

NORTHERN TERRITORY OF AUSTRALIA

STATUTE LAW REVISION ACT 2014

Act No. 38 of 2014

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Schedule 1 Amendment of laws

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NORTHERN TERRITORY OF AUSTRALIA

Act No. 38 of 2014

An Act to make miscellaneous minor amendments to various laws

[Assented to 13 November 2014]
[Second reading 28 August 2014]

The Legislative Assembly of the Northern Territory enacts as follows:

1 Short title

This Act may be cited as the *Statute Law Revision Act 2014*.

2 Amendment of laws

Schedule 1 amends the laws mentioned in it.

3 Repeal of laws

The laws specified in Schedule 2 are repealed.

4 Expiry of Act

This Act expires on the day after it commences.

Schedule 1 Amendment of laws

section 2

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
<i>Administration and Probate Act</i>		
section 63, heading	interstate	intestate
Schedule 6, Part IV, item 4	interstate bedeemed	intestate be deemed
<i>Adult Guardianship Act</i>		
section 14(3), after "relative of"		, or
<i>Advance Personal Planning Act</i>		
section 78(2)(a)	or (2)	or (1A)
<i>Advance Personal Planning Regulations</i>		
regulation 3(2), definition <i>accountant</i> , after paragraph (b)		(ba) a member of the Institute of Public Accountants ACN 004 130 643 who holds a current Certificate of Professional Practice issued by the Institute;
<i>Associations Act</i>		
section 63(1)	, other than an association for which a declaration under section 102 has been made,	
<i>Associations Regulations</i>		
regulation 16	whole regulation	

Building (RBI and Fidelity Fund Schemes) Regulations

regulation 62(1), before "following" the

Building Regulations

regulation 39C(3), definition **accountant**, after paragraph (b) (ba) a member of the Institute of Public Accountants ACN 004 130 643 who holds a current Certificate of Professional Practice issued by the Institute;

Bushfires Act

section 5(1), definition **Director** whole definition

section 47(1), (2), (3C) and (4) Director *(all references)* Chief Executive Officer

Bushfires Regulations

regulation 8(2) and (3) Director Chief Executive Officer

Schedule 1, Forms 1 to 4 Director of Parks and Wildlife *(all references)* Chief Executive Officer

Schedule 1, Forms 1 and 2 Director intends Chief Executive Officer intends

Carers Recognition Act

section 5(3)(b) has been placed in the care of that person under the *Community Welfare Act* or is in the person's care under

Commercial and Private Agents Licensing Act

section 20, heading **Court may order** **Commissioner may require**

sections 29(6), 30(2), 33(1A) and 46B	Where	If
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Commercial Passenger (Road) Transport Act

section 87(b)	affect	effect
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Construction Contracts (Security of Payments) Act

section 8(a)	whole paragraph	(a) a payment claim has been made under a contract and either: <ul style="list-style-type: none"> (i) the claim has been rejected or wholly or partly disputed; or (ii) when the amount claimed is due to be paid, the amount has not been paid in full; or
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Crimes at Sea Act

Schedule, clause 14(1), (2)(a), (3) and (4)(a)	Schedule 2 to the <i>Petroleum (Submerged Lands) Act 1967</i> (Commonwealth)	Schedule 1 to the <i>Offshore Petroleum and Greenhouse Gas Storage Act 2006</i> (Cth)
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Schedule, clause 14(2)(b)	subsection (7) of section 5A of the <i>Petroleum (Submerged Lands) Act 1967</i> (Commonwealth)	section 8(2) of the <i>Offshore Petroleum and Greenhouse Gas Storage Act 2006</i> (Cth)
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Schedule, clause 14(3)(b) and (4)(a)(ii)	Area A of the Zone of Cooperation	the Joint Petroleum Development Area
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Schedule, clause 14(4)(b)	all words from "adjacent" to "(Commonwealth))"	offshore area for the Territory of Ashmore and Cartier Islands (within the meaning of section 8(1) of the <i>Offshore Petroleum and Greenhouse Gas Storage Act 2006</i> (Cth))
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Schedule, clause 14(4)(c)	(a) and	(a) and (b).
Schedule, after clause 14(5)		(6) A reference in this clause to the area described in Schedule 1 to the <i>Offshore Petroleum and Greenhouse Gas Storage Act 2006</i> (Cth) in relation to a State or Territory is a reference to the scheduled area for that State or Territory within the meaning given by that Schedule.

