

**NORTHERN TERRITORY OF AUSTRALIA**

**SURVEILLANCE DEVICES REGULATIONS**

As in force at 30 June 2010

**Table of provisions**

1	Citation .....	1
2	Corresponding laws .....	1
3	When tracking device may be installed, used or maintained .....	1

**ENDNOTES**

# NORTHERN TERRITORY OF AUSTRALIA

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This reprint shows the Regulations as in force at 30 June 2010. Any amendments that commence after that date are not included.

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## SURVEILLANCE DEVICES REGULATIONS

### Regulations under the *Surveillance Devices Act*

#### 1 Citation

These Regulations may be cited as the *Surveillance Devices Regulations*.

#### 2 Corresponding laws

For the definition **corresponding law** in section 4 of the Act, each of the following is declared to be a corresponding law:

- (a) *Police Powers and Responsibilities Act 2000* (Qld);
- (b) *Police Powers (Surveillance Devices) Act 2006* (Tas);
- (c) *Surveillance Devices Act 1999* (Vic);
- (d) *Surveillance Devices Act 2007* (NSW).

#### 3 When tracking device may be installed, used or maintained

For section 13(2)(d) of the Act, a person may install, use or maintain a tracking device in the following circumstances:

- (a) in accordance with the directions of the person in charge of an emergency or search and rescue operation to search for a person or thing during the operation;
- (b) in accordance with the directions of the person in charge of a hospital or nursing home (the **manager**) to monitor the location of a patient if:
  - (i) the patient is under a legal obligation to stay in the hospital or nursing home and the manager reasonably believes the patient is likely to try to leave; or

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- (ii) the manager reasonably believes the patient is likely, because of illness, lack of awareness or other incapacity, to leave the hospital or nursing home without proper regard to his or her health or safety; or
  - (iii) if the manager reasonably believes the patient is likely to be unlawfully taken from the hospital or nursing home;
- (c) in accordance with the directions of the Director of Correctional Services or person in charge of a prison, to monitor the activities and location of a prisoner in the prison;
  - (d) in accordance with a home detention order under the *Sentencing Act* or alternative detention order under the *Youth Justice Act*, to monitor the activities and location of the person for whom the order is in force;
  - (e) to monitor the location of an animal or thing the subject of a research project.

## 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

#### *Surveillance Devices Regulations (SL No. 2, 2008)*

Notified	5 March 2008
Commenced	5 March 2008

#### *Surveillance Devices Amendment Regulations (SL No. 8, 2010)*

Notified	30 June 2010
Commenced	30 June 2010

### 3 LIST OF AMENDMENTS

r 2	ins No. 8, 2010, r 4
r 3	
(former r 2)	renum No. 8, 2010, r 3