

THE TERRITORY OF NAURU

No. *A* of 1968

A N O R D I N A N C E

Relating to land leased for use in connexion with the  
Phosphate Industry.

I, THE GOVERNOR-GENERAL in and over the Commonwealth  
of Australia, acting with the advice of the Federal  
Executive Council, hereby make the following Ordinance  
under the Nauru Act 1965.

Dated this *25<sup>th</sup>* day of *January*  
1968.

*(Sgn) Cooney*  
Governor-General.

By His Excellency's Command,

Minister of State for Territories.

LANDS ORDINANCE 1968 \*

Short title  
and citation.

1.-(1.) This Ordinance may be cited as the Lands  
Ordinance 1968.

(2.) The Lands Ordinance 1921-1967 is in this  
Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this  
Ordinance, may be cited as the Lands Ordinance 1921-1968.

Payment by  
Commissioners.

2. Section 4 of the Principal Ordinance is amended  
by omitting paragraphs (b) and (ba).

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\* Notified in the Territory of Nauru Gazette on  
1968.

Royalties.

3. Section 4A of the Principal Ordinance is repealed and the following section inserted in its stead:-

"4A.-(1.) Subject to the next succeeding subsection, where phosphate bearing land is leased to the Commissioners after the commencement of this section or has been so leased after the first day of July, One thousand nine hundred and sixty-seven, the Commissioners are liable to pay to the owner of the land -

- (a) if <sup>the</sup> surface of the whole of the land is more than eighty feet above sea-level - an amount of Forty dollars or an amount calculated at the rate of Two hundred and forty dollars per acre, whichever is the greater amount;
- (b) if the surface of the whole of the land is not more than eighty feet above sea-level - an amount of Twenty dollars or an amount calculated at the rate of One hundred and twenty dollars per acre, whichever is the greater amount; or
- (c) in any other case -
  - (i) in respect of so much of the land the surface of which is more than eighty feet above sea-level - an amount calculated at the rate of Two hundred and forty dollars per acre; and

3.

(ii) in respect of the balance of  
the land - an amount  
calculated at the rate of  
One hundred and twenty  
dollars per acre,

or an amount of forty dollars, whichever is the  
greater amount.

"(2.) Where a lease of phosphate bearing lands that  
was granted to the Commissioners on or after the first  
day of July, One thousand nine hundred and sixty-seven,  
and before the commencement of this Ordinance provided  
for the payment of a premium by the Commissioners to the  
owner of the land upon the granting of the lease, the  
amount payable to the owner of the land under the last  
preceding sub-section shall be reduced by the amount  
of that premium."

Rent payable  
by Commis-  
sioners for  
non-phosphate  
bearing land.

4. Section 5 of the Principal Ordinance is  
amended -

- (a) by omitting from paragraph (a) of sub-section  
(5.) the words "Six pounds" and inserting in  
their stead the words "Twenty-four dollars";
- (b) by omitting from paragraph (b) of that sub-  
section the words "Two pounds" and inserting  
in their stead the words "Eight dollars";
- (c) by omitting paragraph (c) of that sub-section  
and inserting in its stead the following  
paragraph:-

4.

"(c) in respect of non-phosphate bearing land that comprises an area of less than one-fifth of an acre - the amount that bears the same proportion to Eight dollars as the area of the land bears to one-fifth of an acre or the amount of Four dollars, whichever is the greater amount.";

(d) by omitting sub-sections (6.) and (7.) and inserting in their stead the following sub-section:-

"(6.) The amount payable by the Commissioners as rent in respect of a lease of non-phosphate bearing land for a term of less than twelve months is -

(a) if the area of the land is not less than one-third of an acre - an amount calculated at the rate of Forty dollars per acre per annum;

(b) if the area of the land is less than one-third of an acre but not less than one-fifth of an acre - an amount calculated at the rate of Thirteen dollars thirty-three cents per annum per block of land; or

(c) if the area of the land is less than one-fifth of an acre -

5.

the amount that bears the same proportion to Thirteen dollars thirty-three cents as the area of the land bears to one-fifth of an acre or the amount of Four dollars, whichever is the greater amount."

Compensation  
for trees  
removed from  
leased land.

5. Section 5A of the Principal Ordinance is amended by omitting sub-section (3.) and inserting in its stead the following sub-section:-

- "(3.) The limits of compensation for each tree removed from non-phosphate bearing land that is leased to the Commissioners are -
- (a) in the case of a coconut tree - not less than Fifty-three cents and not more than Ten dollars;
  - (b) in the case of a pandanus tree - not less than Sixty cents and not more than Seven dollars fifty cents;
  - (c) in the case of a breadfruit tree - not less than Seventy cents and not more than Nine dollars;
  - (d) in the case of a mango tree - not less than Seventy cents and not more than Seven dollars;
  - (e) in the case of a paw paw tree, not being a seedling - not less than Sixty cents and not more than Three dollars;
  - (f) in the case of an almond tree - not less than Forty cents and not more than Two dollars;
  - (g) in the case of a banana tree - not less than Sixty cents and not more than Six dollars;
  - (h) in the case of a tomano tree - not less than Sixty cents and not more than Six dollars; and
  - (i) in the case of a lime tree - not less than Twenty cents and not more than Six dollars."