

**REPUBLIC OF VANUATU
OFFICE OF THE OMBUDSMAN**

**PUBLIC REPORT
ON THE
MISUSE
OF MP ALLOCATION FUND
BY MP VINCENT BOULEKONE**

0011/2002/04

19 February 2002

July 1900

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On the 1st of July 1900
the following was received

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PUBLIC REPORT ON THE MISUSE OF MP ALLOCATION FUND BY MP VINCENT BOULEKONE

SUMMARY

The Ombudsman has issued this Public Report to illustrate how the leaders in Government, including Members of Parliament (MP), could use their position and status for personal gain at public expense. On many occasions, such improper decisions or practice by leaders have led to the misuse of public funds for private purposes. This report depicts one such example of how public money was used for private purposes. It concerns a Member of Parliament for Pentecost, Mr Vincent Boulekone.

Honorable Boulekone, was an MP for the Pentecost Constituency in the former Parliament (1995 - 97). He was re-elected in the 1998 General Election. In 1997, MP Boulekone submitted a Project Applications Form to the Speaker of Parliament to use his allocation fund for the construction of public toilets, shower and laundry facilities at the Catholic Mission in Melsisi, Central Pentecost. The Speaker of Parliament approved the amount of VT 316,291 for this project and in January 1998. The materials were bought and transported to Melsisi.

This enquiry found that MP Boulekone breached the policy and/or, procedures guiding the MP allocation funds. That is, he did not use the approved funds for the purposes that he originally applied for.

MP Boulekone at that time, was a leader under the Constitution. As a leader, he had a duty and obligation to observe and follow the rule of law. His actions and decisions had placed him in a position where he may have had a conflict of interest. MP Boulekone having failed this responsibility and obligation has therefore led him to have breached the Leadership Code under the Constitution.

The Ombudsman has recommended that the Parliament must pass a statute to provide procedures to administer MP Allocation Funds. The Speaker should appoint a Committee of Enquiry to investigate projects that were funded by MP Allocations but were never implemented. The Speaker should refer this enquiry to the Police to investigate under s. 122(2) of the Penal Code.

TABLE OF CONTENTS

SUMMARY	2
1. JURISDICTION.....	4
2. PURPOSE, SCOPE OF INVESTIGATION AND METHODS USED.....	4
3. RELEVANT LAWS, REGULATIONS AND RULES	4
4. OUTLINE OF EVENTS.....	5
5. RESPONSES BY THOSE WITH COMPLAINTS AGAINST THEM	6
6. FINDINGS.....	7
7. RECOMMENDATIONS.....	8
8. INDEX OF APPENDICES	10

1. JURISDICTION

- 1.1 The Constitution and the Ombudsman Act allow the Ombudsman to look into the conduct of government, related bodies, and leaders. In this public report, the Constitution and the Ombudsman Act give power to the Ombudsman to inquire into the conduct of Mr. Vincent Boulekone, Member of Parliament for Pentecost Constituency for breach of policy and established Parliamentary procedures for allocation given to Members of Parliament. It was alleged that MP Boulekone misused the allocation fund given to him for certain projects for other purposes.

2. PURPOSE, SCOPE OF INVESTIGATION AND METHODS USED

- 2.1 The purpose of this report is to outline how Members of Parliament may misuse their MP allocation fund, and the Ombudsman's recommendations on how this issue may be avoided by introducing a statute to govern how MP allocation funds are to be used.
- 2.2 The scope of this enquiry is to establish the facts about why MP Boulekone allegedly misused government funds for other purposes than for the projects that the MP Allocation fund was requested originally. The enquiry is also to determine whether his actions are in breach of the Leadership Code and the Parliamentary procedures for MP allocations.
- 2.3 This Office collects information and documents by informal request, summons, letters, interviews and research.

3. RELEVANT LAWS, REGULATIONS AND RULES

3.1 CONSTITUTION OF THE REPUBLIC OF VANUATU

Leadership Code

The Leadership Code under the Constitution applies to this case. Article 66 and 67 are the two main sections that illustrate the behaviour of MP Boulekone in this case. A full text of these sections can be viewed in **Appendix 'A'**.

3.2 POLICY FOR MP ALLOCATION FUNDS SET BY SPEAKER OF PARLIAMENT

POLICY TO PROCESS FUNDS FOR MEMBERS OF PARLIAMENT.

If an MP requires an amount of money from his or her allocation fund, they need to put in an application to the Speaker of Parliament. The standard application form can be viewed in **Appendix 'B'**. In the application form, there should be two community leaders who need to sign to prove that they are the ones who are requesting for the particular project being applied for through their MP. The Speaker of Parliament will then process the application and he may or may not approve the application. If the application is approved, the Speaker will then release funds from the MP's allocation fund. The funds do not go directly to the MP but Local Purchase Orders (LPO) are made out for the purchase and transportation of goods. The MP must at this stage, produce invoices from places where materials were bought for the project so that the Speaker will know the exact amount to be released. When an MP has purchased the goods, they are to be transported to the location of the community who requested the project. The project must then be carried out as applied for. **(Refer to Application Form in Appendix 'B')**.

At this stage, there is another form known as a follow up form, Appendix IV, where the community leaders of the village must sign to confirm that they have received the materials that they had requested. If the project was never carried out and members of the community complain to the Speaker, the Speaker will refer the matter to the CID (Police) for further investigation as such matters will be treated as theft (**Refer to Follow Up Form in Appendix 'C'**).

