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SATURDAY, 30TH DECEMBER.

[1922.]

TERRITORY OF NEW GUINEA.

No. 42 of 1922.

AN ORDINANCE

To amend the Laws Repeal and Adopting Ordinance 1921
and for other purposes.

BE it ordained by the Governor-General of the Commonwealth of Australia, with the advice of the Federal Executive Council, in pursuance of the powers conferred by the *New Guinea Act 1920*, as follows:—

1.—(1.) This Ordinance may be cited as the *Laws Repeal and Adopting Ordinance 1922*. Short title and citation.

(2.) The *Laws Repeal and Adopting Ordinance 1921* is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Laws Repeal and Adopting Ordinance 1921-1922*.

2. The *Statutory Powers Ordinance 1922* is hereby repealed. Repeal. No. 3 of 1922.

3. Section twelve of the Principal Ordinance is repealed and the following section inserted in its stead:—

“12.—(1.) The ordinances, orders, regulations and other legislative acts made issued or done by the authority for the time being administering the Territory during the British military occupation that are set out in the Fourth Schedule to this Ordinance, and all proclamations and notices issued in pursuance of them and in force at Legislative acts of military administrator during military occupation of Territory to continue in force.

the commencement of this section, shall, subject to this Ordinance and to all other Ordinances made by the Governor-General for the Territory and to all regulations made thereunder, continue in full force and effect in the Territory.

(2.) All other legislative acts of the authority for the time being administering the Territory during the British military occupation, and all proclamations and notices thereunder, in force at the commencement of this section, are hereby repealed.

(3.) If any inconsistency exists between any legislative act continued in force by this section or any proclamation or notice thereunder, and any Act of the Parliament of the Commonwealth or any regulation thereunder applied to the Territory by this Ordinance, the legislative act continued in force by this section or the proclamation or notice thereunder shall prevail."

4. After section seventeen of the Principal Ordinance the following new sections are inserted:—

References in adopted Acts and Ordinances to particular authorities.

"17A.—(1.) In the application to the Territory of the following Acts of the Parliament of the Commonwealth, namely—

Aliens Registration Act 1920,
Census and Statistics Act 1905–1920,
Copyright Act 1912,
Crimes Act 1914–1915,
Immigration Act 1901–1920, and
Statutory Declarations Act 1911–1922,

references to the Minister charged with the administration of the Act, or to a Permanent Head of a Department, or to an officer in whom powers or functions under those Acts are vested, shall be read as references to the Administrator.

"(2.) The Administrator is hereby authorized to exercise within the Territory the powers conferred by any of those Acts upon the Minister or the Permanent Head or any such officer.

"(3.) In the application to the Territory of the Ordinances of the Territory of Papua specified in the Third Schedule to this Ordinance, references to the Lieutenant-Governor and to the Lieutenant-Governor in Council shall be read as references to the Administrator.

"(4.) The Administrator is hereby authorized to exercise within the Territory the powers conferred by any of those Ordinances upon the Lieutenant-Governor or Lieutenant-Governor in Council.

Regulations under Commonwealth Acts.

"17B.—(1.) Regulations made prior to the twenty-third day of February, One thousand nine hundred and twenty-two, under any Act of the Parliament of the Commonwealth mentioned in the last preceding section, which are in force on the twenty-third day of February, One thousand nine hundred and twenty-two, shall apply, so far as applicable, to the Territory.

"(2.) In any regulation applied to the Territory under this section any reference to a Minister, Permanent Head of a Department, or other officer shall be read as a reference to the Administrator or to such officer as he specifies by notice in the *New Guinea Gazette*.

"(3.) The Administrator may make regulations repealing, amending, adding to, or in substitution for, any regulation applied to the Territory by this section."

Amendment of First Schedule to Principal Ordinance.

5. The First Schedule to the Principal Ordinance is amended by omitting the following words and figures:—

"*Audit Act 1901–1920,*
Commerce (Trade Descriptions) Act 1905,
Patents Act 1903–1921.
Trade Marks Act 1905–1919."

