



REPUBLIC OF NAURU

**THE
DEPARTMENT
OF JUSTICE
AND BORDER
CONTROL**

**ANNUAL
REPORT
2022 - 2023**

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ACRONYMS

ACER	Advisory Committee on Electoral Reform
AML-TFS	Anti-Money Laundering and Targeted Financial Sanctions
AUD	Australian Dollars
AUSTRAC	Australian Transaction Reports and Analysis Centre
CAT	Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment
COVID-19	Corona Virus Disease of 2019
CRPD	Convention on the Rights of Persons with Disabilities
CS	Correctional Services
DMU	Dog Management Unit
EGMONT Group	United body of 170 FIU's
FATF	Financial Actions Task Force
FIU	Financial Intelligence Unit
IGC	Inter-Governmental Committee
IP	Intellectual Property
IPR	Intellectual Property Rights
JBC	Department of Justice and Border Control
M&E	Monitoring and Evaluation
ME	Mutual Evaluation
NLC	Nauru Lands Committee
NSDS	National Sustainable Development Strategy 2019 – 2030
ODPP	Office of the Director of Public Prosecutions
OPLD	Office of the Public Legal Defender
OSG	Office of the Solicitor General
PILON	Pacific Islands Legal Organization Network
ROC	Republic of China (Taiwan)
RONLAW	Republic of Nauru Law
SGBV	Sexual Gender Based Violence
SOE	State Owned Enterprise
SWOT	Strength, Weaknesses, Opportunities, Threats
TC	Technical Compliance
UPR	Universal Periodic Review
WIPO	World Intellectual Property Organization

ACKNOWLEDGEMENTS

First and foremost, we thank God for another year successfully completed.

The collective efforts and effective collaboration of the 17 divisions and sections of the Department of Justice and Border Control (JBC) is acknowledged with utmost recognition of each and every fellow staff member.

JBC appreciates the valuable interactions of all other departments in the Nauru Public Service as well as state owned enterprises and private stakeholders that have been an integral part of JBC's journey this year.

'Whatever you do, work heartily, as for the Lord and not for men, knowing that from the Lord you will receive the inheritance as your reward. You are serving the Lord Christ.'

Colossians 3:23-24

Let us continue to be proficient in serving the people, providing for our families, implementing the Department's work plans and working for our beloved homeland, the Republic of Nauru.



PREFACE

This year, JBC remains steadfast in their strife to maintain quality performance and deliverables in upholding the Department's motto,

'Serving the Republic with Care and Pride'.

The *Department of Justice and Border Control Annual Report 2022 – 2023* is a vivid narration of the implementation pathway each of its divisions and sections is taking to carry out the *Department of Justice and Border Control Strategic Plan 2015 – 2025* ('the Strategic Plan') and the *National Sustainable Development Strategy 2019-2030* ('the NSDS').

The Report is a holistic collation of results and evidence-based achievements that emphasize on the main objectives, priority areas and work outputs of the Department.

JBC, like all other departments, has a fundamental role in the Nauru Public Service in ensuring that there is access to justice and Nauru's border security is resilient and effective. One of its distinctive mandates is to ensure that the day to day activities of all government institutions is guided by and supported by a robust legislative framework.

Once again, JBC is proud to present the *Department of Justice and Border Control Annual Report 2022 – 2023*.



*Honorable Pyon Deiye, MP
Minister for Justice and Border Control*

Minister's Statement for the JBC Annual Report 2022-2023

I was very pleased and honoured to be appointed as the Minister for Justice and Border Control in October 2022. I assumed the responsibility from His Excellency the President, who was briefly the Minister for Justice and Border Control following the general elections in September 2022.

To begin with, I take this opportunity to thank and acknowledge the contributions of the former Ministers for Justice and Border Control. As the Minister responsible for the Department, I inherited the work of the Department which has been undertaken for a substantial period of time. The Department of Justice is a progressive Department. The staff of the Department are committed and dedicated to their work. This is a collective effort of the former Ministers and the staff of the Department to ensure that we are able to '*serve the Republic with care and pride*'.

Immediately upon my appointment, the Secretary for Justice and the senior staff provided me with a brief of the key activities of the Department. The Department itself has 17 different sections and carries out a wide range of work. No doubt, I have been kept very busy with the work which as the Minister, I am responsible to perform and undertake.

I must acknowledge that not too long after my appointment, the Department regained its title of the '*Department of the Year*,' after a lapse of 2 years. This in itself is anecdotal evidence of the work of the Department and I shall not stress this anymore.

Since assuming the office, I was informed of some of the important events which the Department was to undertake. This included the mutual evaluation for anti-money laundering and terrorist financing. In addition, Nauru is to host the Pacific Island Legal Officers Network Meeting. I am also aware of the legislative reforms which are to be undertaken. The Parliament has passed some of the Bills for this purpose which I moved.

I have read the contents of this Annual Report. The details in the Report provides the activities of the Department which was undertaken in the last financial year. I am looking forward to the work which the Department is willing to undertake in future. This includes the rehabilitation of prisoners, introduction of e-passports, completing and launching of the Department of Justice website and the digitisation of the forms and applications for various statutory requirements. Undoubtedly it is a challenge, but I have the full confidence that the Department will be able to undertake this within the requisite period of time.

As the new Minister, I will also be introducing other plans and where possible to complete any pending work of the past Ministers. The welfare of the staff is an important consideration for me and I assure each and every staff member that as the Minister I will ensure that they are fully supported and treated fairly in the carriage of their work.

As the Minister responsible for the Department, I present the Annual Report for the Department for Justice and Border Control for the period **1st July 2022 to 30th June 2023**.



Jay Udit
Secretary for Justice and Border Control

Secretary's Statement for the JBC Annual Report 2022-2023

It is the time of the year for me to contribute to the Annual Report of the Department of Justice and Border Control, as the Head of Department. I have held the office of the Secretary for Justice and Border Control since 2019. Indeed, I am very grateful to the Minister for Justice and Border Control and the current Government for having absolute confidence in me by extending my appointment as the Secretary for Justice for another period of 3 years. I am very honoured and assure the Government, Minister and the people of Nauru that I will ensure the Department continues to perform its role, duties, functions and responsibilities. Of course, we continue with our motto of '*Serving the Republic with Care and Pride.*'

Following the General Elections, a new Government was formed. I take this opportunity to thank the former Minister for Justice and Border Control, Hon. Maverick Eoe, MP for providing all the necessary support for the Department during his tenure.

This reporting year has been a very important one. We had the General Elections in September 2022. The Department's legal Sections were extremely committed to and supported having a free and fair election.

It was our responsibility to ensure that all the laws were duly complied with. Not only that, following the Election results, there was an election petition filed by a number of candidates. The election petition was successfully defended and dismissed by the Court.

One of the core activities of the Department is dealing with the Revision and Consolidation of all the Laws of Nauru. The Laws have been constantly consolidated and updated on RONLAW and LexisNexis (Lexis Red). However, this year was important in that the loose-leaf Volumes were updated for the first time. I am pleased to inform that this process has been successfully completed.

From the beginning of the reporting year, the work on mutual evaluation for Nauru for anti-money laundering and terrorist financing activities continued. Again, with the assistance, guidance and approval of the Minister, the laws relating to anti-money laundering were substantially reviewed leading to the enactment of the new *Anti-money Laundering and Targeted Financial Sanctions Act 2023*. Other supporting subsidiary legislations have also been made. The Financial Intelligence Unit has also been very active in the establishment of a Public-Private Partnership for ensuring that Nauru is proactive in its detection and prevention of any money laundering activities.

We are also very grateful to the Government for approving the review of the passports. This includes approval of a budget for the Department to now progress its long pending work on electronic passports. We hope to complete this work in the next financial year.

All the staff of the Department, have once again shown their patriotism, commitment and dedication to work. The result of this was reflected in the Department regaining the coveted title of '*Department of the Year.*' I thank all the staff of the Department for their effort in the Public Service Day and their competitiveness to regain the title.

The Department also commenced work on establishing its website. Whilst we publish a number of our activities on the Government website, it is important for the Department to establish its own website. This is to prepare the Department for the e-governance programme soon to be implemented on a national scale. The objective is to provide as much information as possible to the public. This will be through the digitisation of application forms for online submissions or even payment of money to be made through a secured online medium. Our goal is to ensure that we improve the access of services for the people.

The 17 sections of the Department have continued to build on their assets. Capacity building particularly for local staff has been a priority issue. Any opportunity that is made available for training overseas is utilised by local staff. In addition, the Department utilises its training funds to train the staff through the tertiary institutions in Nauru, such as the University of the South Pacific. I also note, that the training programmes also included the completion of the **Pleaders Course 2021-2022**. A total of 24 Pleaders graduated. In addition, the Department also funded and made arrangements for an *Advocacy Training Programme* to be undertaken by the Queensland Law Society representatives.

One of the major pending activities of the Department also includes the hosting of the Pacific Island Law Offices Network Meeting. This is a meeting of Attorneys General, Solicitors General and senior law officers of the Pacific Region. This was last hosted in Nauru in 1994. The Minister fully supports the hosting of the meeting. The Government's support for the meeting is evidenced by the budget which has been specifically approved for the same.

I join the Minister in providing the necessary leadership and guidance to all the staff. I urge upon each and every staff member to serve the people with diligence and dedication. We must do our best to ensure that our service delivery not only continues but is enhanced.

On behalf of the staff, I take this opportunity to thank the Minister for Justice and Border Control and the Government for providing all the necessary support to enable us to carry out our duties and obligations so that the people of Nauru are served better.

OVERVIEW

The Department of Justice and Border Control (JBC) aims to maintain a modern, well-integrated and transparent work culture with the ultimate objective of ensuring access to justice for all and providing a vigorous border security system.

JBC manages 17 sections and divisions; with 5 standalone units that operate under their own budget subsidiary heads:

- (a) Correctional Services;
- (b) Quarantine Division;
- (c) Passport Division;
- (d) Immigration Division; and
- (e) Dog Management and Control Unit.

12 units are directly budgeted under the JBC secretariat subsidiary head:

- (a) Office of the Secretary for Justice and Border Control;
- (b) Office of the Solicitor General;
- (c) Office of the Legislative Drafters;
- (d) Office of the Curator of Intestate Estates;
- (e) Business Registration, Business Licensing, Security Licensing, Import Licensing, and Beneficial Ownership Division;
- (f) Corporations, Partnership, Associations and Trust Registration Division;
- (g) Intellectual Property Division;
- (h) Citizenship and Adoption Division;
- (i) Office of the Director for Public Prosecutions;
- (j) Office of the Public Legal Defender;
- (k) Office of Human Rights; and
- (l) Financial Intelligence Unit.

Each section and division of the Department are guided by distinct legislative mandates and conduct unique functions to provide specific services that work toward implementing the JBC's Strategic Plan and the NSDS.

The JBC section and division work with various cohorts of national, regional and international traditional partners establishing a diverse network system for the Government of Nauru.

Vision Statement

We will apply our country's laws with fairness, justice and transparency. We will without fear or favour, provide accurate and timely legal advice, litigation and law and justice information to the Government and people of Nauru. We will also protect the Republic from illegal immigration, serious fraud and from pests and diseases.

Mission Statement

The Department of Justice and Border Control is committed to the highest standards of ethical behavior, excellence and professionalism in the delivery of legal services to its clients, users and counterparts. Underpinned by international laws and conventions and respect for the rule of law. Nauru's legal system and border security measures ensure a secure, stable and peaceful community.



SECTION REPORTS

Main Activities 2022-2023	Key Performance Indicator	SWOT
Organizational capacity strengthening	Local staff offered opportunities to undertake further studies in USP and online courses as well. Currently 7 are enrolled in USP – funded under JBC training budget.	STRENGTH: <ul style="list-style-type: none"> - Long Service experienced staff - Recruitment of a clerical officer WEAKNESS: <ul style="list-style-type: none"> - Unreliability of internet connection impacting the use of FMIS THREAT: <ul style="list-style-type: none"> - The need to procure assets overseas for office supplies affecting resource management - Policy changes that affect internal procedures and administration of the Office. OPPORTUNITIES: <ul style="list-style-type: none"> - Transfer and increase in budget for training and development. - Member staff enrolled in USP for further studies
Fill JBC vacancies	All sections of JBC are filled. Some new positions were created e.g. Pleaders which are all employed in the various divisions of JBC	
Budget and Resource Management and coordination	The division analyses and advises the Department on the JBC budget and help facilitates resource and expenditure demands from the respective divisions.	

NSDS PRIORITY AREA

Cross Goal 1:

Strengthen and develop the institutional capacity of the Nauru Public Service

Econ-Goal 7:

Strengthen Parliament, audit, justice, law, order and border control

PURPOSE STATEMENT:

To support capacity building of JBC Staff, manage performance through a robust monitoring and evaluation mechanism and to promote a fair, open and honest work environment and attain the highest professional standards required for service delivery.

OBJECTIVES

- ❖ Manage finances, logistics procurement and maintain asset control for efficient operational management;
- ❖ Ensure full capacity of human resources to attain sufficient service delivery; and
- ❖ Implement monitoring and evaluation systems to keep track of Department performance.

LEGISLATIVE MANDATE

Section 11, 11A and 13 of the *Public Service Act 2016*

NUMBER OF STAFF

5

Section Summary

JBC is well known as a Department that has the greatest number of expatriate employees particularly working in the legal positions. There are 9 expatriate lawyers and 1 non-lawyer. Hence, localization of such positions is one of the ongoing priorities of the Department. The first step to decreasing expatriate dependency is to motivate officers to attain relevant qualification and experience so that the transition is rational, appropriate and sustainable.

In the recent revision of the Government Department organizational structures, JBC seized the opportunity to localize 7 additional senior positions that were for a long period of time held by expatriate workers.

The local cohort of lawyers employed with JBC continue to grow in numbers as Nauruan law degree holders successfully complete their studies. There are now 5 qualified Nauruan lawyers working with JBC.

Following the recent graduation of 24 trainees from the Pleaders Course, 7 new pleaders were recruited to the vacant pleader positions within the Office of the Public Legal Defenders, the Office of the Director for Public Prosecution, the Intellectual Property Division, the Office of Human Rights, the Office of the Legislative Drafters, the Business Division and the Office of the Solicitor General.

KEY ACHIEVEMENTS

New Monitoring and Evaluation System

The Office of the Secretary for Justice and Border Control (JBC Secretariat) recognizes that an efficient monitoring and evaluation (M & E) mechanism is vital for the advocacy and motivation of a steady and result-bearing work environment.

Since the commencement of 2023, JBC engaged a new monitoring and evaluation system to enable improved management and establish a more systematic process for work update and performance memory.

A weekly reporting time frame ensures that the 17 Divisions and Sections maintain traction in executing tasks and continue to be consistent in achieving target results. At the same time the JBC Secretariat is able to keep track of work plan implementation at a more frequent rate and is regularly aware of gaps and shortfalls experienced by staff members so that the issues can be addressed accordingly.

The weekly reports are provided by the sections to the Head of Department and the Minister for Justice and Border Control to ensure that the administrative heads are well informed and where necessary there is ease of reference for queries as well as executive level support when required.

VITAL STATISTICS

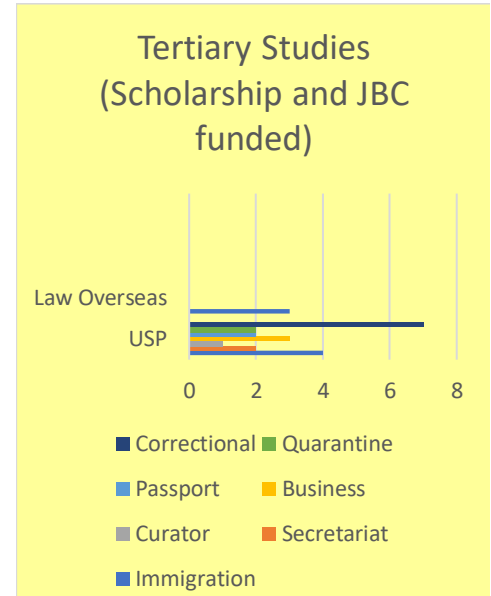


Figure 1. JBC staff on further studies on scholarship and funded by the Department.

