

NORTHERN TERRITORY OF AUSTRALIA

STATUTE LAW REVISION ACT 2009

Act No. 25 of 2009

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NORTHERN TERRITORY OF AUSTRALIA

Act No. 25 of 2009

An Act to revise and correct the law of the Territory in minor respects

[Assented to 1 September 2009]

[Second reading 10 June 2009]

The Legislative Assembly of the Northern Territory enacts as follows:

Part 1 Preliminary matters

1 Short title

This Act may be cited as the *Statute Law Revision Act 2009*.

2 Commencement

This Act commences on the date fixed by the Administrator by *Gazette* notice.

Part 2 Amendment of Acts and subordinate legislation

3 Amendment of *Agricultural and Veterinary Chemicals (Control of Use) Act 2004*

- (1) This section amends the *Agricultural and Veterinary Chemicals (Control of Use) Act 2004*.

- (2) Section 4(1)
omit
Act, unless the contrary intention appears –
substitute
Act:
- (3) Section 4(1), definitions **NRA** and **NRA approved label**
omit
- (4) Section 4(1)
insert (in alphabetical order)
approved label, for a chemical product, means a label approved under Part 2 of the Agvet Code for containers of the product.
- (5) Section 17, heading
omit
NRA
- (6) Sections 17(1), 18(1)(a) and (b) and (2)(b), 19(1)(a)(i), 21(a), 22(1) to (3), 23, 25(2)(b), 26(1), 27(1), 28(2), 32(1)(b) and (c) and (2)(m), 33(3), 36(1)(f), 37(d), 40(a), 41(2), definition **prescribed veterinary product**, paragraph (a), 48(1)(a), (3) and (4), 49(1)(a), 50(4)(c) and (d), 51(1) and 86(1)(c)
omit (all references)
NRA
- 4 Amendment of Crown Lands Act**
- (1) This section amends the *Crown Lands Act*.
- (2) Section 3
omit
, unless the contrary intention appears
- (3) Section 3, definition **Conservation Commission**
omit

- (4) Section 3

insert (in alphabetical order)

Commission means the Parks and Wildlife Commission of the Northern Territory established by the *Parks and Wildlife Commission Act*.

- (5) Section 88(2)(f)

omit

Conservation Commission, unless that

substitute

Commission, unless the

- (6) Section 91(3)(e)

omit

Conservation

5 Amendment of *Electrical Workers and Contractors Act*

- (1) This section amends the *Electrical Workers and Contractors Act*.

- (2) Section 4

omit

Act, unless the contrary intention appears –

substitute

Act:

- (3) Section 4, definition **Authority**

omit

- (4) Section 4

insert (in alphabetical order)

Corporation means the Power and Water Corporation established by the *Power and Water Corporation Act*.

- (5) Sections 4, definitions **electrical installation** and **electrical work**, paragraph (b), 15(2) and 17C(c) and (f)

omit (all references)

Authority

substitute

Corporation

- (6) Section 42, heading

omit

Authority

substitute

Corporation

- (7) Section 42(1) and (2)

omit

Authority

substitute

Corporation

- (8) Section 42A(2)

omit

Industry and Employment Training Act

substitute

Northern Territory Employment and Training Act

- (9) Section 43(1)(b)

omit

Power and Water Authority Act

substitute

Power and Water Corporation Act

- (10) Section 43(1)(c) and (g)
omit (all references)
Authority
substitute
Corporation
- (11) Section 43(1)(h)
omit
Power and Water Authority Act
substitute
Power and Water Corporation Act
- (12) Section 43(2)(e)
omit
Authority
substitute
Corporation
- (13) Section 43(2)(f)
omit
Power and Water Authority Act
substitute
Power and Water Corporation Act

6 Amendment of *Firearms Act*

- (1) This section amends the *Firearms Act*.
- (2) Section 24(3)
omit, substitute
- (3) On the request of a police officer, the holder of a firearms collector licence must allow the officer to:

- (a) inspect all firearms in the holder's possession under the licence; and
- (b) inspect the premises and the receptacles in which the firearms are kept.

Maximum penalty: 20 penalty units or imprisonment for 6 months.

