



REVIEW OF THE FABRIC OF LAWS NO. 2

FINAL REPORT 28/25

NOVEMBER 2025



GOVERNMENT OF SAMOA

The Honourable Speaker
The Legislative Assembly

In accordance with Article 35 of the *Constitution of the Independent State of Samoa 1960* and section 9 (1) of the *Law Reform Commission Act 2008*, I lay before you copies of the *Final Report on the Review of the Fabric of Laws of Samoa No. 2* for tabling before the Legislative Assembly of Samoa.

The report sets out the Commission's recommendations on the Review of the *Fabric of Laws of Samoa No. 2* after stakeholders' consultations and research in accordance with section 4 of the *Law Reform Commission Act 2008*.

Honorable Fesola'i Apulu Tusiupu Tuigamala

MINISTER FOR THE SAMOA LAW REFORM COMMISSION



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Tufuga Fagalo Tufuga Fatu

EXECUTIVE DIRECTOR

SAMOA LAW REFORM COMMISSION

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1. INTRODUCTION

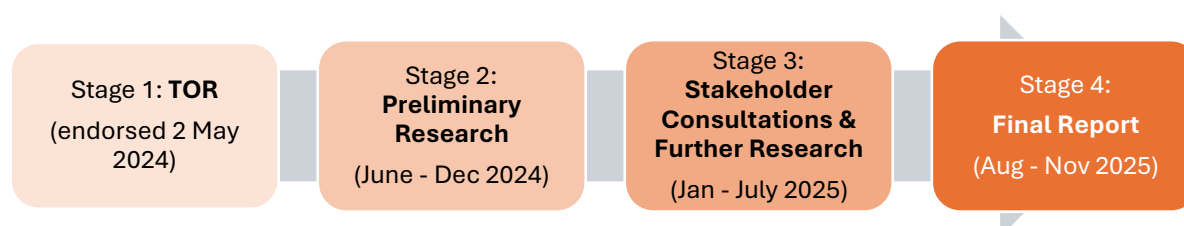
- 1.1 This Final Report presents the second Review of the Fabric of Laws (*Fabric 2*) conducted by the Samoa Law Reform Commission (*the Commission*), in line with its statutory mandate to research, analyse, and recommend legal reforms to the Prime Minister and Attorney General.
- 1.2 The first review (*Fabric 1*) was completed in 2017, with its final report published in December of that year. Unlike the standard process, where the Commission acts on a Terms of Reference (TOR) received from the Prime Minister, Cabinet, or Attorney General (see section 6(a)(i) of the Law Reform Commission Act 2008), Fabric 1 was a self-initiated project by the Commission; the first of its kind in Samoa and the Pacific. The initiative was self-initiated by the Commission pursuant to section 6(a)(ii) of the same Act and was later endorsed by the Prime Minister.

Background and Purpose of Review

- 1.3 The purpose of the Review of the Fabric of Laws is to align laws to their correct administrative authorities, and to determine which laws should be repealed, updated, or replaced. This process lays the groundwork for ensuring Samoa’s legal framework remains responsive to the country’s current needs and priorities.
- 1.4 The Review of the Fabric of Laws brings important benefits across Samoa’s public institutions. For the public, it offers a clear overview of the laws and reinforces the need for accessible legal information. For Parliament, it strengthens law-making by clarifying how new or amended laws fit within the broader legal framework and which Ministries, SOEs, or COs are affected.
- 1.5 For the Executive, the review informs policy and budget planning by identifying the legal responsibilities of each entity, and enables targeted law reform proposals – this is where the Samoa Law Reform Commission can best assist. It also promotes better coordination and collaboration between government entities, especially those involved in joint implementation, helping to ensure that laws are contextual, practical in application and deliver the best outcomes for Samoa. The Judiciary benefits from a clearer legal structure, supporting consistent application and helping to identify areas in need of reform. Together, these benefits lay the foundation for a more coordinated, transparent, and responsive legal system for Samoa.

Fabric 2 Timeline

- 1.6 The Commission considered, as part of its workplan for FY2023/2024 leading into FY2024/2025, that a second Review of the Fabric of Laws was timely, given it has been over seven years since the completion of Fabric 1.
- 1.7 A short timeline of Fabric 2 is shown below:



Terms of Reference

- 1.8 On 2 May 2024, the Attorney General approved the Terms of Reference for the Commission to undertake this second Review of the Fabric of Laws (Fabric 2). The Terms of Reference are as follows:
- Identify the current fabric of laws of Samoa (How many laws does Samoa have to date?);
 - Identify, confirm and update which Ministries, State-Owned Enterprises (SOEs) or Constitutional Offices (COs) are responsible for which laws (legal authority); and
 - Identify and confirm from Ministries/SOEs/COs any outdated laws under their administration and recommend removal, updating and replacing.
- 1.9 This Final Report is structured according to the Terms of Reference approved for Fabric 2. Each chapter addresses the three TORs, followed by the Commission’s proposed revised Fabric of Laws of Samoa, a summary of recommendations, and relevant annexures.

2. TOR 1 – THE CURRENT FABRIC OF LAWS OF SAMOA: 269 LAWS¹

- 2.1 TOR 1 required the Commission to identify all existing laws (Acts and Ordinances) in force in Samoa as of December 2023. This task was facilitated by the Consolidation of Laws 2023, prepared by the Office of the Attorney General (OAG). At the time our research commenced, the **December 2023** consolidation listed a total of **267 laws**. Since then, the OAG released an updated consolidation in **August 2025**, which recorded **269 laws** as of 31 December 2024. The 269 laws are presented in alphabetical order in the table below, with two additional laws enacted in 2024 highlighted in green font.

Table – LAWS OF SAMOA to August 2025	
Acts: A (Total Count – 17)	
1.	Accident Compensation Act 1989
2.	Acts Interpretation Act 2015
3.	Administration Act 1975
4.	Agriculture and Fisheries Sector Act 2020
5.	Airport Authority Act 2012
6.	Alcohol Control Act 2020
7.	Alienation of Freehold Land Act 1972
8.	Allied Health Professions Act 2014
9.	Alternative Dispute Resolution Act 2007
10.	Animals Ordinance 1960
11.	Apprenticeship Act 2014
12.	Arbitration Act 1976
13.	Arms Ordinance 1960
14.	Asian Development Bank Loan Act 1971
15.	Asian Infrastructure Investment Bank Act 2017
16.	Attorney General's Office Act 2013
17.	Audit Act 2013

¹ Office of the Attorney General’s Consolidation of Laws up to August 2025.

Acts: B (Total Count – 6)	
18.	Bankruptcy Act 1908 (NZ)
19.	Bills of Exchange Act 1976
20.	Births, Deaths and Marriages Registration Act 2002
21.	Broadcasting Act 2010
22.	Burials Ordinance 1961
23.	Business Licences Act 1998
Acts: C (Total Count – 32)	
24.	Canine Control Act 2013
25.	Carriage by Air Act 1964
26.	Carriers Act 1975
27.	Casino and Gambling Control Act 2010
28.	Central Bank Lease Empowering Act 1993
29.	Central Bank of Samoa Act 2015
30.	Charitable Trusts Act 1965
31.	Chemical Weapons Act 2010
32.	Citizenship Act 2004
33.	Citizenship Investment Act 2015
34.	Civil Aviation Act 1998
35.	Cluster Munitions Prohibition Act 2012
36.	Co-operative Societies Ordinance 1952
37.	Commissions of Inquiry Act 1964
38.	Community Justice Act 2008
39.	Community Law Centre Act 2015
40.	Companies Act 2001
41.	Company Law Reform (Transitional Provisions) Act 2006
42.	Competition and Consumer Act 2016
43.	Constitution of the Independent State of Samoa 1960
44.	Constitutional Convention Ordinance 1960
45.	Contributory Negligence Act 1964
46.	Conventional Arms Act 2017
47.	Copyright Act 1998
48.	Coroners Act 2017
49.	Counter Terrorism Act 2014
50.	Credit Union Act 2015
51.	Crimes Act 2013
52.	Criminal Procedure Act 2016
53.	Customary Land Advisory Commission Act 2013
54.	Customs Act 2014
55.	Customs Tariff Act 1975
Acts: D (Total Count – 12)	
56.	Daylight Saving Act 2009
57.	Decimal Currency Act 1966
58.	Declaratory Judgments Act 1988
59.	Defamation Act 1993
60.	Dental Practitioners Act 2007
61.	Development Bank of Samoa Act 2010
62.	Diesel Power Station Act 1965
63.	Diplomatic Privileges and Immunities Act 1978
64.	Disaster and Emergency Management Act 2007
65.	District Courts Act 2016
66.	Divorce and Matrimonial Causes Ordinance 1961
67.	Drugs Act 1967

Acts: E (Total Count – 16)	
68.	Education Act 2009
69.	Electoral Act 2019
70.	Electoral Commission Act 2019
71.	Electoral Constituencies Act 2019
72.	Electric Power Corporation Act 1980
73.	Electricity Act 2010
74.	Electronic Transactions Act 2008
75.	Energy Management Act 2020
76.	Evidence Act 2015
77.	Excise Tax (Domestic Administration) Act 1984
78.	Excise Tax (Import Administration) Act 1984
79.	Excise Tax Rate Act 1984
80.	Existing Law Adjustment Ordinance 1961
81.	Export of Meat Act 1997
82.	Export-Import Bank of China Loan Act 2008
83.	Extradition Act 1974
Acts: F (Total Count – 15)	
84.	Family Court Act 2014
85.	Family Safety Act 2013
86.	Fatal Accidents Act 1974
87.	Film Control Act 1978
88.	Film Production (Tax Incentives) Act 2017
89.	Financial Institutions Act 1996
90.	Fines (Review and Amendment) Act 1998
91.	Fire and Emergency Service Act 2007
92.	Fisheries Management Act 2016
93.	Food Act 2015
94.	Foreign Affairs Act 1976
95.	Foreign Investment Act 2000
96.	Forestry Management Act 2011
97.	Foundations Act 2016
98.	Frustrated Contracts Act 1975
Acts: G (Total Count – 3)	
99.	Gaming Control Act 2017
100.	Geneva Conventions Act 2015
101.	Government Proceedings Act 1974
Acts: H (Total Count – 6)	
102.	Head of State Act 1965
103.	Health Ordinance 1959
104.	Health Promotion Foundation Act 2015
105.	Healthcare Professions Registration and Standards Act 2007
106.	Honours and Awards Act 1999
107.	Housing Corporation Act 2010
Acts: I (Total Count – 18)	
108.	Immigration Act 2020
109.	Income Tax Act 2012
110.	Incorporated Societies Ordinance 1952
111.	Indecent Publications Ordinance 1960
112.	Industrial and Provident Societies Act 1968
113.	Infants Ordinance 1961
114.	Insurance Act 2007
115.	Intellectual Property Act 2011

116.	Internal Affairs Act 1995
117.	International Banking Act 2005
118.	International Companies Act 1988
119.	International Criminal Court Act 2007
120.	International Date Line Act 2011
121.	International Finance Agreements Act 1971
122.	International Insurance Act 1988
123.	International Mutual Funds Act 2008
124.	International Partnership and Limited Partnership Act 1998
125.	International Transfer of Prisoners Act 2009
Acts: J (Total Count – 3)	
126.	Japan Bank for International Cooperation Loans Act 2008
127.	Judgment Summonses Act 1965
128.	Judicature Act 2020
Acts: L (Total Count – 15)	
129.	Labour and Employment Relations Act 2013
130.	Land and Titles Act 2020
131.	Land for Foreign Purposes Act 1993
132.	Land Titles Investigation Act 1966
133.	Land Titles Registration Act 2008
134.	Land Transport Authority Act 2007
135.	Land Valuation Act 2010
136.	Landing Limited Act 2016
137.	Lands, Surveys and Environment Act 1989
138.	Law Reform Commission Act 2008
139.	Lawyers and Legal Practice Act 2014
140.	Leasing and Licensing of Customary Land Act 1965
141.	Legislative Assembly Powers and Privileges Ordinance 1960
142.	Life Assurance Corporation Act 1976
143.	Limitation Act 1975
Acts: M (Total Count – 18)	
144.	Maintenance and Affiliation Act 1967
145.	Marine Insurance Act 1975
146.	Marine Pollution Prevention Act 2008
147.	Maritime Zones Act 1999
148.	Marriage Ordinance 1961
149.	Media Council Act 2015
150.	Medical Practitioners Act 2007
151.	Mental Health Act 2007
152.	Mercantile Law Act 1975
153.	Meteorology, Geoscience and Ozone Services Act 2021
154.	Metrology Act 2015
155.	Ministerial and Departmental Arrangements Act 2003
156.	Ministry of Health Act 2006
157.	Ministry of Transport Act 1978
158.	Ministry of Women Affairs Act 1990
159.	Ministry of Works Act 2002
160.	Money Laundering Prevention Act 2007
161.	Mutual Assistance in Criminal Matters Act 2007
Acts: N (Total Count – 10)	
162.	Narcotics Act 1967
163.	National Digital Identification Act 2024
164.	National Kidney Foundation of Samoa Act 2005

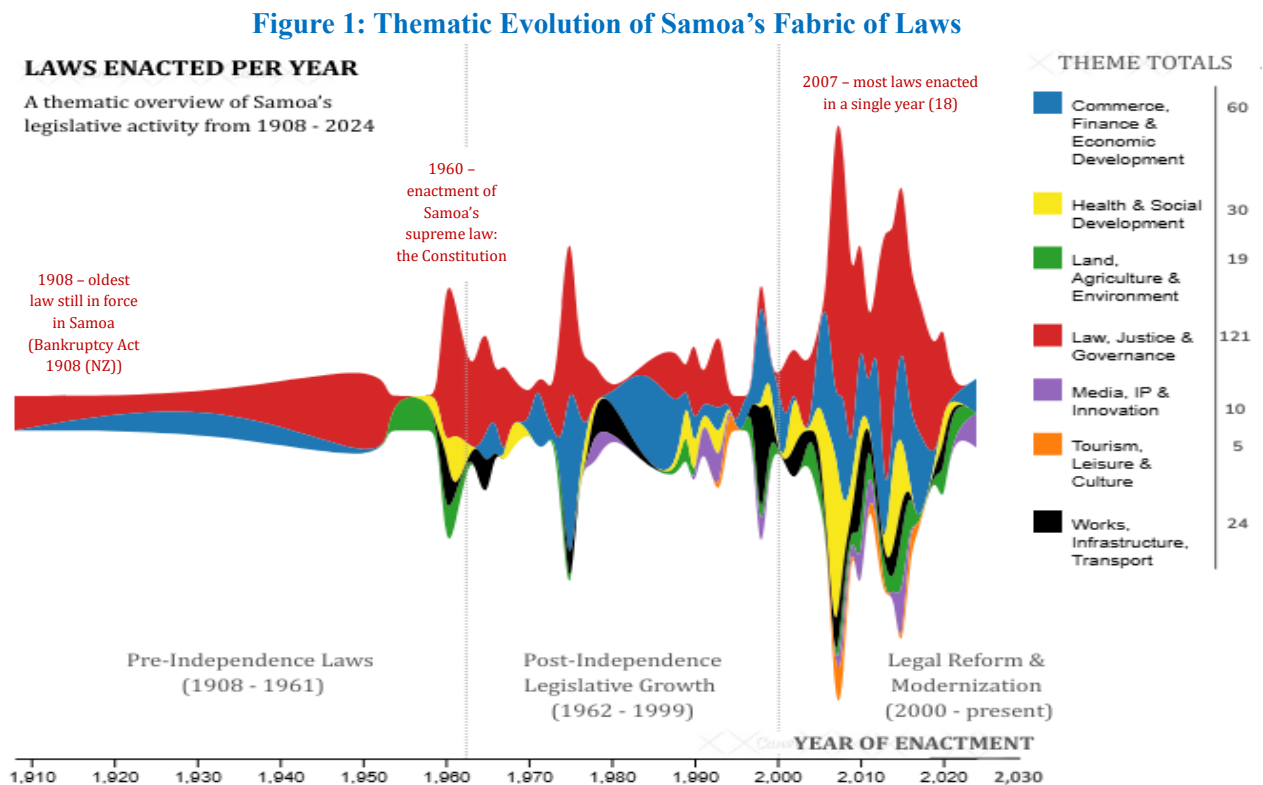
165.	National Parks and Reserves Act 1974
166.	National Payment System Act 2014
167.	National Provident Fund Act 1972
168.	National University of Samoa Act 2006
169.	Newspapers and Printers Act 1993
170.	Notaries Public Act 1974
171.	Nursing and Midwifery Act 2007
Acts: O (Total Count – 6)	
172.	Oaths, Affidavits and Declarations Act 1963
173.	Occupational Safety and Health Act 2002
174.	Oceania University of Medicine (Samoa) Act 2002
175.	Official Flag and National Anthem of Samoa Act 1994
176.	Ombudsman (Komesina o Sulufaiga) Act 2013
177.	OPEC Fund Loans Act 2012
Acts: P (Total Count – 30)	
178.	Parliamentary Pension Scheme Act 1998
179.	Parliamentary Under-Secretaries Act 1988
180.	Partnership Act 1975
181.	Passports Act 2008
182.	Penalty Interest Rates Act 1998
183.	Personal Property Securities Act 2013
184.	Pharmacy Act 2007
185.	Planning and Urban Management Act 2004
186.	Plebiscite Act 1990
187.	Plumbers Act 2014
188.	Poisons Act 1968
189.	Police Offences Ordinance 1961
190.	Police Powers Act 2007
191.	Police Service Act 2009
192.	Ports Authority Act 1998
193.	Postal and Telecommunications Services Act 1999
194.	Postal Services Act 2010
195.	Prisons and Corrections Act 2013
196.	Prisons Parole Board Act 1977
197.	Proceeds of Crime Act 2007
198.	Produce Export Ordinance 1961
199.	Professional Engineers (Registration) Act 1998
200.	Property Law Act 1952
201.	Public Bodies (Performance and Accountability) Act 2001
202.	Public Finance Management Act 2001
203.	Public Holidays Act 2008
204.	Public Records Act 2011
205.	Public Seal and Crest of Samoa Act 1973
206.	Public Service Act 2004
207.	Public Trust Office Act 1975
Acts: Q (Total Count – 1)	
208.	Quarantine (Biosecurity) Act 2005
Acts: R (Total Count – 9)	
209.	Receiverships Act 2006
210.	Reciprocal Enforcement of Judgments Act 1970
211.	Regulations Ordinance 1953
212.	Remuneration Tribunal Act 2003
213.	Revision and Publication of Laws Act 2008

214.	Road Traffic (Payment of Fines) Act 2009
215.	Road Traffic Ordinance 1960
216.	Road Transport Reform Act 2008
217.	Robert Louis Stevenson Foundation Act 1991
Acts: S (Total Count – 29)	
218.	Sale of Goods Act 1975
219.	Samoa Export Authority Act 2024
220.	Samoa Institute of Accountants Act 2006
221.	Samoa International Finance Authority Act 2005
222.	Samoa Qualifications Authority Act 2010
223.	Samoa Red Cross Act 1993
224.	Samoa Sports Facilities Authority Act 2007
225.	Samoa Trust Estates Corporation Act 1977
226.	Samoa Trust Estates Corporation Reconstruction Act 1990
227.	Samoa Water Authority Act 2003
228.	Samoa Antiquities Ordinance 1954
229.	Samoa Language Commission Act 2014
230.	Samoa Status Act 1963
231.	Scientific Research Organisation of Samoa Act 2006
232.	Sea Carriage of Goods Ordinance 1960
233.	Secret Commissions Act 1975
234.	Securities Act 2006
235.	Segregated Fund International Companies Act 2000
236.	Sentencing Act 2016
237.	Sex Offenders Registration Act 2017
238.	Shipping Act 1998
239.	Slaughter and Meat Supply Act 2015
240.	Spatial Information Agency Act 2010
241.	Special Purpose International Companies Act 2012
242.	Sports Disputes Resolution Act 2008
243.	Stamp Duty Ordinance 1932
244.	Statistics Act 2015
245.	Stevenson Memorial Reserve and Mount Vaea Scenic Reserve Ordinance 1958
246.	Survey Act 2010
Acts: T (Total Count – 10)	
247.	Taking of Land Act 1964
248.	Tax Administration Act 2012
249.	Tax Information Exchange Act 2012
250.	Teachers Act 2016
251.	Telecommunications Act 2005
252.	Tobacco Control Act 2008
253.	Tourism Development Act 2012
254.	Trade, Commerce and Industry Act 1990
255.	Trustee Companies Act 2017
256.	Trusts Act 2014
Acts: U (Total Count – 4)	
257.	Unit Titles Act 2009
258.	Unit Trust of Samoa Loans Act 2013
259.	Unit Trusts Act 2008
260.	University of the South Pacific Act 1977
Acts: V (Total Count – 2)	
261.	Value Added Goods and Services Tax Act 2015
262.	Village Fono Act 1990

Acts: W (Total Count – 5)	
263.	Waste Management Act 2010
264.	Water Resources Management Act 2008
265.	Water Schemes Act 2015
266.	Wills Act 1975
267.	World Bank Loans Act 1974
Acts: Y (Total Count – 2)	
268.	Young Offenders Act 2007
269.	Youth, Sports and Cultural Affairs Act 1993

2.2 Of the 269 laws currently in force, 24 were enacted prior to independence in 1962. The earliest law still in force is the Bankruptcy Act 1908 (NZ). Legislative activity peaked in 2007, with 18 laws enacted in that year alone. Since the publication of Fabric 1, 17 laws have been repealed, and two new laws have been enacted: the National Digital Identification Act 2024 and the Samoa Export Authority Act 2024.

2.3 The Commission applied a broad thematic classification to the 269 laws in order to identify patterns in legislative activity over time. To illustrate these patterns, a visual timeline was developed (see Figure 1 below), showing how Samoa’s laws have grown and evolved across seven key themes from 1908 to 2024.



Note: The thickness of each layer reflects the general volume of laws passed in each theme over time. Key milestones highlight major moments in Samoa’s legal history, such as the enactment of the Constitution in 1960 and peak law enactment in 2007. The figure captures how the legal system has expanded over the last 116 years.

2.4 Having identified all existing laws in Samoa, the next chapter examines which authorities are responsible for administering this legislative fabric. Looking ahead, it is envisaged that the Commission’s future Review of the Fabric of Laws will extend beyond Acts and Ordinances to include all subsidiary legislation, such as regulations, orders and other instruments that shape the practical application of law.

3. TOR 2 – LAWS AND RESPONSIBLE AUTHORITIES

3.1 Under TOR 2, the Commission was tasked with identifying, confirming, and updating the Ministries, State-Owned Enterprises (SOEs), and Constitutional Offices responsible for administering specific laws. To address TOR 2, the Commission examined existing laws to identify the Ministries, State-Owned Enterprises (SOEs), and Constitutional Offices (COs) formally established under legislation. The table below provides a summary of the current institutional structure of the Government of Samoa, along with the corresponding legal provisions that underpin each entity.

Constitutional Offices			
<i>Established under the Constitution of the Independent State of Samoa 1960</i>			
	Name	Establishing provision	Operational Status and Sectoral Classification
1.	Audit Office (AO)	Constitution Article 97; Audit Act 2013	Status: Active Sectoral classification: Multi-sectoral (Finance, Public Administration)
2.	Office of the Attorney General (OAG)	Constitution Article 41; Attorney General’s Act 2013	Status: Active Sectoral classification: Law and Justice
3.	Office of the Clerk of the Legislative Assembly (OCLA)	Constitution Article 51; Standing Orders - Standing Order 191	Status: Active Sectoral classification: ICT
4.	Office of the Ombudsman (OMB)	Constitution Article 82A; Ombudsman (Komesina o Sulufaiga) Act 2013	Status: Active Sectoral classification: Law and Justice
5.	Public Service Commission (PSC)	Constitution Article 84; Public Service Act 2004	Status: Active Sectoral classification: Multi-sectoral (Public Administration (<i>Lead Government Agency</i>), Law and Justice)
Statutory Authorities			
<i>Established under a statute specific to its mandate</i>			
6.	Central Bank of Samoa (CBS)	Central Bank of Samoa Act, s 3	Status: Active Sectoral classification: Finance
7.	Office of the Electoral Commissioner (OEC)	Electoral Commission Act 2019, s 3	Status: Active Sectoral classification: Law and Justice
8.	Office of the Regulator (OOTR)	Telecommunications Act 2005, s 9	Status: Active Sectoral classification: Information and Communication Technology
9.	Samoa Bureau of Statistics (SBS)	Statistics Act 2015, s 5	Status: Active Sectoral classification: Finance

10.	Samoa Law Reform Commission (SLRC)	Law Reform Commission Act 2008, s 5	Status: Active Sectoral classification: Law and Justice
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Ministries			
Established under section 4 and Schedule 1 of the <i>Ministerial and Departmental Arrangements Act 2003</i> ²			
1.	Ministry of Agriculture (MAF)	Status: Active Sectoral classification: Multi-sectoral (Agriculture and Fisheries (<i>Lead Government Agency</i>), Environment)	
2.	Ministry of Commerce, Industry and Labour (MCIL)	Status: Active Sectoral classification: Trade, Commerce and Manufacturing (<i>Lead Government Agency</i>)	
3.	Ministry of Communications and Information Technology (MCIT)	Status: Active Sectoral classification: Information and Communication Technology (<i>Lead Government Agency</i>)	
4.	Ministry for Revenue (MCR)	Status: Active Sectoral classification: Finance	
5.	Ministry of Education, Sports and Culture (MEC)	Status: Active. The Ministry continues to operate, though its Sports Division is no longer part of its structure, having merged with the Samoa Sports Facilities Association to form the Ministry of Sports and Recreation. Sectoral classification: Multi-sectoral (Education (<i>Lead Government Agency</i>), Health, Community Development)	
6.	Ministry of Foreign Affairs and Trade (MFAT)	Status: Active Sectoral classification: Trade, Commerce and Manufacturing	
7.	Ministry of Justice and Courts Administration (MJCA)	Status: Active Sectoral classification: Law and Justice (<i>Lead Government Agency</i>)	
8.	Ministry of Natural Resources and Environment (MNRE)	Status: Active Sectoral classification: Multi-sectoral (Environment (<i>Lead Government Agency</i>), Water, Sanitation and Hygiene (<i>Lead Government Agency</i>), Community Development)	
9.	Ministry of Finance (MOF)	Status: Active Sectoral classification: Multi-sectoral (Finance (<i>Lead Government Agency</i>), Public Administration)	
10.	Ministry of Health (MOH)	Status: Active Sectoral classification: Multi-sectoral (Health (<i>Lead Government Agency</i>), Water, Sanitation and Hygiene, Education)	
11.	Ministry of the Prime Minister (MPMC)	Status: Active Sectoral classification: Public Administration	
12.	Ministry of Police, Prison and Fire Services (MPPCS)	Status: Active, though its Fire Services Division has separated and now functions independently as FESA, and there is a new Division for Prisons and Correctional Services. Sectoral classification: Multi-sectoral (Law and Justice, Community Development)	
13.	Ministry of Women, Community and Social Development (MWCSD)	Status: Active Sectoral classification: Multi-sectoral (Community Development (<i>Lead Government Agency</i>), Health, Education, Environment, Water, Sanitation and Hygiene)	

² OAG's Consolidation of Laws as of 31 December 2024.

