

No. 25 of 1994.

National Capital District Commission (Amendment) Act 1994.

Certified on : 27.10.94

INDEPENDENT STATE OF PAPUA NEW GUINEA.

No. of 1994.

National Capital District Commission (Amendment) Act 1994.

ARRANGEMENT OF SECTIONS.

1. Repeal and replacement of Section 5.
2. Meetings of the Commission (Amendment of Section 10).
3. Further amendments as per Schedule.

SCHEDULE .

INDEPENDENT STATE OF PAPUA NEW GUINEA.

No. of 1994.

AN ACT

entitled

National Capital District Commission (Amendment) Act 1994,

Being an Act to amend the *National Capital District Commission Act 1990,*

MADE by the National Parliament to come into operation in accordance with a notice in the National Gazette by the Head of State, acting with, and in accordance with, the advice of the Minister.

1. REPEAL AND REPLACEMENT OF SECTION 5.

Section 5 of the Principal Act is repealed and replaced with the following:-

***5. LORD MAYOR AND DEPUTY LORD MAYOR.**

(1) The Minister shall appoint from the members holding office under -

- (a) Section 4(1)(a), subject to Subsection (2) -
 - (i) a member to be the Lord Mayor; and
 - (ii) a member to be the alternate Lord Mayor; and
- (b) Section 4(1)(c) -
 - (i) a member to be the Deputy Lord Mayor; and
 - (ii) a member to be the alternate Deputy Lord Mayor.

(2) A member holding office under Section 4(1)(a) shall not be appointed as the Lord Mayor or the alternate Lord Mayor if he is -

- (a) a Minister; or
- (b) the Speaker or Deputy Speaker of the National Parliament; or
- (c) a Vice-Minister; or
- (d) the Leader or Deputy Leader of the Opposition in the National Parliament; or
- (e) a Chairman of a Parliamentary Committee.

(3) Subject to Parliamentary duties in the case of a member holding office under Section 4(1)(a) and (c), the Lord Mayor, the alternate Lord Mayor, the Deputy Lord Mayor and the alternate Deputy Lord Mayor shall serve on a full-time basis and shall be paid such fees and allowances and receive such benefits as are determined -

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- (a) in the case of a member holding office under Section 4(1)(a) - by the Salaries and Remuneration Commission; and
- (b) in the case of a member holding office under Section 4(1)(c) - by the Minister.

"(4) The Lord Mayor, the alternate Lord Mayor, the Deputy Lord Mayor, the alternate Deputy Lord Mayor respectively hold office from the date of their appointment until -

- (a) they cease to be members; or
- (b) the Minister otherwise terminates their appointment; or
- (c) they are appointed to a position specified in Subsection (2)."

2. MEETINGS OF THE COMMISSION (AMENDMENT OF SECTION 10).

Section 10 of the Principal Act is amended in Subsection (3) -

- (a) by repealing Paragraph (a) and replacing it with the following:-

"(a) nine members are a quorum;" and

- (b) by repealing Paragraph (b) and replacing it with the following:-

"(b) The Lord Mayor, or in his absence the alternate Lord Mayor, or in his absence the Deputy Lord Mayor, or in his absence the alternate Deputy Lord Mayor shall preside; and in the absence of the Lord Mayor, the alternate Lord Mayor, the Deputy Lord Mayor and the alternate Deputy Lord Mayor, the members shall appoint a Chairman from amongst their own number;"

3. FURTHER AMENDMENTS AS PER SCHEDULE.

The Principal Act is further amended in accordance with the Schedule.

SCHEDULE .

Amended Provisions.

Provision amended

Amendment

Section 1

Repeal the definition of "Chairman" and replace with the following definition:-

"'Lord Mayor', 'alternate Lord Mayor', 'Deputy Lord Mayor' and 'alternate Deputy Lord Mayor' mean the persons appointed to these positions under Section 5;"

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- Section 4(3) Repeal the words "Chairman and Deputy Chairman" and replace with "Lord Mayor, alternate Lord Mayor, Deputy Lord Mayor and alternate Deputy Lord Mayor"
- Section 8(c) Repeal the word "Chairman" and replace with "Lord Mayor or alternate Lord Mayor"
- Sections 10(1), (2) and 11(2) In each case, repeal the words "Chairman, or in his absence the Deputy Chairman" and replace with "Lord Mayor, or in his absence the alternate Lord Mayor, or in the absence of both the Lord Mayor and the alternate Lord Mayor - the Deputy Lord Mayor, or in the absence of the Deputy Lord Mayor - the alternate Deputy Lord Mayor"
- Sections 11(1)(a) and (b) and 12 In each case, repeal the word "Chairman or the Deputy Chairman" and replace with "Lord Mayor or the alternate Lord Mayor or the alternate Deputy Lord Mayor".

I hereby certify that the above is a fair print of the *National Capital District Commission (Amendment) Act 1994* which has been made by the National Parliament.

Clerk of the National Parliament.

I hereby certify that the *National Capital District Commission (Amendment) Act 1994* was made by the National Parliament on 9 June 1994.

Speaker of the National Parliament.

