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PORT MORESBY, THURSDAY, 3rd AUGUST

[1995

Public Services (Management) Act 1986

- (1) ABOLITION OF DEPARTMENTS AND ALTERATION OF NAMES OF DEPARTMENTS;
- (2) ABOLITION OF OFFICES OF DEPARTMENTAL HEAD AND ALTERATION OF NAMES OF OFFICES OF DEPARTMENTAL HEAD;
- (3) AMENDMENT OF DETERMINATION OF FUNCTIONS OF DEPARTMENTS.

I, Wiwa Korowi, G.C.M.G., K.St.J., Governor-General, by virtue of the powers conferred by Sections 19, 20 and 21 of the *Public Services (Management) Act 1986* and all other powers me enabling, acting with, and in accordance with, the advice of the National Executive Council, hereby—

- (a) in so far as relating to the Department of Commerce and Industry and the Department of Foreign Affairs and Trade and the respective Departmental Heads—with effect from 10th January, 1994; and
- (b) in so far as relating to the Department of Fisheries and Marine Resources and the Departmental Head thereof—with effect from 8th December, 1994; and
- (c) in so far as relating to the remainder—with effect from the date of publication of this instrument in the *National Gazette*—

(a) abolish the following Departments:—

- (i) Department of Civil Aviation; and
- (ii) Department of Energy Development; and
- (iii) Department of Fisheries and Marine Resources; and
- (iv) Department of Information and Communication Services; and

(b) alter the names of the following Departments:—

- (i) Department of Finance and Planning to Department of Finance; and
- (ii) Department of Foreign Affairs to Department of Foreign Affairs and Trade; and
- (iii) Department of Trade and Industry to Department of Commerce and Industry; and
- (iv) Department of Village Services and Provincial Affairs to Department of Provincial and Local Government Affairs; and

(c) abolish the following offices of Departmental Head:—

- (i) Departmental Head of the Department of Civil Aviation; and
- (ii) Departmental Head of the Department of Energy Development; and
- (iii) Departmental Head of the Department of Fisheries and Marine Resources; and
- (iv) Departmental Head of the Department of Information and Communication Services; and

- (1) Abolition of Departments and Alteration of Names of Departments;—*continued*
- (2) Abolition of Offices of Departmental Head and Alternation of Names of Offices of Departmental Head;—*continued*
- (3) Amendment of Determination of Functions of Departments.—*Continued*
- (d) alter the designation of the following offices of Departmental Head:—
- (i) Departmental Head of the Department of Finance and Planning to Departmental Head of the Department of Finance; and
 - (ii) Departmental Head of the Department of Foreign Affairs to Departmental Head of the Department of Foreign Affairs and Trade; and
 - (iii) Departmental Head of the Department of Trade and Industry to Departmental Head of the Department of Commerce and Industry; and
 - (iv) Departmental Head of the Department of Village Services and Provincial Affairs to Departmental Head of the Department of Provincial and Local Government Affairs; and
- (e) revoke all previous Determinations of Functions of the Department of Personnel Management and determine that the functions of the Department of Personnel Management are as set out in Column 2 of Schedule; and
- (f) in relation to Departments other than the Department of Personnel Management, after consideration of reports made to the National Executive Council by the Departmental Head of the Department of Personnel Management, revoke all previous Determinations of Functions of Departments and determine that the Departments specified in Column 1 of each Schedule has the functions set out in Column 2 of that Schedule.

DETERMINATION OF FUNCTIONS OF DEPARTMENTS

Column 1 Departments	Column 2 Item No. and Functions
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SCHEDULE 1

Department of Prime Minister and National Executive Council	<ol style="list-style-type: none"> 1. Provide appropriate advice and information to the Prime Minister on Government operations 2. Co-ordinate National Executive Council affairs and monitor and report on implementation of National Executive Council decisions. 3. Direct the operations of the National Security Organisation. 4. Administer the Government Flying Unit. 5. Provide appropriate administrative support to the Head of State and other Ministers and visitors. 6. Provide administrative services for the Governor-General. 7. Provide Services to the Secretary of the National Executive Council, the Office of Legislative Counsel, the Office of Information and Communication Services, the National Planning Office and the National Intelligence Organisation. 8. Provide administrative services to Ministers. 9. Provide administrative and other services to the Bougainville Restoration Office. 10. Provide and maintain security of Government Buildings. 11. Provide Parliamentary liaison. 12. Maintain and control Civil Fire Services. 13. Provide services to standing and ad hoc organisations relating to the functions of the Department. 14. Administer all appropriate legislation relating to information. 15. Co-ordinate and provide advice to Government on long term development strategies and priorities. 16. Provide effective co-ordination and advice for development and improvement plans at the national, provincial, and local level of planning in the allocation of resources. 17. Primarily responsible for managing all policies relating to the operation of the Government. 18. Provide advice for formulation of the macro-economic policies, in consultation with the Department of Finance and Bank of Papua New Guinea. 19. Provide advice and direction to all Departments and agencies as provided under its enabling legislation on any specific planning aspect of Government operation.
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Determination of Functions of Departments—*continued*