14.	Ministry of Works, Transport and Infrastructure (MWTI)	Status: Active Sectoral classification: Multi-sectoral (Transport and Infrastructure (<i>Lead Government Agency</i>), Energy (<i>Lead Government Agency</i>), Environment, Law and Justice, Water, Sanitation and Hygiene, Community Development)
15.	Ministry of Public Enterprises (MPE)	Status: Active Sectoral classification: Multi-sectoral (Finance, Education)
16.	Ministry of Lands and Survey (MLS)	Status: Active; newly established Sectoral classification: Environment
17.	Ministry of Sports and Recreation (MSR)	Status: Active; newly established Sectoral classification: Tourism

Public Bodies/ State-Owned Enterprises

Public Trading Bodies

Established as per section 2(2) and Schedule 1 Part A of the ***Public Bodies (Performance and Accountability) Act 2001***

1.	Accident Compensation Corporation (ACC)	Status: Reclassified as a Public Beneficial Body (since 9 May 2025) Sectoral classification: Finance
2.	Agriculture Store Corporation (ASC)	Status: Disestablished. Although still referenced in the Public Bodies (Performance and Accountability) Act 2001, the entity was formally repealed under the Agriculture Store Corporation Repeal Act 2013.
3.	Samoa Airport Authority (SAA)	Status: Active Sectoral classification: Transport and Infrastructure
4.	Development Bank of Samoa (DBS)	Status: Active Sectoral classification: Finance
5.	Electric Power Corporation (EPC)	Status: Active Sectoral classification: Multi-sectoral (Transport and Infrastructure, Energy)
6.	Gambling Control Authority (GCA)	Status: Reclassified as a Public Beneficial Body Sectoral classification: Finance
7.	Samoa Housing Corporation (SHC)	Status: Active Sectoral classification: Finance
8.	Samoa National Provident Fund (SNPF)	Status: Reclassified as a Public Mutual Body Sectoral classification: Finance
9.	Land Transport Authority (LTA)	Status: Reclassified as a Public Beneficial Body Sectoral classification: Transport and Infrastructure
10.	Polynesian Airlines (Holdings) Ltd	Status: Unverified
11.	Polynesian Airlines (Investments) Ltd	Status: Unverified. While the entity is listed in the national company registry, its current operational status has not been confirmed
12.	Polynesian Ltd (Samoa Airways Ltd)	Status: Rebranded (previously Polynesian Airlines, now operating and registered in the national company registry as Samoa Airways Ltd) Sectoral classification: Multi-sectoral (Tourism, Transport and Infrastructure)
13.	Public Trust Office (PTO)	Status: Active Sectoral classification: Law and Justice

14.	Samoa International Finance Authority (SIFA)	Status: Active Sectoral classification: Finance
15.	Samoa Land Corporation (SLC)	Status: Under Structural Realignment. Functions are being transferred to the Ministry of Lands and Survey following Cabinet directive FK (24) Faapitua 03. Sectoral classification: Environment
16.	Samoa Life Assurance Corporation (SLAC)	Status: Reclassified as a Public Mutual Body Sectoral classification: Finance
17.	Samoa Ports Authority (SPA)	Status: Active Sectoral classification: Multi-sectoral (Tourism, Transport and Infrastructure)
18.	Samoa Post Limited (SPL)	Status: Active Sectoral classification: Information and Communication Technology
19.	Samoa Shipping Corporation (SSC)	Status: Active Sectoral classification: Transport and Infrastructure
20.	Samoa Shipping Services (SSS)	Status: Active Sectoral classification: Transport and Infrastructure
21.	Samoa Trust Estates Corporation (STEC)	Status: Under Structural Realignment. Functions are being transferred to the Ministry of Lands and Survey following Cabinet directive FK (24) Faapitua 03
22.	Samoa Water Authority (SWA)	Status: Active Sectoral classification: Multi-sectoral (Water, Sanitation and Hygiene, Environment, Transport and Infrastructure)
23.	Unit Trust of Samoa (Management) Ltd (UTOS)	Status: Active Sectoral classification: Finance

Public Beneficial Bodies		
Established as per section 2(2) and Schedule 1 Part B of the <i>Public Bodies (Performance and Accountability) Act 2001</i>		
1.	Samoa Sports Facilities Authority (SSFA)	Status: Integrated into MSR
2.	Samoa Tourism Authority (STA)	Status: Active Sectoral classification: Tourism (<i>Lead Government Agency</i>)
3.	National University of Samoa (NUS)	Status: Active Sectoral classification: Education
4.	National Health Services (NHS)	Status: Active
5.	National Kidney Foundation (NKF)	Status: Active Sectoral classification: Health
6.	Samoa Fire and Emergency Services Authority (SFESA)	Status: Active Sectoral classification: Multi-sectoral – Health, Law and Justice
7.	Samoa Health Promotion Foundation	Status: Legal established but not operationalized (the office exists in statute but has not been brought into operation)
8.	Samoa Qualifications Authority (SQA)	Status: Active Sectoral classification: Education
9.	Scientific Research Organization of Samoa (SROS)	Status: Active Sectoral classification: Agriculture and Fisheries

10.	Samoa Export Authority (SEA)	Status: Active; newly established. Formed as a Public Beneficial Body under Cabinet directive FK (24) Faapitoa 02 Sectoral classification: Agriculture and Fisheries
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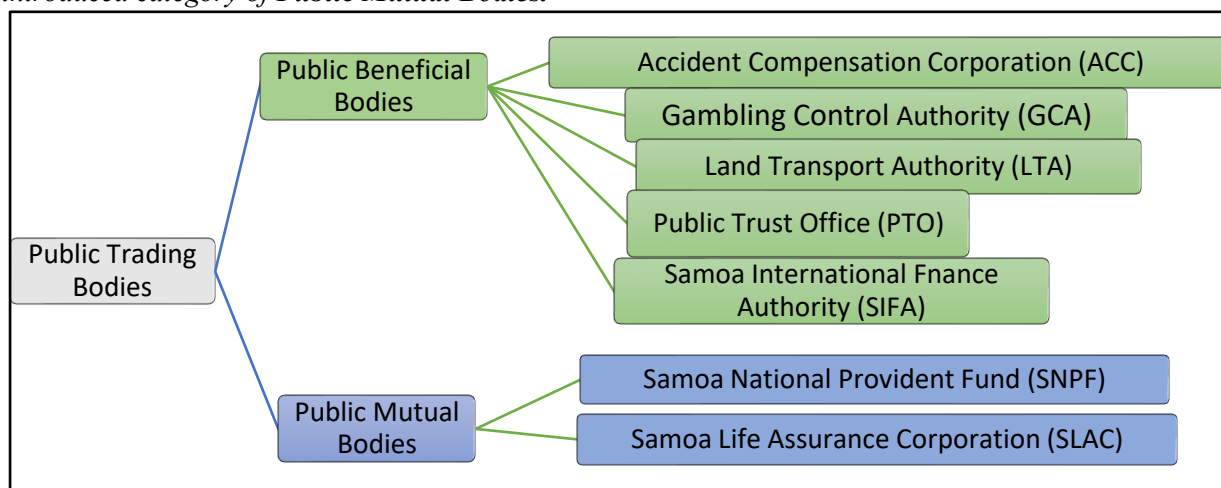
3.2 The current institutional framework reflects that most government offices are formally established and authorized under legislation. However, the newly established Ministry of Lands and Survey and the Ministry of Sports and Recreation were created via executive order³ and listed under Schedule 1 of the Ministerial and Departmental Arrangements Act 2003. No new legislation has been enacted to define their mandates, nor have there been amendments to existing laws governing the offices from which they originate.

3.3 The Public Bodies (Performance and Accountability) Act 2001 lists out the public bodies and categorizes them as either a Public Trading Body or a Public Beneficial Body. The Ministry of Public Enterprises (MPE) website further provides this list but appears to reflect an updated classification of the public bodies. The Commission notes that some Public Trading Bodies have been reclassified as Public Beneficial Bodies due to their service-oriented functions.⁴ Others, which both deliver services and generate revenue, are listed under a newly introduced category: Public Mutual Bodies.

3.4 The following visuals highlight changes within Samoa’s public bodies, including recent reclassifications and their current operational status.

Figure 2: CURRENT CLASSIFICATION OF PUBLIC BODIES ACCORDING TO MPE

*All seven public bodies illustrated below were formerly classified as **Public Trading Bodies** under the Schedule of the Public Bodies (Performance and Accountability) Act 2001. Based on their evolving functions, the top five are now **Public Beneficial Bodies**, while the bottom two fall under the newly introduced category of **Public Mutual Bodies**.*

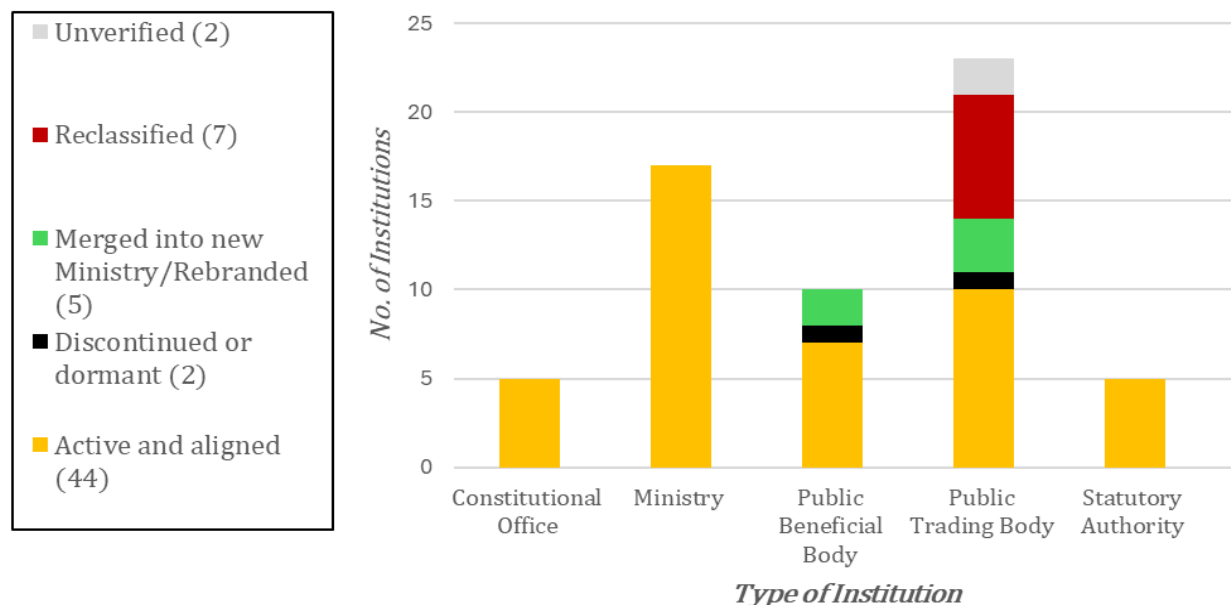


³ The Ministry of Lands and Survey was established by Cabinet Directive FK (24) Special 02, while the Ministry of Sports and Recreation was established by Cabinet Directive FK (24) 15.

⁴ Under the Public Bodies (Performance and Accountability) Act 2001, a public beneficial body is defined as “an organisation that exists mainly for the provision of service to the community in accordance with government policy,” while a public trading body is defined as “an organisation that exists mainly for the purpose of optimising returns on investment of public funds.”

Figure 3 illustrates recent institutional realignments within Samoa’s public sector.

Figure 3: OPERATIONAL STATUS OF SAMOA’S INSTITUTIONAL FRAMEWORK



3.5 Now that Samoa’s institutional framework has been established, the Commission presents its preliminary findings on the administering authorities responsible for the 269 laws currently in force. This was made easier by the Office of the Attorney General’s Consolidation of Laws project, as the administering authority for each law was explicitly noted at the end of the legislation.

Laws Administered by Each Government Ministry/ Office

Constitutional Offices			
	Entity	No. of Laws Administered	LAWS ADMINISTERED
1.	Audit Office (AO)	1	1. Audit Act 2013
2.	Office of the Attorney General (OAG)	13	1. Regulations Ordinance 1953 2. Constitution of the Independent State of Samoa 1960 3. Existing Law Adjustment Ordinance 1961 4. Government Proceedings Act 1974 5. Limitation Act 1975 6. Plebiscite Act 1990 7. Penalty Interests Rates Act 1998 8. Mutual Assistance in Criminal Matters Act 2007 9. Revision and Publication of Laws Act 2008 10. International Transfer of Prisoners Act 2009 11. Attorney General’s Office Act 2013 12. Lawyers and Legal Practice Act 2014 13. Acts Interpretation Act 2015

3.	Office of the Clerk of the Legislative Assembly (OCLA)	3	<ol style="list-style-type: none"> 1. Constitutional Convention Ordinance 1960 2. Legislative Assembly Powers and Privileges Ordinance 1960 3. Head of State Act 1965
4.	Office of the Ombudsman (OMB)	1	<ol style="list-style-type: none"> 1. Ombudsman (Komesina o le Sulufaiga) Act 2013
5.	Public Service Commission (PSC)	2	<ol style="list-style-type: none"> 1. Remuneration Tribunal Act 2003 2. Public Service Act 2004

Statutory Authorities

6.	Central Bank of Samoa (CBS)	10	<ol style="list-style-type: none"> 1. International Finance Agreements Act 1971 2. International Companies Act 1988 3. International Insurance Act 1988 4. Central Bank Lease Empowering Act 1993 5. Segregated Fund International Companies Act 2000 6. International Banking Act 2005 7. Insurance Act 2007 8. Money Laundering Prevention Act 2007 9. Proceeds of Crime Act 2007 10. National Payment System Act 2014
7.	Office of the Electoral Commission (OEC)	3	<ol style="list-style-type: none"> 1. Electoral Commission Act 2019 2. Electoral Act 2019 3. Electoral Constituencies Act 2019
8.	Office of the Regulator (OOTR)	1	<ol style="list-style-type: none"> 1. Telecommunications Act 2005
9.	Samoa Bureau of Statistics (SBS)	2	<ol style="list-style-type: none"> 1. Statistics Act 2015 2. National Digital Identification Act 2024
10.	Samoa Law Reform Commission (SLRC)	1	<ol style="list-style-type: none"> 1. Law Reform Commission Act 2008

Ministries

11.	Ministry of Agriculture and Fisheries (MAF)	9	<ol style="list-style-type: none"> 1. Animals Ordinance 1960 2. Produce Export Ordinance 1961 3. National Parks and Reserves Act 1974 4. University of the South Pacific Act 1977 5. Export of Meat Act 1997 6. Quarantine (Biosecurity) Act 2005 7. Slaughter and Meat Supply Act 2015 8. Fisheries Management Act 2016 9. Agriculture and Fisheries Sector Act 2020
12.	Ministry of Commerce, Industry and Labour (MCIL)	20	<ol style="list-style-type: none"> 1. Charitable Trust Act 1965 2. Mercantile Law Act 1975 3. Trade, Commerce and Industry Act 1990 4. Foreign Investment Act 2000

			<ol style="list-style-type: none"> 5. Companies Act 2001 6. Occupational Safety and Health Act 2002 7. Securities Act 2006 8. Company Law Reform (Transitional Provision) Act 2006 9. Receiverships Act 2006 10. Public Holidays Act 2008 11. Daylight Saving Act 2009 12. Intellectual Property Act 2011 13. International Date Line Act 2011 14. Labour and Employment Relations Act 2013 15. Personal Property Securities Act 2013 16. Apprenticeship Act 2014 17. Citizenship Investment Act 2015 18. Credit Union Act 2015 19. Metrology Act 2015 20. Competition and Consumer Act 2016
13.	Ministry of Communication and Information Technology (MCIT)	3	<ol style="list-style-type: none"> 1. Postal and Telecommunications Services Act 1999 2. Broadcasting Act 2010 3. Postal Services Act 2010
14.	Ministry of Customs and Revenue (MCR)	13	<ol style="list-style-type: none"> 1. Customs Tariff Act 1975 2. Excise Tax (Domestic Administration) Act 1984 3. Excise Tax (Import Administration) Act 1984 4. Excise Tax Rates Act 1984 5. Business Licenses Act 1998 6. Fines (Review and Amendment) Act 1998 7. Income Tax Act 2012 8. Tax Administration Act 2012 9. Tax Information Exchange Act 2012 10. Customs Act 2014 11. Value Added Goods and Services Tax Act 2015 12. Film Production (Tax Incentives) Act 2017 13. Alcohol Control Act 2020
15.	Ministry of Education and Culture (MEC)	7	<ol style="list-style-type: none"> 1. Robert Louis Stevenson Foundation Act 1991 2. Youth, Sports and Cultural Affairs Act 1993 3. National University of Samoa Act 2006 4. Education Act 2009 5. Public Records Act 2011 6. Samoan Language Commission Act 2014 7. Teachers Act 2016
16.	Ministry of Finance (MOF)	19	<ol style="list-style-type: none"> 1. Stamp Duty Ordinance 1932 2. Asian Development Bank Loan Act 1971 3. World Bank Loans Act 1974 4. Bills of Exchange Act 1976 5. Life Assurance Corporation Act 1976

			<ol style="list-style-type: none"> 6. Financial Institutions Act 1996 7. Decimal Currency Act 1966 8. Public Finance Management Act 2001 9. Public Bodies (Performance and Accountability) Act 2001 10. Samoa Institute of Accountants Act 2006 11. Japan Bank for International Cooperation Loans Act 2007 12. Export – Import Bank of China Loan Act 2008 13. Unit Trusts Act 2008 14. Electricity Act 2010 15. OPEC Fund Loans Act 2012 16. Unit Trust of Samoa Loans Act 2013 17. Central Bank of Samoa 2015 18. Asian Infrastructure Investment Bank Act 2017 19. Energy Management Act 2020
17.	Ministry of Health (MOH)	19	<ol style="list-style-type: none"> 1. Health Ordinance 1959 2. Burials Ordinance 1961 3. Drugs Act 1967 4. Narcotics Act 1967 5. Poisons Act 1968 6. Samoa Red Cross Act 1993 7. Oceania University of Medicine (Samoa) Act 2002 8. National Kidney Foundation of Samoa Act 2005 9. Ministry of Health Act 2006 10. Dental Practitioners Act 2007 11. Healthcare Professions Registration and Standards Act 2007 12. Medical Practitioners Act 2007 13. Mental Health Act 2007 14. Nursing and Midwifery Act 2007 15. Pharmacy Act 2007 16. Tobacco Control Act 2008 17. Allied Health Professions Act 2014 18. Health Promotion Foundation Act 2015 19. Food Act 2015
18.	Ministry of Foreign Affairs and Trade (MFAT)	5	<ol style="list-style-type: none"> 1. Diplomatic Privileges and Immunities Act 1978 2. Maritime Zones Act 1999 3. Chemical Weapon Act 2010 4. Cluster Munitions Prohibition Act 2012 5. Geneva Conventions Act 2015
19.	Ministry of Justice and Courts Administration (MJCA)	50	<ol style="list-style-type: none"> 1. Bankruptcy Act 1908 (NZ) 2. Incorporated Societies Ordinance 1952 3. Co-operative Societies Ordinance 1952 4. Property Law Act 1952 5. Coroners Act 2017

			<ol style="list-style-type: none"> 6. Indecent Publication Ordinance 1960 7. Marriage Ordinance 1961 8. Infants Ordinance 1961 9. Divorce and Matrimonial Causes Ordinance 1961 10. Police Offences Ordinance 1961 11. Oaths, Affidavits and Declarations Act 1963 12. Contributory Negligence Act 1964 13. Commissions of Inquiry Act 1964 14. Judgment Summonses Act 1965 15. Maintenance and Affiliation Act 1967 16. Frustrated Contracts Act 1975 17. Industrial and Provident Societies Act 1968 18. Reciprocal Enforcement of Judgments Act 1970 19. Notaries Public Act 1974 20. Fatal Accidents Act 1974 21. Extradition Act 1974 22. Wills Act 1975 23. Secret Commissions Act 1975 24. Sale of Goods Act 1975 25. Partnership Act 1975 26. Carriers Act 1975 27. Administration Act 1975 28. Arbitration Act 1976 29. Prisons Parole Board Act 1977 30. Film Control Act 1978 31. Declaratory Judgments Act 1988 32. Newspapers and Printers Act 1993 33. Defamation Act 1993 34. Official Flag and National Anthem of Samoa Act 1994 35. Copyright Act 1998 36. Births, Deaths and Marriages Registration Act 2002 37. Alternative Dispute Resolution Act 2007 38. International Criminal Court Act 2007 39. Young Offenders Act 2007 40. Community Justice Act 2008 41. Sports Dispute Resolution Act 2008 42. Family Safety Act 2013 43. Family Court Act 2014 44. Community Law Centre 2015 45. Evidence Act 2015 46. Criminal Procedure Act 2016 47. District Courts Act 2016 48. Sentencing Act 2016 49. Judicature Act 2020
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			50. Land and Titles Act 2020
20.	Ministry of Natural Resources and Environment (MNRE)	20	<ol style="list-style-type: none"> 1. Stevenson Memorial Reserve and Mount Vaea Scenic Reserve Ordinance 1958 2. Taking of Land Act 1964 3. Leasing and Licensing of Customary Land Act 1965 4. Land Titles Investigation Act 1966 5. Alienation of Freehold Land Act 1972 6. Lands, Surveys and Environment Act 1989 7. Samoa Trust Estates Corporation Reconstruction Act 1990 8. Land for Foreign Purposes Act 1993 9. Planning and Urban Management Act 2004 10. Disaster and Emergency Management Act 2007 11. Water Resources Management 2008 12. Land Titles Registration Act 2008 13. Unit Titles Act 2009 14. Spatial Information Agency Act 2010 15. Waste Management Act 2010 16. Land Valuation Act 2010 17. Survey Act 2010 18. Forestry Management Act 2011 19. Customary Land Advisory Commission 2013 20. Meteorology Geoscience and Ozone Services Act 2021
21.	Ministry of Police, Prisons and Corrections Services (MPPCS)	8	<ol style="list-style-type: none"> 1. Arms Ordinance 1960 2. Police Powers Act 2007 3. Police Service Act 2009 4. Canine Control Act 2013 5. Crimes Act 2013 6. Prisons and Corrections Act 2013 7. Counter Terrorism Act 2014 8. Sex Offenders Registration Act 2017
22.	Ministry of the Prime Minister and Cabinet (MPMC)	15	<ol style="list-style-type: none"> 1. Samoan Antiquities Ordinance 1954 2. Samoan Status Act 1963 3. Public Seal and Crest of Samoa Act 1973 4. Foreign Affairs Act 1976 5. Samoa Trust Estates Corporation Act 1977 6. Parliamentary Under-Secretaries Act 1988 7. Honours and Awards Act 1999 8. Ministerial and Departmental Arrangements Act 2003 9. Citizenship Act 2004 10. Immigration Act 2020 11. Samoa Sports Facilities Authority Act 2007 12. Passports Act 2008 13. Casino and Gambling Control Act 2010

			14. Media Council Act 2015 15. Conventional Arms Act 2017
23.	Ministry of Women, Communities and Social Development (MWCSD)	4	1. Ministry of Women Affairs Act 1990 2. Village Fono Act 1990 3. Internal Affairs Act 1995 4. Water Scheme Act 2015
24.	Ministry of Works, Transport and Infrastructure (MWTI)	16	1. Road Traffic Ordinance 1960 2. Sea Carriage of Goods Ordinance 1960 3. Carriage by Air Act 1964 4. Diesel Power Station Act 1965 5. Marine Insurance Act 1975 6. Ministry of Transport Act 1978 7. Electric Power Corporation Act 1980 8. Civil Aviation Act 1998 9. Professional Engineers (Registrations) Act 1998 10. Ports Authority Act 1998 11. Shipping Act 1998 12. Ministry of Works Act 2002 13. Samoa Water Authority Act 2003 14. Marine Pollution Prevention Act 2008 15. Airport Authority Act 2012 16. Plumbers Act 2014

Public Bodies (Public Beneficial Bodies and Public Trading Bodies, including State-Owned Enterprises)			
25.	Accident Compensation Corporation (ACC)	1	1. Accident Compensation Act 1989
26.	Development Bank of Samoa (DBS)	1	1. Development Bank of Samoa Act 2010
27.	Gambling Control Authority (GCA)	1	1. Gaming Control Act 2017
28.	Samoa Housing Corporation (SHC)	1	1. Housing Corporation Act 2010
29.	Samoa National Provident Fund (SNPF)	2	1. National Provident Fund Act 1972 2. Parliamentary Pension Scheme Act 1998
30.	Land Transport Authority (LTA)	3	1. Land Transport Authority Act 2007 2. Road Transport Reform Act 2008 3. Road Traffic (Payment of Fines Act 2009)
31.	Public Trust Office (PTO)	1	1. Public Trust Office Act 1975
32.	Samoa Export Authority	1	1. Samoa Export Authority Act 2024

