

INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 95.

Survey.

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 vested in the Minister for Natural Resources, except for Section 11 the administration of which was vested in the Prime Minister.

Accordingly, as at that date, unless some other intention is clearly indicated, by note or in the text, references in or in relation to this Chapter (except as noted above) to—

“the Minister”—should be read as references to the Minister for Natural Resources;

“the Departmental Head”—should be read as references to the Secretary for Natural Resources¹;

“the Department”—should be read as references to the Department of Natural Resources².

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¹ Previously the Director of Lands, Surveys and Mines.

² Previously the Department of Lands, Surveys and Mines.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 95.

Survey Act.

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INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 95.

Survey Act.

Being an Act to provide for the registration of surveyors and the regulation of the practice of land surveying, and for related purposes.

PART I.—PRELIMINARY.

1. Interpretation.

In this Act, unless the contrary intention appears—

“authorized survey” means a survey of land authorized or required—

(a) by, under or for the purpose of any law; or

(b) by the Government; or

(c) by the owner, lessee, mortgagee or other person having an interest in the land;

“the Board” means the Papua and New Guinea Surveyors Board established by Section 6;

“certificate of registration” means a certificate of registration issued under Section 17;

“the Chairman” means the Chairman of the Board;

“the Deputy Chairman” means the Deputy Chairman of the Board;

“reciprocating board” means the surveyors board or other competent authority in a reciprocating State;

“reciprocating State” means a country or place with the surveyors board or other competent authority of which the Board has entered into a reciprocal arrangement under Section 22;

“the register” means the Register of Surveyors kept under Section 16;

“registered surveyor” means a person whose name is entered in the register;

“the Registrar” means the Registrar of Surveyors appointed under Section 15;

“the regulations” means any regulations made under this Act;

“survey mark” includes a beacon, concrete block, metal pin or plaque, peg or stone cairn placed on land for the purposes of a survey;

“surveyor” means a person who is a land surveyor;

“this Act” includes the regulations.

2. References to surveyors, etc.

Where in any law a reference is made to a surveyor or to a licensed or registered surveyor, that reference shall be read as a reference to a registered surveyor within the meaning of this Act.

3. Application.

This Act applies only to and in relation to surveys of the boundaries of, or for the purpose of the establishment, re-establishment or determination of titles to, land, and other surveys authorized by the Surveyor General.

PART II.—ADMINISTRATION.

4. Surveyor General.

(1) The Chief of the Division of Surveys of the Department of Lands, Surveys and Mines is the Surveyor General, and is charged with the administration of this Act.

(2) The Surveyor General is charged with the general supervision of authorized surveys in the country, and has such other powers, responsibilities and functions as are prescribed.

5. Delegation.

The Surveyor General may, by instrument, delegate to any person any of his powers and functions under this Act or any other law (except this power of delegation).

PART III.—SURVEYORS BOARD.

6. Establishment of the Board.

(1) A Papua and New Guinea Surveyors Board is hereby established.

(2) The Board—

(a) is a corporation; and

(b) has perpetual succession; and

(c) shall have a common seal; and

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

(3) All courts, Judges and persons acting judicially shall take judicial notice of the common seal of the Board affixed to a document, and shall presume that it was duly affixed.

7. Members of the Board.

(1) The Board shall consist of the Surveyor General and six members, being registered surveyors, appointed by the Minister by notice in the National Gazette.

(2) Three of the members of the Board shall be appointed from a panel of names of four registered surveyors submitted to the Minister by the Association of Surveyors of Papua New Guinea.

(3) Three members of the Board (other than the members referred to in Subsection (2)) shall be officers of the Department who are registered surveyors.

(4) If the Minister is not satisfied that there are, on a panel of names submitted to him under Subsection (2), the names of three persons suitable for appointment by him under this section, he may request the Association of Surveyors of Papua New Guinea to submit a further name or further names.

(5) In the event of a failure on the part of the Association of Surveyors of Papua New Guinea to submit a panel of names in accordance with Subsection (2), or a further name or further names under Subsection (4), within what, in the opinion of the Minister, is a reasonable period after being requested by him to do so, the Minister may appoint the necessary number of persons without further reference to the Association.

8. Chairman and Deputy Chairman.

- (1) The Surveyor General is the Chairman of the Board.
- (2) The members of the Board shall elect one of their number to be the Deputy Chairman.

9. Tenure of office.

- (1) A member of the Board, other than the Surveyor General, holds office for a term of two years and is eligible for re-appointment.
- (2) Where the office of a member becomes vacant before the expiration of his term of office, the person appointed to fill the vacancy—
 - (a) if the member had been appointed in accordance with Section 7(2)—shall be appointed in accordance with that subsection or Section 7(5), as the case requires; and
 - (b) if the member had been appointed under Section 7(3)—shall be a registered surveyor who is an officer of the Department.
- (3) A person appointed under Subsection (2) holds office until the expiration of the term of office of the member whose office has become vacant.

10. Disqualification.

The following persons are not eligible to be or to continue to be members of the Board appointed by the Minister :—

- (a) a person who is not of the age of 21 years; or
- (b) a person who is an undischarged bankrupt or insolvent; or
- (c) a person of unsound mind as that expression is used in the *Public Health Act*; or
- (d) a person who has been convicted of an offence under a law of—
 - (i) Papua New Guinea; or
 - (ii) Australia; or
 - (iii) a State or Territory of Australia, punishable by death or imprisonment for one year or longer, and as a result of the conviction—
 - (iv) is subject to be sentenced to death or imprisonment; or
 - (v) is under sentence of death or is undergoing imprisonment; or
 - (vi) is under bond to appear for sentence if called upon.

11. Fees and allowances.

The members of the Board shall be paid such fees (if any) and allowances (if any) as the Minister¹ determines.

12. Removal of member from office.

The Minister may at any time terminate the appointment of a member of the Board, other than the Surveyor General, for misbehaviour or incapacity.

¹ As at the effective date, the reference was to the Prime Minister.

13. Vacation of office by member.

A member of the Board, other than the Surveyor General, shall be deemed to have vacated his office if—

- (a) his appointment is terminated by the Minister under Section 12; or
- (b) he becomes a person referred to in Section 10; or
- (c) he resigns his office in writing addressed to the Minister and the resignation is accepted by the Minister; or
- (d) he is absent, except on leave granted by the Board, from two consecutive meetings of the Board; or
- (e) he ceases to have the qualification by reference to which he was appointed.

14. Meetings of the Board.

(1) The Board shall meet at least once in each year.

(2) Subject to Subsection (3), a meeting of the Board shall be convened by the Chairman by written notice to the other members of the Board, and shall be held at the time and place specified in the notice.

