

# Land Groups Incorporation Regulation 1974

## Unvalidated References:

*Land Groups Incorporation Act 1974*

This reprint of this Statutory Instrument incorporates all amendments, if any, made before 25 November 2006 and in force at 1 July 2001.

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Legislative Counsel

Dated 25 November 2006

## INDEPENDENT STATE OF PAPUA NEW GUINEA.

Chapter 147.

### *Land Groups Incorporation Regulation 1974*

#### ARRANGEMENT OF SECTIONS.

1. Interpretation.
2. Fees.
3. Forms.
4. Register of incorporated land groups.
5. Reference of dispute to a court.

### *Land Groups Incorporation Regulation 1974*

MADE under the *Land Groups Incorporation Act 1974*.

Dated                    200 .

#### 1. INTERPRETATION.

In this Regulation, unless the contrary intention appears “the register” means the register or registers of incorporated land groups kept under Section 7 of the Act.

#### 2. FEES.

The fees specified in the second column of Schedule 2 are payable to the Registrar in respect of the several matters or things specified in the first column of that schedule.

#### 3. FORMS.

(1) An application for recognition as an incorporated land group under Section 5 of the Act shall be in Form 1.

(2) An order of dissolution of an incorporated land group under Section 18 of the Act shall be in Form 2.

#### **4. REGISTER OF INCORPORATED LAND GROUPS.**

(1) The register shall be kept in such manner and shall contain such indexes as will facilitate the searching of particulars contained in it.

(2) An entry in the register or a document supporting or evidencing an entry in the register may be removed from the register by the Registrar where he is satisfied that the entry or document—

(a) no longer has effect; and

(b) has not had effect in respect of any presently-registered particulars for at least seven years.

#### **5. REFERENCE OF DISPUTE TO A COURT.**

(1) In this section, “the court” means any court having jurisdiction over the subject-matter of the dispute.

(2) Where under Section 23(1) of the Act a dispute may be referred to a court, the dispute-settlement authority shall—

(a) advise the parties to the dispute, orally or in writing, that the dispute is to be referred to a court; and

(b) advise the Magistrate or the Clerk of the Court, as the case may be, orally or in writing—

(i) that he is the dispute-settlement authority for the group concerned; and

(ii) that there exists a dispute that may be referred to the court; and

(iii) of the names of the parties to the dispute; and

(iv) of the nature and details of the dispute.

(3) Where a dispute-settlement authority has referred a dispute to a court in accordance with this section, the court shall, on application by a party to the dispute, and subject to the Act, deal with the dispute in like manner as if it were a dispute coming before the court in the first instance.

### **SCHEDULE 1**

#### ***PAPUA NEW GUINEA.***

#### ***Land Groups Incorporation Act 1974.***

#### ***Form – APPLICATION FOR RECOGNITION AS AN INCORPORATED LAND GROUP.***

Reg., Sec. 3(1). Form 1

**APPLICATION FOR RECOGNITION AS AN INCORPORATED LAND GROUP.**

To: The Registrar of Incorporated Land Groups.

1. ~~We, ...~~, being the members of ~~the person(s)~~ authorized by the members to make the application on behalf of\* a customary group of persons apply for recognition of the group as an incorporated land group to be known by the name of ....

2. The group has the following qualification for recognition as an incorporated land group:—

...

3. The members of the group reside in the ... Local-level Government area (*or as the case may be*).

4. The group owns land or proposes to acquire land in the ... Local-level Government area (*or as the case may be*).

\*\*5. The group is within the jurisdiction of the ... Village Court.

6. The proposed dispute-settlement authority of the group is ...

Dated ...20 .

(*Signature of Applicants*.)

\*Strike out whichever is inapplicable.

\*\*Omit if inapplicable.

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**PAPUA NEW GUINEA.**

***Land Groups Incorporation Act 1974.***

***Form – ORDER OF DISSOLUTION.***

Reg., Sec. 3(2). Form 2.

**ORDER OF DISSOLUTION**

I, ... , the Registrar of Incorporated Land Groups, being satisfied that the affairs of ... have been wound up, order that ... is as from the date of this order dissolved and that all property other than customary land that was immediately before the making of this order the property of ... is, by virtue of this order, vested in the following manner:—

Dated ... 20 ...

Registrar of Incorporated Land Groups.

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## SCHEDULE 2

<sup>[1]</sup>Reg. Sec. 2.

Item No.	Matter	Fees
1.	For a search of particulars contained in a register kept under the Act	K 5.00
2.	For the making by the Registrar of a photographic reproduction of a document in his custody	K 5.00
3.	And in addition for each page after the first	K 2.00
4.	For certification by the Registrar of a photographic reproduction of a document in his custody	K 5.00.

Office of Legislative Counsel, PNG

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<sup>[1]</sup> Schedule 2 repealed and replaced by the *Land Groups Incorporation (Amendment) Regulation* 1986 (No. 21 of 1986).