

ORDINANCES REVISION ORDINANCE 1951.⁽¹⁾

No. 74 of 1951.

An Ordinance to repeal or to amend certain Ordinances and other Laws in force in the Territory.

BE it ordained by the Administrator of the Government of 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:—

- Short title.** 1. This Ordinance may be cited as the *Ordinances Revision Ordinance 1951.*⁽¹⁾
- Amendment of Ordinance, &c., of the Territory of Papua.** 2. The Ordinance and Regulations of the Territory of Papua specified in the first column of the First Schedule to this Ordinance are amended as respectively specified in the second column of that Schedule.
- Amendment of Ordinance, &c., of the Territory of New Guinea.** 3. The Ordinance and Regulations of the Territory of New Guinea specified in the first column of the Second Schedule to this Ordinance are amended as respectively specified in the second column of that Schedule.
- Amendment of Ordinance, &c., of the Territory of Papua-New Guinea.** 4. The Ordinance and Regulations of the Territory of Papua-New Guinea specified in the first column of the Third Schedule to this Ordinance are amended as respectively specified in the second column of that Schedule.
- Amendment of Ordinances of the Territory of Papua and New Guinea.** 5. The Ordinances of the Territory of Papua and New Guinea specified in the first column of the Fourth Schedule to this Ordinance are amended as respectively specified in the second column of that Schedule.
- Repeal.** 6. The Ordinances and Regulations specified in the Fifth Schedule to this Ordinance are repealed.
- Amendment and citation of *The Courts and Laws Adopting Ordinance (Amended) of 1889 (Papua).*** 7.—(1.) *The Courts and Laws Adopting Ordinance (Amended) of 1889*⁽²⁾ of the Territory of Papua is amended as specified in the Sixth Schedule to this Ordinance.
(2.) *The Courts and Laws Adopting Ordinance (Amended) of 1889*⁽²⁾ of the Territory of Papua, as amended before the commencement of this Ordinance and as amended by this Ordinance, may be cited as the *Courts and Laws Adopting Ordinance 1889-1951.*

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

Date on which made by Cwth. Administrator in Council.	Date on which notified in <i>Cwth. Gaz.</i>	Date on which took effect.
16.11.1951	22.11.1951	22.11.1951 (<i>Cwth. Gaz.</i> of 22.11.1951)

(2) Printed in *The Laws of the Territory of Papua 1888-1945 (Annotated)*, Vol. III., on pp. 2765-2770.

8. The *Laws Repeal and Adopting Ordinance 1921-1939* ⁽³⁾ of the Territory of New Guinea, as amended before the commencement of this Ordinance, may be cited as the *Laws Repeal and Adopting Ordinance 1921-1951*. Citation of *Laws Repeal and Adopting Ordinance 1921-1939* (T.N.G.).

9. Each Ordinance specified in the first column of the Seventh Schedule to this Ordinance, as amended by this Ordinance, may be cited in the manner specified in the second column of that Schedule opposite the reference to that first-mentioned Ordinance in the first column. Citation of Ordinances amended by this Ordinance.

THE SCHEDULES.

FIRST SCHEDULE.

Section 2.

ORDINANCE AND REGULATIONS OF THE TERRITORY OF PAPUA. PART I.—ORDINANCE.

(First Column). Ordinance.	(Second Column). Extent of Amendment.
<i>Ordinances Revision Ordinance, 1913</i>	First Schedule, Part I.— (a) Omit— “ 31 Vic. No. 22 The Statute of The pre- Frauds and Limi- amble.”; tations of 1867 (b) Omit— “ 46 Vic. No. 4 The Corrected Title Sections 3 to Lands Act of and 5.”; 1882 and (c) Omit— “ 48 Vic. No. 10 The Bills of Ex- Section 98.”. change Act of 1884 First Schedule, Part II.— Omit— “ 9 of 1910 .. The Customs Ordi- Section 3.” nance of 1910 Second Schedule— (a) Omit the amendment to Ordinance No. 3 of 1912 (Native Labour); (b) Omit the amendment to Ordinance No. 21 of 1912 (Fire Prevention); (c) Omit the amendment to Ordinance No. 30 of 1912 (Butchers); and (d) Omit the amendment to Ordinance No. 40 of 1912 (Life Policies).

PART II.—REGULATIONS.