32.	Samoa International Finance Authority (SIFA)	8	<ol style="list-style-type: none"> 1. International Partnership and Limited Partnership Act 1998 2. Samoa International Finance Authority Act 2005 3. International Mutual Funds Act 2008 4. Electronic Transactions Act 2008 5. Special Purpose International Companies Act 2012 6. Trusts Act 2014 7. Foundations Act 2016 8. Trustee Companies Act 2017
33.	Samoa Tourism Authority (STA)	2	<ol style="list-style-type: none"> 1. Tourism Development Act 2012 2. Landing Limited Act 2016
34.	Samoa Fire and Emergency Services Authority (SFESA)	1	<ol style="list-style-type: none"> 1. Fire and Emergency Service Act 2007
35.	Samoa Qualifications Authority (SQA)	1	<ol style="list-style-type: none"> 1. Samoa Qualifications Authority Act 2010
36.	Scientific Research Organisation of Samoa (SROS)	1	<ol style="list-style-type: none"> 1. Scientific Research Organisation of Samoa Act 2008

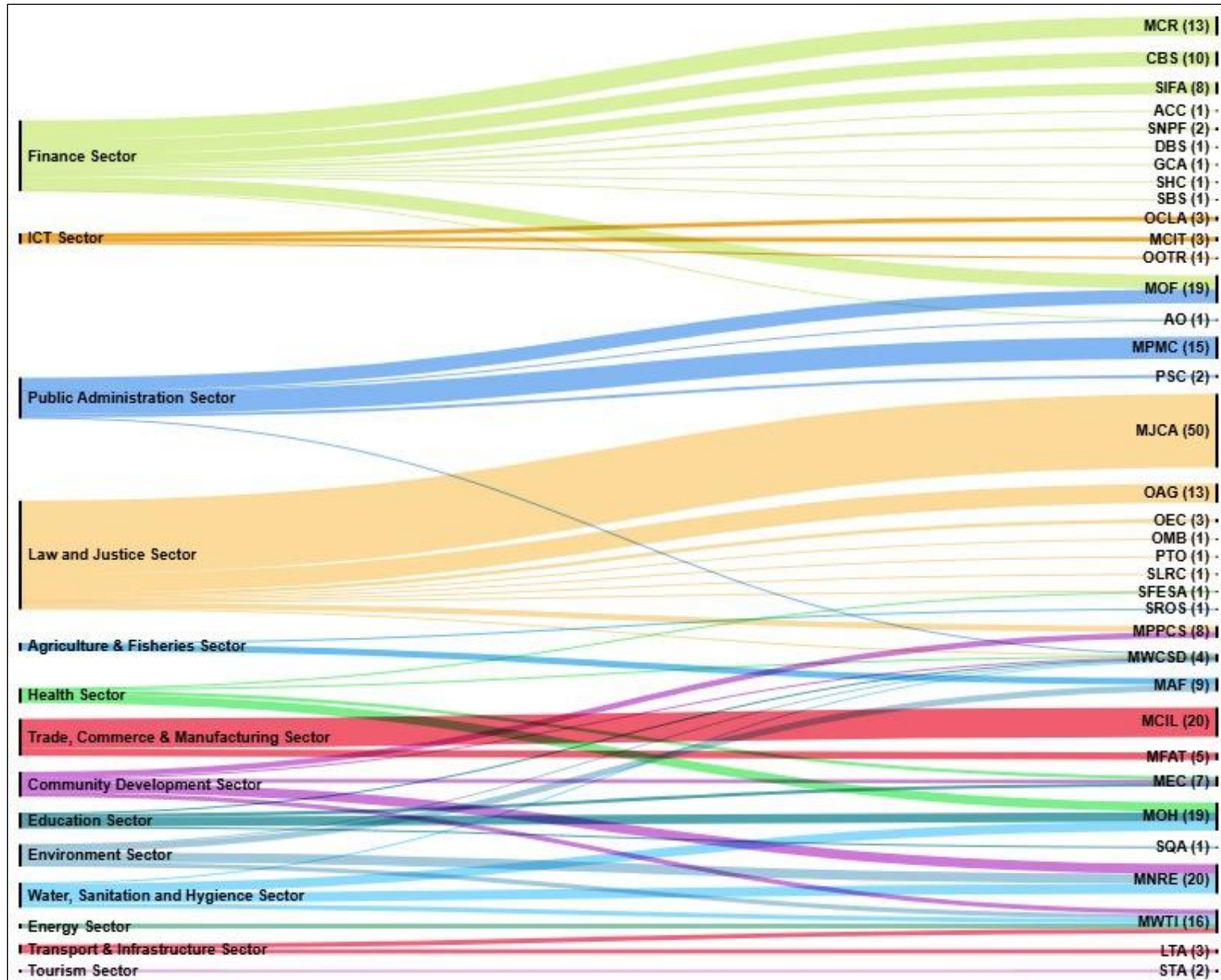
3.6 Building on these findings, the treemap below illustrates the relative volume of laws administered by each government entity. Tile size corresponds to the number of laws each entity oversees, offering a visual comparison of their legislative responsibilities.

Figure 4: DISTRIBUTION OF LAW ADMINISTRATION ACROSS ENTITIES



3.7 Additionally, the Sankey diagram below illustrates the flow of legislative responsibilities from the 14 government sectors to offices and their respective laws, reflecting the thematic structure of Samoa’s legal framework.

Figure 5: MAPPING LAW ADMINISTRATION ACROSS GOVERNMENT SECTORS



- 3.8 The diagram above shows that many ministries play central roles across multiple sectors, reflecting their broad administrative and thematic reach. These include the Ministry of Finance (MOF), Ministry of Women, Community and Social Development (MWCSD), Ministry of Health (MOH), Ministry of Natural Resources and Environment (MNRE) and Ministry of Works, Transport and Infrastructure (MWTI).
- 3.9 In contrast, specialized entities like the Samoa Tourism Authority (STA) appear only once, linked to one sector, indicating a more focused mandate.
- 3.10 While the Law and Justice sector stands out with the most laws it administers, the Finance sector shows the widest institutional footprint, engaging with a wide range of entities. These sectors highlight the need for strong inter-ministerial coordination to support effective legal development and reform.
- 3.11 With these insights in place, the Commission now turns to TOR 3.

4. TOR 3 – LAWS REQUIRING REMOVAL, UPDATING OR REPLACEMENT

- 4.1 Under TOR 3, the Commission was tasked with identifying and confirming, in consultation with Ministries, SOEs and Constitutional Offices, any outdated laws under their administration, and recommend they be repealed, updated, or replaced.
- 4.2 To inform this process, the Commission undertook a stock-take of the implementation status of its 59 recommendations from the first Review of the Fabric of Laws (2017). This assessment provided insight into which recommendations have been actioned, and guided the Commission’s approach to progressing TOR 3.

a) Stock-Take of Recommendations from the Review of the Fabric of Laws of Samoa (2017)

- 4.3 Of the 59 recommendations made by the Samoa Law Reform Commission in its Fabric of Laws Final Report 2017, the implementation status as of December 2024 (prior to the commencement of consultations for this second Review) is as follows:

20 Recommendations Have Been Implemented

- 4.4 Twenty (20) recommendations have been implemented and require no further action:
- Sixteen (16) recommendations were addressed through the *Fabric of Laws Miscellaneous Repeal Act 2020* (2020 Repeal Act);
 - Two (2) recommendations were addressed outside of the 2020 Repeal Act; and
 - Two (2) recommendations were addressed when the administrative authority for two laws was assigned to their correct administering Ministry/Office.

39 Recommendations Have Not Been Implemented/ Require Further Action

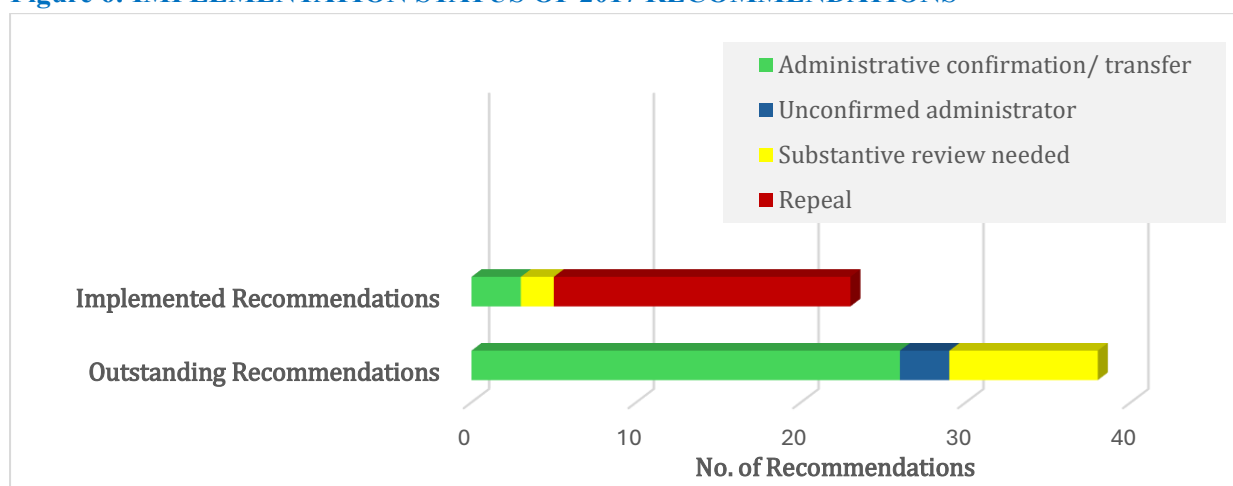
4.5 Thirty-nine (39) recommendations remain outstanding and require further attention:

- Twenty-six (26) recommendations relate to laws which require a straightforward transfer of administration from one Ministry or Office to another.
- Four (4) recommendations relate to laws which require confirmation of the correct administering agency.
- Nine (9) recommendations call for more substantive review and/or consultation on specific laws or legal frameworks.

4.6 At the time this 2017 Report was submitted to Cabinet, one additional recommendation was marked as ‘Implemented’, and five as ‘Partially Implemented’, pending the transfer of administrative responsibility for the relevant law to its correct administrator by the Office of the Attorney General. This brings the total to **21 implemented recommendations**, and **38 recommendations** that remain either not completed or require further action.

4.7 Figure 6 below shows the implementation status of the 59 recommendations.

Figure 6: IMPLEMENTATION STATUS OF 2017 RECOMMENDATIONS



For details on each recommendation, please refer to **Annex 1**.

b) Preliminary Findings (Fabric No. 2)

4.8 In October 2024, the Commission initiated formal engagement with key stakeholders regarding the second Review of the Fabric of Laws. Letters were sent to 5 Constitutional Offices, 14 Ministries, 12 public bodies, and 4 statutory authorities (excluding the SLRC), a total of 35 entities, each of which administers at least one of the 269 laws comprising Samoa’s legislative framework (*see Table under TOR 2 – Laws and Responsible Authorities*).

4.9 This initial correspondence outlined the background and objectives of the Review, including the rationale for revisiting and updating the 2017 recommendations.

4.10 Entities were informed of:

- the purpose and scope of Fabric No. 2;

- any recommendations from the first Review that had been actioned in relation to their Ministry/Office;
- outstanding recommendations requiring follow-up; and
- a preliminary list of laws under their administration, based on the Commission’s findings up to that time.

4.11 Following receipt of the preliminary list, stakeholders were asked to confirm which laws they administer, identify any they do not, identify laws with shared responsibilities in administration/implementation, and flag any uncertainties or any other concerns.

4.12 A summary of the 35 stakeholder responses is provided in **Annex 2**.

c) Stakeholder Consultations

4.13 Based on these responses, the Commission noted that 11 of the 35 entities confirmed that they administer their assigned laws in preliminary findings, and so required no further consultation and also that several entities are clearly established under their own enabling legislation and so do not require consultation, as their administrative status was uncontested. These 11 entities are listed below:

Entities Not Consulted under TOR 3		
Constitutional Offices (Cos)	1.	Audit Office (AO)
	2.	Office of the Ombudsman (OMB)
	3.	Public Service Commission (PSC)
Statutory Authorities	4.	Office of the Electoral Commission (OEC)
Public Bodies/ SOEs	5.	Samoa Qualifications Authority (SQA)
	6.	Scientific Research Organisation of Samoa (SROS)
	7.	Samoa Tourism Authority (STA)
	8.	Accident Compensation Corporation (ACC)
	9.	Development Bank of Samoa (DBS)
	10.	Samoa Housing Corporation (SHC)
	11.	Samoa National Provident Fund (SNPF)

4.14 However, several entities either disputed or expressed uncertainty about their administrative responsibility for certain laws and raised additional concerns. In response, and to follow up on select recommendations from the 2017 *Fabric of Laws* Review, the Commission carried out targeted consultations with these entities to support TOR 3. These comprised the remaining 24 out of the 35 entities initially contacted, plus one additional entity – the Samoa Water Authority (SWA) – which, although not an administering body, was consulted following referrals from two other Ministries. Of the 25 entities, 21 were consulted in person, 1 provided a written submission, and 3 could not be consulted due to scheduling constraints. The following table lists the entities consulted, followed by the Consultation Schedule.

Entities Engaged for Consultation under TOR 3		
<i>In-person consultations</i>		
Constitutional Offices (Cos)	12.	Office of the Clerk of the Legislative Assembly (OCLA)
Ministries	13.	Ministry of Agriculture and Fisheries (MAF)
	14.	Ministry of Commerce, Industry and Labour (MCIL)
	15.	Ministry of Communications and Information Technology (MCIT)
	16.	Ministry of Education and Culture (MEC)
	17.	Ministry of Foreign Affairs and Trade (MFAT)
	18.	Ministry of Health (MOH)
	19.	Ministry of Justice and Courts Administration (MJCA)
	20.	Ministry of the Prime Minister and Cabinet (MPMC)
	21.	Ministry of Police, Prisons and Corrections Services (MPPCS)
	22.	Ministry of Women, Community and Social Development (MWCSO)
Statutory Authorities	23.	Ministry of Works, Transport and Infrastructure (MWTI)
	24.	Central Bank of Samoa (CBS)
	25.	Office of the Regulator (OOTR)
Public Bodies/ SOEs	26.	Samoa Bureau of Statistics (SBS)
	27.	Gambling Control Authority (GCA)
	28.	Fire and Emergency Services Authority (FESA)
	29.	Land Transport Authority (LTA)
	30.	Public Trust Office (PTO)
	31.	Samoa International Finance Authority (SIFA)
	32.	Samoa Water Authority (SWA)
<i>Consultation via Written Submission/ Written Submission Received</i>		
Ministries	33.	Ministry of Customs and Revenue (MCR)
<i>Engagement Initiated; Consultation Not Completed</i>		
Constitutional Offices (CO)	34.	Office of the Attorney General (OAG)
Ministries	35.	Ministry of Finance (MOF)
	36.	Ministry of Natural Resources and Environment (MNRE)

4.15 The schedule of consultations with these stakeholders is set out in the Table below.

FABRIC (No. 2) Stakeholders Consultations Schedule		
	Stakeholder	Date, Time & Location
1.	OCLA	Thursday 6 th February 2025 10:00am
2.	MCIL	Wednesday 19 th February 2025 10:00am
3.	MOH	Thursday 20 th February 2025 10:00am
4.	FESA	Friday 21 st February 2025 10:00am
5.	MWCSO	Wednesday 26 th February 2025 10:00am
6.	GCA	Wednesday 26 th February 2025 10:00am
7.	MWTI	Wednesday 26 th February 2025 2:00pm

8.	MPPCS	Friday 28 th February 2025 1:00pm
9.	CBS	Wednesday 5 th March 2025 10:00am
10.	LTA	Wednesday 5 th March 2025 2:00pm
11.	MEC	Thursday 6 th March 2025 10:30am
12.	MJCA	Friday 7 th March 2025 10:00am
13.	OOTR	Friday 7 th March 2025 2:00pm
14.	PTO	Monday 10 th March 2025 10:00am
15.	SBS	Wednesday 12 th March 2025 10:00am
16.	MCIT	Wednesday 12 th March 2025 2:00pm
17.	SIFA	Friday 21 st March 2025 2:00pm
18.	MAF	Monday 24 th March 2025 1:00pm
19.	MPMC	Tuesday 29 th April 2025 10:00am
20.	MFAT	Thursday 1 st May 2025 10:00am
21.	SWA	Thursday 29 th May 2025 11:00am

d) Findings and Analysis – Basis for Recommendations

4.16 The following tables summarise the key outcomes from the consultations, which varied across the different entities. While each consultation commenced with a review of the entity’s response to the Commission’s letter seeking confirmation of the laws they administer, the discussions often diverged due to differing views on administrative responsibility, implementation priorities, and proposed law reform. These perspectives were shaped by the practical experience of each entity and their evolving mandates.

4.17 The outcomes form the basis for the recommendations in this Final Report. Significantly, recommendations for repeal, review, transfer, or retention of administrative responsibility were often directly informed by the instructions and reasoning provided by the entities themselves. In several cases, the Commission’s own research into legislative history and application supported these decisions, helping offices clarify whether certain laws remained relevant or should be removed from Samoa’s Fabric of Laws.

4.18 The outcomes are presented beginning with entities that were consulted, followed by those that were not consulted, and then arranged in alphabetical order. Under each entity, the outcome is structured as follows: a select law is identified, followed by a review section summarising the key points of discussion and research. This review forms the basis of the Commission’s recommendation, which is presented in blue font. Lastly, an action point is provided in red font, assigning responsibility to the relevant entity to implement the recommendation.

Consultation Outcomes, Recommendations and Action Points

CENTRAL BANK OF SAMOA (CBS)	
Law 1	International Finance Agreements Act 1971
Review	Discussions with the CBS in 2016, as part of the Review of the Fabric of Laws of Samoa 2017, resulted in a recommendation by the Samoa Law Reform Commission to shift administration of this Act from CBS to the Samoa International Finance Authority (SIFA).

	<p>However, in our most recent consultations with CBS in March 2025, their position has evolved. The Act concerns agreements made with the World Bank and the International Monetary Fund (IMF). CBS noted that while they play a role in how these agreements are carried out, the Ministry of Finance (MOF) is the overarching authority and focal point for such matters. CBS indicated that there is some overlap in functions with MOF, rather than with SIFA, and that further discussions with MOF are needed to confirm the appropriate administrative authority for this Act.</p> <p>SIFA’s position on administration</p> <p>SIFA’s view is that CBS is correctly placed as the administrator of the Act, as the law governs matters within the scope of CBS’s work, specifically the authority to sign Samoa up as a member of certain international donor partners such as the IMF, the International Bank for Reconstruction and Development (IBRD), and the International Finance Corporation (IFC).</p>
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Recommendation 1

It is recommended that the administration of the *International Finance Agreement Act 1971* remains under CBS until further discussions with MOF confirm the appropriate authority. SLRC’s previous recommendation to transfer administration to SIFA should be considered in light of CBS’s updated position and the Act’s alignment with MOF functions.

Action	To remain under CBS, pending outcome of discussions between CBS and MoF to confirm the appropriate administrator.
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Law 2	International Banking Act 2005
Law 3	International Companies Act 1988
Law 4	International Insurance Act 1988
Law 5	Segregated Fund International Companies Act 2000

Review	<p>The SLRC in its 2017 Review of the Fabric of Laws of Samoa Final Report recommended that administration of the International Banking Act 2005, International Companies Act 1988, International Insurance Act 1988 and Segregated Fund International Companies Act 2000 be transferred from the CBS to the SIFA, due to their nature and express legislative provisions. This recommendation was based on the alignment between the functions of SIFA and the provisions of the Act.</p> <p>In our current consultations, no new concerns or objections were raised, and the position remains unchanged. The recommendation is therefore reiterated in this report.</p>
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Recommendation 2

It is recommended that the administration of the *International Banking Act 2005*, *International Companies Act 1988*, *International Insurance Act 1988* and *Segregated Fund International Companies Act 2000* be transferred from CBS to SIFA, reaffirming the recommendation made in the 2017 Review of the Fabric of Laws of Samoa.

Action	Move administration to SIFA.
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FIRE AND EMERGENCY SERVICES AUTHORITY (FESA)

Law 1	Fire and Emergency Service Act 2007
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Review	<p>There is ongoing confusion between FESA and the Disaster Management Office (DMO, under MNRE) regarding who administers certain emergency and disaster functions under current legislation, especially around fire awareness, search and rescue, and coordination during incidents. DMO has taken on public fire education, but FESA</p>
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	<p>asserts this falls squarely within its mandate, creating some jurisdictional tension and coordination challenges. Similarly, both agencies have responded to building collapses, despite FESA being the designated authority for search and rescue.</p> <p>Coordination clashes have occurred during major fires, where the National Emergency Operations Centre (NEOC, under DMO) activated national response protocols without consulting FESA, who maintains that unless an emergency exceeds their capacity, they remain the lead response agency.</p> <p>FESA has also indicated that they have taken on a wider range of functions that weren't originally captured in their legislation, and that these need to be reflected in their law. These functions include handling dangerous goods, especially where past incidents involving chemical leaks and expired substances have highlighted the need for national data, proper equipment and updated legislation and protocols for safe management.</p>
<p>Recommendations 3</p> <p>It is recommended that FESA considers a review of the <i>Fire and Emergency Service Act 2007</i> for necessary revisions to formally incorporate FESA's expanded functions including ambulance services, search and rescue (land and sea), road rescue, fire safety for issuing building permits, and handling dangerous goods.</p> <p>Recommendation 4</p> <p>It is further recommended that both the <i>Fire and Emergency Service Act 2007</i> and the <i>Disaster and Emergency Management Act 2007</i> be reviewed to demarcate/ clarify agency responsibilities and ensure coordinated emergency response across relevant authorities (FESA, DMO, NEOC, etc).</p>	
Action	OAG to locate and assess the Technical Assistance Report on the Fire and Emergency Service Act 2007, with a view to integrate relevant findings into the legislative review process.

GAMBLING CONTROL AUTHORITY (GCA)	
Law 1	Casino and Gambling Control Act 2010
Review	<p>As part of SLRC's preliminary research, it was identified that the only law administered by the GCA was the <i>Gaming Control Act 2017</i>. Following consultation with the GCA, its CEO confirmed that it also administers the <i>Casino and Gambling Control Act 2010</i>.</p> <p>From consultation, the CEO was surprised to note that SLRC's research initially indicated that the <i>Casino and Gambling Control Act 2010</i> was administered by the Ministry of the Prime Minister and Cabinet (MPMC). The CEO requested that the record be corrected to reflect that both the <i>Gaming Control Act 2017</i> and the <i>Casino and Gambling Control Act 2010</i> are under the administration of the GCA. This correction has since been reflected in the more recent Consolidation of Laws (2023, 2024).</p> <p><u>MPMC's position on administration</u> MPMC supports the position that GCA should administer this law.</p>
No recommendation	
Action	GCA is the appropriate administrator of this Act as reflected in the most recent Consolidation. No action needed.

LAND TRANSPORT AUTHORITY 2007 (LTA)

Law 1 Road Traffic (Payment of Fines) Act 2009

Review	<p>The LTA indicated that it currently manages parking meters and issues fines. However, the LTA's preference is to focus exclusively on parking functions, in a role similar to that of city council wardens in other countries. The Authority noted that parking fines serve as a deterrent and that the collected fees are used to fund LTA's Road Safety Initiatives and Programmes.</p> <p>Based on the above discussions, the LTA recommends that the administration of the Act remains under its jurisdiction.</p>
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Recommendation 5

It is recommended that LTA retains administration of the *Road Traffic (Payment of Fines) Act 2009*. It is further recommended that the LTA and Ministry of Police consider if there are any revisions to the Act to clarify demarcation of functions between MPPCS and LTA for certainty of implementation.

Action	LTA to remain as administrator of this Act.
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Law 2 Land Transport Authority Act 2007

Review	<p>From consultations with the LTA, it was revealed that the Act was initially administered by the Ministry of Works, Transport, and Infrastructure (MWTI) before it was changed to the Land Transport Authority (LTA) through the OAG's consolidations of laws project. This shift has raised a key question about the meaning of "administer," specifically whether it refers to policy and regulation or to operational functions. Unlike air and sea transport, where there is a clear separation between regulatory functions (MWTI) and implementation functions, land transport governance lacks this clarity. To address this, it is suggested that the roles be more clearly defined to achieve the intended separation of regulatory responsibilities under MWTI and implementation responsibilities under LTA.</p> <p>LTA recommends that the Land Transport Authority Act 2007 be administered by the MWTI, as it is the regulatory and policy-making body for all transport sectors.</p> <p><u>MWTI's position on administration</u></p> <p>MWTI notes that the Act was originally under its administration, and that the change to LTA occurred in the 2015 Consolidation of Laws by the Office of the Attorney General. While its Land Transport Division is currently under review, MWTI maintains that it retains a necessary regulatory role in overseeing LTA's technical standards and implementation, similar to its oversight functions in maritime and civil works. This view aligns with LTA's position to shift administration of this law to MWTI.</p>
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Recommendation 6

It is recommended that the *Land Transport Authority Act 2007* be administered by the MWTI, aligning it with the Ministry's role as the central regulatory and policy-making authority for all transport sectors.

Action	Move administration to MWTI.
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MINISTRY OF AGRICULTURE AND FISHERIES (MAF)

Law 1 National Parks and Reserves Act 1974

Review	<p>The SLRC in its 2017 Review of the Fabric of Laws of Samoa Final Report recommended that administration of the National Parks and Reserves Act 1974 be</p>
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	transferred from MAF to the Ministry of Natural Resources and Environment (MNRE), as it oversees all preservation and conservation functions related to parks and reserves. In our current consultations, MAF’s position remains unchanged. The recommendation is therefore reiterated in this report.
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Recommendation 7

It is recommended that the *National Parks and Reserves Act 1974* be officially administered by MNRE, given its mandate over preservation and conservation functions relating to parks and reserves.

