

**NORTHERN TERRITORY OF AUSTRALIA**

**PLACE NAMES ACT**

As in force at 1 June 1994

**Table of provisions**

1	Short title .....	1
2	Commencement .....	1
3	Repeal and saving .....	1
4	Definitions .....	1
5	Place Names Committee .....	2
6	Acting Chairman .....	2
7	Term of appointment .....	2
7A	Deputies of members .....	3
9	Committee's reports and recommendations .....	3
10	Meetings of the Committee .....	3
11	Powers of Minister .....	4
12	Regulations .....	4

**ENDNOTES**



# NORTHERN TERRITORY OF AUSTRALIA

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As in force at 1 June 1994

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## PLACE NAMES ACT

### An Act relating to the naming of public places

#### 1 Short title

This Act may be cited as the *Place Names Act*.

#### 2 Commencement

This Act shall come into operation on a date to be fixed by the Administrator by notice in the *Gazette*.

#### 3 Repeal and saving

- (1) The *Nomenclature (Public Places) Ordinance 1945* and the *Nomenclature (Public Places) Ordinance 1966* are repealed.
- (2) Notwithstanding the repeal effected by subsection (1), where, by virtue of section 5 of the *Nomenclature (Public Places) Ordinance*, a public place was, immediately prior to the commencement of this Act, known by a particular name, that public place shall continue to be known by that name unless and until the name of that public place is altered as provided by this Act.

#### 4 Definitions

In this Act, unless the contrary intention appears:

***member*** means a member of the Committee.

***municipality*** means a municipality constituted and in existence under the *Local Government Act*.

***public place*** includes:

- (a) a natural feature (whether or not covered by water);
- (b) a county, hundred, town, suburb or locality within a town or site for a town, a reserve within the meaning of section 7 of the *Social Welfare Act* or a street, road, locality or other place to which the public has access whether or not the street, road, locality or place is within a county, hundred, town or site for a

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town; or

- (c) a public cemetery within the meaning of the *Cemeteries Act*.

**Surveyor-General** means the Surveyor-General for the Northern Territory appointed under the *Licensed Surveyors Act*.

**the Committee** means the Place Names Committee for the Northern Territory established under this Act.

## **5 Place Names Committee**

- (1) For the purposes of this Act, there shall be a Place Names Committee for the Northern Territory.
- (2) The Committee shall consist of 4 members.
- (3) The Minister, in writing, may appoint:
  - (a) 2 persons to be members, and may appoint one of those persons to be the Chairman of the Committee; and
  - (b) one person to be a member from among 3 persons nominated by the Local Government Association of the Northern Territory.
- (4) The Surveyor-General shall be a member of the Committee.

## **6 Acting Chairman**

When the office of Chairman is vacant or in the event of the absence, illness or other incapacity of the Chairman, the Surveyor-General shall have the powers, exercise the functions and perform the duties of the Chairman.

## **7 Term of appointment**

- (1) Subject to subsection (2), a member (other than the Surveyor-General) holds office for such period not exceeding 3 years, as is specified in the instrument appointing him, and is eligible for reappointment.
- (2) The appointment of a member (other than the Surveyor-General) may be terminated at any time by the Minister by notice in writing.
- (3) A member (other than the Surveyor-General) may resign his office by notice in writing to the Minister.

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**7A Deputies of members**

- (1) A member (other than the Chairman or the Surveyor-General) may by writing under his hand appoint a person to be his deputy for the purpose of attending a specified meeting of the Committee.
- (2) A person appointed under subsection (1) has, at the meeting in respect of which he is appointed, but not otherwise, all the powers and functions of the member of whom he is the deputy but shall not preside at the meeting.
- (3) An appointment under subsection (1) is revocable by writing served on the deputy before the time fixed for the meeting in respect of which the deputy is appointed but if not so revoked prevents the member making the appointment from exercising his powers and performing his functions in person at the meeting.

**9 Committee's reports and recommendations**

- (1) Subject to subsection (1A), the Committee may, from time to time as occasion requires, make reports to the Minister containing recommendations in relation to the naming of or the altering of the name of a public place.
- (1A) The Committee shall seek the views of the appropriate council within the meaning of the *Local Government Act* in respect of any matter under this Act relating to the naming of or alteration of the name of a public place within a municipality or community government area in respect of which that council was appointed or elected.
- (2) The Committee shall forward to the Minister with each report under subsection (1) any communications and particulars of any representations received by it in relation to the naming of or the altering of the name of a public place to which the report relates.
- (3) A reference in this section to the altering of the name of a public place shall be read as including a reference to the substitution of another name for the name of the public place.

**10 Meetings of the Committee**

- (1) The Chairman may of his own motion and shall, when requested to do so by the Minister, convene a meeting of the Committee by giving reasonable notice in writing of the time and place of the meeting to each member.
- (2) At a meeting of the Committee:
  - (a) the Chairman shall preside;

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- (b) 3 members form a quorum;
  - (c) all questions shall be decided by a majority of votes of the members present and voting; and
  - (d) the Chairman shall have a deliberative vote and, in the event of an equality of votes, shall have a casting vote.