Column 1 Departments	Column 2 Item No. and Functions
<i>Schedule 1—continued</i>	
	20. Act as a focal point for consultation with the private sector. 21. Co-ordinate the international organisations in the provision of grant, concessional and or technical assistance and aid to the country. 22. Responsible for policies and research relating to information and communication in Papua New Guinea. 23. Administer standard technical requirements for radio and television broadcasts and control the percentage of imported overseas material for broadcast by the electronic media. 24. Liaise with Statutory Authorities responsible for information and with media organizations agencies. 25. Monitor and review all Government policies on censorship.
SCHEDULE 2	
Department of Finance	1. Responsible for managing all policies, regulations and laws pertaining to the collection and disbursement of Public Monies. 2. Administer and provide advice on debt management and foreign aid. 3. Formulate and administer the annual estimates of revenue and expenditure. 4. Control and administer Government revenues.
SCHEDULE 3	
Department of Agriculture and Livestock	1. Administer all legislation relating to Agriculture and Livestock. 2. Promote agricultural development and productive employment generation. 3. Assist Provincial Governments to increase their agricultural capacity. 4. Prepare and implement appropriate investment programmes for major commodities and livestock. 5. Liaise with the Rural Development Bank and the National Plantation Management Authority. 6. Operate Experimental Stations and Laboratories conducting adoptive research into the production and preparation for market of primary products. 7. Provide advisory and technical services to Provincial Governments as required. 8. Advise on policies and plans of international and extra-territorial bodies dealing with agriculture and livestock organisations. 9. Provide public extension services and scientific information. 10. Provide services to standing and ad hoc organisations relating to the functions of the Department.
SCHEDULE 4	
Department of Attorney-General	1. Provide legal advice to all arms of Government. 2. Probate and administration of Estates. 3. Administer probation and parole services. 4. Provide services to the Legal Training Institute, the Law Reform Committee, Solicitor General's Office, all Courts in the National Judicial System, the Magisterial Services Commission, the Land Titles Commission, the Accountant's Registration Board, the Public Curator's Office, the Liquor Licensing Commission and standing or ad hoc organisations relating to the functions of the Department.
SCHEDULE 5	
Department of Commerce and Industry	1. Responsible for all matters concerning the development and regulation of commerce and of secondary and tertiary industries. 2. Formulate and administer appropriate legislation relating to weights and measures and standards.

Determination of Functions of Departments—*continued*

Column 1 Departments	Column 2 Item No. and Functions
<i>Schedule 5—continued</i>	
	3. Provide service to ad hoc organisations and committees relating to the functions of the Department.
SCHEDULE 6	
Department of Corrective Institutional Services	<ol style="list-style-type: none"> 1. Provide management and control of Corrective Institutions as required by law. 2. Formulate policy on Corrective Institutions and the care and rehabilitation of person entrusted to Corrective Institutions by the judicial system.
SCHEDULE 7	
Department of Defence	<ol style="list-style-type: none"> 1. Assist in the development of Defence policy and its implementation in planning Defence Force development and the use of the Defence Force. 2. Provide investigatory, research, executive, administrative, financial management and other services to the Defence Force in the discharge of its functions under Constitutional Laws and Acts of Parliament. 3. Provide Services to standing or ad hoc organisations relating to the functions of the Department.
SCHEDULE 8	
Department of Education	<ol style="list-style-type: none"> 1. Administer legislation pertaining to Educational matters as specified in Item 2. 2. Formulate and oversee policy on:— <ul style="list-style-type: none"> Pre-school Education Primary Education Secondary Education Technical Education Teacher Education General Education Services Internal School Education 3. Maintain and administer the National Library Service (including Public Libraries in the National Capital District) and National Archives. 4. Encourage the promotion of writers, painters, film makers, poets, Creative artists and literature at educational institutions. 5. Provide services to the National Education Board, Provincial Education Boards, the Teaching Services Commission and standing or ad hoc organisations relating to the functions of the Department.
SCHEDULE 9	
Department of Environment and Conservation	<ol style="list-style-type: none"> 1. Formulate policy proposals and oversee policy relating to environment and conservation. 2. Manage, develop, utilise and conserve water resources in the country for the optimum benefit of its citizens. 3. Administer legislation pertaining to:— <ul style="list-style-type: none"> (a) Environment planning and population; (b) Conservation and protection of species of flora and fauna, their habitat, and other areas designated for environmental protection; (c) Wild Life management; (d) National Parks.
SCHEDULE 10	
Department of Foreign Affairs and Trade	<ol style="list-style-type: none"> 1. Responsible for appropriate matters about foreign policies including liaison with International Bodies. 2. Liaise with overseas countries for appropriate foreign aid development assistance.

