

NORTHERN TERRITORY OF AUSTRALIA

STATUTE LAW REVISION ACT 2008

Act No. 6 of 2008

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NORTHERN TERRITORY OF AUSTRALIA

Act No. 6 of 2008

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

[Assented to 11 March 2008]
[Second reading 29 November 2007]

The Legislative Assembly of the Northern Territory enacts as follows:

1 Short title

This Act may be cited as the *Statute Law Revision Act 2008*.

2 Amendment of *Legal Profession Regulations*

(1) This section amends the *Legal Profession Regulations*.

(2) Regulation 97 and Schedule 4

repeal

3 Amendment of Acts

Schedule 1 amends the Acts mentioned in it.

4 Amendment of subordinate legislation

Schedule 2 amends the subordinate legislation mentioned in it.

5 Repeal

The *Criminal Law (Regulatory Offences) Act 1986* (Act No. 35 of 1986) is repealed.

Schedule 1 Amendment of Acts

section 3

| Provision | Amendment | |
|--|--|---|
| | omit | substitute |
| <i>Agents Licensing Act</i> | | |
| section 5(1), definition <i>Registrar</i> | Registrar of Land and Business Agents | Registrar of Land, Business and Conveyancing Agents |
| <i>Consumer Affairs and Fair Trading Act</i> | | |
| section 198(2) | as a penalty | |
| <i>Criminal Code</i> | | |
| section 43BJ(3) | subsection (8) | subsection (9) |
| Schedule 1 | Division 1 | Division 1A |
| <i>Debits Tax Act</i> | | |
| section 19, heading | consolidated fund | Central Holding Authority |
| <i>Electoral Act</i> | | |
| section 176, definition <i>reporting agent</i> , paragraphs (a) and (b) | party | party or candidate |
| section 197(6) | subsection (4) | subsection (5) |
| <i>Electrical Workers and Contractors Act</i> | | |
| section 15(3) | subsection (1) | subsection (2) |
| <i>Firearms Act</i> | | |
| section 99(7) | section 102 | section 93D |

Law of Property Act

| | | |
|----------------|--------------|-----------------------------------|
| section 177(3) | control plan | provisions of the planning scheme |
|----------------|--------------|-----------------------------------|

Legal Profession Act

| | | |
|---|--------|--------------------|
| section 4, definition graduate clerk , paragraph (b) | lawyer | legal practitioner |
|---|--------|--------------------|

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| section 4, definition personal injury | whole definition | personal injury , for Part 3.2, see section 289. |
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| sections 74 and 75(3) | solicitor and barrister | barrister and solicitor |
|-----------------------|-------------------------|-------------------------|

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|---------------|----|-------|
| section 90(1) | 74 | 75(1) |
|---------------|----|-------|

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| section 645, heading | Association | Associations |
|----------------------|--------------------|---------------------|

Legislative Assembly Members' Superannuation Fund Act

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|--------------|---|---|
| section 7(2) | 3 | 6 |
|--------------|---|---|

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|-----------|-----|--|
| section 9 | (1) | |
|-----------|-----|--|

Limitation Act

| | | |
|---------------|----------------------|------------|
| section 12(1) | subsections (1A) and | subsection |
|---------------|----------------------|------------|

Motor Vehicles Act

| | | |
|---|---|---------------------------------|
| section 5(1), definition configuration | Schedule to the <i>Road Transport Charges (Australian Capital Territory) Act 1993</i> of the Commonwealth | Road Transport Charges Laws |
| | Part 2 of that Schedule | the Road Transport Charges Laws |