(3) The Minister may, by written notice to each member, direct that a meeting be held at the time and place specified in the notice.

(4) At a meeting of the Board—

- (a) four members, of whom one is the Chairman or the Deputy Chairman, are a quorum; and
- (b) the Chairman, or in his absence the Deputy Chairman, shall preside; and
- (c) all questions shall be decided by the majority of votes of the members present and voting; and
- (d) the member presiding has a deliberative and, in the event of an equality of votes on a question, also a casting vote.

(5) Subject to this Act, the procedure at meetings of the Board is as the Board determines.

PART IV.—REGISTRATION AND QUALIFICATIONS.**15. Registrar of Surveyors.**

The Minister may, by notice in the National Gazette, appoint an officer of the Department to be the Registrar of Surveyors.

16. The Register of Surveyors.

The Registrar shall keep a register to be called the Register of Surveyors.

17. Manner of registration.

(1) Where the Board has authorized the registration of a person, the registration shall be effected by entering in the register—

- (a) his name; and
- (b) his professional address or addresses (if any) in the country, or if he has no such professional address his place of residence, whether in the country or elsewhere; and
- (c) particulars of his qualifications; and

- (d) a registration number to be allotted to him; and
 - (e) the date of his registration; and
 - (f) such other particulars (if any) as are prescribed.
- (2) An entry in the register shall be signed by the Registrar.
- (3) On payment of the prescribed fee, the Board shall cause to be issued to a registered surveyor a certificate of registration signed by the Chairman or the Deputy Chairman.

18. Qualifications for registration.

(1) Subject to Subsections (2) and (3), the Board shall authorize the registration of a person as a surveyor if he satisfies the Board that he is not less than 21 years of age and is a fit and proper person to be registered as a surveyor, and that—

- (a) he has obtained the prescribed certificate of competency on passing the prescribed examinations in surveying after completing training and field service as prescribed; or
- (b) he is registered, licensed or authorized to practise as a land surveyor in a reciprocating State, or holds a certificate of competency issued by a reciprocating board, and has complied with the provisions of this Act; or
- (c) he has—
 - (i) in a country outside Papua New Guinea, other than a reciprocating State, passed an examination in surveying approved by the Board; and
 - (ii) in Papua New Guinea—
 - (A) passed such further examination; or
 - (B) completed such field service,as the Board requires.

(2) The Board may require an applicant for registration to attend personally before the Board, and if he fails to attend as required may refuse the application.

(3) Before a person is registered as a surveyor he shall—

- (a) take the oath or make the affirmation set out in the Schedule before the Surveyor General or a person authorized for the purpose by the Surveyor General; and
- (b) pay the prescribed registration fee.

19. Annual registration fee.

(1) Before 1 July in each year, a registered surveyor shall pay to the Board the prescribed annual registration fee.

(2) If a registered surveyor fails to pay the annual registration fee for a period of 12 months after it has become payable, the Board may remove his name from the register.

(3) A person whose name has been removed under Subsection (2) may apply to the Board to have his name restored to the register and, on payment of the prescribed fee, the Board may restore his name.

20. Refusal to register.

If the Board refuses to authorize the registration of a person, the Board shall, if the person so requests, state in writing the reason for the refusal.

21. Proof of registration.

(1) A certificate of registration is evidence that the person specified in the certificate was registered under this Act on the date specified in the certificate and in respect of the qualifications specified.

(2) A certificate purporting to be under the hand of the Chairman or Deputy Chairman and stating that—

(a) any person was or was not registered; or

(b) the registration of a person was suspended on any date or dates during any period mentioned in the certificate,

is, in all courts and before all persons and bodies authorized to receive evidence, evidence of the matters so stated.

22. Reciprocal arrangements.

(1) The Board may enter into a reciprocal arrangement with the surveyors' board or other competent authority in any country or place for—

(a) the recognition of the status of a person registered, licensed or authorized by that board or other competent authority to practise as a land surveyor in that country or place, and for his registration as a surveyor under this Act; and

(b) similar recognition, registration, licensing or authorization in that country or place of surveyors registered under this Act.

(2) An arrangement under Subsection (1) may contain a condition that a person applying to be registered under this Act furnish such additional evidence of character and competency as the Board considers satisfactory.

(3) If an arrangement is made under Subsection (1), the Board may adopt examination papers set by the board or other competent authority of the reciprocating state for the purpose of examinations to be conducted under this Act.

23. Fraudulent registration.

A person who, in connexion with an application for registration under this Act, makes a false or misleading statement or produces a false certificate, testimonial or other document is guilty of an offence.

Penalty: A fine not exceeding K200.00.

24. Change of address to be notified.

(1) A registered surveyor who changes his professional address in the country, or establishes a professional address or an additional professional address in the country, must, within 21 days after the change or establishment, notify the Registrar in writing.

(2) A registered surveyor, not having a professional address in the country, who changes his place of residence must, within 21 days after the change, notify the Registrar in writing.

Penalty: A fine not exceeding K10.00.

Default penalty: A fine not exceeding K2.00.

25. Alteration of register.

(1) The Board shall cause to be removed from the register the names of all registered surveyors who have died or who have requested their names to be removed, and may cause such alterations to be made to the particulars recorded in the register as are necessary.

(2) By notice to a registered surveyor, posted or otherwise delivered to him at his professional address or at one of his professional addresses recorded in the register, or at his last-known place of residence, the Board may inquire whether his professional address or addresses in the country, or his place of residence, is or are still the address or addresses in the country, or his place of residence, shown in the register.

(3) If an answer to a notice under Subsection (2) is not returned within six months after the date of the posting or other delivery of the notice, the Board may cause the name of the surveyor to be removed from the register.

26. Cancellation or suspension for fraud, etc.

(1) The Board may cause to be removed from the register the name of a person—

- (a) whose registration has been obtained by fraud or misrepresentation; or
- (b) who is convicted, whether in the country or elsewhere, of an offence punishable by imprisonment for one year or longer or of any other offence that, in the opinion of the Board, renders him unfit to practise as a surveyor; or
- (c) who is convicted of an offence against this Act or who breaks an undertaking given by him under Subsection (2)(b); or
- (d) who is convicted of an offence against any other law relating to the duties and functions of surveyors or matters incidental to surveying; or
- (e) whose name is removed, otherwise than at his own request, from a register of surveyors or like record kept by a reciprocating board; or
- (f) who becomes of unsound mind as that expression is used in the *Public Health Act*; or
- (g) who is found by the Board to have been guilty of—
 - (i) habitual drunkenness or addiction to a narcotic drug; or
 - (ii) disgraceful or improper conduct; or
 - (iii) allowing a person, other than a registered surveyor, to practise in his name as a surveyor; or
 - (iv) directly or indirectly giving or offering or agreeing to give or offer to a person any valuable consideration for securing or attempting to secure for the registered surveyor employment or work as a surveyor; or
- (h) who has contravened or failed to comply with a provision of this Act or the *Survey Co-ordination Act* or of a request, requirement or direction under this Act; or
- (i) who has certified to the accuracy of a survey, either knowing it to be inaccurate or without having taken reasonable precautions to verify its accuracy; or
- (j) who wilfully or by culpable negligence or through incompetence has made, or caused to be made under his supervision, a survey that is so inaccurate or defective as to be unreliable; or
- (k) who ceases to hold the qualifications by reference to which he was registered.

