

**NORTHERN TERRITORY OF AUSTRALIA**

**PUBLIC INFORMATION AMENDMENT ACT 2016**

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**Act No. 34 of 2016**

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# NORTHERN TERRITORY OF AUSTRALIA

Act No. 34 of 2016

An Act to amend the *Public Information Act*

[Assented to 20 December 2016]  
[Second reading 26 October 2016]

The Legislative Assembly of the Northern Territory enacts as follows:

## 1 Short title

This Act may be cited as the *Public Information Amendment Act 2016*.

## 2 Commencement

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

## 3 Act amended

This Act amends the *Public Information Act*.

## 4 Section 3 amended

Section 3, definition *public information guidelines*  
*omit*

## 5 Section 5 amended

(1) After section 5(3)(b)

*insert*

(c) Jacana Energy;

- 
- (2) After section 5(3)(d)

*insert*

(da) Territory Generation;

- (3) Section 5(4)

*insert (in alphabetical order)*

**Jacana Energy** means the Power Retail Corporation established by section 5 of the *Power Retail Corporation Act*.

**Territory Generation** means the Power Generation Corporation established by section 5 of the *Power Generation Corporation Act*.

## **6 Section 6 amended**

- (1) Section 6(2)(c)

*omit*

comments.

*insert*

comments; or

- (2) After section 6(2)(c)

*insert*

(d) is an advertisement that includes an image of the holder or occupier of the office of a minister.

- (3) After section 6(2)

*insert*

(2A) The Auditor-General may also determine this Act is contravened in relation to particular public information if the Auditor-General is satisfied the content of the information does not meet the criteria prescribed by regulation for the giving of public information.

- (4) Section 6(3)(b)

*omit, insert*

(b) must have regard to any requirements or prohibitions prescribed by regulation for the giving of public information.

- 
- (5) After section 6(4)  
*insert*
- (5) The Auditor-General may determine this Act is not contravened by the use of an image of a Minister, or a Minister's message, in the giving of public information if:
- (a) the primary audience for the giving of public information resides outside of the Territory; and
  - (b) the Auditor-General is satisfied that the use was intended to increase the effectiveness of the communication.
- (6) The Auditor-General may also determine this Act is not contravened by the use of an image of a Minister, or a Minister's message, in the giving of public information if:
- (a) the information is given to the public in a time of emergency; and
  - (b) the Auditor-General is satisfied that members of the public would be likely to expect demonstrated leadership from government ministers at such a time.

## **7 Section 7 amended**

- (1) Section 7(3)(a)  
*omit*  
or  
*insert*  
and
- (2) After section 7(3)(a)  
*insert*
- (aa) if the review was conducted on the request of an Assembly member – give a copy of the report to the member; and
- (3) Section 7(3)(b), after "include"  
*insert*  
a copy of

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(4) Section 7(4)

*omit*

**8 Section 9 repealed**

Section 9

*repeal*

**9 Expiry of Act**

This Act expires on the day after it commences.