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THE PAPUA NEW GUINEA NATIONAL GAZETTE

The Papua New Guinea National Gazette is published sectionally in accordance with the following arrangements set out below.

THE PUBLIC SERVICES ISSUE.

The Public Services Issue contains notices concerning vacancies, transfers and promotions within the National Public Service. These issues are published monthly in the first week of each month.

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The General Notices Issue includes the date of the sittings of the National Parliament; Legislation (Acts assented to, Statutory Rules); Tenders etc. These issues are published weekly at 11.30 a.m. on Thursday.

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| National Gazette | Papua New Guinea K | Asia - Pacific K | Other Zones K |
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Government Printing Office,
P.O. Box 1280,
Port Moresby.

NOTICES FOR GAZETTAL.

Notice for insertion in the General Gazette must be received at the Government Printing Office, P.O. Box 1280, Port Moresby, before 12.00 noon on Friday, preceding the day of publication.

All notices for whatever source, must have a covering instruction setting out the publication details required.

The notice must be an original. Photostat or carbon copies are not accepted.

The notice should be typewritten (double-spaced) and one side of the paper only. Signatures in particular, and proper names must be shown clearly in the text.

Copies submitted not in accordance with these instructions will be returned unpublished.

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Departments are advised that to obtain the Gazettes they must send their requests to:

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PUBLISHING OF SPECIAL GAZETTES.

Departments authorising the publication of Special Gazettes are required to pay all printing charges under the instructions from the Manual of Financial Procedures Section 13.3, Subsection 11.

K. KAIHAH,
Government Printer.

Employment of Non-citizens Act 2007

NOTICE OF EXEMPTION

I, Mark Maipakai, MP., Minister for Labour and Industrial Relations, in exercise of the powers conferred on me under Section 51(1) of the *Employment of Non-citizens Act 2007* do hereby exempt the following non-citizens employees of Daiho Corporation from all of the requirements of the said Act.

| Nos. | Names of Non-citizen | Passport Nos. | Company Job Title | PNG Occupation Title and Code |
|------|----------------------|---------------|----------------------|--|
| 1. | Masamichi Inoue | TH 5162208 | Project Manager | Building and Construction Manager—133111 |
| 2. | Kazuo Kosuge | TK 0286881 | Engineer | Civil Engineer—233211 |
| 3. | Osamu Kitamura | TG 4276200 | Engineer | Civil Engineer—233211 |
| 4. | Eric Joseph Kirstein | 711460397 | Coordination Manager | Building and Construction Manager—133111 |

In accordance with the requirement of Section 51(3) of the Act I hereby grant approval of these exemptions based on the project's significant contribution to the development of infrastructure in Papua New Guinea. The project funded by the Japanese Government is in the interest of the nation and for a good cause. The abovementioned non-citizens have been exempted from all of the requirements of foreigner work permits, dated from 15th January, 2010 to 31st March, 2012.

A specific condition placed against this exemption is that the non-citizens involved are required to provide training opportunities for human resource development and skills training to citizen workers in the specified jobs within the approved period.

Dated this 11th day of January, 2010.

Hon. M. MAIPAKAI, MP.,
Minister for Labour and Industrial Relations.

*Employment of Non-citizens Act 2007***NOTICE OF EXEMPTION**

I, Mark Maipakai, MP., Minister for Labour and Industrial Relations, in exercise of the powers conferred on me under Section 51(1) of the *Employment of Non-citizens Act 2007* do hereby exempt the following non-citizens employees of Kitano Construction Corporation from all of the requirements of the said Act.

| Nos. | Names of Non-citizen | Passport Nos. | Company Job Title | PNG Occupation Title and Code |
|------|-------------------------|---------------|-------------------|--|
| 1. | Oi Keiji | TK 0610863 | Site Manager | Civil Engineer—233211 |
| 2. | Satoru Kutsukake | TH 0560533 | Supervisor | Building and Construction Manager—133111 |
| 3. | Hem Vuthy | N 0740751 | Supervisor | Building and Construction Manager—133111 |
| 4. | Nea Saroeurn | N 0741699 | Supervisor | Building and Construction Manager—133111 |
| 5. | Noun Kimthoun | N 0372906 | Supervisor | Building and Construction Manager—133111 |
| 6. | Mao Touch | N 0740752 | Supervisor | Building and Construction Manager—133111 |
| 7. | Nou Khly | N 0740750 | Supervisor | Building and Construction Manager—133111 |
| 8. | Tol Erm | N 0740733 | Supervisor | Building and Construction Manager—133111 |
| 9. | Somchai Pattaratipakorn | P 838233 | Site Engineer | Civil Engineer—233211 |
| 10. | Ekkachai Moolchai | X 739543 | Site Engineer | Civil Engineer—233211 |
| 11. | Prachen Sinthia | P 866414 | Supervisor | Building and Construction Manager—133111 |
| 12. | Prayut Bunmi | P 826169 | Supervisor | Building and Construction Manager—133111 |
| 13. | Natthasit Trakonhiron | R 793544 | Supervisor | Building and Construction Manager—133111 |
| 14. | Nantachai Khruaprasoet | B 896196 | Supervisor | Building and Construction Manager—133111 |