(2) Instead of causing to be removed from the register the name of a person who has been found guilty of conduct or an act specified in Subsection (1)(a), (d), (g), (h), (i), or (j), the Board may—

- (a) reprimand him; or
- (b) require him to give an undertaking to abstain from conduct specified by the Board for such period as is specified by the Board; or
- (c) fine him an amount not exceeding K100.00;¹ or
- (d) suspend his registration for such period, not exceeding one year, as the Board thinks proper.

(3) Where the entitlement of a surveyor to practise in a reciprocating State is suspended, the Board may suspend the registration of the surveyor under this Act for a period not extending beyond the period of suspension in that State.

27. Inquiry to be held.

(1) Before taking action under Section 26 in relation to a person, the Board shall hold an inquiry, after giving notice to him of the matters to be inquired into and of the time and place at which the inquiry is to be held.

(2) At the inquiry the person may be represented by a lawyer or agent, who may examine witnesses and address the Board on his behalf.

(3) In conducting the inquiry, the Board is not bound by technical rules of evidence or legal procedure, but may inform itself in such manner as it thinks fit.

(4) The Principal Legal Adviser may appoint a lawyer to assist the Board.

(5) Pending the holding of the inquiry, the Board may suspend the registration of the person registered.

28. Board to record finding on which decision based.

Where the Board takes any action under Section 26 in relation to a person, the Board shall—

- (a) record the finding on which the decision was based and its reasons; and
- (b) if the person concerned so requests, furnish to him a copy of the findings and reasons.

29. Surrender of certificate on removal of name from Register on suspension.

(1) Where the name of a person is removed from the register or the registration of a person is suspended, the Board may, by written notice posted or otherwise delivered to him at his professional address or one of his professional addresses as last recorded in the register, or at his last-known place of residence, require him to deliver his certificate of registration to the Board for cancellation, within 14 days after receipt of the notice.

(2) A person who fails to comply with a notice served on him under Subsection (1) is guilty of an offence.

Penalty: A fine not exceeding K20.00.

Default penalty: A fine not exceeding K4.00.

¹ But see Constitution, Section 37(3).

(3) It is a defence to a prosecution for an offence against Subsection (2) if the accused satisfies the court that—

- (a) the certificate has been destroyed; or
- (b) after diligent search, he has been unable to find the certificate.

30. Effect of suspension of registration.

(1) For the purposes of this Act a person whose registration is suspended under this Act shall be deemed to be, during the period for which the registration is suspended, a person who is not registered as a surveyor under this Act.

(2) The Board may, by written notice, revoke the suspension, and may direct in the notice that the revocation have effect from a date specified in the notice.

(3) Where the Board revokes a suspension the Board shall promptly return the certificate of registration to the holder.

31. Application for re-registration.

Where, under Section 26, the name of a person has been removed from the register, he may apply for re-registration, but is not entitled to be registered again unless the Board thinks fit to authorize the re-registration.

32. Collection of fees.

The Board may demand and collect in advance such fees as are prescribed.

33. List of registered surveyors to be published annually.

The Surveyor General shall cause to be published in the National Gazette before the last day of February in each year, a list containing the names and addresses of all surveyors registered under this Act as at the previous 31 December.

PART V.—APPEALS.

34. Appeals.

(1) Where the Board—

- (a) refuses an application for the registration of a person (other than an application under Section 31); or
- (b) causes the name of a person to be removed from the register; or
- (c) reprimands a person; or
- (d) makes a requirement on a person under Section 26(2)(b); or
- (e) fines a person; or
- (f) suspends, otherwise than under Section 26(3), the registration of a person,

the person may appeal to the National Court against the decision of the Board within 21 days after the decision was given.

- (2) An appeal shall be in the nature of a re-hearing.
- (3) The Board shall be the respondent on an appeal.
- (4) The National Court may—

- (a) affirm, set aside or vary the decision of the Board; and
- (b) give such decision as to it seems proper; and
- (c) make such other order as to it seems proper.

PART VI.—REGULATION OF THE PRACTICE OF LAND SURVEYING.

35. Right to practise.

Subject to this Act and any other law, a registered surveyor may practise his profession and make authorized surveys in the country.

36. Code of Ethics.

(1) The Association of Surveyors of Papua New Guinea may from time to time lay down a Code of Ethics for Surveyors.

(2) A copy of a Code of Ethics laid down under Subsection (1) shall be posted or delivered to each registered surveyor at his professional address or one of his professional addresses as last recorded in the register, or at his last-known place of residence.

(3) A contravention of a Code of Ethics laid down under Subsection (1) is prima facie evidence of improper conduct within the meaning of Section 26(1)(g)(ii).

37. Making of authorized surveys.

An authorized survey must—

- (a) be carried out subject to any directions given by the Surveyor General; and
- (b) be made in accordance with any survey information supplied by or by the authority of the Surveyor General.

38. Correction of errors.

(1) The Surveyor General may, by written notice—

- (a) request a registered surveyor to correct, at his own expense and within the time specified in the notice, an error made by him in an authorized survey; or
- (b) instruct another registered surveyor to make the correction, and require the registered surveyor who made the error to pay the cost of the correction.

(2) If a registered surveyor refuses or omits to correct an error within the time specified in a notice under Subsection (1), or omits to pay the cost of the correction of an error when called on to do so, the Surveyor General may recover the reasonable cost of the correction as a debt.

(3) A request or an instruction under this section for the correction of a survey shall not be made after one year from the date of lodgement of the plan of survey with the Surveyor General.