Determination of Functions of Departments—continued

Column 1 Departments	Column 2 Item No. and Functions
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Schedule 10—continued

3. Administer the operations of official Papua New Guinea overseas posts.
4. Administer the provisions of Immigration, Migration and citizenship legislation.
5. Formulate policy on external publicity.
6. Co-ordinate all matters of protocol; arrange programmes and itineraries in consultation with the Department of Prime Minister and National Executive Council.
7. Administer Papua New Guinea international boundaries and monitor and co-ordinate the activities of Border administration.
8. Manage all Papua New Guinea treaty commitments.
9. Formulate and implement trade, trade promotion and investment policies.
10. Administer tariff policy.
11. Promote foreign economic relations.
12. Provide services to the Citizenship Advisory Committee and standing or ad hoc organisations relating to the functions of the Department.

SCHEDULE 11

Department of Health	<ol style="list-style-type: none"> 1. Responsible for all hospitals, medical, dental, nursing, preventative health and disease control services. 2. Initiate, formulate and administer National Health Legislation and policies. 3. Maintain and monitor standards of Health Services across the country. 4. Provide pharmaceutical services. 5. Provide mental health, radiotherapy and specialist medical services. 6. Provide medical training. 7. Provide services to the Medical Board, Nursing Council, Fluoridation Committee and standing or ad hoc organisations relating to the functions of the Department.
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SCHEDULE 12

Department of Labour and Employment	<ol style="list-style-type: none"> 1. Responsible for industrial relations including conciliation and arbitration services. 2. Control registration of employee and employer industrial organisations and provision of registry facilities. 3. Research on labour and employment matters. 4. Provide employment placement services, vocational guidance and council. 5. Advice on industrial and commercial training. 6. Administer a work permit system of employment for non-citizens and monitor training and localisation programmes. 7. Undertake labour inspections. 8. Provide industrial safety, health and welfare inspections and advisory services. 9. Determine licensing of petroleum storage and explosives. 10. Administer workers compensation services. 11. Provide services to the Apprenticeship Board, Trade Licensing Board, Minimum Wages Board and standing or ad hoc organisations relating to the functions of the Department.
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Determination of Functions of Departments—*continued*

Column 1 Departments	Column 2 Item No. and Functions
SCHEDULE 13	
Department of Lands and Physical Planning	<ol style="list-style-type: none"> 1. Promote the best use of all land in Papua New Guinea in the interests of each citizen and the economic advancement of the country. 2. Responsible for the acquisition, transfer, resumption and disposal of land. 3. Provide appropriate survey and mapping services. 4. Provide necessary services in relation to Valuation of land. 5. Formulate policies and proposals for urban resettlement. 6. Maintain Land Titles registration. 7. Formulate and oversight the implementation of policies in the following areas: land use planning and sub-division urban cost recovery; physical infrastructure needs for urban and rural population urbanization. 8. Supervise and prepare physical plans and exercise planning control. 9. Administer the provisions of Physical Planning Legislation. 10. Provide services to the Land Board, Surveyor's Board, Valuer's Registration Board, Physical Planning Board and standing or ad hoc committees relating to the functions of the Department.
SCHEDULE 14	
Department of Mining and Petroleum	<ol style="list-style-type: none"> 1. Develop the mining and petroleum industries by actively encouraging socially, environmentally and technically responsible private sector exploration and development of mineral and petroleum resources. 2. Expedite rural development by promoting and facilitating small-scale mining. 3. Provide background data, advice and services in the fields of exploration, geotechnical engineering, hydrogeology, volcanology and seismology aimed at facilitating development and identifying monitoring and mitigating geological hazards. 4. Negotiate mining and petroleum agreements and carry out related research and policy analysis. 5. Promote exploration and development of indigenous and non-fossil and renewable energy resources for the benefit of both urban and rural population of Papua New Guinea as well as those of the agricultural and manufacturing sector. 6. Promote better management of the country's non-fossil and renewable energy resources through appropriate energy planning activities. 7. Provide services to standing or ad hoc organisations relating to the functions of the Department.
SCHEDULE 15	
Department of Personnel Management	<ol style="list-style-type: none"> 1. Administer legislation pertaining to personnel management in Government. 2. Review monitor the implementation of policies in relation to:— (a) staff development and localisation (b) selection and recruitment of personnel in government Departments (c) terms and conditions of employment and growth and size of the Public Service; (d) Organisational performance and efficiency measurements. 3. Advise Government on matters pertaining to personnel management. 4. Responsible for Office Allocation. 5. Provide services to other agencies or ad hoc committees relating to the function of the Department.

