

**MATRIMONIAL CAUSES (PAPUA) ORDINANCE
(No. 2) 1950.⁽¹⁾**

No. 2 of 1950.

An Ordinance to amend the Matrimonial Causes Ordinance, 1941 of the Territory of Papua as amended by the Matrimonial Causes (Papua) Ordinance 1950.

BE it ordained by the Governor-General in and over the Commonwealth of Australia, with the advice of the Federal Executive Council, in pursuance of the powers conferred by the *Papua and New Guinea Act 1949*, as follows:—

1.—(1.) This Ordinance may be cited as the *Matrimonial Causes (Papua) Ordinance (No. 2) 1950.*⁽¹⁾

Short title and citation.

(1) Particulars of this Ordinance are as follows:—

Date on which made by Gov.-Gen. in Council.	Date on which notified in <i>Colth. Gaz.</i>	Date on which took effect.
7.6.1950	15.6.1950	1.3.1950 (Sec. 2, <i>Matrimonial Causes (Papua) Ordinance (No. 2) 1950</i>)

Matrimonial Causes (Papua) Ordinance (No. 2) 1950—cont.

(2.) Section one of the *Matrimonial Causes (Papua) Ordinance 1950*⁽²⁾ is amended by omitting sub-section (2.).

(3.) The *Matrimonial Causes Ordinance, 1941*⁽³⁾ of the Territory of Papua, as amended by the *Matrimonial Causes (Papua) Ordinance 1950*,⁽²⁾ is in this Ordinance referred to as the Principal Ordinance.

(4.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Matrimonial Causes Ordinance, 1941-1950*.

2. This Ordinance shall be deemed to have come into operation on the first day of March, One thousand nine hundred and fifty. Commencement.

3. After section two of the Principal Ordinance the following section is inserted:—

“2A.—(1.) Notwithstanding the repeal of *The Matrimonial Causes Jurisdiction Ordinance of 1910*,⁽⁴⁾ but subject to this section, all proceedings pending under that Ordinance immediately before the date of commencement of this Ordinance may be continued and completed, and appeals arising out of any such proceedings may be instituted, heard and determined, as if this Ordinance had not been made. Proceedings pending under repealed Ordinance.

“ (2.) Where, before or after the date of commencement of this Ordinance, a final decree has been made upon a petition under *The Matrimonial Causes Jurisdiction Ordinance of 1910*,⁽⁴⁾ any application for an order relating to the custody, maintenance or education of, or access to, the children of the marriage affected by the decree or for an order relating to maintenance of the petitioner or respondent shall be made and may be dealt with under this Ordinance as if the decree had been an order to the like effect made under this Ordinance.

“ (3.) This section shall not limit the operation of section forty-four of the *Ordinances Interpretation Ordinance 1949*⁽⁵⁾ of the Territory of Papua and New Guinea.”

(2) Printed in this Volume on p. 1537.

(3) Printed in *The Laws of the Territory of Papua 1888-1945 (Annotated)*, Vol. III., on pp. 2965-2976. Now the *Matrimonial Causes Ordinance 1941-1951*.

(4) Printed in *The Laws of the Territory of Papua 1888-1945 (Annotated)*, Vol. III., on pp. 2927-2941.

(5) Now the *Ordinances Interpretation Ordinance 1949-1951*, printed in this Volume on pp. 660-688.