



REPUBLIC OF VANUATU

COMMISSIONS OF INQUIRY ACT [CAP 85]

Appointment of Commission of Inquiry into the Tender Process for the Supply of Stationary to the Hospitality School At INTV in 2006 Order No. 91 of 2012

In exercise of the powers conferred on me by sections 1, 5 and 12 of the Commissions of Inquiry Act [CAP 85], I, the Honourable TABIMASMAS CHARLOT SALWAI, Minister of Justice and Community Services, make the following Order.

1 Establishment of the Commission

The Commission of inquiry into the Tender process for the Supply of Stationary to the Hospitality School at INTV is established.

2 Appointment of Commissioner

Mr Willie Ben KARIE is appointed as the Commissioner to the Commission.

3 Appointment of Assessors

The following persons are appointed as Assessors of the Commission:

- (a) Dane THORNBURGH;
- (b) Jean Yves CHABOD;
- (c) Harry COLLINS;
- (d) Emiliano BULETARE.

4 Appointment of the Secretary

Mrs Jacqueline DEGAILLANDE is appointed as the Secretary of the Commission;

5 Location of inquiry

- (1) The Government is to provide an office space to the Commission.
- (2) The inquiry is to be made in Port-Vila and at such other place or places as the Commission may determine.

6 Terms of reference

- (1) The Terms of Reference of the Commission are set out in the Schedule.
- (2) The Terms of reference of the Commission may be amended or varied by the Minister in consultation with the Commission.

7 Remuneration and cost

- (1) The members of the Commission are entitled, after submitting the report, the following remuneration:
 - (a) Commissioner – VT100,000;
 - (b) Secretary – VT100,000;
 - (c) Each Assessors – VT100,000.
- (2) Costs for the Commission to carry out their duties under this Order are to be met by the Government.

8 Duration of the Inquiry

The Commission has 21 days from the commencement date of this Order to compile its findings.

6 Commencement

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

Made at Port Vila this 22nd day of JUNE, 2012.


Honourable **TABIMASMAS CHARLOT SALWAI**
Minister of Justice and Community Service

SCHEDULE

TERMS OF REFERENCE

1. Aim of the Commission

The aim of the Commission is to enquire into the procedures and Government due processes in tendering for supply of Stationery to Hospitality School at INTV in 2006 and to determine whether there has been any breaches in the laws of Vanuatu, and business confidants, and to assess whether there was any real loss in monetary value to parties concerned, as a result of negligence by either parties.

2. Objectives of the Commission

The objectives of the Commission are to:

- (a) inquire into the procedures and due process of the Tender for the procurement of the above services and goods;
- (b) inquire into the tender procedures adopted by the various government ministries and departments which led to certain contracts being entered into with Snoopy Stationer Limited, including EU processes;
- (c) provide a full report on the findings and recommendations of this inquiry to the Minister of Justice and Community Services.