7 Amendment of *Health and Community Services Complaints Act*

- (1) This section amends the *Health and Community Services Complaints Act*.
- (2) Section 97(5) (second occurrence)
renumber as subsection (6)

8 Amendment of *Northern Territory Licensing Commission Act*

- (1) This section amends the *Northern Territory Licensing Commission Act*.
- (2) Section 19(3) (second occurrence)
renumber as subsection (4)

9 Amendment of *Terrorism (Emergency Powers) Act*

- (1) This section amends the *Terrorism (Emergency Powers) Act*.
- (2) Section 27U(2)(g)(ii)
renumber as subparagraph (iii)
- (3) Section 27U(2)(g)(i) (second occurrence)
renumber as subparagraph (ii)

10 Amendment of other Acts

Schedule 1 amends the Acts mentioned in it.

11 Amendment of subordinate legislation

Schedule 2 amends the subordinate legislation mentioned in it.

Part 3 Expiry of Act

12 Expiry

This Act expires on the day after it commences.

Schedule 1 Amendment of other Acts

section 10

Provision	Amendment	
	<i>omit</i>	<i>substitute</i>
<i>Anti-Discrimination Act</i>		
section 4(1)	Act, unless the contrary intention appears –	Act:
section 4(1), definition <i>services</i> , paragraph (h)	or community government council within the meaning of	constituted under
section 13(1)(d)	and community government	
<i>AustralAsia Railway (Special Provisions) Act</i>		
section 6	community government (all references)	shire
<i>Building Act</i>		
section 4	Act, unless the contrary intention appears –	Act:
section 4, definition <i>building work</i> , paragraph (b)	Power and Water Authority established by the <i>Power and Water Authority Act</i>	Power and Water Corporation established by the <i>Power and Water Corporation Act</i>
<i>Care and Protection of Children Act</i>		
section 177(3)	form	from
section 233(3)	229(2) to (4) and 230	230(2) to (4) and 231

Carers Recognition Act 2006

section 5(3)(b)	Act.	<i>Act or the Care and Protection of Children Act.</i>
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Darwin Port Corporation Act

section 45(2)	community government	shire
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Darwin Rates Act

section 14(1)	(1) The	The
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Electricity Networks (Third Party Access) Act

Schedule, clause 3, definitions PAWA Generation, PAWA Networks and PAWA Retail	whole definition	PAWC Networks means the business division of the Power and Water Corporation responsible for the operation of the electricity networks owned and operated by the Corporation.
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Schedule, clause 3, definition Power and Water Authority	whole definition	Power and Water Corporation means the Power and Water Corporation established by the <i>Power and Water Corporation Act</i> .
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Schedule, clause 3, definition reference tariff	PAWA	PAWC
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Energy Pipelines Act

sections 6(1)(a), 13(4)(a) and 21B(2)(a)	community government area	shire
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Evidence Act

section 62A(1)	town or community government area shall be	shire or town is
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Fisheries Act

section 16(2)	subsections (2) to (4), (9) and (10), and (12) to (14) of section 11, with the necessary changes, shall	section 11(2), (3), (4), (9), (10) and (12), with the necessary changes,
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Gaming Control Act

section 48(1)	(1) An	An
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Gaming Machine Act

section 42(3)(b)	or community government	
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Geothermal Energy Act 2009

section 55	extension	suspension
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Lands, Planning and Mining Tribunal Act

section 5(1)(b)(iv), note	<i>section 5(b)</i> (all references)	<i>subparagraph</i>
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sections 12(1)(a) to (h), 17(1)(b)(ii) and (4), definition decision , paragraphs (a) and (b) and 22(1)	section 5 (all references)	section 5(1)
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Liquor Act

section 80(b)	a community government area or (e), as the case may be	shire
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Litter Act

section 3 , unless the contrary intention appears

sections 3, definition officer , paragraph (b)(i), 9A(8)(a) and 11A(2)(b)	Conservation Commission	Parks and Wildlife Commission
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Livestock Act 2008

section 130(3)	commenced	started
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Local Government Act

section 168, definition rates , paragraph (a)	or	and
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Mining Act

section 11(1)	<i>Utilization</i>	<i>Utilisation</i>
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Mining Management Act

section 10(3)	a safety, health and	an
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Motor Vehicles Act

section 5(1) , unless the contrary intention appears

section 5(1), definition Road Transport Charges Laws	the <i>National Transport Commission (Road Transport Legislation – Road Transport Charges Act) Regulations 2006</i> (Cth)	Schedule 2 of the <i>Motor Vehicles (Fees and Charges) Regulations</i>
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Petroleum Act

section 96(1)	or an interest in a drilling fund under section 96A
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***Petroleum
(Submerged Lands)
Act***

section 81(8)	section 100 of the <i>Companies Act</i> or with the National Companies and Securities Commission pursuant to section 201 of the <i>Companies Act 1981</i> of the Commonwealth or pursuant to	section 262 of the Corporations Act 2001 or with ASIC under section 263 of the Corporations Act 2001, or under
section 81(15)	the purposes of section 201 of the <i>Companies Act 1981</i> of the Commonwealth	section 263 of the Corporations Act 2001

