

LAWS OF THE GILBERT ISLANDS
REVISED EDITION 1977

CHAPTER 8

CENSUS

ARRANGEMENT OF SECTIONS

Section

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SCHEDULE

An Ordinance to provide for the taking from time to time of a census of the population of the Gilbert Islands

7 of 1946
(Cap. 29 of
1952)
L.N. 16:72
(Cap. 16 of
1973)

Commencement: 1st November 1946

1. This Ordinance may be cited as the Census Ordinance. Short title
2. The Minister may, whenever he may deem it expedient, by order, direct that a census be taken of the inhabitants of the Gilbert Islands, and by such order appoint a census commissioner, and prescribe the time in relation to which the particulars required by the census shall be stated, and the date upon which the census is to be taken. Order directing taking of census and appointing census commissioner
3. (1) The census commissioner shall make arrangements and do all such things as are necessary for the taking of a census in accordance with the provisions of this Ordinance and for that purpose shall arrange for the preparation and issue of the necessary forms and instructions and for the collection of the forms when completed. Powers and duties of census commissioner
- (2) The census commissioner shall in the exercise of his powers and the performance of his duties under this Ordinance be

subject to the control of and comply with any directions given by the Minister.

Expenses

4. All expenses incurred in the taking of a census including such allowances, if any, as may be approved by the Minister for payment to any of the persons employed in the taking of the census shall be paid out of the Consolidated Fund.

Regulations for the taking of a census

5. For the purpose of enabling any order directing the taking of a census to be carried into effect the census commissioner may make regulations—

- (a) providing for the division of the Gilbert Islands into areas or districts for the purpose of the census;
- (b) providing for the appointment or engagement of persons to assist in the taking of the census, whether as superintendents, supervisors, enumerators, or otherwise and for the assignment to them of their duties;
- (c) prescribing the persons by whom and in respect of whom the returns for the purpose of this Ordinance are to be made;
- (d) requiring the person in charge of any institution, whether public or private, to make returns in respect of the inmates thereof;
- (e) requiring any persons employed for the purpose of the census to make a statutory declaration before a magistrate or before such officer appointed to supervise the taking of the census as the census commissioner may authorise to take such declaration;
- (f) prescribing the particulars to be stated on the census returns;
- (g) making provision in respect to any other matters with respect to which it is necessary to make provision for the purpose of carrying into effect the provisions of this Ordinance;

Provided that no particulars shall be required to be stated on any census return other than the particulars with respect to such matters as are specified in the Schedule:

Schedule

Provided further that no person shall be compelled to state particulars relating to his religion if he objects thereto.

Obtaining of information

6. A person who is employed in the taking of the census or who is required in pursuance of the provisions of this Ordinance to fill in any return, may ask of any other person such questions as may be necessary for obtaining any of the particulars required in

pursuance of the provisions of this Ordinance and such other person shall to the best of his ability give such information.

7. Upon completion of the census the census commissioner shall make such reports of the census and abstracts of the returns as the Minister may direct. Report

8. (1) If any person— Penalties

- (a) refuses or neglects to comply with or acts in contravention of any of the provisions of this Ordinance; or
- (b) being a person required under this Ordinance to make a statutory declaration with respect to the performance of his duties, makes a false declaration; or
- (c) being a person required by this Ordinance, to make, sign, or deliver any document, makes, signs, or delivers, or causes to be made, signed, or delivered, a false document; or
- (d) being a person required in pursuance of this Ordinance to answer any question, refuses to answer or gives a false answer to that question; or
- (e) being a person required in pursuance of the provisions of this Ordinance to perform any duties in connection with the taking of the census refuses, without reasonable cause, to carry out his duties;

he shall be liable to a fine of \$20.

(2) If any person—

- (a) being a person employed in taking a census, without lawful authority publishes or communicates to any person otherwise than in the ordinary course of such employment any information acquired by him in the course of his employment; or
- (b) having possession of any information which to his knowledge has been disclosed in contravention of this Ordinance, publishes or communicates that information to any other person;

he shall be liable to imprisonment for 6 months or to a fine of \$100.