## **11 Powers of Minister**

(1A) The Minister may, in relation to the naming of or the alteration of the name of a public place, direct the Committee to consider certain names or recommend specific names, and the Committee shall make recommendations thereon in accordance with section 9.

- (1) Upon receiving a report under section 9, the Minister may:
  - (a) approve, either without alteration or subject to such alteration as he thinks fit, any recommendation contained in the report;
  - (b) reject any recommendation contained in the report; or
  - (c) return the report to the Committee for further consideration and the submission of another report under that section.
- (2) A recommendation which has been approved, whether with or without alteration, by the Minister shall be notified in the *Gazette* and a public place the name of which is specified in the recommendation shall be known by that name as from the date upon which it is so notified.

## **12 Regulations**

The Administrator may make regulations, not inconsistent with this Act, prescribing all matters which by this Act are required or permitted to be prescribed, or which are necessary or convenient to be prescribed for carrying out or giving effect to this Act.

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**ENDNOTES**
**1****KEY**

Key to abbreviations

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

**2****LIST OF LEGISLATION*****Place Names Ordinance 1967 (Act No. 38, 1967)***

Assent date	8 September 1967
Commenced	22 November 1967 ( <i>Gaz No. 56, 22 November 1967</i> )

***Place Names Ordinance 1973 (Act No. 6, 1973)***

Assent date	13 March 1973
Commenced	11 October 1973 ( <i>Gaz No. 40, 4 October 1973</i> )

***Ordinances Revision Ordinance 1973 (Act No. 87, 1973)***

Assent date	11 December 1973
Commenced	11 December 1973 (s 12(2))

**Amending Legislation*****Ordinances Revision Ordinance 1974 (Act No. 34, 1974)***

Assent date	26 August 1974
Commenced	11 December 1973 (s 3(2))

***Ordinances Revision Ordinance (No. 2) 1974 (Act No. 69, 1974)***

Assent date	24 October 1974
Commenced	11 December 1973 (s 3)

***Ordinances Revision Ordinance 1976 (Act No. 27, 1976)***

Assent date	28 June 1976
Commenced	ss 1, 2 and 6: 28 June 1976 (s 6(2)); ss 3 and 4: 11 December 1973; s 5: 24 October 1974

***Transfer of Powers (Further Provisions) Ordinance 1977 (Act No. 51, 1977)***

Assent date	9 December 1977
Commenced	1 January 1978 (s 2)

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***Transfer of Powers (Self-Government) Ordinance 1978 (Act No. 54, 1978)***

Assent date 1 July 1978  
 Commenced 1 July 1978 (s 2)

***Statute Law Revision Act 1978 (Act No. 95, 1978)***

Assent date 5 September 1978  
 Commenced 5 September 1978

***Remuneration (Statutory Bodies) Act 1979 (Act No. 9, 1980)***

Assent date 14 January 1980  
 Commenced 8 February 1980 (*Gaz G6*, 8 February 1980, p 6)

***Statute Law Revision Act (No. 4) 1981 (Act No. 4, 1982)***

Assent date 12 February 1982  
 Commenced 12 February 1982

***Place Names Amendment Act 1983 (Act No. 55, 1983)***

Assent date 8 November 1983  
 Commenced 8 November 1983

***Local Government (Consequential Amendments) Act 1993 (Act No. 84, 1993)***

Assent date 31 December 1993  
 Commenced 1 June 1994 (s 2, s 2 *Local Government Act 1993* (Act No. 83, 1993) and *Gaz S35*, 20 May 1994)

### 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 *Ordinances Revision Ordinance 1973* (Act No. 87, 1973) (as amended) to: ss 3, 4, 5, 7, 10 and 11.

### 4. LIST OF AMENDMENTS

It	amd No. 4, 1982, s 3
ss 1 – 3	amd No. 4, 1982, s 3
s 4	amd No. 6, 1973, s 4; No. 4, 1982, s 3; No. 55, 1983, s 3; No. 84, 1993, s 6
s 5	amd No. 51, 1977, s 3; No. 54, 1978, s 3; No. 4, 1982, s 3 sub No. 55, 1983, s 4
s 7	amd No. 51, 1977, s 3; No. 54, 1978, s 4; No. 4, 1982, s 3 sub No. 55, 1983, s 5
s 7A	ins No. 55, 1983, s 5
s 8	rep No. 9, 1980, s 6
s 9	amd No. 6, 1973, s 5; No. 51, 1977, s 3; No. 54, 1978, s 3; No. 55, 1983, s 6; No. 84, 1993, s 6
s 10	amd No. 51, 1977, s 3; No. 54, 1978, s 3; No. 4, 1982, s 3; No. 55, 1983, s 7
s 11	amd No. 51, 1977, s 3; No. 54, 1978, s 3; No. 4, 1982, s 3; No. 55, 1983, s 8
s 12	amd No. 95, 1978, s 4; No. 4, 1982, s 3