



NORTHERN TERRITORY OF AUSTRALIA

No. 22 of 1989

AN ACT

to amend the *National Crime Authority
(Territory Provisions) Act*

[Assented to 15 June 1989]

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 *National Crime Authority (Territory Provisions) Amendment Act 1989*.

2. PRINCIPAL ACT

The *National Crime Authority (Territory Provisions) Act* is in this Act referred to as the Principal Act.

3. HEARING

Section 16(7) of the Principal Act is amended by omitting "counsel assisting the Authority in relation to the matter that is the subject of the hearing".

4. WARRANT OF ARREST OF WITNESS

Section 20 of the Principal Act is amended -

(a) by omitting subsection (1) and substituting the following:

"(1) Where, on application by or on behalf of the Authority, a Judge of the Federal Court sitting in chambers is satisfied by evidence on oath that there are reasonable grounds to believe that a person -

*National Crime Authority (Territory
Provisions) Amendment*

- (a) who has been ordered, under section 15, to deliver his or her passport to the Authority, whether or not the person has complied with the order, is nevertheless likely to leave Australia for the purpose of avoiding giving evidence before the Authority; or
- (b) in relation to whom a summons has been issued under section 17(1). -
 - (i) has absconded or is likely to abscond; or
 - (ii) is otherwise attempting, or is otherwise likely to attempt, to evade service of the summons,

the Judge may issue a warrant for the apprehension of the person."; and

- (b) by inserting after subsection (2) the following:

"(2A) The warrant may be executed notwithstanding that it is not at the time in the possession of the person executing it.".

5. **SECRECY**

Section 31(4) of the Principal Act is amended by inserting after the definition of "court" the following:

"'member of the staff of the Authority' means a person -

- (a) referred to in the definition of 'member of the staff of the Authority' in subsection 4(1) of the Commonwealth Act; or
- (b) who assists, or performs services for or on behalf of, a legal practitioner appointed under section 50 of the Commonwealth Act in the performance of the legal practitioner's duties as counsel to the Authority;".

6. **REPEAL**

Section 34 of the *National Crime Authority (Territory Provisions) Act* is repealed.