3.4 PENAL CODE (CAP 135)

The actions of MP Boulekone may be defined as theft. The Penal Code is used to give a better definition of theft. A full text of the relevant section can be viewed in **Appendix 'D'**.

4. OUTLINE OF EVENTS

- 4.1 In December 1997, the Honorable Member of Parliament (MP) for Pentecost Vincent Boulekone, submitted a "Members of Parliament Projects Applications Form" (**Appendix 'E'**) to the former Speaker of Parliament, MP Edward Natapei, for approval. Community leaders in MP Boulekone's Constituency signed the application form. The community leaders were, Mr Michel Tabisaban Tariodo and Mr Charlot Tabilip Bibi, both of Ilamre Village, Melsisi, Central Pentecost. MP Boulekone had applied for funds to purchase goods for the construction of public toilets, shower and laundry facilities at the Catholic Mission at Melsisi, Pentecost.
- 4.2 On 23 December 1997, Speaker Natapei approved the application for MP Boulekone to use VT 316,291 from his allocation to fund the project and to transport the materials to Melsisi. Some of the materials were bought and transported on the ship MV Kawale to Melsisi before the General Election on 6 March 1998 (**copies of LPOs and invoices for the materials for the Project in Appendix 'F'**).
- 4.3 During the political campaign for the March 1998 General Election, it was alleged that MP Boulekone authorized the UMP Committee supporters to distribute some of the materials to various persons in his Electorate in order to gain support for his election. To date, the project has not been implemented and the materials have not been replaced.
- 4.4 On 27 September 1999, the Ombudsman commenced an enquiry into the matter.
- 4.5 On 6 October 1999, the MP Boulekone, who was then Minister of Internal Affairs responded to this enquiry with the following information:
 - (a) He confirmed that he submitted an application to the Speaker of Parliament for a Toilet Project at Melsisi.
 - (b) He stated that the materials for that project were bought and transported to Wantatsup Cooperative.
 - (c) He denied the allegation that some of the materials were distributed during the election.
 - (d) MP Boulekone claimed that the dock where the materials are stored in, is near the Community Center of Melsisi.
 - (e) He claimed that the cement for this project was used to build a septic tank for the Community Center.
 - (f) He confirmed that the original project for which the fund was requested and donated is not yet implemented.
 - (g) The reasons he gave for the delay in implementation of the project was because of lack of technical personal to construct that project.

- (h) He confirmed that some of the bags of cement and paints for the project were used to renovate the Catholic Church house at Melsisi and the Catholic Cemetery of the Catholic Missionaries. (His reason for authorizing the use of these materials was given that the Catholic Church was celebrating its 100 year in Pentecost).
 - (i) He claimed that instead he used part of this fund to buy some materials to finish constructing the basketball and volleyball courts at Melsisi Secondary School.
- 4.6 On 2 November 1999, Mr Charlot Tabilip Bibi, one of the signatories on the Application Form for the project was summoned to appear before the Ombudsman. He provided the following information:
- (a) He confirmed that the application was made for the Toilet Project. The materials transported to Pentecost were for this project.
 - (b) He claimed that the project could not be implemented because the Melsisi community was not cooperating to get the sand and coral ready for the builders to build the project.
 - (c) He confirmed that the bags of cement for this project was distributed to the communities around Melsisi during the period when preparation started for the Catholic Church Centenary celebration on Pentecost.
 - (d) He also confirmed that some bags of the cement were used to build a house for the Women's Club at Melsisi.
 - (e) He also stated that some bags of cement were also used to build a septic tank for the toilets in the Women's Club.
 - (f) He confirmed that he is the Regional President of UMP on Pentecost and he was the one who did the distribution of materials to the communities.
 - (g) He claimed that he had made this decision to help the communities prepare for the celebration for the Catholic Church Centenary.
 - (h) He also claimed that he was not doing it to gain support, even though the distribution of the materials were done at the same time when political parties did their campaigns for the General Election in March 1998.
 - (i) He claimed that some of the materials are still there, but that they are kept in a sealed case at the Wantatsup Cooperative for a group of builders to come and start the construction of the project.
- 4.7 On 27 April 2000, the Speaker of Parliament Honourable Paul Ren Tari, responded to our enquiry with the following information.
- (a) He confirmed that Messrs Michel Tabisaban & Charlot Tabilip, the two community leaders signed the Application Forms for the Toilet Project at Melsisi on 20 December 1996
 - (b) Mr. Tari confirmed that MP Boulekone requested the funds for the project in Pentecost. The amount requested was VT 316,291. The fund came from his MP allocation.
 - (c) He confirmed that the former Speaker of Parliament, Hon Edward Natapei approved this application on 23 December 1997.
- 4.8 No response to our enquiry was received from Mr. Michel Tabisaban.

5. RESPONSES BY THOSE WITH COMPLAINTS AGAINST THEM

- 5.1 A Working Paper on this matter was issued by the Ombudsman on 29 August 2000 in accordance with Article 62 (4) of the Constitution which states that the Ombudsman shall grant the person complained of an opportunity to reply to the complaints made against them.
- 5.2 On 22 March 2001, the Ombudsman received a response MP Boulekone. MP Boulekone confirmed that he made an application to the Speaker of Parliament to use funds from his MP allocation fund to build public toilets, shower and laundry facilities at the Catholic Mission on Melsisi, Pentecost.