(First Column). Regulations.	(Second Column). Extent of Amendment.
Royal Papuan Constabulary Regulations, Amendment of (S.R. No. 2 of 1947)	The Second Schedule— Omit from Item 1 “puls” insert “plus”.

(3) Printed in *The Laws of the Territory of New Guinea 1921-1945 (Annotated)*, Vol. III., on pp. 3003-3012.

PART A : LAWS (INTERPRETATION, REPRINTING AND REVISION)—

SECOND SCHEDULE.

Section 3.

ORDINANCE AND REGULATIONS OF THE TERRITORY OF NEW GUINEA.

PART I.—ORDINANCE.

(First Column). Ordinance.	(Second Column). Extent of Amendment.
<i>Licences Ordinance</i> 1923-1937	Section 4— Omit "pedler's" (wherever occurring) insert "pedlar's". Section 7— Omit "pedler's" in sub-section (1.) insert "pedlar's". The Schedules, Form B— (a) Omit "PEDLER'S" insert "PEDLAR'S"; and (b) Omit "Pedlers" insert "Pedlars".

PART II.—REGULATIONS.

(First Column). Regulations.	(Second Column). Extent of Amendment.
*Coastal Shipping, Ports and Har- bours Regulations 1938, Amendment of (S.R. No. 3 of 1948)	Regulation 2— Omit "Coastal Shipping, Ports, and Harbours Regulations" insert "Coastal Shipping, Ports, and Harbours Regulations 1938".
Licences Regula- tions 1934	Regulation 5— Omit "pedler's" insert "pedlar's". Regulation 6— Omit "pedler's" (wherever occurring) insert "pedlar's". Regulation 17— Omit "pedler's" insert "pedlar's". Regulation 19— Omit "pedler's" from sub-regulation (2.) insert "pedlar's". Regulation 22— (a) Omit "pedler's" (wherever occurring) insert "pedlar's"; and (b) Omit "pedler" (wherever occurring) insert "pedlar". Regulation 22A— Omit "pedler's" insert "pedlar's". Regulation 23— Omit "pedler's" (wherever occurring) insert "pedlar's". Regulation 23A— Omit "pedler's" insert "pedlar's". The Schedule, Form 2— (a) Omit "PEDLER'S" insert "PEDLAR'S"; and (b) Omit "pedler's" (wherever occurring) insert "pedlar's".
Police Force Regu- lations Amend- ment of (S.R. No. 3 of 1947)	The Ninth Schedule— Omit from Item 4 "frenquently" insert "frequently".

THIRD SCHEDULE.

Section 4.

ORDINANCE AND REGULATIONS OF THE TERRITORY OF PAPUA-NEW GUINEA.

PART I.—ORDINANCE.

(First Column). Ordinance.	(Second Column). Extent of Amendment.
<i>Ordinances Reprint and Revision Ordinance 1947-1950</i>	The First Schedule— (a) Omit the amendment to the <i>Weights and Measures Ordinance 1939</i> ; and (b) Omit the amendment to the <i>Weights and Measures Ordinance, 1913</i> (Papua, adopted). The Second Schedule— (a) Omit the amendment to <i>The Matrimonial Causes Jurisdiction Ordinance of 1910</i> ; and (b) Omit the amendment to the <i>Weights and Measures Ordinance, 1913</i> The Third Schedule— (a) Omit the amendments to the <i>Customs Regulations</i> ; and (b) Omit the amendment to the <i>Sale of Meat Regulations 1923</i>

PART II.—REGULATIONS.

(First Column). Regulations.	(Second Column). Extent of Amendment.
Cinematograph Censorship (New Guinea) Regulations (S.R. No. 18 of 1947)	Form A— Omit “under under” insert “under”.
Native Labour Regulations, Amendment of (S.R. No. 12 of 1948)	Item 9— Omit “frest” insert “fresh”.
Private Mail-Bags Regulations, 1947 (S.R. No. 15 of 1947)	Regulation 7— Omit from paragraph (b) of sub-regulation (3.) “at which bag” insert “at which the bag”.

FOURTH SCHEDULE.

Section 5.

ORDINANCES OF THE TERRITORY OF PAPUA AND NEW GUINEA.

