



NORTHERN TERRITORY OF AUSTRALIA

No. 6 of 1993

AN ACT

to revise and correct the law of the Territory
in minor respects

[Assented to 18 March 1993]

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 *Statute Law Revision Act 1993*.

2. AMENDMENT OF AUCTIONEERS ACT

(1) Section 3 of the *Auctioneers Act* is amended by inserting in section 3, before the definition of "auctioneer", the following:

"'approved' means approved by the Minister;".

(2) The *Auctioneers Act* is amended by inserting after section 3A the following:

"3AB The Minister may, by notice in the *Gazette*, prescribe fees for the purposes of this Act.".

3. REPEAL OF CONTROL OF WATERS ACTS

The *Control of Waters Amendment Act 1981* (No. 69 of 1981) and the *Control of Waters Amendment Act 1985* (No. 11 of 1985) are repealed.

4. *BUSHFIRES AMENDMENT ACT 1992*

(1) Section 3 of the *Bushfires Amendment Act 1992* is amended by omitting "Regulation 16(1) of" and substituting "Item 16(1) of Schedule 1 to".

(2) Section 4 of the *Bushfires Amendment Act 1992* is amended by omitting "regulation 16(1) of" and substituting "item 16(1) of Schedule 1 to".

(3) For the avoidance of doubt, the *Bushfires Amendment Act 1992* shall be deemed to have come into operation as amended by subsections (1) and (2).

5. *AMENDMENTS TO PROSTITUTION REGULATION ACT*

The *Prostitution Regulation Act* is amended -

(a) by inserting in section 3, after the definition of "brothel", the following:

"'Chairman' means the Chairman of the Board appointed under section 21(3), and includes the Deputy Chairman while performing the functions or exercising the powers of the Chairman;"

(b) by adding at the end of section 3 the following:

"'Tribunal' means an Escort Agency Licensing Appeals Tribunal constituted under section 33(3);"

(c) by inserting at the end of section 21(3) "and another to be its Deputy Chairman";

(d) by inserting in section 21, after subsection (4), the following:

"(4A) In the absence or inability to act of the Chairman, or in the event of a vacancy in that office, the Deputy Chairman shall have all the powers, and may perform all the functions, of the Chairman."; and

(e) by omitting from section 33(3) "is in this Part referred to as the Tribunal" and substituting ", while performing a function under this Part, constitutes the Escort Agency Licensing Appeals Tribunal.".

6. *AMENDMENT OF WATER ACT*

Section 4(1) of the *Water Act* is amended by inserting after the definition of "pollute" the following:

"'prescribed' in relation to a form, includes approved by the Controller under the Regulations;"

Statute Law Revision

7. AMENDMENT OF SMALL CLAIMS RULES

Regulations 1989, No. 12 made in pursuance of section 50(1) of the *Small Claims Act* are amended by inserting, before Order 1, the following:

"SMALL CLAIMS RULES

"1.01A CITATION

"These Rules may be cited as the Small Claims Rules.".

8. REVISION OF ACTS

The provisions of the Acts specified in the Schedule are amended as provided for in that Schedule.

SCHEDULE
AMENDMENTS TO ACTS

Section 8

Provision	Amendment	
	omit	substitute
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<i>Auctioneers Act</i>		
Section 5(2)	"prescribed"	"approved"
Section 5(3)	"prescribed fee"	"determined fee"
Section 6(1)	"prescribed"	"approved"
Section 8C	the whole section	
Section 8E	"prescribed"	"approved"
Section 8G	the whole section	
<i>Commercial and Private Agents Licensing Act</i>		
Section 33	subsections (2) and (3)	
Sections 33(1) and 33A(1) and (2)	"the fees payable under section 272 of the <i>Local Courts Act</i> "	"the fees and charges for service or execution payable as provided for by rule 37.01 of the Local Court Rules"

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Provision	Amendment	
	omit	substitute
<i>Electricity Act</i>		
Section 3A	" <i>Mines Safety Control Act</i> "	" <i>Mine Management Act</i> "
Section 19(2)	"Inspector of Mines appointed under the <i>Mines Safety Control Act</i> "	"inspector appointed under the <i>Mine Management Act</i> "
<i>Electrical Workers and Contractors Act</i>		
Section 43(1)(b)	" <i>Mines Safety Control Act</i> "	" <i>Mine Management Act</i> "
<i>Justices of the Peace Act</i>		
Schedule 1	"city or town"	"municipality"
<i>Local Government Act</i>		
Section 14A(2)(a)	"this Act and the Regulation"	"a law of the Territory"
<i>Mining Assistance Act</i>		
Section 5(1)	" <i>Mines Safety Control Act</i> " (twice occurring)	" <i>Mine Management Act</i> "
<i>Mining Act</i>		
Section 4 - definition of "inspector"	" <i>Mines Regulation Act</i> or the <i>Mines Safety Control Act</i> "	" <i>Mine Management Act</i> "
<i>Misuse of Drugs Act</i>		
Section 37(5)	"described in section 9(f)"	"referred to in section 9(2)(f)(ii)"

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Provision	Amendment	
	omit	substitute
<i>Prostitution Regulation Act</i>		
Section 24(3)(a)	"section 11,"	"section 9(4), 11,"
<i>Registration of Births, Deaths and Marriages Act</i>		
Section 21(1)	"a fee of \$2"	"the prescribed fee"
<i>Silicosis and Tuberculosis (Mine-Workers and Prospectors) Act</i>		
Section 3 - definition of "area of silicosis risk"	" <i>Mines Safety Control Act</i> "	" <i>Mine Management Act</i> "
<i>Uranium Mining (Environment Control) Act</i>		
Section 2	" <i>Mines Safety Control Act</i> " (twice occurring)	" <i>Mine Management Act</i> "
Section 2 - definition of "manager"	all words after "in the mine"	"and includes the manager and a deputy manager of the mine appointed under the <i>Mine Management Act</i> ;"
Section 21(2)	"section 12" " <i>Mines Safety Control Act</i> "	"section 32" " <i>Mine Management Act</i> "
Section 21(3)	"section 12" " <i>Mines Safety Control Act</i> " "this Ordinance"	"section 32" " <i>Mine Management Act</i> " "this Act"

Statute Law Revision

Provision	Amendment	
	omit	substitute
<i>Water Act</i>		
Section 4(1) - definition of "tidal water"	"those waters of the coastal sea"	"coastal waters of the Territory (within the meaning of the <i>Coastal Waters (Northern Territory Powers) Act 1980</i> of the Commonwealth)"
Section 5(6)	"any waters of the coastal sea, as defined in section 60(4) of the <i>Interpretation Act</i> "	"coastal waters of the Territory (within the meaning of the <i>Coastal Waters (Northern Territory Powers) Act 1980</i> of the Commonwealth)"
Section 22	"water district"	"water control district"
Section 30(1)	"section 96(3)"	"section 93(3)"
Section 73(2)	"the notice is"	"the notice is, except to the extent that the licence, permit or consent otherwise provides,"
Section 108(2)	paragraph (a)	"(a) prescribe forms or provide for them to be approved by the Controller;"