He went on to state that the March 1998 General Elections came very quickly as it was after the VNPF riots. Since it was close to the elections, he had to ship the materials that he had bought to Pentecost quickly because when an election comes, you do not know if you will win or lose. When he shipped the materials there, he locked them up in a dock that belongs to the Melsisi Cooperative. He did this with the intention of distributing the materials after the elections.

However, some people who also have keys to this dock, Charlot Tabilip and Jean Claude Bule, went and opened the dock and gave permission to some communities of the Melsisi area to take some of the cement and arc mesh wires. These materials were used to build some crosses, statues and to renovate the graves of the Catholic Priests and elders who brought the Gospel to Melsisi. This was done in preparation of the celebration of the Catholic Centunaire (100th year celebration) that took place that year.

Some days after the people opened the dock and took the materials, the MP heard about it. He knew that this action caused him to be in breach of the MP allocation fund rule. However, he wishes to be responsible for this; he accepted what happened. This is because the incident that happened was in the interest of the community. The people who removed the materials did not use it for their private and personal use. They used it for a purpose that the community approved of and that was to prepare for the celebration of the Catholic Centunaire.

The community of Melsisi consists of supporters of NUP, UMP and Tan Union. The materials were distributed among these people therefore the allegation that the materials were used to bribe his electors is false. The MP stated that he has never bribed the population of Pentecost.

The MP then confirmed that the whole project originally applied for has never been implemented. Only one septic tank was built for the Women's Club house and some basketball courts were build for Melsisi Secondary School.

6. FINDINGS

Finding 1: HONOURABLE VINCENT BOULEKONE BREACHED THE LEADERSHIP CODE UNDER THE CONSTITUTION

- 6.1 The Honorable Member of Parliament for Pentecost, Vincent Boulekone, breached the Leadership Code under the Constitution. As a leader, he had a duty, obligation and responsibility to observe and follow the rule of law and any other policies governing his leadership. That rule of law includes Article 66 of the Constitution and the MP Allocation Fund Policy as established by the Speaker of Parliament's Office.

This enquiry found that MP Boulekone has placed himself in a position in which he had a conflict of interest and the fair exercise of his official duties might be compromised. That is, he was aware of the distribution of materials to other communities that was funded for the Melsisi Toilet Project for other purposes during the election period. This gave rise to doubt in the public mind as to whether he was luring for political support during the campaign for March 1998 General Election as he did not make any effort to instruct his supporters to cease the distribution.

Finding 2: HONOURABLE VINCENT BOULEKONE BREACHED THE POLICY AND/OR PROCEDURES FOR THE MP ALLOCATION FUNDS

- 6.2 MP Boulekone, breached the policy and/or procedures for the MP allocation funds. As a Member of Parliament, he had a duty and responsibility to observe and follow the rule of law. The rule of law includes Provisions for Administering the Policy for MP Allocation Funds.

This enquiry found that MP Boulekone's application for the Melsisi Toilet Project was done in accordance to the policy that was set for MP Allocation fund. Our investigation found that MP Boulekone did not make any effort to see that this project be implemented. It is therefore alleged that MP Boulekone misused the fund allocated for the Melsisi Toilet Project for other purposes and he is subject to police investigation under the Penal Code.

If the MP had been aware of the centennial celebration of the Catholic Church on Melsisi, he should have submitted an application for funds to be used from his MP allocation for this instead of the other project.

This enquiry also found that the policy for the MP Allocation has loop holes that allows misappropriation and misuse of the public funds.

Finding 3: HONOURABLE VINCENT BOULEKONE AND HIS POLITICAL SUPPORTERS BREACHED S 122(2) OF THE PENAL CODE

- 6.3 MP Boulekone breached the Penal Code. As an employee of the Government, and advocator for the proper administration and use of the public fund, he had a duty and responsibility to observe and follow the rule of law. That rule of law includes the provisions of the Penal Code.

This enquiry found that the Policy for the MP Allocation Fund clearly specifies that if the project applied for is not carried out and the community complaints to the Speaker, he will refer the matter to the Police for further investigation for theft under the Penal Code. In this enquiry too, it was found that the project initially applied for was never implemented. It was confirmed that the materials for the project were distributed and used for other purposes. Section 122(2) of the Penal Code says that, "**A person shall also be guilty of theft of any such thing notwithstanding that he has lawful physical control thereof, being a bailee or part owner thereof he fraudulently converts the same to his own use or the use of any person other than the owner**". It is therefore held that MP Boulekone and his political supporters may have breached the above provision of the Penal Code.

7. RECOMMENDATIONS

The Ombudsman makes these recommendations following the above findings to resolve this complaint and prevent such practices to occur again in the future:

Recommendation 1:

- 7.1 **The Parliament should pass a statute on the Administration of the Members of Parliament Allocation Funds. This would enable Members of Parliament and the Speaker to properly administer the fund and the projects that are funded under this scheme.**

Recommendation 2:

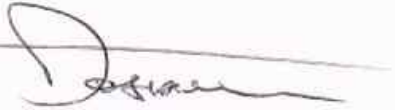
- 7.2 **MP Boulekone should be requested to fund the replacement of materials that were used for other projects and/or purposes. This would only be possible if the Speaker acts in his power and the administrator of the fund to appoint a Committee of Enquiry to investigate this project.**

This Committee of Enquiry should also carry out investigations on many other projects that the other Members of Parliament may have never implemented, and/or, the projects were not sustainable after implementation and complaints were received from the communities alleging misuse or wastage of public funds, and/or

Recommendation 3:

7.3 The Speaker to refer the matter to the Police to investigate under s122(2) of the Penal Code.

Dated 19th February 2002.



for

Hannington G ALATOA
OMBUDSMAN OF THE REPUBLIC OF VANUATU

8. INDEX OF APPENDICES

- A** Leadership Code under the Constitution.
- B** Copy of the Members of Parliament Allocation for the Micro Project Application Form
- C** Copy of the Follow Up Form for the Micro Projects funded under MPs Allocation Fund
- D** Penal Code
- E** Copy of MP Boulekone's Application Form
- F** Copies of LPOs and invoices for the purchase and transportation of materials to Pentecost.