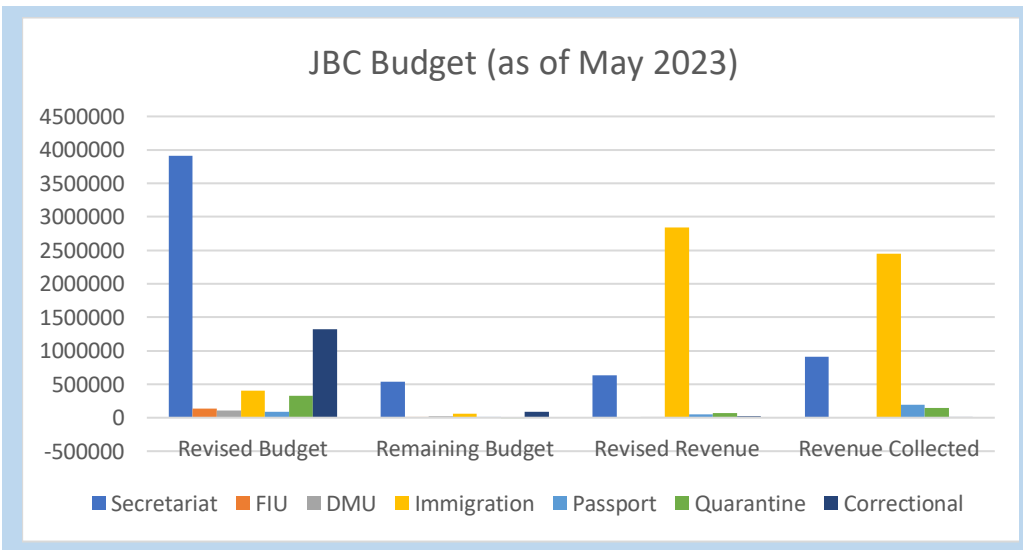


Figure 2. The JBC Secretariat manages the budget for 11 sections of the Department. FIU, DMU, Immigration, Passport, Quarantine and Correctional operate under stand-alone sub-heads.

BUDGET EXECUTION RATE
11.5%

GOALS SET AND ACHIEVED FOR 2022 - 2023

- ✓ Establish a workable M&E system for efficient management of the Department
- ✓ Revise organizational structure for localization of expatriate held positions
- ✓ Capacity Development Programs for upskilling of local staff

CHALLENGES AND WAY FORWARD

The JBC Secretariat manages 17 sections and divisions that are very distinct in purpose from one another, making the Department diverse in function. At the same time, the sections and divisions are interlinked by the legal mandates and objectives that sometimes require interaction and collaborative work among various units.

Efforts to address the vast expectations of the Department is to ensure that all divisions and sections are generally knowledgeable with each other's function. Peer learning is encouraged to the extent where training is not limited to section staff but is open to all JBC staff members.

Main Activities 2022-2023	Key Performance Indicator	SWOT
<i>Attend to civil litigation cases and to the influx of new cases</i>	<i>Disposed a number of civil litigation cases</i>	<p>STRENGTH:</p> <ul style="list-style-type: none"> - Full capacity of legal team with a majority of local staff <p>WEAKNESS:</p> <ul style="list-style-type: none"> - Require establishment of a digital data base shared system for case management <p>OPPORTUNITIES:</p> <ul style="list-style-type: none"> - 2 permanent staff members on study leave who will add value to the Office at the completion of their study - caliber of local lawyers in the division anticipate the appointment of a local solicitor general in the near future <p>THREATS:</p> <ul style="list-style-type: none"> - staff turnover of relevant partner agencies affecting institutional memory with regards to court proceedings
<i>Training with Nauru Lands Committee (NLC) on the core functions and role of NLC under the Nauru Lands Committee Act 1956</i>	<i>Ongoing meetings with the NLC ensuring the maintenance of capacity in handling civil litigation suits against NLC</i>	
<i>Provision of timely advices to the Government and to the State-Owned Enterprises (SOE's)</i>	<i>Advices are provided within 3 to 7 working days, whilst urgent advices are provided within 24 hours</i>	
<i>Provide legal support to other Divisions of JBC</i>	<i>Consistent legal support provided to ensure the fair and just operation of the JBC services</i>	

NSDS Priority Area
Cross-Goal 2:

Strengthen Parliament, audit, justice, law, order and border control

PURPOSE STATEMENT

To provide high quality legal advisory services and litigation to the Government of Nauru.

OBJECTIVES

- ❖ Represent the Government and its entities in civil claims against the Republic; and
- ❖ Provide legal advice to the Government and its entities in relation to contract and the interpretation of law.

LEGISLATIVE MANDATE

Nauru Lands Committee Act 1956

Republic Proceedings Act 1972

Civil Procedures Act 1972

Civil Procedure Rules 1972

Succession Probate and Administration Act 1976

Lands Act 1976

Limitation Act 2017

Supreme Court Act 2018

Section Summary

The main task of the Office of the Solicitor General (OSG) is to supervise and conduct civil litigation suits against the Government and its agencies in Nauru. Virtually all civil litigation matters against the Government are channelled through the Office of the Solicitor General and is actively conducted by the Office. The OSG also provides legal opinions to the Government and its agencies in various fields of practice such as constitutional, family, administrative, property, corporations, international law, criminal law and other fields of legal practice.

While the pandemic remained a dominant feature of our operating environment over the past year, the OSG continues to deliver timely policy and legal services to support Nauru's Justice framework.

NUMBER OF STAFF

7

KEY ACHIEVEMENTS

VITAL STATISTICS

SECTION DEVELOPMENT – Case update

As of 23 May 2022, OSG was representing the Government and its entities in 36 Supreme court proceedings regarding land appeals, civil suits, civil appeals and probate actions.

Land appeals are predominantly the majority of types of cases that the OSG has been engaged in during this fiscal year making up 59% of the total cases.

15 cases were disposed, of which 4 matters were struck out, 4 closed, 2 discontinued and 5 removed from the register as at 8 July 2023.

18 matters remain pending in Court.

Since the courts power to strike out a statement of case is a draconian one, the severity of it means that a party’s legal position in the proceedings is likely to be irreparably prejudiced. For instance, in the case of *Ricky Bam v Nauru Rehabilitation Corporation* with respect to a civil matter regarding breach of contract, the matter was struck out for want of appearance.

Where a case is closed it means that the case cannot be filed against the defendant again. In the land appeal matter of *Beneficiaries of Eidabaraiti and Zita Cecil v NLC & Beneficiaries of Eiruo Atogo*, the case was closed as the application for appeal was out of time and proper application for leave out of time was not done.

The reasons for discontinuing a case can vary from a lack of evidence or funds to pursue the matter further or it can be due to the discovery of new evidence that weakens the case’s position. In *Land Appeal no. 2 and 3 of 2022, Bredom Heinrich v NLC & Kitta Kabokia*, the parties had reconciled with each other hence the Court ordered a discontinuance of the case.

The effect of removing a case from the register merely means that it is passed to a later date that is possibly not determined.

OFFICE OF THE SOLICITOR GENERAL'S CASES AS OF MAY 2022 - JULY 2023

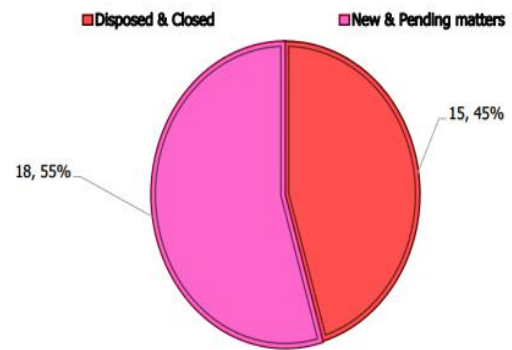


Figure 3. 55% of cases against the government and its entities have been disposed and closed while 45% are still pending in court.

TYPES OF CASES AS AT JULY 2023

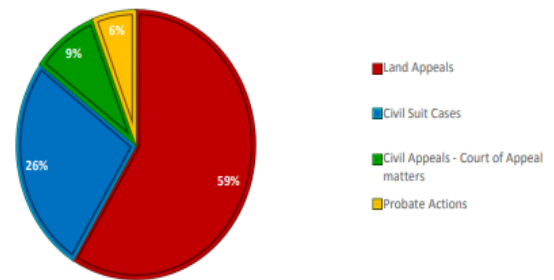


Figure 4. OSG deal generally with 4 types of court cases; Land appeals, civil suit cases, civil appeals and probate action.

GOALS SET AND ACHIEVED FOR 2022 - 2023

✓	Capacity building and mentorship for local legal practitioners
✓	Administer and provide quality and timely legal services to the Government and its agencies
✓	Update and strengthen the legal database for case management and filing

CHALLENGES AND WAY FORWARD

Although OSG is staffed by a full capacity of qualified and experienced legal practitioners, the number of cases that is undertaken by the office is significantly high.

Position have been established and vacancies advertised to recruit more legal staff for the Office to which pleaders from the new graduates have commenced employment to ease the work load.

Main Activities 2022-2023	Key Performance Indicator	SWOT
<i>Update RONLAW</i>	<i>Consolidated versions of Nauru primary and subsidiary laws are uploaded</i>	STRENGTH: - Expansion of the Office WEAKNESS: - Vacant positions to be filled THREATS: - Unreliability of internet connectivity – impacts on the public access to laws online OPPORTUNITIES: - Continuing use of technology to conduct virtual consultations for law reform
<i>Conduct Law reform consultations for significant amendments</i>	<i>Anti-Money Laundering and Targeted Financial Sanctions Act 2023 and Proceeds of Crime (Amendment) Act 2023 passed</i>	
<i>Assist other Government departments and agencies in formulating new laws</i>	<i>Consumer Protection Bill 2023 completed</i>	

NSDS Priority Area
Cross-Goal 2:

Strengthen Parliament, audit, justice, law, order and border control

PURPOSE STATEMENT

To promote institutional strengthening and efficient Government service delivery by ensuring that the legislative framework of Nauru advocates for the rule of law.

OBJECTIVES

- ❖ To draft fair and context-appropriate laws
- ❖ To update, revise and consolidate the laws of Nauru; and
- ❖ To conduct thorough consultations for a relevant law reform process that keep the key stakeholders and the public well informed of the laws and anticipated changes.

Section Summary

Law reform through the drafting of laws, regulations and other subsidiary laws continues to be the main objective of the Office of the Legislative Drafter. A number of laws were drafted to ensure the requisite legislative framework is in place for operations and in turn institutional strengthening of the public service.

2023 has been a productive year for the Office of the Legislative Drafter. The team under the leadership of the Director Legislative Drafter and a Senior Legislative Drafter in 2022 worked on the list of draft instruments required to be cleared. The Drafting Team also recently appointed a new pleader. With that, the Drafting Team continues to work towards meeting the demands and obligations of the Office of the Legislative Drafter.

This year, 14 Bills were cleared by the Legislative Drafting Team and received Cabinet approval. A total of 11 Acts were passed by Parliament. A total of 34 subsidiary laws have been made by the Cabinet.

These laws advanced the national legislative framework relating to human rights of persons with disabilities, anti-money laundering and targeted financial sanctions protections, customs tariff revisions, tobacco control changes, agricultural quarantine enforcement, consumer protection and other matters.

LEGISLATIVE MANDATE

Constitution of Nauru
Law Revision and Consolidation Act 2019
Legislative Drafting Manual

NUMBER OF STAFF

3

KEY ACHIEVEMENTS

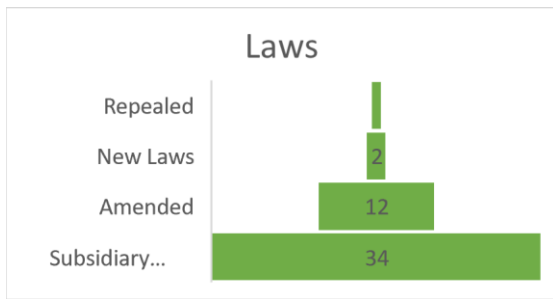


Figure 5. No. of new, amended and repealed laws

Aside from that, a number of subsidiary laws or instruments were drafted and made by the Cabinet to ensure completeness in the anti-money laundering and combating of terrorist financing law reform. Altogether this contributes to Nauru's preparation for the mutual evaluation that Nauru is now undergoing as a member of the Asia Pacific Group on Money Laundering. The Office of the Legislative Drafter has therefore been heavily involved with Nauru's preparation for the 2023 anti-money laundering mutual evaluation.

Since July 2022, the Office of the Legislative Drafter has been working closely with the Department of Finance to draft the *Consumer Protection Bill* ('CPB'). This Bill is a result of the reform of laws relating to consumer protection which includes the regulation of prices of goods. The CPB will establish an Authority that will monitor consumer protection matters. This reform was completed in early 2023 when Cabinet approved the tabling of the CPB in Parliament, in February 2023. In June 2023, the CPB was tabled in Parliament. It is currently still before Parliament as it has been deferred to the next sitting of Parliament, for debate.

Towards the end of December 2022, the *Inclusion of Persons with Disabilities Bill* was finalised. It was submitted to the Cabinet and approved for tabling in Parliament in early 2023. In June 2023, the Parliament passed the *Inclusion of Persons with Disabilities Act 2023* 11 years after Nauru signed up to the *Convention on the Rights of Persons with Disabilities*. The significance of this Act is that it demonstrates Nauru's commitment to meeting its obligations under the Convention it ratified 11 years ago. It also gives the Department of People Living with Disabilities a legal framework under which it can commence its administrative work, to advance the interests of people living with disabilities. This Act will increase the Acts of Nauru to 190.

Goals set and achieved for 2022-2023	
√	Annual Law Revision and Consolidation completed
√	RONLAW updated with revised and consolidated versions
√	Completion of the anti-money laundering and combatting terrorist financing Law Reform
√	Completion of the consumer protection Law Reform.

From June 2022, significant work was done for the reform of the anti-money laundering and combating of terrorist financing law. This required an in-depth review of all laws related to money laundering. Consultations were undertaken on the draft laws in a collaborative effort of the Legislative Drafting Team and the Financial Intelligence Unit. In June 2023, Parliament passed 2 Acts as a result of the reform. These are, the *Anti-Money Laundering and Targeted Financial Sanctions Act 2023* (AML-TFS Act) and *Proceeds of Crime (Amendment) Act 2023*.

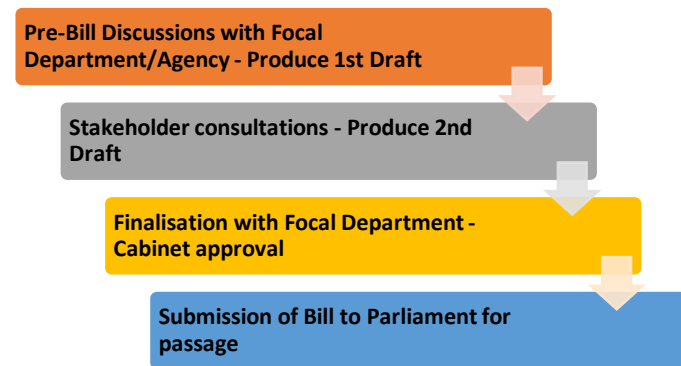


Figure 6. Law reform process on the AML-TFA and PC amendment

CHALLENGES AND WAY FORWARD

Law reform is a vital function of the Office of the Legislative Drafters. As part of the process of drafting new laws and amendments, the Office is required to conduct thorough consultations to ensure that all relevant stakeholders that will be affected by the legislation, take part and have a say in the propositions. More often than not, responses if any, are delayed.

The drafting team have established a more concrete timeline giving ample time for a consultation period and final drafting of bills and regulations.

Main Activities 2022-2023	Key Performance Indicator	SWOT
<i>Corresponding with employers of deceased persons</i>	<i>Deceased persons pending salaries and other entitlements are transferred to the Curator's account</i>	<p>STRENGTH:</p> <ul style="list-style-type: none"> - Long service experience of current curator <p>WEAKNESS:</p> <ul style="list-style-type: none"> - require additional staff <p>OPPORTUNITIES:</p> <ul style="list-style-type: none"> - USP courses available and taken up by staff for upskilling and personnel development <p>THREATS:</p> <ul style="list-style-type: none"> - there is a need to update the relevant laws to protect the interests of minor beneficiaries who are under trusteeship
<i>Receiving deposits on behalf of deceased persons</i>	<i>Received deposits and processed payouts to beneficiaries from the following estates: Ronphos, Nauru Utilities Corporation (NUC), Nauru Rehabilitation Corporation (NRC), Eigigu Holdings Corporation (EHC) and the Government (land rentals, land leases, aerodrome land rentals, royalties, Regional Processing Centre (RPC) land rentals) for process of payouts</i>	
<i>Issuing payments to beneficiaries</i>	<i>Rightful beneficiaries are identified and payment is made to designated bank accounts after 21 days of gazettal – no complaints thus far</i>	
<i>Record and Update Curator Registry</i>	<i>Curator Registry updated as timely payouts made</i>	

**NSDS Priority Area
Cross-Goal 2:**

Strengthen Parliament, Audit, Justice, Law, Order and Border Control

PURPOSE STATEMENT

To be the custodian of personalty and realty intestate estates of a deceased person according to law.