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|--|--------------------------------|---|
| section 5(1), definition Road Transport Charges Laws | whole definition | Road Transport Charges Laws means the <i>National Transport Commission (Road Transport Legislation – Road Transport Charges Act) Regulations 2006</i> (Cth). |
| section 13(1A) | whole subsection | |
| section 13A(1)(c) | officer – | officer the prescribed fee for registration or renewal of registration; |
| section 13A(1)(c)(i) and (ii) | whole subparagraph | |
| sections 107A(1)(a) and 107B(1)(a) | of the Territory | |
| Planning Act | | |
| section 91(1) | Division in | Division appointed under section 89(1)(a) and in |
| Prisons (Correctional Services) Act | | |
| section 51(3) | <i>Legal Practitioners Act</i> | <i>Legal Profession Act</i> |
| Racing and Betting Act | | |
| sections 38(7)(a), 114(3) and (4) and 115(2) | Consolidated Fund | Central Holding Authority |
| Sentencing Act | | |
| section 3(1), definition restricted area | whole definition | restricted area , see section 73(1) of the <i>Liquor Act</i> . |

***Special Purposes
Leases Act***

section 3, definition
aboriginal reserve

means a reserve as
defined in section 7 of
the *Social Welfare
Ordinance* and

section 3, definition
approved person,
paragraph (b)

co-operative trading
society registered
under the *Co-operative
Trading Societies Act*

co-operative registered
under the
Co-operatives Act

***Warehousemen's
Liens Act***

section 11(4)

Consolidated Revenue
Fund

Central Holding
Authority

Schedule 2 Amendment of subordinate legislation

section 4

| Provision | Amendment | |
|--|---|--|
| | omit | substitute |
| <i>Agents Licensing Regulations</i> | | |
| regulation 20 | Agents or the Register of Licensed Business Agents | Agents, the Register of Licensed Business Agents or the Register of Conveyancing Agents |
| regulation 21 | Representative | Representatives |
| regulation 21(a) | or last renewed | |
| <i>Building Regulations</i> | | |
| regulation 35(a) | whole paragraph | (a) a planning scheme or interim development control order allows the construction; or |
| Schedule 2, column 1 | Chief Medical Officer authority (either the Minister or the Northern Territory Planning Authority) in relation to a control plan Department of Transport and Works (all references) | Chief Health Officer consent authority for a planning scheme Agency |
| Schedule 2, column 2 | the compliance with planning controls, a planning instrument or conditional consent, under | compliance with a planning scheme, interim development control order or development permit under |

| | | |
|----------------------|---|---|
| Schedule 2, column 3 | Compliance with – | Compliance with the planning scheme, interim development control order or development permit. |
| | (a) relevant control clauses under a control plan or interim development control order; or | |
| | (b) conditions placed on a consent given by the relevant consent authority, under the <i>Planning Act</i> . | |

Co-operatives Regulations

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| regulation 27(i)(ii) | Consolidated Revenue Account | Central Holding Authority |
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Darwin City Council By-laws

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| by-law 110(8), definition service vehicle | whole definition | <p>service vehicle means a vehicle under the control of an officer of, and being used in relation to a function of:</p> <p>(a) the council; or</p> <p>(b) an Agency whose responsibilities include highways, the construction and maintenance of government works, or planning and urban development; or</p> <p>(c) the Power and Water Corporation; or</p> |
|--|------------------|--|

- (d) a body providing telecommunications services within Australia.

Financial Management Regulations

regulation 8 whole regulation

Fire and Emergency Regulations

regulation 18B(3)(a) notice; notice; or

regulation 18B(3)(b) Commissioner Commissioner of Police

Palmerston (Public Places) By-laws

by-law 46(3), definition **service vehicle** whole definition

service vehicle means a vehicle under the control of an officer of, and being used in relation to a function of:

- (a) the council; or
- (b) an Agency whose responsibilities include highways, the construction and maintenance of government works, or planning and urban development; or
- (c) the Power and Water Corporation; or
- (d) a body providing telecommunications services within Australia.

Prisons (Correctional Services) (Community Work Orders) Regulations

| | | |
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| regulation 3, definition offender , regulation 8(c) and Schedule, Form 1 | service | work |
|---|---------|------|

Supreme Court Rules

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|--|-----------------------------|------|
| rules 81A.11(4)(a), 81A.41(5) and Schedule 1, Form 81A-L | service (all references) | work |
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| Schedule 1, Form 81A-L, heading | SERVICE | WORK |
|---------------------------------|---------|------|