39. Offences as to practise as a surveyor.

(1) Subject to Subsection (2), a person other than a registered surveyor who—

- (a) pretends that he is or holds himself out to be a registered surveyor; or
- (b) takes or uses the name or title of a registered surveyor, or a name, title, addition or description implying that he is a registered surveyor; or
- (c) practises as a surveyor, or charges or receives a fee for work done as a surveyor; or
- (d) makes or pretends to make, or holds himself out, directly or indirectly, to be competent to make, an authorized survey; or

(e) certifies to the accuracy of a plan purporting to be an authorized survey plan of an authorized survey,
is guilty of an offence.

Penalty: A fine not exceeding K200.00.

Default penalty: A fine not exceeding K10.00.

(2) It is a defence to a charge of an offence under Subsection (1)(c), (d) or (e) in relation to a survey if the person charged proves that—

- (a) he was authorized by the Surveyor General to carry out the survey; or
- (b) he carried out the survey on behalf of the Government and as part of his duties as an officer; or
- (c) he was, or was a servant or agent of, the owner, lessee, mortgagee or other person having an interest in the land surveyed, and the survey was not made for the purposes of any law; or
- (d) the survey was authorized or required by, under or for the purposes of the *Land Titles Commission Act 1962* (Adopted).

40. Firms and corporations.

(1) No firm or corporation within the meaning of the *Companies Act* may carry out, or cause its employees to carry out, a survey or pretend or undertake or hold itself out to be competent to carry out a survey, unless—

- (a) all the members of the firm or all the directors of the corporation, as the case may be, are registered surveyors; or
- (b) the majority of the members of the firm or of the directors are registered surveyors and the rest are members (not being students) of a prescribed profession; or
- (c) in the case of a corporation—
 - (i) at least half the shares in the corporation are held by directors who are registered surveyors; and
 - (ii) the controlling shares (if any) are held by directors who are registered surveyors; and
 - (iii) the balance of the shares are held by persons approved by the Board; and
 - (iv) the true liability of the shareholders is substantial and consistent with the probable liabilities of the corporation,

and the names and professional qualifications of all the members or directors are included on all stationery used by the firm or corporation in connexion with surveying.

(2) If a firm or corporation contravenes Subsection (1), the members of the firm or the directors of the corporation, as the case may be, are each guilty of an offence.

Penalty: A fine not exceeding K200.00.

Default penalty: A fine not exceeding K10.00.

(3) The Board may issue to a firm or corporation that complies with the requirements of Subsection (1) a certificate to that effect, and such a certificate is prima facie evidence of compliance with those requirements.

(4) A certificate referred to in Subsection (3) may be made subject to such conditions and limitations as the Board thinks proper, and in such a case the certificate is valid accordingly.

(5) A certificate referred to in Subsection (3) may be cancelled by the Board at any time for good cause shown.

(6) Notwithstanding Subsection (1), in the case of the death of a member of a firm or a director of a corporation to which Subsection (1)(a) or (b) applies, the executor of the will or the administrator of the estate of the deceased person may continue the business of that person for a period of not more than six months after the death, or for such longer period as the Board permits.

41. Administration of estate of deceased surveyor.

On the death of a registered surveyor who was at the time of his death carrying on business as a surveyor, an executor, administrator or trustee of his estate, if the practice of surveying in the business is carried on by a registered surveyor, may continue the business for a period of two months or for such longer period as the Board permits.

PART VII.—SURVEY MARKS.

42. Form of survey marks.

(1) The distinguishing mark to be used in the conduct of authorized surveys by the surveyors shall be in the form of a broad arrow, or in such other form as is prescribed.

(2) Where a beacon, concrete block, metal pin or plaque, peg or stone cairn bears the distinguishing mark prescribed by or under Subsection (1) it shall be deemed to be a survey mark within the meaning of this Act until the contrary is proved, and any destruction, obliteration, removal, injury or defacing to or of it shall, until the contrary is proved, be deemed to have been done knowingly.

43. Destruction, etc. of survey marks.

(1) A person who, without the permission of the Surveyor General or other lawful authority, destroys, obliterates, removes, injures or defaces a survey mark is guilty of an offence.

Penalty: A fine not exceeding K200.00 or imprisonment for a term not exceeding six months.

(2) Where a person is convicted of an offence against Subsection (1), in addition to any penalty imposed under that subsection, the court that convicts him may order him to pay the costs of re-establishing the survey mark.

44. Unauthorized persons not to use survey mark.

A person who, otherwise than in the conduct of an authorized survey, makes use of a survey mark or the distinguishing mark prescribed by or under Section 42 in marking a boundary, or so as to appear to indicate a boundary of land, is guilty of an offence.

Penalty: A fine not exceeding K200.00 or imprisonment for a term not exceeding six months.

PART VIII.—MISCELLANEOUS.

45. Power to summon witnesses.

(1) The Chairman or the Deputy Chairman may, by writing under his hand, summon a person to attend the Board at a time and place specified in the summons and then and there to give evidence and produce such books, documents or writings in his custody or control as he is required by the summons to produce.

(2) A summons under this section may be served—

(a) personally; or

(b) by sending it by post to the person at his place of abode or business last-known to the Chairman or Deputy Chairman; or

(c) by leaving it at that place of abode or business with some person apparently living or employed at that place and apparently not less than 16 years of age.

46. Power to examine on oath.

A member of the Board may administer an oath to a person appearing as a witness before the Board, whether the witness has been summoned or appears without being summoned, and the witness may be examined on oath.

47. Failure to attend or produce documents.

(1) A person served with a summons to attend the Board who refuses or fails, without reasonable excuse, to attend the Board, or to produce the books, documents or writings in his custody or control that he is required by the summons to produce, is guilty of an offence.

Penalty: A fine not exceeding K100.00.

Default penalty: A fine not exceeding K10.00.

(2) It is a defence to a prosecution for refusing or failing, without reasonable excuse, to produce a book, document or writing if the defendant proves that the book, document or writing was not relevant to the matter the subject of the Board's proceedings.

48. Refusal to be sworn or give evidence.

(1) A person appearing as a witness before the Board who refuses to be sworn or to make an affirmation, or to answer a question relevant to the proceedings put to him by a member of the Board, is guilty of an offence.

Penalty: A fine not exceeding K100.00.

(2) A statement or disclosure made before the Board by a witness is not, except in an appeal to the National Court under Part V. or in proceedings for giving false testimony before the Board, admissible in evidence against him in any civil or criminal proceedings.

49. Protection of witnesses.

A witness before the Board has the same protection as a witness in a matter before the National Court.

50. Fees and allowances to witnesses.

A person who attends for the purpose of giving evidence before the Board is entitled to receive such fees and allowances as the Chairman, or in his absence the Deputy Chairman, thinks fit to allow in accordance with the prescribed scale of fees and allowances.

