

# **NORTHERN TERRITORY OF AUSTRALIA**

## **ASSOCIATIONS INCORPORATION (ACCOUNTABILITY) REGULATIONS**

As in force at 30 October 2002

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# NORTHERN TERRITORY OF AUSTRALIA

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As in force at 30 October 2002

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## ASSOCIATIONS INCORPORATION (ACCOUNTABILITY) REGULATIONS

### Regulations under the *Associations Incorporation Act*

#### 1 Citation

These Regulations may be cited as the *Associations Incorporation (Accountability) Regulations*.

#### 2 Interpretation

- (1) For the purpose of the application of, and compliance with, provisions of or under the *Local Government Act* to and by an identified incorporated association, unless the contrary intention appears, a word or expression used in the *Local Government Act*, the *Local Government (Accounting) Regulations* or the *Local Government (Administration) Regulations* has the same meaning as it has in that Act or those Regulations, except that a reference to:
  - (a) a council shall be a reference to the committee of an identified incorporated association; and
  - (b) a record of a council shall not include a reference to a rate book within the meaning of the *Local Government Act*.
- (2) In these Regulations, **identified incorporated association** means an incorporated association which has been identified by the Minister, by notice in the *Gazette* pursuant to section 25AZH(a) of the Act, to be an incorporated association which, in the opinion of the Minister, is functioning as a community government council within the meaning of the *Local Government Act* and has been approved for receipt of funding for the purposes of local government.

#### 3 Prescribed provisions

For the purposes of section 25AZF of the Act, the provisions of the:

- (a) *Local Government Act* specified in Schedule 1;

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(b) *Local Government (Accounting) Regulations* specified in Schedule 2; and

(c) *Local Government (Administration) Regulations* specified in Schedule 3,

(but subject to the conditions, limitations or qualifications specified in respect of any such provision) apply to, and must be complied with by, an identified incorporated association.

## Schedule 1

regulation 3(a)

### PROVISIONS OF LOCAL GOVERNMENT ACT

section

9(1)(b),(c),(d),(e) and (k)

11(1)(a),(b) and (e), (3) and (4)(a)

12(3) except that the reference to a scheme shall be read as a reference to the rules of the association

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22(1) and (2)

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142 except that the reference to duties in subsection (2)(b) shall be read as if a reference to only the duties imposed on an identified incorporated association by virtue of these Regulations

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153(1)

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161 except that an association may also, if in accordance with its rules, keep its money at a credit union registered under the Financial Institutions (NT) Code

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166 except that an association may not invest moneys surplus to its immediate requirements unless it does so subject to and in accordance with its rules

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170(2) and (4), except that, in order to avoid any inconsistency between section 170 of the *Local Government Act* and section 11 of the Act:

- (a) section 170(2) of the *Local Government Act* shall be read as if the words "under subsection (1)" were omitted from that subsection; and

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- (b) section 170(4) of the *Local Government Act* shall be read as if the words "under subsection (3)" were omitted from that subsection

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177(1), (2)(b) and (6), except that the person who is appointed to be the auditor must be a person referred to in section 25(1)(a) of the Act

178(1)(a), (2)(a), (b), (c) and (d), and (3)

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181(1)(a) and (c), (2), (3), (4), (5), (6), (7) and (8)

242(a), (b), (c) and (d)

243(1), (2), (3), (4), (5) and (6)

243A

## Schedule 2

regulation 3(b)

### **PROVISIONS OF THE *LOCAL GOVERNMENT (ACCOUNTING)* REGULATIONS**

regulation

2A

2B except that the Chief Executive Officer shall not exempt the council unless he or she has consulted with, and taken into account the views of, the Registrar

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8A

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10(3), (4), (5)(a), (c), (d), (e) and (f)

11 except that regulation 11(1) shall be read as if the words "(or such extension of time as has been agreed to by the Chief Executive Officer)" were omitted from that subregulation

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27A

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33(b)

## Schedule 3

regulation 3(c)

### **PROVISIONS OF *LOCAL GOVERNMENT (ADMINISTRATION)* *REGULATIONS***

regulation

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6  
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11  
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## 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*****Associations Incorporation (Accountability) Regulations (SL No. 1, 1996)***

Notified	9 February 1996
Commenced	9 February 1996

***Amendments of Associations Incorporation (Accountability) Regulations (SL No. 42, 1996)***

Notified	11 September 1996
Commenced	11 September 1996

***Amendment of Associations Incorporation (Accountability) Regulations (SL No. 63, 1996)***

Notified	19 December 1996
Commenced	19 December 1996

***Statute Law Revision (Financial Provisions) Act 2002 (Act No. 38 2002)***

Assent date	13 September 2002
Commenced	30 October 2002 ( <i>Gaz</i> G43, 30 October 2002, p 3)

**3****LIST OF AMENDMENTS**

sch 1	amd No. 42, 1996, r 2; No. 63, 1996
sch 2	amd No. 42, 1996, r 3; Act No. 38, 2002, s 7
sch 3	amd No. 42, 1996, r 4