6. After the Third Schedule to the Principal Ordinance the following Schedule is inserted:—

Fourth
Schedule.

THE FOURTH SCHEDULE.

LEGISLATIVE ACTS DURING THE BRITISH MILITARY OCCUPATION CONTINUED IN FORCE.

| Date. | Title or Description. | Rabaul Gazette. |
|---|--|-----------------|
| BOTANIC RESERVES. | | |
| 15.3.1918 | <i>Rabaul Botanic Reserve Regulations 1918</i> | 15.3.1918 |
| 9.10.1919 | <i>Kaewiang Botanic Reserve Regulations 1919</i> | 25.10.1919 |
| 6.12.1919 | <i>Rabaul Botanic Reserve (Amendment) Regulations 1919</i> | 24.12.1919 |
| BREAD, SALE OF. | | |
| 25.2.1920 | <i>Sale of Bread Ordinance 1920</i> | 28.2.1920 |
| 12.6.1920 | <i>Sale of Bread (Amendment) Ordinance 1920</i> | 15.6.1920 |
| BUSINESS TAX. | | |
| 23.11.1916 | <i>Business Tax Board Ordinance 1916</i> | 15.12.1916 |
| 14.10.1918 | <i>Business Tax Board Ordinance (Amendment) 1918</i> | 21.10.1918 |
| CEMETERIES. | | |
| 14.4.1918 | <i>Rabaul Cemeteries Ordinance 1918</i> | 15.4.1918 |
| 10.12.1920 | <i>Rabaul Cemeteries (Amendment) Ordinance 1920</i> | 15.12.1920 |
| 14.1.1921 | <i>Rabaul Cemeteries Amendment Ordinance 1921</i> | 15.1.1921 |
| CINEMATOGRAPHS. | | |
| 9.12.1920 | <i>Cinematograph Censorship Ordinance 1920</i> | 15.12.1920 |
| DOGS. | | |
| 12.1.1916 | <i>Dog Ordinance 1916</i> | 15.1.1916 |
| 8.11.1919 | <i>Dog (Amendment) Ordinance 1919</i> | 27.11.1919 |
| ENEMY SUBJECTS AND THEIR PROPERTY. | | |
| 25.2.1920 | <i>Germans Exclusion Ordinance 1920</i> | 28.2.1920 |
| 1.9.1920 | <i>Expropriation Ordinance 1920</i> | 1.9.1920 |
| 9.9.1920 | <i>German Nationals (Accounts) Ordinance 1920</i> | 15.9.1920 |
| 11.10.1920 | <i>Expropriation (Amendment) Ordinance 1920</i> | 11.10.1920 |
| 18.10.1920 | <i>Expropriation (Amendment No. 2) Ordinance 1920</i> | 80.10.1920 |
| 13.4.1921 | <i>Deportation Ordinance 1921</i> | 15.4.1921 |
| 23.4.1921 | <i>Enemy Property Ordinance 1921</i> | 30.4.1921 |
| 6.5.1921 | <i>Expropriation (Amendment No. 3) Ordinance 1921</i> | 7.5.1921 |
| EXPLOSIVES. | | |
| 4.12.1919 | <i>Order prohibiting the use of Dynamite and other explosives in the vicinity of vessels, wharfs, and buildings</i> | 24.12.1919 |
| 6.5.1921 | <i>Explosives Ordinance 1921</i> | 7.5.1921 |
| HEALTH AND SANITATION. | | |
| 14.5.1917 | <i>Sanitation Ordinance 1917</i> | 15.5.1917 |
| 15.9.1917 | <i>Sanitation (Amendment) Ordinance 1917</i> | 15.9.1917 |
| 20.6.1919 | <i>Sanitation (Amendment) Ordinance 1919</i> | 24.6.1919 |
| 21.8.1919 | <i>Sanitation (No. 2 Amendment) Ordinance 1919</i> | 26.8.1919 |
| 26.9.1919 | <i>Sanitation (No. 3 Amendment) Ordinance 1919</i> | 27.9.1919 |
| 12.7.1920 | <i>Veneral Diseases Ordinance 1920</i> | 31.7.1920 |
| 12.7.1920 | <i>Veneral Diseases Regulations 1920</i> | 31.7.1920 |
| 11.12.1920 | <i>Sanitation Amendment Ordinance 1920</i> | 15.12.1920 |
| INTOXICATING LIQUORS. | | |
| 14.1.1921 | <i>Intoxicating Liquors Ordinance 1921</i> | 15.2.1921 |
| 12.3.1921 | <i>Intoxicating Liquors Amendment Ordinance 1921</i> | 15.3.1921 |
| MILITARY OCCUPATION—VALIDATION OF ACT. | | |
| 23.8.1919 | <i>Proclamation validating Acts and Things performed and done during the British Military Occupation of the Colony of German New Guinea.</i> | 26.8.1919 |
| MOTOR VEHICLES. | | |
| 19.11.1919 | <i>Motor Vehicles Regulation Ordinance 1919</i> | 27.11.1919 |
| 19.11.1919 | <i>Motor Vehicles Regulations 1919</i> | 27.11.1919 |
| 10.5.1920 | <i>Motor Vehicles Regulation (Amendment) Ordinance 1920</i> | 31.5.1920 |
| 14.3.1921 | <i>Regulation under Motor Vehicles Regulation Ordinance 1919</i> | 15.3.1921 |
| PASSPORTS. | | |
| 27.11.1920 | <i>Passports Ordinance 1920</i> | 1.12.1920 |
| PLANTATION DISEASES AND VEGETABLE PESTS. | | |
| 14.8.1916 | <i>Plantation Diseases and Pests Ordinance 1916</i> | 15.8.1916 |
| 26.1.1920 | <i>Regulations under Plantation Diseases and Pests Ordinance 1916</i> | 29.1.1920 |
| POISONS. | | |
| 11.12.1920 | <i>Pharmacy Ordinance 1920</i> | 15.12.1920 |
| POUNDS. | | |
| 27.11.1920 | <i>Pounds Ordinance 1920</i> | 1.12.1920 |
| SHIPPING. | | |
| 24.11.1919 | <i>Pollution of Harbour Order 1919</i> | 27.11.1919 |
| 12.6.1920 | <i>Wharf Regulations 1920</i> | 15.6.1920 |
| 24.6.1920 | <i>Port Regulations</i> | 30.6.1920 |