M.V. KAWALÉ
P.O. BOX 5
LUGANVILLE - SANTO

P.O. BOX 67
PORT VILA - EFATE

11/15
Port Vila 18/12/97

DEVI'S
FACTURE No.

M.P. ALLOCATION
MINISTRY OF FINANCE
Port Vila

Transported by MUKORORO from ULA (LAURENCE) (MOLIFI).

St. Cement

- 7 Mèche wire
- 30 wire (size 6)
- 40 wire (size 10)
- 1 Poly file (63 mm)

FRET	27 500
TAXE DE QUAI	4 455
CONNAISSEMENT	200

TOTAL 32 155

ARRETE LA PRESENTE DEVI'S A LA
SOMME DE Trente Deux mille Cent Cinquante Cinq Vatu - /

GOVERNMENT OF THE REPUBLIC OF VANUATU
GOUVERNEMENT DE LA RÉPUBLIQUE DE VANUATU
LOCAL PURCHASE ORDER / ORDRE D'ACHAT LOCAL

ORIGINAL : For supplier to submit for payment
ORIGINAL : A remettre par le fournisseur pour règlement

To (Supplier) M. V. KAUACE
A (Fournisseur)

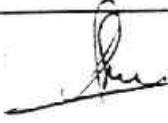
Please supply to the Parliament
Prene de fournir au Service

Date: 23/12/97

Account No. / No. de compte: 22-40-101-0006

* LPO 303485 Approved to *
* Dept 02 Op ID emiliano *
* Rep: 24/12/1997 5TY1P06 *


Description of goods or services Description des fournitures ou services	Quantity Quantité	Unit Price Prix unitaire	TOTAL COST / VT CÔT TOTAL / VT
Freight on MV KAUALE			32155
* Melsiri Community Under MP Allocation of Hon. V. Bouletane.			

Local Purchase Order approved by authorised officer. Ordre d'Achat Local approuve par l'agent habilite.		Signature	Print Name / Nom en majuscule <u>BOULETANE</u>	Total Cost VT Total en VT	32155
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COMPLETE SECTIONS BELOW UPON RECEIPT OF INVOICE / COMPLETER LES CADRES CI-DESSOUS A LA RECEPTION DE LA FACTURE

Goods or services satisfactorily received. Fournitures ou services conformes	Signature	Payment entered in vote book and matched with commitment. Ecriture passee dans le livre de comote et correspondant au montant engage	Signature
Date		Date	

AVG Deprt. use Reserve au Sca C.P.I	LPO No. <u>303485</u>	Supplier Code Code fournisseur	Description of Items Description des fournitures <u>FREIGHT ON MV KAUALE</u>
Invoice No. / No. de facture	Account No. / No. de comote <u>22-40-101</u>	Job / Poste <u>22006</u>	Amount VT / Montant VT <u>32155</u>
			AVG Deprt. use Reserve au Sca C.P.I

Certification by Head of Dept. or authorised officer. Attestation du Chef de Service ou de l'agent habilite.	I certify that the above sum is due for payment in accordance with the certificate overleaf. Je certifie que la somme indiquee ci-dessus est due pour paiement conformement au certificat etabli au verso.	Signature 	Print Name / Nom en majuscule <u>M. V. KAUACE</u>
			Date <u>23/12/97</u>

NOTE TO SUPPLIER: This document must be sent with your invoice to the issuing Ministry or department after the goods or services have been supplied.
NOTE AU FOURNISSEUR: Ce document doit être adresse avec votre facture



Checked/Ventre Approved/Approve

Date 13.11.97

To Parliament - Under MP
Allocation for Hon. V. Baulokone.

From Melanesian Hardware Ltd

Order No.

Quantity	Description	Price	S	C
1	TONNE CEMENT	23,875		

Melanesian Hardware Ltd
 Ave 10 Pwarrle
 PO Box 162
 Port Vila VANUATU
 Tel: (678) 22430 Fax: (678) 25261



SALES TAX: _____
 TOTAL VT 23,875

GOVERNMENT OF THE REPUBLIC OF VANUATU
GOUVERNEMENT DE LA RÉPUBLIQUE DE VANUATU
LOCAL PURCHASE ORDER / ORDRE D'ACHAT LOCAL

ORIGINAL : For supplier to submit for payment
 ORIGINAL : A remettre par le fournisseur pour règlement


To (Supplier) M.V. SOWIDES
 A (Fournisseur)

Please supply to the Parliament
 Prière de fournir au Service

Date: 23/12/97 Account No. / No. de compte: 202-40-101-006

 * LPO 303484 Approved to
 P.C. Box value *****7,000vatu
 B.P. * Dept 02 Op ID emiliano
 Department Date 24/12/97 tty1P06
 Department *****

