REPUBLIC OF VANUATU

BILL FOR
THE BUSINESS LICENCES REGULATION (AMENDMENT) ACT No.7 OF 1980

AUTHENTICATION BY CLERK

This Copy has been compared by me with the Bill which has been passed by Parliament and found by me to be a true copy of the Bill.

Signed:.....
CLERK TO PARLIAMENT
15th December 1980

I hereby Assent

Signed:.....
PRESIDENT
1980

REPUBLIC OF VANUATU

BILL FOR
THE BUSINESS LICENCES REGULATION (AMENDMENT) ACT No. 7 OF 1980

Arrangement of Sections

1. Amendment to the First Schedule to JR.18/78.

2. Amendment of the Second Schedule to JR.18/78.

3. Commencement.

REPUBLIC OF VANUATU

BILL FOR
THE BUSINESS LICENCES REGULATION (AMENDMENT) ACT No. 7 OF 1980

Assent 15/12/80

Commencement 1/1/81

To correct certain anomalies in and make other amendments to the Business Licences Regulation No.18 of 1978.

Be it enacted by the President and Parliament as follows:-

Amendment to the First Schedule to JR. 18/78.

1. The First Schedule to the Business Licences Regulation No.18 of 1978 is amended by -

   (a) the repeal of Class D and the substitution therefor of the provisions contained in Part A of the Schedule to this Act;

   (b) the repeal of Class F1 (d);

   (c) the repeal of Class E3 and the substitution therefor of the provisions contained in Part B of the Schedule to this Act; and

   (d) the increase of the licence fees provided for in all Classes in the First Schedule as amended by this Act by a surcharge of 10% payable during the year 1981.

Amendment of the Second Schedule to JR. 18/78.

2. The Second Schedule to the Business Licences Regulation No.18 of 1978 is amended by the addition at the end of that Schedule of the following:-

   "9. Co-operatives Societies (including Savings banks)"

Commencement.

3. This Act shall come into force on the 1st day of January 1981.

PART A

CLASS D — WHOLESALE AND RETAIL MERCHANDISE TRADES: HOTELS AND RESTAURANTS

D1 General Importer/Exporter where the total annual value of imports and exports is:

(a) less than 3.000.000 FNH

(b) 3.000.000 FNH or more but less than 5.000.000 FNH

(c) 5.000.000 FNH or more but less than 10.000.000 FNH

(d) 10.000.000 FNH or more but less than 50.000.000 FNH

(e) 50.000.000 FNH or more but less than 100.000.000 FNH

(f) 100.000.000 FNH or more

75.000

125.000

250.000

350.000

550.000

700.000

(i) General importing/exporting means direct importing/exporting for resale wholesale or retail of merchandise of every description except:

(a) motor vehicles, tractors and self-propelled machines and spares thereof (other than tyres)

(b) petroleum products

(c) perishable goods and wines imported by hotels and restaurants

(ii) Resale wholesale under a Class D1 licence means the resale (without transformation) of new and used imported goods to retailers, industrial, commercial or professional users and to other wholesalers; it includes acting as agents in buying merchandise for, or selling merchandise to such users.

(iii) A class D1 licence applies to businesses which export local products, but does not apply where a D11 licence is held.

(iv) Remission of one third fee under Section 4 (6) is NOT applicable to a D1 licence.

.../2.

D2 Petroleum Importer where the total annual value of imports is:

(a) less than 3.000.000 FNH

(b) 3.000.000 FNH or more but less than 5.000.000 FNH

(c) 5.000.000 FNH or more but less than 10.000.000 FNH

(d) 10.000.000 FNH or more but less than 50.000.000 FNH

(e) 50.000.000 FNH or more but less than 100.000.000 FNH

(f) 100.000.000 FNH or more

D3 General Retailer/Wholesaler

D4 Petroleum Dealer (retail)

D5 Butcher

75.000		Remission of one third fee under Section 4 (6) is NOT applicable to a D2 licence.
125.000		
250.000		
350.000		
550.000		
700.000		
40.000*	(i)	A Class D3 licence is not required when the business holds a D1 licence.
	(ii)	A Class D3 licence is required by businesses which sell wholesale or retail merchandise of every description which is NOT directly imported by them, except merchandise for which a D4 or D5 licence is required.
40.000*		Permits the holder to sell retail petroleum, petroleum products, lubricating oil and greases, vehicle accessories and equipment but not spares (other than tyres).
40.000*		Permits the holder to sell only fresh, frozen, preserved, canned meats, fish, crustaces, poultry, and meat/fish/ poultry produce.