OBJECTIVES

- ❖ To hold all monies, personalties and realties of the estate of the deceased persons where there is no will in place
- ❖ To administer estates to concerned beneficiaries of the intestate estates in accordance with the gazette and the law.

Legislative Mandate

Succession, Probate and Administration Act 1976

NUMBER OF STAFF

2

Section Summary

The Office of the Curator of Intestate remain one of the smallest divisions in JBC. Its purpose is fundamental in protecting a beneficiary's right to property and ownership of a deceased persons property who does not distribute their estate or part of it by way of a Will.

It is the custodian and distributor of the estates of deceased Nauruan persons. As the caretaker, it is empowered to safeguard and administer the estate safely to the legitimate beneficiaries.

The margin for deceased estates with curator does not remain the same. Once the estate is published in the gazette and 21 days has lapsed without any injunction from court, curator will release all payments to the concerned beneficiary/ies accordingly with the gazette.

Also, there are several pending payments due to court injunctions and estates that are yet to be determined by the Nauru Lands Committee.

KEY ACHIEVEMENTS

SECTION DEVELOPMENT

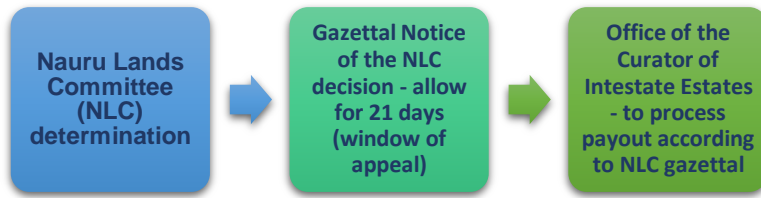


Figure 7. NLC determines beneficiaries then 21 days is allowed for appeals to be raised after which the Curator administers properties accordingly. Legitimate beneficiaries must be officially identified before payouts are made.

In Nauru, the laws on the distribution of intestate estates are clearly prescribed in the *Succession, Probate and Administration Act 1976*. Despite the legal provision being the same for nearly half a century, the Office of the Curator of intestate estates has managed to maintain steady implementation ensuring that properties of a deceased person’s properties are secure and justly administered.

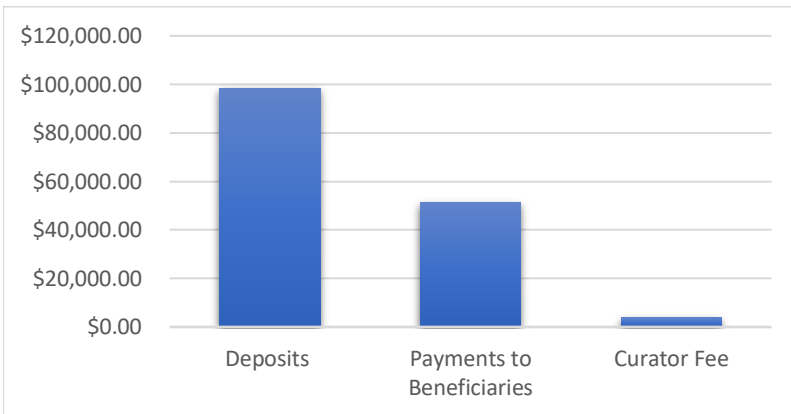


Figure 8. The graph shows fluctuations every time new estates are published in the gazette.

VITAL STATISTICS

For the fiscal year of 2022 to 2023, total deposits of cash made through Bendigo Bank was AUD98,313.66 out of which AUD51,435.55 was made to concerned beneficiaries.

The Curator Fee derived from the relevant transactions was AUD3,968.92.

These figures show that approximately 44% of the payments are pending due to court injunctions and overseas payments for estates that are yet to be determined by NLC.

Goals set and achieved for 2022-2023	
✓	Continued capacity building for the staff
✓	Reduced backlog through public notifications regarding unclaimed monies and estates
✓	Using the electronic filing system as back up for the hard files
✓	Improved process established for payments to beneficiaries living overseas

CHALLENGES AND WAY FORWARD

The Office will continue to follow up and correspond with the Judiciary on the progress of pending court injunctions in relation to estates, so as to payout the concerned beneficiaries and to effectively reduce the backlog of unclaimed monies in the estates.

Policy and legislative reform are envisaged to take place to positively enhance and support the service delivery of the Office.

BUSINESS REGISTRATION, BUSINESS LICENSING, SECURITY LICENCING, IMPORT LICENSING AND BENEFICIAL OWNERSHIP DIVISION

Main Activities 2022-2023	Key Performance Indicator	SWOT
Ensure compliance of business laws by all business proprietors and trading companies	<i>Scheduled inspections are conducted and non-compliant business operators are reprimanded</i>	STRENGTH: - the division is wholly run by locals motivating a conducive for the local business context WEAKNESS: - need to build up communication networking between staff members for more efficient workflow OPPORTUNITIES: - abundance of training and upskilling opportunities that is fully supported by the Department THREATS: - corporation law needs to be revised - it is the oldest company law in the Pacific and still holds colonial provisions that need to be updated
	<i>Security companies are operating with licenses</i>	
Facilitate awareness raising efforts to ensure compliance to business, security and import laws	<i>It is mandatory that the business division staff give a brief summary to applicants on the legal requirements of the relevant application - Applicants for business licenses, security licenses and import licenses and are well informed by the business division staff</i>	

NSDS Priority Area

Econ-Goal 5:

Promote development of small and micro-enterprises, foreign investments and economic integration into the global economy

Cross-Goal 2:

Strengthen Parliament, Audit, Justice, Law, Order and Border Control

PURPOSE STATEMENT

To ensure that all business and trade in Nauru are legitimate and operate lawfully

OBJECTIVES

- ❖ To register all businesses
- ❖ To administer business licenses;
- ❖ To monitor legitimacy of trade and business operations in Nauru

Section Summary

The Business Registration, Business Licensing, Security Licensing, Import licensing and Beneficial Ownership Division is composed of 5 subdivisions that is staffed by 4 officers.

The Business Registration sub-division process certificates of registration of business names for consideration by the Registrar of Business Names as prescribed for under the *Business Names Registration Act 2018*.

Applications for business licences is processed by the Business Licensing subdivision pursuant to provisions of the *Business Licences Act 2017*. The Registrar of Business Licenses considers and grant business licenses accordingly.

The Security Licensing subdivision is responsible for processing security licences according to the *Private Security Act 2012*. Security licences are considered and granted by the Licensing Authority.

The *Customs (Prohibition of Imports) Proclamation No 1 2014* mandates the function of the Import Licensing Subdivision. An application for an import licence is initially received by the Nauru Customs Service before it is submitted to the Department of Justice for determination.

The Secretary for Justice, in his capacity as the Authority, is responsible for establishing and maintaining the Register of Beneficial Owners and database of beneficial owners. The *Beneficial Ownership Act 2017* mandates the function of the Beneficial Ownership Subdivision.

Legislative Mandate

Private Security Act 2012
Customs (Prohibition of Imports) Proclamation No 1 2014

Beneficial Ownership Act 2017
Business Licencing Act 2017
Business Names Registration Act 2018

**NUMBER OF
STAFF**

5

KEY ACHIEVEMENTS

VITAL STATISTICS

There are 674 registered businesses in Nauru operating under various business natures. 511 have successfully renewed their licences whilst 164 new business names are registered making AUD700,285 in revenue. These applications comprise 68% out of the total applications processed by the Business Division.

26 Security firms have renewed their licenses out of a total of 48 registered security firms. This brings the total relative revenue at AUD 787,185. The decrease in number of security firms is due to the winding down of the Regional Processing Centers (RPC).

96 transfer of licenses from former proprietors to new proprietors and variation of business licenses have been approved equating to AUD30,700.

72 late submissions of renewal applications were approved which has incurred late fees up to AUD14,400. licenses were cancelled while X businesses have ceased operation. 7 new corporations are registered for beneficial ownerships.

The total revenue for the Business Division is AUD893,285.

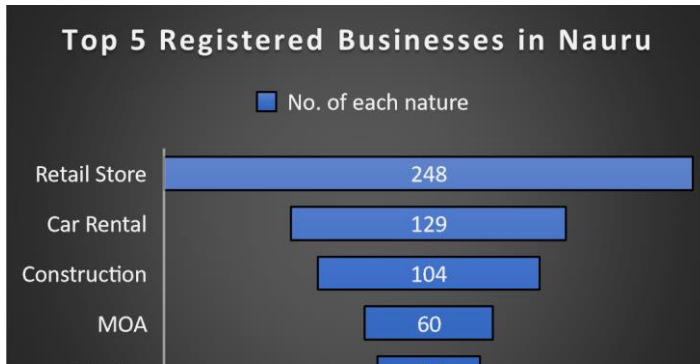


Figure 9. There is a variation of 10 business natures registered in Nauru. The top 5 are shown in the graph above.



Figure10. The dedicated Business Division Team do their best to ensure that business applicants are well informed

SECTION DEVELOPMENT

New Bingo Regulation

With the recent Cabinet approval of the *Gaming (Bingo) Regulation 2023*, 31 bingo operators have registered their bingo businesses. The Regulation legalized the operation of the bingo market which is notable as it was for a long time identified as an exempt type of gaming. All bingo business whether they are single event fundraisers or long-term events are legally required to hold a business licence.

CHALLENGES AND WAY FORWARD

There is a need to establish a shared data base system. The Division is working with the Department of Information Communication Technology for the administration of the new system online.

This will enhance the efficiency of the registration process where monitoring and recording is consistent.

At current there is a ratio of 2 inspectors per the 674 businesses. There is an opportunity for recruitment and appointment of business inspectors.

Goals set and achieved for 2022-2023

✓	Business inspections all conducted for 600 plus business operators
✓	In house training on business/corporation laws
✓	Implemented a 7 day turn-around time for processing of applications
✓	The business registry is up to date

Main Activities 2022-2023	Key Performance Indicator	SWOT
<i>Formalising the legal standing of a corporation, partnership, association and trust by accepting and indexing the filing or registration</i>	<i>An increase number of corporations incorporated</i> <i>More partnerhips, trusts and associations registered</i>	STRENGTH: <ul style="list-style-type: none"> - Interlinked with the Business Division ensuring efficiency of workflow among relevant sections WEAKNESS: <ul style="list-style-type: none"> - Same staff as the Business Division - Need to advertise positions OPPORTUNITIES: <ul style="list-style-type: none"> - There is a need to employ new personnel for this division – employment opportunities THREATS: <ul style="list-style-type: none"> - Associations can be registered as Non-profit organization and attract international and regional support for useful community programs
<i>Supplying information and certification of a corporation, partnership, association and trust</i>	<i>Database updated on registry of corporations, partnerships, associations and trusts</i>	

**NSDS Priority Area
Econ-Goal 5:**

Promote development of small and micro-enterprises, foreign investments and economic integration into the global economy

Cross-Goal 2:

Strengthen Parliament, Audit, Justice, Law, Order and Border Control

PURPOSE STATEMENT

To improve services provided to the public in terms of quality, professionalism, efficiency, accessibility and effective control, monitoring and enforcement of the provisions of the relevant company laws.

OBJECTIVES

❖ To provide Corporations, Partnerships, Associations and Trusts with the legal right to operate in the Republic

Legislative Mandate

*Corporations Act 1972
Partnership Act 2018
Trusts Act 2018
Registration of Association Act 2020*

NUMBER OF STAFF

4

Section Summary

The Corporations, Partnerships, Associations and Trusts Registration Division is one of the youngest divisions in JBC. Before the creation of the Division, the registrations were handled by the *Business Registration, Business Licencing, Security Licencing, Import Licencing and Beneficial Ownership Registration Division.*

In 2017, JBC saw the need to create a section to put in place a specific and comprehensive process for the registration of corporations, partnerships and associations as well as trusts.

Over the years, the establishment of positions and recruitment of officers to the new division has been the main priority. Following on from that, policy development for the division’s function and capacity building for relevant staff has ensured that the service is productive, efficient and appropriate.

Awareness raising is an ongoing mandate of the division to advise relevant partner agencies such as the Department of Finance on particular legislative mandates for the registration process to be collaborative and sensible.

The Division provides a service to the people of Nauru and other potential clients with access and opportunity to other avenues of business and community project opportunities which is envisaged to enhance and support community development.

KEY ACHIEVEMENTS

VITAL STATISTICS

Corporations incorporated	68
Partnerships registered	13
Trusts registered	0
Associations registered	5

Since June 2022 to date, 7 new corporations have been registered and 61 corporation certificates have been renewed. In summary, 68 corporation certificates have been issued for this reporting year.

The awareness raising efforts of the division saw the increase of registered partnership by 5, trusts registration rise to X and the number of associations registered increase to 5 bringing.

The Division has succeeded in achieving recognition of the process where corporations, partnerships, trusts and associations are applying for registration and understand that legal establishment is vital for their companies or groups to be formerly recognized.

Figure 11. There is an increase in statistics for the number of registered corporations, partnerships, trusts and associations

SECTION DEVELOPMENT

A suitable monitoring and evaluation mechanism were established to identify gaps and challenges that may emerge from the registration process. It enabled the tailoring of feasible solutions to resolve many issues faced by the Division one of which was the registration of overseas companies by local residents. The Divisions scrutiny of application for registrations is stringent so that the process is equitable to all applicants where the legal criteria is met and the equal benefits are afforded.

Objectives and targets derived from operational policies were guided by the relevant laws whereby the structure and function of the Division was formulated.

Training alleviated the technical skills of the officers to properly monitor the status of an organization, record and update the registers accordingly.

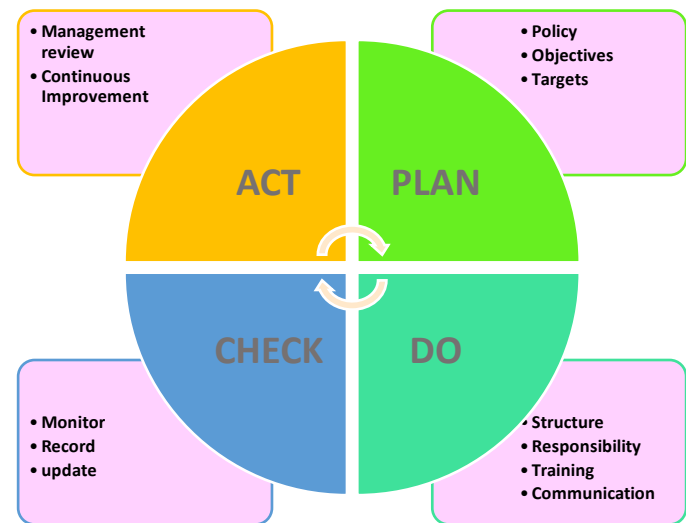


Figure 12. Monitoring & Evaluation process

Goals set and achieved for 2022-2023	
√	The Division is sufficiently staffed with and experienced officers
√	Increase number of registered corporations, partnerships and associations
√	Capacity building and training in corporate law

CHALLENGES AND WAY FORWARD

In attending trainings and workshops on company law the Division has identified that there is a need to review the current laws that govern company registration. Made in 1972, it is one of the oldest in the Pacific region.

JBC's periodic review of the legislative framework through its law revision and consolidation activities will include the assessment of such laws to ensure that they work for the current environment in Nauru.

FINANCE INTELLIGENCE UNIT

Main Activities 2022-2023	Key Performance Indicator	SWOT
There is compliance of on Financial Action Task Force (FATF) 40 recommendations to prevent Money Laundering and Terrorist Financing	<i>Received membership benefits from APG and FATF and Pacific Financial Intelligence Community Annual Meeting attendance sponsored by APG FIU TAIPAN database provided by AUSTRAC</i>	STRENGTH: <ul style="list-style-type: none"> - An experienced and passionate head of section in the field of financial intelligence. WEAKNESS: <ul style="list-style-type: none"> - The need for more local staff OPPORTUNITIES: <ul style="list-style-type: none"> - Strong partnership and support from Asia Pacific Group, AUSTRAC and FATF. THREATS: <ul style="list-style-type: none"> - Policy gaps in the Anti-Money Laundering legislative framework.
Ongoing Work with Asia Pacific Group (APG) on Anti-Money Laundering (AML) legislative drafting project	<i>Anti-Money Laundering and Targeted Financial Sanctions Act 2023 passed in May 2023 Proceeds of Crime (Amendment) Act 2023 passed in May 2023 AML and TF risks are effectively addressed through laws to maintain a low risk status</i>	
Public awareness on AML, Terrorist Financing and Targeted Financial Sanctions	<i>National Anti-Money Laundering and Combatting the Financing of Terrorism Strategy 2022-2025 is now in place. This will now assist to enhance collaboration:</i> <ul style="list-style-type: none"> • with competent authorities; and law enforcement partners • with Private Partners 	

**NSDS Priority Area
Econ-Goal 7:**

An effective, competitive and stable financial system that will enhance economic growth and development

Cross-Goal 2:

Strengthen Parliament, Audit, Justice, Law, Order and Border Control

PURPOSE STATEMENT

To ensure that Nauru’s financial sector understands and abides by its obligation under the anti-money laundering (AML) provisions including the ‘Combating the Financing of Terrorism (CFT) framework.