Action	Move administration to MNRE.
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Law 2 University of the South Pacific Act 1977

Review This Act establishes the University of the South Pacific in Samoa, formerly known as the University of the South Pacific School of Agriculture.

In recent consultations, MAF advised that it should not retain administrative responsibility for the Act, citing a lack of academic capacity (qualifications, expertise) to effectively administer it. MAF further noted that it is shifting away from research activities, as research is not within its core mandate and is more appropriately undertaken by academic institutions. MAF’s primary focus remains on advisory and development functions. It also continues to engage with USP through its role on the USP Advisory Committee.

The Commission notes that the 2019 amendments to the Act introduced a provision defining the ‘Minister’ as the Minister for Education. This, along with the removal of the reference to the ‘School of Agriculture’ in the Act, may indicate an intention to transfer administrative responsibility from MAF to the Ministry of Education (then MESC, now MEC).

The Commission respectfully suggests that the University of the South Pacific may be best placed to administer its own Act, subject to advice and confirmation from the Office of the Attorney General (OAG).

Recommendation 8

It is recommended that administration of the *University of the South Pacific Act 1977* remains under MAF until further discussions with OAG confirm the appropriate authority.

Action	To remain under MAF, pending outcome of decision by OAG regarding administration of this law.
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MINISTRY OF COMMERCE, INDUSTRY AND LABOUR (MCIL)

Law 1 Mercantile Law Act 1975

Review MCIL confirmed in consultations that they do not have direct functions under this Act. It was suggested that this Act may be more relevant under the Ministry for Customs and Revenue (MCR).

MCR’s position on administration

MCR notes that the reference to the Ministry in this Act is in relation to warehouses, now referred to as ‘Customs Controlled Area’ or CCA, which are now all regulated under the newer Customs Act 2014. MCR therefore has no relation or relevant function

	under this Act. As such, it is MCR's respectful position that MCIL remains as the appropriate administrator for this Act.
Recommendation 9	
It is recommended that the MCIL (as the listed administrator of the Act) considers and confirms the repeal of the <i>Mercantile Law Act 1975</i> if it is redundant.	
Action	Retain under MCIL. MCIL to confirm repeal or otherwise.

MINISTRY OF COMMUNICATION AND INFORMATION TECHNOLOGY (MCIT)	
Law 1	Broadcasting Act 2010
Review	<p>MCIT has expressed concern that the provisions setting out its roles under the Broadcasting Act 2010 are conflicting and therefore require clarification.</p> <p>MCIT also referred to a need to strengthen and clarify the provisions regulating the licensing of broadcasting services.</p> <p>The Commission noted from discussions with MCIT its dual role as both policymaker and service provider (through 2Ap and TV9). It was agreed that legislation may be required to ensure a clear separation between MCIT's policy function and broadcasting operations, which is crucial to ensure proper functioning going forward.</p> <p>In terms of implementation of this law, the MCIT maintains that its core function should remain policy development, and that regulatory responsibilities should be clearly assigned to OOTR.</p> <p><u>OOTR's position on administration</u></p> <p>OOTR is of the view that this Act should be administered by OOTR. A request was therefore submitted to OAG to change the administration of this Act (and the Telecommunications Act 2010) to OOTR. In response, the OAG only changed administration for the Telecommunications Act 2010, and retained administration of the Broadcasting Act 2010 under MCIT.</p> <p>OOTR shared that telecommunications and broadcasting were once very different and separate areas. Today with evolving technologies, they can now mix or overlap in operation, as seen in developments like Moana tv.</p> <p>When discussing administration matters, OOTR is of the view that the administration of the Broadcasting Act 2010 should be moved to OOTR given the majority of the functions under the Act are implemented by OOTR.</p>
Recommendation 10	
Given the developments in the broadcasting area, it is recommended that MCIT engage with OOTR to determine the most appropriate entity to administer the Broadcasting Act 2010. It is further recommended that the Act be reviewed to clarify institutional roles, and clearly separate and enforce policy roles from regulatory functions.	
Action	Administration of the Act to remain under MCIT until further discussions confirm the appropriate administrator. Following this, a thorough review of the Act is recommended.
Law 2	Postal Services Act 2010
Review	MCIT advised that it does not carry out any functions under this Act. The Commission notes that the Act establishes the framework for postal services in Samoa. Aside from the administrative statement at the end of the Act stating that MCIT administers the Act,

	<p>the only reference to MCIT is the requirement to be consulted by OOTR when proposing fees and charges for universal postal services, as well as other fees and charges under the Act.</p> <p>In light of this, it appears that Samoa Post Ltd. may be the entity currently performing the functions mandated by the Act, or at least most closely aligned with its operational intent.</p> <p><u>OOTR's position on administration</u></p> <p>The substance of the law regulates post office types of services but does not cover other new services like DHL (recent developments). The postal services as they are (parcels and packages), according to OOTR are still commonly used and practiced in Samoa. The Postal Services Act 2010 is therefore still relevant to continue regulating these services. In relation to the newer (unregulated) services, if there is intention to regulate these newer services – then some review and update of the law may be required to address the newer aspects of this service and clarify the changing scope / natures of these.</p> <p>In terms of administration, OOTR suggests that since OOTR carries out majority of the functions, this Act would be best moved under the OOTR administration.</p>
<p>Recommendation 11</p> <p>Given that the <i>Postal Services Act 2010</i> primarily establishes a regulatory framework for the licensing and oversight of postal services, and that OOTR currently performs the majority of its functions, it is recommended that administration of the Act be formally transferred to the Office of the Regulator (OOTR).</p>	
Action	Move administration to OOTR.
<p>Law 3 Postal and Telecommunications Services Act 1999</p>	
Review	<p>MCIT notes that many functions under this Act are duplicated in the Telecommunications Act 2005, including monitoring, licensing, numbering, and spectrum management. MCIT expressed a preference for administration of the Act to be shifted to OOTR, given that these functions are currently performed by OOTR, with MCIT contributing primarily in its policy capacity. In light of the apparent overlap between the two Acts, MCIT considers that this Act may be considered spent. Regardless, MCIT is of the view that the legislation should be reviewed and amended to reflect emerging technological trends and ensure its continued relevance.</p>
<p>Recommendation 12</p> <p>The Commission recommends a review of the relevance of the <i>Postal and Telecommunications Services Act 1999</i>, given its overlap with the <i>Telecommunications Act 2005</i>. If found to be substantively spent, any provisions still relevant and active may be consolidated or incorporated into a single law regulating these matters, and the spent provisions be repealed. In addition, the administration should be clarified to reflect OOTR's operational role, with MCIT continuing in its policy capacity.</p>	
Action	MCIT to review the Act to assess relevance and potential repeal or consolidation, and if this Act is retained in the fabric of laws of Samoa, to clarify administrative responsibility.

MINISTRY OF CUSTOMS AND REVENUE (MCR)	
Law 1	Fines (Review and Amendment) Act 1998
Review	All substantive provisions within this Act are considered spent, with the exception of section 4, which establishes the value of the penalty unit at \$100. This provision remains operative and relevant, as multiple other laws reference the penalty unit and cite this Act. Section 4 should be retained unless the provision for the penalty unit is formally transferred to another law such as the Acts Interpretation Act 2015.
Recommendation 13	
It is recommended that the Office of the Attorney General incorporate the provision for the ‘fixed penalty’ into the <i>Acts Interpretation Act 2015</i> . Once this takes effect, the <i>Fines (Review and Amendment) Act 1998</i> may be considered spent and subsequently repealed.	
Action	OAG to consider incorporating the penalty unit provision into the Acts Interpretation Act 2015, thereby enabling repeal of the Fines (Review and Amendment) Act 1998.

MINISTRY OF EDUCATION AND CULTURE (MEC)	
Law 1	National University of Samoa Act 2006
Review	This Act was part of the Commission’s recommendations in the previous Fabric Review, for the Act to be moved under the administration of the National University of Samoa. The National University of Samoa Act 2006 establishes and regulates the administration of the University. As such, the Act should be moved to NUS. This position is reiterated from the first Review of the Fabric of Laws of Samoa (2017).
Recommendation 14	
It is recommended that NUS administers the <i>National University of Samoa Act 2006</i> as it regulates the administration of the University.	
Action	Move administration to NUS.
Law 2	Robert Louis Stevenson Foundation Act 1991
Review	Consultations with MEC showed that this Act has cultural and educational elements, which is why the Foundation is under the administration of MEC. The Culture Division of MEC has a sub-division for Museums within which the Robert Louis Museum falls. As per discussions with MEC, administration should be retained with MEC until changes are made.
Recommendation 15	
It is recommended that MEC retains administration of the <i>Robert Louis Stevenson Foundation Act 1991</i> .	
Action	MEC retains administration of this Act.
Law 3	Youth, Sports and Cultural Affairs Act 1993
Review	The Sports Division, previously part of the Ministry of Education and governed under this Act, is now established as a separate entity, called the Ministry of Sports and Recreation (MSR). This separation prompted the need to review and amend the Act. Consultations with the Ministry of Education and Culture (MEC) highlighted that preparations for the separation required amendments to the Act transitioning from the MEC to the MSR. This included collaborating with the Office of the Attorney General and the Public Service Commission on drafting amendments to the Act such as designating the new Minister responsible for Sports and Recreation as the new authority under the Act.

	MEC also noted that this is a timely opportunity to review the Act to avoid any overlap in functions between the MEC, MSR and the Ministry of Women, Community and Social Development (MWCSD) – responsible for youth development in the country. MEC will seek confirmation from the Office of the Attorney General regarding the status of the amendments to enable the MSR to implement the Act.
Recommendation 16	
As there are amendments in progress to change the implementation authority of the <i>Youth, Sports and Cultural Affairs Act 1993</i> , it is recommended that MEC continues to work with the OAG on the pending amendments to update this law, and to confirm the shift of administration to MSR as necessary.	
Action	MEC to work with the Office of the Attorney General to take forward the amendments to the Act to enable implementation.

MINISTRY OF FOREIGN AFFAIRS AND TRADE (MFAT)	
Law 1	Geneva Conventions Act 2015
Review	Following on from recommendation 52 in SLRC’s Final Report of the Review of the Fabric of Laws 2017, MFAT responded that they confirm administration of this law.
<i>No recommendation</i>	
Action	MFAT is the appropriate administrator. No action needed.

MINISTRY OF HEALTH (MOH)	
Law 1	National Kidney Foundation of Samoa Act 2005
Review	<p>From consultation, the MOH recommended the transfer of the administrative authority for the <i>National Kidney Foundation of Samoa Act 2005</i> from MOH to the National Kidney Foundation (NKF).</p> <p>This recommendation is based on a review that found a discrepancy between the law and current practice. While the Act designates the MOH CEO as the CEO of the NKF, in reality, the NKF operates as a separate entity with its own management, including a General Manager and an independent Board. The current MOH CEO has no direct operational involvement with the NKF.</p> <p>The proposed change seeks to align the legal framework with the actual operational structure, formally shifting the responsibility for administering the Act to the NKF itself.</p>
Recommendation 17	
It is recommended that administration of the <i>National Kidney Foundation of Samoa Act 2005</i> be moved to NKF.	
Action	Move administration to NKF.
Law 2	Health Promotion Foundation Act 2015
Review	<p>Consultations with the CEO and the MOH team confirmed that the Act is redundant, as the proposed Health Promotion Foundation was never established.</p> <p>According to the MOH, a review conducted in 2015 by the Minister of Finance, the Minister of Health, and the former Director General of Health concluded that establishing the Foundation was not feasible. To date, no entity exists under this Act.</p>

Recommendation 18

The *Health Promotion Foundation Act 2015* is considered redundant and should be reviewed for possible repeal.

Action MOH to confirm the repeal or retention, or otherwise.

Law 3 Oceania University of Medicine (Samoa) Act 2002

Review From consultation, the MOH reviewed the *Oceania University of Medicine (Samoa) Act 2002* and determined that it has no official affiliation with the Oceania University of Medicine (OUM), which operates as an online foreign medical school. Due to this lack of affiliation, the MOH recommends that administrative responsibility for the Act be transferred to the OUM itself. This change would align the law with the reality of OUM's independent operations.

Recommendation 19

It is recommended that MoH discusses and confirms with the OAG the possible transfer of the administration of the *Oceania University of Medicine (Samoa) Act 2002* from MOH to OUM (if legally and practically feasible).

Action For further discussions with OAG to confirm moving of administration to OUM.

MINISTRY OF JUSTICE AND COURTS ADMINISTRATION (MJCA)**Law 1 Births, Deaths and Marriage Act 2002**

Review The Births, Deaths and Marriages Registration Act is currently administered by the Ministry of Justice and Courts Administration (MJCA) in collaboration with the Samoa Bureau of Statistics (SBS), specifically through its Births, Deaths and Marriages (BDM) Division. The BDM Division, formerly part of the Justice Department, was transferred to SBS following the government ministry realignment in 2003. Consultations with MJCA confirmed their agreement to transfer administrative responsibility to the BDM Division under SBS.

Recommendation 20

It is recommended that the administration of the *Births, Deaths and Marriages Act 2002* be moved to SBS, as the implementation of this Act is mainly with the BDM Division of the SBS.

Action Move administration to SBS.

Law 2 Co-operative Societies Ordinance 1952

Review The consultations with MJCA confirmed that the functions under this Ordinance which were initially with MJCA, were moved to the Ministry of Commerce, Industry and Labour (MCIL) during the 2003 realignment of Government functions. This recommendation is reiterated from the first Review of the Fabric of Laws of Samoa.

Recommendation 21

It is recommended that the administration of the *Co-operative Societies Ordinance 1952* be moved to MCIL.

Action Move administration to MCIL.

Law 3 Copyright Act 1998

Review The administration of the *Copyright Act 1998* currently falls under the MJCA. However, functions relating to the provision and protection of copyright and other similar rights have since been transferred to MCIL, as part of the government ministry realignment in 2003.

	<p><u>MCIL's position on administration</u></p> <p>Considering the above understanding, MCIL confirmed and supported MJCA's position. This recommendation is also reiterated from the first Review of the Fabric of Laws of Samoa.</p>
<p>Recommendation 22</p> <p>It is recommended that the administration of the <i>Copyright Act 1998</i> be shifted to MCIL from MJCA.</p>	
Action	Move administration to MCIL.
<p>Law 4</p> <p>Incorporated Societies Ordinance 1952</p>	
Review	The administration of the <i>Incorporated Societies Ordinance 1952</i> is more appropriately placed under the MCIL given the nature of the Act and its alignment with MCIL's mandate to oversee incorporated entities. MCIL supports MJCA's position. This recommendation is also reiterated from the first Review of the Fabric of Laws of Samoa.
<p>Recommendation 23</p> <p>It is recommended that the administration of the <i>Incorporated Societies Ordinance 1952</i> be shifted to MCIL from MJCA.</p>	
Action	Move administration to MCIL.
<p>Law 5</p> <p>Industrial and Provident Societies Act 1968</p>	
Review	The administration of this Act should fall under the MCIL, as the functions relate to the oversight of companies – currently within MCIL's mandate.
<p>Recommendation 24</p> <p>It is recommended that the administration of the <i>Industrial and Provident Societies Act 1968</i> is moved to MCIL from MJCA.</p>	
Action	Move administration to MCIL.
<p>Law 6</p> <p>Sale of Goods Act 1975</p>	
Review	The administration of this Act should be assigned to the MCIL, as the legislation pertains to the sale of goods, which falls within MCIL's commercial regulatory functions.
<p>Recommendation 25</p> <p>It is recommended that the administration of the <i>Sale of Goods Act 1975</i> is moved to MCIL from MJCA.</p>	
Action	Move administration to MCIL.
<p>Law 7</p> <p>Administration Act 1975</p>	
Review	<p>The Administration Act 1975 is currently administered by the MJCA. Consultations with MJCA confirmed that the Courts determine matters arising under this Act, including applications and issues brought forward by law firms.</p> <p><u>PTO's position on administration</u></p> <p>The Public Trust Office (PTO) maintains that it is the appropriate authority to administer this Act, given its role as the sole government agency responsible for the administration of estates and its daily involvement in such matters.</p> <p>However, the MJCA holds a differing view. MJCA argues that it would be impractical for the PTO to administer an Act that regulates both itself and other stakeholders, such as private law firms. This dual role could raise concerns about impartiality and regulatory integrity.</p>

Recommendation 26

It is recommended that the administration of the *Administration Act 1975* remains under MJCA until further discussions with PTO (and perhaps with the OAG) confirm the appropriate administering authority. The Commission's previous recommendation to transfer administration to PTO should be reconsidered in light of updated positions from recent consultations.

Action	To remain under MJCA, pending outcome of discussions between MJCA and PTO to confirm the appropriate administrator.
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Law 8**Wills Act 1975**

Review	This Act is similar in nature to the Administration Act 1975. Consultations with MJCA confirmed that the Courts regularly deal with matters regulated under this legislation. The involvement of both the Courts and MJCA remains significant in the application of this Act.
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PTO's position on administration

Like the Administration Act 1975 above, PTO is of the view that they are the appropriate authority to administer this Act, while MJCA also disagrees to shift administration to PTO on the basis that it is impractical for the PTO to administer an Act that regulates itself as well as other stakeholders.

Recommendation 27

It is recommended that administration of the *Wills Act 1975* remains under MJCA until further discussions with PTO (and perhaps the OAG) confirm the appropriate authority. The Commission's previous recommendation to transfer administration to PTO should be reconsidered in light of updated positions from recent consultations.

Action	To remain under MJCA, pending outcome of discussions between MJCA and PTO to confirm the appropriate administrator.
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Law 9**Police Offences Ordinance 1961**

Review	In its first <i>Review of the Fabric of Laws</i> (2017), the SLRC recommended that administration of this law be transferred to the Ministry of Police. However, during recent consultations, the MJCA expressed reluctance to proceed with this shift, citing concerns that it would be impractical for the implementor of the Act (Police) to also administer the Ordinance that governs the offences they are responsible for enforcing.
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MPPCS's (Police) position on administration

During consultations, the MPPCS reported that it had conducted a review of the Ordinance. The review found no provisions that assign any role or function to the Ministry of Justice and Courts Administration.

The MPPCS observed that the Ordinance's content, which primarily outlines crimes and offenses, closely mirrors the *Crimes Act 2013*. As a result, the MPPCS asserts that it holds responsibility for the enforcement and implementation of the entire Ordinance.

Recommendation 28

It is recommended that administration of the *Police Offences Ordinance 1961* remains under MJCA until further discussions with MPPCS (and perhaps the OAG) confirm the appropriate authority. SLRC acknowledges that MPPCS enforces and implements the provisions of this Act, however in terms of administration of the Act, the Commission recommends that its previous recommendation to transfer administration to MPPCS should be re-considered in light of MJCA's updated position and the Act's alignment with MPPCS functions as well as MJCA's functions being the policy arm for the Law and Justice sector.

Action	To remain under MJCA, pending outcome of discussions between MJCA and MPPCS to confirm the appropriate administrator.
Law 10	Carriers Act 1975
Review	The MJCA confirms they do not have functions under this Act nor implement anything under this Act.
Recommendation 29	
It is recommended that some discussions be conducted with MWTI to confirm any functions carried out under the Carriers Act 1975 before confirming the way forward for the Act – if review for amendment or repeal is required.	
Action	To confirm with MWTI if any relevance or relation to its work before any further recommendation is made to review for amendment or repeal as necessary.
Law 11	Official Flag and National Anthem of Samoa Act 1994
Review	The MJCA confirms that all functions and responsibilities under this Act are carried out by the Ministry of the Prime Minister and Cabinet. As such, this Act should be transferred under the administration of the Ministry of the Prime Minister and Cabinet.
Recommendation 30	
It is recommended that the administration for the <i>Official Flag and National Anthem of Samoa Act 1994</i> be moved to the MPMC from the MJCA.	
Action	Move administration to MPMC

MINISTRY OF THE PRIME MINISTER AND CABINET (MPMC)	
Law 1	Samoa Antiquities Ordinance 1954
Review	The Ministry of the Prime Minister and Cabinet recommended that administration of this Act be transferred to the Culture Division of the MEC, given that it falls more appropriately under the mandate of the national culture authority. A number of the country's antiquities are currently housed in the Culture Museum and Archives, which fall under the purview of MEC's Culture Division.
Recommendation 31	
It is recommended that administration of the <i>Samoa Antiquities Ordinance 1954</i> be transferred to the MEC (where the Culture Division is housed), which serves as the national cultural authority and is mandated to preserve and protect Samoa's cultural heritage, including oversight of institutions such as the Culture Museum, and the National Archives and Records Authority.	
Action	Move administration to the MEC (where the Culture Division is based).
Law 2	Foreign Affairs Act 1976
Review	MPMC proposed that administration of the Foreign Affairs Act 1976, currently under its purview, be transferred to the Ministry of Foreign Affairs and Trade (MFAT), as the Act governs MFAT's core functions and responsibilities.
	<u>MFAT's position on administration</u> MFAT agrees to shift administration from MJCA to their Ministry.
	During consultations, the Commission also followed up the Ministry on the progress of a Foreign Affairs and Trade Amendment Bill mentioned in the first Fabric Review (2017). MFAT confirmed that it does not hold a copy of the draft Bill. The Office of the Attorney General (OAG) indicated that the Bill is not part of its current list of active projects but may be located within its archived records. OAG will conduct a search and

	refer the document to MFAT once located. Upon receipt, MFAT will need to review the draft before determining whether to formally refer it to OAG for legislative progression. An update will be provided to the Commission following MFAT's review.
Recommendation 32	
It is recommended that the administration of the <i>Foreign Affairs Act 1976</i> be transferred to MFAT, as this Ministry is responsible for the very matters governed by the Act. It is also recommended that MFAT continues to liaise with OAG on the progress of the <i>Bill to amend the Foreign Affairs Act 1976</i> .	
Action	Move administration to MFAT. MFAT to also liaise with OAG on the progression of this work, with the aim to enact necessary amendments to update this Act.
Law 3	
Samoa Trust Estates Corporation Act 1977	
Review	MPMC proposed that the Samoa Trust Estates Corporation Act 1977 be administered by the Ministry of Lands and Survey, given that the Samoa Trust Estates Corporation (STEC) has now been restructured into that Ministry.
Recommendation 33	
It is recommended that the <i>Samoa Trust Estates Corporation Act 1977</i> be administered by the Ministry of Lands and Survey, as the Samoa Trust Estate Corporation (STEC) has been restructured into that Ministry.	
Action	Move administration to MLS.
Law 4	
Samoa Sports Facilities Authority Act 2007	
Review	MPMC proposed that the Samoa Sports Facilities Authority Act 2007 be administered by the Ministry of Sports and Recreation (MSR), where the Samoa Sports Facilities Authority has been merged into.
Recommendation 34	
It is recommended that the Ministry of Sports and Recreation (MSR), which encompasses the Samoa Sports Facilities Authority, be formally designated as the administrative authority for the <i>Samoa Sports Facilities Authority Act 2007</i> .	
Action	Move administration to MSR.
Law 5	
Conventional Arms Act 2017	
Review	In consultations, the MPMC proposed that this Act be transferred to the administration of the Ministry of Police, Prisons and Corrections Services (MPPCS), who also administers the Arms Ordinance 1960.
Recommendation 35	
It is recommended that administration of the <i>Conventional Arms Act 2017</i> be transferred to the MPPCS, as the principal authority responsible for the regulation of all arms-related matters in Samoa, including its current administration of the Arms Ordinance 1960.	
Action	Move administration to MPPCS
Law 6	
Ministerial and Departmental Arrangements Act 2003	
Review	MPMC has indicated that this Act may require transfer to the administration of a more appropriate authority. Additionally, due to significant changes in the government's structure over recent years, MPMC recommends a comprehensive review and amendment of the Act to ensure it aligns with the current administrative framework.

Recommendation 36

It is recommended that MPMC, the relevant administrative authority for the *Ministerial and Departmental Arrangements Act 2003* undertake a comprehensive review of the Act to ensure the provisions of the Act accurately reflect and provide for the current government structure (i.e. new Ministries) and administrative responsibilities. Given that the Prime Minister is responsible for the delegation of ministerial and departmental portfolios to Cabinet Ministers, and that government restructures are directed by Cabinet, the SLRC considers it appropriate for the Act to remain under the administration of the MPMC.

Action	MPMC to retain administration of the Act OAG in exercise of its powers under the Revision and Publication of Laws Act 2008 in collaboration with MPMC (and any other relevant authorities) to update the list of Ministries to reflect all established Ministries to date.
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Law 7 Samoan Status Act 1963

Review	The Commission followed up with MPMC regarding a recommendation made in its Fabric 1 Final Report (2017), which called for MPMC to update the Act and ensure its proper enforcement, given its significance to Samoans. MPMC has since reviewed the Act and suggests that the Ministry of Justice and Courts Administration (MJCA) may be more appropriate to administer it, particularly given the Act's alignment with MJCA's core functions relating to matai titles under the Land and Titles Court.
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Recommendation 37

It is recommended that MJCA administer the *Samoan Status Act 1963*, given its alignment with the Ministry's core functions relating to matai titles and the Land and Titles Court.

Action	Move administration to MJCA
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MINISTRY OF POLICE, PRISONS AND CORRECTIONS SERVICES (MPPCS)**Law 1 Prisons and Corrections Act 2013**

Review	<p>The 2013 Act was enacted in anticipation of the separation of the Ministry of Police and the Prisons and Corrections Services. Following the enactment and separation of the two entities for some time, they were brought back together as one unit as the Ministry of Police, Prisons and Corrections Services (MPPCS). There have been recent discussions of a proposed separation between the Police and Prisons, but has been put on hold.</p> <p>If the initiative does move forward, it will lead to a significant structural change for the MPPCS. This change would mean transferring the relevant legislation, such as the <i>Prisons and Corrections Act 2013</i> to be administered by a new, formally established (separated) Prisons and Corrections Authority. The goal is to legally formalise the split between correctional services and police functions, creating a dedicated entity focused exclusively on prison administration and prisoner rehabilitation.</p>
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Recommendation 38

It is recommended that the *Prisons and Corrections Act 2013* remain under the MPPCS until a new Prisons entity is formally established and separated from the Ministry of Police, at which point administration of the Act would be transferred.