SCHEDULE
(Section 5)

MATTERS IN RESPECT OF WHICH PARTICULARS MAY BE REQUIRED

1. Names, sex, age.
2. Occupation, profession, trade, employment.
3. Nationality, birthplace, race, language, health.
4. Place of abode, character of dwelling and fittings.
5. Conditions as to marriage, relation to head of family, issue born in marriage.
6. Religion.
7. Coconut trees and livestock.
8. Any other matters with respect to which it is desirable to obtain statistical information with a view to ascertaining the social or civil condition of the population.

THE GILBERT ISLANDS
(No. 14 OF 1978)

I assent.

R.J. WALLACE
Governor

January, 1979

AN ORDINANCE

TO AMEND THE CENSUS ORDINANCE BY PROVIDING FOR MATTERS IN
RESPECT OF WHICH PARTICULARS MAY BE REQUIRED ADDITIONAL TO
THOSE PRESCRIBED BY THE SCHEDULE TO THE CENSUS ORDINANCE

Commencement: 11 January 1979

ENACTED by the Governor with the advice and consent of the
House of Assembly:-

Short title.

1. This Ordinance may be cited as the Census (Amendment)
Ordinance 1978.

Amendment of
the Schedu-
le to CAP.
16.

2. The Schedule to the Census Ordinance is amended by in-
serting the following matters in respect of which particu-
lars shall be required to be stated on any census return:

"7A	Mortality
7B	Economic resources
7C	Education".

This printed impression has been carefully examined by
me with the Bill which passed the House of Assembly on the
21st day of December 1978 and is found by me to be a true
and correctly printed copy of the said Bill.

MATITA TANIERA

Clerk to the House of Assembly

Published by exhibition at the Public Office of the
Governor this 12th day of January 1979.

KOMERI ONORIO

for Secretary to the Chief Minister

CENSUS (AMENDMENT) BILL 1978
EXPLANATORY MEMORANDUM

1. The Census Ordinance is the authority for obtaining
the particulars necessary for an official enumeration of
the population with statistics relating to them.

2. The Bill extends the matters in respect of which parti-
culars may be required to those relating to mortality, eco-
nomic resources and education.

HON. GEOFFREY PIMM
Attorney General

CENSUS (AMENDMENT) ORDINANCE 1978
(NO. 14 OF 1978)

LEGAL REPORT

The Census Commissioner informed me that the matters

CAP. 14 - PUBLIC HOLIDAYS

(CAP. 81 of 1977)

Public Holidays Ordinance

Amendment
No.

1

Section 2 (1977, S. 2)

Omit subsection (2).

2

Schedule (1977, Schedule)

(a)

Omit "The day appointed for the celebration of the Anniversary of the Birthday of the Heir to the Throne".

(b)

Omit "The day appointed for the Anniversary of the Birthday of the Sovereign".

CAP. 16 - CENSUS

(CAP. 8 of 1977)

Census Ordinance

Amendment
No.

1

Section 2 (1977, S. 2)

Insert after "appoint" the words ", subject to section 99 of the Constitution,".

2

Section 5 (1977, S. 5)

Insert in paragraph (b) after "providing" the words ", subject to section 99 of the Constitution,".

CAP. 17 - DIPLOMATIC PRIVILEGES

(CAP. 28 of 1977)

Diplomatic Privileges Ordinance

Amendment
No.

1

Section 2 (1977, S. 2)

(a)

Omit from subsection (1) "Her Majesty's Government in the United Kingdom",

substitute "the Republic".

(b)

Do not amend "government" in subsection (2)(b)(i).

2

Section 3 (1977, S. 3)

(a)

Omit from subsection (1) "Her Majesty's Government in the United Kingdom",

substitute "the Republic".

KIRIBATI GAZETTE

No. 5

FRIDAY 30 NOVEMBER 1990

SUPPLEMENT No. 5

LEGAL NOTICE No. 9

THE REPUBLIC OF KIRIBATI

CENSUS ORDINANCE

(Cap 8)

CENSUS ORDER 1990

Subject to section 99 of the Constitution in exercise of the powers conferred upon me by section 2 of the Census Ordinance I hereby make the following Order:

1. This Order may be cited as the Census Order 1990.
2. A Census shall be taken of the inhabitants of Kiribati between 6th and 21st of November 1990, and for the purpose of the said census IETE ROUATU is appointed Census Commissioner.
3. The time in relation to which the particulars required by the census directed by this Order shall be midnight on the 6th day of November 1990.

