This Bill provides for consequential amendments to the Municipalities Act [CAP 126] arising from the new Electoral Act. Certain provisions that were previously in the Municipalities Act have been repealed because they are now in the new Electoral Act and others have been amended.

Minister of Internal Affairs
BILL FOR THE
MUNICIPALITIES (AMENDMENT)
ACT NO. OF 2023

Arrangement of Sections

1 Amendment ........................................................................................................2
2 Commencement....................................................................................................2
REPUBLIC OF VANUATU

BILL FOR THE
MUNICIPALITIES (AMENDMENT)
ACT NO. OF 2023

An Act to amend the Municipalities Act [CAP 126].

Be it enacted by the President and Parliament as follows-

1 Amendment
The Municipalities Act [CAP 126] is amended as set out in the Schedule.

2 Commencement
This Act commences on the day on which it is published in the Gazette.
SCHEDULE

AMENDMENTS OF MUNICIPALITIES ACT [CAP 126]

1 Paragraphs 4(a), (b) and (c)
   Repeal the paragraphs.

2 Section 4A
   Repeal the section.

3 Subsection 6(1)
   Repeal the subsection, substitute
   “(1)  The election of members of a municipal council is to be held in accordance
       with the Electoral Act No. of 2023 and the Regulations made under
       that Act.”

4 Section 6A
   Repeal the section.

5 Subsection 7(1)
   (a) Delete “(1)”;  
   (b) Delete “elected at a by-election”, substitute “who fills a vacancy”

6 Subsections 7(1A), (1B) and (2)
   Repeal the subsections.

7 Section 8
   Repeal the section, substitute

   “8 Disqualification for election as a municipal councillor
   The following persons are not qualified for election as a municipal councillor:

   (a) a person referred to in subsection 44(1), (3) or (6) of the Electoral Act No.
       of 2023 unless the person complies with the requirements of that
       subsection;

   (b) the legal adviser or auditor of the council or a partner or employee of such
       legal adviser or auditor;

   (c) a person who is in the service of the council;
SCHEDULE
AMENDMENTS OF MUNICIPALITIES ACT [CAP 126]

(d) a person who, being engaged in a profession, is disqualified or suspended from practising such profession;

(e) a person having a contract with the council to provide municipal services.”

8 Sections 8A and 11
Repeal the sections.