Action	Police to retain administration of this Act until a new Prisons entity is formally established.
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MINISTRY OF WOMEN, COMMUNITY AND SOCIAL DEVELOPMENT (MWCSO)	
Law 1	Village Fono Act 1990
Review	<p>The MWCSO expressed uncertainties as to their jurisdiction to administer this Act. The Ministry is of the view that they do not have jurisdiction over Sui o Nuu and Alii & Faipule and how they run their day-to-day village affairs; neither do they have enforcement powers over the village fono and their compliance with the provisions of the Act.</p> <p>A question was also asked as to whether this law would be better placed under the administration of MJCA given the various court involvement.</p>
Recommendation 39	
<p>It is recommended that the <i>Village Fono Act 1990</i> remains under the administration of MWCSO, until there is further discussion to confirm transfer to another Ministry.</p>	
Action	To remain under MWCSO, until completion of further confirmation discussions with relevant Ministry and the OAG.
Law 2	
Water Scheme Act 2015	
Review	<p>The MWCSO stated that it does not have jurisdiction to enforce any provisions of this Act given the existence of an Independent Water Scheme. The MWCSO was mainly involved in the disbursement of funds under this Scheme.</p> <p>MWCSO raised that this law should be moved to SWA as the Office with the mandate to monitor and manage water supplies and has expertise to test the quality of water.</p> <p style="text-align: center;"><u>SWA's position on administration</u></p> <p>In consultations with SWA, it was raised that the Independent Water Scheme (IWS) is independent. To move this Act to SWA would defeat the purpose for which the scheme was established – for independent water scheme, separate from Government-operated SWA. Reference was made to some prior discussions concerning the move of this Act under the Water Sector (MNRE).</p> <p>SWA suggests that the Water Scheme Act 2015 remains with MWCSO given the village community involvement.</p>
Recommendation 40	
<p>It is recommended that further consultations with relevant Offices/Ministries be carried out to determine administration of the <i>Water Scheme Act 2015</i>.</p>	
Action	To remain under MWCSO, until further discussions to confirm appropriate administrator

MINISTRY OF WORKS, TRANSPORT & INFRASTRUCTURE (MWTI)	
Law 1	Electric Power Corporation Act 1980
Review	<p>The Commission's first <i>Review of the Fabric of Laws of Samoa</i> (2017) recommended that the administration of this Act be transferred from MWTI to the Electric Power Corporation (EPC), as the Act would be more appropriately administered by its relevant SOE, namely EPC.</p>

	During recent consultations, MWTI agreed to transfer the administrative responsibilities of the Act to EPC. However, it did not support reforms that would alter or diminish MWTI's existing regulatory powers under the Act.
Recommendation 41	
It is recommended that the administration of the <i>Electric Power Corporation Act 1980</i> be shifted to EPC.	
Action	Move administration to EPC.
Law 2	
Ports Authority Act 1998	
Review	The Commission's first <i>Review of the Fabric of Laws of Samoa</i> (2017) recommended that the administration of this Act be transferred from MWTI to the Samoa Ports Authority (SPA), as the Act would be more appropriately administered by its relevant SOE, namely SPA. During recent consultations, MWTI agreed to transfer the administrative responsibilities of the Act to SPA. However, it expressed the need to ensure that any reforms to be made would not alter or diminish MWTI's existing regulatory powers under the Act.
Recommendation 42	
It is recommended that the administration of the <i>Ports Authority Act 1998</i> be shifted to relevant SOE i.e. SPA.	
Action	Move administration to SPA.
Law 3	
Samoa Water Authority Act 2003	
Review	The Commission's first <i>Review of the Fabric of Laws of Samoa</i> (2017) recommended that the administration of this Act be transferred from MWTI to the Samoa Water Authority (SWA), as the Act would be more appropriately administered by its relevant SOE, namely SWA. During recent consultations, MWTI agreed to transfer the administrative responsibilities of the Act to SWA. However, it did not support reforms that would alter or diminish MWTI's existing regulatory powers under the Act.
Recommendation 43	
It is recommended that the administration of the <i>Samoa Water Authority Act 2003</i> be shifted to the relevant SOE i.e. SWA.	
Action	Move administration to SWA.
Law 4	
Airport Authority Act 2012	
Review	The Commission's first <i>Review of the Fabric of Laws of Samoa</i> (2017) recommended that the administration of this Act be transferred from MWTI to the Samoa Airport Authority (SAA), as the Act would be more appropriately administered by its relevant SOE. During recent consultations, MWTI agreed to transfer the administrative responsibilities of the Act to SAA. However, it did not support reforms that would alter or diminish MWTI's existing regulatory powers under the Act.
Recommendation 44	
It is recommended that the administration of the <i>Airport Authority Act 2012</i> be shifted to the relevant SOE i.e. SAA.	
Action	Move administration to SAA.

Law 5	Plumbers Act 2014
Review	<p>Earlier discussions with MWTI identified the Samoa Water Authority (SWA) as a potentially more suitable administrator of this law. MWTI was to consult with its Building Division to assess the relevance of retaining this function within the Ministry.</p> <p>SWA's Position on Administration</p> <p>During consultations, SWA clarified that the intent of the Act is to regulate plumbing work within residential properties, specifically beyond the water meter, which falls outside SWA's jurisdiction. While there may be a public perception that plumbing naturally falls under SWA's authority, SWA emphasized that its mandate ends at the water meter.</p> <p>SWA understands that the Act was placed under MWTI's administration due to MWTI's role in issuing building permits for homes, which includes the oversight of residential plumbing. Additionally, the Act governs the conduct and standards of plumbers as members of the Plumbers Association, further supporting the rationale for MWTI's administrative role.</p>
Recommendation 45	
<p>It is recommended that the administration of the <i>Plumbers Act 2014</i> be retained by MWTI, unless further discussions with MWTI and SWA, or with the Office of the Attorney General (OAG), or with other relevant stakeholders, results in a more suitable alternative.</p>	
Action	To remain under MWTI, unless further discussions determine a more suitable administrator.
Law 6	Diesel Power Station Act 1965
Review	<p>MWTI has confirmed that given the nature and scope of provisions in this Act, the administrative responsibility for this law should be transferred to the Electric Power Corporation (EPC). However, the law appears to be redundant and has not been used in the nine years since EPC assumed its current functions.</p>
Recommendation 46	
<p>It is recommended that the continued relevance of the <i>Diesel Power Station Act 1965</i> be confirmed. If it is still relevant, then we recommend that the administrative responsibility for the <i>Diesel Power Station Act 1965</i> be formally transferred to the Electric Power Corporation (EPC). If the law is found to be obsolete, we recommend that MWTI confirm the repeal of the Act accordingly.</p>	
Action	EPC to confirm the relevance of this law in its operations or if matters governed under this law are now regulated under a separate existing law. This will help determine whether administrative responsibility should be formally transferred from MWTI to EPC, or whether the law should be recommended for repeal if deemed redundant.

OFFICE OF THE CLERK OF THE LEGISLATIVE ASSEMBLY (OCLA)	
Law 1	Head of State Act 1965
Review	<p>OCLA is of the view that this Act should be under the administration of the MPMC as all the functions and services to the Head of State are led and carried out by the MPMC. OCLA does not carry any functions or duties under the Act to the Head of State.</p> <p>This position was confirmed and agreed to by the MPMC in later consultations.</p>

Recommendation 47

It is recommended that the administration of the *Head of State Act 1965* be moved to MPMC from OCLA.

Action	Move administration to MPMC
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Findings and Analysis: Entities Pending Formal Consultation

4.19 Consultations with the Ministry of Finance (MOF), Ministry of Natural Resources and Environment (MNRE), and the Office of the Attorney General (OAG) were not held due to scheduling constraints during the consultation period. The Commission remains committed to engaging with these entities, and invites them to consider the suggested areas for reform or review, alongside recommendations from the 2017 Review of the Fabric of Laws that remain relevant today. We respectfully reiterate these points in the spirit of continued progress and collaboration, should they wish to take them forward.

MINISTRY OF FINANCE (MOF)			
Law	Preliminary Observation/ Review	Recommendation/ Potential Review Area	Action/ Next steps
Law 1 Life Assurance Corporation Act 1976	Past discussions led to recommendations in the SLRC's first <i>Review of the Fabric of Laws</i> (2017) to shift administration of the following laws from MOF to the respective agencies performing their core functions:	Recommendation 48 Consistent with prior recommendations, it is recommended that the administration of the <i>Life Assurance Corporation Act 1976</i> be shifted from MOF to SLAC.	Move administration to SLAC.
Law 2 Central Bank of Samoa Act 2015	1. Life Assurance Corporation Act 1976 → Samoa Life Assurance Corporation (SLAC)	Recommendation 49 It is recommended that the administration of the <i>Central Bank of Samoa Act 2015</i> be shifted from MOF to CBS.	Move administration to CBS.
Law 3 Financial Institutions Act 1996	2. Central Bank of Samoa Act 2015 → Central Bank of Samoa (CBS)	Recommendation 50 It is recommended that the administration of the <i>Financial Institutions Act 1996</i> be shifted from MOF to CBS.	Move administration to CBS.
Law 4 Decimal Currency Act 1966	3. Financial Institutions Act → CBS 4. Decimal Currency Act 1966 → CBS	Recommendation 51 It is recommended that the administration of the <i>Decimal Currency Act 1966</i> be shifted from MOF to CBS.	Move administration to CBS.
Law 5 Public Bodies (Performance and Accountability) Act 2001	5. Public Bodies (Performance and Accountability) Act 2001 → Ministry of Public Enterprises (MPE) SLRC's position remains unchanged, and the recommendations are reiterated in the adjacent columns.	Recommendation 52 It is recommended that the administration of the <i>Public Bodies (Performance and Accountability) Act 2001</i>	Move administration to MPE.

		be shifted from MOF to MPE.	
Law 6 Electricity Act 2010	<p>The Commission's 2017 <i>Review of the Fabric of Laws</i> recommended transferring administration of this Act to the Office of the Regulator (OOTR).</p> <p><u>MCIT & OOTR's position on administration</u></p> <p>OOTR reaffirmed its role under the Electricity Act, noting it performs most regulatory functions and that EPC, as a service provider, should not administer, but be regulated under the Act. Clarification is needed on the Minister responsible, as current practice points to the EPC Minister, despite the regulatory role aligning with OOTR.</p> <p>MWTI confirmed that energy functions have shifted from MoF to MWTI, but the Electricity Act remains regulatory in nature and should reflect this in its administration.</p> <p>Concerns were also raised about EPC bypassing OOTR's mandated role in approving tariffs and solar purchase agreements, highlighting the need to reinforce OOTR's authority under the Act.</p>	<p>SLRC's position remains unchanged, and the recommendation is reiterated below.</p> <p>Recommendation 53 It is recommended that the administration of the <i>Electricity Act 2010</i> be shifted from MOF to OOTR.</p>	Move administration to OOTR.
Law 7 Energy Management Act 2020	<p>As of 2024, both energy and petroleum functions were housed under MoF. Energy has since shifted to MWTI, while petroleum remains with MoF. Although MWTI now oversees all energy-related projects and requires a legal mandate to guide its work, the legislative framework has not been updated, and MoF continues to chair and direct energy matters.</p>	<p>Recommendation 54 It is recommended that administration for the <i>Energy Management Act 2020</i> be shifted to MWTI (Energy Division) to reflect its current operational role in overseeing all energy-related projects.</p>	Move administration to MWTI following the shift of the Energy Division from MoF to MWTI

MINISTRY OF NATURAL RESOURCES AND ENVIRONMENT (MNRE)			
Law	Preliminary Observation/ Review	Recommendation/ Potential Review Area	Action/ Next steps
Law 1 Planning and Urban Management Act 2004	Based on past discussions, the SLRC recommended in its first <i>Review of the Fabric of Laws (2017)</i> that administration of this Act be transferred from MNRE to MWTI, given that the Planning and Urban Management Office (PUMA) now operates under MWTI. The SLRC's position remains unchanged, and the recommendation is reaffirmed in the adjacent column.	Recommendation 55 It is recommended that administration of the <i>Planning and Urban Management Act 2004</i> be shifted from MNRE to MWTI which now houses the PUMA Division.	Move administration to PUMA Division (under MWTI)
Other laws under MNRE purview	At the time of submission to Cabinet, no consultation had been held with the Ministry of Finance (MOF) due to scheduling constraints. The SLRC intended to consult MNRE to identify any laws with functions that may have shifted to the Ministry of Lands and Survey (MLS), potentially warranting a transfer of administrative responsibility.	Recommendation 56 MNRE and MLS will need to identify the functions that have substantively shifted from MNRE to MLS, to determine the appropriate administrative authority for the listed laws. Once confirmed, assistance be sought from OAG to formally effect the transfer of administrative authority for each law under MNRE's purview to the correct administrator according to functions and mandate.	MNRE to identify any overlaps or gaps in administrative authority between itself and MLS. The OAG may proceed with transferring administrative responsibility for relevant laws, in consultation with both MNRE and MLS.
OFFICE OF THE ATTORNEY GENERAL (OAG)			
Law	Preliminary Observation/ Review	Recommendation/ Potential Review Area	Action/ Next steps
Law 1 Regulations Ordinance 1953	The SLRC intended to follow up OAG on recommendations from its first <i>Review of the Fabric of Laws (2017)</i> , specifically to review and amend the following: <ul style="list-style-type: none"> • Regulations Ordinance 1953 to reflect the current regulation-making process in Samoa; and • Plebiscite Act 1990 to require collaboration between the Office of the 	Recommendation 57 OAG to lead the implementation of the recommendation to amend the <i>Regulations Ordinance 1953</i> for consistency with current administrative frameworks.	OAG to review the Ordinance.
Law 2 Plebiscite Act 1990		Recommendation 58 OAG to lead consultations with the OEC to revise and amend the <i>Plebiscite Act 1990</i> , incorporating	OAG to consider the need for the necessary amendments to the Act and

	Electoral Commission (OEC) and the OAG in implementing the Act.	provisions that enable the OAG to collaborate in its implementation. This reflects a proposal originally raised by the OAG during the consultations in the first Review of the Fabric of Laws of Samoa (2017).	engage with the OEC as they earlier proposed .
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Commission Observations Beyond Stakeholder Input

4.20 While most of the recommendations in this chapter are drawn from consultations with the various government entities, the four recommendations below were developed independently by the Commission, based on its own internal review and legal analysis.

4.21 These reflect areas where reform is considered necessary to support legal clarity and administrative coherence.

Topic	Subsidiary legislation - Regulations, Orders, Rules, etc.
Review	Stakeholder consultations revealed a range of issues concerning subsidiary legislation. These include outdated regulations, regulations that are needed but have not yet been formulated, regulations currently in use but not properly signed by the Head of State, and regulations requiring revision or joint review by their administering authorities and collaborating agencies.
Recommendation 59	
It is recommended that a targeted review of the fabric of laws specific to regulations be undertaken by the OAG in collaboration with the Commission. This review will focus firstly at collecting all the existing regulations for consolidation. This will become the basis of further review into the content and relevance of these subsidiary legislation to ensure legal accuracy, procedural compliance, and the development of practical, up-to-date regulations that better serve Samoa’s current needs.	
Topic	Alignment of Executive Directives with Legislation
Review	A few recently established Ministries were created by Executive Order (Cabinet Directive) but are not yet reflected in legislation. The same applies to certain administrative and functional realignments in recent years. This creates practical challenges, particularly when the mandate of a new entity is unclear due to the absence of a defining law or amendments to existing legislation that would clarify its scope and responsibilities.
Recommendation 60	
It is recommended that some legislative review be undertaken by the new Ministries to formally recognize and provide a clear mandate for those new Ministries within the legal framework. This will help minimize operational uncertainty and reduce confusion regarding administrative and functional alignment across government entities. The findings and outcomes of the Public Service Commission’s recent <i>Review of the Public Service</i> would assist to inform the review and aligning of relevant functions under each Government Ministry’s legislative framework. The Commission stands ready to assist in identifying the necessary amendments to support this process.	

Topic	Register of assigned legislation
Review	<p>In overseas jurisdictions, administrative authority over legislation is clearly documented and formally assigned to specific government entities or Ministers. In New Zealand, for example, a <u>Register of Assigned Legislation</u> maintained by the Department of the Prime Minister and Cabinet records which Acts are administered by each Minister or department. It is regularly updated based on formal assignments made by the Prime Minister, following advice from the Cabinet Office and consultation with relevant agencies.</p> <p>Australia uses a similar mechanism called the <u>Administrative Arrangements Order</u> (AAO). This is a document issued by the Governor-General and administered by its Department of the Prime Minister and Cabinet. The AAO sets out the matters dealt with by each department and the legislation administered by the Minister responsible. Samoa may benefit from adopting a similar mechanism to formally record and update legislative assignments.</p>
<p>Recommendation 61</p> <p>It is recommended that Samoa establishes a formal register to record and update the assignment of legislation to responsible Ministries or authorities. This could take the form of a central register, maintained by MPMC and OAG, to ensure clarity, transparency, and consistency in law administration. As a starting point, the Commission has prepared a simple assignment register based on FK(25) Faapitoa 10, included in Annex 3. This may serve as a foundation for further development, should the government wish to pursue this approach.</p>	
Topic	Categorization of Public Bodies
Review	<p>During consultations, several government entities raised concerns about the categorization and re-categorization of public bodies by the MPE. In particular, some entities currently classified as Public Trading Bodies noted that their core functions focus on service delivery or public interest outcomes, rather than generating revenue for the Government. Others have transitioned from Public Trading Body to Public Beneficial Body status in recent years, but remain unclear about the implications of this change.</p> <p>There was also concerns that certain statutory reporting lines such as dual reporting obligations to both the MPE and a sector Ministry are not always realistic or operationally coherent. These issues highlight the need for updated classifications and improved awareness of the framework governing public bodies.</p>
<p>Recommendation 62</p> <p>It is recommended that the list and categorization of Public Beneficial Bodies and Public Trading Bodies be reviewed and revised to reflect current operational roles, governance structures, and financial mandates. This review should clarify the legal status of each entity, ensure alignment with their enabling legislation, and support consistent application of the Public Bodies (Performance and Accountability) Act 2001.</p> <p>In addition, it is recommended that the Ministry for Public Enterprises raise awareness about the re-categorization of public bodies, including the introduction of the new 'public mutual' category. Consideration should also be given to amending the <i>Public Bodies (Performance and Accountability) Act 2001</i> to reflect the updated categorisation of public bodies.</p>	

5. PROPOSED IMPROVED FABRIC OF LAWS

5.1 The recommendations outlined in the previous chapter have informed a proposed revision of the Fabric of Laws of Samoa. These revisions are presented in the tables below.

a) Redundant Laws Proposed for Repeal

5.2 The following table lists **six laws** that the Commission recommends be reviewed by the relevant Ministries for *potential* repeal, on the basis that they appear redundant.

PROPOSED REPEAL OF REDUNDANT LAWS		
MCIL	1	Mercantile Law Act 1975
MCIT	1	Postal and Telecommunications Services Act 1999
MCR	1	Fines (Review and Amendment) Act 1998
MOH	1	Health Promotion Foundation Act 2015
MWTI	1	Diesel Power Station Act 1965
MWTI	1	Carriers Act 1975

b) Laws Requiring Correction of Administering Authority

5.3 The table below outlines **36 laws** that the Commission recommends be reassigned to their correct administering authority. The Commission notes that changes to administrative responsibility are typically facilitated by the Office of the Attorney General, through its powers under the Revisions and Publications Act 2003 and associated consolidation procedures.

5.4 Although the Commission was unable to meet with the OAG despite several attempts, engagement with the OAG will form part of the next steps following the Final Report.

LAWS RECOMMENDED FOR TRANSFER TO THEIR CORRECT ADMINISTRATIVE RESPONSIBILITY			
	Law	Current Administrator	Proposed Administrator
1.	International Banking Act 2005	CBS	SIFA
2.	International Companies Act 1988	CBS	SIFA
3.	International Insurance Act 1988	CBS	SIFA
4.	Segregated Fund International Companies Act 2000	CBS	SIFA
5.	Land Transport Authority Act 2007	LTA	MWTI
6.	National Parks and Reserves Act 1974	MAF	MNRE
7.	Postal Services Act 2010	MCIT	OOTR
8.	National University of Samoa Act 2006	MEC	NUS
9.	National Kidney Foundation of Samoa Act 2005	MOH	NKF
10.	Oceania University of Medicine (Samoa) Act 2002	MOH	OUM
11.	Births, Deaths and Marriage Act 2002	MJCA	SBS (BDM Division)
12.	Co-operative Societies Ordinance 1952	MJCA	MCIL

13.	Copyright Act 1998	MJCA	MCIL
14.	Incorporated Societies Ordinance 1952	MJCA	MCIL
15.	Industrial and Provident Societies Act 1968	MJCA	MCIL
16.	Sale of Goods Act 1975	MJCA	MCIL
17.	Official Flag and National Anthem of Samoa Act 1994	MJCA	MPMC
18.	Samoan Antiquities Ordinance 1954	MPMC	MEC
19.	Foreign Affairs Act 1976	MPMC	MFAT
20.	Samoa Trust Estates Corporation Act 1977	MPMC	MLS
21.	Samoa Sports Facilities Authority Act 2007	MPMC	MSR
22.	Conventional Arms Act 2017	MPMC	MPPCS
23.	Samoa Status Act 1963	MPMC	MJCA
24.	Electric Power Corporation Act 1980	MWTI	EPC
25.	Ports Authority Act 1998	MWTI	SPA
26.	Samoa Water Authority Act 2003	MWTI	SWA
27.	Airport Authority Act 2012	MWTI	SAA
28.	Head of State Act 1965	OCLA	MPMC
29.	Life Assurance Corporation Act 1976	MOF	SLAC
30.	Central Bank of Samoa Act 2015	MOF	CBS
31.	Financial Institutions Act 1996	MOF	CBS
32.	Decimal Currency Act 1966	MOF	CBS
33.	Public Bodies (Performance and Accountability) Act 2001	MOF	MPE
34.	Electricity Act 2010	MOF	OOTR
35.	Energy Management Act 2020	MOF	MWTI (Energy Division)
36.	Planning and Urban Management Act 2004	MOF	MWTI (PUMA Division)

c) Revised List of Laws and Their Administering Authorities

5.5 Based on earlier recommendations, the following table shows the Commission's proposed updates to administering authorities. Laws recommended for transfer to a new administrator are highlighted in bold green font, while laws proposed for removal from an entity's administration are shown in red strikethrough. These changes may result in an increase or decrease in the number of laws administered by each Ministry, Office, or Authority.

