

## EXECUTIVE ORDER NO. 305

*Amending Part I Section 3  
of Executive Order No. 288  
Organizing the Ministry of Justice*

**WHEREAS**, Section 7 of Article VIII of the Constitution of the Republic of Palau grants the President all inherent powers and duties of a national chief executive, including but not limited to enforcing the law of the land; and

**WHEREAS**, 2 PNC Section 102 establishes eight Ministries within the Executive Branch of the Government of the Republic of Palau; and,

**WHEREAS**, 2 PNC Section 109 directs the President to provide for the subdivisions of the Ministries and to prescribe their duties, responsibilities and functions by Executive Orders; and

**WHEREAS**, the President has determined that certain changes should be made within the Bureau of Public Safety under the Ministry of Justice;

**NOW THEREFORE**, by virtue of the authority vested in the President by Article VIII of the Republic of Palau Constitution and the aforementioned laws, the President orders that Executive Order No. 288 organizing the Ministry of Justice be amended as follows:

Section 3. Bureau of Public Safety: Paragraph B is deleted, Paragraphs C, D, E and F are re-numbered, and new Paragraphs C, D, and H are added to read as follows:

- B. Division of Criminal Investigation. The Division of Criminal Investigation shall be headed by a Chief and shall be primarily responsible for investigating all acts in violation of all criminal laws of the Republic of Palau. For each case where probable cause exists that a crime has been committed, a criminal investigation report shall be prepared, evidence collected and preserved and a final report shall be submitted to the Office of the Attorney General for disposition. In carrying out its responsibilities, the Division, through the Director, shall consult with the Attorney General regarding the conduct of its investigations and the performance of its duties. The Division shall also perform such other duties as may be assigned by the Director.

Division of Drug Enforcement. This Division shall be headed by a Chief and shall be primarily responsible for investigating acts in violation of all laws related to illicit drugs, including manufacturing, cultivation, distribution, transport, sale and use of the same, as well as, all acts in violation of laws related to alcoholic beverages and tobacco products. For each case where probable cause exists that a crime has been committed, a criminal investigation report shall be prepared, evidence collected and preserved, and a final report shall be submitted to the Office of the Attorney General for disposition. In carrying out its responsibilities, the Division, through the Director, shall consult with and submit its reports to the Attorney General for disposition. The Division shall also perform other duties as assigned by the Director.

- D. Division of Fire and Rescue shall be moved to Paragraph D.
- E. Division of Corrections shall be moved to Paragraph E.
- F. Division of Fish and Wildlife Protection shall be moved to Paragraph F.
- G. Division of Marine Law Enforcement shall be moved to Paragraph G.
- H. Executive Security Detail. This Detail shall be headed by an Officer-in Charge (OIC) and shall be responsible for providing security for the President of the Republic of Palau. The Presidential Security Officers shall be assigned by the Director in consultation with the Minister of Justice, and subject to approval of the President of the Republic of Palau.

Part II. EFFECTIVE DATE.

This Executive Order shall take effect immediately and shall remain in force and effect until amended or repealed.

**IN WITNESS WHEREOF**, I have hereunto set my hands and affixed my official seal this 12<sup>th</sup>, day of January, 2012.

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/s/  
Johnson Toribiong  
President  
Republic of Palau