

120/92
[Legal Notice No. 120]

PROVINCIAL GOVERNMENT ACT 1981
(No. 7 of 1981)

THE TEMOTU PROVINCE PRESERVATION OF CULTURE
(AMENDMENT) ORDINANCE 1992

AN
ORDINANCE
TO

AMEND THE TEMOTU PROVINCE PRESERVATION OF
CULTURE ORDINANCE 1989.

ENACTED BY THE PROVINCIAL ASSEMBLY OF TEMOTU
PROVINCE.

PART I
PRELIMINARY

1. This Ordinance may be cited as the Temotu Province Preservation of Culture (Amendment) Ordinance 1992 and shall come into operation after assent by the Minister for Provincial Government and upon publication in the Solomon Islands Gazette.

PART II
AMENDMENTS

2. Section 2 of the Temotu Province Preservation of Culture Ordinance shall be amended so that the definition of "traditional artifact" reads as follows -

"traditional artifacts" includes any article, or the design, pattern, symbol or shape of any article traditionally or customarily used or intended for use in Temotu Province as personal or other adornment, as a household utensil, as money, as fishing or hunting equipment, as a weapon tool or musical instrument and any statuette or figure fashioned from wood, clay or stone and any skull or bones of ritual object, but does not include any article specifically made for sale as a curio. The Executive, by regulation may designate specific items as traditional artifacts, which designation shall be conclusive, but shall not by its silence, exclude items which are otherwise within this definition.

3. Section 3 of the Temotu Province Preservation of Culture Ordinance 1989 shall be amended to read as follows -

3. Any person other than -

(a) a person acting on behalf of the National Museum;
or

(b) a person acting on behalf of a Museum approved by resolution of the Assembly and who is named in and is in possession of a letter of authority signed by the Clerk to the Assembly; or

(c) a person acting in accordance with customary procedure;

(d) any other person authorised by the Executive who buys or sells or offers to buy or sell any traditional artefact or copies or uses for whatever purpose any traditional design, pattern, symbol or shape shall be guilty of an offence and on conviction shall be liable to a fine not exceeding \$100 or in default of payment of the fine, to imprisonment for a period not exceeding one month.

Passed by the Temotu Provincial Assembly this nineteenth day of August, 1992.

This printed impression has been carefully compared by me against the Ordinance passed by the Assembly and is a true copy of that Ordinance.

ELLEN SALOPUKA
Clerk to the Assembly (Ag)

Assented to by the Minister of Provincial Government this twenty-ninth day of September, 1992.

ALLAN QURUSU
Minister for Provincial Government