OBJECTIVES

❖ To foster and build relationships with industry to ensure compliance is achieved.

Legislative Mandate

*Anti-Money Laundering and Targeted Financial Sanctions Act 2023
Proceeds of Crime Act 2004*

Section Summary

The Financial Intelligence Unit (FIU) is the main agency of the Government that receives financial information pursuant to Nauru’s anti-money laundering laws and ensures that the national legal and reporting framework meets the Financial Actions Task Force (FATF) international standards on money laundering and terrorist financing.

The Financial Intelligence Unit (FIU) is headed by the FIU Supervisor. The FIU is in the process of recruiting another officer to the team. This will ensure that the team is adequately staffed to carry out the required duties and responsibilities of the FIU. The FIU is strongly backed by the Secretary for Justice and Border Control to ensure deterring money laundering and terrorist financing activities in Nauru.

The main focus of the FIU is to ensure Nauru is well prepared for the Mutual Evaluation in 2024. The FIU is currently engaged with key stakeholders in ensuring a collaborative approach and the stakeholders are well informed of the process.

**NUMBER OF
STAFF**

2

KEY ACHIEVEMENTS

SECTION DEVELOPMENT

Technical Compliance and Efficiency

The first phase of the Technical Compliance (TC) work is complete where FIU submitted the following reports and documentations:

- (a) TC Supplementary Report
- (b) TC Annex Report
- (c) Effectiveness and Supplementary submissions with evidence

Additional responses were provided on the TC Annex Report at the Pre-ME virtual meeting.

The onsite visit by assessors for the next phase consist of looking at the effectiveness of the work that is being implemented by FIU. This will take place in October 2023.

In the meantime, FIU continues to liaise with key public and private stakeholders to maintain efficiency status and information update of the work ensuing the visit.



Figure 13. Pre-Mutual Evaluation (Pre-ME) Meeting with AUSTRAC and the Assessors attended by the Secretary for Justice and Border Control, the Director for Legislative Drafters and the Financial Intelligence Unit Supervisor.

Egmont Membership

The application for EGDMONT membership was approved securing 2 sponsors; AUSTRAC and Cook Islands. This was boosted by AUSTRAC sponsorship of the TAIPAN database which is now complete and its installation is underway in the ICT Server.

Furthermore, FIU has been regularly meeting with essential sponsors AUSTRAC and Cook Islands in preparation for the Mutual Evaluation (ME).

NEW AML LEGISLATION PASSED IN PARLIAMENT

The *Anti-Money Laundering and Targeted Financial Sanctions Bill 2023 (AML-TFS)* was legislated in the last parliament sitting that was held in June of this year, repealing the *Anti-Money Laundering Act 2008*. Consequentially, the *Proceeds of Crime (Amendment) Bill 2023* was also passed substantiating the legislative framework for an elevated compliance status for Nauru.

A review of the AML-TFS was conducted by the Republic of China (ROC) Taiwan and at its completion it was rated as largely compliant.

GOALS SET AND ACHIEVED FOR 2021 – 2022

- ✓ Anti-Money Laundering Targeted Financial Sanctions Act 2023 and Proceeds of Crime (Amendment) 2023 in place
- ✓ EGDMONT membership application approved and sponsorship secured
- ✓ Pacific Financial Intelligence Community member
- ✓ Database Project “TAIPAN” completed under technical assistance from AUSTRAC

CHALLENGES AND WAY FORWARD

FIU is at current staffed by an expat Supervisor and it is a necessity for a local staff to be employed as soon as practicable. This is so that the institutional memory can be maintained and ongoing work can continue and be sustained by having local expertise with regards to FIU.

INTELLECTUAL PROPERTY DIVISION

Main Activities 2022-2023	Key Performance Indicator	SWOT
<i>Develop an efficient intellectual property system</i>	<i>Development of shared databased for easy access and recording – the target is to have fully functional by the end of 2023</i>	STRENGTH: <ul style="list-style-type: none"> - A vast number of JBC staff have attended training in IP WEAKNESS: <ul style="list-style-type: none"> - the Database needs to be completed as soon as practicable to address policy gaps in IP registration - Division staff are interim only OPPORTUNITIES: <ul style="list-style-type: none"> - Strong partnership with WIPO ensures that there are many training and upskilling opportunities for local staff - IP is known to be one of the biggest institutions for revenue generation THREATS: <ul style="list-style-type: none"> - International clientele requires a reliable digital system - The need to improve physical filing systems
<i>Build the capacity of local staff</i>	<i>General training of local staff in IP</i> <i>Qualified local lawyer with Masters in IP</i>	
<i>Raise awareness and promote IP Office to clientele nationally and internationally for revenue generation</i>	<i>Revenue generated</i> <i>IP protection assured</i>	

NSDS Priority Area
Cross-Goal 2:
Strengthen Parliament, Audit, Justice, Law, Order and Border Control

PURPOSE STATEMENT

To maximize IP services as an avenue for national revenue generation with regard to registration and administration fees

OBJECTIVES

❖ To provide efficient service with regards to registration and administration of patents, trademark and copyright

Legislative Mandate
Patents Registration Act 1973
Copyright Act 2019
Trademarks Act 2019

Section Summary

Intellectual Property Rights (IPRs) such as Patents, Trademark and Copyright protects the innovative products and services that help the economy grow. IPRs are effectively registered and administered by the Intellectual Property Division (IP).

The IP Division is headed by the Registrar of Intellectual Property and assisted by 2 legal officers, a Pleader and Paralegal officers from the Business Section and the Office of the Solicitor General.

Capacity building for local staff are regularly provided via the online platform whereas some meetings and workshops are attended onsite. A local senior legal officer has recently graduated with Masters in Intellectual Property, through a scholarship funded by the World Intellectual Property Office (WIPO).

The IP Division continues to receive an influx of international IP applications from major companies such as Tiktok, Samsung, Ford and other multi corporations.

**NUMBER OF
STAFF
(interim)**

6

KEY ACHIEVEMENTS

Section Development

Nauru participated for the first time in the Intergovernmental Committee on Intellectual Property and Genetic Resources, Traditional Knowledge and Folklore (IGC45) at its 45th Session and for the second time at its 47th session. It is facilitated by the World Intellectual Property Organization (WIPO) and was held in Geneva, Switzerland.

The IGC consists of representatives from the 193 countries that are state parties to WIPO.

The significance of the Committee is to formulate a treaty document to safeguard genetic resources, traditional knowledge and folklore of relevant beneficiaries.

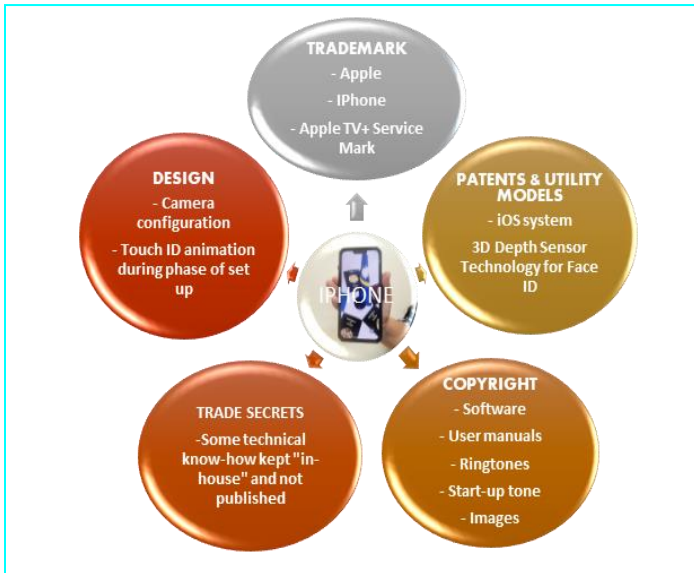


Figure 14. Intellectual property safeguards the origin of a creation or invention.

The limitation that Nauru was faced with at this meeting was the fact that it was clustered with the Asia Pacific Group (APG) which was headed by Indonesia. This disregarded the distinct difference in context of Asian countries and Pacific Island Countries (PIC's) especially regarding genetic resource, traditional knowledge and folklore as well as the beneficiaries thereof. This was highlighted by the Nauru delegation as an issue that could be addressed by separating the 2 regional groups so that considerations made by the clustered countries would be more applicable within the group. The anticipated completion of the treaty document is targeted for the upcoming IGC sessions.

Stemming from the IGC, a virtual roundtable on Arts Festivals, Copyright, Traditional Knowledge and Traditional Cultural Expressions was held in April 2023 for PIC's. It was attended by the Department of Justice and Border Control – IP Division and the Department of Internal Affairs – Culture and Language Division. This is a scoping mission for an opportunity to hold an exhibition for Pacific countries to display ownership of their traditional knowledge and traditional cultural expressions.

GOALS SET AND ACHIEVED FOR 2022 - 2023	
✓	Capacity building for local staff in intellectual property rights
✓	Develop an efficient database for the IP Office for easy access and recording of IP applications

CHALLENGES AND WAY FORWARD

The division is manned by interim staff. At current, only the pleader position has been filled. JBC is planning to expand the division by establishing more positions so that the high demand of the service especially with respect to international clients is met.

Main Activities 2022-2023	Key Performance Indicator	SWOT
<i>Build and apply robust operational and corporate governance frameworks</i>	<i>Prosecution decision-making and service delivery are consistent, fair and compliant.</i>	<p>STRENGTH:</p> <ul style="list-style-type: none"> - teamwork and ability to share our knowledge and experience on the law and the cases handled daily - able to step in and assist our colleagues in ensuring that the work is done effectively and disposed of in a timely manner <p>WEAKNESS:</p> <ul style="list-style-type: none"> - lack of collaboration with the relevant stakeholders in terms of getting documentary evidence in a timely manner - the provision of appropriate experts especially forensic pathologists or accountants to provide an assessment and opinion in any particular case <p>OPPORTUNITIES:</p> <ul style="list-style-type: none"> - joint collaboration of combined law agency groups locally, regionally and internationally in the fight against emerging crimes. <p>THREATS:</p> <ul style="list-style-type: none"> - withdrawal of complaints from victims of crimes and/or the non-reporting of criminal activities.
<i>Identify and adopt efficient and effective processes and systems to conduct early analysis of files</i>	<i>Appropriate charges and resolution potential identified</i>	

NSDS Priority Area

Cross-Goal 2:

Strengthen Parliament, Audit, Justice, Law, Order and Border Control

PURPOSE STATEMENT

To Promote and uphold the rule of law by providing a modern, professional and effective prosecution service to the people of the Republic.

OBJECTIVES

- ❖ Review and where appropriate prosecute criminal cases following investigations by partner agencies such as police, fisheries, Electoral Commission.
- ❖ Advise police and other departments in matters relating to criminal offences
- ❖ Consider whether there is sufficient evidence or public interest to require a prosecution

Legislative Mandate

*Criminal Procedures Act 1972
Crime Act 2016*

NUMBER OF STAFF

5

Section summary

The Office of the Director of Public Prosecutions (ODPP) is mandated under section 45 of the *Criminal Procedure Act 1972* and plays a key role in supporting the enforcement of criminal laws in the Republic of Nauru, including international laws, treaties and conventions that the Republic has ratified, as well as contributing towards the continued development and maintenance of a just and fair criminal justice system.

The ODPP is responsible for prosecuting criminal appeals before the Supreme Court and Court of Appeal.

The ODPP is open to receiving and considering written representations concerning criminal cases from aggrieved persons, defendants, and/or from legal practitioners.

The ODPP strives to develop and build outstanding capability by investing in learning and development, embracing innovation, seeking feedback to inform continual improvement, and ensuring that every person at the ODPP contributes to the delivery of our strategic priorities.

KEY ACHIEVEMENTS

VITAL STATISTICS

Completed Matters	94
Police Dockets returned to NPF	6
Open Matters	121
Total Files Received into The ODPP Practice	221

ODPP ACTIVE FILES as at 18 June 2023	
	NO. of ACTIVE FILES
ADVICE FILES	25
MISCELLANEOUS ACTION	1
DISTRICT COURT	45
SUPREME COURT	46
COURT OF APPEAL	8

Figure 15 & 16. 221 case files were received by the ODPP out of which 125 are active in various court jurisdictions

SECTION DEVELOPMENTS

Overseas Trainings and Meetings Attended by Locals and Expatriate Officers

With many of the international borders finally re-opening in June 2022, after the COVID outbreak a flurry of overseas trainings and meetings were attended by ODPP officers. These trainings and meetings canvassed areas of discussion concerning cyber-crime issues (Fiji & PNG), discussion over sexual and gender-based violence guidelines (Apia Samoa), corruption measures, and the meeting of minds of border force agencies on financial crime and money-laundering legal frameworks in Apia Samoa.

PILON

With the former DPP, Ronald Bei Talasasa, chairing the PILON Corruption Working Group in 2022 saw the delivery of two webinars (1. 'Following the Digital Paper Trail (1 April 2022) & 2. 'Mutual Assistance' (21 October 2022)) along with Whistleblowing animated videos.

The Working Group now under the chair of incumbent DPP, Andie Driu, sees two webinars planned for 2023, the first on 22 June 2023 on 'Gift-Giving vs Corruption – where is the line?' and the second one happening in September.

SGBV Working Group

The Sexual Gender Based Violence (SGBV) Working Group is currently working on a Regional Guideline to assist Pacific Island Countries in terms of prosecuting sexual and gender-based violence and the special measures used or that could be used in each region when handling such offences. The guideline is expected to be launched during the Pacific Island's Law Officers Network (PILON) Annual General Meeting this year which is scheduled to be held in Nauru, 2023.

GOALS SET AND ACHIEVED FOR 2022 - 2023

- ✓ Strong networking with PILON to address regional issues in regards to legal practice in the pacific.
- ✓ Capacity development is undergone by local staff ODPP.

CHALLENGES AND WAY FORWARD

There is only one local legal officer. JBC and the ODPP plan to recruit more local staff in the higher positions. The recent revision of the JBC organizational structure included the establishment of such positions. This will avail employment opportunities for recently admitted Nauruan barristers/ solicitors. There is no discriminations on applicants to any vacancies.

Main Activities 2022-2023	Key Performance Indicator	SWOT
<i>Implementation of Office Policy Guidelines</i>	<i>Daily operations have become more efficient</i> <i>A timely process for legal aid application process and representation</i>	STRENGTH: <ul style="list-style-type: none"> - There is a majority of local officers in PLD ensuring ownership and sustainable operation as well as easier communication with local clients - An experienced and qualified team WEAKNESS: <ul style="list-style-type: none"> - Recent staff turn over has left the officer overloaded OPPORTUNITIES: <ul style="list-style-type: none"> - Vacancies are anticipated to be filled by the end of 2023 THREATS: <ul style="list-style-type: none"> - Local lawyers need more recognition and political support in their ability to lead the section
<i>Recruiting of local legal practitioners</i>	<i>1 pleader recruited</i> <i>1 local legal officer recruited and active in easing litigation back log</i> <i>Recruitment of local trainee paralegal</i>	
<i>Take up clients applying for legal aid regarding civil matters</i>	<i>An increase of legal aid representation for civil matters</i>	

NSDS Priority Area
Cross-Goal 2:

Strengthen Parliament, Audit, Justice, Law, Order and Border Control

PURPOSE STATEMENT

To promote equal access to Justice and the fundamental human right of innocence until guilt is proven

OBJECTIVES

❖ To provide legal aid for the members of the public who are unable to find private legal representation due to financial constraints or other causes

Legislative Mandate

- Maintenance Act 1959*
- Criminal Procedures Act 1972*
- Family Court Act 1973*
- Matrimonial Causes Act 1973*
- Crimes Act 2016*

NUMBER OF STAFF

5

Section summary

During this fiscal year, the Office of the Public Legal Defenders (OPLD) spent enormous efforts to recover and readjust from the anomalies of the last reporting period. It entailed the reopening of borders, the easing of COVID-19 restriction and the resurgence of litigation work, particularly with the apex court.

