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THE PAPUA NEW GUINEA NATIONAL GAZETTE

The Papua New Guinea National Gazette is published sectionally in accordance with the following arrangements set out below.

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NOTICES FOR GAZETTAL

Notice for insertion in the General Gazette must be received at the Government Printing Office, P.O. Box 1280, Port Moresby, before 12.00 on Friday, preceding the day of publication.

All notices for whatever source, must have a covering instruction setting out the publication details required. The notice must be an original. Photostat or carbon copies are not accepted.

The notice should be typewritten (double-spaced) and on side of the paper only. Signatures in particular, and proper names must be shown clearly in the text.

Copies submitted not in accordance with these instructions will be returned unpublished.

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Departments authorising the publication of Special Gazettes are required to pay all printing charges under the instructions from the Manual of Financial Procedures Section 13.3 Sub-section 11.

K. KAI AH,
Government Printer.

CONSTITUTION*Public Services (Management) Act 1995***REVOCATION OF ACTING APPOINTMENT AND UPLIFT THE SUSPENSION AND REINSTATE OF DEPARTMENTAL HEAD**

I, Sir Paulias Matane, G. C. M. G., K. St. J., Governor-General, by virtue of the powers conferred by Section 193(1D) of the Constitution and Sections 31B, 31D and 27 of the *Public Services (Management) Act 1995*, and all other powers me enabling, acting with, and in accordance with, the advice of the National Executive Council, given after receiving a recommendation from the Minister for Public Service, hereby—

- (a) revoke the appointment of Steven Raphael as Acting Secretary for Defence; and
 - (b) revoke the suspension of Frederick Punagi as Secretary for the Department of Defence; and
 - (c) reinstate Frederick Punagi as Secretary for the Department of Defence,
- with effect on and from 30th November, 2004.

Dated this 31st day of December, 2004.

Sir Paulias MATANE,
Governor-General.

*Legislative Drafting Services Act (Chapter 80)***APPOINTMENT OF ACTING FIRST LEGISLATIVE COUNSEL, SECOND LEGISLATIVE COUNSEL AND TWO ASSISTANT LEGISLATIVE COUNSELS**

I, Sir Paulias Matane, G. C. M. G., K. St. J., Governor-General, by virtue of the powers conferred by Section 5 of the *Legislative Drafting Services Act (Chapter 80)* and all other powers me enabling, acting with, and in accordance with, the advice of the National Executive Council, hereby appoint—

- (a) Joe Steven Kudada to act as First Legislative Counsel; and
- (b) Hudson Ramatlap to act as Second Legislative Counsel; and
- (c) Emmanuel Giyomatala to act as Assistant Legislative Counsel; and
- (d) Vela Konivaro to act as Assistant Legislative Counsel,

for a period of three (3) months commencing on and from 1st January, 2005.

Dated this 31st day of December, 2004.

Sir Paulias MATANE,
Governor-General.

*Organic Law on Provincial Governments and Local-Level Governments**Public Services (Management) Act 1995***REVOCATION OF ACTING APPOINTMENT AND APPOINTMENT OF ACTING PROVINCIAL ADMINISTRATOR**

I, Sinai Brown, Minister for Public Service, a delegate of the National Executive Council under Section 149(4) of the Constitution, by virtue of the powers conferred by Section 73(2A) of the *Organic Law on Provincial Governments and Local-Level Governments* and Section 60A of the *Public Services (Management) Act 1995* and all other powers me enabling, in accordance with a recommendation from the West New Britain Provincial Executive Council made in accordance with a recommendation from the Public Services Commission, hereby—

- (a) revoke the appointment of Kingston Jimbade as Acting Provincial Administrator for West New Britain Province; and
- (b) appoint Willie Edo as Acting Provincial Administrator for West New Britain Province with effect on and from 25th June, 2004 up until further notice.

Dated this 16th day of December, 2004.

S. BROWN,
Minister for Public Service.

*Prices Regulation Act (Chapter 320)***GENERAL PRICES (PETROLEUM PRODUCTS AMENDMENT) ORDER 2004**

being

A Pricing Order to amend the General Prices Order 2000.

MAD by the Independent Consumer and Competition Commission under Section 21 of the *Prices Regulation Act (Chapter 320)* to come into operation on the 1st of January 2005.

