

REPUBLIC OF KIRIBATI
(No. 3 of 2009)

I assent,

Beretitenti
Assented: 8th May 2009

AN ACT TO AMEND THE *CONSUMER PROTECTION ACT* 2001 TO
MODIFY THE PROCEDURE FOR APPOINTMENT OF INSPECTORS

Commencement:
2009

MADE by the Maneaba ni Maungatabu and assented to by the Beretitenti

1. Short title

This Act may be cited as the Consumer Protection (Amendment) Act 2009.

2. Amendment of section 5(1) of the Consumer Protection Act 2001

Section 5(1) of the Consumer Protection Act 2001 is amended by repealing "The Beretitenti, acting in accordance with the advice of the Public Service Commission" and substituting "Subject to section 99 of the Constitution, the Minister".

CONSUMER PROTECTION (AMENDMENT) ACT 2009

EXPLANATORY MEMORANDUM

Section 2 of this short Act amends section 5(1) of the *Consumer Protection Act 2001*, to change the procedure by which inspectors are appointed. At present inspectors are appointed by the Beretitenti, acting in accordance with the advice of the Public Service Commission. Given that inspectors will ordinarily be persons already appointed to the civil service, it is considered that further reference to the Public Service Commission adds an unnecessary administrative step to the appointment process. This amendment brings the Act into line with similar provisions in the *Prices Ordinance (Cap.75)*. The reference to section 99 of the *Constitution* safeguards against any misconceptions as to the extent of the appointment power.

Titabu Tabane
Attorney General
1 April 2009