

# **NORTHERN TERRITORY OF AUSTRALIA**

## **CRIMES COMPENSATION REGULATIONS**

As in force at 23 December 1982

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# NORTHERN TERRITORY OF AUSTRALIA

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As in force at 23 December 1982

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## CRIMES COMPENSATION REGULATIONS

### Regulations under the *Crime (Victims Assistance) Act*

#### **1 Citation**

These Regulations may be cited as the *Crimes Compensation Regulations*.

#### **2 Application for compensation**

For the purposes of section 5 of the Act:

- (a) a victim may apply for a compensation certificate by lodging with the Clerk of the Local Court an application in accordance with Form 1 of the Schedule; and
- (b) a person who represents the interests of the dependants of a deceased victim may apply for a compensation certificate by lodging with the Clerk of the Local Court an application in accordance with Form 2 of the Schedule.

#### **3 Compensation certificate**

For the purposes of section 8(1) of the Act, a compensation certificate shall accord with Form 3 of the Schedule.

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**Schedule**

FORM 1

regulation 2(a)

NORTHERN TERRITORY OF AUSTRALIA

*Crimes Compensation Act*

section 5(1)

APPLICATION FOR COMPENSATION CERTIFICATE BY VICTIM

To: The Clerk of the Local Court, at .....

1. I,  
.....  
(name of applicant)

of  
.....  
(residential address)

apply for a compensation certificate in respect of an injury  
suffered by me as a result of an offence which occurred on or about  
.....

2. The person/persons\* responsible for my injury is/are\*

- (a) .....
- (b) .....
- (c) .....
- (d) .....

and will appear before the ..... Court, at  
..... on ...../...../..... and will be charged/tried\* for the  
following offence/offences\*:

- (a) .....
- (b) .....
- (c) .....
- (d) .....

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He was/they were\* convicted in the .....  
Court, at ..... on  
...../...../....., ...../...../....., ...../...../.....,  
...../...../..... respectively in relation to the offence.

3. The details of the offence/offences\* resulting in my injury are as follows:

(a) .....

.....;

(b) .....

.....;

(c) .....

.....;

(d) .....

.....

4. My address for service of notices is  
.....

Dated this ..... day of ....., 19 .....

.....

(signature of applicant/solicitor\*)

\* Delete if inapplicable.

#### NOTICE OF HEARING

This application will be heard on the  
..... day of  
.....19....., at .....  
o'clock in the ..... noon at ..... in the  
Northern Territory.

Dated this ..... day of ....., 19 .....

Justice of the Peace/Clerk of Courts\*

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AFFIDAVIT OF SERVICE

I, ..... of .....  
make oath and say/affirm\* that I did on the ..... day of  
..... 19....., between the hours of ..... and  
..... in the .....noon, at .....  
in the Northern Territory duly serve the within-named defendant  
with a copy of this application by delivering it to him personally.

Sworn/affirmed\* ..... before ..... me  
..... at .....  
on ..... day of ....., 19.....

\* Delete if inapplicable.

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FORM 2

regulation 2(b)

NORTHERN TERRITORY OF AUSTRALIA

*Crimes Compensation Act*

section 5(2)

APPLICATION FOR COMPENSATION CERTIFICATE BY  
PERSON REPRESENTING THE INTERESTS OF THE  
DEPENDANTS OF A DECEASED VICTIM

To: The Clerk of the Local Court, at .....

1. I,  
.....  
(name of applicant)

of  
.....  
(residential address)

apply for a compensation certificate in respect of the death of  
..... previously  
(name of deceased victim)

of  
.....,  
(former address of deceased victim)

as a result of an offence which occurred on or about  
...../...../.....at.....

2. My relationship to the deceased victim/deceased victim's dependants\* is that of ....., and the dependants of the deceased victim are:

- (a)....., age ....., being the.....;
- (b)....., age ....., being the.....;
- (c)....., age ....., being the.....;
- (d)....., age ....., being the.....;
- (e)....., age ....., being the.....;

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(f)....., age ....., being the .....

3. The deceased victim died on ...../...../..... at ..... and at the time of his/her\* death he/she\* had not made an application for/been issued with\* a compensation certificate.

\* Details of the victim's application are .....  
.....  
.....

4. The person/persons\* responsible for the injury resulting in the death of the deceased victim is/are\*

(a) .....

(b) .....

(c) .....

(d) .....

He/they\* will appear before the .....  
Court at ..... on .....  
and will be charged/tried\* for the following  
offence/offences\*:

He was/they were\* convicted in the .....  
Court, at .....  
on ...../...../.....,  
...../...../....., ...../...../....., ...../...../....., respectively in  
relation to the offence.

5. To the best of my knowledge, the details of the offence resulting in the death of the deceased victim are as follows:

(a) .....

(b) .....

(c) .....

(d) .....

(e) .....

(f) .....



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6. My address for service of notices is  
.....

Dated this                      day of                      , 19     .

.....  
(signature of applicant/ solicitor\*)

\* Delete if inapplicable.

#### NOTICE OF HEARING

This application will be heard on the .....  
day of..... 19....., at .....  
o'clock in the .....noon at ..... in the  
Northern Territory.

Dated this                      day of                      , 19

.....  
Justice of the Peace/Clerk of Courts\*

#### AFFIDAVIT OF SERVICE

I ..... of .....  
make oath and say/affirm\* that I did on the ..... day  
of ....., 19....., between the hours of .....  
and ..... in the .....noon, at ..... in  
the Northern Territory duly serve the within-named defendant with a  
copy of this application by delivering it to him personally.

Sworn/affirmed\* before me ..... at .....  
on ..... day of ....., 19.....

\* Delete if inapplicable.

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FORM 3

regulation 3

NORTHERN TERRITORY OF AUSTRALIA

*Crimes Compensation Act*

section 8

COMPENSATION CERTIFICATE

1. I,

.....

constituting a Local Court of Full Jurisdiction under the Local Courts Act, certify that, in my opinion, it would be proper for the Minister to pay to ....., the amount specified in the Schedule by way of compensation for:

(a) an injury suffered by him/her\* on or about .....; or

(b)\* the financial loss suffered by the dependants of the deceased victim as a result of the death of the victim, to be apportioned as specified in the Schedule,

together with:

(c) \$..... by way of costs; or

(d)\* such amount as is taxed.

Dated this                      day of                      , 19     .

.....  
(signature of Judge/ Magistrate\*)

\* Delete if inapplicable.

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## ENDNOTES

### 1 KEY

Key to abbreviations

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

### 2 LIST OF LEGISLATION

#### ***Crimes Compensation Regulations (SL No. 67, 1982)***

Notified	23 December 1982
Commenced	23 December 1982