

THE ISLAND OF NAURU.

No. 2 of 1952.

A N O R D I N A N C E

Relating to the Postal and Telegraphic Services of the Island of Nauru and the Rates therefor.

BE it ordained by the Administrator of the Island of Nauru, acting in pursuance of the powers conferred by Article 1 of the Agreement dated the second day of July, 1919, between His Majesty's Government in London, His Majesty's Government of the Commonwealth of Australia, and His Majesty's Government of the Dominion of New Zealand, as follows :-

Short title.           1.       This Ordinance may be cited as the Post and Telegraph Ordinance 1952.

Definitions.           2.       In this Ordinance, unless the contrary intention appears -

"the Island" means the Island of Nauru;

"the Post and Telegraph Act" means the Post and Telegraph Act 1901-1950 of the Commonwealth and, if that Act is amended, includes that Act as so amended, and also includes the Regulations for the time being in force under that Act;

"the Rates Act" means the Post and Telegraph Rates Act 1902-1951 of the Commonwealth and, if that Act is amended, includes that Act as so amended.

Adoption of certain Commonwealth Acts and Regulations.

3.-(1.) The Post and Telegraph Act and the Rates Act are adopted, subject to such modifications and adaptations as are prescribed by or under Ordinance of the Island, as laws of the Island of Nauru, so far as they are applicable to the circumstances of the Island, and this Ordinance shall be incorporated and read as one with those Acts as so adopted.

(2.) Where a provision in the Post and Telegraph Act or the Rates Act is repugnant to or inconsistent with any provision of any Act, Ordinance, law, Regulation, rule, order or proclamation having the force of law that has been or may hereafter be expressed to extend to or applied to or made or promulgated in the Island, the latter shall prevail.

Adopted Acts to be construed to meet circumstances of the Island.

4.- (1.) Subject to this Ordinance, a reference in the Post and Telegraph Act or the Rates Act to the Commonwealth or to a place, court, authority, person, subject, matter or thing in the Commonwealth shall, in their application to the Island, be read as referring respectively to the Island or to the corresponding place, court, authority, person, subject, matter or thing in the Island.

(2.) For the purpose of facilitating the application of the Post and Telegraph Act and the Rates Act to the Island, any court of the Island may, subject to this Ordinance, construe them with such verbal alteration not affecting the substance as is necessary to render them applicable to the matter before the Court.

References to "Governor-General" etc.

5. In their application to the Island, references in the Post and Telegraph Act and the Rates Act to the Governor-General, the Postmaster-General or the Director, Posts and Telegraphs, shall be read as references to the Administrator of the Island.

Amendment of Post and Telegraph Act and Rates Act.

6.- (1.) The Post and Telegraph Act, in its application to the Island, is amended by omitting sections four to eight (both inclusive), sixteen and ninety-seven.

(2.) The Rates Act, in its application to the Island, is amended by omitting section nine.

Rates of postage.

7.- (1.) The rates of postage prescribed by the Rates Act shall be the charges for the transmission of postal articles posted on the Island for delivery in -

- (a) the Island;
- (b) the Commonwealth;
- (c) the Territory of Papua and New Guinea;  
or
- (d) the Territory of Norfolk Island.

exclusive of additional fees prescribed under the Post and Telegraph Act for special services.

(2.) The rates of postage as determined from time to time by the Governor-General under section fourteen of the Post and Telegraph Act shall be the charges for the transmission of postal articles posted on the Island for delivery in places outside the Island, other than the Commonwealth, the Territory of Papua and New Guinea and the Territory of Norfolk Island.

Validation of collection of fees.

8. All fees and charges demanded or collected for the transmission of postal articles posted on the Island before the commencement of this Ordinance shall be deemed to have been lawfully demanded and collected.

Regulations.

9. The Administrator may make regulations, not inconsistent with this Ordinance, prescribing all matters which by this Ordinance are required or permitted to be prescribed, or which are necessary or convenient to be prescribed, for carrying out or giving effect to this Ordinance and, in particular, for all or any of the purposes specified in section ninety-seven of the Post and Telegraph Act and section nine of the Rates Act.

DATED this eleventh day of February, 1952.

R.S. RICHARDS  
Administrator of the Island of Nauru.