

ORDINANCES REVISION (ADMINISTRATIVE DISTRICTS AND TOWNS) ORDINANCE 1952.⁽¹⁾

No. 69 of 1952.

An Ordinance to amend Certain Ordinances and other Laws in Force in the Territory in Relation to Administrative Districts and Towns.

BE it ordained by the Legislative Council for the Territory of Papua and New Guinea, in pursuance of the powers conferred by the *Papua and New Guinea Act 1949-1950*, as follows:—

Short title and citation.

1. This Ordinance may be cited as the *Ordinances Revision (Administrative Districts and Towns) Ordinance 1952.*⁽¹⁾

Commencement.

2. This Ordinance shall come into operation on a date to be fixed by the Administrator by notice⁽¹⁾ in the *Gazette*.

Amendment of the *Animals Prohibition and Restriction Ordinance 1911-1950* (Papua).

3.—(1.) The *Animals Prohibition and Restriction Ordinance, 1911-1950*, of the Territory of Papua is amended—

(a) by omitting from paragraph (1) of section nine the word “district” and inserting in its stead the word “portion”; and

(b) by omitting from section thirteen the word “district” and inserting in its stead the word “portion”.

(2.) The *Animals Prohibition and Restriction Ordinance, 1911-1950*, of the Territory of Papua, as amended by this section, may be cited as the *Animals Prohibition and Restriction Ordinance 1911-1952*.

Amendment of the *Justices Ordinance, 1912-1950* (Papua).

4.—(1.) Section twenty of the *Justices Ordinance, 1912-1950*, of the Territory of Papua is repealed and the following section inserted in its stead:—

“20.—(1.) There shall be a court of petty sessions for each District.

“ (2.) The Administrator may, by notice in the *Gazette*, appoint a place or places for holding a court of petty sessions.

(1) Particulars of this Ordinance are as follows:—

Date of Assent by Administrator.	Date notified in Papua and N.G. <i>Govt. Gaz.</i> as not disallowed by Gov.-Gen. in Council.	Date on which took effect.
19.3.1952	25.9.1952	19.2.1953 (Papua and N.G. <i>Govt. Gaz.</i> of 19.2.1953).

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“(3.) If an appointment of a place within a District is not made in pursuance of the last preceding sub-section a court of petty sessions for that District may be held at any place in that District.”

(2.) Section twenty-one of the *Justices Ordinance, 1912-1950*, of the Territory of Papua is repealed.

(3.) The *Justices Ordinance, 1912-1950*, of the Territory of Papua, as amended by this Ordinance, may be cited as the *Justices Ordinance 1912-1952*.

5.—(1.) Section two of the *Small Debts Ordinance, 1912-1947*, of the Territory of Papua is amended by omitting the words “the limits of the petty sessions districts existing at the time of passing this Ordinance shall be deemed to have been defined hereunder;”. Amendment of
the *Small
Debts Ordinance,
1912-1947*
(Papua).

(2.) Section four of the *Small Debts Ordinance, 1912-1947* of the Territory of Papua is repealed.

(3.) The *Small Debts Ordinance, 1912-1947*, of the Territory of Papua, as amended by this Ordinance, may be cited as the *Small Debts Ordinance 1912-1952*.

6.—(1.) Section thirty-five of the *Police Offences Ordinance, 1912-1951*, of the Territory of Papua is amended by omitting the words “the towns mentioned in the Second Schedule and all other towns” and inserting in their stead the words “all towns”. Amendment of
the *Police
Offences
Ordinance,
1912-1951*
(Papua).

(2.) Section thirty-seven of the *Police Offences Ordinance, 1912-1951*, of the Territory of Papua is repealed and the following section inserted in its stead:—

“37.—(1.) Subject to the next succeeding sub-section, for the purposes of this Ordinance, the carriage and foot-ways in the streets and public places within the towns to which the provisions of this Part are applied shall be such as are set out and marked in the manner provided in this Part.

“(2.) The carriage and foot-ways, for the purposes of this Ordinance, in the streets and public places of a town to which the provisions of this Part applied immediately before the date of the commencement of the *Ordinances Revision (Administrative Districts and Towns) Ordinance 1952* and to which those provisions are applied after that date, shall be deemed to be those carriage and foot-ways, set out and marked in pursuance of this Ordinance immediately before that date, and it shall not be necessary for the purposes of this Ordinance to set out and mark again those carriage and foot-ways.”

(3.) Section thirty-eight of the *Police Offences Ordinance, 1912-1951*, of the Territory of Papua is amended—

(a) by omitting the word “limits” and inserting in its stead the word “boundaries”; and

APPENDIX—

(b) by omitting the words “ subject to the approval of the Lieutenant-Governor and shall publish in the *Gazette* a description of the boundaries thereof.”.

