



REPUBLIC OF NAURU

COMMUNITY MONITORING OFFICERS (AMENDMENT) ACT 2026

No. 22 of 2026

An Act to amend the *Community Monitoring Officers Act 2026* and for other related purposes.

Certified: 9 June 2026

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Enacted by the Parliament of Nauru as follows:

1 Short title

This Act may be cited as the *Community Monitoring Officers (Amendment) Act 2026*.

2 Commencement

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

3 Amendment of the Community Monitoring Officers Act 2026

The *Community Monitoring Officers Act 2026* is amended by the provisions of this Act.

4 Amendment of the Long Title

The Long Title is amended by deleting ‘for certain transferees’.

5 Amendment of Section 3

Section 3 is deleted and substituted with:

‘3 Objectives of this Act

The objectives of this Act are to:

- (a) establish proportionate and rights-compatible community monitoring regime;
- (b) authorise limited and clearly defined powers for Community Monitoring Officers;
- (c) ensure accountability, oversight, and safeguards in the exercise of such powers; and
- (d) to empower Community Monitoring Officers with such powers to maintain peace, law and order in the community consistent with Part 2 of the *Constitution*.’.

6 Amendment of Section 4

Section 4 is amended as follows:

- (a) by deleting the definition for ‘Secretary’;
- (b) by inserting the following definition in its correct alphabetical order:

“Commissioner” has the same meaning given to it under the *Nauru Police Force Act 2025*;’; and

- (c) by deleting the definition of ***‘transferee’***.

7 Amendment of Section 6

Section 6 is amended:

- (a) in subsections (3), (4) and (6) by deleting ‘Secretary’ and substituting with ‘Commissioner’; and
- (b) by inserting a new subsection (7) after subsection (6) as follows:
 - ‘(7) The Minister, may by notice published in the Gazette, revoke the appointment of a CMO where the CMO:
 - (a) has resigned or has been terminated from his or her employment by an approved service provider;
 - (b) fails to comply with the requirements of continuing training under subsection (5)(b);
 - (c) is convicted of a criminal offence; or
 - (d) no longer meets any prescribed requirements.’.

8 Amendment of Section 7

Section 7 is deleted and substituted with the following:

‘7 Functions of a Community Monitoring Officer

The functions of a CMO are to:

- (a) observe the movement and conduct of persons to ensure the safety of the community;
- (b) report any unlawful conduct of a person to the police; and
- (c) intervene in emergency situations to maintain peace, order and safety of all persons.’.

9 Amendment of Section 10

Section 10 is deleted and substituted with:

‘10 Obligation to provide name, address or other information to a Community Monitoring Officer

- (1) Where a CMO reasonably believes that a person has committed, is committing or intends to commit an offence, the CMO may ask and the

person upon being asked by a CMO, shall provide his or her name, address or other information about his or her identity,

- (2) A person upon being asked by a CMO, shall not provide a false name, address or false information.
- (3) A person who contravenes subsections (1) and (2) commits an offence and shall be liable upon conviction to an imprisonment term not exceeding 6 months.’.

10 Amendment of Section 11

Section 11 is deleted and substituted with:

‘11 Directions by a Community Monitoring Officer

- (1) Where a CMO reasonably believes that a person has committed, is committing or intends to commit an offence, the CMO for the purpose of ensuring community safety, may issue a direction to such person.
- (2) A person who without lawful or reasonable excuse contravenes a direction issued under subsection (1), shall be reported by the CMO to the Police.’.

11 Amendment of Section 12

Section 12 is deleted and substituted with:

‘12 Consent-based search

- (1) Where a CMO reasonably believes that a person has committed, is committing or intends to commit an offence, the CMO may request a person’s consent to search the person or his or her belongings.
- (2) The person shall be informed by a CMO that he or she may decline to give consent and provide a reasonable excuse for not providing such consent.
- (3) Where a person does not give consent and the CMO reasonably believes that the person has committed, is committing or intends to commit an offence, the CMO shall immediately report such matter to the Police.’.

12 Amendment of Section 13

Section 13:

- (a) is amended in subsection (3) by deleting ‘Secretary’ and substituting with ‘Commissioner’; and
- (b) in subsection (3)(c) by deleting ‘transferee’ and substituting with ‘person’.

13 Amendment of Section 14

Section 14 is amended as follows:

- (a) in subsection (1) by deleting 'transferee in carrying out' and substituting with 'person in performing';
- (b) in subsection (3) by deleting 'transferee' and substituting with 'person';
- (c) in subsection (4) by deleting 'Secretary' and substituting with 'Commissioner'; and
- (d) in subsection (4)(b) by deleting 'transferee' and substituting with 'person'.

14 Amendment of Section 16

Section 16 is deleted and substituted with:

'16 Standard operating procedures

The Commissioner may in cooperation with a department establish standard operating procedures for the purpose of enforcing this Act.'

15 General amendments

(1) Section 17 is amended in:

- (a) the Section heading by deleting 'Department of Internal Affairs' and substituting with 'Commissioner'; and
- (b) subsections (1) and (2) by deleting 'Secretary' and substituting with 'Commissioner'.

(2) Section 18(1) is amended by deleting:

- (a) 'transferee' and substituting with 'person'; and
- (b) 'Secretary' and substituting with 'Commissioner'.

(2) Section 19 is amended by deleting 'Secretary' and substituting with 'Commissioner'.

(3) Section 21 is amended:

- (a) in the Section heading by deleting 'Secretary' and substituting with 'Commissioner';
- (b) in the provision by deleting 'Secretary' in the first and second instance, and substituting with 'Commissioner'; and
- (c) in the provision by deleting 'the transferee's' and substituting with 'a person's'.