

## SCHEDULE 1

### Forestry

#### INDEPENDENT STATE OF PAPUA NEW GUINEA

#### FORESTRY ACT 1991

Act, Sec. 107  
Reg. 209

FORM 210

#### **APPLICATION FOR REGISTRATION AS FOREST INDUSTRY PARTICIPANT Information for Applicants**

Unless registered as a forest industry participant (or alternatively, in the case of (a) and (d), registered as a consultant) under Part IV of the Act, a person shall not -

- (a) be granted permission under Section 65 to enter a forestry project area for the purpose of carrying out feasibility studies, appraisal of forest resources or other preparatory work; or
- (b) submit a project proposal under Section 66 in relation to an advertised forest industry project; or
- (c) be granted a timber permit or authority; or
- (d) be granted a licence to engage in forest industry activities under Section 91.

It is an offence to engage in the forest industry as a contractor, buyer, processor or consultant or in any other capacity without being registered in that capacity.

The Regulations define "forest industry" for this purpose as any commercial activities within Papua New Guinea in connected with -

- (a) harvesting or processing timber or rattan;
- (b) buying unprocessed timber or rattan for processing of export; or
- (c) selling or, on behalf of another person or other persons, arranging or procuring the sale or purchase of timber or rattan (whether unprocessed or processed but not including manufactured items made from timber or rattan materials)

by a natural or corporate person where the timber or rattan harvested, processed, bought, sold or arranged or procured to be sold or purchased, by that person in a calendar year exceeds -

- (d) 500 cubic metres in volume; or
- (e) in the case of sandalwood timber or rattan - K20,000 in market value.

It is also an offence for a person, not being registered as a forest industry participant or consultant, to enter into negotiations with a landowner in relation to any activity, to engage in which that person would require to be registered.

Application forms should be lodged in duplicate with the Managing Director of the National Forest Service -

by delivery to: The Managing Director  
Papua New Guinea Forest Authority  
HOHOLA  
Port Moresby

or by certified mail: C/- P O Box 5055  
BOROKO  
National Capital District  
Papua New Guinea

The application fee for registration as a forest industry participant is as prescribed in Schedule 3 of the Forestry Regulations. Overseas shareholding means shares held by a company incorporated outside Papua New Guinea or by a person ordinarily resident outside Papua New Guinea. Payment should be made by cheque in favour of the "PNG Forest Authority". Applications will only be considered upon payment of the fee.

Applicants should give full particulars for each item in Parts A, B, C, D, and E of this form and attach additional pages where insufficient space is provided. An application will be considered incomplete unless all required attachments are included.

**Part A - General Particulars**

Applicant's Name

- Type of entity (tick appropriate box)
- individual
  - public
  - private company
  - business group
  - incorporated association
  - other (specify ..... )

- NOTE: 1. MEMBERS OF PARTNERSHIPS AND OTHER UNINCORPORATED GROUPS SHOULD EACH MAKE AN INDIVIDUAL APPLICATION FOR REGISTRATION.
2. WHERE A GROUP OF COMPANIES ARE ASSOCIATED, EACH COMPANY IN THE GROUP WHICH SEEKS TO PARTICIPATE IN THE PNG FOREST INDUSTRY SHOULD REGISTER SEPARATELY.

Postal address:

Address for service of legal process: (must be a P.N.G. address)

Telephone number:

Facsimile number:

NOTE: An incorporated applicant is required to attach a copy of its certificate of incorporation (Attachment 1).

**Part B - Shareholding Structure**

(THIS PART ONLY TO BE COMPLETED BY COMPANY APPLICANTS)

Authorised capital: K

Paid-up capital: K

Complete the following table in respect of major shareholders.

<b>Name of shareholder</b>	<b>Nationality/ country of incorporation</b>	<b>Country of residence if an individual</b>	<b>Class of shares held</b>	<b>Number of shares</b>	<b>% of total shares</b>	<b>Value of shares (K)</b>

NOTE: A separate table in the above form should be attached in respect of each shareholder which is a company (Attachment 2).

**Part C - Principal of the Applicant**

Complete the following table in respect of the Applicant's directors, office-bearers and senior management -

<b>Name</b>	<b>Office/position</b>	<b>Nationality</b>	<b>Country of residence</b>

NOTE: A short curriculum vitae should be attached in respect of each Director, office-bearer and senior management employee. This should include details of formal qualifications, relevant work experience and other current or prior offices or positions held (Attachment 3).

**Part D - Finance**

Applicant's Bankers -

<b>Name of Bank</b>	<b>Branch</b>	<b>Address</b>	<b>Telex No.</b>	<b>Fax No.</b>

NOTE: Applicants are required to attached financial statements or annual reports to shareholders for each of the past three (3) years. If the applicant is part of a group, the Applicant's consolidated accounts should be submitted (Attachment 4).

**Part E - Proposed Activities**

The Applicant proposes to engage in the following activities (tick appropriate boxes).

1.	Harvesting of forest produce -	yes	no
	If yes, indicate type of products to be harvested -		
	timber	[ ]	[ ]
	rattan	[ ]	[ ]
	sandalwood	[ ]	[ ]
	other (please specify .....)		
2.	Processing of forest produce -	yes	no
	If yes, indicate type of processing -		
	sawmilling	[ ]	[ ]
	chipmilling	[ ]	[ ]
	veneer production	[ ]	[ ]
	other (please specify .....)		
3.	Sale of forest produce -	yes	no
	or, on behalf of another or others, arranging the sale or purchase of the forest produce -		
		yes	no
	indicate where produce will be sold -		
	export market	[ ]	[ ]
	domestic market	[ ]	[ ]
	indicate type of produce to be sold -		
	logs	[ ]	[ ]
	woodchips	[ ]	[ ]
	sawn timber	[ ]	[ ]
	sandalwood	[ ]	[ ]
	plywood	[ ]	[ ]
	rattan	[ ]	[ ]
	veneer	[ ]	[ ]
	other (please specify .....)		



**ATTACHMENTS.**

1. Certificate of Incorporation.
2. Structure of incorporated shareholders (Part B details to be provided for each incorporated shareholder).
3. Personal resumes of principals of Applicant.
4. Financial statements for each of the past 3 years.
5. Summary of proposed forest activities.
6. Details of relevant experience and expertise.

**DECLARATION.**

I, .....  
(name) (position)

declare that I am duly authorised to make this application on behalf of the Applicant and that to the best of my knowledge and belief the information contained in this application (including the attachments) is correct and complete in all material particulars. The Papua New Guinea Forest Authority is hereby authorised to undertake such enquiries and searches as it deems necessary or appropriate and to receive such information concerning the Applicant and its shareholders (if any) and this shall be sufficient authorisation to provide such information.

.....  
signature

Date: ...../.../19.....

NOTE: It is an offence knowingly to make or cause to be made any entry or writing that is false in any material particular in any declaration or statement required by the Act.

PENALTY: A FINE NOT EXCEEDING K50,000 OR IMPRISONMENT FOR A TERM NOT EXCEEDING THREE YEARS OR BOTH.