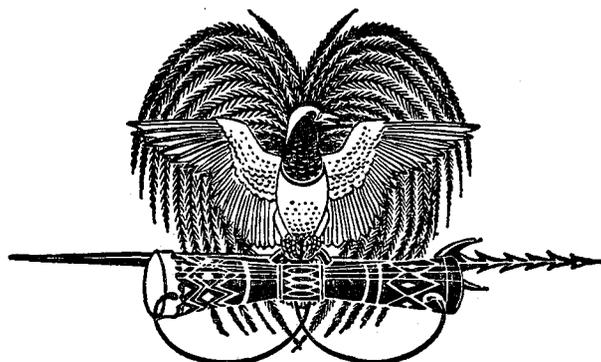


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Papua New Guinea National Gazette

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No. 3] PORT MORESBY, THURSDAY, 25th SEPTEMBER [1975

Interpretation (Interim Provisions) Act 1975.

APPROVAL OF FORM OF NOTIFICATION

I, MAXWELL BRIAN ALLWOOD, First Legislative Counsel, by virtue of the powers conferred by Section 87(3) of the *Interpretation (Interim Provisions) Act 1975*, and all other powers me enabling, hereby approve the following form of notification:—

"NOTICE OF THE MAKING OF PROCLAMATION*/DETERMINATION*

The following Proclamation*/Determination* set out in the table below has been made under the Act set out in the table. Copies may be purchased at the price shown (plus postage, if necessary) from (*place from which copies may be purchased*).

Citation or Nature	Act Under which Made	Price
<i>(insert particulars)</i>		

Dated the day of , 19 .

GOVERNOR-GENERAL."

* omit whichever is inapplicable.

Dated the eighteenth day of September, One thousand nine hundred and seventy-five.

M. B. ALLWOOD,
First Legislative Counsel.

TENDERS ACCEPTED BY THE ADMINISTRATION DURING THE MONTH OF: August, 1975.

Description of Work or Goods and Location	Amount	Contractor or Suppliers name and address	Date of Acceptance
Canned Fish Various	K163,200	Namasu Services Ltd	18.8.75
Uniform Corr. Inst. Shirt & Short. Port Moresby	K71,077.50	Longreach Clothing Co. Pty Ltd Boroko	25.8.75
05-02-308—Malalaua High Sch. Water Supply & Reticulation Works, GULF District	K99,411.49	Southern Cross (Lorberger) ENG Box 810 Port Moresby.	1.7.75
01-03-409-21 x Gr1 & 2 Gr2 Residences, Kupiano, Central District.	K188,636.00	Allan Hanna P/L Box 40 Kupiano.	18.7.75
09-07-021—Govt. Stores Complex (Dobel) Mount Hagen	K248,636.00	Watkins (Overseas) Ltd. Box 1393, Boroko.	14.7.75
950-021-022—Supply & Delivery of Shalling Aggregate, Kerema and Daru	K15,000.00	Steamships Trading Co. Ltd. Box 1 Port Moresby.	18.7.75
05-07-044—Mount Hagen Technical College Stage 5 & 6	K161,264.00	A.G.K. Pacific (N.G.) Pty Ltd. Box 626. Lae.	18.7.75
01-06-803—8 x Gr1 & 3 x Gr2 Residences, Pangia Housing S.H.D.	K91,000.00	Ambrose Aisa—Terramac Joint Venture, Box 385, Mount Hagen.	18.7.75
52-11-001—Bitumen Sealing and Resealing Works, Madang District	K200,156.00	Shorndcliffe P/L, Box 6637, Port Moresby.	14.7.75

*Continental Shelf (Living Natural Resources) Act 1974***DECLARATION OF SEDENTARY ORGANISMS**

I, BRUCE JEPHCOTT, Minister for Natural Resources (Forests and Fisheries), by virtue of the powers conferred by Section 3 of the *Continental Shelf (Living Natural Resources) Act 1974*, and all other powers me enabling, and being satisfied that each marine organism specified in the Schedule is, for the purposes of the Convention, part of the living natural resources of the Papua New Guinea continental shelf by reason that it is, for the purposes of the Convention, an organism belonging to a sedentary species, hereby declare each of those organisms to be sedentary organisms to which the Act applies.

