

PAPUA.



No. 13 of 1921.

## AN ORDINANCE

*To Provide for the Payment of Port Dues and Wharfage Rates.*

J. H. P. MURRAY.

[L.S.]

*22nd September, 1921.*

**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. This Ordinance may be cited as the *Port Dues* Citation.  
*Revision Ordinance, 1921.*

2. *The Port Dues Revision Ordinance of 1907* (No. III of Repeal.  
1908) and the *Port Dues Revision Ordinance, 1916* (No. VI  
of 1916) are hereby repealed except as to anything done Saving.  
before the commencement of this Ordinance and except as  
far as relates to any arrears of dues or rates and except so  
far as may be necessary for the purpose of supporting or  
continuing any proceedings heretofore taken or to be taken  
after the commencement of this Ordinance and except as  
to the recovery or application of any penalty for any offence  
which shall have been committed or any forfeiture which  
shall have been incurred before the commencement of this  
Ordinance.

Ordinance to apply to "Proclaimed Ports." Cf. 3 of 1908, s. 1.

**3.** This Ordinance shall apply only to such ports as may be by notice in the *Gazette* declared ports within the meaning of the Ordinance. Such ports are called "Proclaimed Ports."

Port dues and wharfage rates may be imposed. *Ibid.* s. 2. Cf. 6 of 1916, s. 2.

**4.** Every vessel arriving at a proclaimed port shall if her first port of clearance or final port of destination is not in Papua or if her first port of clearance or final port of destination is in Papua but shall during any voyage call at any port not in Papua pay port dues and wharfage rates at such rate as the Lieutenant-Governor in Council may from time to time determine. The rate so determined shall be declared by notice in the *Gazette*. Wharfage rates shall only be payable at a port in which a wharf which is the property of the Crown exists for the convenience of shipping.

To whom dues are payable. Cf. 3 of 1908, s. 3.

**5.** Dues payable under this Ordinance shall be paid to the principal officer of customs at the port where they are levied or if there is no officer of customs then to a Resident Magistrate or an Assistant Resident Magistrate.

Persons liable for dues. *Ibid.* s. 4.

**6.** The following persons shall be liable to pay the dues payable by or in respect of any vessel under this Ordinance that is to say the owner and master and such consignee or agent thereof as may have paid or made himself liable to pay any other charge on account of such vessel in the port of her arrival or discharge or in the port from which she clears out.

Penalty for evading payment of dues. *Ibid.* s. 5.

**7.** If any owner master consignee or agent as aforesaid evades the payment of any such dues he shall forfeit and pay a sum equal to the amount of the dues which he has evaded and in addition a further penalty not exceeding Twenty pounds.

Recovery of dues and penalties. *Ibid.* s. 6.

**8.** Dues and penalties may be recovered by summary procedure before any Resident Magistrate or Assistant Resident Magistrate.

Exemption of warships, etc. *Ibid.* s. 7.

**9.** Public vessels of any Government are exempt from the payment of harbour dues.

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