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PORT MORESBY, TUESDAY, 8th OCTOBER

[2013

*Land Act No.45 of 1996*

## CERTIFICATE OF NON - APPLICATION UNDER SECTION 13(6)

I, Hon. Benny Allan, MP, in my capacity as the Minister for Lands and Physical Planning, by virtue of the powers conferred in me by Section 13(6) of the *Land Act* 1996 and all other powers me enabling, hereby compulsorily Acquire the area of Land held under customary tenure ship described hereunder in the Schedule, notably doing away the pre-requisite to issue a Notice to Treat" before any acquisition is initiated/executed due to the Special Reason shown immediately hereunder

### *Special Reason*

I, as Minister for Lands and Physical Planning, herein declares that the State intends to compulsory acquire the land described below in the Schedule for a Public Purpose'. The specific Public Purpose use in that the required area will be used for the purposes of a reservoir, aqueduct or water - course purpose pursuant to clause (n) of the interpretation of public purpose provided for in the *Land Act* 1996.

Due to the urgency of the purposes of a construction and commissioning of the Boreholes and Raw Water Pipeline needed in and around the subject area that is geared towards complimenting the Government Sanctioned Water PNG Project.

### SCHEDULE

All that piece of land described as Portion 584C and 585C containing an area of 1.349 hectares or thereabouts, Milinch of Gehua Fourmil of Samarai - in the Milne Bay Province, land locally known as Goilani, commencing at a point described as station 23 being the commencement point delineated on the cadastral survey plan catalogue no. 54/684 running on a north easterly direction on bearing 314 degrees 20 minutes 30 seconds for 319.56 meters to station 19 being a corner point running north westerly direction on bearing 224 degrees 20 minutes 00 second for 30.00 meters thence on a south westerly direction on 134 degrees 20 minutes 30 seconds to station 17a being boundary point between portions 584c and 585c for 66.91 meters thence on a north westerly direction running through portion 584c on 87 degrees 08 minutes 31 seconds to a point described as station 15c for 167.06 meters thence still on a north westerly direction on bearing 48 degrees 15 minutes 00 seconds for 129.53 meters to a point being the end at station 14c thence south westerly direction on bearing 22 degrees 17 minutes 30 seconds for 10.00 meters thence south easterly direction still within Portion 584c 0 bearing 48 degrees 15 minutes 00 seconds for 132.37 meters to station 15 thence easterly direction on bearing 87 degrees 28 minutes 31 seconds to a boundary point with portion 585C at station 17 for 177.96 meters thence south easterly direction on bearing 134 degrees 20 minutes 30 seconds for 319.56 meters to station 22 thence still north easterly direction on bearing 224 degrees 20 minutes 00 seconds for 30.00 meters to the point of

**Certificate of Non - Application under Section 13(6)—*continued***

commencement be the said several dimensions all a little more or less and all gearings in grid north as delineated on plan catalogue number 54/684 in the Department of Lands and Physical Planning Waigani, National Capital District, Papua New Guinea.

Lands File Nos.:           1. 05109/0584  
                                  2. 05109/0585

Dated this 9th day of September, 2013.

Hon. B. ALLAN, MP.,  
Minister for Lands and Physical Planning.