Description of goods or services Description des fournitures ou services	Quantity Quantite	Unit Price Pnx unitaire	TOTAL COST / V COÛT TOTAL / V
Freight on MV Sowides			7 000
* Meliri community under MP Allocation of Hon. J. Bouletane			


Local Purchase Order approved by authorised officer. Ordre d'Achat Local approuvé par l'agent habilité.	Signature 	Print Name / Nom en majuscule BOULETANE	Total Cost VT Total en VT 7 000
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COMPLETE SECTIONS BELOW UPON RECEIPT OF INVOICE: COMPLÉTER LES CADRES CI-DESSOUS A LA RECEPTION DE LA FACTURE

Goods or services satisfactorily received. Fournitures ou services conformes	Signature	Payment entered in vote book and matched with commitment. Ecriture passée dans le livre de compte et correspondant au montant engagé	Signature
Date		Date	

AVG Dept. Use Réserve au Scd CP	L.P.O. No. 303484	Supplier Code Code fournisseur	Description of Items Description des fournitures FREIGHT ON MV SOWIDES
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Invoice No. / No. de facture	Account No. / No. de compte	Job / Poste	Amount VT / Montant VT	AVG Dept. use / Réserve au Scd CP
	202-40-101	20106	7 000	

Certification by Head of Dept. or authorised officer. Attestation du Chef de Service ou de l'agent habilité.	I certify that the above sum is due for payment in accordance with the certificate overleaf. Je certifie que la somme indiquée ci-dessus est due pour paiement conformément au certificat établi au verso.	Signature 	Print Name / Nom en majuscule WATHE
			Date 23/12/97

NOTE TO SUPPLIER: This document must be sent with your invoice to the ordering Ministry or department after the goods or services have been supplied.
 NOTE AU FOURNISSEUR: Ce document doit être adressé avec votre facture



Checked/Venne Approved/Apprové

MEH 909

12/15

GOVERNMENT OF THE REPUBLIC OF VANUATU
GOUVERNEMENT DE LA RÉPUBLIQUE DE VANUATU
LOCAL PURCHASE ORDER / ORDRE D'ACHAT LOCAL

ORIGINAL For supplier to submit for payment
ORIGINAL A remettre par le fournisseur pour règlement

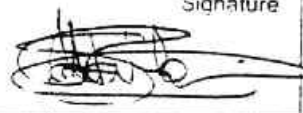
To (Supplier) / A (Fournisseur) **Melanesian Hardware**
Please supply to the / Prière de fournir au Service **Parliament**

* LPO 300446 Approved to
Value *****23,875vatu
B.P. Dept 02 Op ID emiliano
Date 3/11/97 tty1P14

Date **3rd November, 97** Account No. / No. de compte: **202.40.101 0006**

Description of goods or services Description des fournitures ou services	Quantity Quantité	Unit Price Prix unitaire	TOTAL COST V CÔUT TOTAL V
Bags Cement	25	VT 955	23.875
* Melsisi Community			
" Under MP Allocation for Hon. V. Boulekone "			

Local Purchase Order approved by authorized officer
Order d'Achat Local approuvé par l'agent habilité

Signature:  Print Name / Nom en majuscule: **SALWDE MATARIKI**

Total Cost VT / Total en VT: **23.875**

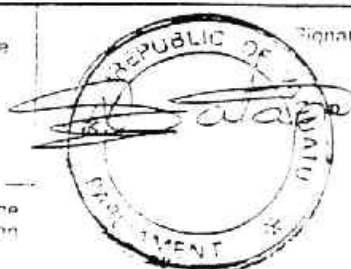
COMPLETE SECTIONS BELOW UPON RECEIPT OF INVOICE / COMPLETER LES CADRES CI-DESSOUS A LA RECEPTION DE LA FACTURE

Signature: _____ Payment entered in vint book and matched with commitment
Signature: _____
Date: _____
Ecriture passée dans le livre de compte et correspondant au montant engagé. Date: _____

Order No. N° de l'ordre local	Supplier Code Code fournisseur	Description of items Description des fournitures	Account No. No. de compte	Job / Poste	Amount VT Montant VT	A.G. Dept. Service au
300446		Bags Cement	202.40.101	0006	23.875	

Justification by Head of Dept or authorized officer: _____
Signature: _____
Date: _____

Signature: _____ Print Name: _____
N. E. MATAKE
3/11/97



GOVERNMENT OF THE REPUBLIC OF VANUATU
GOUVERNEMENT DE LA RÉPUBLIQUE DE VANUATU
LOCAL PURCHASE ORDER / ORDRE D'ACHAT LOCAL

ORIGINAL : For supplier to submit for payment
ORIGINAL : A remettre par le fournisseur pour règlement

To (Supplier) HELANESIAN HARDWARE LTD
A (Fournisseur)

Please supply to the PARLIAMENT
Prère de fournir au Service

Date: 23/12/97

Account No. / No. de compte: 202.40.101.000.6

* LPO 303481 Approved to *
* Value ~~143,250~~ 143,250 vatu *
* Dept: 02 Op ID emiliano *
Date: 24/12/1997 tty1P06*

Description of goods or services Description des fournitures ou services	Quantity Quantite	Unit Price Prix unitaire	TOTAL COST / V COUT TOTAL / V
Tons Cement	150	955	143250
* Multi Community under Mt Allocation of Hon J. Boulekone			

Local Purchase Order approved by authorised officer
Ordre d'Achat Local approuve par l'agent habilité.

