



# National Gazette

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Copies submitted not in accordance with these instructions will be returned unpublished.

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C. LENTURUT,  
Government Printer.

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*Independent Consumer and Competition Commission Act 2002*

**NOTICE OF INTENTION TO DECLARE GOODS UNSAFE**

PURSUANT to Section 114(1) of the *Independent Consumer and Competition Commission Act 2002* (“*ICCC Act*”), the Independent Consumer and Competition Commission (“*Commission*”), proposes to publish in the *National Gazette* a notice under Section 108(5) of the *ICCC Act* in substantially the same form and substance indicated below, declaring the goods described in the notice to be unsafe goods in Papua New Guinea (PNG).

***Declaration of Unsafe Goods (Certain Aquatic Toys Not Safe)***

Pursuant to Section 108(5) of the *Independent Consumer and Competition Commission Act 2002*, I hereby declare as unsafe in PNG, aquatic toys of the type described in this Notice. An aquatic toy for the purpose of this Notice is a toy made for children under 14 years old to play with and intended to support a child’s weight in water, whether or not: inflatable, worn or otherwise attached to the body. These items include but are not limited to: inflatable novelty shapes, inflatable toy boats which by virtue of their size and design are intended for use in shallow waters and unattached rings-complete or partial rings.

Such an aquatic toy cannot be supplied in PNG:

- Unless it carries the warnings permanently marked on it:

**WARNING - AQUATIC TOY - THIS IS NOT A LIFE SAVING DEVICE.  
USE ONLY IN SHALLOW WATER AND  
UNDER ADULT SUPERVISION.**

- Unless the above stated warning label is in the following form:
  - i. indelible (permanent);
  - ii. in block capitals;
  - iii. not less than 6mm in height when the aid is deflated; and
  - iv. in a colour contrasting with the background.
- If any advertising copy or graphics state or imply that the child will be safe with such a toy if left unsupervised:

NOTE: a graphic of a child using a product in a pool without showing a supervisor would not generally indicate the toy is safe to use without supervision. The graphic would need to imply/represent that supervision is unnecessary to be non-compliant.

**Notice of Intention to Declare Goods Unsafe—continued**

- All air inlets of the inflatable aquatic toy must have non-return valves with stoppers permanently attached to the toy.

**Excluded items:**

- \* Beach balls (not designed to support the weight of a child)
- \* Surfboards (designed to be used in surf conditions)
- \* Body/boogie boards (designed to be used in surf conditions)
- \* Inflatable air beds (as these are generally not considered as toys)
- \* Inflated boats which by virtue of their size and design are intended for use in deep water or kickboards

**Summary of Reasons**

Such toys have the potential to cause injury by way of:

**1. Death by drowning**

Children who cannot swim can drown if their aquatic toy fails or if they are using the toy unsupervised and relying on its buoyancy. The risk of drowning also increases if a child suffers an injury while playing with a toy in the water.

**2. Brain injury by near-drowning**

Children who are revived from near-drowning may still suffer permanent brain injury from lack of oxygen to the brain.

Subject to the above, any person or persons supplying unsafe aquatic toys of the type described in this Notice may be in breach of this Notice and liable for prosecution pursuant to Section 134 of the *ICCC Act* with a penalty of up to K50,000.00 or imprisonment for 6 months for summary offences; or a penalty of up to K100,000.00 or imprisonment for 2 years for indictable offences. Further pursuant to Section 111(1) of the Act, action may be taken by the Commission to recall these products. The Commission therefore advises that these products should not be supplied in PNG.

The Commission pursuant to Section 114 of the *ICCC Act* invites any person (who supplies or proposes to supply aquatic toys of the kind described in this Notice) to notify the Commission within 10 days of the publication of this Notice in the *National Gazette*, if they wish for the Commission to hold a conference in relation to this Notice.

The notifications should be addressed or hand delivered to: Independent Consumer and Competition Commission, Consumer Protection Division, 1<sup>st</sup> Floor, Garden City, Angau Drive, P.O. Box 6394, Boroko, National Capital District. Telephone: (675) 325 2144 Facsimile: (675) 325 3980.

Dated this 26th day of July, 2016.

P. AIN,  
Commissioner and Chief Executive Officer,  
For and on behalf of Independent Consumer and Competition Commission.

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*Independent Consumer and Competition Commission Act 2002*

**SECTION 108(5) DECLARATION NOTICE (CERTAIN PRAMS/STROLLERS NOT SAFE)*****Declaration of Unsafe Goods (Certain Prams/Strollers Not Safe)***

PURSUANT to Section 108(5) of the *Independent Consumer and Competition Commission Act 2002 (ICCC Act 2002)*, the Independent Consumer and Competition Commission ("Commission") hereby declares as unsafe in Papua New Guinea (PNG), prams and strollers of the type described in this Notice. A pram for the purpose of this Notice is a wheeled vehicle with a body of box-like or boat-like shape designed to transport a baby or child weighing up to and including 9kg, primarily in fully reclined position. A stroller for the purpose of this Notice is a wheeled vehicle designed to transport a child usually in a seated position which may also be adjusted to a semi-reclined or fully reclined position.