THE FOURTH SCHEDULE—continued.

| Date. | Title or Description. | Rabaul Gazette. |
|---------------------------------------|---|-----------------|
| SHIPPING—continued. | | |
| 12.7.1920 | <i>Coastal Vessels Regulations 1920</i> | 15.7.1920 |
| 13.8.1920 | <i>Amendment of Coastal Vessels Regulations 1920</i> | 16.8.1920 |
| 26.8.1920 | <i>Coastal Vessels Regulations 1920</i> | 1.9.1920 |
| 11.9.1920 | <i>Wharfage and Berthage Regulations for the Ports of Rabaul, Kaewieng, and Madang 1920</i> | 11.9.1920 |
| SLAUGHTERING AND SALE OF MEAT. | | |
| 14.5.1917 | <i>Slaughtering Ordinance 1917</i> | 15.5.1917 |
| 14.2.1918 | <i>Sale of Meat Ordinance 1918</i> | 15.2.1918 |
| TELEGRAPHS AND TELEPHONES. | | |
| 21.11.1919 | <i>Telephone Regulations 1919</i> | 27.11.1919 |
| 24.11.1919 | <i>Telegraphic Addresses Regulations 1919</i> | 27.11.1919 |
| 6.12.1919 | <i>Telephone (Amendment) Regulations 1919</i> | 24.12.1919 |

Dated the twentieth day of December, One thousand nine hundred and twenty-two.

FORSTER,

Governor-General.

By His Excellency's Command,

S. M. BRUCE,

for Prime Minister.