51. Board may inspect books, etc.

The Board may inspect any books, documents or writings before it and may—

- (a) retain them for such reasonable period as it thinks fit; and
- (b) make copies of such portions of them as are relevant to a matter before the Board.

52. Examinations.

The Board may appoint examiners and supervisors of examinations and pay such fees to them as the Minister determines, and may hold examinations and shall give certificates of competency in surveying to persons who have fulfilled the prescribed conditions.

53. Power of entry on land, etc.

(1) Notwithstanding any other law, a registered surveyor and such assistants as he thinks necessary, or a person authorized by a registered surveyor, may, at all reasonable times, and, subject to Subsection (2), on giving notice to the owner or occupier of the land of his intention to enter on the land, enter on any land (whether it is the land to be surveyed or other land) for the purpose of making an authorized survey and may, for that purpose, open any fence, place survey marks on the land and enter any building on the land to determine the position of a wall or to define a boundary.

(2) Notice under Subsection (1) need not be given if—

- (a) the land to be surveyed or part of it is in a Local Government Council area and written notice has, not less than one week before the entry, been given to the Council specifying the area, or the approximate area, in which the survey is to be conducted, together with a request that the Council advise any persons likely to be affected of the intended survey; or
- (b) the name or place of abode or business of the owner or occupier is not known to the surveyor; or
- (c) the land is apparently unoccupied; or
- (d) the owner or occupier cannot, with the exercise of reasonable diligence, be found before the survey is due to commence, and unreasonable delay or expense would otherwise be caused,

but in any such case the surveyor shall—

- (e) advise any person who, at or about the time of the survey, asks for his authority for being on the land that he is conducting a survey and for what purpose; and
- (f) as soon as practicable notify the Subdistrict Office of the Subdistrict in which the land is situated of any damage done to the land or anything on the land in the course of the survey.

(3) In addition to the powers conferred by Subsection (1), the registered surveyor and his assistants or a person authorized by a registered surveyor may with as little damage as possible, trim, lop or cut down trees or bushes that may obstruct the survey.

(4) A person who, without reasonable excuse, hinders or obstructs a person in the exercise of the powers conferred by this section is guilty of an offence.

Penalty: A fine not exceeding K200.00.

(5) A registered surveyor is liable to pay compensation to the owner of land entered for damage caused in the exercise of the powers conferred by this section.

(6) Where the damage caused was necessary for the purposes of the survey, the person who engaged or employed the registered surveyor shall reimburse the registered surveyor the amount that he is required to pay as compensation for the damage.

(7) A notice of intention to enter land under Subsection (1) may be given—

- (a) in writing or orally to the owner personally; or
- (b) in writing by post addressed to the owner at his usual or last-known place of abode or business; or
- (c) in writing to a person apparently living or employed at that place of abode or business and apparently not less than 16 years of age,

but where notice of intention is given in accordance with Paragraph (b) entry must not be made before the notice would be delivered in the ordinary course of post.

54. Judicial notice.

All courts, Judges and persons acting judicially shall take judicial notice of the signature of the Chairman or Deputy Chairman appearing on a certificate issued under this Act and of the fact that the person by whom the certificate purports to have been signed was, at the time when the certificate was signed, the Chairman or Deputy Chairman, as the case may be.

55. Regulations.

The Head of State, acting on advice, may make regulations, not inconsistent with this Act, prescribing all matters that by this Act are required or permitted to be prescribed, or that are necessary or convenient to be prescribed for carrying out or giving effect to this Act, and in particular for prescribing matters providing for and in relation to—

- (a) the fees (if any) payable in respect of any application, registration, certificate or other proceeding, act or thing provided for or required under this Act; and
- (b) the forms to be used for the purposes of this Act; and
- (c) the requirements of and the registration of all indentures and contracts of cadetship in land surveying, and for providing for the appointment of examiners and the holding of, subjects of, and fees for, examinations; and
- (d) the rates of survey fees to be paid for surveying services provided by or on behalf of the State, and the circumstances under which those rates are applicable; and
- (e) penalties of fines not exceeding K100.00 and default penalties of fines not exceeding K10.00 for offences against the regulations.

Ch. No. 95

Survey

SCHEDULE.

Sec. 18(3).

OATH AND AFFIRMATION OF OFFICE OF REGISTERED SURVEYOR.

Oath.

I, _____, of _____, do swear that I will, to the best of my ability and without fear or favour, affection or ill-will, correctly survey and delineate the boundaries of any lands which I may be instructed to survey.

So help me God!

Affirmation.

I, _____, of _____, do solemnly and sincerely declare that I will, to the best of my ability and without fear or favour, affection or ill-will, correctly survey and delineate the boundaries of any lands which I may be instructed to survey.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 95.

Survey Regulation.

ARRANGEMENT OF SECTIONS.

1. Interpretation—
 - "articles of cadetship"
 - "cadet"
 - "Register of Articled Cadets".
2. Fees.
3. Articles of cadetship, etc.
4. Assignment of articles.
5. Applications for registration.
6. Refusal to register, etc., articles and cancellation of articles.
7. Board examination.
8. Certificate of competency.
9. Particulars to be entered in register.
10. Form of certificate of registration.
11. Letter of recommendation for reciprocating country, etc.
12. Prescribed professions.
13. Scale of fees.
14. Witnesses' fees.

SCHEDULES.

SCHEDULE 1.—

- FORM 1.—Articles of Cadetship.
- FORM 2.—Application for Registration of Articles of Cadetship/
Assignment of Articles.
- FORM 3.—Assignment of Articles of Cadetship.
- FORM 4.—Application for Registration as a Registered Surveyor.
- FORM 5.—Certificate of Service.
- FORM 6.—Certificate under Regulation Sec. 7(3).
- FORM 7.—Certificate under Regulation Sec. 7(4).
- FORM 8.—Certificate of Competency.
- FORM 9.—Certificate of Registration of Registered Surveyor.
- FORM 10.—Letter of Recommendation.

SCHEDULE 2.—Fees.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 95.

Survey Regulation.

MADE under the *Survey Act*.

1. Interpretation.

In this Regulation, unless the contrary intention appears—

“articles of cadetship” means indentures or contracts of cadetship in land surveying entered into under Section 3(1);

“cadet” means a person who has complied with the requirements of Section 3(1)(a) or (b);

“Register of Articled Cadets” means the Register of Articled Cadets to be established by the Registrar under Section 3(3).

2. Fees.

For the purposes of the Act and the regulation, the prescribed fees are the fees specified in Schedule 2.