**Section 108(5) Declaration Notice (Certain Prams/Strollers Not Safe)—continued**

A pram/stroller cannot be supplied in PNG unless:

- it has a parking (brake) device;
- it has a permanently attached harness assembly;
- it is supplied with tether strap;
- it is permanently and conspicuously marked (in characters no less 2.5mm high) with the following notice:

**WARNING:**

- **FOLLOW THE MANUFACTURER'S INSTRUCTIONS;**
- **PUT ON ALL THE BRAKES WHENEVER YOU PARK THE PRAM/STROLLERS;**
- **DO NOT LEAVE CHILDREN UNATTENDED;**
- **DO NOT CARRY EXTRA CHILDREN OR BAGS ON THE PRAMS/STROLLERS;**
- **MAKE SURE CHILDREN ARE CLEAR OF ANY MOVING PARTS IF YOU ADJUST THE PRAM/STROLLER, OTHERWISE THEY MAY BE INJURED.**
- the labelling on the tether strap is marked in characters no less than 2.5mm high with the following warning: **WARNING: USE THIS STRAP TO STOP THE PRAM/STROLLER ROLLING AWAY;**
- it has a harness labelled with the following warning (**WARNING: USE THIS HARNESS AT ALL TIMES**) in character no less than 2.5mm high.

*Such products have the potential to cause injury by way of:*

**Serious injury or death**

Children can be put in dangerous situations and risk serious injuries if a pram or stroller rolls away from the carer's control.

**Limb and finger injuries**

If children gain access to certain parts of the pram or stroller they may trap and/or injure their limbs and fingers.

**Falls**

Children not properly restrained in a pram or stroller can either fall out or move to a position where it can topple.

**Strangulation or suffocation**

Strangulation or suffocation can occur if children become trapped in parts of the pram or stroller.

Subject to the above, any person or persons supplying certain prams/strollers with unsafe features described in this Notice may be in breach of this Notice and liable for prosecution pursuant to Section 134 of the *ICCC Act* with a penalty of up to K50,000.00 or imprisonment for 6 months for summary offences; or a penalty of up to K100,000.00 or imprisonment for 2 years for indictable offences. Further pursuant to Section 111(1) of the Act, action may be taken by the Commission to recall these products. The Commission therefore advises that these products should not be supplied in PNG

This declaration takes effect on and from the date of publication of this Notice in the *National Gazette* and unless revoked, shall remain in force for 18 months.

Dated this 26th day of July, 2016.

P. AIN,  
Commissioner and Chief Executive Officer,  
For and on behalf of Independent Consumer and Competition Commission.

## PNG HARBOURS MANAGEMENT SERVICES

## AMENDMENT

This is to advise the public that the information under the following items on Page 3 of the *National Gazette* No. G427 dated 3rd October, 2013 was amended and includes new rates.

*Under item 5 Ship to Ship Transfer Fees, include table (C) Container Break Bulk Rates*

## (C) CONTAINER BREAK BULK RATES

No.	Description	Per/Unit	Overseas Cargo (Rate per Unit)		Coastal Cargo (Rate per Unit)	
			Inward (K)	Outward (K)	Inward (K)	Outward (K)
1.	Container (FCL/LCL)	Over 40ft	289.90	289.90	144.95	144.95
		40ft	193.30	193.30	96.63	96.63
		20ft	96.63	96.63	48.30	48.30
		10/9m <sup>3</sup>	48.30	48.30	24.20	24.20
		4m <sup>3</sup> /D-box	32.20	32.20	16.07	16.07
2.	Empty Container	Tonne/Weight	36.95	36.96	10.93	10.93
3.	Fabrication (Boats, Iron, Tanks)	Meter Length	54.60	54.60	14.60	14.60
4.	Sand, Road Metals, Soil	Tonne/Weight	25.40	20.60	13.82	13.82
5.	Cement	Tonne/Weight	25.60	20.60	13.82	13.82
6.	Copper Ore	Tonne/Weight	-	2.20	1.50	1.50
7.	Timber Products	Tonne/Weight	-	1.80	1.00	1.00
8.	Agriculture Products	Tonne/Weight	25.40	25.40	7.28	7.28
9.	Fish	Tonne/Weight	37.61	37.61	11.29	11.29
10.	Others not above	Tonne/Weight/Cubic meter whichever greater	25.40	25.40	13.82	13.82

**Under Item 6 of License Fees** "License to operate a Port Facility" No. 1 has been amended as new rates.

## LICENSE FEES SCHEDULE

No.	Description	Type of Port Facility	Total Rate per RT
1	License to operate a Port Facility	Type 1 - Small Privately owned Port Facilities	500.00 for 2 years
		Type 2 - Non Commercial Ramps	1,000.00 for 2 years
		Type 3 - Medium Commercial Operations/Ramps	2,500.00 for 2 years
		Type 4 - Major Commercial Operations	5,000.00 for 2 years

## 2. NEW SECTIONS (ADDENUM)

**Item 10—Sea to Ship or Ship to Sea Fees** with new rates as follows:—

No.	Description	Rate/RT	Total Rate per RT
1.	Dry Bulk (eg. Vessels)	2.20	2.42
2.	Project Cargo	3.20	3.52
3.	Other	2.20	2.42

We apologize for the inconveniences caused.

