

INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 345.

Aid Status (Privileges and Immunities).

GENERAL ANNOTATION.

ADMINISTRATION.

The administration of this Chapter was vested in the Minister for Foreign Affairs and Trade at the date of its preparation for inclusion.

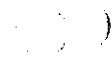
The present administration may be ascertained by reference to the most recent Determination of Titles and Responsibilities of Ministers made under Section 148(1) of the Constitution.

TABLE OF CONTENTS.

	<i>Page.</i>
<i>Aid Status (Privileges and Immunities) Act</i>	3
Regulations	—
Subsidiary Legislation	9
Appendix—	
Source of Act.	



Handwritten notes on a set of four horizontal lines. The lines are solid, dashed, solid, and solid from top to bottom. The handwriting is very faint and illegible.



Handwritten notes on a set of four horizontal lines. The lines are solid, dashed, solid, and solid from top to bottom. The handwriting is very faint and illegible.



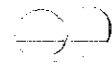
INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 345.

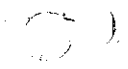
Aid Status (Privileges and Immunities) Act.

ARRANGEMENT OF SECTIONS.

1. Interpretation—
 - "designated aid status"
 - "family"
 - "the organization"
 - "personal goods"
 - "the State"
 - "this Act".
2. Grant of designated aid status.
3. Revocation of designated aid status.
4. Exemption from taxation, etc.
5. Motor vehicle not subject to duty.
6. Exemption for equipment, etc.
7. Evidence.
8. Regulations.







INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 345.

Aid Status (Privileges and Immunities) Act.

Being an Act—

- (a) providing for the grant of aid status to certain organizations and personnel attached to those organizations; and
- (b) prescribing certain privileges and immunities to be accorded to organizations and personnel granted aid status;

and for related matters.

1. Interpretation.

In this Act, unless the contrary intention appears—

“designated aid status” means designated aid status granted under Section 2;

“family”, in relation to a person granted designated aid status, means the spouse (if any) of that person and includes any child under 18 years of age and relative who is dependant on or maintained by that person or spouse;

“the organization”, in relation to a person granted aid status under Section 2(2) means the organization granted aid status under Section 2(1) to which he is attached or by which he is engaged;

“personal goods” means goods that are—

- (a) the property of; and
- (b) suitable for the use of,

the person granted designated aid status and his family;

“the State” includes statutory authorities and instrumentalities of the State;

“this Act” includes the regulations.

2. Grant of designated aid status.

(1) An organization may be granted designated aid status by the Head of State, acting on advice.

(2) Where an organization has been granted designated aid status under Subsection (1), the Minister may grant to persons engaged by or attached to such an organization, designated aid status.

3. Revocation of designated aid status.

The Head of State, acting on advice, may, where he is of the opinion that—

- (a) an organization should no longer be granted designated aid status; or
- (b) a person to whom aid status was granted, is no longer engaged by or attached to an organization to which designated aid status has been granted,

revoke the designated aid status.

4. Exemption from taxation, etc.

A person granted designated aid status and his family shall—

- (a) be exempt from taxation on the salaries and emoluments paid to him by the organization; and
- (b) be immune from immigration restrictions and aliens registration; and
- (c) have the right at the time of first taking up his post in the country and for a period of six months after that date to import his personal goods free of import duty and import levy.

5. Motor vehicle not subject to duty.

(1) Subject to Subsection (2), a person granted designated aid status may—

- (a) import a motor vehicle; or
- (b) within six months after the date on which he takes up his post in the country—purchase a motor vehicle,

free of import duty and import levy.

(2) Where a person granted designated aid status sells or disposes of a motor vehicle to which Subsection (1) applies before the expiration of a period of two years after the date of importation or purchase of the vehicle free of import duty and import levy, he shall, subject to Subsection (3), pay the import duty and import levy that was payable on the vehicle at the date on which it was imported or purchased.

(3) The Minister may, if he thinks fit, waive or reduce the import duty and import levy payable under Subsection (2).

6. Exemption for equipment, etc.

(1) Subject to Subsection (2) an organization granted designated aid status shall be exempt from the payment of import duty and import levy in respect of—

- (a) vehicles; and
- (b) plant and equipment,

that are imported or purchased for the purpose of performing functions under an aid agreement entered into with the State.

(2) Where an organization that has been granted designated aid status has that aid status revoked before the expiration of a period of two years after the date of importation of a vehicle, plant or equipment, as the case may be, it shall, subject to Subsection (3), pay the import duty and import levy that was payable on the vehicle or equipment at the date on which it was imported or purchased.

(3) The Minister may, if he thinks fit, waive or reduce the import duty and import levy payable under Subsection (2).

7. Evidence.

A certificate under the hand of the Minister certifying that, on a specified date or during a specified period—

- (a) a specified organization had designated aid status; or
- (b) a specified person—
 - (i) was engaged by or attached to an organization having designated aid status; and
 - (ii) had designated aid status; or

Aid Status (Privileges and Immunities)

Ch. No. 345

(c) the grant of designated aid status to a specified organization or specified person was revoked,
is evidence of the matter so certified.

8. Regulations.

The Head of State, acting on advice, may make regulations not inconsistent with this Act, prescribing all matters that by this Act are required or permitted to be prescribed, or that are necessary or convenient to be prescribed, for carrying out or giving effect to this Act.

2)

1)

2)

INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 345.

Aid Status (Privileges and Immunities).

SUBSIDIARY LEGISLATION.

Act, Section 2(1)—Organization granted designated aid status.

Specialized Agencies of the United Nations, namely—

- The International Labour Organization (ILO)
- The Food and Agriculture Organization (FAO)
- The International Civil Aviation Organization (ICAO)
- The United Nations Education, Scientific and Cultural Organization (UNESCO)
- The International Monetary Fund (IMF)
- The International Bank for Reconstruction and Development (IBRD)
- The World Health Organization (WHO)
- The Universal Postal Union (UPU)
- The International Telecommunications Union (ITU)
- The International Finance Corporation (IFC)
- The World Meteorological Organization (IMO)
- The International Development Association (IDA)
- The Inter-Governmental Maritime Consultative Organization (GMCO)
- The General Agreement on Tariffs and Trade (GATT)

Other Organizations, namely—

- The Commonwealth Secretariat
- The Government of New Zealand
- The Government of the United Kingdom
- The Japan International Co-operation Agency (JICA)
- The Canadian International Development Agency (CIDA)
- The Norwegian Agency for International Development (NORAD)
- The Asian Development Bank

20

21

22

INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 345.

Aid Status (Privileges and Immunities).

APPENDIX.

SOURCE OF THE AID STATUS (PRIVILEGES AND IMMUNITIES) ACT.

Part A.—Previous Legislation.

Aid Status (Privileges and Immunities) Act 1977 (No. 10 of 1977).

Part B.—Cross References.

Section, etc., in Revised Edition.	Previous Reference ¹ .
1	1
2	2
3	3
4	4
5	5
6	6
7	7
8	8

¹Unless otherwise indicated, references are to the Act set out in Part A.

2

2

2