

SECTION 16.-ROTUMA (TRESPASS) REGULATIONS

*Regulations 4th Sept., 1939
[in force 8th March, 1940]*

Made by the Rotuma Council and approved by the Legislative Council

Short title

1. These Regulations may be cited as the Rotuma (Trespass) Regulations.

Penalty for trespass

2. Every person shall on conviction before the District Officer in each of the following cases be liable to a fine not exceeding forty dollars and in default of payment to be imprisoned for any period not exceeding three months:-

(a) if he shall contrary to the order of the Minister or District Officer enter into the occupation of any land the tenure of which is vested in any Rotuman "kainaga" unless he shall prove that he is a member of such "kainaga";

(b) if he shall contrary to the order of the Minister or District Officer become a resident in any Rotuman village unless he shall prove that he is a member of a "kainaga" of such village;

(c) if he is found in the occupation of any land the tenure of which is vested in any "kainaga" of which he is not a member of residing in a Rotuman village not being the town of a "kainaga" of which he is a member and being warned by the Minister or District Officer or some person authorised by the District Officer to depart therefrom he for the space of seven days neglects or refuses to do so.

Removal of effects of trespasser

3. Every person convicted of an offence against any of the paragraphs of regulation 2 in addition to any penalty he may thereby incur may on the warrant of the District Officer, which may be in the form in the Schedule, be removed (if need be by force) from any land or village to which the provisions of such regulation apply, and where any person is convicted of an offence against paragraph (c) of regulation 2 any building or portion thereof which any such person may have erected on any land or in any village to which the paragraph applies and which at the date of such conviction may be on such land or in such village shall be forfeited to Her Majesty and may be pulled down, destroyed or otherwise dealt with as the Minister may direct:

SCHEDULE

To all Police Officers.

