

# BILL NO. 47 OF 2022

## A BILL

FOR AN ACT TO AMEND THE FIJI DEVELOPMENT BANK ACT 1966

ENACTED by the Parliament of the Republic of Fiji—

*Short title and commencement*

- 1.—(1) This Act may be cited as the Fiji Development Bank (Amendment) Act 2022.
- (2) This Act comes into force on a date appointed by the Minister by notice in the Gazette.
- (3) In this Act, the Fiji Development Bank Act 1966 is referred to as the “Principal Act”.

*Sections 7 and 17 amended*

2. Sections 7 and 17 of the Principal Act are amended by deleting “servants” wherever it appears and substituting “employees”.

*Section 39 amended*

3. Section 39 of the Principal Act is amended by deleting “servant” and substituting “employee”.

## **FIJI DEVELOPMENT BANK (AMENDMENT) BILL 2022**

### **EXPLANATORY NOTE**

*(This note is not part of the Bill and is intended only to indicate its general effect)*

#### **1.0 BACKGROUND**

- 1.1 The Fiji Development Bank (**'Bank'**) was established under the Fiji Development Bank Act 1966 (**'Act'**). The Bank is an autonomous statutory body and provides financing that contributes to the development of the Fijian economy leading to the enhancement of the quality of life of all Fijians.
- 1.2 The Act provides for *inter alia* the administration of the Bank, specifically the appointment and employment of persons necessary for carrying out the operations of the Bank, the use of the Bank's funds and resources for the benefit of those employed by the Bank and the exemption from liability from any acts done or omitted in good faith pursuant to the Act.
- 1.3 In referring to persons employed by the Bank, sections 7, 17 and 39 of the Act make reference to the terms "servants" and "servant". The use of these terms are archaic and indicative of the colonial influence that existed when the Act was passed in 1966. Therefore, the Fiji Development Bank (Amendment) Bill 2022 (**'Bill'**) seeks to amend the Act to better reflect the modern-day values and principles of the Bank by removing references to the terms "servants" and "servant".

#### **2.0 CLAUSES**

- 2.1 Clause 1 of the Bill provides for the short title and commencement. If passed by Parliament, the amending legislation will come into force on a date appointed by the Minister by notice in the Gazette.
- 2.2 Clauses 2 and 3 of the Bill amend sections 7, 17 and 39 of the Act by deleting the references to the terms "servants" and "servant" and replacing such references with the terms "employees" and "employee" respectively.

### **3.0 MINISTERIAL RESPONSIBILITY**

3.1 The Act comes under the responsibility of the Minister responsible for finance.

A. SAYED-KHAIYUM  
Attorney-General