

1957/224



**THE WESTERN SAMOA FAUTUA APPOINTMENT
REGULATIONS 1957**

COBHAM, Governor-General
ORDER IN COUNCIL

At the Government House at Wellington this 16th day of October 1957

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

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

REGULATIONS

1. (1) These regulations may be cited as the Western Samoa *Fautua* Appointment Regulations 1957.

(2) These regulations shall come into force on the date of the commencement of Part I of the Samoa Amendment Act 1957.

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* who, being a bankrupt within the meaning of the bankruptcy laws in force in Western Samoa, has not obtained an order of discharge.

4. Whenever a vacancy occurs in the number of *Fautua* authorised under regulation 2 hereof, the Governor-General may in his discretion direct the High Commissioner to invite the Samoan elected 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 their recommendation of a person to fill a vacancy among the *Fautua* the Samoan elected members of the Legislative Assembly shall appoint their own Chairman and determine their own procedure. Upon selection by those members 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 Western Samoan Public Service or the New Zealand Public Service or the Legislative Assembly is appointed as a *Fautua* he shall forthwith upon the date on which he is so appointed be deemed to have ceased to be a member of that Service or of that Assembly, as the case may be.

7. *Fautua* shall hold office during the Governor-General's pleasure.
8. These regulations are hereby declared to be a reserved enactment for the purposes of section 32 of the Samoa Amendment Act 1957.
9. The Western Samoa *Fautua* Appointment Regulations 1948* are hereby revoked.

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

*S.R. 1948/25

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations prescribe the number of *Fautua*, the manner of recommending Samoans for appointment as *Fautua*, and the terms and conditions of their appointment. The regulations re-enact the existing regulations with modifications that are consequential on the provisions of the Samoa Amendment Act 1957, but make no material changes.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 17 October 1957.

These regulations are administered in the Department of Island Territories.