

SAGO (GRASS) REGULATIONS, 1934. ⁽¹⁾

Statutory Rules.

No. 12 of 1934.

Made under the *Sago Ordinance*, 1908-1934.

1. These Regulations may be cited as the *Sago (Grass) Regulations*, 1934. ⁽¹⁾

2. In these Regulations unless the contrary intention appears—
“Grass” means kurukuru and or lalang (*imperata arundinacea*);

“Grass Reserve” means any Crown land declared under Section 1 of the Ordinance to be a grass reserve;

“Licence” means a licence granted by the Lieutenant-Governor ⁽²⁾ under Section 2 of the Ordinance;

“Licensee” means the holder of a licence;

“The Ordinance” means the *Sago Ordinance*, 1908-1934. ⁽³⁾

3. Application under Section 6A of the Ordinance for the exclusive right to apply for a licence shall be made to the Commissioner for Lands and shall—

(a) contain a description of the boundaries and be accompanied by a plan of the area;

(b) state the area;

(c) state the period for which the exclusive right to apply for the licence is required.

4. The area of land included in any licence shall be determined by the Lieutenant-Governor. ⁽²⁾

5.—(1.) A licence may be granted for any period not exceeding twenty-five years. The licensee shall have the option of renewing his licence for a like period.

(2.) The yearly rent for a licence shall be at the rate of One pound for each square mile or part thereof of the area mentioned in the

(1) Particulars of these Regulations are as follows:—

Ordinance under which made.	Date on which made by Lieut.-Gov. in Council.	Date on which published in Papua Govt. Gaz.	Date on which took effect.
<i>Sago Ordinance</i> , 1908-1936	5.9.1934	18.9.1934	18.9.1934 (Papua Govt. Gaz. of 18.9.1934)

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

(3) Now the *Sago Ordinance*, 1908-1936.

licence in addition to any export duty or royalty which may now or hereafter be imposed upon all grass exported in its natural state. Rent shall be payable half-yearly in advance on or before the thirtieth day of June and the thirty-first day of December in each year during the currency of the licence. Half a year's rent shall be deposited with the application but the sum if any representing the difference between half a year's rent and the amount of rent calculated for the period from the date of the application for a licence to the end of the half-year then current shall be deemed to be part payment of the rent for the next succeeding half-year.

6. The licensee shall within the period of two years from the date of the grant of the licence erect on the area included therein and thereafter during the whole currency of the licence keep erected thereon in good and efficient repair and working order a factory or factories with necessary plant and machinery approved by the Commissioner for Lands capable of producing at the rate of at least One hundred tons weight of manufactured pulp per week:

Provided that the Lieutenant-Governor⁽²⁾ may grant an exemption from or a modification of the condition specified for such time and to such extent as he may think fit:

Provided further that the Lieutenant-Governor⁽²⁾ may waive the condition specified upon notification in writing by the licensee that the licensee will export the whole of the grass in its natural condition.

7. A licence shall be liable to forfeiture at any time by the Lieutenant-Governor⁽²⁾ if—

- (a) failure be made in payment of the rent payable thereunder; or if
- (b) work to the satisfaction of the Lieutenant-Governor⁽²⁾ has not been done in the area included in the licence: Provided that the Lieutenant-Governor⁽²⁾ may upon the application of the licensee for the purposes of this paragraph take into consideration work done upon other areas included in other licences held by the same licensee; or if
- (c) in the opinion of the Lieutenant-Governor⁽²⁾ the work being carried out on the area aforesaid causes obstruction to or otherwise impairs the navigability of any harbour river creek or part of the coast-line; or if
- (d) the work aforesaid is being conducted in such a manner as is in the opinion of the Lieutenant-Governor⁽²⁾ prejudicial to the public interest:

Provided that in no case shall a licence be forfeited upon any of the grounds set out in paragraphs (b) (c) and (d) of this regulation unless and until notice in writing has been given to the licensee of the

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

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grounds of the proposed forfeiture and calling upon him to show cause within a time specified in the notice why the licence should not be forfeited.

8. A licence shall be in the form of the Schedule hereunder and may be signed by the Commissioner for Lands on behalf of the Lieutenant-Governor.⁽²⁾

SCHEDULE.

GRASS LICENCE.

Under the *Sago Ordinance*, 1908-1934.

is licensed under the *Sago Ordinance*, 1908-1934, to cut and remove grass upon the _____, of _____, Grass Reserve (or upon that part of the Grass Reserve which is comprised in the description at the foot of this licence) for a term of _____ years subject to the regulations.

The rent for this licence is _____ per annum and is payable half-yearly in advance.

Description:

All that part of the _____

Grass Reserve commencing _____

For the Lieutenant-Governor,

Commissioner for Lands.

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