



REPUBLIC OF NAURU

NAURU (RPC) CORPORATION (CANSTRUCT INTERNATIONAL PTY LTD ENGAGEMENT) REGULATIONS 2018

SL No. 26 of 2018

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Table of Contents

1	Citation	2
2	Commencement	2
3	Definitions	2
4	Management and service fees	2
5	Regulations not to apply	3
6	Regulations repealed	3

Cabinet makes the following Regulations under sections 19(1) and 34 of the Nauru (RPC) Corporation Act 2017:

1 Citation

These Regulations may be cited as the *Nauru (RPC) Corporation (Canstruct International Pty Ltd Engagement) Regulations 2018*.

2 Commencement

These Regulations commence on 1 November 2018.

3 Definitions

‘authorised contract’ for the purposes of these Regulations, refers to the contract between the Commonwealth of Australia represented by the Department of Immigration and Border Protection and Canstruct International Pty Ltd authorised by the Cabinet under section 24 of the Act on 29th October 2017 and endorsed by the Secretary for Multicultural Affairs on 31st October 2017, which contract was extended to 30th April, 2019 by a Deed of Variation, authorised by Cabinet on 12th October, 2018 and endorsed by Secretary for Multicultural Affairs on 23rd October, 2018;

‘authorised service provider’ means Canstruct International Pty Ltd.

4 Management and service fees

- (1) For the purposes of section 19(1) of the Act the authorised service provider shall pay management and service fees for the facilitation and administration of services at the Regional Processing Centres and Settlements or in relation to protected persons.
- (2) The management and service fees for the duration of the authorised extended contract shall be:
 - (a) ten million Australian dollars; and
 - (b) for the period commencing from 1 November 2018 and continues until 30 April 2019.
- (3) The fee referred to in sub regulation (2) shall be charged once only for the period commencing from 1 November 2018 and continues until 30 April 2019 regardless of whether there is a change of the authorised service provider.
- (4) The Corporation shall charge and recover its management and service fees as agreed with the authorised service provider which shall be:
 - (a) five million dollars on or before 1st November 2018;

(b) five million dollars to be paid in monthly instalments of one million dollars commencing 1st December 2018.

(5) The arrangement for the payment of the management and service fees by Canstruct International Pty Ltd in subregulation (4) shall be complied with by any other authorised service provider that replaces Canstruct International Pty Ltd before 30 April, 2019.

5 Regulations not to apply

These regulations shall not apply to Eigigu Solutions Corporation.

6 Regulations repealed

The Nauru (RPC) Corporation (Canstruct International Pty Ltd Engagement) Regulations 2017 are hereby repealed.