



# NORTHERN TERRITORY OF AUSTRALIA

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No. 43 of 1990

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## AN ACT

to amend the *Legal Practitioners Act*

[Assented to 23 August 1990]

**B**E 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 *Legal Practitioners Amendment Act (No. 2) 1990*.

2. COMMENCEMENT

This Act shall come into operation on 1 September 1990.

3. PRINCIPAL ACT

The *Legal Practitioners Act* is in this Act referred to as the Principal Act.

4. ADMISSION AS LEGAL PRACTITIONERS

(1) Section 11(1) of the Principal Act is amended by omitting paragraph (a) and substituting the following:

"(a) he has been admitted to the degree of Bachelor of Laws at a university located in the Northern Territory and satisfies the Admission Board that he is competent in relation to the prescribed subjects;

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"(aa) he has been admitted to the degree of Bachelor of Laws at an Australian university approved by the Admission Board (other than a university referred to in paragraph (a)) and satisfies the Admission Board that he has an adequate knowledge of accounts and legal ethics;"

(2) The amendment effected by subsection (1) does not apply to or in relation to a person who entered into articles of clerkship before 1 September 1990 which were in force on that date and the Principal Act, as in force immediately before that date, continues to apply to and in relation to such a person, in relation to those articles of clerkship, as if the amendment had not been made.

5. PRACTISING CERTIFICATES NOT TO BE ISSUED UNLESS CERTAIN EXAMINATIONS TAKEN

Section 26 of the Principal Act is amended by omitting "An unrestricted practising certificate" and substituting "A practising certificate".

6. MEANING OF PROFESSIONAL MISCONDUCT

Section 45 of the Principal Act is amended by omitting from subsection (2)(a)(ii) "for the time being approved by the Attorney-General" and substituting "approved by the Chief Justice".

7. REPEAL AND SUBSTITUTION

Section 141 of the Principal Act is repealed and the following substituted:

"141. REGULATIONS

"The Administrator may make regulations, not inconsistent with this Act, prescribing matters -

- (a) required or permitted by this Act to be prescribed; or
- (b) necessary or convenient to be prescribed for carrying out or giving effect to this Act,

and in particular -

- (c) on the recommendation of the Admission Board, prescribing subjects for the purposes of section 11(1)(a); and
- (d) prescribing matters for or in relation to -

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- (i) the manner in which legal practitioners shall deal with trust moneys; and
  - (ii) the manner in which an audit of trust moneys shall be carried out."
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