SCHEDULE 3**MAXIMUM RETAIL MARGIN FOR PETROL, DISTILLATE AND KEROSENE**

Column A Year	Column B Maximum Retail Margin
2005	15.5 toea per litre

Dated this 3rd day of January, 2005.

T. ABE,
Acting Commissioner.

*Prices Regulation Act (Chapter 320)***NOTICE OF WATER AND SEWERAGE TARIFF CHARGES**

being

A Pricing Order to amend the General Prices Order 2000.

MADE under Section 21 of the *Prices Regulation Act (Chapter 320)* to come into operation on the 1st of January, 2005.

These relates to the maximum Water and Sewerage rates for all Water Supply and Sewerage Services Districts within the National Capital District. All charges and fees (other than arrears) shown on accounts issued on or after 1st January, 2005 become due and payable to the following rates.

Notice of Water and Sewerage Tariff Charges—continued

WATER & SEWERAGE TARIFF WITHIN THE NATIONAL CAPITAL DISTRICT

Regulated Services									Water (K)	Sewerage (K)
Class 1: Statutory Authorities/Government										
Access charge (per annum)	....	....	....	....	....	....	....	....	54.00	54.00
0.1-15 kl (per kl)	....	....	....	....	....	....	....	....	1.75	0.30
> 15 kl (per kl)	....	....	....	....	....	....	....	....	2.87	0.62
Class 2: Commercial/Industrial/Non-Domestic/High Users										
Access charge (per annum)	....	....	....	....	....	....	....	....	54.00	54.00
0.1-15 kl (per Kl)	....	....	....	....	....	....	....	....	1.75	0.30
> 15 kl (per kl)	....	....	....	....	....	....	....	....	2.87	0.62
Class 3.1: High Covenant Residential—Non-owner occupied										
Access charge (per annum)	....	....	....	....	....	....	....	....	54.00	54.00
0.1-15 kl (per Kl)	....	....	....	....	....	....	....	....	0.90	0.12
15.1- 50 kl (per kl)	....	....	....	....	....	....	....	....	1.75	0.30
50.1-150 kl (per kl)	....	....	....	....	....	....	....	....	2.87	0.62
Class 3.2: High Covenant Residential—Owner occupied										
Access charge (per annum)	....	....	....	....	....	....	....	....	54.00	54.00
0.1-15 kl (per kl)	....	....	....	....	....	....	....	....	0.90	0.12
15.1- 50 kl (per kl)	....	....	....	....	....	....	....	....	0.90	0.30
50.1-100 kl (per kl)	....	....	....	....	....	....	....	....	1.75	0.30
100.1-150 kl (per kl)	....	....	....	....	....	....	....	....	2.87	0.48
Class 3.3: Low Covenant Residential										
Access charge (per annum)	....	....	....	....	....	....	....	....	54.00	54.00
0.1-15 kl (per kl)	....	....	....	....	....	....	....	....	-	-
15.1- 100 kl (per kl)	....	....	....	....	....	....	....	....	0.90	0.30
100.1-150 kl (per kl)	....	....	....	....	....	....	....	....	1.75	0.48
Class 4: Approved Schools										
Access charge (per annum)	....	....	....	....	....	....	....	....	54.00	54.00
0.1-15 kl (per kl)	....	....	....	....	....	....	....	....	1.30	0.40
>15 (per kl)	....	....	....	....	....	....	....	....	1.30	0.40

Notes:

- (1) Residential Tariff (i.e; where the water is for solely domestic use) apply to residential users in properties owned by private individuals only.
- (2) The Residential Tariff is distinguished between High Covenant and Low Covenant Residential properties and applies only to single-metered properties owned by private individuals (and does not apply to residential use by government owned properties or corporate customers). Existing High Covenant properties with more than one meter installed in the property will be charged on Class 2 Commercial/Industrial/Non-Domestic/High Users Tariff.
- (3) The distinction between tariff classification among residential users (Low Covenant Residential, High Covenant Residential owner-occupied, High Covenant Residential non-owner occupied) is based on both Unimproved Land Value (High Covenant Residential tariff for properties with ULV > K12,000; Low Covenant Residential tariff for properties with ULV <= K12,000) as well as whether the occupant is the registered property owner (only private individuals are eligible for Residential tariff).
- (4) Low covenant Residential usage is charged on one tariff, Class 3.3 Low Covenant Residential Tariffs, irrespective of whether it is owner-occupied or tenanted.
- (5) Corporate owners or corporate tenants and all non-individuals continue to be charged on Class 2 Commercial/Industrial/Non-Domestic/High Users Tariff, irrespective of type of usage.
- (6) Government owned properties continue to be charged on Class 1 Government Tariff, irrespective of type of usage.
- (7) Where the registered property owner is responsible for the account, conditions of the supply contract and recourse by Eda Ranu (in the event of non-payment by the customer) are set out in the Eda Ranu legislation (*NCD Water Supply and Sewerage Act 1996*).