SCHEDULE.*Marine Organism.*

Sponges	(Phylum Porifera)	....	....	....	All species
Corals, Seafans, Seapens, Sea-Anemones	(Phylum Coelenterata: Classes Anthozoa and Hydrozoa)	....	....	....	All species
Flatworms	(Phylum Platyhelminthes: Class Turbellaria)	....	....	....	All species
Nemertean Worms	(Phylum Nemertina)	....	....	....	All species
Lace Corals	(Phyla Entoprocta)	....	....	....	All species
Tube-worms, Sea Worms, Bristle Worms	(Phylum Annelida: Class Polychaeta)	....	....	....	All species
Chitons	(Phylum Mollusca: Class Amphineura)	....	....	....	All species
Gastropod Mollusca	(Phylum Mollusca: Class Gastropoda)	....	....	....	All species except Pelagic Violet-snail (Family Janthinidae) Seabutterflies (Order Pteropoda) and swimming seahares & seaslugs (Order Nudibranchia)
Bivalve Mollusca	(Phylum Mollusca: Class Pelecypoda)	....	....	....	All species
Barnacles	(Phylum Arthropoda: Class Crustacea Subclass Cirripedia)	....	....	....	All species
Lanps shells or Tongueshells	(Phylum Brachiopoda)	....	....	....	All species
Sea Mosses	(Phylum Ectoprocta)	....	....	....	All species
Peanut Worms	(Phylum Phoronida)	....	....	....	All species
Sea Urchins, Star-fishes, Sealilies, Brittle Stars, Beche-de-mer	(Phylum Echinodermata)	....	....	....	All species
Acorn Worms	(Phylum Chordata: Class Enteropneusta)	....	....	....	All species
Seasquirts	(Phylum Chordata: Class Ascidiacea)	....	....	....	All species
Seaweeds, Agars, Algae	(Group "Algae")	....	....	....	All fixed species

Dated this first day of September, One thousand nine hundred and seventy-five.

B. JEPHCOTT.

Minister for Natural Resources (Forests and Fisheries).

*National Investment and Development Act 1974.***EXEMPTION FROM PART VIII**

I, GAVERA REA, Minister for National Development, by virtue of the powers conferred by Section 69 of the *National Investment and Development Act 1974*, and all other powers me enabling, having received a report from NIDA, hereby—

- (a) revoke the notice of Exemption From Part VIII dated 4th March, 1975 published in *Government Gazette* No. 18 of 13th March, 1975; and
- (b) exempt from the operation of Part VIII of that Act all agreements or arrangements relating to each matter specified in Column 2 of Schedule 1 subject to the condition (if any) specified opposite that matter in Column 3; and
- (c) exempt from the operation of Part VIII of that Act all agreements or arrangements other than agreements or arrangements relating to the matters specified in Schedule 1 or 2.

SCHEDULE 1

Column 1 Item No.	Column 2 Matter	Column 3 Condition
1.	Farm-out or farm-in exploration for minerals or hydrocarbons	Each party to the agreement or arrangement shall notify NIDA, within one month of entering into the agreement or arrangement, of— (a) the date of entry into the agreement or arrangement; and (b) the name and address of each party to the agreement or arrangement; and (c) the area or areas where exploration is to be carried out under the agreement or arrangement.
2.	Drilling, seismic survey and other forms of exploration for minerals or hydrocarbons (not being an agreement or arrangement relating to farm-out or farm-in of exploration for minerals or hydrocarbons).	Each party to the agreement or arrangement shall notify NIDA, within one month of entering into the agreement or arrangement, of— (a) the date of entry into agreement or arrangement; and (b) the name and address of each party to the agreement or arrangement; and (c) the area or areas where the activities provided for in the agreement are to be carried out.

SCHEDULE 2.

Distributorship and agency; except those for periods of less than one month

Management.

Royalty.

Industrial property including patents, trademarks, copyright of industrial design.

Air and sea charter.

Freight engagement.

Bunkering.

Pension and superannuation funds.

Advance and loan.

Licensing, know-how and technical assistance.

Franchises.

