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APPLICATION FOR A VIPA CERTIFICATE OF APPROVAL BY AN INVESTOR FOR A NEW INVESTMENT

Vanuatu Investment Promotion Act No. 15 of 1998 (Section 6)

This application form must be accompanied by the relevant fee based on the Project's Total Investment Cost (TIC) as specified below. The fee must be paid **by cash or cheque** to the Vanuatu Investment Promotion Authority.

The fee is **not refundable**.

Application Fee VT 120,000

Please submit the completed application form to the:

VANUATU INVESTMENT PROMOTION AUTHORITY
PMB 9011
PORT VILA
VANUATU



Incomplete Applications Will Be Returned

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SECTION 1 GENERAL INFORMATION AND CHECKLIST 1. Proposed Business Name 2. Name of Key Contact (for all correspondences) 3. Mailing address 4. Telephone 5. Email 6. Brief description of the proposed investment: 7. Checklist **OFFICE USE Enclosed** Fully completed application form and statutory declaration П Photo-copy of business name reservation Photo-copy(s) of passport ID pages for each investor Photo-copy of police clearance(s) for each investor intending to reside in Vanuatu Business summary - Including a plan for training Ni-Vanuatu workers and a complete cash flow/profitability projection for three years Proposed Investment Sectors **OFFICE USE ONLY:** Receipt Details Date application accepted Code Specific Activity Location Fee paid Target processing date Receiving officer

Decision Criteria
All information requirements satisfactorily met?
Proposed investment does not include a "prohibited" activity?

Yes

Proposed investment does not contravene "reserved" list requirements?Proposed foreign investor(s) is deemed to be a fit and proper person?

Approved

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Assessment Officer

Recommendation

Reason:

SECTION 2 FOREIGN INVESTOR INFORMATION

Rejected

8. Foreign Investor Detail	s		
a) Detail(s) for individuals v	who are owners/shareholders in the proposed inv	estment:*	
Investor 1			
Surname			
First Name	Business	Percentage	%
Telephone	Facsimile		
Email Address			
Primary Nationality _	Secondary Nationality		
Investor 2			
Surname			
First Name	Business	Percentage	%
Telephone _	Facsimile		
Email Address			
Primary Nationality _	Secondary Nationality		
Investor 3			
Surname			
First Name	Business	Percentage _	%
Telephone _	Facsimile		
Email address			
Primary Nationality _	Secondary Nationality		
* Please include a photocopy of the photocopies of each of their pass	he passport ID page for each investor. Investors with dual c sports.	itizenship must pr	ovide
b) Is another company/or c	ompanies a shareholder in the investment?	☐ Ye	s 🗌 No
	rticulars, including: names, registered addresses percentages of shareholding by non-residents or		areholders
9. Associated Businesses	3		
	r companies identified in Section 8, own, or have business enterprise(s) in Vanuatu or overseas?		s 🗌 No
If yes, please provide the fo	ollowing details:		
Name of business(es)			
Names of shareholders			

10. Form of Intended Business Entity						
Please select the type of business entity you intend to operate under Sole proprietorship Partnership Local private company limited by shares Local private company limited by guarantee Other (Please specify)						
SEC	TION 3	BU	ISINESS A	CTIVITIES	AND LOCATION	
11. Intended investment categories, business activities and location Using the list provided in Appendix A, please identify <u>all</u> the business activities you intend to operate in, the proposed location of each activity and their associated investment category.						
Code	Investment Cate	gory	Business	Activity	Location*	
* Select from one of the following options: Port Vila, Luganville, Shefa Province, Malampa Province, Sanma Province, Tafea Province, Penama Province and Torba Province.						
12. Reserved business activities						
Certain business activities have been defined as "reserved" under the Foreign Investment Promotion Act. These activities are identified in Appendix B. Some are reserved solely for Ni-Vanuatu citizens. As a foreign investor, you are not permitted to involve yourself in any of these activities. Others, however, are open to foreign investment assuming you meet certain conditions. If you identified a business activity above in section 11 which requires you to meet a minimum investment threshold as identified in Appendix B please identify the business activity, code, location as well as the "planned level of operation" you intend to achieve. Please note that your business plan must clearly demonstrate when and how you intend to achieve your target levels of operation.						
Code	Business A	Activity	Lo	cation	Planned Level of Operation	
		.				

