



NORTHERN TERRITORY OF AUSTRALIA

No. 37 of 1999

AN ACT

to amend the *Interpretation Act*

[Assented to 31 August 1999]

[Second reading 3 June 1999]

The Legislative Assembly of the Northern Territory enacts as follows:

1. Short title

This Act may be cited as the *Interpretation Amendment Act (No. 2) 1999*.

2. New section

The *Interpretation Act* is amended by inserting after section 46 the following:

"46A. Power of delegation

"(1) A provision of an Act that confers a power to delegate a power or function on a person (whether by reference to an office, designation, position or otherwise) is to be construed as conferring on the person a power to delegate the power or function to —

- (a) a person by name;
- (b) a person by reference to the office, position or designation held or occupied by the person; or
- (c) a person from time to time holding, acting in or performing the duties of a named office, designation or position.

Interpretation Amendment Act (No. 2) 1999

"(2) A provision of an Act that confers a power to delegate a power or function is not to be construed as including the power to delegate that power of delegation.

"(3) If a power or function is delegated under an Act, the power or function is, when exercised or performed by the delegate, to be taken to be exercised or performed by the person who delegated it.

"(4) The delegation of the power or function under an Act does not prevent the exercise of the power or the performance of the function by the person who delegated it."