Signature 

Print Name: Nom en majuscule
BOULEKONE

Total Cost VT
Total en VT 143,250

COMPLETE SECTIONS BELOW UPON RECEIPT OF INVOICE / COMPLETER LES CADRES CI-DESSOUS A LA RECEPTION DE LA FACTURE

Goods or services satisfactorily received. Fournitures ou services conformes	Signature	Payment entered in vote book and matched with commitment. Ecriture passee dans le livre de compte et correspondant au montant engage	Signature
Date		Date	

AG Dept. use Reserve au Sce C.P.	L.P.O. No. <u>303481</u>	Supplier Code Code fournisseur	Description of Items Description des fournitures <u>150 TONS CEMENT</u>
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Invoice No. / No. de facture	Account No. / No. de compte	Job / Poste	Amount VT / Montant VT	AG Dept. use Reserve au Sce C.P.
	<u>202.40.1101</u>	<u>210106</u>	<u>143250</u>	

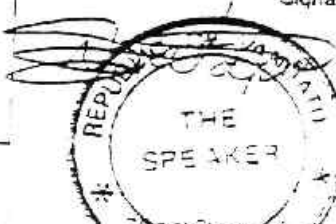
Certification by Head of Dept. or authorised officer.
Attestation du Chef de Service ou de l'agent habilité.

I certify that the above sum is due for payment in accordance with the certificate overleaf.
Je certifie que la somme indiquée ci-dessus est due pour paiement conformément au certificat établi au verso.

Signature 

Print Name: Nom en majuscule
THE SPEAKER

Date 23/12/97



NOTE TO SUPPLIER: This document must be sent with your invoice to the issuing Ministry or Department after the goods or services have been supplied.

Checked / Vérifié Approved / Approuvé



PORT VILA HARDWARE LTD.

B.P. 64, Port Vila, Vanuatu - Tel (678) 23224/24782- Tlx (0771) 1073 AHPOW - Fax (678) 22576

TO: MINISTER VINCENT BOULEKONE:

PROFORMA INVOICE No. _____

(MP ALLOCATION)

DATE: 15/12/9.

LINE	QTY	DESCRIPTIONS	P.U	TOTAL
1	30	STEEL RODS ϕ 6MM	165	4950
2	20	" " ϕ 10MM	420	8400
3	7	ARC MESH 668	2800	19600
4	2	KILO TIE WIRE	230	460
5				
6				
7	20	DEG STEEL RODS ϕ 10MM	420	8400
8	2	ARC MESH 668	2800	5600
9				
10				
11				47140
12				
13				
14				
15				
16				
17				
18				
19				
20				
21				
22				
23				
24				
25				
26				
27				
28				
29				
30				
31				
32				

OMP

REP: BRUCE WALTERS



25/12/9.

PARLIAMENT OF THE REPUBLIC OF VANUATU
OFFICE OF THE SPEAKER
MEMBERS OF PARLIAMENT PROJECTS APPLICATION FORM

APPENDIX 'E'

Members of Parliaments's fund for Village and Community Projects.

Community Applying :

1. Type/Name of Project requested :

Elimination de la saleté (MELSI) hors du Centre-ville
 Public Toilet, shower, Laundry basin, no waste gutters (youth)

2. Total Cost of Project : **316 291** VATU
 Total Cost of Project

3. Breakdown of Items and Freights and Costs :

LPO 303481	Melanesian Hardware	6 tons cement	143 250 VT
LL 303482	WILCO	1 x 20 LT DECO/S/GLOSS WHITE 1 paint tray set	15 021 VT
LPO 303483	Port Vila Hardware	30 steel rods ø 6 mm 40 steel rods ø 10 mm 9 Arc Mesh wire 2 kilo tie wire	47 410 VT
GPV 275322	Rural Water Supply Section	Holersi & Jimbeke extra materials	71 453 VT
LPO 303485	Freight	MV KAWALE	32 155 VT
LPO 303484		MV SOWIDES (Dolland Wireless) 1 ton cement 2 arc mesh wire	7 000 VT
		TOTAL	316 291 VT

4. Project requested by the following two Community Leaders :-

a) Signature : *Michel* ... Date *20/12/96*
 Full Name : *Michel TABISSEN*
 Address : *MELSI*

b) Signature : *[Signature]* ... Date *20/12/96*
 Full Name : *Charles TABISSEN*
 Address : *MELSI*

5. Project supported by MR *V. BOULEKWE (MELSI)*

[Signature]

Appendix

Project check by Officer responsible,
Office of the Speaker of Parliament :

.....
7. Funds available for project VT.. 319.539.....

8. Approval granted/withheld by the Hon. Speaker of
Parliament

[Signature]
.....
Speaker of Parliament

Date : 2-3/12/97.....



9. a) Project funds released by Minister of Finance/Director
General of Finance :

..... Date :

b) Accountant head allocated :

Date :

10. Copy of Project send to First Secretary of relevant
Ministry for information/immediate action.

.....
Date

11. Project implemented :

.....
Officer Responsible,
Office of the Speaker
of Parliament.

Date.....19...