^{*} Refers to the threshold level of the reserved business activities

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IMPLEMENTATION ISSUES

13. Management	
Will the business be managed by someone other than the owner or investor?	☐ Yes ☐ No
If yes, please complete the following:	
Manager's Name	
Telephone Email	
14. Access to Land	
a) In order to successfully implement the investment, will you require access to land?	☐ Yes ☐ No
b) If yes [to (a)], have you already identified suitable land for your investment?	☐ Yes ☐ No
c) If yes [to (b)], please describe where the land is located:	
Island	
Town/settlement/area	
d) If yes [to (b)], have you completed lease arrangements for the land?	☐ Yes ☐ No
e) If yes [to (d)], please identify the following:	
Lease number	
Type of lease	
15. Potential environmental impacts*	
a) Do you intend to develop land in a coastal area or impact the foreshore?	☐ Yes ☐ No
b) Do you expect to disrupt or impact any ground or surface water systems?	☐ Yes ☐ No
c) Do you expect to produce large quantities of solid waste or waste water?	☐ Yes ☐ No
d) Do you intend to sell or use hazardous materials^, including pesticides?	☐ Yes ☐ No
e) Do you intend to introduce any new species or technologies into the country?	☐ Yes ☐ No
f) Do you expect your activities will adversely affect any communities?	☐ Yes ☐ No
If you answered yes to any of the above questions, please provide details:	

^{*} Every foreign investor whose application is approved, must consult the Department of Environmental Protection and Conservation (DEPC) at the Ministry of Climate Change to determine if the proposed investment is likely to cause significant environmental, social and/or cultural impacts.

[^] Hazardous materials are defined here as any substance or chemical which is a "health hazard" or "physical hazard," including: chemicals which are carcinogens, toxic agents, corrosives; agents which damage the lungs, skin, eyes, or mucous membranes; chemicals which are combustible, explosives, flammable; and chemicals which in the course of normal handling, use, or storage may produce or release dusts, gases, fumes, vapours, mists or smoke which may have any of the previously mentioned characteristics.

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SUMMARY INFORMATION

16. Investors							
Name			Na	tionality		Sha	reholding%
					I		
17. Residency	Permits Required*						
a) Investor (or d manager)	lesignated	Full Name	e(s)				
b) Accompanyir	ng family member	Full Name	e(s)				
* You must provide requested.	a police clearance from y	our country of o	origin for each	individual fo	r whom a	residence	permit is being
18. Value of Pro	oposed Investment	t (in millions	s of Vatu)*				
			L	ocal	Over	rseas	
Land and Buildin	nae		Puro	chases	Purch	hases	Total Outlay
Plant and Equipr	_						
Vehicles and Fu							
	Installation Costs						
Other							
Working Capital Total							
	low/profitability projection	for three years	must be attac	ched to this a	application	٦.	
19. Projected E	Employment (numb	ers)*					
		•		l - f) / 0		Tatalla	
	Total by end of Ye Local For	eign	otal by end Local	Foreign		Local	end of Year 3 Foreign
Management							
Skilled Non-skilled							
Total							

SECTION 6

STATUTORY DECLARATION*

* Note: Each non-citizen investor is required to sign a statutory declaration

Note: <u>Lacii</u> ii	on-citizen mives	itor is required to	o sign a statutory de	ciaration
I/We the undersigned, so	olemnly and sincer	ely DECLARE that:		
to the best of my/our kn to the proposed investm		f the information co	ontained in this application	on form related
			(proposed business r	name)
is correct and complete credit checks from my/or				ne/us including
I/We understand that the guilty of an offence and attributable to the negle person purporting to act for prosecution.	that offence is pr ct on the part of a	oven to have been director, manager	committed with the con, secretary, or any othe	nnivance of, or rofficer of any
I/We have not been con any applicant or its office				nkrupt, nor has
Date		Court		
Offence				
Penalty				
Date		Court		
-				-
Penalty				
Date		Court		
-				
Penalty				
*Please append any furt appendixes	her convictions to t	his document and	sign the original form and	d copies of any
Name of Ir	nvestor			
		This	Day of	20
Subscribed and	Declared at	(On the	
Signature of Justice of the		sioner For Oaths/No	otary Public	
	Address			
Date Offence Penalty Date Offence Penalty Date Offence Penalty Date Offence Penalty The Date Offence Penalty Subscribed and	her convictions to to the store and the stor	Court Court his document and s	sign the original form and Day of	d copies of any

