended by Order 54 of 2022
1(3)(c)(ii)	Amended by Order 54 of 2022
1(3)(c)(iii)	Amended by Order 54 of 2022
1(3)(c)(iv)	Inserted by Order 54 of 2022
1(7)	Inserted by Order 66 of 2022





## REPUBLIC OF VANUATU

### MUNICIPALITIES ACT [CAP 126]

#### Declaration of Polling Day Order No. 74 of 2022

In exercise of the powers conferred on the Electoral Commission by Subsection 7(1B) of the Municipalities Act [CAP 126], the Electoral Commission, after consultation with the Minister of Internal Affairs, make the following Order.

**1 Date for the Port Vila Municipal Council Election**

The Port Vila Municipal Council Election is to be held on Thursday 30 June 2022.

**2 Commencement**

This Order commences on the day on which it is made.

Made at Port Vila this 13 day of MAY, 2022.

Edward KALTAMAT  
Chairperson

Linnes Moli TARIANGA  
Member

Shem TEMA  
Member





## REPUBLIC OF VANUATU

### MUNICIPALITIES ACT [CAP 126]

#### Declaration of Candidature Order No. 75 of 2022

In exercise of the powers conferred on the Electoral Commission by paragraph 7(2)(f) of the Municipalities Act [CAP 126], the Electoral Commission make the following Order.

#### 1 Declaration of candidature

- (1) A person who intends to stand as a candidate for Port Vila Municipal election to be held on 30 June 2022, must lodge with the Electoral Office his or her candidature in accordance with the requirements of the Municipalities Act [CAP 126].
- (2) A person's candidature under subclause (1) must be lodged with the Electoral Office not later than 4:30pm on 1 June 2022.

#### 2 Commencement

This Order commences on the day on which it is made.

Made at Port Vila this 13 day of MAY, 2022.

Edward KALTAMAT  
Chairperson

Linnes Moli TARIANGA  
Member

Shem TEMA  
Member







## REPUBLIC OF VANUATU

### PUBLIC HOLIDAYS ACT [CAP 114]

#### Declaration of Public Holiday Order No. 76 of 2022

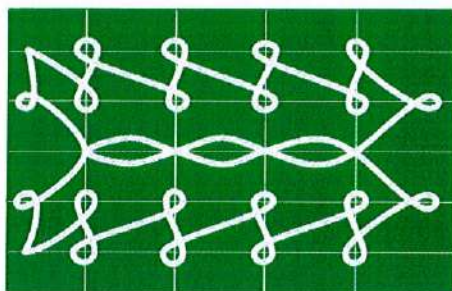
In exercise of the powers conferred on me by section 2 of the Public Holidays Act [CAP 114], I, His Excellency PS OBED MOSES TALLIS TEMAR NE WERE, President of the Republic of Vanuatu, acting on the advice of the Prime Minister, declare *Thursday 30 June 2022* to be a public holiday for all registered voters who are eligible to vote in the Port Vila Municipal Council Election.

This Order commences on the day on which it is made.

Made at Port Vila this 13<sup>th</sup> day of May, 2022.

**His Excellency PS OBED MOSES TALLIS TEMAR NE WERE**  
President of the Republic of Vanuatu





**Utilities  
Regulatory  
Authority**

**UTILITIES REGULATORY AUTHORITY  
ACT NO.11 OF 2007**

**MONTHLY ADJUSTED PRICE OF ELECTRICITY OF PORT VILA  
FOR MAY 2022**

**Notice No. 14 of 2022**

In the exercise of the powers conferred upon the Authority by subsection 13(1) and section 18 of the Utilities Regulatory Authority Act No.11 of 2007 (as amended) and in light of the Arbitration Panel Award of 5<sup>th</sup> June 2021 in the Matter of the 2020 Arbitration between *Union Electrique du Vanuatu Ltd and the Government of the Republic of Vanuatu* (Represented by the Utilities Regulatory Authority), the Authority makes the following approval of UNELCO's monthly adjusted electricity price for the concession of Port Vila.

**1 Monthly Adjusted Price of Electricity to be charged by UNELCO**

The Authority approves UNELCO's monthly adjusted price of electricity of **62.30 Vatu/kWh** to be charged to electricity consumers of the Port Vila electricity concession.

**2 Monthly Tariff Adjustment Formula and Parameters**

- (1) The monthly tariff adjustment formula and parameters used to adjust the price, as submitted to the Authority by UNELCO, are set out in the schedule.

**3 Application of the Monthly Adjusted Price**

The monthly adjusted price applies to electricity customers of the concessions of Port Vila for the month of May 2022.

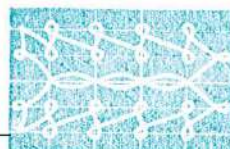
**4 Commencement date**

This Approval is deemed to commence on 10th of May 2022.