REVISED LIST OF LAWS AND THEIR ADMINISTERING AUTHORITIES

CONSTITUTIONAL OFFICES			
	Entity	No. of Laws Administered	LAWS ADMINISTERED
1.	Audit Office (AO)	1	1. Audit Act 2013
2.	Office of the Attorney General (OAG)	13	1. Regulations Ordinance 1953 2. Constitution of the Independent State of Samoa 1960 3. Existing Law Adjustment Ordinance 1961 4. Government Proceedings Act 1974 5. Limitation Act 1975 6. Plebiscite Act 1990 7. Penalty Interests Rates Act 1998

			8. Mutual Assistance in Criminal Matters Act 2007 9. Revision and Publication of Laws Act 2008 10. International Transfer of Prisoners Act 2009 11. Attorney General's Office Act 2013 12. Lawyers and Legal Practice Act 2014 13. Acts Interpretation Act 2015
3.	Office of the Clerk of the Legislative Assembly (OCLA)	2	1. Constitutional Convention Ordinance 1960 2. Legislative Assembly Powers and Privileges Ordinance 1960 Head of State Act 1965
4.	Office of the Ombudsman (OMB)	1	1. Ombudsman (Komesina o le Sulufaiga) Act 2013
5.	Public Service Commission (PSC)	2	1. Remuneration Tribunal Act 2003 2. Public Service Act 2004
STATUTORY AUTHORITIES			
6.	Central Bank of Samoa (CBS)	9	1. International Finance Agreements Act 1971 2. Central Bank Lease Empowering Act 1993 3. Insurance Act 2007 4. Money Laundering Prevention Act 2007 5. Proceeds of Crime Act 2007 6. National Payment System Act 2014 7. Central Bank of Samoa Act 2015 8. Decimal Currency Act 1966 9. Financial Institutions Act 1996 International Companies Act 1988 International Insurance Act 1988 Segregated Fund International Companies Act 2000 International Banking Act 2005
7.	Office of the Electoral Commission (OEC)	3	1. Electoral Commission Act 2019 2. Electoral Act 2019 3. Electoral Constituencies Act 2019
8.	Office of the Regulator (OOTR)	3	1. Telecommunications Act 2005 2. Postal Services Act 2010 3. Electricity Act 2010
9.	Samoa Bureau of Statistics (SBS)	3	1. Statistics Act 2015 2. National Digital Identification Act 2024 3. Births, Deaths and Marriages Registration Act 2002
10.	Samoa Law Reform Commission (SLRC)	1	1. Law Reform Commission Act 2008

MINISTRIES

11.	Ministry of Agriculture and Fisheries (MAF)	8	<ol style="list-style-type: none"> 1. Animals Ordinance 1960 2. Produce Export Ordinance 1961 3. University of the South Pacific Act 1977 4. Export of Meat Act 1997 5. Quarantine (Biosecurity) Act 2005 6. Slaughter and Meat Supply Act 2015 7. Fisheries Management Act 2016 8. Agriculture and Fisheries Sector Act 2020 National Parks and Reserves Act 1974
12.	Ministry of Commerce, Industry and Labour (MCIL)	25	<ol style="list-style-type: none"> 1. Charitable Trust Act 1965 2. Mercantile Law Act 1975 3. Trade, Commerce and Industry Act 1990 4. Foreign Investment Act 2000 5. Companies Act 2001 6. Occupational Safety and Health Act 2002 7. Securities Act 2006 8. Company Law Reform (Transitional Provision) Act 2006 9. Receiverships Act 2006 10. Public Holidays Act 2008 11. Daylight Saving Act 2009 12. Intellectual Property Act 2011 13. International Date Line Act 2011 14. Labour and Employment Relations Act 2013 15. Personal Property Securities Act 2013 16. Apprenticeship Act 2014 17. Citizenship Investment Act 2015 18. Credit Union Act 2015 19. Metrology Act 2015 20. Competition and Consumer Act 2016 21. Incorporated Societies Ordinance 1952 22. Co-operative Societies Ordinance 1952 23. Industrial and Provident Societies Act 1968 24. Sale of Goods Act 1975 25. Copyright Act 1998
13.	Ministry of Communication and Information Technology (MCIT)	2	<ol style="list-style-type: none"> 1. Postal and Telecommunications Services Act 1999 2. Broadcasting Act 2010 Postal Services Act 2010
14.	Ministry of Customs and Revenue (MCR)	13	<ol style="list-style-type: none"> 1. Customs Tariff Act 1975 2. Excise Tax (Domestic Administration) Act 1984 3. Excise Tax (Import Administration) Act 1984 4. Excise Tax Rates Act 1984 5. Business Licenses Act 1998 6. Fines (Review and Amendment) Act 1998

			<ul style="list-style-type: none"> 7. Income Tax Act 2012 8. Tax Administration Act 2012 9. Tax Information Exchange Act 2012 10. Customs Act 2014 11. Value Added Goods and Services Tax Act 2015 12. Film Production (Tax Incentives) Act 2017 13. Alcohol Control Act 2020
15.	Ministry of Education and Culture (MEC)	7	<ul style="list-style-type: none"> 1. Robert Louis Stevenson Foundation Act 1991 2. Youth, Sports and Cultural Affairs Act 1993 3. Education Act 2009 4. Public Records Act 2011 5. Samoan Language Commission Act 2014 6. Teachers Act 2016 7. Samoan Antiquities Ordinance 1954 National University of Samoa Act 2006
16.	Ministry of Finance (MOF)	12	<ul style="list-style-type: none"> 1. Stamp Duty Ordinance 1932 2. Asian Development Bank Loan Act 1971 3. World Bank Loans Act 1974 4. Bills of Exchange Act 1976 5. Public Finance Management Act 2001 6. Samoa Institute of Accountants Act 2006 7. Japan Bank for International Cooperation Loans Act 2007 8. Export – Import Bank of China Loan Act 2008 9. Unit Trusts Act 2008 10. OPEC Fund Loans Act 2012 11. Unit Trust of Samoa Loans Act 2013 12. Asian Infrastructure Investment Bank Act 2017 Central Bank of Samoa 2015 Decimal Currency Act 1966 Electricity Act 2010 Energy Management Act 2020 Financial Institutions Act 1996 Life Assurance Corporation Act 1976 Public Bodies (Performance and Accountability) Act 2001
17.	Ministry of Health (MOH)	17	<ul style="list-style-type: none"> 1. Health Ordinance 1959 2. Burials Ordinance 1961 3. Drugs Act 1967 4. Narcotics Act 1967 5. Poisons Act 1968 6. Samoa Red Cross Act 1993 7. Ministry of Health Act 2006 8. Dental Practitioners Act 2007 9. Healthcare Professions Registration and Standards Act 2007

			<ul style="list-style-type: none"> 10. Medical Practitioners Act 2007 11. Mental Health Act 2007 12. Nursing and Midwifery Act 2007 13. Pharmacy Act 2007 14. Tobacco Control Act 2008 15. Allied Health Professions Act 2014 16. Health Promotion Foundation Act 2015 17. Food Act 2015 National Kidney Foundation of Samoa Act 2005 Oceania University of Medicine (Samoa) Act 2002
18.	Ministry of Foreign Affairs and Trade (MFAT)	6	<ul style="list-style-type: none"> 1. Diplomatic Privileges and Immunities Act 1978 2. Maritime Zones Act 1999 3. Chemical Weapon Act 2010 4. Cluster Munitions Prohibition Act 2012 5. Geneva Conventions Act 2015 6. Foreign Affairs Act 1976
19.	Ministry of Justice and Courts Administration (MJCA)	44	<ul style="list-style-type: none"> 1. Bankruptcy Act 1908 (NZ) 2. Property Law Act 1952 3. Coroners Act 2017 4. Indecent Publication Ordinance 1960 5. Marriage Ordinance 1961 6. Infants Ordinance 1961 7. Divorce and Matrimonial Causes Ordinance 1961 8. Police Offences Ordinance 1961 9. Oaths, Affidavits and Declarations Act 1963 10. Contributory Negligence Act 1964 11. Commissions of Inquiry Act 1964 12. Judgment Summonses Act 1965 13. Maintenance and Affiliation Act 1967 14. Frustrated Contracts Act 1975 15. Reciprocal Enforcement of Judgments Act 1970 16. Notaries Public Act 1974 17. Fatal Accidents Act 1974 18. Extradition Act 1974 19. Wills Act 1975 20. Secret Commissions Act 1975 21. Partnership Act 1975 22. Carriers Act 1975 23. Administration Act 1975 24. Arbitration Act 1976 25. Prisons Parole Board Act 1977 26. Film Control Act 1978 27. Declaratory Judgments Act 1988 28. Newspapers and Printers Act 1993 29. Defamation Act 1993 30. Alternative Dispute Resolution Act 2007

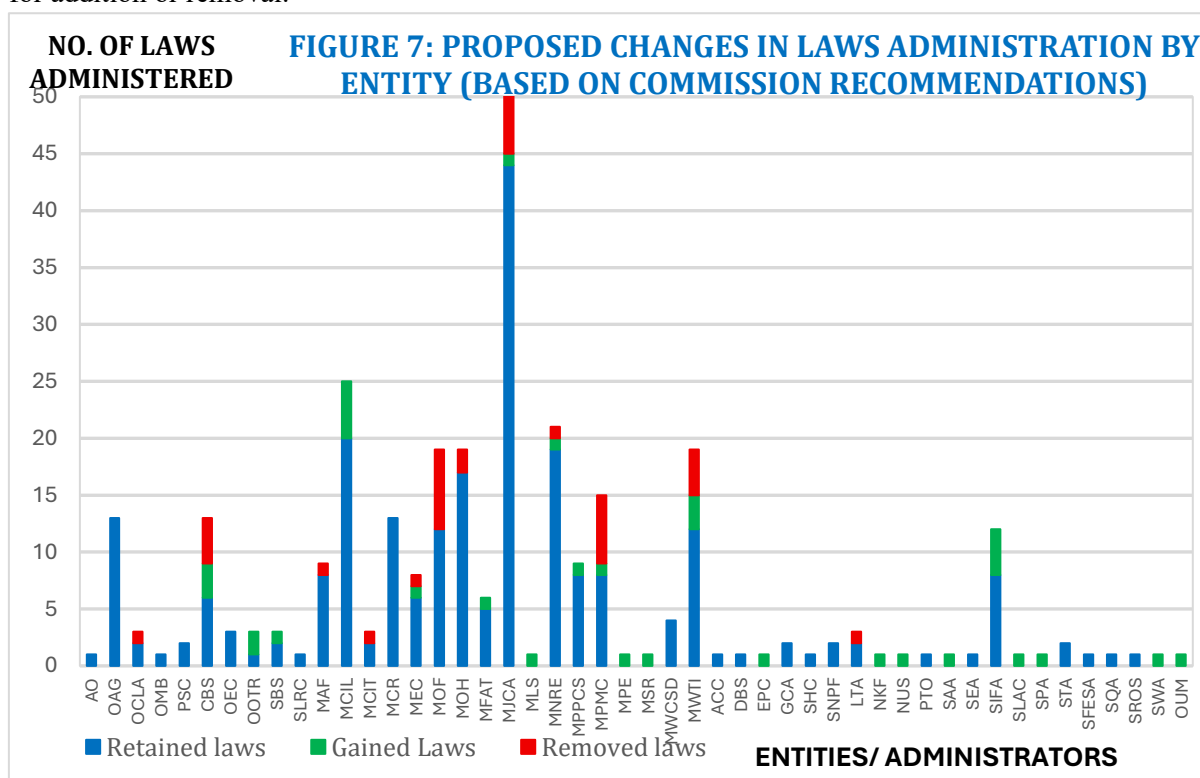
			<p>31. International Criminal Court Act 2007</p> <p>32. Young Offenders Act 2007</p> <p>33. Community Justice Act 2008</p> <p>34. Sports Dispute Resolution Act 2008</p> <p>35. Family Safety Act 2013</p> <p>36. Family Court Act 2014</p> <p>37. Community Law Centre 2015</p> <p>38. Evidence Act 2015</p> <p>39. Criminal Procedure Act 2016</p> <p>40. District Courts Act 2016</p> <p>41. Sentencing Act 2016</p> <p>42. Judicature Act 2020</p> <p>43. Land and Titles Act 2020</p> <p>44. Samoan Status Act 1963</p> <p>Incorporated Societies Ordinance 1952</p> <p>Co-operative Societies Ordinance 1952</p> <p>Industrial and Provident Societies Act 1968</p> <p>Sale of Goods Act 1975</p> <p>Official Flag and National Anthem of Samoa Act 1994</p> <p>Copyright Act 1998</p> <p>Births, Deaths and Marriages Registration Act 2002</p>
20.	Ministry of Lands and Survey (MLS)	1	1. Samoa Trust Estates Corporation Act 1977
21.	Ministry of Natural Resources and Environment (MNRE)	20	<p>1. Stevenson Memorial Reserve and Mount Vaea Scenic Reserve Ordinance 1958</p> <p>2. Taking of Land Act 1964</p> <p>3. Leasing and Licensing of Customary Land Act 1965</p> <p>4. Land Titles Investigation Act 1966</p> <p>5. Alienation of Freehold Land Act 1972</p> <p>6. Lands, Surveys and Environment Act 1989</p> <p>7. Samoa Trust Estates Corporation Reconstruction Act 1990</p> <p>8. Land for Foreign Purposes Act 1993</p> <p>9. Disaster and Emergency Management Act 2007</p> <p>10. Water Resources Management 2008</p> <p>11. Land Titles Registration Act 2008</p> <p>12. Unit Titles Act 2009</p> <p>13. Spatial Information Agency Act 2010</p> <p>14. Waste Management Act 2010</p> <p>15. Land Valuation Act 2010</p> <p>16. Survey Act 2010</p> <p>17. Forestry Management Act 2011</p> <p>18. Customary Land Advisory Commission 2013</p> <p>19. Meteorology Geoscience and Ozone Services Act 2021</p>

			20. National Parks and Reserves Act 1974 Planning and Urban Management Act 2004
22.	Ministry of Police, Prisons and Corrections Services (MPPCS)	9	1. Arms Ordinance 1960 2. Police Powers Act 2007 3. Police Service Act 2009 4. Canine Control Act 2013 5. Crimes Act 2013 6. Prisons and Corrections Act 2013 7. Counter Terrorism Act 2014 8. Sex Offenders Registration Act 2017 9. Conventional Arms Act 2017
23.	Ministry of the Prime Minister and Cabinet (MPMC)	10	1. Public Seal and Crest of Samoa Act 1973 2. Parliamentary Under-Secretaries Act 1988 3. Honours and Awards Act 1999 4. Ministerial and Departmental Arrangements Act 2003 5. Citizenship Act 2004 6. Immigration Act 2020 7. Passports Act 2008 8. Media Council Act 2015 9. Head of State Act 1965 10. Official Flag and National Anthem of Samoa Act 1994 Conventional Arms Act 2017 Foreign Affairs Act 1976 Samoa Antiquities Ordinance 1954 Samoa Sports Facilities Authority Act 2007 Samoa Status Act 1963 Samoa Trust Estates Corporation Act 1977
24.	Ministry of Public Enterprises (MPE)	1	1. Public Bodies (Performance and Accountability) Act 2001
25.	Ministry of Sports and Recreation (MSR)	1	1. Samoa Sports Facilities Authority Act 2007
26.	Ministry of Women, Communities and Social Development (MWCSD)	4	1. Ministry of Women Affairs Act 1990 2. Village Fono Act 1990 3. Internal Affairs Act 1995 4. Water Scheme Act 2015
27.	Ministry of Works, Transport and Infrastructure (MWTI)	15	1. Road Traffic Ordinance 1960 2. Sea Carriage of Goods Ordinance 1960 3. Carriage by Air Act 1964 4. Diesel Power Station Act 1965 5. Marine Insurance Act 1975 6. Ministry of Transport Act 1978 7. Civil Aviation Act 1998

			8. Professional Engineers (Registrations) Act 1998 9. Shipping Act 1998 10. Ministry of Works Act 2002 11. Marine Pollution Prevention Act 2008 12. Plumbers Act 2014 13. Planning and Urban Management Act 2004 14. Land Transport Authority Act 2007 15. Energy Management Act 2020 Airport Authority Act 2012 Electric Power Corporation Act 1980 Ports Authority Act 1998 Samoa Water Authority Act 2003
PUBLIC BODIES (Public Beneficial Bodies and Public Trading Bodies, including State-Owned Enterprises)			
28.	Accident Compensation Corporation (ACC)	1	1. Accident Compensation Act 1989
29.	Development Bank of Samoa (DBS)	1	1. Development Bank of Samoa Act 2010
30.	Electric Power Corporation Act 1980	1	1. Electric Power Corporation Act 1980
31.	Gambling Control Authority (GCA)	2	1. Casino and Gambling Control Act 2010 2. Gaming Control Act 2017
33.	Samoa Housing Corporation (SHC)	1	1. Housing Corporation Act 2010
34.	Samoa National Provident Fund (SNPF)	2	1. National Provident Fund Act 1972 2. Parliamentary Pension Scheme Act 1998
35.	Land Transport Authority (LTA)	2	1. Road Transport Reform Act 2008 2. Road Traffic (Payment of Fines Act 2009) Land Transport Authority Act 2007
36.	National Kidney Foundation	1	1. National Kidney Foundation of Samoa Act 2005
37.	National University of Samoa	1	1. National University of Samoa Act 2006
38.	Public Trust Office (PTO)	1	1. Public Trust Office Act 1975
39.	Samoa Airport Authority (SAA)	1	1. Airport Authority Act 2012
40.	Samoa Export Authority	1	1. Samoa Export Authority Act 2024
36.	Samoa International	12	1. International Partnership and Limited Partnership Act 1998

	Finance Authority (SIFA)		<ul style="list-style-type: none"> 2. Samoa International Finance Authority Act 2005 3. International Mutual Funds Act 2008 4. Electronic Transactions Act 2008 5. Special Purpose International Companies Act 2012 6. Trusts Act 2014 7. Foundations Act 2016 8. Trustee Companies Act 2017 9. International Companies Act 1988 10. International Insurance Act 1988 11. Segregated Fund International Companies Act 2000 12. International Banking Act 2005
37.	Samoa Life Assurance Corporation (SLAC)	1	1. Life Assurance Corporation Act 1976
38.	Samoa Ports Authority (SPA)	1	1. Ports Authority Act 1998
39.	Samoa Tourism Authority (STA)	2	<ul style="list-style-type: none"> 1. Tourism Development Act 2012 2. Landing Limited Act 2016
40.	Samoa Fire and Emergency Services Authority (SFESA)	1	1. Fire and Emergency Service Act 2007
41.	Samoa Qualifications Authority (SQA)	1	1. Samoa Qualifications Authority Act 2010
42.	Scientific Research Organisation of Samoa (SROS)	1	1. Scientific Research Organisation of Samoa Act 2008
43.	Samoa Water Authority (SWA)	1	1. Samoa Water Authority Act 2003
OTHER BODIES			
44.	Oceania University of Medicine (OUM)	1	1. Oceania University of Medicine (Samoa) Act 2002

5.6 Figure 7 illustrates the changes to each entity’s portfolio, showing the number of laws proposed for addition or removal.



6. SUMMARY OF RECOMMENDATIONS

6.1 The table below lists the consolidated summary of recommendations informed by consultations.

SUMMARY OF RECOMMENDATIONS	
Recommendation 1	It is recommended that the administration of the <i>International Finance Agreement Act 1971</i> remains under CBS until further discussions with MOF confirm the appropriate authority. SLRC’s previous recommendation to transfer administration to SIFA should be considered in light of CBS’s updated position and the Act’s alignment with MOF functions.
Recommendation 2	It is recommended that the administration of the <i>International Banking Act 2005</i> , <i>International Companies Act 1988</i> , <i>International Insurance Act 1988</i> and <i>Segregated Fund International Companies Act 2000</i> be transferred from CBS to SIFA, reaffirming the recommendation made in the 2017 Review of the Fabric of Laws of Samoa.
Recommendations 3	It is recommended that FESA considers a review of the <i>Fire and Emergency Service Act 2007</i> for necessary revisions to formally incorporate FESA’s expanded functions including ambulance services, search and rescue (land and sea), road rescue, fire safety for issuing building permits, and handling dangerous goods.
Recommendation 4	It is further recommended that both the <i>Fire and Emergency Service Act 2007</i> and the <i>Disaster and Emergency Management Act 2007</i> be reviewed to demarcate/ clarify agency responsibilities and ensure coordinated emergency response across relevant authorities (FESA, DMO, NEOC, etc).

Recommendation 5

It is recommended that LTA retains administration of the *Road Traffic (Payment of Fines) Act 2009*. It is further recommended that the LTA and Ministry of Police consider if there are any revisions to the RT (Payment of Fines) Act 2007 to clarify the demarcation of functions between the MPPCS and LTA for certainty of implementation.

Recommendation 6

It is recommended that the *Land Transport Authority Act 2007* be administered by the MWTI, aligning it with the Ministry's role as the central regulatory and policy-making authority for all transport sectors.

Recommendation 7

It is recommended that the *National Parks and Reserves Act 1974* be officially administered by MNRE, given its mandate over preservation and conservation functions relating to parks and reserves.

Recommendation 8

It is recommended that administration of the *University of the South Pacific Act 1977* remains under MAF until further discussions with OAG confirm the appropriate authority.

Recommendation 9

It is recommended that the MCIL (as the listed administrator of the Act) considers and confirms the repeal of the *Mercantile Law Act 1975* if it is redundant.

Recommendation 10

Given the developments in the broadcasting area, it is recommended that MCIT engage with OOTR to determine the most appropriate entity to administer the *Broadcasting Act 2010*. It is further recommended that the Act be reviewed to clarify institutional roles, and clearly separate and enforce policy roles from regulatory functions.

Recommendation 11

Given that the *Postal Services Act 2010* primarily establishes a regulatory framework for the licensing and oversight of postal services, and that OOTR currently performs the majority of its functions, it is recommended that administration of the Act be formally transferred to the Office of the Regulator (OOTR).

Recommendation 12

The Commission recommends a review of the relevance of the *Postal and Telecommunications Services Act 1999*, given its overlap with the Telecommunications Act 2005. If found to be substantively spent, any provisions still relevant and active may be consolidated or incorporated into a single law regulating these matters, and the spent provisions be repealed. In addition, the administration should be clarified to reflect OOTR's operational role, with MCIT continuing in its policy capacity.

Recommendation 13

It is recommended that the Office of the Attorney General incorporate the provision for the 'fixed penalty' into the *Acts Interpretation Act 2015*. Once this takes effect, the *Fines (Review and Amendment) Act 1998* may be considered spent and subsequently repealed.

Recommendation 14

It is recommended that NUS administers the *National University of Samoa Act 2006* as it regulates the administration of the University.

Recommendation 15

It is recommended that MEC retains administration of the *Robert Louis Stevenson Foundation Act 1991*.

Recommendation 16

As there are amendments in progress to change the implementation authority of the *Youth, Sports and Cultural Affairs Act 1993*, it is recommended that MEC continues to work with the OAG on the pending amendments to update this law, and to confirm the shift of administration to MSR as necessary.

Recommendation 17

It is recommended that administration of the *National Kidney Foundation of Samoa Act 2005* be moved to NKF.

Recommendation 18

The *Health Promotion Foundation Act 2015* is considered redundant and should be reviewed for possible repeal.

Recommendation 19

It is recommended that MoH discusses and confirms with the OAG the possible transfer of the administration of the *Oceania University of Medicine (Samoa) Act 2002* from MOH to OUM (if legally and practically feasible).

Recommendation 20

It is recommended that the administration of the *Births, Deaths and Marriages Act 2002* be moved to SBS, as the implementation of this Act is mainly with the BDM Division of the SBS.

Recommendation 21

It is recommended that the administration of the *Co-operative Societies Ordinance 1952* be moved to MCIL.

Recommendation 22

It is recommended that the administration of the *Copyright Act 1998* be shifted to MCIL from MJCA.

Recommendation 23

It is recommended that the administration of the *Incorporated Societies Ordinance 1952* be shifted to MCIL from MJCA.

Recommendation 24

It is recommended that the administration of the *Industrial and Provident Societies Act 1968* is moved to MCIL from MJCA.

Recommendation 25

It is recommended that the administration of the *Sale of Goods Act 1975* is moved to MCIL from MJCA.

Recommendation 26

It is recommended that the administration of the *Administration Act 1975* remains under MJCA until further discussions with PTO (and perhaps with the OAG) confirm the appropriate administering authority. The Commission's previous recommendation to transfer administration to PTO should be reconsidered in light of updated positions from recent consultations.

Recommendation 27

It is recommended that administration of the *Wills Act 1975* remains under MJCA until further discussions with PTO (and perhaps the OAG) confirm the appropriate authority. The Commission's previous recommendation to transfer administration to PTO should be reconsidered in light of updated positions from recent consultations.

Recommendation 28

It is recommended that administration of the *Police Offences Ordinance 1961* remains under MJCA until further discussions with MPPCS (and perhaps the OAG) confirm the appropriate authority. SLRC acknowledges that MPPCS enforces and implements the provisions of this Act, however in terms of administration of the Act, the Commission recommends that its previous recommendation to transfer administration to MPPCS should be re-considered in light of MJCA's updated position and the Act's alignment with MPPCS functions as well as MJCA's functions being the policy arm for the Law and Justice sector.

Recommendation 29

It is recommended that some discussions be conducted with MWTI to confirm any functions carried out under the *Carriers Act 1975* before confirming the way forward for the Act – if review for amendment or repeal is required.

Recommendation 30

It is recommended that the administration for the *Official Flag and National Anthem of Samoa Act 1994* be moved to the MPMC from the MJCA.

Recommendation 31

It is recommended that administration of the *Samoan Antiquities Ordinance 1954* be transferred to the MEC (where the Culture Division is housed), which serves as the national cultural authority and is mandated to preserve and protect Samoa's cultural heritage, including oversight of institutions such as the Culture Museum, and the National Archives and Records Authority.

Recommendation 32

It is recommended that the administration of the *Foreign Affairs Act 1976* be transferred to MFAT, as this Ministry is responsible for the very matters governed by the Act. It is also recommended that MFAT continues to liaise with OAG on the progress of the Bill to amend the *Foreign Affairs Act 1976*.

Recommendation 33

It is recommended that the *Samoa Trust Estates Corporation Act 1977* be administered by the Ministry of Lands and Survey, as the Samoa Trust Estate Corporation (STEC) has been restructured into that Ministry.

Recommendation 34

It is recommended that the Ministry of Sports and Recreation (MSR), which encompasses the Samoa Sports Facilities Authority, be formally designated as the administrative authority for the *Samoa Sports Facilities Authority Act 2007*.

Recommendation 35

It is recommended that administration of the *Conventional Arms Act 2017* be transferred to the MPPCS, as the principal authority responsible for the regulation of all arms-related matters in Samoa, including its current administration of the Arms Ordinance 1960.

Recommendation 36

It is recommended that MPMC, the relevant administrative authority for the *Ministerial and Departmental Arrangements Act 2003* undertake a comprehensive review of the Act to ensure the provisions of the Act accurately reflect and provide for the current government structure (i.e. new Ministries) and administrative responsibilities.

Given that the Prime Minister is responsible for the delegation of ministerial and departmental portfolios to Cabinet Ministers, and that government restructures are directed by Cabinet, the SLRC considers it appropriate for the Act to remain under the administration of the MPMC.

Recommendation 37

It is recommended that MJCA administer the *Samoan Status Act 1963*, given its alignment with the Ministry's core functions relating to matai titles and the Land and Titles Court.

Recommendation 38

It is recommended that the *Prisons and Corrections Act 2013* remain under the MPPCS until a new Prisons entity is formally established and separated from the Ministry of Police, at which point administration of the Act would be transferred.

Recommendation 39

It is recommended that the *Village Fono Act 1990* remains under the administration of MWCSA, until there is further discussion to confirm transfer to another Ministry.

Recommendation 40

It is recommended that further consultations with relevant Offices/Ministries be carried out to determine administration of the *Water Scheme Act 2015*.

Recommendation 41

It is recommended that the administration of the *Electric Power Corporation Act 1980* be shifted to EPC.

Recommendation 42

It is recommended that the administration of the *Ports Authority Act 1998* be shifted to relevant SOE i.e. SPA.

Recommendation 43

It is recommended that the administration of the *Samoa Water Authority Act 2003* be shifted to the relevant SOE i.e. SWA.

Recommendation 44

It is recommended that the administration of the *Airport Authority Act 2012* be shifted to the relevant SOE i.e. SAA.

Recommendation 45

It is recommended that the administration of the *Plumbers Act 2014* be retained by MWTI, until further discussions with MWTI and SWA, or with the Office of the Attorney General (OAG), or with other relevant stakeholders, confirm a suitable alternative administrator.

Recommendation 46

It is recommended that the continued relevance of the *Diesel Power Station Act 1965* be confirmed. If it is still relevant, then we recommend that the administrative responsibility for the *Diesel Power Station Act 1965* be formally transferred to the Electric Power Corporation (EPC). If the law is found to be obsolete, we recommend that MWTI confirm the repeal of the Act accordingly.

