

NORTHERN TERRITORY OF AUSTRALIA
NORTHERN TERRITORY TOURIST COMMISSION
AMENDMENT ACT 1992

No. 57 of 1992

TABLE OF PROVISIONS

Section

1. Short title
2. Commencement
3. Principal Act
4. Interpretation
5. Repeal and substitution:

"6. COMPOSITION OF COMMISSION"
6. Repeal and substitution:

"7. TERM OF OFFICE"
7. Chairman
8. Repeal
9. Resignation
10. Dismissal
11. Acting appointments
12. Meetings of Commission
13. Repeal
14. Repeal
15. Staff
16. Termination of office of members of Commission



NORTHERN TERRITORY OF AUSTRALIA

No. 57 of 1992

AN ACT

to amend the *Northern Territory Tourist Commission Act*

[Assented to 25 September 1992]

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 Tourist Commission Amendment Act 1992*.

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 Tourist Commission Act* is in this Act referred to as the Principal Act.

4. INTERPRETATION

Section 4 of the Principal Act is amended -

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

"'appointed member' means a member of the Commission appointed under section 6(1)(a), (d), (e), (f), (g), (h) or (j);"; and

*Northern Territory Tourist
Commission Amendment*

- (b) by omitting the definition of "Chief Executive Officer" and substituting the following:

"'chief executive officer' means the person appointed as chief executive officer under section 21;".

5. REPEAL AND SUBSTITUTION

Section 6 of the Principal Act is repealed and the following substituted:

"6. COMPOSITION OF COMMISSION

"(1) The Commission shall consist of 11 members as follows:

- (a) a person appointed by the Minister to be Chairman;
- (b) the person who holds, or is acting in, the office of Chairman of the Ayers Rock Resort Corporation established under the *Ayers Rock Resort Corporation Act* or a person who is the nominee of that person;
- (c) the person who holds, or is acting in, the office of Chairman of the Conservation Commission of the Northern Territory established under the *Conservation Commission Act* or a person who is a nominee of that person;
- (d) one person appointed by the Minister from a panel of 3 names submitted by the persons or any association of persons who in the opinion of the Minister represent the persons engaged in the tourist industry in the Northern Territory and who operate from the Alice Springs region;
- (e) one person appointed by the Minister from a panel of 3 names submitted by the persons or any association of persons who in the opinion of the Minister represent the persons engaged in the tourist industry in the Northern Territory and who operate from the Darwin region;
- (f) one person appointed by the Minister from a panel of 3 names submitted by the persons or any association of persons who in the opinion of the Minister represent the persons engaged in the tourist industry in the Northern Territory and who operate from the Katherine region;

*Northern Territory Tourist
Commission Amendment*

- (g) one person appointed by the Minister from a panel of 3 names submitted by the persons or any association of persons who in the opinion of the Minister represent the persons engaged in the tourist industry in the Northern Territory and who operate from the Tennant Creek region;
- (h) one person appointed by the Minister on the nomination of the Council of the Northern Territory University established under the *Northern Territory University Act*;
- (j) 2 persons appointed by the Minister being persons who in the opinion of the Minister possess knowledge and experience in the tourist industry; and
- (k) the person holding or acting in the office of chief executive officer.

"(2) A nomination under subsection (1)(d), (e), (f), (g) or (h) -

- (a) shall be submitted to the Minister at the request of the Minister; and
- (b) shall contain the name of a person or the names of persons, as the case requires, each of whom -
 - (i) possesses knowledge or experience concerning the tourist industry or the general subject of the tourist industry; or
 - (ii) has a genuine interest in the tourist industry,and is willing to accept appointment as a member.

"(3) If at any time a body or the persons or an association of persons referred to in subsection (1)(d), (e), (f), (g) or (h), as the case may be, does not submit a nomination as required by the relevant provision within 30 days or such other time as may be specified in the request of the Minister under subsection (2), the Minister may, without the submission of that nomination, appoint a person who in the opinion of the Minister is eligible to represent the body or the persons or association or associations referred to in subsection (1)(d), (e), (f), (g) or (h), as the case requires.

"(4) A person appointed under subsection (3) shall for all purposes be deemed to be duly appointed a member and to be representative of the relevant persons or association or associations referred to in subsection (1)(d), (e), (f), (g) or (h), as the case may be.

*Northern Territory Tourist
Commission Amendment*

"(5) Subject to this Act, the exercise of the powers and the performance of the functions of the Commission are not affected by reason only of there being a vacancy in the office of a member."

6. REPEAL AND SUBSTITUTION

Section 7 of the Principal Act is repealed and the following substituted:

"7. TERM OF OFFICE

"Subject to this Act, an appointed member holds office for such period not exceeding 2 years as is specified in the instrument of appointment."

7. CHAIRMAN

Section 8 of the Principal Act is amended by omitting subsection (1).

8. REPEAL

Section 9 of the Principal Act is repealed.

9. RESIGNATION

Section 11 of the Principal Act is amended by omitting "A member" and substituting "An appointed member".

10. DISMISSAL

Section 12 of the Principal Act is amended -

- (a) by omitting from subsection (1) "a member of the Commission who is not the Chief Executive Officer" and substituting "an appointed member";
- (b) by inserting in subsection (1) after "incapacity" the words "or in the case of a member appointed under section 6(1)(d), (e), (f), (g) or (h) the nomination of that person is withdrawn"; and
- (c) by omitting from subsection (2) "a member" and substituting "an appointed member".

11. ACTING APPOINTMENTS

Section 13(1) of the Principal Act is amended by omitting "a member of the Commission who is not the Chief Executive Officer" and substituting "an appointed member".

*Northern Territory Tourist
Commission Amendment*

12. MEETINGS OF COMMISSION

Section 15 of the Principal Act is amended -

- (a) by omitting from subsection (1) "a minimum of 6 meetings are convened each year" and substituting "a meeting is held at least once every month except January"; and
- (b) by omitting from subsection (2) "3" and substituting "5".

13. REPEAL

Section 20A of the Principal Act is repealed.

14. REPEAL

Section 20B of the Principal Act is repealed.

15. STAFF

Section 21 of the Principal Act is amended -

- (a) by omitting from subsection (1) "Subject to subsection (2)," and substituting "Subject to this section,";
- (b) by omitting from subsection (1) "a manager of the Commission" and substituting "a chief executive officer, manager";
- (c) by inserting after subsection (1) the following -

"(1A) The Commission shall appoint a person to be chief executive officer only after consultation with the Minister.

"(1B) The remuneration and allowances payable to, and the conditions of service of, the chief executive officer shall be such as are determined by the Commission after consultation and agreement with the Minister.

"(1C) The chief executive officer shall, subject to the control of the Commission, administer the day to day operation of the Commission."; and

- (d) by omitting from subsection (3) "Chief Executive Officer" and substituting "chief executive officer".

*Northern Territory Tourist
Commission Amendment*

16. TERMINATION OF OFFICE OF MEMBERS OF COMMISSION

(1) In this section, "commencement day" means the day on which this Act commences.

(2) A person who holds office as a member of the Northern Territory Tourist Commission under the Principal Act as in force before the commencement day shall cease to hold office on the commencement day but, subject to the Principal Act as amended by this Act, is eligible for re-appointment.