Cross-border Justice Act

section 127(2)(b)	finer	fine
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Darwin Port Corporation Act

section 26A(4), penalty provision	unit	units
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Director of Public Prosecutions Act

section 4(5)(b)	employment,	employment;
section 24(1)	in in	in

Disability Services Act

section 26	(2) The authorised employee must:	(2A) The authorised employee must:
section 27(1)	officer	employee
section 27(4)	person	resident
section 62(3)(b) and (c)	community visitor	member

Education (College and School Councils) Regulations

regulation 14(1)(d)(i), after "Accountants"		, Institute of Public Accountants ACN 004 130 643
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Evidence Act

section 62A, heading	municipality	local government area
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Firearms Regulations

Schedule 4, Column 1	62(4)	63(4)
	14 days	7 days
	69(2)	69(1)

Fisheries Regulations

regulation 122A(1)(c) and (d)	the <i>Fisheries Regulations</i>	these Regulations
regulation 141J(5)(a)	whole paragraph	(a) cancel the number of quota units attached to the licence that equals the number of units used; and
regulation 209A(2)	the the	the

Gaming Machine Act

after section 146(1)(b)		(ba) a member of the Institute of Public Accountants ACN 004 130 643 who holds a current Certificate of Professional Practice issued by the Institute;
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Gene Technology (Northern Territory) Act

section 14(a)	an offence against both	both an offence against
section 14(b)	that offence under those Commonwealth laws,	the offence against the Commonwealth gene technology laws;
section 14	offence under the	offence against the

Health and Community Services Complaints Act

section 52(2)	effect	affect
section 55(1)	41 and	41 or

Health Practitioners Act

sections 18C(1) and 18E(1)	Schedule 8 (<i>all references</i>)	Schedule 7
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Housing Act

section 18, heading, at the end		(Housing)
section 21(a), (b), (c) and (d)	the Chief Executive Officer (Housing)	it
section 21(a) and (b), at the end		and
section 24(1)	to the Chief Executive Officer (Housing)	to it
section 24(2)	subsection (1)	this section
section 25(1)	Notwithstanding	Despite
section 25(2)	shall	must
section 25(2)(a) and (c)	the Chief Executive Officer (Housing)	it
section 25(2)(a), at the end		and

Interpretation Act

section 17

(in alphabetical order)
affidavit means an affidavit made in accordance with the *Oaths, Affidavits and Declarations Act*.

oath means an oath made in accordance with the *Oaths, Affidavits and Declarations Act*.

Law of Property Act

section 48(6)(a) in stead

instead

section 79, definition **instrument of mortgage**, after "property under the"

Geothermal Energy Act,

Legal Profession Act

sections 657(1), 667(1) and 677(1), after "applies"

to

Legal Profession Regulations

regulation 80F(b) *Community Welfare Act*

Care and Protection of Children Act

regulation 80F(c) whole paragraph

Local Government (Accounting) Regulations

regulation 5(2)(b) ICA/CPA

the Institute of Chartered Accountants, the Institute of Public Accountants ACN 004 130 643 or CPA

