

SUPPLEMENT to the Solomon Islands Gazette

Thursday, 3rd April 1997

S.I. No. 11

[Legal Notice No. 39]

LOCAL GOVERNMENT ACT
(CAP 14)

HONIARA CAR PARK BY-LAWS 1997

In exercise of the powers conferred by section 121 of the Local Government Act, and in pursuance of a resolution dated the 28th day of February 1997, the Honiara Town Council hereby makes the following by-laws.

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| 1. | These By-laws may be cited as the Honiara Car Park By-laws 1997, and shall come into operation on the date of publication in the gazette. | Caption |
| 2. | These By-laws shall apply within the Honiara Town Boundary. | Application of By-law |
| 3. | In these By-laws unless the context otherwise requires:-

"Attendant" means any person appointed by the Council to carry out duties in a car park;
"car park" means any area or building or part of a building set apart by the Council for the use of motor vehicles as a parking place.
"Council" means the Honiara Town Council or any authority who for the time being is charged with the responsibility for Honiara Town. | Definitions |
| 4. | A car park shall be under the immediate management and control of the attendant. | Attendant |
| 5. | All persons using or being within the precincts of a car park shall obey all reasonable directions given by the attendant for the purpose of observing order and cleanliness in the car park. | Obedience of Instructions |

Prohibition	6.	No person shall nail, screw, nail, or fasten any sign, signboard, or advertisement on any wall, or introduce any unauthorised fitting, structure or obstruction into a car park and any thing so introduced may be removed forthwith by the attendant.
Entrance and Exit	7.	All persons driving motor vehicles within a car park shall observe the directions posted at such car park relating to means of entrance thereto and egress therefrom.
Maximum Weight	8.	The Council may by resolution from time to time prohibit or restrict the use of a car park by motor vehicles exceeding a specified net weight and may prescribe different net weights for different car parks.
Charges	9.	The Council may, by resolution from time to time prescribe the charges for admission to and use of a car park and may prescribe different fees for different classes of vehicles and for different car parks.
Opening Hours	10.	The Council may, by resolution, from time to time prescribe the hours of opening and closing of any car park and a time limit for the length of stay in any car park.
Resolution to be Gazetted	11.	Every resolution made by the council in terms of this by-law shall be published in the Gazette.
Fees		<p>12(1) - The charges for the use of a car park for which the council has prescribed a time limit for the length of stay shall be paid in advance to the attendant in exchange for which a parking receipt will be issued. When any person overstays the time limit prescribed such person shall be liable to pay an additional charge as prescribed in the parking ticket.</p> <p>12(2)(i) On admission to a car park where no time limit has been prescribed by the council the attendant shall issue to the driver of the motor vehicle a parking ticket and payment of the charges for the use of the car park shall be made to the attendant when the motor vehicle leaves the car park.</p> <p>12(2)(ii) In any case where the parking ticket is not presented to the attendant before the motor vehicle leaves the car park a charge shall be made for that vehicle from the hour at which the car park opened on that day until the time the vehicle leaves the car park.</p>

12(3) No person shall remove any motor vehicle from a car park after the prescribed closing hour.

13. Different classes of motor vehicles using a car park shall park only within the limits set apart for the use of vehicles of the class to which they belong as indicated by car park notices and as directed by the attendant.

Parking Places

14. Nothing in these By-laws shall preclude the council from issuing a pre-paid monthly or annual permit granting the holder thereof exclusive rights to park a motor vehicle in the parking place specified in the permit.

Parking Permits

15. The driver of any motor vehicle shall show for inspection his parking receipt, ticket, or permit upon demand of the attendant.

Production of Receipt

16. No person shall obstruct, prevent or interfere with an attendant in the performance of his duties.

Obstruction of Attendant

17(1) No motor vehicle shall be parked in a car park so as to obstruct any of the entrances, divisions or thorough fares of the car park and the driver of any such vehicle; if called upon to do so by the attendant shall forthwith remove the vehicle.

Obstructing entrances, etc

(2) If the driver of any motor vehicle fails to comply with a direction given by the attendant under paragraph (1) or if the driver is not available, the attendant may cause the vehicle to be removed to such other place, whether in the car park or not, as the attendant considers reasonable in the circumstances and the Council shall not be responsible for any loss or damage to the vehicle resulting from such removal.

(3) Any costs incurred by the Council in effecting the removal of a vehicle in term of this by-law shall be recoverable from the registered owner of the vehicle.

18. No person shall loiter near any of the entrances, thorough fares or divisions of a car park.

Loitering

19. Nothing in these by-laws or in any parking receipt, ticket or permit shall be deemed to make the Council responsible for any loss or damage to any motor vehicle admitted to or using a car park or for injury to any person entering a car park.

Avoidance of Liability

20. No person shall sell or offer or expose for sale any produce or goods in any part, without the prior consent of the Council.

21. Any person who fails to comply with any of the provisions of these By-laws shall be guilty of an offence and shall be liable on conviction to a fine not exceeding one hundred dollars or in default of payment of such fine to imprisonment for a period not exceeding three months and in the case of a continuing offence, a further penalty not exceeding five dollars for each day on which the offence is continued after written notice of the offence has been served on the offender.

Made under the common seal of the Honiara Town Council at Honiara this 28th day of February 1997.

DAVID MAESUA
President

Approved this twenty-fourth day of March 1997.

OLIVER ZAPC
Minister for Home Affairs

Published and exhibited at the Office of the Council this 20th day of March 1997.

JOSEPH HASIAU
Clerk to Honiara Town Council

SUPPLEMENT to the Solomon Islands Gazette

Friday, 4th April 1997

S.I. No. 12

[Legal Notice No. 45]

SOLOMON ISLANDS INDEPENDENCE ORDER 1978
(L.N. No. 43 of 1978)

THE MEMBERS OF PARLIAMENT (ENTITLEMENTS)
COMMISSION (AMENDMENT) REGULATIONS, 1997.

IN exercise of the powers conferred by section 69B (2) of the Constitution, the Members of Parliament (Entitlements) Commission makes the following regulations:

1. These Regulations may be cited as the Members of Parliament (Entitlements) Commission (Amendment) Regulations 1997, and shall be deemed to have come into force on the 1st day of April, 1997.

Short title and commencement

2. Regulation 9 of the Members of Parliament (Entitlements) Commission Regulations 1988 (hereinfter referred to as "the principal Regulations") is hereby amended as follows:

Amendment of Regulation 9 of the Members of Parliament (Entitlements) Commission Regulations 1988 (L.N. 29/1988)

(a) by deleting paragraph (2) thereof and substituting the following paragraph therefor -

"(2) Constituency allowance is for the purpose of a Member touring his Constituency at least twice a year and is not to be paid as part of basic salary but to be drawn in three equal instalments not being less than three months apart. The rate is as specified in Appendix A."; and

(b) by deleting in paragraph (3)(b)(i) thereof the words "ten thousand dollars" and substituting therefor the words "twenty-five thousand dollars"

3. Regulation 10B of the principal Regulations is hereby amended as follows:

Amendment of Regulation 10B

(a) by inserting the words "to be paid to the Opposition" immediately after the words "A Minister" wherever those words occur in that regulation; and

(b) by deleting the words "equivalent to one month of a Minister's net salary" and substituting therefor the words "equivalent to his net salary for one month"