Export sales by virtue of which goods will be exported over a period of six months.

All other agreements or arrangements involving a deferral of payment for more than four months.

Dated this eighteenth day of August, One thousand nine hundred and seventy-five.

G. REA,
Minister for National Development.

Land Act 1962 (as amended)

LAND AVAILABLE FOR LEASING

TENDERS and/or applications, as applicable, are invited for the right to a lease or leases over the land or lands as described in the following advertisements on the terms and conditions as set out and subject to the provisions of the *Land Act 1962* (as amended).

The attention of Tenderers and Applicants is directed towards the following:—

Tenders.—The upset price where shown below is the assessed unimproved value of the land, and is the minimum amount acceptable as a tender. Tenders may be for any amount in excess of the upset price, but the successful tenderer will only be required to pay the difference between the upset price and the amount of the tender.

Example—

	K
UPSET PRICE	400
VALUE OF ALLOTMENT TO TENDERER	100
AMOUNT TO BE STATED IN TENDER	500

If successful, K100 would have to be paid in this case. The highest or any tender will not necessarily be accepted.

Fees.—All tenders and applications must be accompanied by an application fee of Two Kina (K2.00) for each portion or allotment required. Following the grant of a lease an additional fee for the preparation of lease document, the amount of tender less the upset price where applicable and, if surveyed, the prescribed survey fee shall be payable within two (2) months from the date of grant.

Preference.—Tenderers and applicants are advised to indicate preferences if there are more than one allotment or portion being advertised in any particular advertisement, but only one registration of application fee need be lodged if only one allotment or portion is required. If more than one allotment or portion is required, an additional fee for each such portion or allotment must be lodged.

Tenderers and Applicants.—Tenderers and Applicants must state full name, occupation and postal address. If more than one person is tendering or applying, it must be stated whether joint tenancy or tenancy-in-common is required. If a company, the full registered name and address of the company and that of its representative must be stated. A business name cannot hold land.

Improvements.—Expected development in respect of agricultural leases is indicated in the respective advertisements, however, full proposals of proposed development shall be submitted by tenderers or applicants seeking other types of leases or larger agricultural leases unless development is specified in detail in any particular advertisement. Where applicable development shall comply with the requirements of the Town Planning Act and the Building Regulations.

Term of Lease.—Unless otherwise indicated each lease shall be for a term of ninety-nine (99) years.

General conditions pertaining to Business Leases.—Provided all other factors are equal, preference may be given to indigenous proposals, or proposals which contain a significant proportion of indigenous equity. In the event that a lease is recommended because of a proposal to include a significant portion of indigenous equity, the lease shall contain a clause requiring specific performance of that proposal within a time

specified. In all cases where a lease is granted to non-natives or companies or associations not containing a significant amount of the indigenous equity, the lease may contain a clause requiring the lessee to achieve a specific level of indigenous equity within a time specified and/or to provide a certain level of management training and/or technical training of indigenous persons. The level of equity that may be required will depend upon a number of factors including the type of business, the amount of capital required, whether foreign investment is involved, etc.

General.—All applications and tenders will come before the Land Board at a time and date which will be notified to all interested parties. It is advisable to appear in person or to have representation before the Land Board.

Applicants and Tenderers will be required to produce to the Land Board acceptable evidence as to possession of suitable experience and/or financial resources, as the case may be, for the development of the land. Tenderers and applicants are advised to inspect the land before applying or tendering. All leases are subject to the excision of any necessary water supply, sewerage, drainage and electricity pole staywire easements, and agricultural leases to the excision of any necessary road easements.

Where a lease has not been surveyed, leases will issue as "Subject to Survey".

The attention of Public Servants intending to apply for an Agricultural or Business Lease is directed to the following:—

A lease will not be granted by the Land Board unless:

The Public Servant resigns from the Public Service within two (2) months from the start of the lease or

Approval has been given under Public Service Regulation No. 25 to hold land.

Note.—Unless there are very special reasons, the Public Service Board will only grant approval under Section 25 of the Public Service Regulation, if they retire within six (6) months from the start of the lease.

Any Public Servant who applies for an Agricultural or Business Lease must—

(a) notify his departmental head of the application to Land Board; and

(b) advise his departmental head of the Land Board's decision.

