

PAPUA.



No. 15 of 1940.

AN ORDINANCE

To Amend the "Land Ordinance, 1911-1935."

[RESERVED 15TH AUGUST, 1940;

ASSENTED TO 16TH OCTOBER, 1940.]<sup>(a)</sup>

**B**E it ordained by the Legislative Council for the Territory of Papua, in pursuance of the powers conferred by the *Papua Act, 1905-1934*, as follows:—

**1.** (1) This Ordinance may be cited as the *Land Ordinance, 1940*. Short title and citation.

(2) The *Land Ordinance, 1911-1935*, is in this Ordinance referred to as the Principal Ordinance.

(3) The Principal Ordinance as amended by this Ordinance may be cited as the *Land Ordinance, 1911-1940*.

**2.** The Principal Ordinance is amended by inserting therein immediately after Section Thirty-three A the following new section:— Section 33B added to Principal Ordinance.

" 33B. (1) Any lessee of a town allotment who is not satisfied with the appraisalment of his lease may within thirty days of the notification to him Application to review appraisalment of a town allotment.

(a) Assent notified in *Gazette* No. 22 of 6th November, 1940.

of such appraisalment or in the case of an appraisalment after the date when this section is deemed to have commenced and prior to the promulgation of this Ordinance within thirty days of such promulgation give notice in writing to the Commissioner for Lands that he desires such appraisalment to be reviewed upon such grounds as are set forth in such notice.

(2) Upon receipt of any such notice the Commissioner for Lands shall forthwith take steps to cause the notice to be laid before the Lieutenant-Governor who may review the appraisalment and whose decision thereon shall be final.

(3) Pending the result of an application for the review of an appraisalment pursuant to this section the liability to pay the rent shall continue unaffected.

(4) This section shall be deemed to have commenced on the first day of January, One thousand nine hundred and forty.

**3.** Immediately after Section Forty-six of the Principal Ordinance the following new section is inserted:—

“46A. When the Crown has improved land which has never been granted under a lease by the Crown the Lieutenant-Governor may direct that a lease of such land be offered and sold by auction or tender. The terms and conditions of any such lease shall be such as the Lieutenant-Governor determines.”

Passed in Council this fifteenth day of August, in the year of Our Lord One thousand nine hundred and forty.

*Assented to by His Excellency the Governor-General, with the advice of the Executive Council of the Commonwealth of Australia, on the sixteenth day of October, One thousand nine hundred and forty.*

Section 46A  
added to  
Principal  
Ordinance.

Crown lands  
never leased  
but with  
improvements.