**Made at Port Vila this 10th day of May 2022.**

**Paul Kaun**

Chief Executive Officer  
Utilities Regulatory Authority



**Utilities  
Regulatory  
Authority**

PMB 9093, Port Vila, Vanuatu  
Tel: (678) 23335; [www.ura.gov.vu](http://www.ura.gov.vu)



## SCHEDULE

The Monthly Electricity Price Adjustment Formula is set out below:

$$P = P_0 \times \left\{ 0.375 \times \frac{G}{G_0} \times \frac{N}{N_0} + 0.049 + \left[ 0.257 \times \frac{M}{M_0} + 0.019 \times \frac{IM}{IM_0} \times \left( 0.6 + 0.4 \times \frac{C}{C_0} \right) + 0.300 \right] \times \frac{V_0}{V} \right\} + PPA + \frac{X_0}{V}$$

Where:

Base Indexes:	Definitions:
$P_0$	Base Price determined by the 2020 Arbitration Panel by way of its Final Decision of 5 <sup>th</sup> June 2021 as: <b><u><math>P_0 = 48.60</math> Vatu/kWh</u></b>
$G_0$	Is the marginal cost of fuel and lubricant oil used for the thermal generation as determined by the Panel to compute $P_0$ , generated from thermal generation : <b><u><math>G_0 = 20.3593</math> Vatu/kWh</u></b>
$M_0$	Base index corresponding to the average of the first and second quarter of 2020 index of the Port Vila Consumer Price Index (CPI) published by the Vanuatu National Statistics Office (VNSO): <b><u><math>CPI_0 = 168.85</math></u></b>
$IM_0$	Is the base index of the indices "Materiel" (IM28), of July 2020, published by the institut des statistiques et des Etudes Economiques (ISEE) of New Caledonia: <b><u><math>IM_0 = 108.72</math></u></b>
$N_0$	Ratio resulting from dividing the quantity if electricity generated by UNELCO from thermal sources and total electricity generated by UNELCO, as per the panel determinations to compute $P_0$ : <b><u><math>N_0 = 0.8592</math></u></b>
$C_0$	Base value of the exchange rate between the Pacific Franc (XPF) and the Vatu (VUV); it is based on the average of daily exchange rates for the month of August 2020, as provided by ANZ Bank in Port Vila: <b><u><math>C_0 = 1.1569</math></u></b>
$V_0$	Base volume (Demand -in-P) determined by the Panel to compute $P_0$ : <b><u><math>V_0 = 58,431,274</math></u></b>
$X_0$	Total amount of under-collection, in Vatu, determined by the Panel for the period between the effective date of the new $P_0$ , September 2, 2020, and the eve of the implementation of the new $P_0$ , May 31 202, divided by the period remaining for the recovery (51 Months) and multiplied by 12 months: <b><u><math>X_0 = 34,728,358</math></u></b>
<b>Current Indexes:</b>	
$P$	The Monthly Applicable Electricity Price is: <b><u><math>62.30</math> Vatu/kWh</u></b>
$G$	The current weighted unit cost of diesel, copra oil, and lubricant oil used for thermal generation. It is calculated and updated once per month: <b><u><math>30.4938</math> Vatu/kWh</u></b>
$M$	The current updated CPI for Quarter 4 in 2021 as determined by the VNSO <sup>1</sup> is set at: <b><u><math>179.40</math></u></b>  Latest available value of the Port Vila Consumer Price Index, as published by the Vanuatu National Statistics Office (VNSO), at the moment of calculation of the monthly Reference Price P.
$IM$	The 'Indice Materiel' (IM28), published by the institut de Statistiques et des Etudes Economiques (ISEE) of New Caledonia or the journal officiel (Gazette) of New Caledonia, index corresponding to the first of the two months preceding the calculation of the monthly reference price P: <b><u><math>126.63</math></u></b>

<sup>1</sup> Vanuatu National Statistics Office

	Website: <a href="http://www.isee.nc/economie-entreprises/entreprises-secteurs-d-activites/immobilier-construction">http://www.isee.nc/economie-entreprises/entreprises-secteurs-d-activites/immobilier-construction</a>
N	Is the average proportion of power generated from thermal generation (diesel and copra oil) and is calculated as a ratio of UNELCO thermal generation in UNELCO's overall generation. <b><u>N = 0.9066</u></b>
C	Is the selling exchange rate conversation for Pacific Franc (XPF) to Vatu (VUV); it is based on the average of daily exchange rates for the month preceding the tariff adjustment, as provided by ANZ bank in Port Vila: <b><u>C = 1.0565 XPF/VUV.</u></b>
V	Is the demand, expressed in units of P, updated every month based on the trailing twelve months. The trailing twelve months for this variable are calculated from (and including) the second month preceding the tariff adjustment. <b><u>V = 56,069,807</u></b>
PPA	Purchased power costs over the twelve months beginning from m-2 (m being the month of the reference price P being calculated) and the eventual benefit sharing; PPA is calculated and updated every month. <b><u>PPA =0.3908</u></b>

Applying the current indexes into the monthly electricity price adjustment formula as set-out above, the computed monthly electricity price effective for the month of April 2022 is **62.30 Vatu/kWh.**