Recommendation 47

It is recommended that the administration of the *Head of State Act 1965* be moved to MPMC from OCLA.

Recommendation 48

Consistent with prior recommendations, it is recommended that the administration of the *Life Assurance Corporation Act 1976* be shifted from MOF to SLAC.

Recommendation 49

It is recommended that the administration of the *Central Bank of Samoa Act 2015* be shifted from MOF to CBS.

Recommendation 50

It is recommended that the administration of the *Financial Institutions Act 1996* be shifted from MOF to CBS.

Recommendation 51

It is recommended that the administration of the *Decimal Currency Act 1966* be shifted from MOF to CBS.

Recommendation 52

It is recommended that the administration of the *Public Bodies (Performance and Accountability) Act 2001* be shifted from MOF to MPE.

Recommendation 53

It is recommended that the administration of the *Electricity Act 2010* be shifted from MOF to OOTR.

Recommendation 54

It is recommended that administration for the *Energy Management Act 2020* be shifted to MWTI (Energy Division) to reflect its current operational role in overseeing all energy-related projects.

Recommendation 55

It is recommended that administration of the *Planning and Urban Management Act 2004* be shifted from MNRE to MWTI which now houses the PUMA Division.

Recommendation 56

MNRE and MLS will need to identify the functions that have substantively shifted from MNRE to MLS, to determine the appropriate administrative authority for the listed laws. Once confirmed, assistance be sought from OAG to formally effect the transfer of administrative authority for each law under MNRE's purview to the correct administrator according to functions and mandate.

Recommendation 57

OAG to lead the implementation of the recommendation to amend the *Regulations Ordinance 1952* for consistency with current administrative frameworks.

Recommendation 58

OAG to lead consultations with the OEC to revise and amend the *Plebiscite Act 1990*, incorporating provisions that enable the OAG to collaborate in its implementation. This reflects a proposal originally raised by the OAG during the consultations in the first Review of the Fabric of Laws of Samoa (2017).

Recommendation 59

It is recommended that targeted review of the fabric of laws specific to regulations be undertaken by the OAG in collaboration with the Commission. This review will focus firstly at collecting all the existing regulations for consolidation. This will become the basis of further review into the content and relevance of these subsidiary legislation to ensure legal accuracy, procedural compliance, and the development of practical, up-to-date regulations that better serve Samoa's current needs.

Recommendation 60

It is recommended that some legislative review be undertaken by the new Ministries to formally recognize and provide a clear mandate for those new Ministries within a legal framework. This will help minimize operational uncertainty and reduce confusion regarding administrative and functional alignment across government entities. The findings and outcomes of the Public Service Commission's recent Review of the Public Service would assist in informing the review and aligning of relevant functions under each Government Ministry's legislative framework. The Commission stands ready to assist in identifying the necessary amendments to support this process.

Recommendation 61

It is recommended that Samoa establishes a formal register to record and update the assignment of legislation to responsible Ministries or authorities. This could take the form of a central register, maintained by MPMC and OAG, to ensure clarity, transparency, and consistency in law administration. As a starting point, the Commission has prepared a simple assignment register based on FK(25) Faapitoa 10, included in Annex 3. This may serve as a foundation for further development, should the government wish to pursue this approach.

Recommendation 62

It is recommended that the list and categorization of Public Beneficial Bodies and Public Trading Bodies be reviewed and revised to reflect current operational roles, governance structures, and financial mandates. This review should clarify the legal status of each entity, ensure alignment with their enabling legislation, and support consistent application of the Public Bodies (Performance and Accountability) Act 2001.

In addition, it is recommended that the Ministry for Public Enterprises raise awareness about the re-categorization of public bodies, including the introduction of the new 'public mutual' category. Consideration should also be given to amending the *Public Bodies (Performance and Accountability) Act 2001* to reflect the updated categorisation of public bodies.

ACKNOWLEDGEMENTS

The Commission extends its sincerest thanks and appreciation to all stakeholders who contributed to this Review. Special acknowledgement is dedicated to those who participated in consultations and shared their perspectives openly, demonstrating a strong commitment to improving legislation, public service delivery, and national development. Your contributions played a key role in shaping recommendations that strengthen Samoa's fabric of laws and broader legal system, to ensure it is responsive and fit for purpose. Faafetai, faafetai tele lava. We pray for your continued collaboration in implementing these recommendations, and remain steadfast in our commitment to this joint effort.

ANNEX 1: IMPLEMENTATION STATUS OF 2017 RECOMMENDATIONS

No.	Recommendation	Status	Update/ Further Action Needed
1.	Repeal the General Laws (No. 2) Ordinance 1932	Implemented	Repealed by the Fabric of Laws Miscellaneous Repeal Act 2020.
2.	Amend the Regulations Ordinance 1953 to reflect the current process of regulations making	Not implemented	Awaiting update from OAG.
3.	Repeal the Law Reform Act 1964	Implemented	Repealed by the Fabric of Laws Miscellaneous Repeal Act 2020.
4.	Review and amend (with OEC) the Plebiscite Act 1990.	Not implemented	Awaiting update from OAG.
5.	Move the Incorporated Societies Ordinance 1952 to MCIL where the companies' registry is regulated.	Not implemented	Recommendation reiterated. Administrative transfer pending with OAG.
6.	Move the Co-operative Societies Ordinance 1952 to MCIL where the companies' registry is regulated	Not implemented	Recommendation reiterated. Administrative transfer pending with OAG.
7.	Move the Police Offences Ordinance 1961 to the Ministry of Police, given that under the Ordinance, constables implement enforcement duties. The Ministry of Police agrees.	Not implemented	Recommendation reversed. The Police Offences Ordinance will remain under its current administering authority (MPPCS).
8.	Move the Industrial and Provident Societies Act 1968 to MCIL where the registry of societies is regulated. MCIL supports this (letter of 19 Dec 2017)	Not implemented	Recommendation reiterated. Administrative transfer pending with OAG.
9.	Move the Wills Act 1975 to PTO as it deals with the disposition of a deceased person's property. The PTO agrees.	Not implemented	Recommendation reversed. The Wills Act will remain under its current administering authority (MJCA).
10.	Move the Administration Act 1975 to PTO which regulates the estates of deceased persons. The PTO agrees.	Not implemented	Recommendation reversed. The Administration Act will remain under its current administering authority (MJCA).
11.	Move the Copyright Act 1998 to MCIL. MCIL confirms the Registries of Companies and Intellectual Properties Division within their Ministry is responsible for copyright registration. It is also in the Ministry's service charter.	Not implemented	Recommendation reiterated. Administrative transfer pending with OAG.
12.	Move the Births, Deaths and Marriages Registration Act 2002 to be officially administered by SBS, as this is expressly stated in the BDMR Act 2002.	Not implemented	Recommendation reiterated. Administrative transfer pending with OAG.
13.	Confirm with MOF and NPF the proper administering authority for the	Implemented	Repealed by the Fabric of Laws Miscellaneous Repeal Act 2020.

	Government Superannuation Act 1972, before the proposal by MOF can be finalized, that this Act falls under NPF.		
14.	Move the Life Assurance Corporation Act 1976 under SLAC (as it is listed as a Public Trading Body under the Public Bodies (Performance and Accountability) Act 2001 – can administer its own Act).	Not implemented	Recommendation reiterated. Administrative transfer pending with OAG.
15.	Repeal the National Investment Corporation Act 1981 as it is not known if it was ever used, and other laws already regulate the purpose of this Act.	Implemented	Repealed by the Fabric of Laws Miscellaneous Repeal Act 2020.
16.	Move the Financial Institutions Act 1996 under CBS (as its official administrator, due to the nature of its work). CBS agrees.	Not implemented	Recommendation reiterated. Administrative transfer pending with OAG.
17.	Move the Decimal Currency Act 1966 to the CBS. CBS agrees.	Not implemented	Recommendation reiterated. Administrative transfer pending with OAG.
18.	Repeal the Asian Development Bank (ADB) Loan Act 1969 as it is redundant.	Implemented	Repealed by the Fabric of Laws Miscellaneous Repeal Act 2020.
19.	Move the Public Bodies (Performance and Accountability) Act 2001 to MPE, MPE being the implementing Ministry.	Not implemented	Recommendation reiterated. Administrative transfer pending with OAG.
20.	Repeal the Royal Samoan Hotel Act 1984. There are and have been no records with MOF on any dealings under this Act for a very long time now.	Implemented	Repealed by the Fabric of Laws Miscellaneous Repeal Act 2020
21.	Repeal the Bad Debts Act 1990. There are no records of any dealings under it for a long time now.	Implemented	Repealed by the Fabric of Laws Miscellaneous Repeal Act 2020
22.	Repeal the Development Loan Authorisation Act 2005. Its purpose has already been achieved. If there are any outstanding matters, the Acts Interpretation Act 2015 provisions on repealed laws may apply	Implemented	Repealed by the Fabric of Laws Miscellaneous Repeal Act 2020
23.	Repeal the Loan Authorisation Act 2006. Its purpose has already been achieved. If there are any outstanding matters, the Acts Interpretation Act 2015 provisions on repealed laws may apply.	Implemented	Repealed by the Fabric of Laws Miscellaneous Repeal Act 2020
24.	Repeal the South Pacific Games (Taxation Incentives) Act 2007. Its purpose has already been achieved. If there are any outstanding matters, the Acts Interpretation Act 2015	Implemented	Repealed by the Fabric of Laws Miscellaneous Repeal Act 2020

	provisions on repealed laws may apply.		
25.	Repeal the Loan Authorisation Act 2007. Though the loan repayments will be completed by 2027, if there are any issues arising, the Acts Interpretation Act 2015 provisions on repealed laws may apply.	Implemented	Repealed by the Fabric of Laws Miscellaneous Repeal Act 2020
26.	Repeal the Samoa Broadcasting Corporation (SBC) Repeal Act 2008 as its purposes has been fulfilled and is no longer relevant.	Implemented	Repealed by the Samoa Broadcasting Corporation (SBC) Repeal Act 2008
27.	Move the Electricity Act 2010 to the OOTR given the bulk of the work is carried out by their office. The OOTR is of the same view.	Not implemented	Recommendation reiterated. Administrative transfer pending with OAG.
28.	Repeal the Agriculture Store Corporation Repeal Act 2013. The necessary documentations to effect these have been completed, and therefore, this Act is no longer relevant.	Implemented	Repealed by the Agriculture Store Corporation Repeal Act 2013
29.	Move the Central Bank Act 2015 to CBS.	Not implemented	Recommendation reiterated. Administrative transfer pending with OAG.
30.	Confirm with MNRE if the Samoan Market Ordinance 1927 is still useful, and to recommend repeal if the answer is in the negative.	Implemented	Repealed by the Fabric of Laws Miscellaneous Repeal Act 2020
31.	Repeal the Building Alignment Ordinance 1932. Most of its functions have been assumed by other authorities e.g. PUMA.	Implemented	Repealed by the Fabric of Laws Miscellaneous Repeal Act 2020
32.	Move the National Parks and Reserves Act 1974 to MNRE, the appropriate Ministry regulating national parks and reserves for Samoa.	Not implemented	Recommendation reiterated. Administrative transfer pending with OAG.
33.	Confirm with MCIL and other relevant Ministries if the Mercantile Law Act 1975 is still being implemented, and if not, if MCIL would entertain recommending its repeal.	Partially implemented	Confirmed from both MCIL and Customs (MCR) that neither entities are performing any functions under the Act. Recommendation reiterated in current review with a view to repeal the Act.
34.	Carry out a proper review on the Telecommunications Act 2005 to clarify the roles of MCIT and OOTR under this Act.	Not implemented	To our knowledge, no action has been undertaken to date.
35.	Move the Electricity Act 2010, Broadcasting Act 2010 and the Postal Services Act 2010 to OOTR. MCIT is substantially involved in policy making.	Not implemented	Recommendation reiterated. Administrative transfer pending with OAG.

36.	Confirm with MOH if they still have any dealings with the Oceania University of Medicine under the Oceania University of Medicine (Samoa) Act 2002 (“Act”), before confirming the appropriate administrator for the Act.	Partially implemented	Confirmed by MOH that OUM is the correct administrative authority. This confirmation must now be formally reflected in the legislation.
37.	Repeal the Samoa Act 1921 (NZ) due to its out datedness.	Implemented	Repealed by the Fabric of Laws Miscellaneous Repeal Act 2020
38.	MPMC to review and update the Samoan Antiquities Ordinance 1954 for better enforcement of the laws relating to the preservation of Samoa’s antiquities. Proposed amendments to be developed and drafting instructions submitted to the Legislative Drafting Division of the OAG (Attorney General).	Not implemented	No action has been taken to date. The Commission has recommended that administration of this Act be shifted to MEC’s Culture Division as the appropriate body governing Samoan antiquities.
39.	MPMC to update the Samoan Status Act 1963 and give it proper enforcement given its importance to the Samoan people.	Not implemented	The MPMC has recommended that this Act be administered by MJCA as it aligns better with MJCA functions particularly regarding matai titles under the Land and Titles Court.
40.	Repeal the SEG International Enterprise Act 2011 and nominate a repeal date for this Act. The Acts Interpretation Act 2015 will save any entitlements or duties still outstanding.	Implemented	Repealed by the Fabric of Laws Miscellaneous Repeal Act 2020
41.	Confirm with MPMC and OCLA the appropriate administrator for the Head of States Act 1965.	Partially implemented	Confirmed by both OCLA and MPMC that MPMC is the correct administrative authority. This confirmation must now be formally reflected in the legislation.
42.	Confirm with MWTI and MCIL which Office is the principal administering Office for the Sea Carriage of Goods Ordinance 1960. Both to confirm if this Ordinance still has any use for Samoa.	Partly Implemented	MWTI has confirmed its role as the implementing entity for this legislation. However, the continued relevance of the Ordinance in the Samoan context is yet to be clarified.
43.	Move the Road Traffic Ordinance to LTA. The LTA regulates the licensing of vehicle drivers, the condition of land transport etc.	Not implemented	Recommendation reversed. The Road Traffic Ordinance will remain under its current administering authority (MWTI).
44.	Move the Electric Power Corporation Act 1980 to EPC.	Not implemented	Recommendation reiterated. Administrative transfer pending with OAG.
45.	Move the Ports Authority Act 1998 to SPA.	Not implemented	Recommendation reiterated. Administrative transfer pending with OAG.

46.	Move the Samoa Water Authority Act 2000 to SWA.	Not implemented	Recommendation reiterated. Administrative transfer pending with OAG.
47.	Move the Airport Authority Act 2012 to AA.	Not implemented	Recommendation reiterated. Administrative transfer pending with OAG.
48.	Repeal the Hotel Levies Act 1972.	Implemented	Repealed by the Fabric of Laws Miscellaneous Repeal Act 2020
49.	MfR (the current administrator) to consult with MOF on the appropriate incorporation of the relevant provisions in the relevant legislation. Save for section 4 of the Fines (Review and Amendment) Act 1998, it appears the Act is spent (re: Consolidation 2016, copy of Act).	Not implemented	Recommendation revised. We propose that the Office of the Attorney General (OAG) consider incorporating the section 4 'penalty unit' provision into the Acts Interpretation Act 2015. Once this is completed, the Fines (Review and Amendment) Act 1998 can be considered spent and recommended for repeal.
50.	Move the Prisons and Corrections Act 2013 to the Prisons and Corrections Services.	Implemented	The Prisons and Corrections Act 2013 is currently administered by the Ministry of Police, Prisons and Corrections Services (MPPCS).
51.	Move the National University of Samoa Act 2006 to NUS.	Not implemented	Recommendation reiterated. Administrative transfer pending with OAG.
52.	Confirm with MFAT their position on whether they administer the Geneva Conventions Act 2015.	Implemented	MFAT has confirmed that they administer the Geneva Conventions Act 2015.
53.	MFAT to consult with the OAG on the Bill that will amend/replace the Foreign Affairs Act 1976, if the Bill is useful for MFAT's operations.	Partly implemented	Consultations between MFAT and the OAG have commenced. OAG is in the process of locating the Bill to support MFAT's review. It is anticipated that MFAT will need to assess and update the Bill before any further action is taken.
54.	Move the International Finance Agreements Act 1971 to SIFA (due to its nature and express legislative provisions).	Not implemented	Recommendation revised. We recommend that CBS and MOF engage in discussions to determine the appropriate administrative authority for this Act.
55.	Move the International Insurance Act 1988 to SIFA (due to its nature and express legislative provisions).	Not implemented	Recommendation reiterated. Administrative transfer pending with OAG.
56.	Move the Trustee Companies Act 1988 to SIFA (due to its nature and express legislative provisions).	Implemented	The Trustee Companies Act 1988 was repealed and replaced by the Trustee Companies Act 2017, which is now correctly administered by the Samoa International Finance Authority (SIFA), in line with the original recommendation.

57.	Move the Segregated Fund International Companies Act 2000 to SIFA (due to its nature and express legislative provisions).	Not implemented	Recommendation reiterated. Administrative transfer pending with OAG.
58.	Move the International Banking Act 2005 to SIFA (due to its nature and express legislative provisions).	Not implemented	Recommendation reiterated. Administrative transfer pending with OAG.
59.	Revise the legislative framework for the work of a Regulator in Samoa and clarify it in more clear laws. The structure and setup of the OOTR must be revisited, to allow for a more effective workforce technically equipped to carry out the work of the OOTR.	Not implemented	No action has been taken to date. The recommendation remains outstanding and requires a comprehensive review of the legislative framework governing the Regulator's role, as well as the institutional structure of the OOTR.

ANNEX 2: STAKEHOLDER RESPONSE MATRIX: LAWS ADMINISTRATION

Final Response Table – Confirmation of Laws Administered by Constitutional Offices, Ministries, Statutory Offices, and Public Bodies (including SOEs)					
	Law	Yes	No	Yes, with another entity	Uncertain
<u>CONSTITUTIONAL OFFICES</u>					
AO					
	Audit Act 2013	Yes			
OAG					
	Regulations Ordinance 1953	Yes		Yes, with OCLA	
	Constitution of the Independent State of Samoa 1960	Yes			
	Existing Law Adjustment Ordinance 1961	Yes			
	Government Proceedings Act 1974	Yes			
	Limitation Act 1975	Yes			
	Plebiscite Act 1990	Yes		Yes, with OEC	
	Penalty Interests Rates Act 1998	Yes			
	Mutual Assistance in Criminal Matters Act 2007	Yes		Yes, with Police and CBS	
	Revision and Publication of Laws Act 2008	Yes		Yes, with OCLA	
	International Transfer of Prisoners Act 2009	Yes			Uncertain if with Police
	Attorney General's Office Act 2013	Yes			
	Lawyers and Legal Practice Act 2014	Yes			
	Acts Interpretation Act 2015	Yes			
OCLA					
	Constitutional Convention Ordinance 1960	Yes			
	Legislative Assembly Powers and Privileges Ordinance 1960	Yes			

	Head of States Act 1965	Yes			
OMB					
	Ombudsman (Komesina o Sulufaiga) Act 2013	Yes			
PSC					
	Remuneration Tribunal Act 2003	Yes			
	Public Service Act 2004	Yes			
<u>MINISTRIES</u>					
MAF					
	Animals Ordinance 1960	Yes			
	Produce Export Ordinance 1961	Yes			
	National Parks and Reserves Act 1974				Uncertain
	University of the South Pacific Act 1977				Uncertain
	Export of Meat Act 1997	Yes			
	Quarantine (Biosecurity) Act 2005	Yes			
	Slaughter and Meat Supply Act 2015	Yes			
	Fisheries Management Act 2016	Yes			
	Agriculture and Fisheries Sector Act 2020	Yes			
MCIL					
	Charitable Trust Act 1965	Yes			
	Mercantile Law Act 1975				Uncertain
	Trade, Commerce and Industry Act 1990	Yes			
	Foreign Investment Act 2000	Yes			
	Companies Act 2001	Yes			
	Occupational Health and Safety Act 2002	Yes			
	Securities Act 2006	Yes			
	Company Law Reform (Transitional Provision) Act 2006	Yes			
	Receiverships Act 2006	Yes			
	Public holidays Act 2008	Yes			
	Daylight Savings Act 2009	Yes			
	Intellectual Property Act 2011	Yes			
	International Date Line Act 2011	Yes			
	Labour and Employment Relations Act 2013	Yes			
	Personal Property Securities Act 2013	Yes			
	Apprenticeship Act 2014	Yes			
	Citizenship Investment Act 2015	Yes			
	Credit Union Act 2015	Yes			
	Metrology Act 2015	Yes			
	Competition and Consumer Act 2016	Yes			
Added laws	Co-operative Societies Ordinance 1952	Yes			
	Copyright Act 1998	Yes			
	Incorporated Societies Ordinance 1952	Yes			
MCIT					
	Postal and Telecommunications Services Act 1999		No		
	Broadcasting Act 2010	Yes		Yes, with OOTR	
	Postal Services Act 2010	Yes		Yes, with OOTR/ Samoa Post	

MCR					
	Customs Tariff Act 1975	Yes			
	Excise Tax (Domestic Administration) Act 1984	Yes			
	Excise Tax (Import Administration) Act 1984	Yes			
	Excise Tax Rates Act 1984	Yes			
	Business Licenses Act 1998	Yes			
	Fines (Review and Amendment) Act 1998	Yes			
	Income Tax Act 2012	Yes			
	Tax Administration Act 2012	Yes			
	Tax Information Exchange Act 2012	Yes			
	Customs Act 2014	Yes			
	Value Added Goods and Services Tax Act 2015	Yes			
	Film Production (Tax Incentives) Act 2017	Yes			
	Alcohol Control Act 2020	Yes			
MEC					
	Robert Louis Stevenson Foundation Act 1991				Uncertain
	Youth, Sports and Cultural Affairs Act 1993		No		
	National University of Samoa Act 2006		No		
	Education Act 2009	Yes			
	Public Records Act 2011	Yes			
	Samoan Language Commission Act 2014	Yes			
	Teachers Act 2016	Yes			
MFAT					
	Diplomatic Privileges and Immunities Act 1978	Yes			
	Maritime Zones Act 1999	Yes			
	Chemical Weapon Act 2010	Yes			
	Cluster Munitions Prohibitions Act 2012	Yes			
	Geneva Conventions Act 2015	Yes			
MJCA					
	Bankruptcy Act 1908 (NZ)	Yes			
	Incorporated Societies Ordinance 1952	Yes			
	Co-operative Societies Ordinance 1952	Yes			
	Property Law Act 1952	Yes			
	Coroners Act 2017	Yes			
	Indecent Publication Ordinance 1960	Yes			
	Marriage Ordinance 1961	Yes			
	Infants Ordinance 1961	Yes			
	Divorce and Matrimonial Causes Ordinance 1961	Yes			
	Police Offences Ordinance 1961	Yes			
	Oaths, Affidavits and Declarations Act 1963	Yes			
	Contributory Negligence Act 1964	Yes			
	Commissions of Inquiry 1964	Yes			
	Judgment Summonses Act 1965	Yes			
	Maintenance and Affiliation Act 1967	Yes			
	Frustrated Contracts Act 1975	Yes			
	Industrial and Provident Societies Act 1968	Yes			
	Reciprocal Enforcement of Judgments Act 1970	Yes			
	Notaries Public Act 1974	Yes			

	Fatal Accidents Act 1974	Yes			
	Extradition Act 1974	Yes			
	Wills Act 1975	Yes			
	Secret Commissions Act 1975	Yes			
	Sale of Goods Act 1975	Yes			
	Partnership Act 1975	Yes			
	Carriers Act 1975	Yes			
	Administration Act 1975	Yes			
	Arbitration Act 1976	Yes			
	Prisons Parole Board Act 1977	Yes			
	Film Control Act 1978	Yes			
	Declaratory Judgments Act 1988	Yes			
	Newspapers and Printers Act 1993	Yes			
	Defamation Act 1993	Yes			
	Official Flag and National Anthem of Samoa Act 1994	Yes			
	Copyright Act 1998	Yes		Yes, with MCIL	
	Births, Deaths and Marriages Registration Act 2002	Yes		Yes, with CBS	
	Alternative Dispute Resolution Act 2007	Yes			
	International Criminal Court Act 2007	Yes			
	Young Offenders Act 2007	Yes			
	Community Justice Act 2008	Yes			
	Sports Dispute Resolution Act 2008	Yes			
	Family Safety Act 2013	Yes			
	Family Court Act 2014	Yes			
	Community Law Centre Act 2015	Yes			
	Evidence Act 2015	Yes			
	Criminal Procedure Act 2016	Yes			
	District Courts Act 2016	Yes			
	Sentencing Act 2016	Yes			
	Judicature Act 2020	Yes			
	Land and Titles Act 2020	Yes			
MNRE					
	Stevenson Memorial Reserve and Mount Vaea Scenic Reserve Ordinance 1958			Yes, with MLS	
	Taking of Land Act 1964			Yes, with MLS	
	Leasing and Licensing of Customary Land Act 1965			Yes, with MLS	
	Land Titles Investigation Act 1966			Yes, with MLS	
	Alienation of Freehold Land Act 1972			Yes, with MLS	
	Lands, Surveys and Environment Act 1989			Yes, with MLS, MOF & OAG	
	Samoa Trust Estates Corporation Reconstruction Act 1990			Yes, with MLS	
	Land for Foreign Purposes Act 1993			Yes, with MLS, MFAT, MOF & MPMC	

