

INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 187.

Land (Estates Tail).

GENERAL ANNOTATION.

ADMINISTRATION.

As at 13 February 1976 (the date of gazettal of the most comprehensive allocation of responsibilities to Ministers and Departments at about the effective date), it appears from the determination of the functions of Ministers that it came within the responsibility of the Minister for Justice.

The Chapter does not refer to "the Minister", "the Departmental Head" or "the Department".

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Land (Estates Tail) Act.

ARRANGEMENT OF SECTIONS.

1. Present entitlement to estate tail.
2. Future entitlement to estate tail.

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CHAPTER NO. 187.

Land (Estates Tail) Act.

Being an Act to abolish estates tail¹.

1. Present entitlement to estate tail.

Where a person is entitled to an estate tail (whether legal or equitable, and whether in possession, reversion or remainder) in any land, he shall be deemed to be entitled to an estate in fee simple or the equivalent interest (legal or equitable, as the case may be) to the land, to the exclusion of all estates or interests that may take effect after the determination of or in defeasance of any estate tail.

2. Future entitlement to estate tail.

Where, but for this Act, a person would become entitled to an estate tail (whether legal or equitable) in any land, the estate shall be deemed to be an estate in fee simple or the equivalent interest (legal or equitable, as the case may be) to the land, to the exclusion of all estates or interests that, but for this Act, would have taken effect after the determination of or in defeasance of any estate tail.

¹ But see *Constitution*, Section 53. The validity of this Act post-Independence and after the effective date depends on the effect of the equivalent pre-Independence provision, as to which see the pre-Independence *Law Reform (Miscellaneous Provisions) Act 1962*, Section 38.

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APPENDIX.

SOURCE OF THE LAND (ESTATES TAIL) ACT.

Part A.—Previous Legislation.

Law Reform (Miscellaneous Provisions) Act 1962 (No. 58 of 1962), Section 38

Part B.—Cross References.

Section, etc., in Revised Edition.	Previous Reference ¹ .
1	38(2)
2	38(1)

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