

NORTHERN TERRITORY OF AUSTRALIA
WORKMEN'S LIENS AMENDMENT ACT 2002

Act No. 17 of 2002

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NORTHERN TERRITORY OF AUSTRALIA

Act No. 17 of 2002

AN ACT

to amend the *Workmen's Liens Act*

[Assented to 7 June 2002]

[Second reading 28 February 2002]

The Legislative Assembly of the Northern Territory enacts as follows:

1. Short title

This Act may be cited as the *Workmen's Liens Amendment Act 2002*.

2. Commencement

This Act comes into operation on the date fixed by the Administrator by notice in the *Gazette*.

3. Principal Act

The *Workmen's Liens Act* is in this Act referred to as the Principal Act.

4. New section

The Principal Act is amended by inserting after section 1 the following:

"1A. Act binds Crown

"(1) This Act binds the Crown in right of the Territory and, so far as the legislative power of the Legislative Assembly permits, the Crown in all its other capacities.

"(2) In subsection (1) –

Workmen's Liens Amendment Act 2002

'Crown' includes a body created under an Act of the Territory or the Commonwealth unless the relevant Act indicates otherwise."

5. New section

The Principal Act is amended by inserting after section 5 the following:

"5A. No lien on Crown land or goods

"(1) A lien under section 4(1) or 5(1) is not available on an interest held by the Crown in land but is available on an interest held by another person from the Crown.

"(2) A lien under section 4(2) is not available on goods belonging to the Crown."

6. New sections

The Principal Act is amended by inserting after section 9 in Part I the following:

"9A. Unregistered interests

"No unregistered estate or interest is to prevail against a registered lien.

"9B. Liens for materials

"A lien may be had under this Act for materials furnished despite that the materials may not be furnished in connection with work."

7. Repeal

Section 48 of the Principal Act is repealed.

8. Repeal of Workmen's Liens Amending Act 1896

Act No. 658 of 1896 of South Australia as it applies in the Territory is repealed.