

INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 294.

*Enclosed Land Protection.*

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GENERAL ANNOTATION.

ADMINISTRATION.

As at 13 February 1976 (the date of gazettal of the most comprehensive allocation of responsibilities to Ministers and Departments at about the effective date), the administration of this Chapter was not vested specifically in any Minister. It seems, therefore, that under Constitution, Section 148(2), it came within the political responsibility of the Prime Minister.

The Chapter does not refer to "the Minister", "the Departmental Head" or "the Department".

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INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 294.

*Enclosed Land Protection Act.*

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ARRANGEMENT OF SECTIONS.

1. Interpretation—  
"enclosed land".
2. Unlawful entry into enclosed land.
3. Leaving open gate, slip-rail, etc.
4. Refusing to give name or giving false name.
5. Limitation of actions.



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INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 294.

*Enclosed Land Protection Act.*

Being an Act relating to the protection of enclosed land from intrusion and trespass.

**1. Interpretation.**

In this Act, "enclosed land" means land enclosed—

- (a) by some means by which the boundaries may be clearly known or recognized;  
or
- (b) partly by some such means and partly by a natural feature.

**2. Unlawful entry into enclosed land.**

A person who, without lawful excuse (proof of which is on him), enters into or is on the enclosed land of another without the consent of the owner or occupier or of the person in charge of the land is guilty of an offence.

Penalty: A fine not exceeding K40.00.

**3. Leaving open gate, slip-rail, etc.**

A person who enters into the enclosed land of another and wilfully or negligently leaves open or down a gate, slip-rail or other means of barring ingress into or egress from the land is guilty of an offence.

Penalty: A fine not exceeding K60.00.

**4. Refusing to give name or giving false name.**

A person found committing an offence against this Act who, when required by the owner, occupier or person in charge of the land in relation to which the offence has been committed, refuses or fails to give his correct name and place of abode is guilty of an offence.

Penalty: A fine not exceeding K40.00.

**5. Limitation of actions.**

A complaint of an offence against this Act must be made within three months after the date on which the offence was committed, and notice written of the intended complaint and of the grounds of it must be given to the intended defendant at least one month before the making of the complaint.

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APPENDIX.

SOURCE OF THE ENCLOSED LAND PROTECTION ACT.

Part A.—Previous Legislation.

*Enclosed Land Protection Act 1956 (No. 19 of 1956).*

Part B.—Cross References.

Section, etc., in Revised Edition.	Previous References <sup>1</sup> .
1	4
2	5
3	6
4	7
5	8

<sup>1</sup> Unless otherwise indicated, references are to the Act set out in Part A.

