



REPUBLIC OF NAURU

NAURU LANDS COMMITTEE (AMENDMENT) ACT 2024

No. 25 of 2024

An Act to amend the *Nauru Lands Committee Act 1956* and for other related purposes.

Certified: 23 December 2024

Table of Provisions

1	Short title.....	2
2	Commencement.....	2
3	Amendment of the Nauru Lands Committee Act 1956.....	2
4	Amendment of Section 3.....	2
5	Amendment of Section 4.....	3
6	Insertion of new Section 11.....	3

Enacted by the Parliament of Nauru as follows:

1 Short title

This Act may be cited as the *Nauru Lands Committee (Amendment) Act 2024*.

2 Commencement

This Act commences on the date it is certified by the Speaker.

3 Amendment of the Nauru Lands Committee Act 1956

The *Nauru Lands Committee Act 1956* is amended by the provisions of this Act.

4 Amendment of Section 3

Section 3 is amended as follows:

- (a) in subsection (2) by deleting the phrase 'not less than 5, or more than 9' and substituting with 'not less than 9 and not more than 14'; and
- (b) in subsection (3) by deleting paragraph (b) and substituting as follows:
 - '(b) may be appointed for a fixed period or until such time he or she is removed under subsection (5).';
- (c) by inserting a new subsection (4) as follows:
 - '(4) The quorum for the Committee shall be 8 members.';
- (d) by inserting a new subsection (5) as follows:
 - '(5) A member appointed shall be removed by the Cabinet where he or she:
 - (a) knowingly or wilfully participates and deliberates with other Committee members on the determination of a matter without declaring a conflict of interest for his or her personal benefit;
 - (b) commits a serious breach of the terms and conditions of appointment; or
 - (c) fails to perform the functions or exercise the powers under this Act.';
- (e) by inserting a new subsection (6) as follows:
 - '(6) A member, who may or is likely to benefit from a decision of the Committee directly or indirectly:
 - (a) shall declare his or her interest to the Committee and the Secretary shall record such declaration in the minutes of the meeting; and
 - (b) the Committee shall make a decision as to whether the member may continue to be part of the deliberation of the Committee

ensuring that any decision made by the Committee is in accordance with the law and facts.”;

(f) by inserting a new subsection (7) as follows:

‘(7) The decision of the Committee shall not be invalidated or set aside on the grounds of conflict of interest of a member, where the decision is made in accordance with the law and facts.’;

(g) by inserting a new subsection (8) as follows:

‘(8) There shall be a secretary to the Committee, who shall be appointed by the Cabinet.’; and

(h) by inserting a new subsection (9) as follows:

‘(9) The functions and powers of the secretary may be prescribed.’.

5 Amendment of Section 4

Section 4 is deleted and substituted as follows:

‘4 Practice, Procedure and Rules of meetings

Subject to Section 3, the practice, procedure or rules of the meetings of the Committee shall be prescribed by the Cabinet.’.

6 Insertion of new Section 11

A new Section 11 is inserted as follows:

‘11 Transitional provision

(1) Where the Committee has been constituted to consider any matter under this Act prior to the commencement of the *Nauru Lands Committee (Amendment) Act 2024*, the Committee shall continue with the considering, hearing or determining of such matter, as if the Committee was established under the *Nauru Lands Committee (Amendment) Act 2024*.

(2) The appointment of members of the Committee under Section 3 of the Act shall continue after the commencement of the *Nauru Lands Committee (Amendment) Act 2024*.’.