.../3.

D6 Pharmacist and Druggist

D7 Automobile Dealer where the total annual value of imports is:

(a) less than 3.000.000 FNH

(b) 3.000.000 FNH or more but less than 5.000.000 FNH

(c) 5.000.000 FNH or more but less than 10.000.000 FNH

(d) 10.000.000 FNH or more but less than 50.000.000 FNH

(e) 50.000.000 FNH or more but less than 100.000.000 FNH

(f) 100.000.000 FNH or more

D8 Hotels and Motels

(a) less than 12 rooms

(b) 12 to 24 rooms

(c) 25 to 50 rooms

(d) 51 to 100 rooms

(e) more than 100 rooms

NIL	(i)	A Class D6 licence applies to the retail sale of drugs, medicines, medicinal and pharmaceutical preparations, medical and surgical appliances, sanitary wares, cosmetics, perfumes and toiletries of all kinds.
	(ii)	Pharmacists and druggists are required to hold Class D1 licences, except where they do not import directly when a D3 licence will apply.
75.000 125.000 250.000 350.000 550.000 700.000	(i)	Permits the holder to distribute and sell motor vehicles of all kinds, agricultural machines, tractors, road-making vehicles and machinery, boats, boat engines, vehicle and machinery spare parts and accessories (including accessories for boats).
	(ii)	Remission of one third fee under Section 4 (6) is not applicable to a D7 licence.
20.000 50.000 75.000 100.000 150.000		A separate licence under Class D9 is required for the operation of restaurant or cafe facilities on hotel or motel premises.

.../4.

D9 Restaurants and Cafes

(a) to seat less than 25

(b) to seat from 25 to 50

(c) to seat more than 50

D10 Landlords

A. Residential Accommodation

(a) Houses per house

(i) up to and including 80 square metres covered surface

(ii) from 81 square metres up to 150 square metres covered surface

(iii) more than 150 square metres covered surface

(b) Apartment per apartment

(i) up to and including 60 square metres internal area

(ii) from 61 square metres up to 100 square metres internal area

(iii) more than 100 square metres internal area

B. Commercial Premises

(i) up to 60 square metres internal area

(ii) from 61 square metres up to 150 square metres internal area

20.000*

30.000*

50.000*

(i) An owner who lets a house or apartment used as his normal residence when it is temporarily unoccupied by him shall not

3.000 be liable to take out a licence under D10 (A) (a) or (b) in respect of the letting of that house or apartment.

6.000 (ii) All other landlords shall before 15th January in each year notify the Government of the amount of all residential and commercial accommodation

9.000 which they have available for letting and shall be liable to pay a licence fee in respect of each house or apartment available for letting.

3.000 (iii) At the end of each calendar year landlords who have not let accommodation in

6.000 respect of which they have paid a licence fee shall be entitled to reimbursement of all or part of the fee. Landlords seeking reimbursement in

9.000 respect of unlet accommodation shall inform the Government of the details of all residential and commercial accommodation which they have not let, and the periods during which they have

6.000 not let the accommodation. The Government may then make a refund to the landlord in respect of each

12.000 calendar month during which any unit of residential or commercial

.../5.

(iii) from 151 square metres up to 300 square metres internal area

(iv) more than 300 square metres

D11 Federations of Co-operative Societies operating as wholesale businesses

D12 Open Air Vendors

PART B

E3 Road Transport Operators per vehicle

(a) carrying fewer than 6 passengers or 1 ton

(b) carrying 6 or more passengers or more than 1 ton

18.000		accommodation has not been let.
25.000	(iv)	Landlords who during the course of the year have accommodation available in addition to that notified to the Government under (ii) above shall so notify the Government in accordance with Section 4 (9) of this Regulation.
	(v)	Where there is more than one tenant in Commercial premises each letting shall be considered to be of separate premises for the purpose of paying a licence fee.
100.000		
10.000		Applies to all vendors carrying out their trade in the open air or under movable shelters, except vendors of agricultural products, fish (including shells) and local artifacts.
7.500*	(i)	Includes passenger transportation and freight trucking services (including hotel and tour operator service buses) but does <u>not</u> include:
15.000*		(a) operators of hire cars
		(b) freight services operated by business concerns solely for conveyance of their own merchandise or materials.
	(ii)	Passengers exclude the driver.