Marine Safety (Domestic Commercial Vessel) (National Uniform Legislation) Act

section 12(a) an offence against both

both an offence against

section 12(b)	that offence under	the offence against
section 12	under	against
<i>Mental Health and Related Services Act</i>		
section 26(6) and (7)(c)	authorised person	authorised officer
section 26(8), definition <i>authorised person</i>	whole definition	<i>authorised officer</i> , see section 304(1) of the <i>Care and Protection of Children Act</i> .
Part 9, Division 2, heading	Electro convulsive	Electroconvulsive
section 66(2), (4) and (6)(a)	electro convulsive	electroconvulsive
section 66(7)	Electro convulsive	Electroconvulsive
sections 67(2), (3) and (6)(c) and (d), 68(4)(c) and (d), 69(c), 70(e) and 73(2)(b)	electro convulsive	electroconvulsive
<i>Mineral Royalty Act</i>		
section 10(5)(a)	a mineral	mineral
<i>Misuse of Drugs Act</i>		
section 19K(1)	<i>Public Health Act</i>	<i>Public and Environmental Health Act</i>
<i>National Gas (Northern Territory) Act</i>		
section 9(1), definitions <i>adjacent area of another participating jurisdiction</i> and <i>adjacent area of this jurisdiction</i>	<i>Petroleum Act</i>	<i>Petroleum and Greenhouse Gas Storage Act</i>
sections 17 and 19	whole section	
Schedule	whole Schedule	

Northern Territory Environment Protection Authority Act

section 29(4) of a commercially confidential nature withheld under subsection (2)

Pastoral Land Act

section 108(2) subparagraphs (i) to (x) of section 109(1)(b) section 109(1)(b)(i) to (x)

Pearl Oyster Culture Industry Management Plan

clause 9(5) of the Commonwealth (Cth), as in force immediately before its repeal,

Plumbers and Drainers Licensing Act

section 3, definition **plumbing** pipes. pipes,

Police Administration Act

section 160(2) (2)

Private Hospitals Act

section 4, definition **Chief Health Officer** whole definition

section 20(4) (c) the drugs (ca) the drugs

Public and Environmental Health Act

section 21(2)(c) variation made registration cancelled

Public Trustee Act

section 59A titled title

Racing and Betting Act

section 8, after "becomes" one of the following must not be appointed a member or continue in office as a member

section 8(a) club; or club;

section 8(b)	casino; or	casino;
section 8(c)	all words after "section"	43 of the <i>Totalisator Licensing and Regulation Act</i> ;
section 8(e)	trotting,	trotting.
section 8	all words from "shall" to "member."	

Rail Safety (National Uniform Legislation) Act

section 5(1), definition <i>court</i> , paragraph (a)	6	7
section 5(1), definition <i>court</i> , paragraph (b)	9	10

Serious Crime Control Regulations

regulation 2(a)	2009	2012
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Serious Sex Offenders Act

section 59(1)	offence	contravention
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Stamp Duty Act

section 56BE(3), definition <i>proprietor</i> , paragraph (d)	if (a)	if paragraphs (a)
section 86(4)	end or	end of
section 89A(4) and (7)(a)	(2)	(11)(b)
section 95(e)	(6)	(9)
section 105(2)(a)	section	sections
Schedule 2, clause 22	within	

Status of Children Act

section 10(3)	all words from "Where:" to "annulment"	If the Supreme Court makes a declaration of paternity under section 11 or of maternity under section 12 or revokes such a declaration, the Master must forward a copy of the declaration or revocation
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Surveillance Devices Act

section 23(9)	<i>(Interception)</i>	<i>(Interception and Access)</i>
section 29(1)(b)	an an	an

Taxation Administration Act

section 87, definition powers of entry and search	on	of
section 102(2)(c)(iii)	Treasury	Agency

Territory Parks and Wildlife Conservation Act

after section 92(2)		(2A) A person ceases to be a conservation officer or honorary conservation officer when: <ul style="list-style-type: none"> (a) the person resigns; or (b) the person's appointment is terminated; or (c) the person ceases to meet the criteria necessary for appointment.
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section 123(5)	noxious weed within the meaning of the <i>Noxious Weeds Act</i>	declared weed, as defined in section 4 of the <i>Weeds Management Act</i> ,
	being declared a noxious	becoming a declared

Terrorism (Emergency Powers) Act

section 21ZI(1)(b)(ii)	detained, the other person or one of those other people; and	detained;
after section 21ZI(1)(b)(ii)		the other person or one of those other people; and

Traffic Regulations

regulation 40(e)	Division 2 of Part 2	Part 2, Division 2
regulation 53(2)(c)	Division 3 of Part 2	Part 2, Division 3

