

NORTHERN TERRITORY OF AUSTRALIA

CRIMINAL CODE FURTHER AMENDMENT ACT 2019

Act No. 10 of 2019

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Act No. 10 of 2019

An Act to amend the *Criminal Code Act 1983*

[Assented to 28 March 2019]
[Introduced 19 November 2019]

The Legislative Assembly of the Northern Territory enacts as follows:

1 Short title

This Act may be cited as the *Criminal Code Further Amendment Act 2019*.

2 Commencement

This Act commences on the day on which the Administrator's assent to this Act is declared.

3 Act amended

This Act amends the *Criminal Code Act 1983*.

4 Schedule I, Part XI, Division 14 inserted

Schedule I, Part XI, at the end

insert

Division 14 Criminal Code Further Amendment Act 2019**461 Pre-Code offences**

- (1) Any offence against a law of the Territory in force before the commencement of section 3(1) of this Act that was punishable by a term of imprisonment exceeding 6 months at the time the offence was committed is taken to be an indictable offence for the purposes of this Code and any other law of the Territory.

Note for subsection (1)

Section 3(1) of this Act repealed the Criminal Law Consolidation Act 1876 (SA) in its application to the Territory, on 1 July 1984.

- (2) Any proceeding in a court in relation to an offence referred to in subsection (1) that was commenced before the commencement of this section is taken to have always been within the jurisdiction of that court.
- (3) Any exercise of jurisdiction or purported exercise of jurisdiction by a court in relation to a proceeding described in subsection (2) is not invalid on the basis that any matter related to the offence was not within the jurisdiction of the court at any time during the proceeding.
- (4) In this section:

exercise of jurisdiction includes any of the following:

- (a) instituting, adjourning and continuing a proceeding;
- (b) issuing a warrant, summons or other process;
- (c) making or giving an order, direction, notice, whether by instrument or otherwise;
- (d) making a finding of guilt;
- (e) imposing a sentence;
- (f) doing any other act or thing under an Act.

5 Repeal of Act

This Act is repealed on the day after it commences.