In accordance with the requirement of Section 51(3) of the Act I hereby grant approval of these exemptions based on the project's significant contribution to the development of infrastructure in Papua New Guinea. The project funded by the Japanese Government is in the interest of the nation and for a good cause. The abovementioned non-citizens have been exempted from all of the requirements of foreigner work permits, dated from 15th January, 2010 to 31st March, 2012.

A specific condition placed against this exemption is that the non-citizens involved are required to provide opportunities for human resource development and skills training to citizen workers in the specified jobs within the approved period.

Dated this 7th day of January, 2010.

Hon. M. MAIPAKAI, MP.,
Minister for Labour and Industrial Relations.

*Land Act 1996***LAND AVAILABLE FOR LEASING****A. APPLICANT:**

Applicants or Tenderers should note—

1. Full name (block letters), occupation and address;
2. If a Company, the proper Registered Company name and address of the Company representative;
3. If more than one person, the tenancy desired and, if tenancy in common, the division of shares.

Applicants or tenderers should note—

4. That a lease cannot be held in a name registered under the *Business Names Act* only; and
5. That in the case of death in joint tenancy, the deceased partner's interest vests in the surviving partner and, in the case of tenancy in common, the deceased partner's interest vests in his estate.

B. TYPE OF LEASE:

Leases provided for a Business, Residence, Pastoral, Agricultural, Mission or Special Purposes. State Leases may be granted for a maximum period of 99 years. Applicants should note that, in the case of land within physical planning areas the purpose of the lease must be in accordance with the zoning requirements of the *Physical Planning Act*.

C. PROPOSED PURPOSES, IMPROVEMENTS, ETC:

The applicant or tenderer should provide fullest details (on attachment if necessary) of his proposal for the lease including information on—

1. Financial status or prospects;
2. Details of other land holdings in Papua New Guinea including approximate value of improvements to these holdings;
3. Approximate value and type of proposed improvements to the land applied for;
4. Experience and abilities to develop the land;
5. Any other details which would support the application.

D. DESCRIPTION OF LAND:

To be used only when NOT in response to an advertisement. A brief description giving area and locality is required. A sketch plan should be provided on an attachment. Where possible the land parcel should be identified on a map published by the Department of Lands & Physical Planning.

In the case of Tenders or an advertisement of land available for leasing the description is to be inserted in the column provided under the heading "Tender or Land Available Preference".

E. TENDER OF LAND AVAILABLE PREFERENCE:

The preference should be clearly indicated. In cases where there are more than 20 preferences the additional preferences may be shown on attachment. The "Description" should give the Lot and Section number or the Portion number as shown in the *Gazette*. The "Amount Offered" column need only be completed in the case of tenders.

F. TENDERERS:

Tenderers should take particular note that a tender for an amount less than the reserve price is invalid and shall not be considered. The successful tenderer will be required to pay the full amount of the tender.

G. TOWN SUBDIVISION LEASES:

In addition to the requirements of the relevant sections above, an applicant or tenderer for a Town Subdivision Lease shall submit:

- (i) A preliminary proposal for the subdivision.
- (ii) A preliminary sketch plan of the proposed subdivision.
- (iii) Provisional proposals for subdivision surveys and installation of roads and drainage.

H. FEES:

- 1 All applications or tenders must be accompanied by a Registration of Application Fee. These are regulated as follows:—

| K | | | | K | | | |
|---|-------|-------|--------|---------------------|-------|-------|-------|
| Residential high covenant | ..... | ..... | 50.00 | Mission Leases | ..... | ..... | 20.00 |
| Residential low-medium covenant | ..... | ..... | 20.00 | Agricultural Leases | ..... | ..... | 20.00 |
| Business and Special Purposes | ..... | ..... | 100.00 | Pastoral Leases | ..... | ..... | 20.00 |
| Leases over Settlement land (Urban & Rural) | ..... | ..... | 20.00 | | | | |

2. Following the grant of the lease, an additional fee of K50 (preparation of lease fee), and if surveyed, the survey fee as prescribed and, in the case of tender, the amount of the tender shall be payable within two months from the date of grant, ie. from the date of gazettal of therecommended lease holder in the PNG *National Gazette*.
3. If not surveyed, the payment of survey fee may be deferred until survey.