3. Articles of cadetship, etc.

(1) Articles of cadetship in land surveying may be entered into in Form 1 between a registered surveyor and a person who—

(a) has successfully completed a course of study leading to the award of a Diploma of Surveying by the Papua New Guinea University of Technology; or

(b) has other qualifications that the Board considers to be the equivalent of that Diploma or that are acceptable to the Board as sufficient to warrant articles of cadetship being entered into.

(2) Within six months after the date of commencement of the articles, a registered surveyor who is a party to articles of cadetship must forward to the Registrar—

(a) three copies of the articles; and

(b) an application in Form 2 for registration of the articles; and

(c) evidence that the cadet has obtained the qualifications referred to in Subsection (1); and

(d) evidence of the date of birth of the cadet; and

(e) the prescribed fee for registration of the articles.

Penalty: A fine not exceeding K50.00.

Default penalty: A fine not exceeding K5.00.

(3) The Registrar shall keep a register to be called the Register of Articled Cadets.

(4) If so directed by the board, the Registrar shall—

(a) register the cadet in the Register of Articled Cadets; and

(b) endorse the three copies of the articles of cadetship with the number and date of the registration; and

- (c) return two endorsed copies of the articles to the registered surveyor who is a party to the articles; and
- (d) retain and file the third copy of the articles.

4. Assignment of articles.

(1) With the consent of the Board, articles of cadetship may be assigned, in Form 3, to another registered surveyor, who must forward to the Registrar, within six months after the date of the assignment—

- (a) three copies of the assignment; and
- (b) the two endorsed copies of the articles of cadetship; and
- (c) a certificate by the assignor of the service of the cadet and the nature of the work on which he had been engaged; and
- (d) an application in Form 2 for registration of the assignment; and
- (e) the prescribed fee.

(2) If directed by the Board, the Registrar shall—

- (a) register the assignment in the Register of Articled Cadets; and
- (b) endorse the three copies of the assignment and the two copies of the articles of cadetship with the number and date of the registration; and
- (c) return two endorsed copies of the articles of cadetship and of the assignment to the registered surveyor; and
- (d) retain and file the third copy of the assignment.

5. Applications for registration.

An application for registration as a surveyor shall be in Form 4, and shall be accompanied by—

- (a) evidence that the applicant has attained the age of 21 years; and
- (b) two recent testimonials of character; and
- (c) proof of whichever of the qualifications specified in Section 18(1) of the Act the applicant relies on for registration as a surveyor; and
- (d) the prescribed fee.

6. Refusal to register, etc., articles and cancellation of articles.

(1) The Board may, in its discretion—

- (a) refuse to register or consent to the assignment of any articles of cadetship; or
- (b) cancel the registration of any articles of cadetship,

if it is satisfied that—

- (c) the registration or assignment has been obtained by fraud or misrepresentation of fact; or
- (d) the articles of cadetship do not sufficiently allow for—
 - (i) the course of study by the cadet; or
 - (ii) experience in professional practice; or
 - (iii) conditions of service and training, required by the Board.

(2) Where articles of cadetship are cancelled by mutual consent, the registered surveyor who is a party to the articles must, within seven days, give written notice of the cancellation to the Registrar.

Penalty: A fine not exceeding K50.00.

Default penalty: A fine not exceeding K5.00.

7. Board examination.

(1) A candidate who desires to sit for the Board examination under Section 18(1)(a) of the Act shall forward a written application to the Registrar on or before the closing date for entry, together with—

- (a) a certificate of service in Form 5; and
- (b) statements by the registered surveyors with whom he has served articles, setting out the classes of professional work on which he was engaged during the term of his articles; and
- (c) evidence that he has completed the period of articles prescribed by Section 8.

(2) An applicant shall—

- (a) submit to the Board his original field notes and plans drawn from the notes of surveys made within two years of the date of submission to the Board, together with the relevant essential computations and survey information of—
 - (i) the survey of a rural area of not less than 30 ha, two of the boundaries of which coincide with, and are reinstated from, previous surveys, and one of the boundaries of which is a watercourse or other natural feature or an irregular road; and
 - (ii) the survey of an urban area, with substantial buildings on or near the boundaries in such a position that at least one boundary must be determined by indirect methods, suitable for the purpose of the registration of title under the *Real Property Act*, 1913 of the former Territory of Papua (Adopted), or the *Lands Registration Act* 1924 of the former Territory of New Guinea (Adopted), together with a technical description of the survey; and
 - (iii) a proposed road or drainage work not less than 300 m in length to be constructed in accordance with the requirements of the Department of Public Works showing—
 - (A) the proposed design and the requisite quantities, longitudinal section and cross-sections; and
 - (B) in the case of a road, the proposed method of disposal of storm water; and
 - (C) a typical cross-section of the finished work; and
 - (D) all particulars of the design; and
- (b) submit plans showing—
 - (i) a scheme for a new township to be developed as the headquarters and commercial centre for an important Subdistrict; or

- (ii) a scheme for the extension of a major existing town utilising an area of at least 200 ha,

and including—

- (iii) a 1 : 8000 outline zoning plan showing contours and a complete roading system, including the siting of residential areas, various classes of industry, recreation and public utilities, shopping, civic and community centres and other similar features; and
 - (iv) a detailed layout of a shopping, civic and community centre; and
 - (v) a detailed layout of a residential area; and
 - (vi) a detailed layout of a portion of an industrial area; and
- (c) give to the Board such additional information as it requires in regard to his professional service, field notes and plans.

(3) A plan submitted by a candidate under Subsection (2)(a) shall bear a certificate in Form 6.

(4) A plan submitted by a candidate under Subsection (2)(b) shall be accompanied by an explanatory memorandum of not less than 1 000 words, and shall bear a certificate in Form 7.

(5) The subjects for the practical examination are—

(a) adjustment and use of instruments :—

- (i) the principles of construction and practical tests in adjustment and use of all instruments required in modern field practice and office use; and
- (ii) a practical test in the use of the stereoscope for field examination of aerial photographs, and the application of aerial photographs to mapping; and

(b) field practice, including—

- (i) the survey of an area for title purposes, including the preparation of a plan from the field notes of the survey, under the supervision of the Board; and
- (ii) the practical levelling of a section at least 400 m in length; and
- (iii) field astronomy being the practical determination of not less than two of the following—
 - (A) azimuth; and
 - (B) time; and
 - (C) latitude.

(6) An oral test in the practice of surveying shall be conducted by the Board.

8. Certificate of competency.

(1) For the purposes of this section, "field service" includes a minimum of 12 months on title boundary definition work with at least four months on urban work where boundary re-establishment is an essential part of the survey.

