

# CONTENTS

<b>Introduction</b>	<b>1</b>
Commonalities of Culture	4
Commonalities of Social Control	6
Offences against the religious code	7
Offences against human beings	7
Self-help or retaliatory action	9
<b>Chapter One</b>	
<b>'Taim Bilong Masta' (Colonial Period)</b>	<b>11</b>
Colonial Administration (New Guinea and Papua)	12
Justice System	18
Mission Influence	22
<b>Chapter Two</b>	
<b>'Nau Taim Bilong Yumi Yet' (Post Independence)</b>	<b>27</b>
Village Courts	27
Village Courts and dispute settlement	30
Village Courts and women	32
Types of cases involving women	33
Entry into marriage	33
Disputes arising during marriage	33
Dissolution of customary marriages	34
Difficulties experienced by women before the Village Court	35
Probation Service	37
Probation Service and dispute settlement	39
Constraints on the Probation System	42
Probation and women	44
Cases involving women	46
<b>Chapter Three</b>	
<b>Bena Bena</b>	<b>49</b>
Social Organisation	49
Leadership	50
Position of Women	51
General	51
Men's institutions and their effect on the role of women	51
Initiation	52
Nama cult	52
Male/female antagonism	53
Marriage	55
Social Control and Dispute Settlement	57
Inter-group warfare	57

Intra-group social control	58
Theft	59
Lying	59
Homicide	59
Rape	60
Adultery	61
Administration influence	61
Mission influence	67
Village Court	70
Probation Service	71
<b>Chapter Four</b>	
<b>Arapesh</b>	<b>75</b>
Plains	75
Beach	76
Mountain	76
Social organisation	79
Leadership	80
The Position of Women	81
General	81
Men's tambaran	82
Marriage	84
Women's tambaran	85
Social Control and Dispute Settlement	87
General	87
Ano'in relationship	88
Warfare	89
Inter-locality disputes	90
Inter-clan disputes within the locality	90
Sorcery	91
Tambaran and social control	92
Adultery	93
Administration Influence	93
Mission Influence	96
Village Court	97
Probation Service	99
<b>Chapter Five</b>	
<b>Tolai</b>	<b>101</b>
Leadership	101
Social Control and Dispute Settlement	103
General	103
Kamara	104
The DukDuk	106
'Iniat' society	107

Position of Women	108
Administration Influence	112
Mission Influence	116
Village Courts	117
Probation Service	120

## **Chapter Six**

### **Orokaiva 123**

Leadership	124
Position of Women	125
General	125
Marriage	126
Social Control and Dispute Settlement	128
General	128
Payback	128
Extra-group social control	129
Inter-tribe Disputes	129
Inter-clan Disputes	130
Intra-group social control	131
General	131
Theft	131
Sorcery	132
Public reprobation	132
Sympathetic sanction	133
Naname	133
Administration Influence	134
Mission Influence	137
Village Court	139
Probation Service	141

## **Chapter Seven**

### **Conclusion 143**

Inappropriateness of the Introduced System	143
Commonalities of social control	143
The colonial experience	145
Law and custom	147
Women and Social Control	150

### **Glossary 159**

### **References 161**

### **Additional Reading 166**

### **Index 169**