



No. 1 of 1928.

# AN ORDINANCE

To Amend the "Native Labour Ordinance, 1911-1920."

[RESERVED 29TH SEPTEMBER, 1927.

ASSENTED TO 22ND DECEMBER, 1927.]<sup>(a)</sup>

**B**E it enacted by the Lieutenant-Governor of the Territory of Papua with the advice and consent of the Legislative Council thereof as follows:—

**1.** (1) This Ordinance may be cited as the *Native Labour Ordinance, 1927.* Short title and citation.

(2) The *Native Labour Ordinance, 1911-1920*, is in this Ordinance referred to as the Principal Ordinance.

(3) The Principal Ordinance as amended by this Ordinance may be cited as the *Native Labour Ordinance, 1911-1927.*

**2.** Section Forty-three of the Principal Ordinance is repealed and the following section is inserted in lieu thereof:—

"43. (1) The Commissioner or (in cases of emergency only) a magistrate may at his discretion grant a permit to any person who has a *bona fide* Permits to remove natives beyond the Territory as personal attendants.

(a) Assent notified in *Gazette* No. 2 of 31st January, 1928.

residence in the Territory to remove a native as a personal attendant—

- (a) to any part of the Commonwealth of Australia; or
- (b) to any place in the South Pacific Ocean declared by Proclamation published in the *Gazette* to be a place to which a native may be so removed as a personal attendant.

(2) When a magistrate grants a permit under this section he shall immediately report the fact and the emergency giving rise thereto to the Commissioner."

3. After Section Forty-four of the Principal Ordinance the following new sections are inserted:—

Permits to send natives beyond the Territory for educational purposes.

"44A. (1) The Commissioner may at his discretion grant a permit to any person who has a *bona fide* residence in the Territory to send a native for educational purposes—

- (a) to any part of the Commonwealth of Australia; or
- (b) to any place situated in the South Pacific or Indian Ocean declared by Proclamation published in the *Gazette* to be a place to which a native may be sent for such purposes.

Form of permit security and arrangements for transfer of native.

44B. (1) Permits under the last preceding section shall be to the effect of the form in Schedule JJ hereto and shall be at least in duplicate. Before issuing a permit the Commissioner may require that security to his satisfaction be given that the person desiring the permit to be granted to him will only send the native to the place or places authorized by the permit and cause him to be returned to some specified place in the Territory before the expiration of a term to be stated in the permit.

Before issuing a permit the Commissioner shall be satisfied that proper arrangements have been made for the transfer of the native to the place or places authorized by the permit by the person desiring the permit and that proper arrangements will be made for the return of the native to the Territory from the

place or places authorized by the permit and that sufficient care will be taken of the native during such transfer and return.

A permit shall not be issued to remove a child in respect of whom a mandate has been issued under the *Native Children's Ordinance, 1911.*"

4. After Schedule J of the Principal Ordinance the following schedule is inserted:—

"SCHEDULE JJ.

PERMIT.

Schedule JJ.  
Section 44B.

*Under Section 44B of the "Native Labour Ordinance, 1911-1927."*

Name of Person to whom Permit is Issued.	Name of Native.	Residence of Native.	Name of Vessel in which Native is to Leave the Territory.	Place or Places Without the Territory Native is to be Sent for the Purpose of Education.

SPECIAL CONDITIONS.

[Set out conditions, if any.]

This Permit shall be in force up to and inclusive of the \_\_\_\_\_ day of \_\_\_\_\_, 19 .

Dated at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 19 .

(Signed) Commissioner."

Passed in Council this twenty-ninth day of September, in the year of Our Lord One thousand nine hundred and twenty-seven.

*Assented to by His Excellency the Governor-General, with the advice of the Executive Council of the Commonwealth of Australia, on the twenty-second day of December, One thousand nine hundred and twenty-seven.*