(2) A certificate of competency in Form 8 shall be awarded to a person who has successfully completed—

- (a) the course leading to the award of the Diploma of Surveying by the Papua New Guinea University of Technology; and

(b) subsequently to that course, two years field service under articles to a registered surveyor,

and has passed examinations by the Board in accordance with Section 7.

(3) Where the Board is satisfied that a candidate has completed field service during training equivalent to the field service or part of the field service required by Subsection (2)(b), the Board may exempt the candidate from some or all of the field service specified in that subsection.

(4) A certificate of competency awarded under this section is the prescribed certificate of competency for the purposes of Section 18(1)(a) of the Act.

9. Particulars to be entered in register.

For the purposes of Section 17(1)(f) of the Act, in addition to the particulars specified in that subsection the Registrar shall enter in the Register of Surveyors the date and place of birth of the person authorized by the Board to be registered.

10. Form of certificate of registration.

For the purposes of Section 17(3) of the Act, a certificate of registration shall be in Form 9.

11. Letter of recommendation for reciprocating country, etc.

Where the Board enters into a reciprocal arrangement with the surveyors board or other competent authority in any other country or place under Section 22 of the Act, it may issue a letter of recommendation in Form 10 to any registered surveyor in Papua New Guinea who wishes to apply for registration as a surveyor in that country or place.

12. Prescribed professions.

For the purposes of Section 40 of the Act, the professions of Surveying, Engineering, Architecture and Town Planning are prescribed professions.

13. Scale of fees¹.

The rates of survey fees to be paid for surveying services provided by or on behalf of the State are the fees specified in the Code of Ethics of the Association of Surveyors of Papua New Guinea under Section 36 of the Act.

14. Witnesses' fees.

For the purposes of Section 50 of the Act, the prescribed scale of witnesses' fees and allowances is the scale of witnesses' expenses from time to time prescribed by the *District Courts Regulation*.

¹ The validity of this section is doubtful. See *Survey Act*, Section 55(d).

SCHEDULE 1.

PAPUA NEW GUINEA.

Survey Act.

Reg., Sec. 3(1).

Form 1.

ARTICLES OF CADETSHIP.

These articles of cadetship made _____ 19 _____ between _____, of _____, Registered Surveyor (called in these articles "the Surveyor"), of the first part, and _____, of _____ (called in these articles "the cadet"), of the second part:

Witness as follows—

1. The cadet of his own free will binds himself apprentice to the Surveyor to be taught and instructed in the profession of a Land Surveyor for the term of _____ months (called in these articles "the term") which term is deemed to have commenced on _____ 19 _____.

2. The cadet covenants with the Surveyor that—

- (a) he will during the term well and truly serve the Surveyor as cadet in the profession of a Land Surveyor; and
- (b) he will not during the term destroy, waste, embezzle or make away with any books, papers, plans, drawings, documents, moneys or other property of the Surveyor or of any of his partners, employees or clients; and
- (c) he will at all times keep the secrets of the Surveyor and of any of his partners and clients; and
- (d) he will readily and cheerfully obey and execute the lawful and reasonable demands of the Surveyor, and will not depart or absent himself from the service or employ of the Surveyor during the term without the consent of the Surveyor, except in the case of sickness; and
- (e) he will in all respects during the term act as an honest and faithful cadet ought to do; and
- (f) he will do no damage or injury to the Surveyor or knowingly suffer any such damage or injury to be done without acquainting the Surveyor.

3. In consideration of the premises the Surveyor covenants with the cadet that—

- (a) he will, during the term, according to the best of his power, skill and knowledge instruct the cadet, or cause him to be instructed, in the profession of a Land Surveyor, and in all things incidental to that profession; and
- (b) he will permit the cadet during the term to attend such lectures and examinations as are requisite or proper for his better instruction in the profession of a Land Surveyor, and to enable him to obtain a registration certificate entitling him to practise as a Registered Surveyor in Papua and New Guinea; and
- (c) he will pay to the cadet during the term the following rates of pay :—

(specify rates of pay).

4. Provided always and it is agreed between the parties that—

- (a) the benefits and obligations under these articles shall not be assigned except with the approval of the Papua and New Guinea Surveyors Board; and
- (b) these articles may be cancelled by mutual consent; and
- (c) if any question at any time arises between the parties with respect to any matter or thing arising under or in relation to these articles the Board shall decide it and the decision of the Board shall be final and binding on the parties to these articles.

PAPUA NEW GUINEA.

Survey Act.

Reg., Sec. 3(2), 4(1).

Form 2.

APPLICATION FOR REGISTRATION OF ARTICLES OF CADETSHIP/ASSIGNMENT OF ARTICLES.*

I, _____, of _____, a registered surveyor under the *Survey Act*, apply for registration of the articles of cadetship/assignment of articles of cadetship* between myself and _____ of _____, and I forward the documents listed below and the prescribed

fee of _____

Dated _____

19 _____

(Signature of Registered Surveyor).

LIST OF DOCUMENTS.

1. Three copies of the articles of cadetship, or in the case of assignment two copies of the articles of cadetship and three copies of the assignment.
2. Diploma of Surveying of the Papua New Guinea University of Technology, or the equivalent of that Diploma and, in the case of assignment, Certificate of Service of the cadet.
3. Extract of birth certificate of the cadet, or if not available such evidence of birth as will establish the date of birth of the cadet.

*Strike out whichever is inapplicable.

PAPUA NEW GUINEA.

Survey Act.

Reg., Sec. 4.

Form 3.

ASSIGNMENT OF ARTICLES OF CADETSHIP.

This assignment of the articles of cadetship made _____ 19 _____ between _____, of _____, Registered Surveyor (called in this assignment "the Assignor") of the first part, _____ of _____ (called in this assignment "the cadet") of the second part, and _____ of _____ Registered Surveyor (called in this assignment "the Assignee") of the third part: Whereas by articles of cadetship made _____ 19 _____ between the Assignor and the cadet, the cadet was bound apprentice to the Assignor in the profession of a Land Surveyor for a term of _____ months from the date specified in the articles (called in this assignment "the term"); and Whereas it has been agreed between the parties to the assignment that the cadet shall serve the now unexpired residue of the term with the Assignee: and Whereas the Assignor has agreed, with the consent of the cadet, to assign the said cadetship to the Assignee: Now This Indenture witnesses as follows:—

1. The Assignor assigns all his interest under and by virtue of the articles of cadetship and the benefit of all covenants and agreements contained in the articles of cadetship to the Assignee to hold them for all the residue now unexpired of the term.
2. The Assignee covenants with the Assignor and the cadet—
 - (a) he will take the cadet as his cadet for the now unexpired residue of the term in his profession of a Land Surveyor unless the said cadetship is sooner terminated as provided by or under the articles of cadetship; and
 - (b) he will observe and perform all the covenants and agreements in the articles of cadetship and to be observed and performed by the Assignor in like manner and in all respects as if the Assignee were in the articles named instead of the Assignor and will keep the Assignor indemnified from the covenants and agreements, and from all actions, claims or demands in respect of the articles of cadetship.
3. The cadet covenants with the Assignee that—
 - (a) he shall serve the Assignee in his profession of a Land Surveyor for the residue of the term unless the cadetship is sooner determined as provided by or under the articles of cadetship; and
 - (b) he will observe and perform all the covenants and agreements in the articles of cadetship.