LOCAL PURCHASE ORDER / ORDRE D'ACHAT LOCAL

To (Supplier) POINT-VILA HARDWARE LTD
 A (Fournisseur)

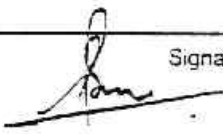
Please supply to the PARLIAMENT
 Prière de fournir au Service

Date 23/12/97

Account No. / No. de compte 202-40/01-006

 * LPO 303483 Approved
 P.O. Box: value *
 B.P. * Dept 02 Op ID emilian
 Department Date 23/12/1997 tty1F
 Department *****

Description of goods or services Description des fournitures ou services	Quantity Quantité	Unit Price Prix unitaire	TOTAL COST COUT TOTAL
Steel Rods ϕ 6 mm	30	165	495
" " ϕ 10 mm	20	420	8400
Arc Mesh 668	7	2800	19600
Tire wire	2	230	460
Dez Steel Rods ϕ 10 mm	20	420	8400
Arc Mesh 668	2	2800	5600
* Ulpit Community Under MP Allocation of Hon. J. Boulettone.			

Local Purchase Order approved by authorised officer. Ordre d'Achat Local approuvé par l'agent habilité.	 Signature	Print Name / Nom en majuscule <u>BOULETTONE</u>	Total Cost VT Total en VT <u>47410</u>
--	--	--	--

COMPLETE SECTIONS BELOW UPON RECEIPT OF INVOICE: COMPLETER LES CADRES CI-DESSOUS A LA RECEPTION DE LA FACTURE

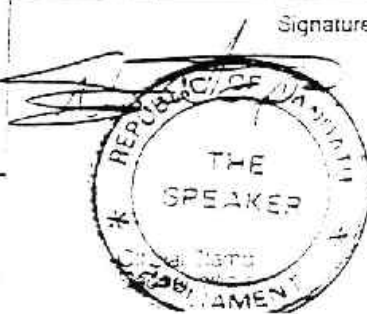
Goods or services satisfactorily received. Fournitures ou services conformes	Signature	Payment entered in vote book and matched with commitment. Ecriture passée dans le livre de compte et correspondant au montant engagé.	Signature
Date	Date	Date	Date

AVG Dept. use Réserve au Sca C.21	L.P.O. No. <u>303483</u>	Supplier Code Code fournisseur	Description of items Description des fournitures <u>ANTI-LIDJINIGI MATERIAL</u>
--------------------------------------	-----------------------------	-----------------------------------	---

Invoice No. / No. de facture	Account No. / No. de compte	Job / Poste	Amount VT / Montant VT	AVG Dept. use / Réserve au Sca C.21
	<u>202401101</u>	<u>010106</u>	<u>47410</u>	

Certification by Head of Dept. or authorised officer. Attestation du Chef de Service ou de l'agent habilité.	I certify that the above sum is due for payment in accordance with the certificate overleaf. Je certifie que la somme indiquée ci-dessus est due pour paiement conformément au certificat établi au verso.	Signature	Print Name / Nom en majuscule <u>WILSON</u>
			Date <u>23/12/97</u>

NOTE TO SUPPLIER: This document must be sent with your invoice to the ordering ministry or department after the goods or services have been supplied.
 NOTE AU FOURNISSEUR: Ce document doit être adressé avec votre facture au ministère ou au service acheteur après livraison des biens ou services.



AVG Dept. use / Réserve au Sca C.21
 Checked/Verifié Approved/Approuvé

PORT VILA HARDWARE

B.P. 294 FAX: (678) 22576
TEL: (678) 23274 - 24782

VINCENT BOULEKONE


COMpte CLIENT NO:

DEBIT 21213

(MELSIKI COMMUNITY)

REF NO.	DESCRIPTION	QUANT	P.U.	TOTAL	AL COST / TOTAL
	STEEL ROBC 9,6MM	30	165	4950	
	" " 9,10MM	40	420	16800	495
	ARC MESH 668	9	2800	25200	2400
	TIE WIRE	2146	230	460	
				47410	60
					21109
					5600

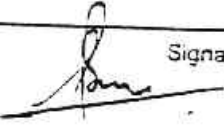
BON D'ACHAT NO: 303483

NAME: _____ SIGNATURE: 

TOTAL: 47410

CONDITIONS: GOODS REMAIN THE PROPERTY OF PORT VILA HARDWARE UNTIL PAID IN FULL

V. Boulekone

Local Purchase Order approved by authorised officer	Signature: 	Print Name / Nom en majuscule: <u>BOULEKONE</u>	Total Cost VT / Total en VT: <u>47410</u>
---	--	---	---

COMPLETE SECTIONS BELOW UPON RECEIPT OF INVOICE / COMPLETER LES CADRES CI-DESSOUS A LA RECEPTION DE LA FACTURE

Goods or services satisfactorily received. Fournitures ou services conformes	Signature: _____	Payment entered in vote book and matched with commitment. Ecriture passee dans le livre de comote et correspondant au montant engage	Signature: _____
Date: _____	Date: _____	Date: _____	Date: _____

A/G Dept. use / Réserve au Sec G/P	L.P.O. No. <u>1303483</u>	Supplier Code / Code fournisseur	Description of items / Description des fournitures
------------------------------------	---------------------------	----------------------------------	--

Invoice No. / No. de facture	Account No. / No. de comote	Job / Poste	Amount VT / Montant VT	A/G Dept. use / Réserve au Sec G/P
	<u>20716011011</u>	<u>0101016</u>	<u>47410</u>	

Certification by Head of Dept. or authorised officer. Attestation du Chef de Service ou de l'agent habilité.	I certify that the above sum is due for payment in accordance with the certificate overleaf. Je certifie que la somme indiquée ci-dessus est due pour paiement conformément au certificat étadi au verso.	Signature: _____	Print Name / Nom en majuscule: <u>NATHOSI</u>
		Date: <u>23/12/92</u>	

NOTE TO SUPPLIER: This document must be sent with your invoice to the ordering ministry or department after the goods or services have been supplied.