Determination of Functions of Departments—*continued*

Column 1 Departments	Column 2 Item No. and Functions
SCHEDULE 16	
Department of Police	<ol style="list-style-type: none"> 1. Assist in the development of police policy and its implementation in planning police force development and the use of the police force. 2. Provide investigatory, research, executive, administrative, financial management and other services to the police force in the discharge of its functions under Constitutional Laws and Acts of Parliament. 3. Provide services to standing or ad hoc organisations relating to the functions of the Department.
SCHEDULE 17	
Department of Provincial and Local Government Affairs	<ol style="list-style-type: none"> 1. Maintain general liaison between national and provincial levels of government in order to identify problems and co-ordinate assistance. 2. Provide legal and corporate advice to provincial and local level governments in line with the National Government policy on decentralisation. 3. Co-ordinate and administer the Government's policy and programmes for village services. 4. Provide periodical inspection on financial matters relating to provincial and local level governments, including urban and city councils as required under the Organic Law. 5. Oversee and administer border development programmes and provide Refugee assistance. 6. Liaise with national and provincial departments on effective administration of agency functions. 7. Administer, at headquarters level, Local Governments in those Provinces which have not passed their own legislation pertaining thereto and regulate the Local Government Service. 8. Oversee and monitor the administration of Urban Councils and the National Capital District Commission. 9. Review periodically National Government policies as they relate to provincial and local level governments and village development services except for Bougainville Province. 10. Provide administrative and secretarial services to the National Fiscal Commission. 11. Co-ordinate and monitor the administration of provinces or parts or provinces as and when required. 12. Co-ordinate and advise on improvement training programmes for provincial finance and audit staff, extension officers and training input into community and village based activities. 13. Provide effective administration where provincial governments are suspended. 14. Administer policy and functions relating to the <i>Electoral Development Act</i>. 15. Provide administrative and secretarial services to the National Premiers' Council.
SCHEDULE 18	
Department of Transport	<ol style="list-style-type: none"> 1. Responsible for the administration of all legislation pertaining to land, air and sea transport. 2. Formulate and implement policies relating to each mode of transportation. 3. Maintain and control all navigational aids pertaining to each mode of transportation. 4. Provide services to Marine Boards, Land Transport Board and other ad hoc committees relating to the functions of the Department. 5. Initiate and formulate policy proposals on air transport.

Determination of Functions or Departments—continued

Column 1 Departments	Column 2 Item No. and Functions
<i>Schedule 18—continued</i>	
	6. Administer legislation pertaining to civil aviation. 7. Provide civil aviation services including maintenance of Government Flying Unit aircraft. 8. Maintain and control civil aviation navigational aids. 9. Responsible for Civil Aviation Training College. 10. Maintain and control airport fire services. 11. Provide services to Air Accidents Investigation Branch and standing or ad hoc organisations relating to the functions of the Department. 12. Responsible for design and maintenance of aerodromes. 13. Provide meteorological services.
SCHEDULE 19	
Department of Works	1. Implement policies relating to works functions. 2. Design, plan, supervise, execute and maintain Government works. 3. Provide technical advice to and liaise with other instrumentalities such as water supply services and local and provincial governments. 4. Operate and maintain government plant and arrange for contracting out of transport facilities (including the allocation of the Government's mobile light fleet). 5. Responsible for construction and maintenance of Government assets. 6. Provide services to Building Board, Central Building Tribunal and standing or ad hoc organisations relating to the functions of the Department. 7. Maintain Government Stores and appropriate Services.
SCHEDULE 20	
Department of Youth, Home Affairs and Religion	1. Administer legislation pertaining to welfare legislation but not including probation and parole. 2. Formulate policy proposals relating to Welfare Services, Youth Development and Women Affairs and administer and implement approved policies and programmes. 3. Monitor and review all Government policy on censorship. 4. Liaise with all non government organisations carrying out activities relating to the functions of the Department. 5. Provide administrative and other services to the National Voluntary Services.