NOTE: If more than one block is required an additional Application Fee for each additional block must be paid.

GENERAL:

1. All applications must be lodged with the Secretary of Lands & Physical Planning;
2. All applications will be considered by the Land Board at a date which will be notified to the applicant and in the *National Gazette*.

Land Available for Leasing—continued*(Closing date: Tender closes at 3.00 p.m. on Wednesday, 17th February, 2010)***NOTICE No. 001/2010—HOHOLA (RAINBOW)—NATIONAL CAPITAL DISTRICT—(SOUTHERN REGION)****URBAN DEVELOPMENT (UDL) LEASE**

Location: Portion 2662, Milinch Granville, Fourmil Moresby.

Area: 0.8500 Hectares.

Annual Rental 1st Five (5) years: K8,500.00 p/a

Improvements and Conditions: The lease shall be subject to the following terms and conditions:—

- (a) Survey shall be at the lessee's expenses;
- (b) The lease shall be for a term of five (5) years;
- (c) Rent shall be paid at a rate of one (1) per centum of the unimproved capital value per annum;
- (d) Excision of easements for electricity, water, sewerage, drainage and telephone;
- (e) Roads and associated drainage, culverting, shoulders and invert, water reticulation and sewerage, shall be constructed in accordance with and specifications prepared by a competent engineer and submitted to and approved by the National Capital District Commission Engineer;
- (f) Electricity reticulation shall be constructed in accordance with the plans and specifications as laid down by the PNG Power;
- (g) Telecommunication reticulation shall be constructed in accordance with the plans and specifications as laid down by Telikom (PANG-TEL);
- (h) The infrastructure development shall be open at all reasonable times for inspection by the Chief Physical Planner or his delegate, the Surveyor-General or his delegate, an Engineer from Office of Works or the National Capital District Commission or his delegate and staff of Water Board, PNG Power and Telikom;
- (i) Upon surrender of part or if the whole of the lease in accordance with the provisions of Section 110 of the *Land Act 1996*;
 - (1) All roads and drainage reserves shall become the property of the State following acceptance by the National Capital District Commission and Department of Works Engineer's of all these services after six (6) months maintenance period by the lessee from the date of surrender.
 - (2) All water supply and sewerage reticulation services shall become the property of Water Board on behalf of the State;
 - (3) All electricity reticulation services shall become the property of PNG Power, on behalf of the State;
 - (4) All Telecommunication reticulation shall become the property of Telikom, on behalf of the State.
- (j) New leases to issue subsequent to the surrender of part or the whole of the Urban Development Lease shall commence on the date of acceptance of surrender and shall be subject to the completion of all infrastructure development as certified by the Chief Physical Planner or his delegate, an Engineer from National Capital District Commission or his delegate, staff from the Water Board and PNG Power;
- (k) The lessee shall not sell or transfer the lease or an interest thereon as a part of a business undertaking, including the sale of a Company or Corporation under which the land has been leased to unless all the terms and conditions of the infrastructure is fully completed; and
- (l) Where a Company or a Corporation is due to be sold, transferred or liquidated any unimproved leases held by such a Company or Corporation shall in the first instance become forfeited to the State forthwith.

Copies of Notice Number 001/2010 and plans will be displayed on the Notice Boards at the Department of Lands & Physical Planning, Land Administration Division (2nd Floor, Aopi Centre), Waigani, National Capital District.

They may also be examined in the Land Allocation Section and Land Board Section (Southern Region) of the Department of Lands and Physical Planning Headquarters (2nd Floor, Aopi Centre), Waigani, National Capital District.

*(Closing date: Tender closes at 3.00 p.m. on Wednesday, 17th February, 2010)***NOTICE No. 002/2010—HOHOLA (RAINBOW)—NATIONAL CAPITAL DISTRICT—(SOUTHERN REGION)****URBAN DEVELOPMENT (UDL) LEASE**

Location: Portion 2663, Milinch Granville, Fourmil Moresby.

Area: 0.6000 Hectares.