APPENDIX A - BUSINESS CATEGORIES & BUSINESS ACTIVITIES1

Category	Description	Business License Activities
A	Mining, Quarrying and Logging	Mining for mineralsQuarrying and other miningLogging
В	Manufacturing Industries and Trade	 Abattoir and meat packing Canneries Oil mill Bakeries and confectioneries Manufacture of food products not elsewhere classified Manufacture of prepaid animal feeds Distilleries Breweries Manufacture of carbonated non-alcoholic beverages Manufacture of cordials and non- carbonated or non-alcoholic beverages Manufacture of tobacco Sawmills, planning and other wood mills Artifacts and decorative small furnishing Manufacture of paper, paper products, printer and publisher Manufacture of rubber and plastic products Manufacture of soap and cleaning preparations Shipbuilders and repairers Manufacturers of wearing apparels (dressmakers and tailors working alone or employing not more than two apprentices are licensed under category G) Jewelers Home manufacturer and purveyors of pies, meat balls, nems and similar prepared foods Home manufacturer of beverages of all kinds excluding Air conditioning and refrigeration Manufacture of structural and fabricated metal products Other manufacturers not elsewhere classified
С	Construction Industries and trade	 General and specific trade contractors Artisans working alone (or with up to two apprentices bricklayers, painters, decorators, jobbing builders, masons, plumbers, welders, fitters, turners) Computer network installation Motor vehicle repair shops Salvaging & Demolishing Services Other construction industries and trade not elsewhere classified
D1	Import and re-export	Businesses that import and re-export goods without transforming them
D2	Retailers and wholesalers	 Retailers Wholesalers Butchers Pharmacists and druggists Other wholesale and retail merchandising not elsewhere classified

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D2(a)	Specialty Shops	Duty Free Shop
D2(a)	Specialty Shops	Boutique Shop
D3	Hotels, Motels, Restaurants	, Cafes, Bars & Other Accommodation Services
D3(a)	Hotels & Resorts	■ Hotel
	Accommodations	■ Resort
D3(b)	Motels & Self Contained	■ Motel
		 Self-Contained Units
		•
D3(c)	Unique	Modern Bungalows
		■ Tent Lodge
		■ Clamping
D0(1)		■ Theme
D3(d)	Holiday Homes	House
		Vacation Rental Short Torm Stoy Holiday
		Short Term Stay HolidayCottage
		Holiday Lodge
		■ Villa
D3(e)	Guest Houses	Hostel
20(0)	Cucci i icucco	■ Backpackers
		■ Bed & Breakfast
D3(f)	Island Bungalows	 Island Bungalows
D3(g)	Home Stays	Home Stay
D3(h)	Camp Sites	■ Camp Site
D3(i)	Restaurants	Restaurant
D3(j)	Cafes	■ Cafe
D3(k)	Bars	■ Bar
D4	Take-Away Food Outlets an	d Catering Services.
D4(a)	Take-Away	■ Take-Away
(D4(b)	Catering Services	Catering Services
D5	Open Air Vendors, Mobile	Open Air Vendors
Reserve	shops and door-to-door	Mobile Shops
Investments	sales	Door-to-door sales
E	Transportation, Storage Fac	cilities and Tourism Services
E1(a)	Air Transport	 Air transport operators and carriers
		Airport Agents
		 Helicopter Charters
		Aircraft Charters/Leased
		Other Support services to air transport
E1(b)	Sea Transport	Ship and boat owners and operators
		Shipping Agent
		Seaport agentsFishing Boat charters
		 Other Support Services to Sea Transport
E1(c)	Land Transport	Bus Transport Operators
		Taxi Transport Operators
		Public Transport Operators
		Other Road Transport Operator
		 Other Support Services to Land Transport
E2	Storage Facilities	 Storage and warehousing services
	(Transport Support	 Stevedoring and wharf facilities and services
	Services)	 Customs agents
		Courier Services
		Freight Forwarding Services
		Container Freight Services Other transport support services
E3	Tourism Transportation, Pro	Other transport support services aducts and Services
ES	Tourism Transportation, Pro	Juucia allu Jelvices
E3(1)	Air Tourism Transports	Plane Operator