Tenderers and applicants are warned that Tenders and Applications must be lodged at, or posted so as to reach the Lands Department, Waigani, before 3 p.m. on the closing date indicated in each advertisement.

All Tenders and Applications must be accompanied by the prescribed application fees or be rejected as informal.

(Closing date:—Applications close at 3 p.m. Wednesday 12th November, 1975, at the Department of Lands, Surveys and Mines, Wards Strip, Waigani, Papua New Guinea.)

AGRICULTURAL LEASE—TERM NINETY-NINE (99) YEARS

NOTICE No. 119/75.—SOUTHERN HIGHLANDS DISTRICT

Portion	Location	Area	Annual Rental 1st Ten Years	Remarks
63	Boi'ia, M/I Kutuba, Barena, F/M	122 ha.	K152.50	Improvements to be paid for by successful applicant K1933.00. Suitable for Highland crops.

Improvements:—Section 57 of the *Land Act 1962-74*, provides that an Agricultural Lease shall contain conditions prescribing the minimum improvements to be carried out by the lessee. Conditions applicable to the lease(s) described above are as follows:

- (a) Of the land suitable for cultivation, the following proportions shall be planted in a good and husbandlike manner with a crop or crops of economic value, which shall be harvested regularly in accordance with sound commercial practice:
 - One half in the first period of 5 years of the term;
 - Four-fifths in the first period of 10 years of the term;
 - and during the remainder of the term four-fifths of the land so suitable shall be kept so planted.

Land Available for Leasing—*continued*Notice No. 119/75.—Southern Highlands District—*continued*

- (b) Provided always that if at the end of the first 2 years of the term, the lessee has not made such progress with the land preparation and plantings as to suggest that he will fulfil the improvement conditions, the Minister for Lands, after considering any reply from the lessee to a demand to show cause why he (the Minister) should not so do may, by notice in the *Gazette* and in accordance with the *Land Act* 1962, as amended to date, forfeit the Lease.
- (c) The lessee or his agent shall take up residency or occupancy of the block within six months of date of grant.
- (d) The Minister for Lands may, after considering the recommendation of the Land Board and the detailed proposals of an applicant given in evidence to the Board, vary the above conditions.

The Minister may after considering the Land Boards Recommendation, allow the payment for improvements to be effected in up to 10 equal annual instalments with interest charged at 5% per annum.

Applicants are warned that applications must be lodged at or posted so as to reach the Lands Department, Waigani, before 3 p.m. Wednesday, 12th November, 1975. All applications must be accompanied by the prescribed fee of Two Kina (K2.00).

Applications not conforming to these requirements will be rejected as informal.
11th September, 1975

A. O. TAVIAI,
Director of Lands, Surveys and Mines.

(Closing date:—Applications close at 3 p.m. Wednesday 12th November, 1975 at the Department of Lands, Surveys and Mines. Wards Strip, Waigani, Papua New Guinea.)

NOTICE No. 120/75—SOUTHERN HIGHLANDS DISTRICT
AGRICULTURAL LEASE—TERM NINETY-NINE (99) YEARS

Portion	Location	Area	Annual Rental 1st Ten (10) Years	Remarks
170	"Turamar" M/I Mendi, F/M Kutubu.	33.99 ha.	K50.00	Improvements to the value of K587.80 to be paid for by the lessee. Suitable for highland crops.

Improvements:—Section 57 of the *Land Act* 1962-74, provides that an Agricultural Lease shall contain conditions prescribing the minimum improvements to be carried out by the lessee. Conditions applicable to the lease(s) described above as follows:

- (a) Of the land suitable for cultivation, the following proportions shall be planted in a good and husbandlike manner with a crop or crops of economic value, which shall be harvested regularly in accordance with sound commercial practice:
One half in the first period of 5 years of the term;
Four-fifths in the first period of 10 years of the term; and during the remainder of the term four-fifths of the land so suitable shall be kept so planted.
- (b) Provided always that if at the end of the first 2 years of the term, the lessee has not made such progress with the land preparation and plantings as to suggest that he will fulfil the improvement conditions, the Minister for Lands after considering any reply from the lessee to a demand to show cause why he (the Minister) should not so do may, by notice in the *Gazette* and in accordance with the *Land Act* as amended to date, forfeit the Lease.
- (c) The lessee or his agent shall take up residency or occupancy of the block within six months of date of grant.
- (d) The Minister for Lands may, after considering the recommendation of the Land Board and the detailed proposals of an applicant given in evidence to the Board, vary the above conditions.
- (e) The Minister for Lands may, after considering the recommendation of the Land Board approve payments for the improvements in not more than ten equal annual instalments with interest at 5% per annum payable on the amount outstanding.