Notice of Water and Sewerage Tariff Charges—continued

Water & Sewerage Tariff within the National Capital District—continued

- (8) Where the registered private individual owner is not responsible for the account, a supply contract is drawn up between the user and Eda Ranu. One of the provisions of such a contract is the requirement for a security bond to be deposited by the customer with Eda Ranu.
- (9) All users with monthly consumption of more than 150kl will be charged on one standard tariff (Class 2 Commercial/Industrial/Non-Domestic/High Users Tariff) for the whole volume, irrespective of property or usage classification of the customer.
- (10) Approved Schools will be charged Class 4 for all authorised consumption volume. The authorised volume will be based on parameters established for each Approved School based on the enrollment of the school and an agreed per capita consumption volume.
- (11) The rates are excluding GST/VAT.
- (12) Charges have been set on a per connection basis.
- (13) The customer is responsible for the cost of connection to the building from the connection provided by Eda Ranu.
- (14) For temporary connections, the water charge will be Class 2 Commercial/Industrial/Non-Domestic/High Users Tariff.
- (15) All bills for water and sewerage rates are to be paid within 14 days of billing. Failure to pay accounts within the stipulated period will lead to service being disconnected and recovery action being taken.

Non-Regulated Services	Monthly Water Charges
<i>Public/Community Bulk Meters</i> All registered volume (per kl)	1.00
<i>Eda Ranu filling station coupon sale</i> All registered volume (per kl)	4.00
<i>Metered Stand-Pipes</i> Up to 15 kl	7.50
Up to 50 kl	25.00
Up to 75 kl	40.00

There will be re-introduction of a stand-pipe charge for purely domestic usage. This classification applies to properties where the meter is connected to a standpipe tap.

- (a) This classification will be particularly helpful to property owners or tenants currently incurring high bills but who may not be in a position to finance massive repairs to a badly leaking internal plumbing system.
- (b) A monthly fixed charge is imposed for each connection. The monthly fixed charge for such a connection is equivalent to an assumed monthly consumption for domestic use.
- (c) Conditions will be imposed for stand-pipe connections. The customer will undertake not to connect the stand-pipe to internal plumbing within the property.
- (d) A range of volume will be allowed for a monthly fixed charge payment and a meter will still be installed to check that the customer's consumption is within the approved range.
- (e) Full Residential Tariff will be charged for properties with stand-pipe connections where the usage consistently exceeds the approved range by more than 10%.

Dated this 6th day of January, 2005.

T. ABE,
Acting Commissioner.

*Land (Ownership of Freeholds) Act (Chapter 359)***NOTIFICATION OF GRANT OF SUBSTITUTE LEASE**

I, Rommily Kila Pat, a Delegate of the Minister for Lands and Physical Planning, by virtue of the powers conferred by Section 22(1) of the *Land (Ownership of Freeholds) Act 1976*, hereby grant to Michael Taagan, a substitute lease of that piece or parcel of land described in the Schedule hereto in accordance with the following conditions:

- (a) Term—Ninety-nine (99) years;
- (b) Rent—Nil;
- (c) Improvements Covenant—Nil;
- (d) The lessee will excise any easements over the same as may from time to time be reasonable required by the State for roads, electricity, water reticulation, sewerage and drainage or telecommunication facilities. The lessee shall have a right to compensation under the *Land Act 1962* in respect of the excision and surrender of such portion or the grant of such easements as though there had been a compulsory acquisition of the same under that Act; and
- (e) The obligation on the part of the owner to recognise as such any public roads or rights of way or landing places subsisting on the said land.

SCHEDULE

All that land known as Allotment 12, Section 8, Town of Kokopo, East New Britain Province contained in freehold title Volume 23, Folio 17, registered in Registrar of Titles.

Dated this 8th day of December, 2004.