The Nauru Court of Appeal convened in August and September 2022 for full sitting, following a three-year hiatus. It was a welcome relief as the number of pending cases were finally being heard and disposed of. A total of 6 appeal matters were heard and 5 judgements have been delivered.

The Supreme Court was severely impacted following the resignation of former Chief Justice Fatiaki in June 2022. Despite the lone presents of Acting Chief Justice Khan, PLD managed to dispose of 10 criminal and civil cases in the Supreme Court. The prioritization of remand cases has also help speed up the disposal of cases.

The District Court continued its function and OPLD played its part in the administration of cases. An influx of traffic matters where people who were charge with driving under the influence of liquor, made head way during the reporting period. As many as 40 clients have pleaded guilty and have been sentence for this offence.

Following discussion with the Family Court registry staff, service of documents for divorce petitions has been actively implemented. This has resulted in many divorce cases proceeding and disposed of. Other applications such as guardianship and adoptions have also been processed but the majority of family clients are yet to provide relevant documents and instructions for further action.

KEY ACHIEVEMENTS

VITAL STATISTICS

Criminal/ Civil / Famil	July 2022 to March
Total Number of Cases Opened	167
Total Number of Cases Disposed	57
Total Number of Cases Outstanding	110

Figure 17. Case statistics for PLD 2022 to 2023

As of June 2023 OPLD is in carriage of 110 files with an average of 1 to 2 files added each month and 2 to 3 matters closed per quarter year. 62% is related to criminal matters while 38% are matters dealing with family law; divorce, maintenance, dispensation of consent for adoption, guardianship and custody.

PLD attends to an average of 12 court hearings per week with approximately 1 matter proceeding to trial per fortnight. The cases were divided among 4 legal practitioners within the section but with the recent staff turn-over, the cases were further shared among the 2 remaining legal practitioners in the section; the Director for Public Legal Defenders and a newly recruited local legal officer.

SECTION DEVELOPMENT

Implementation of Policy Guidelines

The *Office Policy Guidelines* were finally implemented following 3 years of discussions. The Guidelines published in pocket sized booklets and were launched during Public Service Day on 24th November 2022. It is envisaged that the Guideline will be instrumental in facilitating effective work in the daily operations of the Office.

As part of the policy, the legal aid application form was revised to allow a more thorough understanding of an applicant's situation for a better-informed consideration of applications. This was necessary to tighten the criteria for approval as the request for legal aid had become cumbersome and overwhelming where the criteria was fully clarified in the previous application form.

The new form provided questions to allow for the identification of potential clients with disability/ies. Where the application is approved, the OPLD will be informed on the special needs of a client and apply reasonable accommodation for his or her legal support.

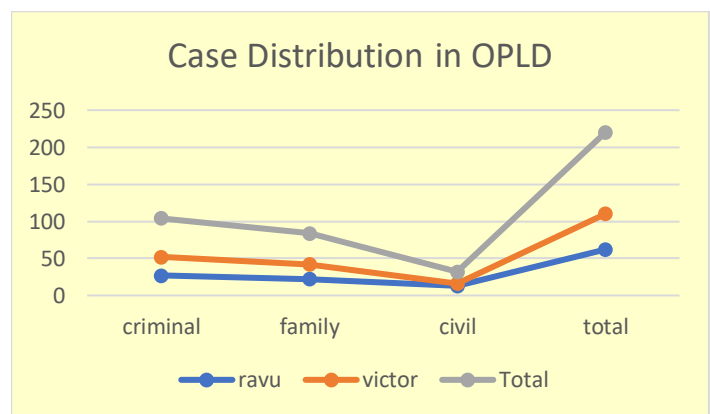


Figure 18. Case distribution between PLD officers

Promotion of Pleader Graduate

Lisa Marie Solomon a recent graduate of the recent Pleaders Course 2021 to 2022 was successful in her application for the OPLD pleader position that had been vacant since the establishment of the Office. She will commence practice in litigation once she has been admitted to the bar which is aimed to happen in the coming months.

CHALLENGES AND WAY FORWARD

PLD needs to recruit more legal practitioners so that the high demand of legal aid can be supported. JBC may need to offer incentive to attract qualified Nauruans to the legal positions. For instance, increase salary rates for legal officers. This has been discussed with the Department of Corporate Services. The issue is that the remuneration policies must be adhered to.

GOALS SET AND ACHIEVED FOR 2022 - 2023

√	Publication of the Office Policy Guidelines.
√	Junior local staff promoted to Pleaders

OFFICE OF HUMAN RIGHTS

Main Activities 2022-2023	Key Performance Indicator	SWOT
Complete the Human Rights Treaty Reports and facilitate Universal Periodic Review (UPR) process	<i>Drafting is at the final stages</i> <i>UPR Recommendation Implementation Plan formulated and disseminated for departments to include activities in budget</i>	STRENGTH: <ul style="list-style-type: none"> - Experienced and qualified staff - Understanding of the importance of human rights in the Nauru context is vast WEAKNESS: <ul style="list-style-type: none"> - Need more positions to be established for sufficient man power to meet reporting deadlines - There is no complaint mechanism for breach of human rights OPPORTUNITIES: <ul style="list-style-type: none"> - Abundance of training opportunities funded by donors - Collaborative work with other sections and departments because human rights is a cross cutting concept THREATS: <ul style="list-style-type: none"> - Exclusion by key departments where human rights is concerned
Support other focal Departments in human rights treaty drafting	<i>Completed the CRPD Report and submitted to the Department of Persons Living with Disabilities (PWD)</i>	
Support law reform process in proposed legislations impacting human rights in Nauru	<i>Bingo Regulation passed by Cabinet and is being implemented prescribing for bingo times and operations that are conducive to social inclusion of the older population while at the same time considerate to family time</i> <i>Human Rights Commission Bill ready to be tabled in Parliament</i> <i>Pre-drafting of Aiwo Compensation Scheme Bill</i>	

NSDS Priority Area *Cross-Goal 2:*

Strengthen Parliament, Audit, Justice, Law, Order and Border Control

PURPOSE STATEMENT

To foster and promote human rights sensitization in the Nauru Public Service and monitor the human rights situation in Nauru.

OBJECTIVES

- ❖ To analyze and consider human rights resolutions according to human rights in the Nauru context
- ❖ To draft human rights treaty reports and facilitate the UPR Process for Nauru as a UN member state
- ❖ To conduct legislative compliance reviews with regards to ratified treaties or treaties under consideration to be ratified.
- ❖ To formulate human rights advices where requested by Government or other public entities.

LEGISLATIVE MANDATE

Constitution of Nauru
Domestic laws related to Human Rights
International Human Rights Treaties

Section Summary

One of the key mandates of the Office of the Human Rights (the Office) is to coordinate and assist human rights treaty reporting as well as Universal Periodic Review (UPR) reporting that identify the DJBC as the focal institution. JBC is responsible for reporting on the *Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment*. During this reporting period, the Office:

- (a) assisted the Department of Persons Living with Disabilities in completing the final draft for the *Initial State Report to the Convention on the Rights of Persons with Disabilities* after being 9 years overdue;
- (b) Formulated and disseminated the Universal Periodic Review Recommendation Implementation Plan (UPR RIP) to relevant departments and agencies for the implementation of priority recommendations given by peer states;
- (c) put forward human rights advices in relation to law reform processes regarding various legislations and regulations
- (d) collaborated with the Office of the Legislative Drafters to formulate the *Human Rights Commission Bill 2023* which was approved by Cabinet to be tabled in Parliament; and
- (e) assisted the Secretary for Justice and Border Control in various functions of JBC.

**NUMBER OF
STAFF**

2

KEY ACHIEVEMENTS

SECTION DEVELOPMENTS

The Bingo Regulation

The law reform process for establishing a stand-alone regulation for bingo operation began in April 2023. The Department of Internal Affairs requested the assistance of the Office of Human Rights to facilitate the Gaming (Bingo) Regulation consultation for the formulation of the subsidiary law.

The rationale behind the involvement of the human rights section was to take into consideration factors regarding the social impact of bingo as a gaming activity.



Figure 19. Gaming (Bingo) Regulation 2023 was approved by Cabinet.

Government support was eminent to ensure that the Regulation would in effect resolve loopholes in the existing gaming legislations with regards to bingo operation.

31 bingo proprietors have acquired licenses to operate as a business however, a gaming (bingo) license must also be attained to enable the conduct of a bingo event.

With the regulation in place 56 time slots are available for single event bingo operators who are required by law to apply for licenses on a daily basis. It is vital to note that the Regulation has legalized the conduct of bingo markets which for a period of time caused controversy because of its continuous nature.



A Bill for an Act to establish the Human Rights Commission and to protect and promote human rights and for related purposes.

Figure 20. The Human Right Commission Bill 2023 if passed, will establish a mechanism for human rights complaints.

The Human Rights Commission Bill

The Office of Human Rights worked with the Office of Legislative Drafters to finalize the legislation for a National Human Rights Institution (NHRI) in Nauru.

After 6 long years of drafting, revision, review and presentations, the final consultation was carried out after which a final Bill was submitted to Cabinet for consideration.

In May 2023, Cabinet approved the *Human Rights Commission Bill 2023* to be tabled in Parliament.

GOALS SET AND ACHIEVED FOR 2022 - 2023

- ✓ Cabinet approval of the Human Rights commission Bill 2023.
- ✓ Commencement of the Common Core documents.

CHALLENGES AND WAY FORWARD

Human rights is a cross cutting concept which is often overlooked because of misconceived understanding of the principles. The Office of Human Rights will strive for human rights sensitization of all activities it participates in and tasks the it is instructed to execute. It promotes the prioritization of addressing human rights issues in the context of Nauru.

CITIZENSHIP AND ADOPTION DIVISION

Main Activities 2022-2023	Key Performance Indicator	SWOT
Update Citizenship Registry	<i>Registry updated</i>	STRENGTH: - The process is straightforward WEAKNESS: - The section is staffed by the business division. There is a need to have dedicated staff OPPORTUNITIES: - Vacancies need to be advertised for employment opportunities THREATS: - Integrity of the citizenship application process is prone to abuse
Ensure all documentations required for application for adoption and citizenship are provided by all applicants	<i>No special treatment is given All files are complete when submitted to Cabinet</i>	
Training of staff on citizenship and adoption application process	<i>Efficient process in place with the turn-around timeline adhered to</i>	

**NSDS Priority Area
Cross-Goal 2:**

Strengthen Parliament, Audit, Justice, Law, Order and Border Control

PURPOSE STATEMENT
Maintain the integrity of the citizenship and adoption laws

OBJECTIVE

- ❖ To effectively facilitate the process for citizenship and adoption application
- ❖ To receive applications that are fully compliant to the legal criteria

Legislative Mandate

*Adoption of Children Act 1965
Naoero Citizenship Act 2017*

SECTION SUMMARY

Citizenship Subdivision

Mandated by the *Naoero Citizenship Act 2017*, the Citizenship subdivision oversees applications for Naoero citizenship and ensures that the requirements under the Act are met. Naoero citizenship is underpinned by common values while encompassing the respect for democracy, rule of law, equality and fundamental rights. In strengthening and promoting equality, the *Naoero Citizenship Act 2017* was made to remove any controversial issues that might be considered discriminatory. This included the difference in criteria for non- Nauruan men married to Nauruan women as opposed to non-Nauruan women married to Nauruan men. There were no timeframe criteria for the latter while a non-Nauruan man was required to stay married to the Nauruan woman for a period of 10 years in order to be eligible to apply for citizenship.

NUMBER OF STAFF

3

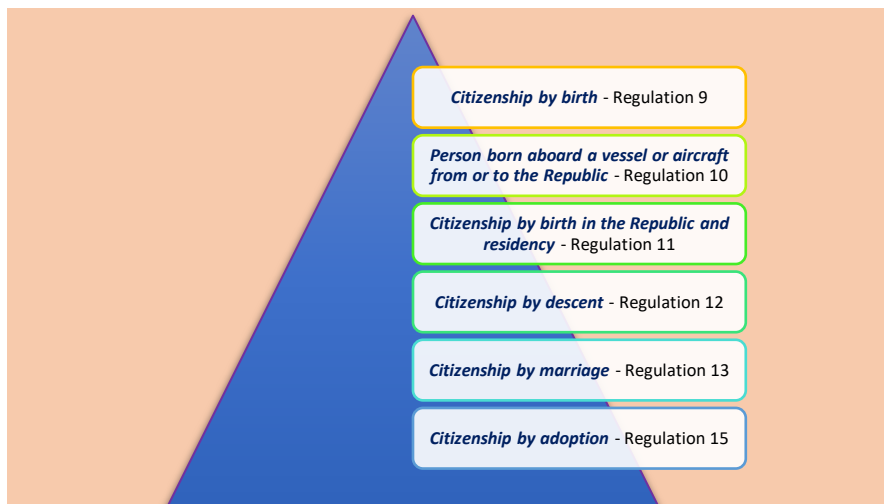
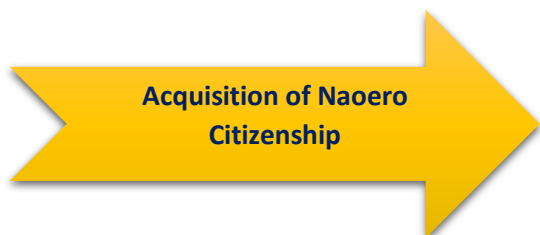


Figure 21. Just like any other country, Nauru has stringent laws on acquisition of citizenships

KEY ACHIEVEMENTS

SECTION DEVELOPMENT

Adoption Subdivision

The Subdivision assists the Family Court by assessing adoption applications and ensuring that the statutory requirements under the *Adoption of Children Act 1965* are satisfied.

Before the commencement of the *Adoption of Children Act 1965*, there was an existing customary practice of adoption, which governed the rights of succession and such practice had been applied by the Nauru Lands Committee for decades. However, with the rising legal issues of inheritance, Parliament removed the right of an adopted child to claim an interest in the estate of adopting parents unless the adoption was made under the *Adoption of Children Act 1965*. Evident by significant number of relative court cases, families are beginning to realise the importance of legal adoption and are taking the necessary actions to secure the future of their children.

The Citizenship and Adoption Division continue to maintain an up to date archive of citizens and adoption decisions.

An updated register will ensure accuracy of records which will protect those who have been granted citizenship from deportation as well as provide certain benefits such as family reunification, eligibility for public service employment, freedom to travel as a Nauruan citizen and derivative citizenship of children to be recognised as Nauruans when their parent or parents become citizens.

A register is also crucial for the Adoption Subdivision as information storage for adopted children for future reference and auditing purposes.

Maintaining an efficient archival system guarantees accessibility of records for data and information users such as the election committee in updating the election rolls for the purpose of voting and candidacy; the Department of Social Services in providing social welfare benefits to appropriate persons for disability pensions, elderly pensions student assistance funds and the Department of Education in the selection of scholarship awardees.

VITAL STATISTICS

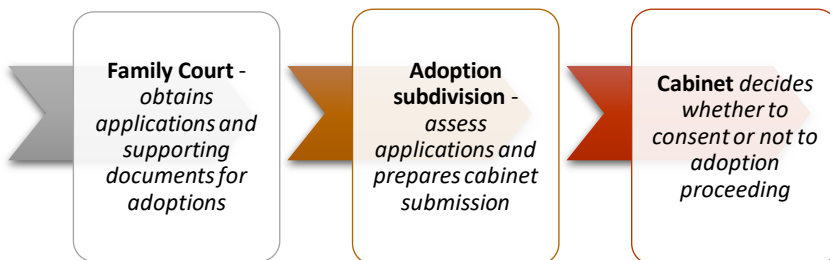


Figure 22. The Adoption process requires the consent of Cabinet to proceed

REVENUE
AUD16,500

GOALS SET AND ACHIEVED FOR 2022 - 2023

- ✓ Registry updated for tracking and sufficient record keeping.
- ✓ Systematic process in place making the function of the division more efficient.

CHALLENGES AND WAY FORWARD

Communication pathway between the Division and the Court need to be strengthened so that information flow facilitates constant update of the Adoption registry.

