NORTHERN TERRITORY OF AUSTRALIA

CONSUMER AFFAIRS AND FAIR TRADING (INFRINGEMENT NOTICE OFFENCES) REGULATIONS 2012

As in force at 23 October 2026

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NORTHERN TERRITORY OF AUSTRALIA

As in force at 23 October 2026

CONSUMER AFFAIRS AND FAIR TRADING (INFRINGEMENT NOTICE OFFENCES) REGULATIONS 2012

Regulations under the *Consumer Affairs and Fair Trading Act 1990*

1 Citation

These Regulations may be cited as the *Consumer Affairs and Fair Trading (Infringement Notice Offences) Regulations 2012*.

2 Definitions

In these Regulations:

infringement notice means a notice given under regulation 4(1) or (2).

infringement notice offence, see regulation 3(1).

prescribed amount, see regulation 3(2).

3 Infringement notice offence and prescribed amount payable

(1) An ***infringement notice offence*** is an offence against a provision specified in the Schedule.

(2) The ***prescribed amount*** for an infringement notice offence is the amount equal to the monetary value of the number of penalty units specified for the offence in the Schedule.

4 When infringement notice may be given

(1) If the Commissioner believes on reasonable grounds that a person has committed an offence against a provision of the Act, other than Part 10 or 14 of the Act, that is specified in the Schedule, the Commissioner may give an infringement notice to the person.

(2) If the Director believes on reasonable grounds that a person has committed an offence against a provision of Part 10 or 14 of the Act that is specified in the Schedule, the Director may give an infringement notice to the person.

5 Contents of infringement notice

(1) The infringement notice must specify the following:

(a) the name and address of the person, if known;

(b) the date the infringement notice is given to the person;

(c) the date, time and place of the infringement notice offence;

(d) a description of the offence;

(e) the prescribed amount payable for the offence;

(f) the enforcement agency, as defined in the *Fines and Penalties (Recovery) Act 2001*, to which the prescribed amount is payable.

(2) The infringement notice must include a statement to the effect of the following:

(a) the person may expiate the infringement notice offence and avoid any further action in relation to the offence by paying the prescribed amount to the specified enforcement agency within 28 days after the notice is given;

(b) the person may elect under section 21 of the *Fines and Penalties (Recovery) Act 2001* to have the matter dealt with by a court instead of under that Act by completing a statement of election and giving it to the specified enforcement agency;

(c) if the person does nothing in response to the notice, enforcement action may be taken under the *Fines and Penalties (Recovery) Act 2001*, including (but not limited to) action for the following:

(i) suspending the person's licence to drive;

(ii) seizing personal property of the person;

(iii) deducting an amount from the person's wages or salary;

(iv) registering a statutory charge on land owned by the person;

(v) making a community work order for the person and imprisonment of the person if the person breaches the order.

(3) Also, the infringement notice must include an appropriate form for making the statement of election mentioned in subregulation (2)(b).

6 Electronic payment and payment by cheque

(1) If the person uses electronic means to pay the prescribed amount, payment is not effected until the amount is credited to the enforcement agency's bank account.

(2) If the person tenders a cheque in payment of the prescribed amount, payment is not effected unless the cheque is cleared on first presentation.

7 Withdrawal of infringement notice

(1) The Commissioner or the Director, as appropriate, may withdraw the infringement notice by written notice given to the person.

(2) The notice must be given:

(a) within 28 days after the infringement notice is given to the person; and

(b) before payment of the prescribed amount.

8 Application of Regulations

(1) These Regulations do not prejudice or affect the start or continuation of proceedings for an infringement notice offence for which an infringement notice has been given unless the offence is expiated.

(2) Also, these Regulations do not:

(a) require an infringement notice to be given; or

(b) affect the liability of a person to be prosecuted in a court for an offence for which an infringement notice has not been given; or

(c) prevent more than one infringement notice for the same offence being given to a person.

(3) If more than one infringement notice for the same offence has been given to a person, the person may expiate the offence by paying the prescribed amount in accordance with any of the notices.

9 Repeal

The *Consumer Affairs and Fair Trading (Infringement Notices) Regulations* (Subordinate Legislation No. 40 of 2002) are repealed.

10 Transitional matter for *Justice and Licensing Legislation Further Amendment Act 2022*

(1) An infringement notice issued by the Commissioner in relation to an offence, other than an offence against a provision of Part 10 or 14 of the Act, that is in force immediately before the commencement is taken to have been issued under regulation 4(1) as in force after the commencement.

(2) An infringement notice issued by the Commissioner in relation to an offence against a provision of Part 10 or 14 of the Act that is in force immediately before the commencement is taken to be a notice issued by the Director under regulation 4(2) as in force after the commencement.

(3) In this regulation:

commencement means the commencement of Part 3, Division 6 of the *Justice and Licensing Legislation Further Amendment Act 2022*.