		- Holicoptor Operator
E3(2)	Sea Tourism Transports	Helicopter Operator
L3(2)	oea rourism transports	
E3(2a)	Water Transports	■ Watercraft
		 Marine & Motorized Water Operator
		Other Water Transport
E3(2b)	Yacht or Boat Charters	Yacht Charter
, ,		Boat Charter
E3(3)	Land Tourism Transports	
E3(3a)	Tourism Land Transportation	■ Service Bus
		■ Taxi
E3(3b)	Tours & Transfers	Tour Operator
E2/4)	Tourism Tours & Activities	Transfer Operator
E3(4)	Tourism Tours & Activities	
E3(4a)	Educational & Interest Tours	Education & Interest Tour
E3(4b)	Travel Agency	Outbound Operator
E3(4c)	Inbound Operator	■ Tour Agent
E3(4d)	Tour Guide	■ Tour Guide
E3(4e)	Handy Craft & Arts Shop	Handy Craft Shop
_=(::)	· · · · · · · · · · · · · · · · · · ·	■ Arts Shop
E3(5)	Tour Products (Sea/Water Ba	
	,	•
E3(5a)	Marine & Water Adventure	Parasailing
		Underwater Walks
		■ Fly Boards
		 Glass Bottom Boat
		Snorkeling
		■ Kayaking
E3(5b)	Scuba Diving	Scuba Diving Operator
E3(5c)	Traditional Canoe	■ Traditional Canoe Operator
E3(5d)	Game Fishing Tour	Game Fishing Operator
E3(6)	Tour Products (Land Based	Activities)
E3(6a)	Land Adventures	■ Zip Line
20(04)	Lana / laventares	■ Zorbing
		■ Blok Art
		■ Quad Bike
		Bicycle Tours
		■ Abseiling
		■ Horse Riding
		■ Water fall
		 Suspended Bridge Tours
		■ Cave Tours
		■ Volcano Tours
		Hiking (Bush Trekking)
E3(6b)	Traditional & Cultural Activity	Custom Village
		Land Diving
		■ Fire Walking
		■ Custom Dance
		Cultural Feast
F0(0:)	National Park	Traditional Farm Tour National Bark Operator - National Bark Op
E3(6c)	National Park	National Park Operator Concernation Area Operator
E3(6d)	Conservation Area	Conservation Area Operator Museum Operator
E3(e)	Other Services	Museum Operator Other Tourism Support Services
F4	Pontal & Hira Carriaga	Other Tourism Support Services Vobials Portal and Hirs Services
E4	Rental & Hire Services	Vehicle Rental and Hire Services Plant and Machinery Rental and Hire Services
		Plant and Machinery Rental and Hire Services
		Equipment Rental and Hire ServicesBoat Rental and Hire Services
		Other Rental and Hire Services Other Rental and Hire Services
		Caron Normal and Tille Dervices

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E4(a)	Rentals	Cars Hire Services
		Bicycles Hire Services
		 Scooters Hire Services
		Buses Hire Services
		■ Trucks Hire Services
		Quads Hire Services
		Tuktuk Hire Services
F1	Commercial bank	Commercial bank
F2	Other Financial Institutions	Trust Companies
		Financial Institutions
		Finance and Investment Companies
F3(a)		Domiciled Vanuatu Licensed Insurance Company
F3(b)		Non domiciled Vanuatu licensed insurance company
F3(c)		 Insurance agents
F3(d)		■ Insurance brokers
F4	Other professional and	Real estate agent
14	business	Property managers
	services	 Land and property developers
	JOI VIOCO	Legal practitioners
		Accounting practitioners
		 Accounting practitioners Engineering practitioners and services
		Architectural practitioners and services Surveyors and draftsman
		Surveyors and draftsmen Gove drilling, accessing, accessing, and accessing.
		Core drilling, assaying geological and prospecting
		support services
		Business and financial services and consultants
		Book keeping services
		 Management services and consultants
		 Advertising and marketing services and consultants
		 Photocopying and duplicating services
		 Typing and secretarial services
		 Language translation and interpreting services
		 Business security and protective services
		 Debt collection and credit rating services
		■ Credit Schemes
		 Other business and administrative services and
		agencies
G1	Human and animal health	Medical practitioners
	services	 Dental practitioners
		Optometrists
		Chiropractors
		 Osteopaths
		Nursing services
		Masseurs and physiotherapists
		Midwives
		Veterinary services
G2	Personal, social and recreat	
		The second second
G2(a)	Recreational Services	Night Club & dance hall operator
()		Show & entertainment operator
		Events Coordinator
		Cinema and theater operator
		Video operator
		Compact disc or digital video disk operator
		Owners or operators of electric and similar games
		Recreational and pleasure grounds and facilities Recreational sporting and social sorvings.
00(1)	Doubou and Double Oct. 1	Recreational sporting and social services
G2(b)	Barber and Beauty Services	Beauty salons and centers
		Spa operator Registration and beindered as a series and beindered as a series as
		Barbers and hairdressing services
		Make-up Artist operator