R. K. PAT,
A Delegate of the Minister for Lands & Physical Planning.

*Land Registration Act (Chapter 191)***ISSUE OF OFFICIAL COPY OF STATE LEASE**

NOTICE is hereby given that after the expiration of fourteen clear days from the date of publication of this Notice, it is my intention to issue an Official Copy of the State Lease referred to in the Schedule below under Section 162 of *Land Registration Act (Chapter 191)*, it having been shown to my satisfaction that the registered proprietor's copy has been lost or destroyed.

SCHEDULE

State Lease Volume 6, Folio 6 evidencing a leasehold estate in all that piece or parcel of land known as Portion 16, Milinch Malas, Fourmil Karkar, Madang Province containing an area of 69.69 hectares more or less the registered proprietor of which is Gabare Co. Pty Ltd.

Dated this 14th day of December, 2004.

M. TOLA,
Deputy Registrar of Titles.

*Land Registration Act (Chapter 191)***ISSUE OF OFFICIAL COPY OF STATE LEASE**

NOTICE is hereby given that after the expiration of fourteen clear days from the date of publication of this Notice, it is my intention to issue an Official Copy of the State Lease referred to in the Schedule below under Section 162 of *Land Registration Act (Chapter 191)*, it having been shown to my satisfaction that the registered proprietor's copy has been lost or destroyed.

SCHEDULE

State Lease Volume 60, Folio 249 evidencing a leasehold estate in all that piece or parcel of land known as Portion 224, Milinch Malas, Fourmil Karkar, Madang Province containing an area of 268.5 hectares more or less the registered proprietor of which is Gabare Co. Pty Ltd.

Dated this 14th day of December, 2004.

M. TOLA,
Deputy Registrar of Titles.

*Land Registration Act (Chapter 191)***ISSUE OF OFFICIAL COPY OF STATE LEASE**

NOTICE is hereby given that after the expiration of fourteen clear days from the date of publication of this Notice, it is my intention to issue an Official Copy of the State Lease referred to in the Schedule below under Section 162 of *Land Registration Act (Chapter 191)*, it having been shown to my satisfaction that the registered proprietor's copy has been lost or destroyed.

SCHEDULE

State Lease Volume 6, Folio 5 evidencing a leasehold estate in all that piece or parcel of land known as Portion 4, Milinch Malas, Fourmil Karkar, Madang Province containing an area of 140.80 hectares more or less the registered proprietor of which is Gabare Co. Pty Ltd.

Dated this 14th day of December, 2004.

M. TOLA,
Deputy Registrar of Titles.

*Land (Ownership of Freeholds) Act 1976***PROPOSED APPROVAL OF SUBSTITUTE LEASE**

NOTICE is hereby given that after the expiration of twenty-eight (28) days from the date of publication hereof, it is my intention to grant Michael Taagan a substitute lease under Section 22 of the *Land (Ownership of Freeholds) Act 1976* of that piece or parcel of land described in the Schedule hereto.

Excepting an reserving therefrom the reservation implied in and relating to substitute lease by the set to hold unto lessee subject to the terms, restriction and conditions (including those relating to terms and rental) contained in the Act and Regulations thereunder delete if not required.

SCHEDULE

Allotment 12, Section 8, Town of Kokopo, East New Britain Province contained in freehold title Volume 23, Folio 217, registered in Registrar of Titles.

Dated this 8th day of December, 2004.

R. K. PAT,
A Delegate of the Minister for Lands & Physical Planning.

*Land (Ownership of Freeholds) Act 1976***PROPOSED APPROVAL OF SUBSTITUTE LEASE**

NOTICE is hereby given that after the expiration of twenty-eight (28) days from the date of publication hereof, it is my intention to grant Karabut Boskey Agnew a substitute lease under Section 22 of the *Land (Ownership of Freeholds) Act 1976* of that piece or parcel of land described in the Schedule hereto.

Excepting an reserving therefrom the reservation implied in and relating to substitute lease by the set to hold unto lessee subject to the terms, restriction and conditions (including those relating to terms and rental) contained in the Act and Regulations thereunder delete if not required.

SCHEDULE

Allotment 1, Section 7, Town of Kokopo, East New Britain Province contained in freehold title Volume 23, Folio 194, registered in Registrar of Titles.

Dated this 8th day of December, 2004.

