

TIMBER REGULATIONS, 1918.⁽¹⁾

1. These Regulations may be cited as the *Timber Regulations, 1918.*⁽¹⁾

2. The Regulations made under *The Timber Ordinance (Consolidated)* of 1909, on the nineteenth day of January, 1912, and on the twenty-third day of November, 1914, respectively, and gazetted respectively on the seventh day of February, 1912, and the second day of December, 1914, are repealed.

3. Lands over which a timber licence has been granted unless the Lieutenant-Governor⁽²⁾ otherwise directs shall not have a frontage to any permanent stream, bay or ocean exceeding four times the average depth of the said lands in the case of a single frontage, and a frontage not exceeding twice the average depth of the said lands in the case of a double frontage, so that the frontage on either side shall not exceed twice the average depth on that side.

4. A royalty of seven shillings and sixpence (7/6) shall be paid to the Government of the Territory of Papua on every thousand (1,000) superficial feet of cedar timber exported, and a royalty of two shillings and sixpence (2/6) shall be paid to the Government of the Territory of Papua on every thousand (1,000) superficial feet of timber other than cedar exported. In the event of timber being shipped or disposed of in the "log," a reduction of one-fifth will be allowed in measuring the number of superficial feet upon which royalty must be paid.

5. Substantial and fully equipped saw-milling plants of the under-mentioned capacities shall be erected within the prescribed period on areas over which timber licences have been granted:—

(1) The *Timber Regulations, 1918* (made under the *Timber Ordinance, 1909-1920*) comprise the original *Timber Regulations, 1918*, as amended by the other Regulation referred to in the following Table:—

REGULATIONS MADE BY THE LIEUTENANT-GOVERNOR IN COUNCIL.

Description and number and year.	Date on which made by Lieut.-Gov. in Council.	Date on which published in Papua Govt. Gaz.	Date on which came into force.
<i>Timber Regulations, 1918</i> (S.R. 1918, No. 8)	8.5.1918	3.7.1918	3.7.1918 (Papua Govt. Gaz. of 3.7.1918)
<i>Amending Regulation</i> (S.R. 1938, No. 11)	31.10.1938	2.11.1938	2.11.1938 (Papua Govt. Gaz. of 2.11.1938)

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

Timber Regulations, 1918.

- (1) For a timber licence over an area of seventy-five thousand (75,000) acres a saw-milling plant capable of turning out two hundred thousand (200,000) superficial feet of sawn timber per month.
- (2) For a timber licence over an area of forty thousand (40,000) acres, a saw-milling plant capable of turning out one hundred thousand (100,000) superficial feet per month.
- (3) For a timber licence over an area of twenty thousand (20,000) acres, a saw-milling plant capable of turning out sixty thousand (60,000) superficial feet per month.
- (4) For a timber licence over an area of less than twenty thousand (20,000) acres, a saw-milling plant capable of turning out thirty thousand (30,000) superficial feet per month.

6. Royalty on timber is to be paid to the Resident Magistrate or Assistant Resident Magistrate of the Division in which the timber so exported was felled, and the production of a certificate by such Resident Magistrate or Assistant Resident Magistrate that royalty has been paid on certain timber specified therein, shall be accepted by the Customs authorities as evidence of payment. Otherwise payment of royalty may be demanded by an officer of the Customs:

Provided that any such Resident Magistrate or Assistant Resident Magistrate at the time of such payment or any Customs officer at any time may demand from the exporter or his agent who shall thereupon produce a true statement of the measurement of and all books, accounts, receipts and documents in connection with or relating to the timber comprised in any shipment exported, and shall verify the same by his Statutory declaration.

7.—(1.) Any application for a timber licence made on or after the day on which these Regulations come into force shall be accompanied by a deposit equal to one half a year's rent of the area applied for.

(2.) The area applied for shall if unsurveyed and pending survey be taken to be as estimated by the Commissioner for Lands.

8. If a timber licence in respect of any such application or in respect of any application pending at the time these Regulations come into force is granted on the first day of January or on the first day of July in any year, the deposit made therewith respectively shall be applied to the payment of the first half-year's rent in advance calculated as from the date the licence was granted and thereafter rent shall be payable half-yearly in advance in respect of such timber licence on the first days of the months of January and July in each year during its term.

FORESTRY—

9. If a timber licence in respect of any application referred to in the last preceding Regulation is granted on any date other than the first day of January or the first day of July in any year, the deposit shall be applied to the payment in advance of the rent for the period from the date the timber licence was granted to the thirtieth day of June or thirty-first day of December which ever of such last-mentioned days shall next follow the date on which such Timber Licence was granted and the balance of such deposit shall be applied so far as it will extend in payment of the next half-year's rent. Within three months after the date upon which such timber licence was granted the licensee shall pay the remainder of such next half-year's rent which the balance of such deposit is insufficient to pay. Thereafter rent shall be paid half-yearly in advance in respect of such timber licence on the first days of the months of January and July in every year during its term.

10. The periods and times in respect of and at which rent is made payable under any timber licence granted prior to these Regulations coming into force are altered as follows:—

When under any such timber licence any rent becomes payable in the year 1918 on any date after the first day of July in that year in respect of any period extending beyond the thirty-first day of December, 1918, then and in such case such rent shall be paid on the date it so becomes payable, but in respect of a period commencing on the date it so becomes payable and ending on the thirty-first day of December, 1918, and the rent payable for such period shall bear the same proportion to a whole year's rent payable under the licence as such period bears towards a whole year. Thereafter rent shall be paid in respect of such timber licence half-yearly in advance on the first days of January and July in every year during its term.