

INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 1008.

Girl Guides Association.

GENERAL ANNOTATION.

ADMINISTRATION.

Since this Act is really of the nature of a private Act, and since, for example, no need was seen in the fairly comprehensive allocation of responsibilities for the administration of legislation published in National Gazette No. G15 of 13 February 1976 to allocate responsibility for this and similar Acts, there seems to be no point in attempting to discuss the administration of this Chapter. Under Section 148(2) of the Constitution, political responsibility would seem to be vested in the Prime Minister.

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INDEPENDENT STATE OF PAPUA NEW GUINEA.

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Girl Guides Association Act.

ARRANGEMENT OF SECTIONS.

1. Interpretation—
 - "the Association"
 - "Association property"
 - "the constitution"
 - "the corporation"
 - "the executive committee".
2. Incorporation.
3. Holding of Association property.
4. Power of corporation.
5. Rents, etc.
6. Seal of corporation.
7. Dealings with corporation.
8. Corporation to conform with constitution.



INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 1008.

Girl Guides Association Act.

Being an Act to incorporate the Girl Guides Association of Papua and New Guinea.

1. Interpretation.

In this Act, unless the contrary intention appears—

“the Association” means the Girl Guides Association of Papua and New Guinea, or division, district, company, pack, local association or committee of it;

“Association property” includes all buildings, all freehold and leasehold land and premises and all personal property in the country belonging to the Association or in which the Association has any interest or title and that are or is vested in any person as trustee, and all property acquired by the corporation under this Act;

“the constitution” means the constitution of the Association;

“the corporation” means the corporation constituted by this Act;

“the executive committee” means the executive committee appointed under the constitution.

2. Incorporation.

(1) The persons enrolled as members of the body known as the Girl Guides Association of Papua and New Guinea in accordance with the constitution of the Association form a corporation under the name of the “Girl Guides Association of Papua and New Guinea”.

(2) The corporation—

(a) has perpetual succession; and

(b) shall have a seal; and

(c) has power to acquire, hold, manage and control, and may grant, transfer, mortgage, demise, sell, dispose of, create or reserve easements in or over or otherwise deal with property of any kind; and

(d) may sue and be sued in its corporate name.

3. Holding of Association property.

The corporation shall hold all Association property on trust for the purpose of carrying on, benefiting, advancing, extending or making more effectual the working and objects of the Association and, subject to that purpose, to use and appropriate it, or permit the use and appropriation of it, for the purposes of the erection and maintenance of Association buildings and for other purposes in connexion with or for the benefit or maintenance of the Association or the members of the Association.

4. Power of corporation.

Subject to Section 2, the corporation has power—

(a) to purchase, take on lease or acquire by gift, devise, exchange or otherwise, property in the country; and

- (b) to sell the Association property or any part of it, together or in parcels, by public auction or private contract for cash or on credit, on such terms and subject to such conditions as the corporation thinks proper; and
- (c) to exchange the property or any part of it for other property; and
- (d) to transfer and assure the property when sold or exchanged to the purchaser or to the person taking exchange, freed and discharged from the trusts affecting it; and
- (e) for all or any of the purposes referred to in Paragraphs (a), (b), (c) and (d), to sign, seal and execute all such contracts, transfers and other deeds and instruments as are necessary; and
- (f) to raise sums of money when and on such terms as the corporation thinks proper, by deposit of the deeds or by mortgage, with or without power of sale, of the Association property or any part of it, and to execute all proper assurances for that purpose; and
- (g) to demise and lease the Association property or any part of it for such periods at such rents and on such terms and subject to such conditions as the corporation thinks proper; and
- (h) to appoint by instrument under the seal of the corporation any person as the attorney of the corporation, generally or in respect of specified matters, and to act in any place, and all deeds signed by the attorney on behalf of the corporation and under his seal are binding on the corporation and have the same effect as if they were under the seal of the corporation; and
- (i) to receive gifts and endowments of property, whether or not subject to any special trusts or conditions; and
- (j) to invest moneys in such lands or securities as it thinks proper; and
- (k) to employ staff and to pay wages and grant gratuities and pensions; and
- (l) to ensure Association property against such risks and in such sums as the corporation thinks proper, and to insure against claims for damages or compensation by employees; and
- (m) to organize and manage superannuation and provident funds.

5. Rents, etc.

A lessee, mortgagee, purchaser, person taking on exchange or other person paying rent or other money to the corporation is not bound to see to the application of the rent or other money, and the receipt of the corporation or of the Association is a sufficient discharge.

6. Seal of corporation.

The Association shall provide for the safe custody of the seal of the corporation, and every instrument to which the seal is affixed shall be signed by at least three members of the executive committee.

7. Dealings with corporation.

(1) On the sale, mortgage, lease or other dealing by the corporation of or with any property, a purchaser, mortgagee, lessee or other person dealing with the corporation is not bound to inquire into the necessity or propriety of the sale, mortgage, lease or other

dealing or the purposes for which or the circumstances in which, the corporation proposes to enter into, make, give or execute a sale, mortgage, lease or other dealing.

(2) A purchaser, mortgagee, lessee or other person dealing with the corporation is not bound to inquire into the regularity of the sale, mortgage, lease or other dealing.

(3) Notwithstanding any irregularity or impropriety in a sale, mortgage, lease or other dealing, a sale, mortgage, lease or other dealing purporting to be made by the corporation, shall, as regards the purchaser, mortgagee, lessee or other person dealing with the corporation, be deemed to be within the powers of the corporation, and is valid accordingly.

8. Corporation to conform with constitution.

The corporation shall at all times and in all dealings conform strictly to the provisions of the constitution.