R. K. PAT,
A Delegate of the Minister for Lands & Physical Planning.

*Land (Ownership of Freeholds) Act (Chapter 359)***NOTIFICATION OF GRANT OF SUBSTITUTE LEASE**

I, Rommily Kila Pat, a Delegate of the Minister for Lands and Physical Planning, by virtue of the powers conferred by Section 22(1) of the *Land (Ownership of Freeholds) Act 1976*, hereby grant to Karabut Boskey Agnew, a substitute lease of that piece or parcel of land described in the Schedule hereto in accordance with the following conditions:

- (a) Term—Ninety-nine (99) years;
- (b) Rent—Nil;
- (c) Improvements Covenant—Nil;
- (d) The lessee will excise any easements over the same as may from time to time be reasonable required by the State for roads, electricity, water reticulation, sewerage and drainage or telecommunication facilities. The lessee shall have a right to compensation under the *Land Act 1962* in respect of the excision and surrender of such portion or the grant of such easements as though there had been a compulsory acquisition of the same under that Act; and
- (e) The obligation on the part of the owner to recognise as such any public roads or rights of way or landing places subsisting on the said land.

SCHEDULE

All that land known as Allotment 1, Section 7, Town of Kokopo, East New Britain Province contained in freehold title Volume 23, Folio 194, registered in Registrar of Titles.

Dated this 8th day of December, 2004.

R. K. PAT,
A Delegate of the Minister for Lands & Physical Planning.

*Land Groups Incorporation Act (Chapter 147)***NOTICE OF LODGEMENT OF AN APPLICATION FOR RECOGNITION AS AN INCORPORATED LAND GROUP****ILG No. 10560**

PURSUANT to Section 33 of the *Land Groups Incorporation Act*, notice is hereby given that I have received an Application of a customary group of persons as an incorporated land group to be known by the name of:—

Horahora Land Group Inc.

The said group claims the following qualifications for recognition as an incorporated land group:—

- (1) Its members belong to the Tapala Village.
- (2) Its members regard themselves and are regarded by other members of the said clan as bound by the common customs and beliefs.
- (3) It owns customary land in the Mala Keke and Mairovela Local Level Government Area, Gulf Province.

Dated this 1st day of November, 2004.

M. TOLA,
A Delegate of the Registrar of Incorporated Land Groups.

*Land Act 1996***NOTICE UNDER SECTION 102**

I, Pepi S. Kimas, a delegate of the Minister for Lands and Physical Planning, by virtue of the powers conferred under Section 102 of the *Land Act 1996* and all other powers enabling me hereby grant a special Agricultural and Business Lease to the Lolokoru Estates Ltd, over the land described in the Schedule.

1. The lease shall be used bona fide for the purpose specified in the Schedule.
2. The lease shall be for a term specified in the Schedule commencing from the date when the land was leased from the customary landowners to the state under Section 11.
3. The lease shall be rent free from the duration of the lease.

SCHEDULE

A Special Agricultural and Business Lease for a period of forty (45) years over all that piece of land known as Bilane Pila Pila being Portion 1C, Milinc of Garua, Fourmil of Talasea, West New Britain Province, having an area of 1750 hectares as shown on the Survey Plan Catalogue No. 15/522.

Dated this 5th day of January, 2005.

P. S. KIMAS,
A Delegate of the Minister for Lands & Physical Planning.

*Land Act 1996***NOTICE UNDER SECTION 102**

I, Pepi S. Kimas, a delegate of the Minister for Lands and Physical Planning, by virtue of the powers conferred under Section 102 of the *Land Act 1996* and all other powers enabling me hereby grant a special Agricultural and Business Lease to the Katumani Dandow Land Group Inc, over the land described in the Schedule.

1. The lease shall be used bona fide for the purpose specified in the Schedule.
2. The lease shall be for a term specified in the Schedule commencing from the date when the land was leased from the customary landowners to the state under Section 11.
3. The lease shall be rent free from the duration of the lease.

SCHEDULE

A Special Agricultural and Business Lease for a period of fifty (50) years over all that piece of land known as Katumani being Portion 482c, Milinch of Bulolo, Fourmil Wau, Morobe Province having an area of 22,000 hectares as shown on the Survey Plan Catalogue No. 38/594.

Dated this 5th day of January, 2005.

P. S. KIMAS,
A Delegate of the Minister for Lands & Physical Planning.