Citation

Taking of census and appointment of Commissioner

Time in which census is taken

Dated this 6th day of November 1990.

TEATAO TEANKI

Minister of Finance and Economic Planning

Published by exhibition at the Public Office of the Beretitenti this 6th day of November 1990.

A T TEATAI

Secretary to the Cabinet

THE REPUBLIC OF KIRIBATI

CENSUS ORDINANCE

(Cap 8)

CENSUS REGULATIONS 1990

In exercise of the powers conferred by section 5 of the Census Ordinance, the Census Commissioner hereby makes the following Regulations:-

1. These Regulations may be cited as the Census Regulations 1990 and shall apply to the conduct of the census directed to be taken by the Census Order 1990.
2. In these Regulations, unless the context otherwise requires - "dwelling" means any place whatsoever in which a person is living at the time prescribed and any place

Citation and application

Interpretation

which is wholly or partly used for human habitation at such time and includes -

- (a) any building, erection, tenement or part thereof used wholly or partly for human habitation;
- (b) any hotel, lodging-house, boardinghouse or club;
- (c) any prison, police station, barracks and public or private charitable, religious, educational or other institution;
- (d) any vessel within the territorial waters of Kiribati;

"occupier" means the person living in and in charge of a dwelling at the time prescribed, and includes every householder and the head of every family, living in the dwelling, and if there is no such person in charge of the dwelling any other person living in the dwelling at the time prescribed, and if the person in charge of any dwelling is a company, the manager, secretary or other officer in charge of the dwelling, and in the case of an institution the person in charge of the institution, and in the case of a vessel, the Master or other person in charge of the vessel;

"time prescribed" means midnight on the 6th of November 1990.

Appointment of Supervisors, etc.

3. The Census Commissioner may be writing under his hand specified in Schedule 1 to these Regulations appoint so many persons as he may deem necessary to be supervisors or enumerators within any island or part thereof for the purpose of carrying out the census therein.

Duties of Enumerator

4. Every enumerator shall comply with the instructions of the Census Commissioner and of the supervisor of his island or part thereof and shall carry out such duties as are assigned to him.

Manner of taking census.

5. The Census shall be taken by means of the completion of a Census Return in the form specified in Schedule 2 to these Regulations.

Completion of Census Returns.

6. (1) Subject to paragraph (2) every person in Kiribati shall -
- (a) furnish to the best of his knowledge and belief the particulars required to enable the proper completion of a Census Return; or
 - (b) take all reasonable steps to ensure that such particulars are furnished on his behalf by some other person.
- (2) The occupier of every dwelling shall furnish, to the best of his knowledge and belief, all the particulars required to enable the proper completion of a Census Return in respect of himself and of every person who -

(a) is actually present in the dwelling at the time prescribed;

(b) returns to or arrives in the dwelling within twelve hours after the time prescribed, such person not having been otherwise enumerated.

7. Any person acting as an enumerator under these Regulations shall carry with him his written appointment as such and shall, on being demanded so to do, produce and show it to the person making such demand.

Enumerator to carry written appointment, etc.

Schedule 1
THE REPUBLIC OF KIRIBATI
Census Regulations
1990
(Regulation 3(1))

I, Iete Rouatu, Census Commissioner pursuant to Regulation 3(1) of the Census Regulations 1990 hereby appoint

.....
to beSuch appointment is effective and valid from 6th to 30 November 1990. The said may ask of any occupier of a dwelling such questions as may be necessary for obtaining particulars required on the census return and such occupier shall to the best of his or her knowledge and ability give such information. A person required to answer any questions on the census return who refuses to answer or gives a false answer is guilty of an offence.

Dated this day of1990.

Census Commissioner

Schedule 2

Dated thisday of1990.

Census Commissioner

Published by exhibition at the Public Office of the Bere-
tenti this day of1990.

Secretary to the Cabinet