CORRECTIONAL SERVICES

Main Activities 2022-2023	Key Performance Indicator	SWOT
<i>facilitate rehabilitation programs that focus on psychological well-being, vocational skills and education for prisoners</i>	<i>Lower ratio of recidivism</i>	STRENGTH: - Equipped correctional facility WEAKNESS: - Need for correctional psychiatry OPPORTUNITIES: - Stakeholder partnerships to increase prisoner engagement in skills development programmes THREATS: - Non-compliant prisoners
<i>Conduct remission assessments of prisoners</i>	<i>Submission for eligible prisoners for remission are sent to SJBC and MJBC for their advice and decision.</i>	
<i>Capacity building and comprehensive training for the correctional officers</i>	<i>Prison environment is safe and the prisoners are mentally and physically nurtured.</i>	

NSDS Priority Area

Cross-Goal 2:

Strengthen Parliament, Audit, Justice, Law, Order and Border Control

PURPOSE STATEMENT

To rehabilitate offenders and reduce recidivism

OBJECTIVES

❖ To provide a safe, secure and humane custodial services, consistent with international standards, human rights and cultural values for any person imprisoned by Court Order

Section Summary

The Nauru Correctional Services is responsible for the custody and rehabilitation of convicted offenders. The Division's overarching objective is to provide a safe, secure and humane environment to offenders held in custody.

The facility is divided into high, medium and low risk sections. Current inmate population is 36 which is a considerable decrease from a prison population of 50.

The functions and role of the Correctional Services are derived from the *Correctional Services Act 2009*. This legislation allows the Division to contribute to the preservation and promotion of a just, peaceful and safe society by ensuring that the corrections facility and environment is not only safe and humane but also that offenders are optimally rehabilitated to reduce recidivism.

To complement the Division's focus on security and safety, a budget of over AUD800,000 is earmarked for the upgrading, rehabilitation, renovation and repair of the correctional facility.

Capacity building is essential for the maintenance of a functioning correctional facility. 5 correctional officers had the opportunity to attend various overseas training. Additionally, 3 officers were fortunate to participate in conferences related to the establishment of national prevention mechanisms and the Convention Against Torture (CAT).

Legislative Mandate

*Criminal Justice Act 1999
Correctional Services Act
2009*

NUMBER OF
STAFF

49

Rehabilitation Program

One of the vital roles of the Correctional Services is to rehabilitate offenders and reduce the likelihood of them reoffending. In doing so, the Correctional Services provides a needs-based rehabilitation programs, including correctional and skills development programmes and psychological, social and spiritual care services to the offenders.

The Division remains committed to reduce recidivism by ensuring that the correctional facility is maintained as a safe and secure space and that the rehabilitation programmes are aimed to develop the potential of the offenders so as to successfully integrate them into society upon release or parole.



Figure 24. Cemetery cleaning program



Figure 25. Group bonding activities



Figure 26. Correctional Officers in the new uniform.

GOALS SET AND ACHIEVED FOR 2022 - 2023

- ✓ Create a more rehabilitative environment for the prisoners

KEY ACHIEVEMENTS

SECTION DEVELOPMENTS

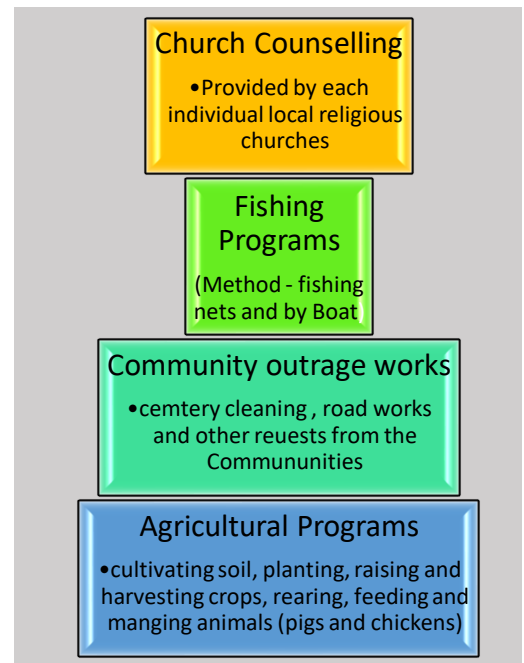


Figure 23. Rehabilitation is the key focus of correctional facility programs

ENGAGEMENT IN THE UNEXPLODED ORDNANCE (UXO)

Amongst key players in assisting the Government of Nauru and the Australian Defence Force (ADF) in ensuring the unexploded ordnance is safely disarmed and the people of Nauru are carefully evacuated to safe places, the Correctional Services with the assistance of the prisoners attended to the National emergency and assisted the relevant stakeholders such as the RON hospital in evacuating facilities and machines to safe places.

CHALLENGES AND WAY FORWARD

The Correctional Team are concerned about the lack of practice of the national prevention mechanism. JBC envisages that the establishment of the Human Rights Commission will ensure more regular monitoring.

DOG CONTROL AND MANAGEMENT UNIT

Main Activities 2022-2023	Key Performance Indicator	SWOT
<i>Control and manage the stray dog population</i>	<i>Decrease in number of stray dogs</i>	STRENGTH: - Officers doing a job that is not easy WEAKNESS: - No infrastructure for the section OPPORTUNITIES: - Enforcement and compliance of the DMU legal mandate needs the collaboration and support of other enforcement agencies THREATS: - Aggression of dog owners towards DMU staff
<i>Prompt response to dog attacks in the Community</i>	<i>stray dogs are controlled and dog owners are penalised or prosecuted</i>	
<i>Recruit and appoint more staff</i>	<i>Well-resourced and trained staff</i>	
<i>Capacity building and training for staff on their functions/role and powers under the Dog Management and Control Act 2017</i>	<i>Officers are well informed of their responsibilities under the legislation</i> <i>Efficient operation of the Unit's services</i>	

NSDS Priority Area

Cross-Goal 2:

Strengthen Parliament, Audit, Justice, Law, Order and Border Control

PURPOSE STATEMENT

Protect the community from diseased or wild dogs

OBJECTIVES

- ❖ To raise awareness with the Public on the dangers of diseased or strayed dogs
- ❖ To administer dog licenses for the legitimate ownership of pet dogs
- ❖ To monitor dangerous dogs
- ❖ To attend to and investigate dog attacks

Legislative Mandate
Dog Management and Control Act 2017

NUMBER OF
STAFF

5

Section Summary

One of the new and small division yet tasked with the difficult role of ensuring public safety for both humans and dogs is the Dog Management and Control Unit (DMU). Under the coordination of the Acting Director, dog control supervisor and dog control officers, the Unit works closely with the Correctional Services. Voluntary prisoners are tasked to assist the Unit and disposing and managing the disease dogs as the numbers can be overwhelming.

The legal requirements under the *Dog and Management Control Act 2017* ('the Act') are in place to ensure that the dog owners are aware of their responsibilities and the community are educated about the measures in place to ensure that potentially dangerous dogs do not pose a danger to the Nauruan community.

The officers are correctly and cautiously trained to administer dog poison which is fatal to dogs but not to humans. The public is also updated, through media and text blasting on the placements of the poisons to ensure that the community are well-informed of the whereabouts of the poison and have ample time to respond accordingly.

KEY ACHIEVEMENTS

VITAL STATISTICS

During the course of this fiscal year, 2022 to 2023, 342 dog owners registered their pets of which 187 were dangerous dogs. This is a significant decrease from the previous financial year where 899 dogs were licensed.

DMU will soon commence its community programs to raise awareness on the importance of registering pet dogs.

ITEM NO.	NATURE OF FEE	ACT/REGULATIONS	FEE (4)
1	Application for dog licence	Section 12(2)(b); Regulation 3(2)	\$100.00
2	Application for dog licence (dangerous dogs)	Section 12(2) (b) Regulation 3(3)	\$200.00
3	Annual dog licence	Section 17; Regulation 7(1)	\$50.00
4	Annual dog licence (dangerous dogs)	Section 17; Regulation 7(2)	\$150.00
5	Prescribed penalty	Section 29(a); Regulation 8	\$100.00

Figure 27. Licensing fees are prescribed for in the Dog Management and Control Act 2017 and its subsidiary legislation.

SECTION DEVELOPMENTS - Dog Management and Control Activities

The dog management and control unit has maintained traction in the removal of stray dogs from communities, schools, the hospital, and other public places especially on the road side. This is one of the unit’s many priorities in order to keep Nauru safe from diseased and dangerous dogs.

Public awareness of such DMU activities is essential therefore, notices and information are disseminated via television, radio and Facebook. As a result, dog owners are aware of the placements of dog poisons so that unnecessary tragedies are prevented.

Numerous times the dog control officers are confronted by angry and aggressive dog owners. This is the reason DMU require the support of other enforcement agency such as the Nauru Police Force in the implementation of the Act. The confusion in the roles and responsibilities of the relevant institutions has triggered dialogue for the clarification of each other’s expectation

A total of 200+ dogs have been eradicated. There has been a 75% decrease in the number of incident reports on dog attacks.



Figure 28. Fire and Ice – Dogs are certainly our best friends



Figure 29. DMU works hard to keep communities safe

GOALS SET AND ACHIEVED FOR 2022 - 2023

- ✓ Communities complying with government policies on dog control and management.
- ✓ Vast numbers of stray dogs are eradicated.

CHALLENGES AND WAY FORWARD

The establishment of a DMU office will ensure that the Unit is able to efficiently process and keep filed records of paper work for dog registration as well as conduct other administrative functions.

JBC has included DMU infrastructure as one of its priority and will keep pushing for it during budget proposals.

IMMIGRATION DIVISION

Main Activities 2022-2023	Key Performance Indicator	SWOT
<i>Enforcement of visa compliance</i>	<i>Decrease number of overstayers Penalty fees are paid</i>	STRENGTH: - Flexible and self-motivated staff WEAKNESS: - Need constant updating of data base OPPORTUNITIES: - Enrolment in USP courses - Strong support from the Pacific Immigration Development Community (PIDC) and the John Heads of the Pacific Security (JHOPS) THREATS: - Internet connectivity that affects the operation of the Immigration shared database and other machines used in the delivery of the Immigration services
<i>Improve and Update Immigration Protocols</i>	<i>Efficient delivery of immigration services</i>	
<i>Recruit and fill vacancies</i>	<i>All advertised positions have been filled</i>	
<i>Improving record management procedures</i>	<i>Accurate data is maintained in the shared database and in the physical registers</i>	

NSDS Priority Area
Cross-Goal 2:
 Strengthen Parliament, Audit, Justice, Law, Order and Border Control

PURPOSE STATEMENT

Protect Nauru's sovereign borders and its national security

OBJECTIVES

- ❖ Ensure that all persons entering and leaving Nauru are doing so legally
- ❖ Foster regular migration

Legislative Mandate
Immigration Act 2014

Section Summary

The Division plays a central role in the security and policing of our sovereign border. Administering the immigration system of the Republic of Nauru, the Division is headed by the Acting Director of Immigration and staffed by six (6) Immigration officers located at the main office in the Government Buildings and the remaining six (6) officers are posted at the Nauru International Airport for operational duties.

The Division performs detailed screening of incoming and outgoing passengers by verifying travel related documents and ensuring that the requirements and the procedures of the *Immigration Act 2014* and the *Immigration Regulations 2014* are complied with.

Breach of immigration laws is an offence and that is strictly enforced and penalised by the Division to deter any threat to national security, public safety and border security.

NUMBER OF STAFF

14

KEY ACHIEVEMENTS

VITAL STATISTICS

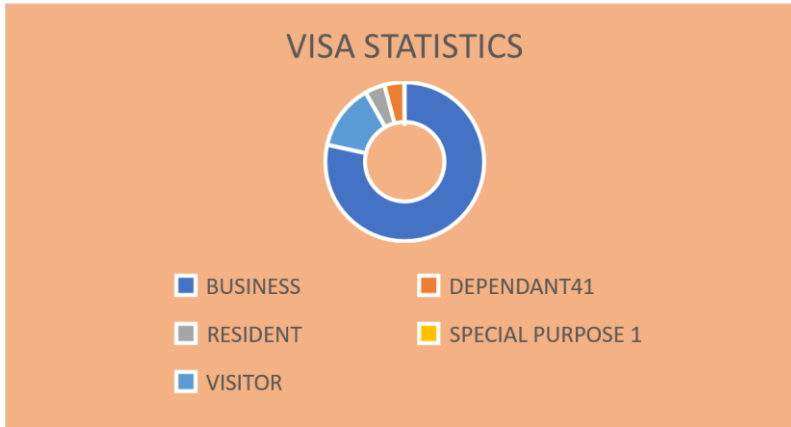


Figure 30. Visa statistics show that the majority of entrants in Nauru come here for business purposes.

In cautiously reviewing documents and requirements for visa applications, the Division has processed and issued 2578 numbers of visas to foreign nationals.

Of the visas granted and issued, 2002 are business related visas which make up 78% of the total consisting also of resident, visitor, dependent and special purpose visa applications.

A total of 350 plus notices were sent out to overstayers from Kiribati, Solomon Islands, Tuvalu and Fiji.



Figure 31. The Immigration Division is divided into 2 sub divisions: Visa processing team working at the Government office and the immigration screening team who are stationed at Nauru Airport.

SECTION DEVELOPMENT - *New Visa Category*

In March 2023, a new visa category under the *Immigration Act 2014*, was introduced by the Division i.e. the “Local Business (Employment) Visa”. Under the new visa category, locally owned businesses can employ foreign nationals for a visa fee of \$300. The visa is valid for multiple entries up to 12 months and is subject to any reasonable condition considered necessary by the Division.

CHALLENGES AND WAYS FORWARD

One of the key challenges is the internet connectivity as the immigration machines such as the passport scanning system relies on the internet connection for its effective operation. The Division works closely with ICT to resolve any technical issues that arises from time to time.

Immigration continues to track down visa holders who have breached the conditions of the respective visa and ensures that penalties are imposed to deter any threat to national security and to ensure the safeguard and protection of our Border.

GOALS SET AND ACHIEVED FOR 2021-2022	
✓	Majority of temporarily filled positions are now permanently occupied by dedicated officers
✓	Enrolment of officers at USP for basic and foundational studies leading up to border security tertiary programmes
✓	Crackdown on overstayers

PASSPORT DIVISION

Main Activities 2022-2023	Key Performance Indicator	SWOT
<i>Process new passports, renewals and re-purchasing of lost or damaged passports</i>	<i>Nauruans are able to travel on valid passports</i>	<p>STRENGTH:</p> <ul style="list-style-type: none"> - Passport staff are a team of four (4), working together for almost 30 years, with passion and ability to conduct duties independently and honestly to protect the integrity of Nauru passports. - All processing is always done on time when all required documents are submitted. <p>WEAKNESS:</p> <ul style="list-style-type: none"> - Procrastination – (strategy - additional responsibility including promotion). - Limited security features on our current Passport. <p>OPPORTUNITIES:</p> <ul style="list-style-type: none"> - Moving to E-Passport will not only bring the standard of Nauru travel documents to higher security standard but will increase Passport revenue from \$150,000 to an estimated amount of \$ 1,500,000 - 2,000,000. <p>THREATS:</p> <ul style="list-style-type: none"> - The arrogance of customers who refuses to comply with passport policies and regulations.
<i>Enforce emergency fee policies and penalty fees for lost or damaged passports</i>	<i>Emergency and penalty fees are paid into the revenue office</i>	
<i>Restructuring of personnel for promotion opportunities</i>	<i>2 officers promoted to reclassified positions</i>	

NSDS Priority Area
Cross-Goal 2:
Strengthen Parliament, Audit, Justice, Law, Order and Border Control

PURPOSE STATEMENT

Promote the legal identity and national recognition for all Nauruans when they enter other countries

OBJECTIVES

❖ To process travel documentation for all Nauruan citizens

Legislative Mandate
Passport Act 2011

Section Summary

As mandated by the *Passports Act 2011* and its Regulation, the Passport Office is responsible for:

- issuing, cancelling, refusing to issue, revoking, withholding and recovering Nauruan passports;
- the issuance of Certificate of Identity and the Refugee travel document;
- facilitates international travel for the Nauruan nationals; and
- contributes to a safe and secure travel system by issuing Nauruan travel documents that are internationally recognized and respected.

The Passport Division is staffed by the Director for Passports, 2 Senior Passport Officers and a Customer Care Officer.

The 5 types of Nauru passports issued by the Passport Office are the Presidential Passport, Diplomatic Passports, Official Passports, Ordinary Passports and Refugee Travel Document.

