

PAPUA.



No. 1 of 1940.

## AN ORDINANCE

*Relating to a Survey for a Proposed Supply of Water  
to the Town of Port Moresby.*

J. H. P. MURRAY.

[L.S.]

*22nd January, 1940.*

**B**E it ordained by the Legislative Council for the Territory of Papua, in pursuance of the powers conferred by the *Papua Act, 1905-1934*, as follows:—

**1.** This Ordinance may be cited as the *Port Moresby* Short title.  
*Water Supply (Survey) Ordinance, 1940.*

**2.** In this Ordinance unless a contrary intention Interpretation.  
appears:—

“Director” means the Director of Public Works of the Territory;

“Land” means land of every description whatsoever and includes native-owned land.

*Port Moresby Water Supply (Survey) Ordinance, 1940.*

---

Powers.

**3.** The Director his servants agents and any surveyor authorized by him may at all times enter upon land for the purpose of making surveys and taking levels in connection with the proposed supply of water to the Town of Port Moresby and may erect or make such marks and do such work thereon as may be necessary for the purpose of such survey.

Limitation.

**4.** The Director his servants agents and any surveyor authorized by him shall do as little damage as may be in the execution of the powers conferred by this Ordinance.

Offences.

**5.** Every person who shall—

- (a) wilfully obstruct hinder or molest the Director his servants agents or any surveyor authorized by him in the execution of their powers conferred by this Ordinance; or
- (b) wilfully interfere with or injure or destroy any survey pegs or marks placed or made in pursuance of the powers conferred by this Ordinance,

shall be guilty of an offence and liable upon summary conviction to imprisonment with hard labour for any period not exceeding Six months.

Compensation.

**6.** Any person whose property is damaged in the execution of the powers conferred by this Ordinance shall be entitled to compensation which shall be determined by agreement between the claimant and the Director or in default of such agreement by an action for damages.

Passed in Council this twenty-second day of January,  
in the year of Our Lord One thousand nine  
hundred and forty.