Applicants are warned that applications must be lodged at or posted so as to reach the Lands Department, Waigani, before 3 p.m. Wednesday, 12th November, 1975. All applicants must be accompanied by the prescribed fee of two Kina (K2.00).

Applications not conforming to these requirements will be rejected as informal.
11th September, 1975.

A. O. TAVIAI,
Director.

Petroleum (Submerged Lands) Act 1975

NOTIFICATION OF GRANT OF PETROLEUM
PROSPECTING LICENCE No. 1

PETROLEUM Prospecting Licence No. 1 has been granted to Phillips Australian Oil Company, Canadian Superior Oil (Aust.) Pty Ltd, Australian Superior Oil Company Ltd., Sunray Australian Oil Company Inc. and Arco Australia Limited in respect of the blocks described hereunder to have effect for a period of six years from and including the 1st day of September, 1975.

Description of Blocks—All blocks listed hereunder can be identified by map title and section number as shown on Offshore Graticular Sections maps (1:1,000,000) prepared and published under the authority of the Minister and available at the Office of Minerals and Energy, Port Moresby.

Fly River Map S.B. 54

Blocks

3456

Lae Map S.B. 55

Blocks

3247	3248	3249	3250	3251	3313	3314
3315	3316	3317	3318	3319	3320	3321
3322	3323	3385	3386	3387	3388	3389
3390	3391	3392	3393			

Port Moresby Map S.C. 55

Blocks

1	2	3	4	5	6	7
8	9	10	73	74	75	76
77	78	79	80	81	82	145
146	147	148	149	150	151	152
153	154	155	217	218	219	220
221	222	223	224	289	290	291
292	293	294	295	361	362	363
364	365	366	433	434	435	436
505	506	507	577	578	649	

Petroleum (Submerged Lands) Act 1975—continued

Description of Blocks—continued

Torres Strait Map S.C. 54

Blocks

71	72	142	143	144	214	215
216	286	287	288	358	359	360
430	431	432	502	503	504	573
574	575	576	644	645	646	647
648	716	717	718	719	720	

Dated at Port Moresby, this twenty-eighth day of August, 1975.

SIR PAUL LAPUN,
Minister for Mines and Energy.

Petroleum (Submerged Lands) Act 1975

NOTIFICATION OF GRANT OF PETROLEUM PROSPECTING LICENCE No. 2

PETROLEUM Prospecting Licence No. 2 has been granted to Phillips Australian Oil Company, Canadian Superior Oil (Aust.) Pty. Ltd., Australian Superior Oil Company Ltd., Sunray Australian Oil Company Inc. and Arco Australia Limited in respect to the blocks described hereunder to have effect for a period of six years from and including the 1st day of September, 1975.

DESCRIPTION OF BLOCKS.—All blocks listed hereunder can be identified by map title and section number as shown on Offshore Graticular Sections maps (1:1,000,000) prepared and published under the authority of the Minister and available at the Office of Minerals and Energy, Port Moresby.

Port Moresby Map S.C. 55

Blocks

225	226	231	232	296	297	298
301	302	303	304	369	370	372
373	374	375	441	442	443	444
445	446	447	508	514	515	516
517	518	579	580	581	584	585
586	587	588	589	590	650	651
652	655	656	657	658	659	660
721	722	723	726	727	728	730
731	732	793	794	795	796	797
798	799	865	866	867	868	869
937	938	939	940	1010	1011	

Dated at Port Moresby, this twenty-eighth day of August, 1975.

SIR PAUL LAPUN,
Minister for Mines and Energy.