

MARRIAGE AND DIVORCE—

DIVORCE AND MATRIMONIAL CAUSES (NEW
GUINEA) ORDINANCE 1951.⁽¹⁾

No. 5 of 1951.

An Ordinance to amend the Divorce and Matrimonial
Causes Ordinance 1934 of the Territory of New
Guinea.

BE it ordained by the Governor-General in and over the Commonwealth of Australia, with the advice of the Federal Executive Council, in pursuance of the powers conferred by the *Papua and New Guinea Act 1949-1950*, as follows:—

1.—(1.) This Ordinance may be cited as the *Divorce and Matrimonial Causes (New Guinea) Ordinance 1951*.⁽¹⁾

(2.) The *Divorce and Matrimonial Causes Ordinance 1934*⁽²⁾ of the Territory of New Guinea is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Divorce and Matrimonial Causes Ordinance 1934-1951*.

Short title
and citation.

Commencement.

2. This Ordinance shall come into operation on a date to be fixed by the Administrator by notice in the *Gazette*.⁽¹⁾

(1) Particulars of this Ordinance are as follows:—

Date on which made by Gov.-Gen. in Council.	Date on which notified in <i>Cwllth. Gaz.</i>	Date on which took effect.
22. 2. 1951	1. 3. 1951	1. 6. 1951 (Papua and N.G. <i>Govt. Gaz.</i> of 31. 5. 1951)

(2) Printed in *The Laws of the Territory of New Guinea 1921-1945 (Annotated)*, Vol. III., on pp. 3155-3166.

3. Section fourteen of the Principal Ordinance is amended by adding at the end thereof the following paragraph:—

Grounds for
divorce.

“(j) That the respondent has, for a period or periods aggregating five out of the six years immediately preceding the filing of the petition, been confined in an institution under any law of the Territory or elsewhere relating to the confinement of mental defectives, and is unlikely to recover.

In computing the period of confinement for the purposes of this paragraph, confinement before the enactment of this paragraph may be taken into account.”