(First Column). Ordinance.	(Second Column). Extent of Amendment.
<i>Amendments Incorporation Ordinance 1951</i>	Section 1— Omit “at” insert “as”.
<i>Ordinances Revision Ordinance 1950</i>	First Schedule— (a) Omit the amendment to the <i>Bills of Exchange Ordinance, 1884-1937</i> ; (b) Omit the amendment to the <i>Butchers Ordinance, 1912</i> ; (c) Omit the amendment to the <i>Fire Prevention Ordinance, 1912</i> ; (d) Omit the amendment to the <i>Insolvency Ordinance, 1912</i> ; and (e) Omit the amendment to the <i>Partnership Ordinance, 1912</i> .

PART A: LAWS (INTERPRETATION, REPRINTING AND REVISION)—

FOURTH SCHEDULE—*continued.*

ORDINANCES OF THE TERRITORY OF PAPUA AND NEW GUINEA—*continued.*

(First Column). Ordinance.	(Second Column.) Extent of Amendment.
<i>Ordinances Revision Ordinance 1950—continued.</i>	<p>Second Schedule—</p> <p>(a) Omit the amendment to the <i>Insolvency Ordinance, 1912</i> (Papua, adopted); and</p> <p>(b) Omit the amendment to the <i>Partnership Ordinance, 1912</i> (Papua, adopted).</p> <p>Fourth Schedule—</p> <p>Omit the amendment to the <i>Customs Regulations, 1917.</i></p> <p>Fifth Schedule—</p> <p>(a) Omit— “<i>Bills of Exchange Ordinance, 1884–1937</i>” <i>Bills of Exchange Ordinance, 1884–1950</i>”;</p> <p>(b) Omit— “<i>Butchers Ordinance, 1912</i>” <i>Butchers Ordinance, 1912–1950</i>”;</p> <p>(c) Omit— “<i>Fire Prevention Ordinance, 1912</i>” <i>Fire Prevention Ordinance, 1912–1950</i>”;</p> <p>(d) Omit— “<i>Insolvency Ordinance, 1912</i>” <i>Insolvency Ordinance, 1912–1950</i>”;</p> <p>(e) Omit— “<i>Partnership Ordinance, 1912</i>” <i>Partnership Ordinance, 1912–1950</i>”;</p> <p>(f) Omit— “<i>Weights and Measures Ordinance, 1913</i>” <i>Weights and Measures Ordinance, 1913–1947</i>” ; and</p> <p>(g) Omit— “<i>Weights and Measures Ordinance 1939</i>” <i>Weights and Measures Ordinance 1939–1947</i>”.</p>

FIFTH SCHEDULE.

Section 6.

Short Title.	No. and Year.
--------------	---------------

ORDINANCES AND REGULATIONS OF THE TERRITORY OF PAPUA.

<i>Copra Producers Assistance Ordinance, 1934</i>	No. 2 of 1934
<i>Copra Producers Assistance Regulations, 1934</i>	S.R. No. 5 of 1934
<i>Port Moresby to Rona Railway Ordinance, 1914</i>	No. 15 of 1914

ORDINANCE OF THE TERRITORY OF NEW GUINEA.

<i>Business Tax Repeal Ordinance 1926</i>	No. 8 of 1926
---	-------	---------------

ORDINANCES OF THE TERRITORY OF PAPUA-NEW GUINEA.

<i>Appropriation Ordinance 1945–1946</i>	No. 7 of 1947
<i>Appropriation Ordinance 1946–47</i>	No. 7 of 1948
<i>Appropriation Ordinance 1948–49</i>	No. 13 of 1948
<i>Co-operative Societies Ordinance 1948</i>	No. 9 of 1948

FIFTH SCHEDULE—continued.

Short Title.	No. and Year.
ORDINANCES OF THE TERRITORY OF PAPUA-NEW GUINEA—continued.	
<i>Native Labour Contracts of Service Validation Ordinance</i> 1946 ..	No. 9 of 1946
<i>Native Labour (Wages and Conditions of Employment) Ordinance</i> 1947 ..	No. 3 of 1947
<i>Supply Ordinance (No. 1)</i> 1945-1946 ..	No. 3 of 1945
<i>Supply Ordinance (No. 1)</i> 1946-1947 ..	No. 10 of 1946
<i>Supply Ordinance (No. 2)</i> 1946-1947 ..	No. 2 of 1947
<i>Supply Ordinance (No. 3)</i> 1946-1947 ..	No. 6 of 1947
<i>Supply Ordinance (No. 1)</i> 1947-48 ..	No. 11 of 1947
<i>Supply Ordinance (No. 2)</i> 1947-48 ..	No. 15 of 1947
<i>Supply Ordinance (No. 3)</i> 1947-48 ..	No. 1 of 1948
<i>Supply Ordinance (No. 4)</i> 1947-48 ..	No. 4 of 1948
<i>Supply Ordinance (No. 1)</i> 1948-49 ..	No. 6 of 1948
<i>Supply Ordinance (No. 2)</i> 1948-49 ..	No. 8 of 1948
<i>Supply Ordinance (No. 1)</i> 1949-50 ..	No. 4 of 1949
ORDINANCE OF THE TERRITORY OF PAPUA AND NEW GUINEA.	
<i>Public Service Ordinances Repeal Ordinance</i> 1950 ..	No. 40 of 1950