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PAPUA NEW GUINEA.

Survey Act.

Reg., Sec. 5.

Form 4.

APPLICATION FOR REGISTRATION AS A REGISTERED SURVEYOR.

The Registrar,

Papua and New Guinea Surveyors Board,

I apply for registration as a Surveyor under the *Survey Act* and in support of my application forward the documents listed below. My personal particulars are—

Name in full:

Address (postal):

Age:

Place of birth:

Where trained:

Dated 19 .

(*Signature of Applicant.*)

LIST OF DOCUMENTS FORWARDED.

PAPUA NEW GUINEA.

Survey Act.

Reg., Sec. 7(1)(a).

Form 5.

CERTIFICATE OF SERVICE.

I, _____ of _____, a registered surveyor under the *Survey Act*, certify that _____ has been professionally and continuously employed under articles of cadetship with me in the practice of Surveying from _____ to _____, of which _____ have been occupied in professional service in the field, and that he is, in my opinion, fully competent to effect urban and rural surveys on his own responsibility.

Dated 19 .

(*Signature of Registered Surveyor.*)

PAPUA NEW GUINEA.

Survey Act.

Reg., Sec. 7(3).

Form 6.

CERTIFICATE UNDER REGULATION SECTION 7(3).

I, _____ of _____, certify that this survey was made by me personally between 19 _____ and 19 _____, and that this plan and the accompanying field notes are entirely my own work.

Dated 19 .

(*Signature of Candidate.*)

Survey

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PAPUA NEW GUINEA.

Survey Act.

Reg., Sec. 7(4).

Form 7.

CERTIFICATE UNDER REGULATION SECTION 7(4).

I, _____ of _____, certify that this plan was made by me personally between _____ 19 _____ and _____ 19 _____, and that the accompanying plans and explanatory memoranda are entirely my own work and not copies from any published matter.

Dated _____ 19 _____.

(Signature of Candidate).

PAPUA NEW GUINEA.

Survey Act.

Reg., Sec. 8(2).

Form 8.

CERTIFICATE OF COMPETENCY.

The Papua and New Guinea Surveyors Board constituted under the *Survey Act* certify that _____ has passed the prescribed examinations and completed the prescribed field service and is qualified for registration as a Surveyor.

Dated _____ 19 _____.

Chairman.

Member.

Member.

Member.

PAPUA NEW GUINEA.

Survey Act.

Reg., Sec. 10.

Form 9.

CERTIFICATE OF REGISTRATION OF REGISTERED SURVEYOR.

This is to certify that the Papua and New Guinea Surveyors Board has authorized the registration of _____ as a surveyor in the Register of Surveyors under Section 17 of the *Survey Act*.

Dated _____ 19 _____.

Chairman (or Deputy Chairman) of the Board.

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Survey

PAPUA NEW GUINEA.

Survey Act.

Act, Sec. 22.

Form 10.

Reg., Sec. 10.

LETTER OF RECOMMENDATION.

Papua and New Guinea Surveyors Board,

To

The Surveyors Board of ¹

This is to certify that the Papua and New Guinea Surveyors Board recommends for favourable consideration any application for registration, licensing or authorization to practice as a Surveyor by who was registered as a surveyor in the Register of Surveyors under the *Survey Act* on 19 and is so registered at the date of this certificate.

Dated 19

Chairman (or Deputy Chairman) of the Board.

¹ Or as the case may be.

SCHEDULE 2.

Survey Act.

Reg., Sec. 2.

FEES.

	K
Registration fee (Section 18(3)(b) of <i>Survey Act</i>)	25.00
Annual registration fee (Section 19(1) of <i>Survey Act</i>)	5.00
Restoring name to register (Section 19(3) of <i>Survey Act</i>)	25.00
Registration of articles of cadetship	10.00
Registration of assignment of articles	5.00

INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 95.

Survey.

APPENDIXES.

APPENDIX 1.

SOURCE OF THE SURVEY ACT.

Part A.—Previous Legislation.

Survey Act 1969 (No. 62 of 1969)

as amended by—

Survey (Amendment) Act 1971 (No. 92 of 1971).

Part B.—Cross References.

Section, etc., in Revised Edition.	Previous Reference ¹ .	Section, etc., in Revised Edition.	Previous Reference ¹ .
1	5	27	31
2	6	28	32
3	7	29	33
4	8	30	34
5	8A	31	35
6	9	32	36
7	10	33	37
8	11	34	38
9	12	35	39
10	13	36	40
11	14	37	41
12	15	38	42
13	16	39	44
14	17,18	40	45
15	19	41	46
16	20	42	47
17	21	43	48
18	22	44	49
19	24	45	50
20	25	46	51
21	26	47	52
22	23	48	53
23	27	49	54
24	28	50	55
25	29	51	56
26	30	52	57

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

Part B.—Cross References—*continued.*

Section, etc., in Revised Edition.	Previous Reference.	Section, etc., in Revised Edition.	Previous Reference.
53	58	55	60
54	59	Schedule	Second Schedule

APPENDIX 2.

SOURCE OF THE SURVEY REGULATIONS.

Part A.—Previous Legislation.

Survey Regulations 1970 (Statutory Instrument No. 39 of 1970)

as amended by—

Statutory Instrument No. 41 of 1971.

Part B.—Cross References.

Section, etc. in Revised Edition.	Previous Reference ¹ .	Section, etc. in Revised Edition.	Previous Reference ¹ .
1	2	Schedules—	
2	3	Schedule 1	First Schedule
3	4	Form 1	Form 1
4	5	Form 2	Form 2
5	6	Form 3	Form 3
6	7	Form 4	Form 4
7	8	Form 5	Form 5
8	9	Form 6	Sec. 8(3)
9	10	Form 7	Sec. 8(4)
10	11	Form 8	Form 6
11	12	Form 9	Form 7
12	13	Form 10	Form 8
13	14	Schedule 2	Second Schedule
14	15		

¹ Unless otherwise indicated, references are to the regulations set out in Part A.