	Planning and Urban Management Act 2004			Yes, with MLS, MWTI, LTA, FESA & MCIL	
	Disaster and Emergency Management Act 2007			Yes, with MPPCS, FESA, MPMC, Red Cross Society, MOH, MWCSA, Samoa Family Health, Faataua le Ola & Nuanua o le Alofa	
	Water Resource Management 2008			Yes, with SWA, Independent Water Schemes Association, MWCSA, SROS & MOH	
	Land Titles Registration Act 2008			Yes, with MLS	
	Unit Titles Act 2009			Yes, with MLS	
	Spatial Information Agency Act 2010			Yes, with MLS, STA, LTA, MWTI & Samoa Institute of Land Professionals	
	Waste Management Act 2010			Yes, with MAF, MOH, MWTI, MFAT, SPA & SSC	
	Land Valuation Act 2010			Yes, with MLS	
	Survey Act 2010			Yes, with MLS	
	Forestry Management Act 2011	Yes			
	Customary Land Advisory Commission Act 2013			Yes, with MLS	
	Meteorology Geoscience and Ozone Services Act 2021	Yes			
MOF					
	Stamp Duty Ordinance 1932	Yes			
	Asian Development Bank Loan Act 1971	Yes			
	World Bank Loans Act 1974	Yes			
	Bills of Exchange Act 1976	Yes			
	Life Assurance Corporation Act 1976	Yes			
	Financial Institutions Act 1996	Yes			
	Decimal Currency Act 1966	Yes			
	Public Finance Management Act 2001	Yes			
	Public Bodies (Performance and Accountability) Act 2001	Yes			

	Samoa Institute of Accountants Act 2006	Yes			
	Japan Bank for International Cooperation Loans Act 2007	Yes			
	Export – Import Bank of China Loan Act 2008	Yes			
	Unit Trusts Act 2008	Yes			
	Electricity Act 2008	Yes			
	OPEC Fund Loans Act 2012	Yes			
	Unit Trust of Samoa Loans Act 2013	Yes			
	Central Bank of Samoa Act 2015	Yes			
	Asian Infrastructure Investment Bank Act 2017	Yes			
	Energy Management Act 2020	Yes			
MOH					
	Health Ordinance 1959	Yes			
	Burials Ordinance 1961	Yes		Yes, with MNRE	
	Drugs Act 1967	Yes		Yes, with Police	
	Narcotics Act 1967	Yes		Yes, with Police	
	Poisons Act 1968	Yes		Yes, with Police	
	Samoa Red Cross Act 1993	Yes		Yes, with Red Cross	
	Oceania University of Medicine (Samoa) Act 2002		No		Uncertain
	National Kidney Foundation of Samoa Act 2005	Yes		Yes, with NKF	
	Ministry of Health Act 2006	Yes			
	Dental Practitioners Act 2007	Yes			
	Healthcare Professions Registration and Standards Act 2007	Yes			
	Medical Practitioners Act 2007	Yes			
	Mental Health Act 2007	Yes			
	Nursing and Midwifery Act 2007	Yes			
	Pharmacy Act 2007	Yes			
	Tobacco Control Act 2008	Yes			
	Allied Health Professions Act 2014	Yes			
	Health Promotion Foundation Act 2015	Yes			
	Food Act 2015	Yes			
MPMC					
	Samoa Antiquities Ordinance 1954	Yes			
	Samoa Status Act 1963	Yes			
	Public Seal and Crest of Samoa Act 1973	Yes			
	Foreign Affairs Act 1976	Yes			
	Samoa Trust Estates Corporation Act 1977	Yes			
	Parliamentary Under-Secretaries Act 1988	Yes			
	Honours and Awards Act 1999	Yes			
	Ministerial and Departmental Arrangements Act 2003	Yes			
	Citizenship Act 2004	Yes			
	Immigration Act 2020	Yes			
	Samoa Sports Facilities Authority Act 2007	Yes			
	Passports Act 2008	Yes			
	Casino and Gambling Control Act 2010	Yes			

	Media Council Act 2015	Yes			
	Conventional Arms Act 2017	Yes			
MPPCS					
	Arms Ordinance 1960	Yes			
	Police Powers Act 2007	Yes			
	Police Service Act 2009	Yes			
	Canine Control Act 2013	Yes			
	Crimes Act 2013	Yes			
	Prisons and Corrections Act 2013	Yes			
	Counter Terrorism Act 2014	Yes			
	Sex Offenders Registration Act 2017	Yes			
Added laws	Alcohol Control Act 2020 (MCR)		No		
	Criminal Procedure Act 2016 (MJCA)		No		
	Evidence Act 2015 (MJCA)		No		
	Family Safety Act 2013 (MJCA)		No		
	Narcotics Act 1967 (MOH)		No		
	Police Offences Ordinance 1961 (MJCA)		No		
	Proceeds of Crime Act 2007 (CBS)		No		
	Road Traffic (Payment of Fines) Act 2009 (LTA)		No		
	Road Traffic Ordinance 1960 (MWTI)		No		
	Tobacco Control Act 2008 (MOH)		No		
Young Offenders Act 2007 (MJCA)		No			
MWCSD					
	Ministry of Women Affairs Act 1990	Yes			
	Village Fono Act 1990			Sui o Nuu Village Council	Uncertain
	Internal Affairs Act 1995			Sui o Nuu Village Council	Uncertain
	Water Scheme Act 2015		No	MNRE	
MWTI					
	Road Traffic Ordinance 1960	Yes			
	Sea Carriage of Goods Ordinance 1960	Yes			
	Carriage by Air Act 1964	Yes			
	Diesel Power Station Act 1965	Yes			
	Marine Insurance Act 1975	Yes			
	Ministry of Transport Act 1978	Yes			
	Electric Power Corporation Act 1980	Yes		Yes, with EPC	
	Civil Aviation Act 1998	Yes			
	Professional Engineers (Registration) Act 1998	Yes			
	Ports Authority Act 1998	Yes		Yes, with SPA	
	Shipping Act 1998	Yes			
	Ministry of Works Act 2002	Yes			
	Samoa Water Authority Act 2003	Yes		Yes, with SWA	
	Marine Pollution Prevention Act 2008	Yes			
	Airport Authority Act 2012	Yes		Yes, with SAA	
	Plumbers Act 2014	Yes			
Added laws	Planning and Urban Management Act 2004	Yes			
	Land Transport Authority Act 2007	Yes			
	Energy Management Act 2020	Yes			

<u>STATUTORY BODIES</u>					
CBS					
	International Financial Agreements Act 1971	Yes			
	International Companies Act 1988		No		
	International Insurance Act 1988		No		
	Central Bank Lease Empowering Act 1993	Yes			
	Segregated Fund International Companies Act 2000		No		
	International Banking Act 2005		No		
	Insurance Act 2007	Yes			
	Money Laundering Prevention Act 2007	Yes			
	Proceeds of Crime Act 2007	Yes			
	National Payment System Act 2014	Yes			
OEC					
	Electoral Commission Act 2019	Yes			
	Electoral Act 2019	Yes			
	Electoral Constituencies Act 2019	Yes			
OOTR					
	Telecommunications Act 2005	Yes			
Added laws	Broadcasting Act 2010	Yes			
	Electricity Act 2010	Yes			
	Postal Services Act 2010	Yes			
SLRC					
	Law Reform Commission Act 2008	Yes			
SBS					
	Statistics Act 2015	Yes			
Added laws	Births, Deaths and Marriages Act 2002	Yes			
	National Digital Identification Act 2024 (2024 Consolidation)	Yes			
<u>STATE-OWNED ENTERPRISES</u>					
ACC					
	Accident Compensation Act 1989	Yes			
DBS					
	Development Bank of Samoa Act 2010	Yes			
FESA					
	Fire and Emergency Service Act 2007	Yes			
Added laws	Public Finance and Management Act 2001		No		
	Public Bodies (Performance and Accountability) Act 2001		No		
	Samoa Forest Management Act 2011				Uncertain
	Disaster and Emergency Management Act 2007				Uncertain
	Labour and Employment Relations Act 2013		No		
	Occupational Safety and Health 2013				Uncertain
GCA					
	Gaming Control Act 2017	Yes			

	Casino Act 2010	Yes			
LTA					
	Land Transport Authority Act 2007	Yes			
	Road Transport Reform Act 2008	Yes			
	Road Traffic (Payment of Fines) Act 2009				Uncertain
PTO					
	Public Trust Office Act 1975	Yes			
Added laws	Administration Act 1975	Yes			
	Wills Act 1975	Yes			
SHC					
	Housing Corporation Act 2010	Yes			
SIFA					
	International Partnership and Limited Partnership Act 1998	Yes			
	Samoa International Finance Authority Act 2005	Yes			
	International Mutual Funds Act 2008	Yes			
	Electronic Transactions Act 2008	Yes			
	Special Purpose International Companies Act 2012	Yes			
	Trusts Act 2014	Yes			
	Foundations Act 2016	Yes			
	Trustee Companies Act 2017	Yes			
Added Laws	International Banking Act 2005	Yes			
	Samoa Segregated Fund International Companies Act 2000	Yes			
	International Insurance Act 1988	Yes			
	International Companies Act 1988	Yes			
	Money Laundering Prevention Act 2007	Yes		Yes, with CBS	
SNPF					
	National Provident Fund Act 1972	Yes			
	Parliamentary Pension Scheme Act 1998	Yes			
SQA					
	Samoa Qualifications Authority Act 2010	Yes			
SROS					
	Scientific Research Organisation of Samoa Act 2008	Yes			
STA					
	Tourism Development Act 2012	Yes			
	Landing Limited Act 2016	Yes			

ANNEX 3: DRAFT REGISTER OF ASSIGNED LAWS AND PORTFOLIOS

(prepared according to the assignment of portfolios in FK (25) Faapitoa 10)

This draft Register of Assigned Laws and Portfolios was prepared in accordance with the ministerial portfolio assignments outlined in FK (25) Faapitoa 10. MPMC and OAG may be best placed to revise and update this list as needed, and it would be beneficial for any changes to be published periodically to support public awareness and institutional clarity.

Laws highlighted in grey are not currently administered by the listed entity, but recent changes in ministerial responsibilities suggest they may now fall under its portfolio.

[DRAFT] REGISTER OF ASSIGNED LAWS AND PORTFOLIOS

PRIME MINISTER

Portfolios held by the Prime Minister

Ministry of the Prime Minister and Cabinet (MPMC)
 Ministry of Foreign Affairs and Trade (MFAT)
 Ministry of Police, Prisons and Corrections Services (MPPCS)
 Office of the Attorney General (OAG)
 Office of the Ombudsman (OMB)
 Public Service Commission (PSC)
 Samoa Export Authority (SEA)
 Executive Council
 Honours and Awards
 Remuneration Tribunal
 Cabinet Development Committee
 National Emergency Operations Centre (NEOC)
 Scholarship Committee

Legislation administered by the Prime Minister and Associated Portfolios

Immigration Act 2020
 Acts Interpretation Act 2015
 Arms Ordinance 1960
 Attorney General's Office Act 2013
 Canine Control Act 2013
 Chemical Weapon Act 2010
 Citizenship Act 2004
 Cluster Munitions Prohibition Act 2012
 Constitution of the Independent State of Samoa 1960
 Conventional Arms Act 2017
 Counter Terrorism Act 2014
 Crimes Act 2013
 Diplomatic Privileges and Immunities Act 1978
 Existing Law Adjustment Ordinance 1961
 Foreign Affairs Act 1976
 Geneva Conventions Act 2015
 Government Proceedings Act 1974
 Head of State Act 1965
 Honours and Awards Act 1999
 International Transfer of Prisoners Act 2009
 Lawyers and Legal Practice Act 2014
 Limitation Act 1975
 Maritime Zones Act 1999
 Media Council Act 2015
 Ministerial and Departmental Arrangements Act 2003
 Mutual Assistance in Criminal Matters Act 2007
 Ombudsman (Komesina o le Sulufaiga) Act 2013
 Parliamentary Under-Secretaries Act 1988
 Passports Act 2008
 Penalty Interests Rates Act 1998
 Plebiscite Act 1990
 Police Powers Act 2007
 Police Service Act 2009
 Prisons and Corrections Act 2013
 Public Seal and Crest of Samoa Act 1973

Public Service Act 2004
 Regulations Ordinance 1953
 Remuneration Tribunal Act 2003
 Revision and Publication of Laws Act 2008
 Samoa Export Authority Act 2024
 Sex Offenders Registration Act 2017

MINISTER FOR WORKS, TRANSPORT & INFRASTRUCTURE

Portfolios held by the Minister

Ministry of Works, Transport and
 Infrastructure (MWTI)
 Samoa Water Authority (SWA)
 Electric Power Corporation (EPC)
 Samoa Ports Authority (SPA)
 Samoa Airport Authority (SAA)
 Samoa Shipping Corporation (SSC)
 Land Transport Authority (LTA)
 Samoa Shipping Services (SSS)
 Civil Aviation
 Planning and Urban Management
 Agency (PUMA)

Legislation administered by the Minister and Associated Portfolios

Airport Authority Act 2012
 Carriage by Air Act 1964
 Civil Aviation Act 1998
 Diesel Power Station Act 1965
 Electric Power Corporation Act 1980
 Energy Management Act 2020
 Land Transport Authority Act 2007
 Marine Insurance Act 1975
 Marine Pollution Prevention Act 2008
 Ministry of Transport Act 1978
 Ministry of Works Act 2002
 Planning and Urban Management Act 2004
 Plumbers Act 2014
 Ports Authority Act 1998
 Professional Engineers (Registrations) Act 1998
 Road Traffic (Payment of Fines Act 2009)
 Road Traffic Ordinance 1960
 Road Transport Reform Act 2008
 Samoa Water Authority Act 2003
 Sea Carriage of Goods Ordinance 1960
 Shipping Act 1998

MINISTER FOR FINANCE

Portfolios held by the Minister

Ministry of Finance (MOF)
 Samoa National Provident Fund (SNPF)
 Central Bank of Samoa (CBS)
 Samoa International Finance Authority
 (SIFA)
 Samoa Life Assurance Corporation
 (SLAC)
 Unit Trust of Samoa (UTOS)
 Ministry of Public Enterprises (MPE)
 Samoa Housing Corporation (SHC)
 Samoa Airways
 Development Bank of Samoa (DBS)
 Offshore Jurisdiction
 Revenue Board
 Tenders Board
 Renewable Energy
 Government Housing Committee
 Gambling Control Authority (GCA)
 Totalisator Agency Board (TAB)

Legislation administered by the Prime Minister and Associated Portfolios

Decimal Currency Act 1966
 Financial Institutions Act 1996
 International Partnership and Limited Partnership Act
 1998
 Stamp Duty Ordinance 1932
 Asian Development Bank Loan Act 1971
 Asian Infrastructure Investment Bank Act 2017
 Bills of Exchange Act 1976
 Casino and Gambling Control Act 2010
 Central Bank Lease Empowering Act 1993
 Central Bank of Samoa Act 2015
 Development Bank of Samoa Act 2010
 Electronic Transactions Act 2008
 Export – Import Bank of China Loan Act 2008
 Foundations Act 2016
 Gaming Control Act 2017
 Housing Corporation Act 2010
 Insurance Act 2007
 International Banking Act 2005

International Companies Act 1988
International Finance Agreements Act 1971
International Insurance Act 1988
International Mutual Funds Act 2008
Japan Bank for International Cooperation Loans Act 2007
Life Assurance Corporation Act 1976
Money Laundering Prevention Act 2007
National Payment System Act 2014
National Provident Fund Act 1972
OPEC Fund Loans Act 2012
Parliamentary Pension Scheme Act 1998
Proceeds of Crime Act 2007
Public Bodies (Performance and Accountability) Act 2001
Public Finance Management Act 2001
Samoa Institute of Accountants Act 2006
Samoa International Finance Authority Act 2005
Segregated Fund International Companies Act 2000
Special Purpose International Companies Act 2012
Trustee Companies Act 2017
Trusts Act 2014
Unit Trust of Samoa Loans Act 2013
Unit Trusts Act 2008
World Bank Loans Act 1974

MINISTER FOR EDUCATION AND CULTURE

Portfolios held by the Minister

Ministry of Education and Culture (MEC)
National University of Samoa (NUS)
Institute of Technology
Early Childhood Education
Samoa Qualification Authority (SQA)
Museum and Archives
Robert Louis Stevenson Foundation

Legislation administered by the Minister and Associated Portfolios

Education Act 2009
National University of Samoa Act 2006
Public Records Act 2011
Robert Louis Stevenson Foundation Act 1991
Samoa Qualifications Authority Act 2010
Samoa Antiquities Ordinance 1954
Samoa Language Commission Act 2014
Teachers Act 2016
Youth, Sports and Cultural Affairs Act 1993

MINISTER FOR JUSTICE

Portfolios held by the Minister

Ministry of Justice and Courts Administration (MJCA)
Office of the Electoral Commission (OEC)
Samoa Law Reform Commission (SLRC)
Film Censorship

Legislation administered by the Minister and Associated Portfolios

Administration Act 1975
Alternative Dispute Resolution Act 2007
Arbitration Act 1976
Bankruptcy Act 1908 (NZ)
Carriers Act 1975
Commissions of Inquiry Act 1964
Community Justice Act 2008
Community Law Centre 2015
Contributory Negligence Act 1964
Coroners Act 2017
Criminal Procedure Act 2016
Declaratory Judgments Act 1988

Defamation Act 1993
District Courts Act 2016
Divorce and Matrimonial Causes Ordinance 1961
Electoral Act 2019
Electoral Commission Act 2019
Electoral Constituencies Act 2019
Evidence Act 2015
Extradition Act 1974
Family Court Act 2014
Family Safety Act 2013
Fatal Accidents Act 1974
Film Control Act 1978
Frustrated Contracts Act 1975
Indecent Publication Ordinance 1960
Infants Ordinance 1961
International Criminal Court Act 2007
Judgment Summonses Act 1965
Judicature Act 2020
Land and Titles Act 2020
Law Reform Commission Act 2008
Maintenance and Affiliation Act 1967
Marriage Ordinance 1961
Newspapers and Printers Act 1993
Notaries Public Act 1974
Oaths, Affidavits and Declarations Act 1963
Official Flag and National Anthem of Samoa Act 1994
Partnership Act 1975
Police Offences Ordinance 1961
Prisons Parole Board Act 1977
Property Law Act 1952
Reciprocal Enforcement of Judgments Act 1970
Samoan Status Act 1963
Secret Commissions Act 1975
Sentencing Act 2016
Sports Dispute Resolution Act 2008
Wills Act 1975
Young Offenders Act 2007

MINISTER FOR COMMUNICATIONS AND INFORMATION TECHNOLOGY

Portfolios held by the Minister

*Ministry of Communications and
 Information Technology (MCIT)*
Office of the Regulator (OOTR)
Samoa Post Office

Legislation administered by the Minister and Associated

Portfolios

Broadcasting Act 2010
Electricity Act 2010
Postal and Telecommunications Services Act 1999
Postal Services Act 2010
Telecommunications Act 2005

MINISTER FOR CUSTOMS

Portfolios held by the Minister

Ministry of Customs
Liquor Board

Legislation administered by the Minister and Associated
Portfolios

Alcohol Control Act 2020
Customs Act 2014
Customs Tariff Act 1975
Excise Tax (Domestic Administration) Act 1984

Excise Tax (Import Administration) Act 1984
Excise Tax Rates Act 1984

MINISTER FOR NATURAL RESOURCES AND ENVIRONMENT

Portfolios held by the Minister

Ministry of Natural Resources and Environment (MNRE)
Samoa Fire and Emergency Services Authority (SFESA)
Office of the Clerk of the Legislative Assembly (OCLA)
National Parks and Water Conservation Forestry
Meteorology

Legislation administered by the Minister and Associated Portfolios

Alienation of Freehold Land Act 1972
Constitutional Convention Ordinance 1960
Customary Land Advisory Commission 2013
Disaster and Emergency Management Act 2007
Fire and Emergency Service Act 2007
Forestry Management Act 2011
Land for Foreign Purposes Act 1993
Land Titles Investigation Act 1966
Land Titles Registration Act 2008
Land Valuation Act 2010
Lands, Surveys and Environment Act 1989
Leasing and Licensing of Customary Land Act 1965
Legislative Assembly Powers and Privileges Ordinance 1960
Meteorology Geoscience and Ozone Services Act 2021
National Parks and Reserves Act 1974
Samoa Trust Estates Corporation Reconstruction Act 1990
Spatial Information Agency Act 2010
Stevenson Memorial Reserve and Mount Vaea Scenic Reserve Ordinance 1958
Survey Act 2010
Taking of Land Act 1964
Unit Titles Act 2009
Waste Management Act 2010
Water Resources Management 2008

MINISTER FOR AGRICULTURE AND FISHERIES

Portfolios held by the Minister

Ministry of Agriculture and Fisheries (MAF)
Scientific Research Organisation of Samoa (SROS)

Legislation administered by the Minister and Associated Portfolios

Agriculture and Fisheries Sector Act 2020
Animals Ordinance 1960
Export of Meat Act 1997
Fisheries Management Act 2016
Produce Export Ordinance 1961
Quarantine (Biosecurity) Act 2005
Scientific Research Organisation of Samoa Act 2008
Slaughter and Meat Supply Act 2015
University of the South Pacific Act 1977

MINISTER FOR LANDS AND SURVEY

Portfolios held by the Minister

Ministry of Lands and Survey (MLS)
Customary Lands Advisory Committee
Land Board

Legislation administered by the Minister and Associated Portfolios

Samoa Trust Estates Corporation Act 1977
Alienation of Freehold Land Act 1972
Customary Land Advisory Commission Act 2013
Land for Foreign Purposes Act 1993
Land Titles Investigation Act 1996

Land Titles Registration Act 2008
Land Valuation Act 2010
Land, Surveys and Environment Act 1989
Leasing and Licensing of Customary Land Act 1965
Samoa Trust Estates Corporation Reconstruction Act 1990
Survey Act 2010
Taking of Land Act 1964

MINISTER FOR SPORTS AND RECREATION

<u><i>Portfolios held by the Minister</i></u>	<u><i>Legislation administered by the Minister and Associated Portfolios</i></u>
<i>Ministry of Sports and Recreation (MSR)</i>	<i>Samoa Sports Facilities Authority Act 2007</i>

MINISTER FOR WOMEN, COMMUNITY AND SOCIAL DEVELOPMENT

<u><i>Portfolios held by the Minister</i></u>	<u><i>Legislation administered by the Minister and Associated Portfolios</i></u>
<i>Ministry of Women, Community and Social Development (MWCSO)</i>	<i>Births, Deaths and Marriages Registration Act 2002</i>
<i>Samoa Bureau of Statistics (SBS)</i>	<i>Internal Affairs Act 1995</i>
<i>Village Mayors</i>	<i>Ministry of Women Affairs Act 1990</i>
<i>Women Health Committees</i>	<i>National Digital Identification Act 2024</i>
<i>Registry of Births, Deaths and Marriages</i>	<i>Statistics Act 2015</i>
<i>Non-Government Organisations</i>	<i>Village Fono Act 1990</i>
	<i>Water Scheme Act 2015</i>

MINISTER FOR COMMERCE, INDUSTRY AND LABOUR

<u><i>Portfolios held by the Minister</i></u>	<u><i>Legislation administered by the Minister and Associated Portfolios</i></u>
<i>Ministry of Commerce, Industry and Labour (MCIL)</i>	<i>Apprenticeship Act 2014</i>
<i>Samoa Tourism Authority (STA)</i>	<i>Charitable Trust Act 1965</i>
<i>WTO, ACP/EU, PACER, PICTA</i>	<i>Citizenship Investment Act 2015</i>
<i>Price Control Board</i>	<i>Companies Act 2001</i>
<i>Samoa Business Hub (SBH)</i>	<i>Company Law Reform (Transitional Provision) Act 2006</i>
<i>Commerce Commission</i>	<i>Competition and Consumer Act 2016</i>
<i>Labour Employment and Export Programme (LEEP)</i>	<i>Co-operative Societies Ordinance 1952</i>
	<i>Copyright Act 1998</i>
	<i>Credit Union Act 2015</i>
	<i>Daylight Saving Act 2009</i>
	<i>Foreign Investment Act 2000</i>
	<i>Incorporated Societies Ordinance 1952</i>
	<i>Industrial and Provident Societies Act 1968</i>
	<i>Intellectual Property Act 2011</i>
	<i>International Date Line Act 2011</i>
	<i>Labour and Employment Relations Act 2013</i>
	<i>Landing Limited Act 2016</i>
	<i>Mercantile Law Act 1975</i>
	<i>Metrology Act 2015</i>
	<i>Occupational Safety and Health Act 2002</i>
	<i>Personal Property Securities Act 2013</i>
	<i>Public Holidays Act 2008</i>
	<i>Receiverships Act 2006</i>

Sale of Goods Act 1975
Securities Act 2006
Tourism Development Act 2012
Trade, Commerce and Industry Act 1990

MINISTER FOR HEALTH

Portfolios held by the Minister

Ministry of Health (MOH)
Accident Compensation Corporation (ACC)
National Kidney Foundation (NKF)
Oceania University of Medicine (OUM)
District Hospitals and Health Centres

Legislation administered by the Minister and Associated Portfolios

Accident Compensation Act 1989
Allied Health Professions Act 2014
Burials Ordinance 1961
Dental Practitioners Act 2007
Drugs Act 1967
Food Act 2015
Health Ordinance 1959
Health Promotion Foundation Act 2015
Healthcare Professions Registration and Standards Act 2007
Medical Practitioners Act 2007
Mental Health Act 2007
Ministry of Health Act 2006
Narcotics Act 1967
National Kidney Foundation of Samoa Act 2005
Nursing and Midwifery Act 2007
Oceania University of Medicine (Samoa) Act 2002
Pharmacy Act 2007
Poisons Act 1968
Samoa Red Cross Act 1993
Tobacco Control Act 2008

MINISTER FOR REVENUE

Portfolios held by the Minister

Ministry for Revenue (MfR)
Audit Office (AO)
Public Trust Office (PTO)

Legislation administered by the Minister and Associated Portfolios

Business Licenses Act 1998
Customs Tariff Act 1975
Excise Tax (Domestic Administration) Act 1984
Excise Tax (Import Administration) Act 1984
Excise Tax Rates Act 1984
Film Production (Tax Incentives) Act 2017
Fines (Review and Amendment) Act 1998
Income Tax Act 2012
Tax Administration Act 2012
Tax Information Exchange Act 2012
Value Added Goods and Services Tax Act 2015