Annual Rental 1st Five (5) years: K6,000.00 p/a

Improvements and Conditions: The lease shall be subject to the following terms and conditions:—

- (a) Survey shall be at the lessee's expenses;
- (b) The lease shall be for a term of five (5) years;
- (c) Rent shall be paid at a rate of one (1) per centum of the unimproved capital value per annum;
- (d) Excision of easements for electricity, water, sewerage, drainage and telephone;
- (e) Roads and associated drainage, culverting, shoulders and invert, water reticulation and sewerage, shall be constructed in accordance with and specifications prepared by a competent engineer and submitted to and approved by the National Capital District Commission Engineer;
- (f) Electricity reticulation shall be constructed in accordance with the plans and specifications as laid down by the PNG Power;
- (g) Telecommunication reticulation shall be constructed in accordance with the plans and specifications as laid down by Telikom (PANG-TEL);

Land Available for Leasing—continued

- (h) The infrastructure development shall be open at all reasonable times for inspection by the Chief Physical Planner or his delegate, the Surveyor-General or his delegate, an Engineer from Office of Works or the National Capital District Commission or his delegate and staff of Water Board, PNG Power and Telikom;
- (i) Upon surrender of part or if the whole of the lease in accordance with the provisions of Section 110 of the *Land Act* 1996;
- (1) All roads and drainage reserves shall become the property of the State following acceptance by the National Capital District Commission and Department of Works Engineer's of all these services after six (6) months maintenance period by the lessee from the date of surrender.
 - (2) All water supply and sewerage reticulation services shall become the property of Water Board on behalf of the State;
 - (3) All electricity reticulation services shall become the property of PNG Power, on behalf of the State;
 - (4) All Telecommunication reticulation shall become the property of Telikom, on behalf of the State.
- (j) New leases to issue subsequent to the surrender of part or the whole of the Urban Development Lease shall commence on the date of acceptance of surrender and shall be subject to the completion of all infrastructure development as certified by the Chief Physical Planner or his delegate, an Engineer from National Capital District Commission or his delegate, staff from the Water Board and PNG Power;
- (k) The lessee shall not sell or transfer the lease or an interest thereon as a part of a business undertaking, including the sale of a Company or Corporation under which the land has been leased to unless all the terms and conditions of the infrastructure is fully completed; and
- (l) Where a Company or a Corporation is due to be sold, transferred or liquidated any unimproved leases held by such a Company or Corporation shall in the first instance become forfeited to the State forthwith.

Copies of Notice Number 002/2010 and plans will be displayed on the Notice Boards at the Department of Lands & Physical Planning, Land Administration Division (2nd Floor, Aopi Centre), Waigani, National Capital District.

They may also be examined in the Land Allocation Section and Land Board Section (Southern Region) of the Department of Lands and Physical Planning Headquarters (2nd Floor, Aopi Centre), Waigani, National Capital District.

*Lawyers Act 1986***NOTICE OF MAKING OF RULES**

I, Hon Dr Allan Marat, LLB, LLM, (with Hons), D. Phil, CBE, MP., Attorney-General and Minister for Justice, by virtue of the powers conferred by Section 21(2) of the *Lawyers Act* 1996 and all other powers me enabling, hereby give notice that:—

- (a) the Papua New Guinea Law Society Practising Certificate (Amendment) Rule 2009, Statutory Instrument No. 1 of 2009, was made by the Council of the Law Society on 17th November, 2009.
- (b) the Rule shall come into operation on 25th November, 2009 and will apply to fees payable for practising certificates which commence on or after 1st January and ending 31st December in each year.
- (c) copies of the Rule may be purchased at a price (plus postage, if necessary) fixed by Law Society and any queries for that purpose shall be directed to the following address: Papua New Guinea Law Society, P.O. Box 2004, Port Moresby, National Capital District.

Dated this 24th day of November, 2009.

Hon. Dr A.MARAT, LLB, LLM, (with Hons), D. Phil, CBE, MP.,
Attorney-General and Minister for Justice.

*Land Groups Incorporation Act (Chapter 147)***NOTICE OF LODGEMENT OF AN APPLICATION FOR RECOGNITION AS AN INCORPORATED LAND GROUP****ILG No. 15631**

PURSUANT to Section 33 of the *Land Groups Incorporation Act* 1974, notice is hereby given that I have received an Application of a customary group of persons as an Incorporated Land Group to be known by the name of:—

Auano Land Group Inc.

The said group claims the following qualifications for recognition as an Incorporated Land Group:—

- (1) Its members belong to the Ikinu Village.
- (2) Its members regard themselves and are regarded by other members of the said clan as bound by the common customs and beliefs.
- (3) It owns customary land in Baimuru Local Level Government Area, Gulf Province.