A/G Dept. use / Réserve au Sec G/P

Checked / Vérifié _____ Approved / Approuvé _____

APPENDIX "E"

Parliament of the Republic of Vanuatu

OFFICE OF SPEAKER

Sixth Parliament

MEMBERS OF PARLIAMENT ALLOCATION

MICRO PROJECT FOLLOW UP REPORT

PART I

To be completed by the applicant

1. Micro project under Honourable..... Member for
Name of MP *Constituency*
2. Project title:.....
3. Name of community applying:.....
4. Goods/donation received on the.....day of.....
5. Brief description of goods/donation received:.....
.....
6. Planned activities:.....
.....
7. Estimated date of completion:.....day of.....
8. General comment:.....
.....
9. Leader of community applying:
Name *Signature*
10. Chief applying:
Name *Signature*
11. Members: Names Signatures
.....
.....
.....

Made at.....the.....day of.....

PART II
For the Parliament use - Office of Speaker

13. Report received on the.....day of.....

14. Follow up certification:

I certify that I have checked the Micro Project Follow up Report together with the Micro Project Application Form. I am satisfy that the project has reached the community/village/charitable association who apply for the MP Allocation.

.....
Officer responsible

.....
Date

GUIDELINES TO FILL THE
MICRO PROJECT APPLICATION FORM

- a. The applicant must fill properly and clearly PART I. only of this form i.e. item 1 to item 10.
- b. The application must have the support of the right authorities of communities, villages or charitable associations.
- c. The application must be presented by the Member of Parliament directly concerned.
- d. Any item to purchase must be supported by an invoice issued by the supplier. Under no circumstance will a Member be paid directly by cash.
- e. A micro project includes financial donations to communities, villages or charitable associations.
- f. After receiving the Member allocation, the applicant must fill and return as soon as possible the document entitled "Follow up Report" to the Member concerned who will forward it to Parliament - Office of Speaker.

Note: no further disbursement of the allocation of the Member concerned will be considered until the submission of the said report.

MEMBERS OF PARLIAMENT ALLOCATION MICRO PROJECT APPLICATION FORM

PART I.

To be filled by the applicant (please read the guidelines at the end of this form)

1. Project Title :

2. Name of community applying :

3. Project location : Island :

4. Brief description of project requested :

.....
.....
.....

5. Number of people directly affected :

6. Benefits :

.....
.....
.....

7. Breakdown of costs (including freight)

	Item	Supplier	Cost (v)
1			
2			
3			
4			
5			
6			
7			
8			
		Total cost	

8. Leader of the community : _____
Name

Signature

9. Project supported by Chief : _____
Name

Signature

10. Project supported and presented by the Honorable _____

Member for _____ constituency

Signature

Made at _____ the _____ day of _____

PART II

For the Parliament use - Office of Speaker

11. Application received on the _____ day of _____

12. Details of Member allocation:

Amount allocated	VT
(Less) amount already spent	VT
Balance unspent	VT
(Less) amount requested	VT
New Balance	VT

13. Project certification :

I certify that I have checked the project application form and other documents required for screening this project. I am satisfy that this project proposal is ready for approval.

Officer responsible

Date

14. Approval granted / rejected / withheld by the Speaker

Honorable Speaker

Date

PART III

Follow up process - Office of Speaker

15. Project funds released by the Department of Finance :

- Amount : VT _____ Date : _____

16. Project implemented : Yes No

(Project implementation must be supported by the document entitled "Micro Project Follow up Report")

17. Remarks on the project : _____

Officer responsible

Date

APPENDIX 'D'

PENAL CODE (CAP 135)

OFFENCES AGAINST PROPERTY

- S122(2) "A person shall also be guilty of theft of any such thing notwithstanding that he has lawful physical control thereof, if, being a bailee or part owner thereof he fraudulently converts the same to his own use or the use of any person other than the owner".

APPENDIX 'A'

CONSTITUTION OF THE REPUBLIC OF VANUATU

Leadership Code

CONDUCT OF LEADERS

- Art66.(1) Any person defined as a leader in Article 67 has a duty to conduct himself in such a way, both in his public and private life, so as not to-
- (a) place himself in a position in which he has or could have a conflict of interests or in which the fair exercise of his public or official duties might be compromised;
 - (b) demean his office or position;
 - (c) allow his integrity to be called into question; or
 - (d) endanger or diminish respect for and confidence in the integrity of the Government of the Republic of Vanuatu
- (2) In particular, a leader shall not use his office for personal gain or enter into any transaction or engage in any enterprise or activity that might be expected to give rise to doubt in the public mind as to whether he is carrying out or has carried out the duty imposed by subarticle (1).

DEFINITION OF A LEADER

- Art 67. For the purposes of this Chapter, a leader means the President of the Republic, the Prime Minister and other Ministers, members of Parliament, and such public servants, officers of Government agencies, the Ombudsman, a person appointed to a statutory authority or cooperation, a director appointed by the Government to a cooperation or company or organisation and other officers as may be prescribed by law.