

NORTHERN TERRITORY OF AUSTRALIA

STATUTE LAW REVISION ACT 2004

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Act No. 18 of 2004

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# NORTHERN TERRITORY OF AUSTRALIA

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Act No. 18 of 2004

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## AN ACT

to amend various Territory laws in minor respects consequential on the enactment of the *Associations Act 2003*, the *Business Tenancies (Fair Dealings) Act 2003* and Part IIA of the Criminal Code

*[Assented to 15 March 2004]*

*[Second reading 26 November 2003]*

**The Legislative Assembly of the Northern Territory enacts as follows:**

**1. Short title**

This Act may be cited as the *Statute Law Revision Act 2004*.

**2. Commencement**

(1) Part A of the Schedule comes into operation on the commencement of the *Associations Act 2003*.

(2) Part B of the Schedule comes into operation on the commencement of section 3 of the *Business Tenancies (Fair Dealings) Act 2003*.

(3) The remaining provisions of this Act come into operation on the day on which the Administrator's assent to this Act is declared.

**3. Amendments of Territory laws**

(1) The laws specified in the Schedule are amended as set out in the Schedule.

*Statute Law Revision Act 2004*

(2) Subordinate legislation amended as set out in the Schedule may be amended or repealed by subordinate legislation as if the amendments had been made by subordinate legislation.

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**SCHEDULE**

Section 3

Provision	Amendment	
	omit	substitute
<b>Part A</b>		
<b><i>Community Welfare Act</i></b>		
Section 70(1)	<i>Associations Incorporation Act</i>	<i>Associations Act</i>
Section 70(2)(b)	rules	constitution
<b><i>Co-operatives Act</i></b>		
Section 301(b)	<i>Associations Incorporation Act</i>	<i>Associations Act</i>
<b>Darwin City Council By-laws</b>		
By-law 115		
– definition of "stallholders association"	<i>Associations Incorporation Act</i>	<i>Associations Act</i>
<b>Electrical Workers and Contractors Regulations</b>		
Schedule 3		
– Form 5, Part B	<i>Associations Incorporation Act</i>	<i>Associations Act</i>
<b><i>Gaming Control Act</i></b>		
Section 3		
– definition of "public place", paragraph (b)	<i>Associations Incorporation Act</i>	<i>Associations Act</i>

**Gaming Machine Act**

Section 24(3)(d)(ii)	rules, rules of a club, certified as a true copy by the Registrar, within the meaning of the <i>Associations Incorporation Act</i>	constitution of a club that is an incorporated association within the meaning of the <i>Associations Act</i> , certified as a true copy by the Commissioner of Consumer Affairs
Section 24(3)(e)(iii)	rules	constitution
Section 24(3)(ma)(ii)(B) and (v)	rules, (all references)	

**Information Act**

Section 4

– definition of "local authority", paragraph (c)	<i>Associations Incorporation Act</i> section 25AZH	<i>Associations Act</i> section 101
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**Katherine Town Council By-laws**

By-law 105

– definition of "stallholders association"	<i>Associations Incorporation Act</i>	<i>Associations Act</i>
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**Kava Management Act**

Section 3(1)

– definition of "incorporated association", paragraph (a)	<i>Associations Incorporation Act</i> section 25AZH	<i>Associations Act</i> section 101
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**Kava Management Regulations**

Regulation 6(c)(v)	rules	constitution
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***Land Title Act***

Section 35(7)	<i>Associations Incorporation Act</i>	<i>Associations Act</i>
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***Lands Acquisition Act***

Sections 28A(2) and 46(1B)(b)	<i>Associations Incorporation Act</i>	<i>Associations Act</i>
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***Local Government Act***

Section 89(2)	<i>Associations Incorporation Act</i>	<i>Associations Act</i>
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***Pastoral Land Act***

Section 111(1)(d)	<i>Associations Incorporation Act</i>	<i>Associations Act</i>
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***Racing and Betting Act***

Section 4(1)		
– definition of "public place", paragraph (b)	<i>Associations Incorporation Act</i>	<i>Associations Act</i>

***Special Purposes Leases  
Act***

Section 3		
– definition of "association"	the whole definition	"association" means an association incorporated under the <i>Associations Act</i> ;

***Work Health  
Regulations***

Regulation 16(2)(d)	<i>Associations Incorporation Act</i>	<i>Associations Act</i>
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**Part B**

***Agents Licensing Act***

Section 50(1)(c)	<i>Commercial Tenancies Act</i>	<i>Business Tenancies (Fair Dealings) Act</i>
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***AustralAsia Railway (Special Provisions) Act***

Section 10A(1)(b)	Part VII of the <i>Commercial Tenancies Act</i>	Part 13, Division 2 of the <i>Business Tenancies (Fair Dealings) Act</i>
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***Law of Property Act***

Section 114(1) and (2)(c) and (d)	<i>Commercial Tenancies Act</i> (all references)	<i>Business Tenancies (Fair Dealings) Act</i>
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***Misuse of Drugs Act***

Section 11A

– definition of "landlord", paragraph (b)	"lessor" in the <i>Commercial Tenancies Act</i>	in Part 13 of the <i>Business Tenancies (Fair Dealings) Act</i>
– definition of "tenant", paragraph (b)	"lessee" in the <i>Commercial Tenancies Act</i>	in Part 13 of the <i>Business Tenancies (Fair Dealings) Act</i>

Sections 11N(4) and 11P(5)	section 42AA of the <i>Commercial Tenancies Act</i>	section 126 of the <i>Business Tenancies (Fair Dealings) Act</i>
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Section 11U(3)	Section 42AA of the <i>Commercial Tenancies Act</i>	Section 126 of the <i>Business Tenancies (Fair Dealings) Act</i>
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***Trespass Act***

Section 14(b)(i)	<i>Commercial Tenancies Act</i>	<i>Business Tenancies (Fair Dealings) Act</i>
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***Unlawful Betting Act***

Section 9(2)	<i>Commercial Tenancies Act</i>	<i>Business Tenancies (Fair Dealings) Act</i>
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**Part C**

***Law of Property Act***

Section 114(2)(c) 137,

Section 114(2)(d) sections sections 137,

***Mental Health and  
Related Services Act***

Section 78(3) section 382 of the Criminal Code Part IIA of the Criminal Code

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ALTERATIONS TO SECTION HEADINGS

On the day on which section 114(1) of the *Law of Property Act* is amended by this Act, the heading to that section is altered by omitting "***Commercial Tenancies Act***" and substituting "***Business Tenancies (Fair Dealings) Act***".

On the day on which section 14 of the *Trespass Act* is amended by this Act, the heading to that section is altered by omitting the whole heading and substituting "**Relationship of Act to other laws and instruments**".