Dated this 11th day of June, 2009.

M. TOLA,
A Delegate of the Registrar of Incorporated Land Groups.

*Land Groups Incorporation Act (Chapter 147)***NOTICE OF LODGEMENT OF AN APPLICATION FOR RECOGNITION AS AN INCORPORATED LAND GROUP****ILG No. 1128**

PURSUANT to Section 33 of the *Land Groups Incorporation Act* 1974, notice is hereby given that I have received an Application of a customary group of persons as an Incorporated Land Group to be known by the name of:—

Kaia Lavi Kari Lavi Paka Land Group Inc.

The said group claims the following qualifications for recognition as an Incorporated Land Group:—

- (1) Its members belong to the Kinipo Village.
- (2) Its members regard themselves and are regarded by other members of the said clan as bound by the common customs and beliefs.
- (3) It owns customary land in Baimuru Block 3 Timber Area.

Dated this 7th day of April, 1995.

K. LAVI,
A Delegate of the Registrar of Incorporated Land Groups.

*Land Groups Incorporation Act (Chapter 147)***NOTICE OF LODGEMENT OF AN APPLICATION FOR RECOGNITION AS AN INCORPORATED LAND GROUP****ILG No. 16553**

PURSUANT to Section 33 of the *Land Groups Incorporation Act* 1974, notice is hereby given that I have received an Application of a customary group of persons as an Incorporated Land Group to be known by the name of:—

Baimankanim Land Group Inc.

The said group claims the following qualifications for recognition as an Incorporated Land Group:—

- (1) Its members belong to the Tolu Village.
- (2) Its members regard themselves and are regarded by other members of the said clan as bound by the common customs and beliefs.
- (3) It owns customary land in Banz Local Level Government Area, Western Highlands Province.

Dated this 28th day of January, 2010.

R. KAVANA,
A / Registrar of Incorporated Land Groups.

*Land Groups Incorporation Act (Chapter 147)***NOTICE OF LODGEMENT OF AN APPLICATION FOR RECOGNITION AS AN INCORPORATED LAND GROUP**

ILG No. 16431

PURSUANT to Section 33 of the *Land Groups Incorporation Act* 1974, notice is hereby given that I have received an Application of a customary group of persons as an Incorporated Land Group to be known by the name of:—

Kasuga Land Group Inc.

The said group claims the following qualifications for recognition as an Incorporated Land Group:—

- (1) Its members belong to the Gule & Rikau Villages.
- (2) Its members regard themselves and are regarded by other members of the said clan as bound by the common customs and beliefs.
- (3) It owns customary land in Hoskins Local Level Government Area, West New Britain Province.

Dated this 11th day of January, 2010.

R. KAVANA,
A Delegate of the Registrar of Incorporated Land Groups.

*Land Groups Incorporation Act (Chapter 147)***NOTICE OF LODGEMENT OF AN APPLICATION FOR RECOGNITION AS AN INCORPORATED LAND GROUP**

ILG No. 16326

PURSUANT to Section 33 of the *Land Groups Incorporation Act* 1974, notice is hereby given that I have received an Application of a customary group of persons as an Incorporated Land Group to be known by the name of:—

Haora Havari Land Group Inc.

The said group claims the following qualifications for recognition as an Incorporated Land Group:—

Notice of Lodgement of an Application for Recognition as an Incorporated Land Group:—continued

- (1) Its members belong to the Hepere Village.
- (2) Its members regard themselves and are regarded by other members of the said clan as bound by the common customs and beliefs.
- (3) It owns customary land in Ihu Local Level Government Area, In Ihu District, Gulf Province.

Dated this 11th day of November, 2009.

R. KAVANA,
The Registrar of Incorporated Land Groups.

*Land Groups Incorporation Act (Chapter 147)***NOTICE OF LODGEMENT OF AN APPLICATION FOR RECOGNITION AS AN INCORPORATED LAND GROUP**

ILG No. 16549

PURSUANT to Section 33 of the *Land Groups Incorporation Act* 1974, notice is hereby given that I have received an Application of a customary group of persons as an Incorporated Land Group to be known by the name of:—

Toipa Land Group Inc.

The said group claims the following qualifications for recognition as an Incorporated Land Group:—

- (1) Its members belong to the Loka Village.
- (2) Its members regard themselves and are regarded by other members of the said clan as bound by the common customs and beliefs.
- (3) It owns customary land in Tagali Local Level Government Area, In Tari District, Southern Highlands Province.

Dated this 27th day of January, 2010.

R. KAVANA,
A/Registrar of Incorporated Land Groups.