

Serial Number 1948/25



**THE WESTERN SAMOA FAUTUA APPOINTMENT
REGULATIONS 1948**

B. C. FREYBERG, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington, this 10th day of
March, 1948

Present :

THE RIGHT HON. P. FRASER PRESIDING IN COUNCIL

PURSUANT to the Samoa Act, 1921, and the Samoa Amendment Act, 1947, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby make the following regulations.

REGULATIONS

1. These regulations may be cited as the Western Samoa *Fautua* Appointment Regulations 1948.

2. The number of *Fautua* holding office at any one time shall not exceed three.

3. No person shall be eligible for appointment as a *Fautua*—

(a) Who being a bankrupt within the meaning of the bankruptcy laws in force in Western Samoa has not obtained an order of discharge ; or

(b) Who is in receipt of salary from the Samoan Treasury other than remuneration and allowances payable on account of his holding office as a *Faipule* or as an elected member of the Legislative Assembly.

4. Whenever a vacancy occurs in the number of *Fautua* authorized under Regulation 2 hereof the Governor-General may in his discretion direct the High Commissioner to invite a Committee consisting of the *Fono* of *Faipule* and the Samoan Members of the Legislative Assembly to recommend through him to the Governor-General a properly qualified person for appointment to the vacancy.

5. In arriving at its recommendation of a person to fill a vacancy among the *Fautua* the Committee shall appoint its own Chairman and determine its own procedure. Upon selection by the Committee of a person recommended for appointment the Chairman shall forthwith in writing under his hand report the name of that person to the High Commissioner.

6. If any person being a member of the Samoan Public Service or the New Zealand Public Service or the *Fono of Faipule* or a Samoan elected member of the Legislative Assembly or in the employment of the New Zealand Reparation Estates is appointed as a *Fautua* he shall forthwith upon the date on which he is appointed be deemed to have ceased to be a member of that service or of that *Fono* or an elected member of that Assembly or to have ceased to be so employed, as the case may be.

7. *Fautua* appointed under the Samoa Amendment Act, 1947, shall hold office during the Governor-General's pleasure.

T. J. SHERRARD,
Acting Clerk of the Executive Council.

Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette* : 11th day of March, 1948.

These regulations are administered in the Department of Island Territories.