

[Legal Notice No. 108]

FOREIGN INVESTMENT (AMENDMENT) REGULATIONS 2020

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FOREIGN INVESTMENT ACT (ACT NO. 7 OF 2005)

FOREIGN INVESTMENT (AMENDMENT) REGULATIONS 2020

I, **HON. CLEZY RORE**, Minister for Commerce, Industry, Labour and Immigration, under section 36 of the *Foreign Investment Act 2005* (Act No. 7 of 2005), make the following Regulations:

1. Citation

These Regulations may be cited as the *Foreign Investment (Amendment) Regulations 2020*.

2. Commencement

These Regulations commence on the date they are published in the *Gazette*.

3. Amendment of Foreign Investment Regulations 2006

These Regulations amend the *Foreign Investment Regulations 2006*. (Legal Notice No. 47 of 2006) (“**Principal Regulations**”).

4. Regulation 15 amended

Regulation 15 of the *Principal Regulations* is amended by omitting “Schedule 2” and substituting “Schedule 3”.

5. Regulation 16 amended

Regulation 16 of the *Principal Regulations* is amended by omitting “Schedule 3”

and substituting “Schedule 2”.

6. Schedule 3 repealed and replaced

The Principal Regulations are amended by repealing Schedule 3 and replacing it with:

SCHEDULE 3

RESERVED LIST

(section 9, regulation 15)

1. Cultivating plant crops for sale on the domestic market.
2. Timber milling operations producing not more than 5,000 m³ of sawn timber per year.
3. Retail trading of household and general goods and services.
4. Producing handcrafts and cultural artefacts.
5. Operating buses, taxis and hire car services.
6. Farming livestock for sale on the domestic market.
7. Gathering of wild forest products for sale on the domestic market.
8. Laundry services that are not part of the operations of a hotel.
9. Cafes and other eating and drinking businesses operating in buildings the area of which is less than 200m².
10. Market vending and road side stalls.
11. Domestic help services.
12. Static security guarding services which employ less than 50 persons and which provide security services for offices and domestic dwellings.
13. Office cleaning and lawn mowing services that are not part of the operations of a hotel.
14. Customs clearing agent.
15. Gathering uncultivated natural products, including uncultivated forest materials, and using traditional knowledge to create traditional herbs for custom medicines for sale on the domestic and overseas markets.
16. Coastal or reef fishing for sale on the domestic market, as follows:
 - (a) fishing on a commercial basis in coastal and inland waters within 3 miles of the shore line and on rivers and lakes;
 - (b) taking marine or fresh water crustaceans and mollusca;
 - (c) taking any of the following:
 - (i) aquatic animals;
 - (ii) sea squids and other tunicates;
 - (iii) sea urchins and other echinoderms;

- (iv) other aquatic invertebrates;
 - (d) gathering marine materials such as natural pearls, sponges, coral and algae;
 - (e) conducting small scale live fish farming, including fish hatcheries, and fish farm service activities.
17. Bungalow, eco-lodge and homestay accommodation which has less than 10 beds.
 18. Local bird sanctuaries and marine aquarium zoos.
 19. Hair and beauty product distribution and salon services.
 20. Driving school services.
 21. Wholesale and retail trading of second hand clothing”

Made this thirtieth day of July 2020

HON. CLEZY RORE

Minister for Commerce, Industry, Labour and Immigration