Dated this 28th day of July, 2016.

H. KILA (Ms),  
Chief Maritime Compliance Officer & Port Manager.

*Land Groups Incorporation (Amended) Act 2009***NOTICE OF LODGEMENT OF AN APPLICATION FOR RECOGNITION AS AN INCORPORATED LAND GROUP**

File No: 18516

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:

**GAMOTARUBU LAND GROUP INCORPORATED**

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

- (1) Its members belong to Gamotarubu Clan in Goata 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 the following customary land and properties in Rigo Inland Rural Local Level Government, Rigo District, Central Province.

Property	Description
1. Ilatau	Land & Creek
2. Teganagaeva	Creek
3. Gorami	Creek
4. Bokimi	Creek
5. Divilivo	Land & Mountain
6. Kiukona	Land & Mountain
7. Vanivo	Land & Mountain
8. Goimi	Creek
9. Minigonu	Creek
10. Gebeuma	Swamp
11. Gemonagohu	Swamp
12. Goupora	Land
13. Imoa	Creek & Land

Dated this 1st day of July, 2016.

J. SUKA,  
Registrar of Incorporated Land Groups.

*Note*:—A person(s), a group, the District Administrator or the village court within the local level government of this particular land group may within 30 days of publication of this notice, lodge with the Registrar of ILG an objection and reason thereof not to register this land group in accordance with Section 6 of *ILG (Amended) Act 2009*.

*Land Groups Incorporation (Amendment) Act 2009***NOTICE OF GRANT OF CERTIFICATE OF RECOGNITION**

REG ILG No: 495

PURSUANT to Section 33 of the *Land Groups Incorporation Act*, notice is hereby given that I intend to grant a Certificate of Recognition under Section 5 to a customary group of persons as an Incorporated Land Group to be known by the name of:—

**AYANDAMA LAND GROUP INCORPORATED**

1. Name: The name of the group shall be *Ayandama Land Group Inc.* (hereafter referred to as the Land Group).
2. Membership:
  - (1) Membership of the Land Group shall be open to persons who are members of the clans; or
  - (2) To persons who regard themselves and are regarded by the other members of the said clan as bound by Common Customs and Beliefs.

Notice of Grant of Certificate of Recognition—*continued*

3. Controlling Body: The Committee shall be composed of a Chairperson, Deputy Chairperson, Secretary, Treasurer and up to two (2) other Committee Members as hereunder:—

<u>Position</u>	<u>Names</u>
Chairperson	Kilian Vinansius
Deputy Chairperson	Joseph Uiui
Secretary	Justin Uiui
Treasurer	Augustine Pgutai
Female Representative	Grace John
Female Representative	Fidelma Svangaram

4. Dispute Settlement Authority: The Dispute Settlement Authority shall consist of three (3) members but not more than five (5) members:—

<u>Names</u>	<u>Village</u>	<u>Position</u>
Lucas Sirguras	Kisra	Clan Elder
Blasius Kumandak	Kisra	Clan Elder
Camilus Smbnguras	Simbar	Councillor

I certify that the Incorporated Land Group has complied with the traditional customs of Kisra Village in Josephstaal Rural Local Level Government, Middle Ramu District, Madang Province.

Given under my hand at Waigani, this 22nd day of July, 2016.

J. SUKA,  
Registrar of Incorporated Land Groups.

*NB:*—As Committee Members and Dispute Settlement Authority Members may change from time to time, a search of the registered copy of the Certificate should be conducted.

File No: 18416.

*Oil and Gas Act No. 49 of 1998*

**APPLICATION FOR THE GRANT OF A PETROLEUM PROSPECTING LICENCE (APPL 590)**

IT is notified that Oil Search (PNG) Limited of P.O. Box 842, Port Moresby, National Capital District, Papua New Guinea has applied for the grant of a Petroleum Prospecting Licence over 37 graticular blocks area located in the Western Province and West Sepik Province of Papua New Guinea.

SCHEDULE

*Description of Blocks:*

All blocks listed hereunder can be identified by the map title and section number as shown on Graticular Section Map (1:1 000 000) prepared and published under the authority of the Minister and available at the Department of Petroleum and Energy, Port Moresby.

MAP IDENTIFICATION

*Fly River Map Sheet S.B. 55*

Block Numbers: 829-837, 901-909, 973-978, 1045-1050, 1119-1122 and 1192-1194.

**Application for the Grant of a Petroleum Prospecting Licence (Appl 590)—*continued***

The total number of blocks in the application is thirty-seven (37) and all are inclusive. The application is registered as APPL 590.

Any person who claims to be affected by this application may file notice of his/her objection with the Director, care of the Principal Petroleum Registrar, P.O. Box 1993, Port Moresby, NCD, within one month after the date of publication of this notice in the Papua New Guinea *National Gazette*.

Dated this 6th day of July, 2016.

J. HAUMU,  
Acting Director—Petroleum Division and,  
A Delegate of the Director, *Oil and Gas Act*.