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G2(c)	Educational Services	 Riding School Diving School Day Care Center Kinder Garden School Account teachers and language tuition Schools and institutions conducted for profit Subscription libraries Museum operator
G2(d)	Repairs & Other Services	 Typists working alone Photographers Photo processing and photographers Domestic employment agencies Shopping services Laundries, Laundromats & dry cleaning Lawn mowing Landscaping and nature services Hire of CD or DVD equipment Hire of VCR and TV equipment Hire of Compact disk (CD) or digital video disk (DVD) Hire of Video cassette, Video cassette recorders and television equipment Vending machine owners Upholsterers Repairs of electrical machines and electronic equipment Other repair services
I1	Electricity	Electricity generation Electricity distribution
I2	Telecommunications, telegraphic and communication service companies and providers	 National and/or international telephone service providers Internet Service Providers Data and transaction processing Electronic mail, voice mail facsimile services, including store and forward, store and retrieve
13	Water works, distribution and supply companies and providers	 Water works, distribution and supply companies and providers
14	Radio and television broadcasting companies and providers	 Radio broadcasting Television production, broadcasting and providers Television providers
J	Artist and Sculptors	ArtistsSculptorsOther related activities
K	Planters, Farmers, Dairymen, Vegetable and Fruit Hawkers, and other	PlantersCattle FarmersPoultry Farmers
	Gardeners	 Piggery Farmers Dairymen Stock Breeders Vegetables & Fruit Hawkers Market and other Gardeners Other related Farming Activities

RESERVED BUSINESS ACTIVITIES²

1. Business activities reserved only for Ni-Vanuatu citizens

The following business activities are reserved <u>solely</u> for Ni-Vanuatu citizens. Foreign investors are <u>not permitted</u> to be involved in any of these activities <u>or be associated with</u> any Ni-Vanuatu individuals or businesses who are conducting business in any of these activities.

 Export of sandalwood in stick or chip form harvested from natural forest 	 Local trading of sandalwood harvested from natural forest 	Export of seeds and other minor forest products harvested from natural forest
 Second hand clothing shops 	 Export of kava in root, chips and stick form 	Manufacture of handicrafts and artefacts
 Kava bar 	 Open air vendor, door to door sales and mobile shops 	 Road transport operators – the provision of any taxi or bus service, including airport road transfers and any other road transport service involving the guest of a hotel or other accommodation
 Private security services including security guards 	Electricians and electro-technicians	 Commercial fishing in Vanuatu's inshore waters as defined by the Maritime Zones act (i.e. archipelagic waters including first six nautical miles from land)
Commercial cultural feasts	 Residential building and construction 	Small scale production of sawn timber from natural forest using a portable sawmill (i.e. can be physically moved from one location to another in the forest)

2. Reserved business activities open to foreign investment if the operation exceeds a minimum threshold.

Certain reserved business activities are open to foreign investors as long as the size of the operation is sufficiently large. Investments in these business activities are allowed assuming the investor is able to demonstrate over time they exceed the specified minimum threshold.

Activity	Code	Threshold Level
<u>Tourism</u>		
Tour agent (business that sells tourism services)	E3 (4c)	Annual sales turnover of 20 million vatu
Tour operator (business that packages two or more travel services into a single product for the consumer, i.e. transport, accommodation, meals, entertainment,	E3 (3b)	Investment of 20 million vatu
Guest house (business that provides simple accommodation using private or semi-private rooms and offers limited guest services)	D3 (e)	50 beds or 10 rooms or annual sales turnover of 20 million vatu
Bungalows (business that provides island-style accommodation in detached or semi-detached dwellings)	D3 (f)	Annual sales turnover of 30 million vatu

² Source: Vanuatu Foreign Investment Promotion Act 1998, Schedule 1 Application for Certification of Approval for a New Investment

Hotels and motels (businesses that provides accommodation using private rooms and offers amenities such as food, alcohol and other guest services)		D3 (a) & D3 (b)	Investment of 10 million Vatu or annual sales turnover of 20 million Vatu
Other S	Other Services		
Retail shops including general merchandise trading shops (excludes specialty shops)		D2	Annual sales turnover of 30 million Vatu
	Coastal shipping (excludes vessels that exclusively provide transport to foreign tourists)		Vessel size with carrying capacity of 80 tonnes
Other p	professional or business service		
•	Real estate agent		
•	Property managers		
•	 Land and property developers Legal practitioners Accounting practitioners Engineering practitioners and services 		
•			
•			
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•	Architectural practitioners and services		
•	 Surveyors and draftsmen 		
•	Core drilling, assaying geological and prospecting support services		
•	Business and financial services and consultants	F4	Annual sales turnover of 5 million
•	Book keeping services	l · · · I Vatu	
•	Management services and consultants		
•	 Advertising and marketing services and consultants Photocopying and duplicating services Typing and secretarial services 		
•			
•			
•	Language translation and interpreting services		
•	Business security and protective servicesDebt collection and credit rating services		
•			
•	Credit Schemes		
•	Other business and administrative services and agencies		