SIXTH SCHEDULE.

Section 7.

Schedule A is repealed and the following Schedule inserted in its stead:—
“SCHEDULE A.

No. of Act.	Short Title or Subject of Act.
5 Wm. IV. No. 10	Removing doubts respecting English Usury Laws.
11 Vic. No. 23 ..	Protection of Seamen.
14 Vic. No. 7 ..	Apprehension of fugitive Offenders.
17 Vic. No. 36 ..	Relating to Seamen.
25 Vic. No. 10 ..	<i>The Streets Closing Act</i> of 1861.
25 Vic. No. 19 ..	Respecting Incorporation of Religious, Educational, and Charitable Institutions.
29 Vic. No. 4 ..	<i>The Coinage Offences Act</i> of 1865.
31 Vic. No. 11 ..	<i>The Interdict Act</i> of 1867
31 Vic. No. 16 ..	<i>The Distress Replevin and Ejectment Act</i> of 1867.
31 Vic. No. 17 ..	<i>The Common Law Practice Act</i> of 1867, clauses twenty, twenty-one and twenty-two.
31 Vic. No. 19 ..	<i>The Trustees and Incapacitated Persons Act</i> of 1867.
31 Vic. No. 24 ..	<i>The Succession Act</i> of 1867.
31 Vic. No. 27 ..	<i>The Summary Ejectment Act</i> of 1867.
38 Vic. No. 10 ..	Amending 17 Vic. No. 36.
39 Vic. No. 3 ..	<i>The Sheriffs Act</i> of 1875
41 Vic. No. 3 ..	<i>The Navigation Act</i> of 1876
41 Vic. No. 24 ..	<i>The Intestacy Act</i> of 1877.
48 Vic. No. 9 ..	<i>The Grants and Leases to Deceased Persons Act</i> of 1884.
48 Vic. No. 11 ..	<i>The Succession Act Declaratory Act</i> of 1884.
49 Vic. No. 15 ..	<i>The Undue Subdivision of Land Prevention Act</i> of 1885.
50 Vic. No. 10 ..	<i>The Mineral Oils Act</i> of 1886.
50 Vic. No. 13 ..	<i>The Settled Land Act</i> of 1886.”

PART A : LAWS (INTERPRETATION, REPRINTING AND REVISION)—

Section 9.

SEVENTH SCHEDULE.
CITATION OF ORDINANCES.

First Column.	Second Column.
ORDINANCE OF THE TERRITORY OF PAPUA.	
[<i>Ordinances Revision Ordinance</i> , 1913 ..	<i>Ordinances Revision Ordinance</i> 1913-1951] ⁽⁴⁾
ORDINANCE OF THE TERRITORY OF NEW GUINEA.	
<i>Licences Ordinance</i> 1923-1937 ..	<i>Licences Ordinance</i> 1923-1951
ORDINANCE OF THE TERRITORY OF PAPUA-NEW GUINEA.	
<i>Ordinances Reprint and Revision Ordinance</i> 1947-1950	<i>Ordinances Reprint and Revision Ordinance</i> 1947-1951
ORDINANCES OF THE TERRITORY OF PAPUA AND NEW GUINEA.	
<i>Amendments Incorporation Ordinance</i> 1951	<i>Amendments Incorporation Ordinances</i> 1951
[<i>Ordinances Revision Ordinance</i> 1950 ..	<i>Ordinances Revision Ordinance</i> 1950-1951] ⁽⁴⁾

(4) The words and figures enclosed by square brackets have been omitted by Section 5 and the Third Schedule of the *Ordinances Revision Ordinance (No. 2)* 1951 printed in an Appendix to this