Transplantation and Anatomy Act

section 13(a)	16A(6)	16A(4)
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Uncollected Goods Regulations

regulation 2(a)(i)	whole subparagraph	(i) Part 4 of the <i>Alice Springs (Management of Public Places) By-Laws</i> ;
regulation 2(b)(iii)	<i>Northern Territory University</i>	<i>Charles Darwin University</i>

Unlawful Betting Act

section 18(b)	authorized under the <i>Totalizator Administration and Betting Act</i>	authorised under the <i>Totalisator Licensing and Regulation Act</i>
section 31(2)	<i>Totalizator Administration and Betting Act</i>	<i>Totalisator Licensing and Regulation Act</i>

Volatile Substance Abuse Prevention Act

section 4, definition Chief Health Officer	whole definition	
section 32, example	<i>and Community Welfare Act</i> <i>are laws</i>	<i>is a law</i>
section 42(1), definition community council , paragraph (b)	whole paragraph	(b) an Aboriginal and Torres Strait Islander corporation registered under the <i>Corporations (Aboriginal and Torres Strait Islander) Act 2006</i> (Cth).

Waste Management and Pollution Control Act

section 4(1), definition vehicle	all words from "caravans," to " <i>Marine Act.</i> "	caravans; or (c) an aircraft; or (d) a vessel as defined in section 8 of Schedule 1 to the <i>Marine Safety (Domestic Commercial Vessel) National Law Act 2012</i> (Cth).
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Schedule 2, Part 1, clause 2 and Part 2, clauses 2 and 3	sewerage	sewage
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Waste Management and Pollution Control (Administration) Regulations

Schedule 2	Sewerage paints	Sewage paints,
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Workers Rehabilitation and Compensation Act

Schedule 1A, clause 2(1), (2)(a) and (b), (3) and (4)(a) and (b)	<i>Petroleum Act</i>	<i>Petroleum and Greenhouse Gas Storage Act</i>
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Schedule 2 Laws repealed

section 3

<i>Amendment of Alice Springs (Control of Public Places) By-laws</i>	Subordinate Legislation No. 18 of 1992
<i>Amendments of Alice Springs (Control of Public Places) By-laws</i>	Subordinate Legislation No. 19 of 1992
<i>Amendments of Alice Springs (Control of Public Places) By-laws</i>	Subordinate Legislation No. 20 of 1993
<i>Amendments of Alice Springs (Control of Public Places) By-laws</i>	Subordinate Legislation No. 32 of 1993
<i>Amendment of Alice Springs (Control of Public Places) By-laws</i>	Subordinate Legislation No. 42 of 1994
<i>Amendments of Alice Springs (Control of Public Places) By-laws</i>	Subordinate Legislation No. 64 of 2002
<i>Amendments of Alice Springs (Todd Mall) By-laws</i>	Subordinate Legislation No. 65 of 2002
<i>Care and Protection of Children (Children's Services) Regulations 2009</i>	Subordinate legislation No. 12 of 2009
<i>Care and Protection of Children (Children's Services) Amendment Regulations 2011</i>	Subordinate legislation No. 4 of 2011
<i>New Tax System Price Exploitation Code (Northern Territory) Act 1999</i>	Act No. 42 of 1999
<i>Petroleum Products Subsidy Ordinance 1965</i>	Ordinance No. 25 of 1965
<i>Petroleum Products Subsidy Ordinance (No. 2) 1965</i>	Ordinance No. 62 of 1965
<i>Petroleum Products Subsidy Ordinance 1969</i>	Ordinance No. 49 of 1969
<i>Petroleum Products Subsidy Ordinance 1973</i>	Ordinance No. 70 of 1973
<i>Petroleum Products Subsidy Ordinance 1977</i>	Ordinance No. 32 of 1977

Petroleum Products Subsidy Ordinance 1978

Ordinance No. 13
of 1978

*Petroleum Products Subsidy Amendment
Act 1985*

Act No. 41 of 1985

*Petroleum Products Subsidy Amendment
Act 1989*

Act No. 11 of 1989

*Sentencing of Juveniles (Miscellaneous
Provisions) Act*

Act No. 17 of 2000