(4.) Section thirty-nine of the *Police Offences Ordinance*, 1912-1951, of the Territory of Papua is amended by omitting the words “ mentioned in the Second Schedule ”.

(5.) The Second Schedule to the *Police Offences Ordinance*, 1912-1951, of the Territory of Papua is repealed.

(6.) The *Police Offences Ordinance*, 1912-1951, of the Territory of Papua, as amended by this Ordinance, may be cited as the *Police Offences Ordinance* 1912-1952.

Amendment of
the *Excise
Ordinance*,
1914-1950
(Papua).

7.—(1.) Section eight of the *Excise Ordinance*, 1914-1950, of the Territory of Papua is amended by omitting the word “ district ”, wherever occurring, and inserting in its stead the word “ area ”.

(2.) The *Excise Ordinance*, 1914-1950, of the Territory of Papua, as amended by this section, may be cited as the *Excise Ordinance* 1914-1952.

Amendment of
the *Land
Ordinance*,
1911-1947
(Papua).

8.—(1.) Section one of the *Land Ordinance*, 1911-1947, of the Territory of Papua, is amended by omitting the definition of “ Town ”.

(2.) The *Land Ordinance*, 1911-1947, of the Territory of Papua, as amended by this section, may be cited as the *Land Ordinance* 1911-1952.

Amendment of
the *Liquor
Ordinance*
1911-1951
(Papua).

9.—(1.) Section four of the *Liquor Ordinance* 1911-1951 of the Territory of Papua is amended—

(a) by omitting from the definition of “ Town ” the words “ township or ”; and

(b) by omitting from that definition the word “ towns ” and inserting in its stead the words “ a town ”.

(2.) Section five of the *Liquor Ordinance* 1911-1951 of the Territory of Papua is repealed and the following section inserted in its stead:—

“ 5. Each District shall be a licensing district.”.

Licensing
districts.

(3.) The *Liquor Ordinance* 1911-1951 of the Territory of Papua, as amended by this section, may be cited as the *Liquor Ordinance* 1911-1952.

Amendment of
the *Port
Moresby Water
Supply
Ordinance*,
1941-1951
(Papua).

10.—(1.) Section four of the *Port Moresby Water Supply Ordinance* 1941-1951 of the Territory of Papua is amended by omitting the definition of “ Town of Port Moresby ” and inserting in its stead the following definition:—

“ ‘ Town of Port Moresby ’ means the town of Port Moresby as defined in pursuance of the *Town Boundaries Ordinances* 1951; ”.

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(2.) The *Port Moresby Water Supply Ordinance 1941-1951* of the Territory of Papua, as amended by this section, may be cited as the *Port Moresby Water Supply Ordinance 1941-1952*.

11.—(1.) Section five of the *Native Labour Ordinance 1950*, is amended by omitting the definition of “town” and inserting in its stead the following definition:—

Amendment of
the *Native
Labour
Ordinance 1950.*

“‘town’ means a place declared, or deemed to have been declared, by the Administrator to be a town in pursuance of the *Town Boundaries Ordinances 1951* or a place declared by the Administrator by notice in the *Gazette* to be a town for the purposes of this Ordinance.”

(2.) The *Native Labour Ordinance 1950*, as amended by this section, may be cited as the *Native Labour Ordinance 1950-1952*.

12. Regulation 1 of the *Health Regulations No. 3*, continued in force under the *Health Ordinance, 1912-1950*, of the Territory of Papua, is repealed and the following regulation inserted in its stead:—

Amendment of
the *Health
Regulations
No. 3 (Papua).*

“1. These Regulations shall apply and be in force within the limits of all towns to which the provisions of Part III. of the *Police Offences Ordinance 1912-1952* apply.”

13. The *Native Regulations, 1939* made under the *Native Regulation Ordinance, 1908-1951*, of the Territory of Papua are amended—

Amendment of
the *Native
Regulations,
1939 (Papua).*

(a) by repealing regulation 5;

(b) by repealing regulation 6 and inserting in its stead the following regulation:—

“6. There shall be a Court for Native Matters in each District.”;

(c) by omitting from sub-regulation (2.) of regulation 74 the words “or townships”;

(d) by omitting from regulation 96 the words “proclaimed under the *Police Offences Ordinance, 1912-1938*” and inserting in their stead the words “to which the provisions of Part III. of the *Police Offences Ordinance 1912-1952* apply”;

(e) by omitting from sub-regulation (5.) of regulation 110 the word “township” and inserting in its stead the word “town”;

(f) by adding after paragraph (b) of sub-regulation (5.) of regulation 110 the following paragraph:—

“(ba) any other place;”;

(g) by omitting from sub-regulation (8.) of regulation 110 the word “township” and inserting in its stead the word “town”.