NUMBER OF STAFF

4

KEY ACHIEVEMENTS

SECTION DEVELOPMENT – Passport Office Service Delivery

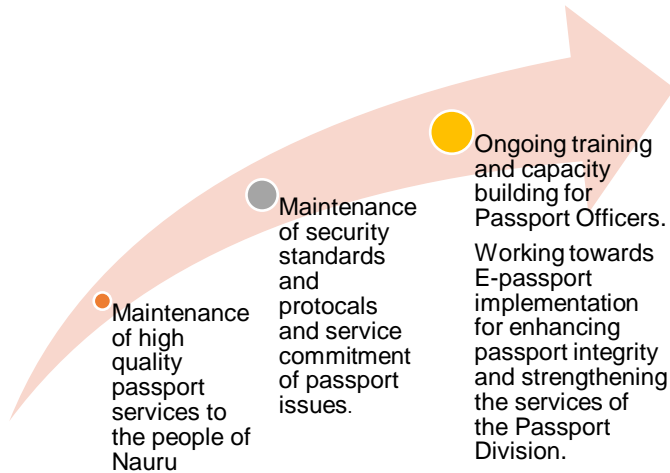


Figure 32. Achieving the successful implementation of the E-Passport system, the Passport Office guarantees that overseas travel by Nauruans will be easier and more accessible to the advanced systems being utilized by most of the countries of destination.

VITAL STATISTICS - Passport Production

Passport revenue at 28 th March 2023 AUD150,665	Travel documents issued between Jul 2022 – Mar 2023			
	PASSPORT TYPE	QUANTITY	FEES	AMOUNT
	Ordinary	1496	\$60	\$89,760
	Lost/Damaged	65	64x\$100 & 1 x \$500	\$6,900
	Emergency	46	\$100	\$4,600
	Official	110	00	00
	Diplomatic	51	00	00
	Refugee	00	40	00
	Certificate of ID	6	20	\$120
	NCIP renewals	2	10,000	\$20,000
	NCIP to be refunded	1	Renewal not approved	\$20,000
				141,380
	Some payments were made before July 2022. Some are still with customers, especially group travelers.			

Figure 33. Official and Diplomatic Passports as well as Refugee Travel Documents belong to Nauru.

GOALS SET AND ACHIEVED FOR 2021-2022	
✓	Majority of temporarily filled positions are now permanently occupied by dedicated officers
✓	Enrolment of officers at USP for basic and foundational studies leading up to border security tertiary programmes
✓	Crackdown on overstayers

CHALLENGES AND WAYS FORWARD

The criteria for passport application processing are mandated under the *Passport Act 2011* therefore the passport officers must adhere to the legal requirements. Non-compliance will result in a passport application not being processed. However, this must be understood by all applicants. The customer care service officer is well trained to ensure compliance.

QUARANTINE DIVISION

Main Activities 2022-2023	Key Performance Indicator	SWOT
<i>Build technical capacity of staff</i>	<i>Decrease in staff turn-over for the Division</i>	STRENGTH: - Full capacity of the unit WEAKNESS: - Need to extend office space OPPORTUNITIES: - Training opportunities available from funding organizations THREATS: - Abuse of process by clients
<i>Continue updating policies to make up old laws for Quarantine</i>	<i>Policies updated</i>	

NSDS Priority Area
Cross-Goal 2:
Strengthen Parliament, Audit, Justice, Law, Order and Border Control

PURPOSE STATEMENT
 Promote the legal identity and national recognition for all Nauruans

OBJECTIVES
 ❖ To process travel documentation for all Nauruan citizens

Legislative Mandate
Quarantine Act 1908
Agricultural Quarantine Act 1999

NUMBER OF STAFF
 14

Section Summary

The Quarantine Division (the Division) (formerly known as the ‘Quarantine’) is the Division that is responsible for protecting Nauru borders from the entry and spread as well as multiplication of pests and disease-causing organisms. Furthermore, it is the first line of defense in the border protection system for Nauru against the incursion of alien species that could prove detrimental to the environment and potentially cause endangerment of natural plant and animal species.

The Division is divided into 4 subdivisions which are:

- (a) the Trade/Airport Operations;
- (b) the Seaport Operations;
- (c) the Trade Unit; and
- (d) the Surveillance Unit.

The Quarantine Division has a staff population of 14 and is considered one of JBC’s biggest Sections.

Quarantine Subdivisions



Figure 34. Airport operations is responsible for checking passengers and cargo that enter Nauru via airplane. The seaport operations team does quarantine checks of entrants and cargo that arrive via sea vessel. The trade unit process payments for payable quarantine operations while the surveillance unit oversees and monitors for suspicious movements of cargo as part of transnational crime activities.

KEY ACHIEVEMENTS

VITAL STATISTICS

REVENUE	
Vessel Clearance	AUD3,400
Phytosanitary Certificates	AUD750
Import Permit (Single)	AUD5,600
Import Permit (Multiple)	AUD15,000
Disposal/ Incineration of materials	AUD12,000
Vehicle Examination	AUD23,000
Container Examination	AUD40,000

Figure 35. Total revenue for the Division for 2022 to 2023 is AUD 99,750.

SECTION DEVELOPMENT

New Fees

The Quarantine Division has introduced new quarantine fees under the *Plant and Animal Quarantine (Amendment) Regulations 2023*. This amendment will enable the Division to implement current practices in place more effectively and efficiently. The division is aiming for increased revenue at a rate that will be an advantage for both importers and the Department.

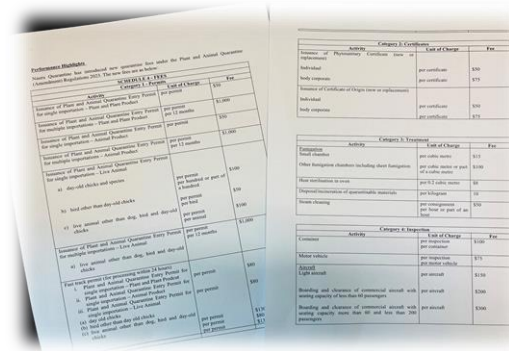


Figure 36. New forms for new fees

Capacity Building and Development

One of the top priorities and the long-term effort of the Division is to build capacity and development of Quarantine Officers. Some of the core trainings that the staff have undertaken via the online or onsite mode are:

- ❖ Plant and Animal Quarantine
- ❖ Biosecurity laws
- ❖ International and Nauru Phytosanitary Capacity Evaluation
- ❖ Sea container inspection and wood packaging
- ❖ Termite infestation and symptoms of Asian Subterranean Termite
- ❖ Biosecurity Awareness and Operations at the Borders
- ❖ Nauru Yellow Crazy Ant Control

Out of the 14 staff, 7 officers are currently enrolled in USP, Nauru to undertake pre-requisite courses, leading up to biosecurity and other agricultural courses.

GOALS SET AND ACHIEVED FOR 2022-2023

√	Creation of new fees under Plant and Animal Quarantine Regulations 2023
√	Recruitment of officers to fill in vacant positions
√	Enrolment of officers at USP for basic and foundational studies leading up to border security tertiary programmes

CHALLENGES AND WAY FORWARD

The Quarantine Division is currently situated at the Airport vicinity, with a small space allocation. The Division understands that investment in infrastructure will enhance the efficiency of the service delivery and the productivity of the staff. In aiming to expand their office space, the Division have submitted proposals for donor funding and also have requested budget funding for the development of the infrastructure.

CAPACITY BUILDING

Masters in Law (Intellectual Property)



Figure 37. Patricia Grundler will now lead the Intellectual Property Division

Ms. Patricia Grundler, Senior Legal Officer graduated with a Masters Degree in Intellectual Property and Development Policy from the Korean Development Institute (KDI), South Korea in December 2022. She now assists the Registrar for the Intellectual Property Division in DJBC.

Ms. Grundler acknowledges that Intellectual Property not only plays an intrinsic role in development but also in the protection and preservation of the culture, traditional knowledge, biodiversity and creativity of the people of Nauru.

In June 2023, Ms. Grundler attended the Intergovernmental Committee on Intellectual Property and Genetic Resources, Traditional Knowledge and Folklore (IGC 47) in Geneva and submitted a joint statement with Fiji on behalf of the Pacific Islands Group on their support for the inclusion of customary law in the IGC Draft Text.

Training on Fraud and other Financial Crimes

Ms Camellia Renzo (Paralegal) and Mr Kosak Kosam (Pleader) of the Business/Corporations Division, attended the *Pacific Workshop on Targeted financial sanctions related to terrorism financing and proliferation financing* in Japan.

The aim of the Workshop was to assist participants such as Nauru in identifying forms of fraud and developing effective framework and adequate responses to addressing financial crimes.

As Business/Corporation officers of the Government, financial literacy and the understanding of risks plays a vital role in combating financial crimes. The Business/Corporation Division stays vigilant to the risks posed by financial crimes and continues to ensure that the relevant laws have robust fraud controls in place.



Figure 38 & 39. Business Division build knowledge on TFS

JBC represents Nauru in the 52nd, 53rd and 54th Session of the UN Human Rights Council



Figure 40. Pleader in Human Rights represents Nauru at UN

The **Human Rights Council 53rd Session** was attended by Ms Katherine Belong, Pleader for Human Rights. As part of the training, Ms Belong submitted 2 statements on behalf of the Republic of Nauru; the Annual panel discussion on the “*Adverse impact of climate change on the full realization of the right to food*” and on Agenda item 10 on *Technical Assistance and Capacity-building*”.

The 2-week training has enriched Ms Belong’s understanding on the promotion and protection of all human rights, civil, political, economic, social and cultural rights and further has given her the confidence to deliver national statements on behalf of the Republic of Nauru.

CARE Network Summit

The Officers of the Correctional Services attended a hybrid format seminar themed ‘Desistance in the Community’. The Seminar shared valuable insights on factors that facilitated and hindered rehabilitation and reintegration of ex-offenders.

The Seminar also addressed initiatives and programmes that could be adjusted to better address the different needs of ex-offenders and their families.

Virtual Workshops

Figure 41. 16 Officers attended the CARE Network Summit



In-House Training - Training on updating the laws of Nauru



The Office of the Legislative Drafter holds periodic trainings on updating the laws of Nauru.

This is an important part of the law reform process where new legislations also mean looking at consequential amendment as well as consolidating the laws for RONLAW.

PUBLIC AWARENESS

Law Reform on Anti-Money Laundering and Targeted Financial Sanctions and Proceeds of Crime Bill



Figure 42. The passing of the AML-TFS will upgrade the rating of Nauru in its AML status

DJBC facilitated a three-day consultation with the Government and Stakeholders on the Anti-Money Laundering and Targeted Financial Sanctions (AML-TFS) Bill and the Proceeds of Crime Amendment Bill.

The aim of the consultation was to ensure that the Government and the key Stakeholders are well informed of the purpose and the importance of the law reform. Also, the Department raised awareness of Nauru's international obligations in combating money laundering, terrorist financing in preparation for the upcoming mutual evaluation for Nauru.

National Heritage Act 2017 Consultation

The Department also organises trainings and awareness on legislation when required for the Departments and the community.

In April 2023, two of the Department's legal practitioners facilitated a one-day training on the *National Heritage Act 2017*. The purpose of the consultation was to advise the relevant stakeholders about their functions and powers under the *National Heritage Act 2017*, the defined terms and penalties/offences that may apply for any breach under the Act and also addressed any questions that were raised in relation to the consultation.

Figure 45. The Office of National Heritage is the caretaker of the National Museum of Nauru



Figure 44. Capelle and Partners, the largest supermarket in Nauru is a key stakeholder with FIU

Consultation with Private Sector Stakeholders

The Financial Intelligence Unit held a meeting with the Private Sector Stakeholders to discuss Nauru's upcoming Mutual Evaluation in 2024.

The participants had the opportunity to raise and address any issues in regards to financial accountability and recommended control measures that should in place to prevent financial crimes from occurring.

Public awareness through the media platform is also one of the proactive approaches of the Department. For example, the Business/Corporations Division delivers necessary information to the public about the process and procedures to business registration and licensing.

Public notices on Business/Corporations licenses that are soon to expire are also updated on the Government of Nauru Facebook page to ensure that the concerned proprietors are well informed in advance about any expiry dates/penalties/fees and other important information that concerns their Businesses. This proactive approach is also to encourage and ensure Business/Corporation continuity.

**Expiring Business
Licences July 2023**

Time to renew

Advisory Committee on Electoral Reform (ACER)



The Office of the Legislative Drafters and the Office of Human Rights were selected to be a part of the Advisory Committee on Electoral Reform (ACER) to consider recommendations submitted by prestigious international and regional organizations who were observers at the General Elections from 2016 to 2022. This was a forum put together by the Electoral Commission.

Included with the recommendations to be considered were proposals put forward by the Electoral Commission and recommendations and responses made by community members at the Community Consultation on Electoral Reform that was held on the 9 June 2023.

ACER held its meeting from 17 June to 21 June 2023.

The ACER Report which consists of proposed actions on the recommendations that were affirmed by the Committee, will be submitted to the Electoral Commission for further Action

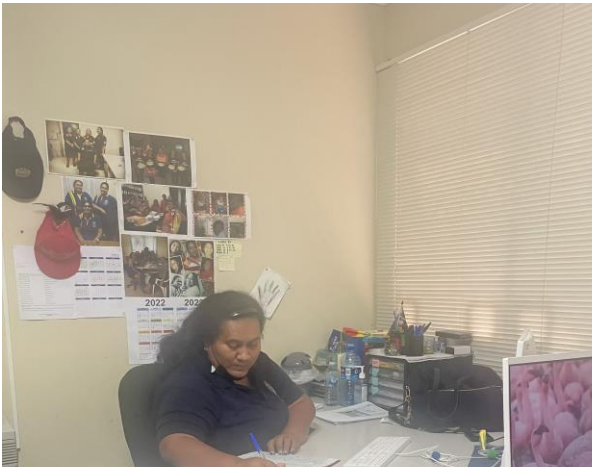
JBC PHOTO EXHIBITION



Piggery is a successful part of the Correctional Rehabilitation Programs



You can be assured that these quarantine officers are looking for disease causing organisms



A bad hair day is a sign of hard work and dedication



At JBC, you are the prettiest if you work the hardest



Members of the Nauru Law Society are serious people

Smile to win, that's how JBC plays



JBC Secretariat is fully focused especially when the leave notice board is full of names



Chief Secretary shows interest in the JBC Stall



JBC Staff understand the importance of looking their best



Meet Tinkerbell, JBC's frontline for pest control



Early to work and earlier to parties



Happy to serve Nauru



Prisoners benefit from the rehabilitation fishing program

DEPARTMENT OF JUSTICE AND BORDER CONTROL

ORGANIZATIONAL STRUCTURE

Office of the Secretary for Justice and Border Control (JBC Secretariat)	Secretary for Justice	Janmai Jay Udit	M	Contract
	Senior Personal Assistant	vacant		Band 8 – \$18,679 pa
	Director Finance and Administration	Angelina Itsimaera	F	Band 12 - \$24,075pa
	Assistant Director Finance and Administration	Letima Adire	F	Band 9 – \$19,113 pa
	Paralegal [Citizenships, Adoptions, Trusts and Seabed Mining]	Kayla Akua	F	Band 9 – \$19,113 pa
	Clerical Officer	Toanteraoi Raimon		Band 4 - \$13,503 pm
Office of the Solicitor General (OSG)	Solicitor General	Bhavna Narayan	F	Contract
	Personal Assistant	Taesha Aliklik	F	Band 7 - \$16,389 pm
	Principal Legal Officer	vacant		
	Senior Legal Officer	Patricia Grundler	F	Band 13.1.2 - \$26,060 pa
	Senior Legal Officer	<i>Vacant</i>		Band 13.1.2 - \$26,060 pa
	Legal Officer	Surely Kamataura	F	Band 13.1.2 - \$26,060 pa
	Legal Officer	<i>Vacant</i>		Band 13.1.2 - \$26,060 pa
	Pleader (Civil Litigation)	Jeruska Togoran <i>[study leave]</i>	F	Band 11 – \$22,210 pa
	Pleader (Civil Litigation)	Dane Dagaego	M	Band 11 – \$22,210 pa
Paralegal (Civil Litigation)	Ofa Fay Temaki	F	Band 9 – \$19,113 pa	
Corporations, Partnerships, Associations and Trusts (CPAT)	Registrar	<i>Vacant</i>		Band 14 – \$28, 846 pa
	Deputy Registrar	Wylie Detenamo	M	Band 10 – \$18,722 pa
	Pleader [Corporations and Businesses]	Kosak Kosam	M	Band 11 – \$22,210 pa
	Paralegal [Corporations and Businesses]	vacant		Band 9 – \$19,113 pa
	Paralegal [Business Registration, Business Licences, Beneficial Ownership]	Camellia Renzo	F	Band 9 – \$19,113 pa
	Business Licencing Inspector	vacant		Band 5 - \$14,313pa
Intellectual Property Division (IPD)	Pleader [Intellectual Property]	Regina Deidenang	F	Band 11 – \$22,210 pa
	Pleader [Intellectual Property]	<i>Vacant</i>		Band 11 – \$22,210 pa
	Paralegal [Intellectual Property]	<i>Vacant</i>		Band 9 – \$19,113 pa
Office of the Legislative Drafter (OLD)	Director Legislative Drafting	Loretta Afamasaga Teueli	F	Contract
	Senior Legislative Drafter	Lyanne Varausi		Band 13.1.2 - \$26,060 pa
	Legislative Drafter	Mele Lemaki Tagivakatini	F	Contract
	Pleader	Deborah Togoran <i>[study leave]</i>	F	Band 11 – \$22,210 pa
	Pleader	Blossom Tsiode		Band 11 – \$22,210 pa
	Paralegal	Vacant		Band 9 – \$19,113 pa

