



NORTHERN TERRITORY OF AUSTRALIA

No. 5 of 1990

AN ACT

to amend the *Summary Offences Act*

[Assented to 2 April 1990]

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 *Summary Offences Amendment Act 1990*.

2. REPEAL AND SUBSTITUTION

The *Summary Offences Act* is amended by repealing section 61 and substituting the following:

"61. PERSONS SUSPECTED OF HAVING STOLEN GOODS

"(1) In this section -

'personal property' includes money in cash or cheque form, or deposited in a bank account, credit union account, building society account or other account;

'premises' includes a structure, building, vehicle, vessel, aircraft, hovercraft, land or place.

"(2) A person who -

(a) has in that person's custody any personal property;

(b) has in the custody of another person any personal property;

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- (c) has in or on any premises any personal property;
or
- (d) gives any personal property to a person who is
not lawfully entitled to it,

being personal property which, at any time before the making of a charge for an offence against this section in respect of the personal property, is reasonably suspected of having been stolen or otherwise unlawfully obtained, is guilty of an offence.

Penalty: \$2,000 or imprisonment for 12 months.

"(3) It is a defence to a charge for an offence against subsection (2) if the defendant gives to the court a satisfactory account as to how the defendant obtained the personal property referred to in the charge."
