

NORTHERN TERRITORY OF AUSTRALIA  
NORTHERN TERRITORY EMPLOYMENT AND TRAINING  
AUTHORITY AMENDMENT ACT (No. 2) 1994

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**No. 48 of 1994**

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# NORTHERN TERRITORY OF AUSTRALIA

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No. 48 of 1994

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## AN ACT

to amend the *Northern Territory Employment  
and Training Authority Act*

[Assented to 20 September 1994]

BE it enacted by the Legislative Assembly of the Northern Territory of Australia, with the assent as provided by the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, as follows:

### 1. SHORT TITLE

This Act may be cited as the *Northern Territory Employment and Training Authority Amendment Act (No. 2) 1994*.

### 2. COMMENCEMENT

This Act shall come into operation on a date to be fixed by the Administrator by notice in the *Gazette*.

### 3. PRINCIPAL ACT

The *Northern Territory Employment and Training Authority Act* is in this Act referred to as the Principal Act.

### 4. INTERPRETATION

Section 3(1) of the Principal Act is amended -

- (a) by inserting after the definition of "Chairman" the following:

"'Chief Executive Officer' means the Chief Executive Officer of the Agency, as defined in the *Public Sector Employment and Management Act*, primarily responsible under the Minister for the administration of this Act;"; and

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(b) by omitting the definition of "Secretary".

5. CONSTITUTION OF AUTHORITY

Section 8 of the Principal Act is amended by omitting paragraph (b) and substituting the following:

"(b) the Chief Executive Officer or his or her nominee of the Agency, within the meaning of the *Public Sector Employment and Management Act*, primarily responsible under the Minister for the administration of the *Education Act*";

6. MEETINGS OF AUTHORITY

Section 13 of the Principal Act is amended by adding at the end the following:

"(8) The Chief Executive Officer or his or her nominee shall attend all meetings of the Authority and shall provide to the Authority such advice and information relating to the administration of this Act as the Authority may require."

7. REPEAL AND SUBSTITUTION

Section 24 of the Principal Act is repealed and the following substituted:

"24. EXERCISE OF POWERS AND PERFORMANCE OF FUNCTIONS BY  
CHIEF EXECUTIVE OFFICER

"(1) The Chief Executive Officer in the exercise of a power or the performance of a function under this Part -

(a) is subject to the direction and control of the Minister; and

(b) subject to subsection (2) -

(i) is subject to the directions of the Authority; and

(ii) shall have regard to the policies and criteria, from time to time, determined by the Authority.

"(2) The Chief Executive Officer shall comply with a direction of the Minister where such a direction is inconsistent with a direction, or the policies or criteria, of the Authority."

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8. FURTHER AMENDMENTS

The Principal Act is further amended -

- (a) by omitting from sections 3(1) definition of "approved", 4, 28, 29, 31, 32, 33, 35, 36, 37, 39, 41, 42, 46, 47, 48, 49, 50, 51, 52, 54, 63, 64, 68, 69, 73, 81, 89, 90, 91, 93, 94 and 95, "Secretary", wherever occurring, and substituting "Chief Executive Officer"; and
  - (b) by omitting from section 81(2) "Department" and substituting "Agency".
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