

SURVEY MARKS ORDINANCE, 1911.⁽¹⁾

No. 16 of 1911.

An Ordinance relating to a Survey Mark to be used on Surveys conducted for the Government.

BE it enacted by the Lieutenant-Governor of the Territory of Papua with the advice and consent of the Legislative Council thereof as follows:—

1. This Ordinance may be cited as the *Survey Marks Ordinance*, Short title. 1911.⁽¹⁾

It shall come into operation on a day to be fixed by the Lieutenant-Governor by Proclamation published in the *Gazette*.⁽¹⁾

2. The Act 16 Vic. No. 15 (Queensland adopted) being an Act and to prohibit the unauthorized use of such marks and for the Preservation of Official Land Marks and Beacons is repealed. Repeal.

3. In the conduct of official surveys made by the direction or under the authority of the Government the distinguishing mark to be used by the surveyors appointed or licensed by the Government to conduct the same shall be in the form of a broad arrow which mark shall not be used by private surveyors or other persons not authorized in that behalf by the Government. Official survey marks. Q. 16 Vic. No. 15, s. 1.

4. Any person who shall make or use such distinguishing mark in marking any boundary or so as to appear to indicate a boundary of any land except in the conduct of an authorized official survey shall be liable on summary conviction on the complaint of any person authorized by the Lieutenant-Governor⁽²⁾ to proceed therefor to a penalty of not exceeding Ten pounds. Penalty for improperly using. Q. *Ib.* s. 1.

5. Any person who wilfully obliterates removes or defaces any such distinguishing mark or any land mark or beacon which shall be liable on summary conviction to a penalty of not exceeding Ten pounds. Penalty for obliteration of survey marks. Q. *Ib.* s. 2.

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

| Date of assent by Lieut.-Gov. | Date notified in Papua Govt. Gaz. as not disallowed by Gov.-Gen. in Council. | Date on which came into operation. |
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| 16.5.1911 | (a) | 8.9.1911 (Papua Govt. Gaz. of 4.10.1911) |

(a) No notice of non-disallowance has been published in Papua Govt. Gaz.

(2) See Section 19(2) of the *Ordinance Interpretation Ordinance*, 1911-1940.

LAND—

have been erected by or under the direction of an officer of the Survey Department or by a surveyor licensed by the Government shall for every such offence be liable on summary conviction on complaint to be made as aforesaid to a penalty of not exceeding Ten pounds.

Authorized
removal of
marked tree in
certain cases.
Q. 16 Vic.
No. 15, s. 2.

6. Nothing contained in this Ordinance shall render the owner or occupier of any land liable to any penalty for the removal of any tree thereon upon which any such mark shall have been made which he may desire to remove in fencing clearing or otherwise improving such land.