



REPUBLIC OF NAURU
GOVERNMENT GAZETTE
PUBLISHED BY AUTHORITY
EXTRAORDINARY

No. 166

28th April, 2025

Nauru

G.N.No. 464/2025

National Disaster Risk Management Act 2016

National Disaster Risk Management (Declaration of State of Disaster for the management and minimisation of the impacts of UXO) Regulations 2025

SL No. 15 of 2025

(Regulation 13)

RESTRICTION OF ACTIVITIES ORDER

PURSUANT to the powers vested in me under *Regulation 13*, I, issue this Order for the purpose of managing and minimising the impacts of the unexploded ordnance (UXO), commencing on 28 April 2025:

1. Interpretation

In this Order, unless the context otherwise requires:

‘Act’ means the *National Disaster Risk Management Act 2016*;

‘authorised officer’ means an authorised officer authorised by the President under Section 32 of the Act;

‘employee’ means a person who is employed or engaged by an employer;

‘employer’ means a person, whether natural or legal, who:

- (a) employs any other person under a contract of service; or
- (b) engages any other person under a contract for service, whether written or unwritten, or any other similar work arrangement;

‘essential service provider’ means any of the following entities:

- (a) Department of National Emergency Services;
- (b) Department of Health and Medical Services;
- (c) Republic of Nauru Hospital (will attend to emergency cases only);

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- (d) Department of Justice and Border Control;
- (e) Department of Transport;
- (f) Department of Finance and Sustainable Development;
- (g) Department of Media;
- (h) Nauru Police Force;
- (i) Nauru Utilities Corporation;
- (j) Digicel Nauru;
- (k) Neotel;
- (l) any shop, supermarket, fuel service station or car wash that is not located within the exclusion zone;
- (m) Government of Australia - Australian Defence Force; and
- (n) RPS and Downer Contractors;

‘evacuation shelter’ means the places or buildings specified in the notices issued by the National Emergency Services;

‘exclusion zone’ means;

- (a) the following distance from an unexploded ordnance that is discovered within Boe and Yaren Districts:
 - (i) the 150-meter radius from the location of any unexploded ordnance; or
 - (ii) in the event of a justified circumstance requiring it, a radius greater, than 150-metres and less than 500 metres from the location of any unexploded ordnance; and
- (b) along the unexploded ordnance transport route to Topside;

‘fisheries waters’ means the internal waters, the territorial sea, the exclusive economic zone and any other waters over which the Republic claims jurisdiction;

‘fishing’ means:

- (a) searching for, catching, taking or harvesting fish;
- (b) attempting to search for, catch, take or harvest fish;
- (c) engaging in any other activity which can reasonably be expected to result in the searching, catching, taking or harvesting of fish;
- (d) placing, searching for or recovering any fish aggregating device or associated equipment including radio beacons;

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(e) any operation at sea directly in support of or in preparation for any activity described in this definition;
or

(f) storing, transshipping, processing or transporting fish taken from the fisheries waters up to the time they are first landed;

'Regulations' means the *National Disaster Risk Management (Declaration of State of Disaster for the management and minimisation of the impacts of UXO) Regulations 2025*;

'specified time and date' means any date or time notified or publicly announced by the National Emergency Services for the purposes of enforcing restrictions within the exclusion zone;

'UXO operations' means operations undertaken to diffuse, remove and destroy UXO found within the exclusion zone; and

'vessel' has the same meaning as provided under the *Vessels Registration Act 2024*.

2. Closure of schools

(1) All schools within the exclusion zone shall be closed on the specified time and date.

(2) The Department of Education shall make necessary arrangements for relocation of such schools away from the exclusion zone and such schools shall continue to provide educational services to its students during the specified time and date.

3. Work prohibited

(1) An employee shall not attend work within the exclusion zone on specified time and date, unless the employee is employed by an essential service provider.

(2) An employer shall not require an employee to attend work within the exclusion zone on specified time and date.

(3) An employer may put in place measures for his or her employees to work from a place other than the usual place of work.

4. Closure of Business

A business within the exclusion zone shall be closed during the specified time and date.

5. Persons to be evacuated and not access the exclusion zones

(1) A person residing or employed within the exclusion zone shall evacuate the area upon direction from the National Emergency Services or authorised officers on the specified time and date.

(2) No person shall access the exclusion zone during the specified times and dates, except for authorised officers approved to access the exclusion zone area.

(3) The Minister or the Secretary of National Emergency Services shall approve certain authorised officers or other persons to access the exclusion zone during the UXO operations.

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6. Fishing prohibited

A person shall not conduct or engage in any fishing within the exclusion zone in the fisheries waters.

7. Use of vessels prohibited

- (1) A person shall not use, be engaged in or operate any vessel within the exclusion zone in the fisheries waters.
- (2) Subparagraph (1) does not apply to an authorised officer who is exercising his or her powers or performing his or her functions under the Act, the Regulations or any orders or directions made under the Regulations.

8. Restriction of movement

- (1) Subject to subparagraph (2), an authorised officer may restrict the movement of any person within the exclusion zone during the period in which the *Declaration of State of Disaster for the Management and Minimisation of the Impacts of the UXO Runway Project 2025* is in force.
- (2) An authorised officer may permit a person's movement where he or she requires medical attention or to access any of the essential services.

9. A person who contravenes these Orders commits a fixed penalty offence and is liable to a fixed penalty.

10. This Order expires on the day the *Declaration of State of Disaster for the Management and Minimisation of the Impacts of the UXO Runway Project 2025* expires.

Dated this 28th day of April 2025.

HON. JESSE JEREMIAH, M.P
MINISTER FOR NATIONAL EMERGENCY SERVICES
