



# National Gazette

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**No. G66] PORT MORESBY, THURSDAY, 23rd FEBRUARY [2012**

NATIONAL EXECUTIVE COUNCIL

DECISION No. NG 32/2012

MEETING No. NG 09/2012

**THE STATE'S COMPLIANCE WITH THE JUDGEMENT AND ORDERS OF THE SUPREME COURT  
MADE ON 27 NOVEMBER 2009 IN SCA NO. 16 OF 2008—MADANG TIMBERS LTD v MEMBERS OF  
THE NATIONAL FOREST BOARD (2009) (SC1000)**

ON 15th February, 2012, Council:

1. noted and endorsed the contents of Policy Paper No. NG 27/2012;
2. took note of the Supreme Court Order No. 7 of the 27th November, 2009;
3. took note and rejected the PNG Forest Board's decisions in relation to CSA 16 of 2008;
4. approved the proposed Deed of Settlement and directed the Minister for Forests and the PNG Forest Board to immediately comply and execute the out of court settlement proposal contained therein;
5. directed the PNG Forest Board to consider only the Final Draft Project Agreement of Madang Timbers Ltd submitted by the Madang PFMC in respect of the Middle Ramu Block One FMA Forest Project in compliance with Order 7 of the Supreme Court made on 27th November, 2009;
6. directed the PNG Forest Board's compliance with Recommendation 5 above within 14 days form the date of execution of the Deed of Settlement;
7. directed the Minister for Forests to issue the Timber Permit to Madang Timbers Ltd for and in respect of the Middle Ramu Block One FMA Project subject to full compliance with recommendations 5 and 6;
8. took note of the actions of the Managing Director of the National Forests Authority Kanawi Pouru in this matter and directed his suspension forthwith in compliance with the *Forest Management Act*; and
9. Approved to direct the Minister responsible to review and terminate all members of the Board and to recommend new appointments to the Council in compliance with the *Forest Management Act* forthwith.

**The State's Compliance with the Judgement and Orders of the Supreme Court Made on 27 November 2009  
in SCA No. 16 of 2008—Madang Timbers Ltd v Members of the National Forest  
Board (2009) (SC1000)—continued**

I Certify the above to be a correct record of the Decisions reached by the National Executive Council.

P. O'NEILL, CMG,  
Chairman.

C. HAIVETA, CMG,  
Acting Secretary, National Executive Council.

Dated 15th February, 2012.

Distribution: NEC Members:—Prime Minister/Deputy Prime Minister/Minister for Justice & Attorney-General/Minister for Public Service.

Departmental Heads:— PM&NEC/Justice/DPM/PNG Forest Board/National Forest Authority.