Planning Act

section 109(a)	17(1)(d)(ii)	17(1)(b)(ii)
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Police Administration Act

Schedule, Forms 1 and 2	our Sovereign Lady the Queen	Her Majesty, Queen Elizabeth the Second, Her Heirs and Successors
	19	20

Prostitution Regulation Act

sections 24(3)(b) and 31(2)(b)	129, 130, 131	130, 131, 131A
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Soil Conservation and Land Utilization Act

section 1	<i>Utilization</i>	<i>Utilisation</i>
sections 9A(a)(iv) and 13	utilization	utilisation

***Territory Parks and
Wildlife Conservation
Act***

section 9(1) Act, unless the contrary Act:
intention appears –

section 9(1), definition whole definition
Council

section 109 whole section

***Unit Title Schemes
Act 2009***

section 94(4)(b) and (5) scheme supervisor schemes supervisor

Water Act

section 13 and 40(2)(a) *Utilization* *Utilisation*

***Workers
Rehabilitation and
Compensation Act***

section 3(1) , unless the contrary
intention appears

section 3(1), definition WorkSafe NT NT WorkSafe
Executive Director

***Workplace Health and
Safety Act 2007***

section 4, definition WorkSafe NT NT WorkSafe
Executive Director

section 76(3)(a) of to their

Schedule 2 Amendment of subordinate legislation

section 11

Provision	Amendment	
	<i>omit</i>	<i>substitute</i>
<i>Building Regulations</i>		
Schedule 2, column 3	<i>Workers Rehabilitation and Compensation Regulations</i>	<i>Workplace Health and Safety Regulations</i>
<i>Education (College and School Councils) Regulations</i>		
regulation 4E(1)(c)	community government	shire
<i>Electrical Workers and Contractors Regulations</i>		
regulations 5(b)(i), 6(b)(i), 7(b)(i), 9(1)(b)(i)(A), 10(a)(i), 11(2)(b)(i) and 12(2)(b)(i)	<i>Act</i>	<i>Act or the Northern Territory Employment and Training Act</i>
<i>Fisheries Regulations</i>		
regulation 206(1)(a)	96B(4),	
regulation 207, heading	NTFIC	NTSCI
regulation 207(1)	Fishing Industry Council 96B(4),	Seafood Council Incorporated
regulation 207(1A)	Fishing Industry Council	Seafood Council Incorporated

**Local Government
(Darwin Parking Local
Rates) Regulations**

regulation 2 , unless the contrary
intention appears

regulation 2, definition
inspector of local government
accounts appointed under
section 202 of the Act

**Local Government
(Electoral)
Regulations**

regulation 31 to for

**Petroleum
(Occupational Health
and Safety)
Regulations**

regulation 2(1) Regulations, unless the
contrary intention
appears – Regulations:

regulation 2(1),
definition **registered**,
paragraphs (a) and (b) *Work Health
(Occupational Health
and Safety)
Regulations* *Workplace Health and
Safety Regulations*

**Public Sector
Employment and
Management
Regulations**

regulation 5(c)(i) *Act*; *Act*, or

regulation 5(c)(ii) and
(iii) whole subparagraph (ii) under section 39 of
the *Land
Development
Corporation Act*.

**Public Transport
(Passenger Safety)
Regulations**

Schedule, Part A,
item 4 paragraph (b) item 2

Schedule, Part A, item 5	paragraph (c)	item 3
Schedule, Part E, heading	<i>Domestic Violence Act</i>	<i>Domestic and Family Violence Act</i>
Schedule, Part E	section 10 of the <i>Domestic Violence Act</i>	section 120(1) of the <i>Domestic and Family Violence Act</i>
<i>Workers Rehabilitation and Compensation Regulations</i>		
regulation 3A(1)(a) and (aa) and (2)(a) and (b)	;	; and
regulation 3A(2)(c)	whole paragraph	(c) a person who is a carer under the <i>Care and Protection of Children Act</i> ; and