Office of the Director of Public Prosecutions (ODPP)	Director of Public Prosecutions	Andie Driu	F	Contract
	Principal Public Prosecutor	<i>Vacant</i>		Band 13.1.3 - \$26,118 pa
	Senior Public Prosecutor	Saif Izaan Shah	M	Contract
	Senior Public Prosecutor	Francis Puleiwai	F	Contract
	Police Liaison Officer			
	Public Prosecutor	Wenona Debye	F	Band 13 - \$26,002 pa
	Public Prosecutor	Victor Soriano	M	Band 13 - \$26,002 pa
	Pleader	<i>vacant</i>	F	Band 11 – \$22,210 pa
	Pleader	<i>Vacant</i>		Band 11 – \$22,210 pa
	Paralegal	Kori Itsimaera	F	Band 9 – \$19,113 pa
Office of the Public Legal Defender (OPLD)	Director Public Legal Defender	Ravuanimasei Tagivakatini	M	Contract
	Principal Public Legal Defender	<i>Vacant</i>		Band 13.1.3 - \$26,118 pa
	Senior Public Defender	<i>vacant</i>		
	Senior Public Defender	Francilia Julius Akubor	F	Band 13.1.2 - \$26,060 pa
	Public Defender	<i>Vacant</i>		Band 13 - \$26,002 pa
	Public Defender	<i>Vacant</i>		Band 13 - \$26,002 pa
	Pleader	<i>Lisamarie Solomon</i>		Band 11 – \$22,210 pa
	Pleader	<i>Vacant</i>		Band 11 – \$22,210 pa
	Paralegal	<i>vacant</i>		Band 9 – \$19,113 pa
	Public Defender/legal aid	<i>Vacant</i>		Band 11 – \$22,210 pa
Office of the Curator	Curator Intestate Estates	Brenda Soriano	F	Band 10 – \$20,641 pa
	Curator Clerical Officer	Febony Detenamo	F	Band 4 - \$13,503 pa
Financial Intelligence Unit (FIU)	Supervisor – Financial Intelligence Unit	Rajas Swamy	M	Contract
	Assistant Supervisor – Financial Intelligence Unit	<i>Vacant</i>		Band 13 - \$26,002 pa
	Financial Intelligence Unit Officer	Roqous Aingimea	M	Band 11 – \$22,210 pa
Office of the Director of Human Rights	Director Human Rights	Stella Duburiya	F	Band 13.3.1 – \$28,667 pa
	Pleader [Human Rights]	Katherine Belong		Band 11 – \$22,210 pa
	Paralegal [Human Rights]	<i>Vacant</i>		Band 9 – \$19,113 pa
Immigration Division	Director of Immigration	<i>Vacant</i>		Band 13.3.1 – \$28,667 pa
	Assistant Director of Immigration	Darlene Dabana	F	Band 12 - \$24,075 pa
	RPC Visa Manager	Bronia Detageouwa (nee Hiram)	F	Band 10 – \$20,641 pa
	Senior Immigration Officer	<i>Vacant</i>		Band 9 – \$19,113 pa
	Senior Immigration Officer	<i>Acting capacity – Greg Garoa</i>	M	Band 9 – \$19,113 pa
	Visa and Immigration Officer	<i>vacant</i>		Band 5 - \$14,313pa
	Visa and Immigration Officer	JJ Bop	M	Band 5 - \$14,313pa
	Visa and Immigration Officer	Cheisty Duburiya	M	Band 5 - \$14,313pa
	Visa and Immigration Officer	Whitney Botelanga	F	Band 5 - \$14,313pa
	Visa and Immigration Officer	<i>Vacant</i>		Band 5 - \$14,313pa
	Immigration Officer	<i>Greg Garoa Vacant</i>	M	Band 5 - \$14,313pa

Immigration Division	Immigration Officer	Deuce Hedmond	M	Band 5 - \$14,313pa
	Immigration Officer	Starrington Dowabobo	M	Band 5 - \$14,313pa
	Immigration Officer	Amuson Bernicke	M	Band 5 - \$14,313pa
	Immigration Officer	Ideana Atto	F	Band 5 - \$14,313pa
	Immigration Officer	Stanton Dame	M	Band 5 - \$14,313pa
	Clerical officer	<i>Dawnia Aiyunge</i>	F	Band 5 - \$14,313pa
Passports Division	Director Passports	Ruby Amram	F	Band 13.3.1 – \$28,667 pa
	Senior Passports Officer	Zita Itsimaera	F	Band 9 – \$19,113 pa
	Passports Officer [Records and Data Management]	Kerryn Notte	F	Band 7 - \$16,389 pm
	Passports Officer [Customer Care Services]	Girlina Brechtefeld	F	Band 7 - \$16,389 pm
Quarantine Division	Director of Quarantine	Amy Tsitsi	F	Band 13.3.1 – \$28,667 pa
	Principal Quarantine Officer	Sheba Hubert	F	Band 12 – \$24,075 pa
	Senior Quarantine Officer	Tremaine Dick	M	Band 9 – \$19,113 pa
	Senior Quarantine Officer	<i>Vacant</i>		Band 9 – \$19,113 pa
	Quarantine Officer	Kazna Benjamin	M	Band 5 - \$14,313pa
	Quarantine Officer	Pat Cook	M	Band 5 - \$14,313pa
	Quarantine Officer	Kane Akubor	M	Band 5 - \$14,313pa
	Quarantine Officer	Link Uera	M	Band 5 - \$14,313pa
	Quarantine Officer	Norman Cook	M	Band 5 - \$14,313pa
	Quarantine Officer	Wilkes Deiye	M	Band 5 - \$14,313pa
	Quarantine Officer	Zac Detenamo	M	Band 5 - \$14,313pa
	Quarantine Officer	<i>Vacant</i>		Band 5 - \$14,313pa
	Quarantine Officer	Kyle Brechtefeld	M	Band 5 - \$14,313pa
	Quarantine Officer	Tana Finch	M	Band 5 - \$14,313pa
	Quarantine Officer	Bren Heinrich	M	Band 5 - \$14,313pa
	Quarantine Officer	Chamrock Agir	M	Band 5 - \$14,313pa
Clerical Officer	Khaizmen Simon	M	Band 4 - \$13,503 pa	
Dog Management and Control Unit (DMU)	Director Dog Management and Control Unit	<i>Dawson Agege</i>	M	Band 13.3.1 – \$28,667 pa
	Dog Control Supervisor	Daniel Tsiode	M	Band 5 - \$14,313pa
	Dog Control Officer	Peter-Posa Deireragea	M	Band 4 - \$13,503 pa
	Dog Control Officer	Jethro Tamakin	M	Band 4 - \$13,503 pa
	Dog Control Officer	<i>Vacant</i>	M	Band 4 - \$13,503 pa
Correctional Service	Chief Correctional Officer	Jezza Uepa	M	Band 13.3.1 – \$28,667 pa
	Deputy Chief Correctional Officer [Administration]	Vitromich Limen		Band 11 – \$22,210 pa
	Deputy Chief Correctional Officer [Operations]	Max Kamtaura	M	Band 11 – \$22,210 pa
	Supervisor [Administration]	Darwina Spanner		Band 8 – \$18,679 pa
	Supervisor [Stores]	Michael K Namaduk	M	Band 8 – \$18,679 pa
	Supervisor	<i>Vacant</i>	M	Band 8 – \$18,679 pa
	Supervisor	Ringo Tannang	M	Band 8 – \$18,679 pa
	Supervisor	Rojay Wabeiya	M	Band 8 – \$18,679 pa
	Supervisor	Wisdom Tannang	M	Band 8 – \$18,679 pa
	Supervisor	Jett Demauna	M	Band 8 – \$18,679 pa
	Supervisor	Lincoln Eoaeo	M	Band 8 – \$18,679 pa
	Supervisor	Jasper Uepa	M	Band 8 – \$18,679 pa
	Supervisor	Jesse Uepa	M	Band 8 – \$18,679 pa
	Supervisor	Mutima Dake	M	Band 8 – \$18,679 pa

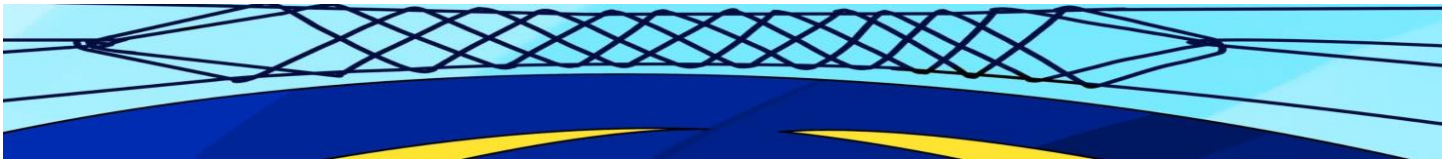
Correctional Services	Supervisor		<i>Vacant</i>		Band 8 – \$18,679 pa
	Correctional Officer		Brendan Waidabu	M	Band 5 - \$14,313pa
	Correctional Officer		Brammel Teimitsi	M	Band 5 - \$14,313pa
	Correctional Officer		Langitupu Taleka	M	Band 5 - \$14,313pa
	Correctional Officer		Conack Maaki	M	Band 5 - \$14,313pa
	Correctional Officer		Greco Tom	M	Band 5 - \$14,313pa
	Correctional Officer		Jude Reweru	M	Band 5 - \$14,313pa
	Correctional Officer		Barcelona Star	M	Band 5 - \$14,313pa
	Correctional Officer		Jester Duburiya	M	Band 5 - \$14,313pa
	Correctional Officer		Jesse Cannon	M	Band 5 - \$14,313pa
	Correctional Officer		Iona Julius	M	Band 5 - \$14,313pa
	Correctional Officer		Jaywan Ephraim	M	Band 5 - \$14,313pa
	Correctional Officer		Ramoun Dongobir	M	Band 5 - \$14,313pa
	Correctional Officer		Yanmar Bam	M	Band 5 - \$14,313pa
	Correctional Officer		Ronrico Togagae	M	Band 5 - \$14,313pa
	Correctional Officer		Vincent Deireragea	M	Band 5 - \$14,313pa
	Correctional Officer		Ganibwe Fritz	M	Band 5 - \$14,313pa
	Correctional Officer		Thomas Fritz	M	Band 5 - \$14,313pa
	Correctional Officer		Jackovick Uepa	M	Band 5 - \$14,313pa
	Correctional Officer		Jason Teimitsi	M	Band 5 - \$14,313pa
	Correctional Officer		Tuda Bam	M	Band 5 - \$14,313pa
	Correctional Officer		Rhet Uepa	M	Band 5 - \$14,313pa
	Correctional Officer		Jacob Temaki	M	Band 5 - \$14,313pa
	Correctional Officer		Ruki Kam	M	Band 5 - \$14,313pa
	Correctional Services	Supervisor [Women]		Sandy Angabate	F
Supervisor [Women]			Jerusha Mau	F	Band 8 – \$16, 052 pa
Correctional Officer		Woman	Thiana Fritz	F	Band 5 - \$14,313pa
Correctional Officer		Woman	Tokaibure Josiann	F	Band 5 - \$14,313pa
Correctional Officer		Woman	Joliene Ika	F	Band 5 - \$14,313pa
Correctional Officer		Woman	Katherine Agigo	F	Band 5 - \$14,313pa
Correctional Officer		Woman	Wynette Demaunga	F	Band 5 - \$14,313pa
Correctional Officer		Woman	Litany Eoaeo	F	Band 5 - \$14,313pa
Supervisor [Juvenile]			Ibmbatuta Deireragea	M	Band 8 – \$18,679 pa
Supervisor [Juvenile]			Preslin Aubiat	M	Band 8 – \$18,679 pa
Juvenile Correctional Officer			Kurt Oscar	M	Band 5 - \$14,313pa
Juvenile Correctional Officer			Delton Depoudu	M	Band 5 - \$14,313pa
Juvenile Correctional Officer			<i>Vacant</i>		Band 5 - \$14,313pa
Juvenile Correctional Officer			<i>Vacant</i>		Band 5 - \$14,313pa
Administrative Officer			Ikinalla Thoma	F	Band 5 - \$14,313pa
Medical Officer		<i>Vacant</i>		Band 11 – \$22,210 pa	
Cook		<i>Vacant</i>		Band 5 - \$14,313pa	

ASSETS REGISTRY

IT ASSETS	JBC SECTIONS								
	Sec	ODPP	OPLD	DMU	Immi	P/Ports	Quarantine	CS	TOTAL
Computers	24/1 2 36	6	3	1	11	4	8	7	76
L/Tops	10	0	2	0	4	2	2	0	20
UPS	10	5	3	0	0	1	0	0	19
Dongle keys	7	0	0	0	0	3	8	2	20
Wifi modems	6	0	0	0	1	1	2	2	12
Printers	9	1	1	0	2	1	4	3	21
Passport printer	0	0	0	0	0	2	0	0	2
Passport scanner	0	0	0	0	0	3	0	0	3
Shredders	3	1	1	0	1	2	1	0	9
WHITE GOODS	JBC SECTIONS								
	Sec	ODPP	OPLD	DMU	Immi	P/Ports	Quarantine	CS	TOTAL
Air con [split]	5	5	4	0	2	2	4	20	42
Air con [wall/portable]	2	0	0	0	0	0	0	0	2
Refrigerators	1	1	1	0	1	0	1	2	7
Freezer	0	0	0	0	0	0	0	2	2
Oven	0	0	0	0	0	0	0	1	1
Microwave	1	1 share		0	1	0	1	0	4
AUTO-MACHINERIES	JBC SECTIONS								
	Sec	ODPP	OPLD	DMU	Immi	P/Ports	Quarantine	CS	TOTAL
Vehicles	9	5		1	4	1	3	3	26
Motorbikes	0	0	0	0	0	0	0	4	4
Fishing boat	0	0		0	0	0	0	1	1

OFFICE FURNITURE	JBC SECTIONS								
	Sec	ODPP	OPLD	DMU	Immi	P/Ports	Quarantine	CS	TOTAL
Televisions	3	1 share		0	0	0	0	1	5
Safe	0	0	0	0	0	1	0	0	1
Desks	18	6		5	7	6	8	8	58
Chairs	26	14	12	0	8	4	15	90	169
Conference table	1	1 share		0	0	0	1	0	3
Whiteboards	14	8		3	0	0	2	3	25
Coffee tables	1	1		0	0	0	1	1	4
Couches	0	1		0	0	0	0	1	2

CLEANING EQUIPMENT	JBC SECTIONS								
	Sec	ODPP	OPLD	DMU	Immi	P/Ports	Quarantine	CS	TOTAL
Rubbish bins [wheelies]	4	2 Share		0	0	0	1	10	17
Bush knives	0	0	0	0	0	0	0	6	6
Grass cutter	0	0		1	0	0	0	0	2
Rakes	0	1	0	0	0	0	0	6	7
Shovels	0	0		0	0	0	6	0	6



CONCLUSION

The reporting year for 2022 to 2023 evidently demonstrates that it has been an industrious period. The Department for Justice and Border Control has not ceased or lessened its commitment to its service of the Republic.

Reflecting on the duties and responsibilities of the Department remained constant throughout the reporting period. The Department has been able to rise to the challenge of meeting its targets. This is despite day to day impediments that surface as would be expected in the operation of any office or department. The Department has also been able to deliver the necessary outputs required of it whilst at the same time identifying the areas that require improvement.

The Department for Justice and Border Control recognizes the important role it plays in the overall functioning of the Public Service. It is committed to ensuring that service delivery across all of its 17 sections, is executed according to the standard that is expected.

In the upcoming financial year, the Department anticipates another eventful reporting period. This is due to planned activities which are set to be undertaken and milestones to be achieved.

The Department will continue to uphold its motto of '*Serving the People with Care and Pride*'. In doing so, the Department stays anchored to the motto of the Republic which is '**God's will first**'.

DRJBC