Dated this 2nd day of August, 1995.

WIWA KOROWI,
Governor-General.

CONSTITUTION

APPOINTMENT OF MINISTER

I, Wiwa Korowi, G.C.M.G., K.St.J., Governor-General, by virtue of the powers conferred by Section 144(2) of the Constitution and all other powers me enabling, acting with, and in accordance with, the advice of the Prime Minister, hereby appoint David Unagi to be Minister.

Dated this 2nd day of August, 1995.

WIWA KOROWI,
Governor-General.

*Vice-Ministers Act 1994***APPOINTMENT OF VICE-MINISTERS**

I, Wiwa Korowi, G.C.M.G., K.St.J., Governor-General, by virtue of the powers conferred by Section 2(3) of the *Vice-Ministers Act 1994* and all other powers me enabling, acting with, and in accordance with, the advice of the Prime Minister, hereby appoint Ruben Parua and Samuel Pariwa Members of the Parliament to be Vice-Ministers.

Dated this 2nd day of August, 1995.

WIWA KOROWI,
Governor-General.

*Organic Law on Provincial Governments and Local-level Governments***CALLING OF FIRST MEETING OF INTERIM PROVINCIAL GOVERNMENTS**

I, Wiwa Korowi, G.C.M.G., K.St.J., Governor-General, by virtue of the powers conferred by Section 127 of the *Organic Law on Provincial Governments and Local-level Governments* and all other powers me enabling, acting with, and in accordance with, the advice of the National Executive Council, hereby call the first meeting of each of the Interim Provincial Governments specified in the Schedule on Tuesday 8th August 1995 at 10 a.m. in the respective Provincial Assembly Chamber.

SCHEDULE

Central Interim Provincial Government
Eastern Highlands Interim Provincial Government
East New Britain Interim Provincial Government
East Sepik Interim Provincial Government
Enga Interim Provincial Government
Gulf Interim Provincial Government
Madang Interim Provincial Government
Manus Interim Provincial Government
Milne Bay Interim Provincial Government
Morobe Interim Provincial Government
New Ireland Interim Provincial Government
Oro Interim Provincial Government
Simbu Interim Provincial Government
Southern Highlands Interim Provincial Government
Western Highlands Interim Provincial Government
Western Interim Provincial Government
West New Britain Interim Provincial Government
West Sepik Interim Provincial Government

Dated this 2nd day of August, 1995.

WIWA KOROWI,
Governor-General.

*Vice-Ministers Act 1994***DESIGNATION OF MINISTERS TO BE ASSISTED BY VICE-MINISTERS**

I, Julius Chan, Prime Minister, by virtue of the powers conferred by Section 3(a) of the *Vice-Ministers Act 1994* and all other powers me enabling, hereby designate that the Vice-Minister specified in Column 1 of the Schedule shall assist the Minister shown opposite his name in Column 2.

SCHEDULE

Vice-Minister	Minister
Samuel Pariwa	Minister for Commerce and Industry
Ruben Parua	Minister for Agriculture and Livestock

Dated this 2nd day of August, 1995.

Sir Julius CHAN,
Prime Minister.

*Organic Law on Provincial Governments and Local-level Governments***APPOINTMENT OF ACTING PROVINCIAL ADMINISTRATORS**

The National Executive Council, by virtue of the powers conferred by Sections 73(2) and 124 of the *Organic Law on Provincial Governments and Local-level Governments* and all other powers it enabling, after —

- (a) considering a list comprising the names of three persons in respect of each province submitted by the Head of State, acting on the advice of the National Executive Council; and
- (b) consultation with the Public Services Commission;

hereby appoints each person specified in Column 2 of the Schedule to be the Acting Provincial Administrator of the Province specified in Column 1 opposite with effect on and from 19th July, 1995 until further notice.

SCHEDULE

Province	Names
Central	Vari Fore
Eastern Highlands	Joshua Unua
East New Britain	Ellison Kaivovo
East Sepik	Bela Seiloni
Enga	Graham Taylor
Gulf	Turiai Maravila
Madang	Kikerang Wargem
Manus	Simeon Malai
Milne Bay	Wesley Malesa
Morobe	Ainea Sengero
New Ireland	Emmanuel Silachot
Oro	Arthur Jawodimbari
Simbu	Joe Bal
Southern Highlands	Henry Koiae
Western Highlands	Malcom Culligan
Western	Waituka Maina
West New Britain	Sebulon Kulu
West Sepik	Vimuru Iagata

Dated this 1st day of August, 1995.

Sir Julius CHAN,
Chairman, National Executive Council.