

EXPLOSIVES REGULATIONS.⁽¹⁾

1. These Regulations may be cited as the *Explosives Regulations*.⁽¹⁾ Short title.
2. In these Regulations, unless the contrary intention appears— Definition.
 "The Ordinance" means the *Explosives Ordinance* 1928-1929⁽²⁾ and any Ordinance amending or in substitution for the *Explosives Ordinance* 1928-1929.⁽²⁾
- 3.—(1.) Compensation payable under section 16 of the Ordinance in the case of the death of a native shall be an amount not exceeding Sixty pounds. Compensation.
 (2.) Compensation payable under section 16 of the Ordinance in the case of a native suffering injury shall be an amount not exceeding the rates specified in the First Schedule to these Regulations.
 (3.) The person ordered to pay compensation under the provisions of section 16 of the Ordinance shall pay the compensation— Sub-reg. (3) sub. by Regs gazetted on 30.7.1932, r. 1.
 (a) to the Treasurer of the Territory, in any case where the order directs the distribution, or payment out, of the

(1) The *Explosives Regulations* (made under the *Explosives Ordinance* 1928-1938) comprises the original *Explosives Regulations*, as amended by the other Regulations referred to in the following Table:—

TABLE.
PART I.—REGULATIONS MADE BY THE ADMINISTRATOR.

Description.	Date on which made by Administrator.	Date on which published in <i>N.G. Gaz.</i>	Date on which came into force.
<i>Explosives Regulations</i>	10.12.1929	16.12.1929	"Forthwith" ^(a) (<i>N.G. Gaz.</i> of 16.12.1929)
<i>Amending Regulation</i>	12.6.1931	15.6.1931	"Forthwith" ^(a) (<i>N.G. Gaz.</i> of 15.6.1931)
<i>Amending Regulation</i>	15.7.1932	30.7.1932	"Forthwith" ^(a) (<i>N.G. Gaz.</i> of 30.7.1932)

(a) Each of these sets of Regulations stated in their respective introductory parts that they were "to come into operation forthwith". At the relevant dates in 1929-1932, Section 22(3) of the *Explosives Ordinance* 1928-1938 (under which each of these sets of Regulations were made) provided that "Regulations made under this Ordinance shall come into force upon publication in the *New Guinea Gazette* or from a date specified therein." At the relevant dates in 1929-1932 there was no other Ordinance or regulation of general application providing for the publication of regulations, the date on which they were to take effect, or the meaning of "forthwith".

PART II.—REGULATION MADE BY THE ADMINISTRATOR IN COUNCIL.

Description and number and year.	Date on which made by Administrator in Council.	Date on which published in <i>N.G. Gaz.</i>	Date on which took effect and came into operation.
<i>Amending Regulation</i> (1939, No. 8)	20.6.1939	30.6.1939	1.7.1939 (<i>N.G. Gaz.</i> of 30.6.1939)

(2) Now the *Explosives Ordinance* 1928-1938.

EXPLOSIVES AND INFLAMMABLE LIQUIDS—

compensation by instalments extending over any period of time; and

(b) to the District Officer, in any other case.

Special permits.

4.—(1.) Application may be made for a permit under section 18 of the Ordinance for—

(a) the purpose of removing earth or rock for agricultural or excavation purposes; or

(b) any other purpose approved by the Administrator in writing other than the purpose of fishing.

(2.) The Administrator may grant or reject the application as he thinks fit.

(3.) A permit under this regulation shall be in the form in the Second Schedule to these Regulations.

Sub-reg. (4) am. by Regs. gazetted on 15.6.1931, r. 1; sub. by 1939, No. 8, r. 1.

(4.) The fee for a permit under this regulation shall be Two shillings and six pence:

Provided that where a permit is issued on any day between the thirty-first day of December and the thirtieth day of the next succeeding June the fee for the permit shall be One shilling and six pence.

(5.) A permit under this regulation shall expire on the thirtieth day of June then next ensuing from the date of the permit but may be renewed from time to time on payment of the prescribed fee.

(6.) The person to whom such permit is granted may use the type of explosive at the place, for the purpose, and during the period, specified in the permit, and not otherwise.

Storage of explosives.

5.—(1.) Explosives kept in the Town of Rabaul shall be stored at a place and in a manner approved by the Superintendent of Police.

(2.) Explosives kept elsewhere in the Administrative District of New Britain or in any other Administrative District of the Territory shall be stored at a place and in a manner approved by the District Officer.

Penalties.

6. The penalty for an offence against these Regulations shall be a fine not exceeding Fifty pounds.

THE FIRST SCHEDULE.

Description of injury or disability.	Amount of compensation.
	£
Totally and permanently incapacitated	60
Loss of two or more limbs	60
Loss of both eyes	60
Loss of one eye, together with the loss of one leg, foot, hand, or arm	50

Explosives Regulations.

THE FIRST SCHEDULE—Continued.

Description of injury or disability.	Amount of compensation.
	£
Loss of both arms	60
Loss of both legs	60
Loss of both feet	60
Loss of both hands	60
Loss of hand and foot	60
Loss of all fingers and thumbs	60
Very severe facial disfigurement	40
Amputation of leg at hip, or of arm at shoulder joint	50
Severe facial disfigurement	30
Total loss of speech	40
Loss of leg or foot	40
Loss of arm or hand	40
Total deafness	40
Loss of vision in one eye	30
Injury or disability other than those specified above	} An amount to be determined by the District Court but not to exceed £50.
Temporary incapacity	

Provided that for the purposes of this Schedule—

- (a) a leg, foot, hand, arm, or eye shall be deemed to be lost if it is rendered permanently and wholly useless; and
- (b) totally and permanently incapacitated means incapacitated for life to such an extent as to be precluded from earning other than a negligible percentage of the wage ordinarily to be obtained by an unskilled native, or from doing the work ordinarily performed by a native in his village for the maintenance of himself and his family.

THE SECOND SCHEDULE.

TERRITORY OF NEW GUINEA.

SPECIAL PERMIT.

Regulation 4.

Explosives Regulations.

M.....
of.....
is hereby permitted to use.....
at.....
for the purpose of.....
for the period ending on....., 19 ..
Fee paid.....

.....
(For the) Administrator.