Schedule Infringement notice offences and prescribed amounts

regulation 3

Item	Provision	Prescribed amount in penalty units	
		for individual	for body corporate
	Consumer Affairs and Fair Trading Act 1990		
1	sections 116(3), 117, 118(1), (3) and (4), 119(3) and (4), 129(1), 130, 150(3), 157(1), 158(1), 160(1), 161(1) to (3), 163(1), 164, 166(1), 167, 172(1) and (3), 176(1), 178, 276, 277(1), 279, 281(1), 283(1) to (6), 284, 289, 290, 292, 293(1) and (2), 294(1) and (2), 299, 302, 311(4), 316, 317(4) and 318(2)	5	25
2	sections 144(4), 153(1), 174(1), 175, 267(4), 274, 275(3), 280(3), 282(2), 285(1) and (2), 291(2), 296(1) and (2), 297(1), 300, 301(1), 315 and 326(2) and (3)	2	10
	Consumer Affairs and Fair Trading (Fuel Retailers) Regulations 2017		
3	regulations 4(4A), 5(3), 5B(1) and 5C(2)	20	100
4	regulation 7A(1)	4	20
	Australian Consumer Law (NT)		
5	sections 151(1), 152(1), 153(1), 154(2), 155(1), 156(1), 157(2), 158(7), 159(1) and (2), 161(1), (3) and (4), 164(1) and (2), 166(1), 167(1), 168(1), 170(1), 171(1), 172(1) and (2), 173(1), 174(1) and (2), 175(1), 176(1), 177(1), 178(1), 179(1), 180(1), 181(1) and (2), 182(1) and (2), 183(1), 192(1), 193(1), 194(1) to (3) and (5), 195(1) and (2), 197(1) to (3) and (5), 198(1) and (2), 199(1) and (2),	12	60

	203(1) to (3) and 204(1) and (2)		
6	sections 169(1), 188(1), 189(1) and (3), 190(1), 191(1), 191A(1), 191B(1), 191C(1) and 191D(1)	11	55
7	section 206(1)	10	50
8	sections 200(1), 201(1) and (2), 202(1) and 205(1)	6	30
9	section 165(1)	2	10

ENDNOTES

1 KEY

Key to abbreviations

amd = amended
app = appendix
bl = by-law
ch = Chapter
cl = clause
div = Division
exp = expires/expired
f = forms
Gaz* = *Gazette
hdg = heading
ins = inserted
lt = long title
nc = not commenced
od = order
om = omitted
pt = Part
r = regulation/rule
rem = remainder
renum = renumbered
rep = repealed
s = section
sch = Schedule
sdiv = Subdivision
SL = Subordinate Legislation
sub = substituted

2 LIST OF LEGISLATION

***Consumer Affairs and Fair Trading (Infringement Notice Offences) Regulations* (SL No. 18, 2012)**

Notified	30 May 2012
Commenced	30 May 2012

***Consumer Affairs and Fair Trading Legislation Amendment Act 2017* (Act No. 11, 2017)**

Assent date	31 May 2017
Commenced	26 July 2017 (*Gaz* G30, 26 July 2017, p 3)

***Consumer Affairs and Fair Trading (Infringement Notice Offences) Amendment Regulations 2020* (SL No. 13, 2020)**

Notified	17 June 2020
Commenced	17 June 2020

***Justice and Licensing Legislation Further Amendment Act 2022* (Act No. 21, 2022)**

Assent date	31 October 2022
Commenced	pt 3: 1 February 2023; rem: 21 December 2022 (*Gaz* G50, 21 December 2022, p 1)

***Consumer Affairs and Fair Trading (Infringement Notice Offences) Amendment Regulations 2026* (SL No. 6, 2026)**

Date made	15 April 2026
Commenced	16 April 2026 (r 2)

***Consumer Affairs and Essential Goods and Services Legislation Amendment Act 2026* (Act No. 20, 2026)**

Assent date	12 August 2026
Commenced	28 August 2026 (*Gaz* S71, 25 August 2026)

***Consumer Affairs and Fair Trading (Infringement Notice Offences) Further Amendment Regulations 2026* (SL No. 30, 2026)**

Date made	22 October 2026
Commenced	23 October 2026 (r 2)

3 GENERAL AMENDMENTS

General amendments of a formal nature (which are not referred to in the table of amendments to this reprint) are made by the *Interpretation Legislation Amendment Act 2018* (Act No. 22 of 2018) to: rr 1 and 5 and sch.

4 LIST OF AMENDMENTS

r 2	amd Act No. 21, 2022, s 46
r 3	amd Act No. 11, 2017, s 7
r 4	amd Act No. 11, 2017, s 8
	sub Act No. 21, 2022, s 47
r 5	amd Act No. 11, 2017, s 9
r 6	sub Act No. 11, 2017, s 10
r 7	amd Act No. 21, 2022, s 48
r 10	ins Act No. 21, 2022, s 49
sch 1	sub Act No. 11, 2017, s 11
	amd No. 13, 2020, r 4
	sub No. 6, 2026, r 4
	amd Act No. 20, 2026, s 16
	sub No. 30, 2026, r 4
sch 2	rep Act No. 11, 2017, s 11