



NORTHERN TERRITORY OF AUSTRALIA

No. 59 of 1987

AN ACT

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

[Assented to 31 December, 1987]

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 (No. 2) 1987*.

2. AMENDMENT OF *LAND AND BUSINESS AGENTS ACT*

(1) Section 5(1) of the *Land and Business Agents Act* is amended by omitting from the definitions of "company" and "registered company auditor" the words "the *Companies Act*" and substituting "section 5 of the *Companies (Northern Territory) Code*".

(2) Subsection (1) shall be deemed to have come into operation on 1 July 1986.

3. AMENDMENT OF *FOOD ACT*

(1) Section 56(3) of the *Food Act* is amended -

(a) by omitting from paragraph (a) "; or" and substituting ";; and

(b) by inserting after paragraph (a) the following:

Statute Law Revision (No. 2)

"(aa) determined by the National Health and Medical Research Council and approved by the National Food Standards Council, as published in the *Commonwealth Gazette* at a particular time or as published from time to time; or".

(2) Subsection (1) shall come into operation or be deemed to have come into operation, as the case may be, on the commencement of the *Food Act 1986*.

4. AMENDMENT OF THE *LOCAL GOVERNMENT ACT*

Section 212 of the *Local Government Act* is amended by inserting after paragraph (a) the following:

"(aa) a notice of infringement issued may, notwithstanding section 211(4)(a), be addressed to the person who is the owner of the motor vehicle or is apparently in charge of it by the person's name or, if the name is not known when the notice of infringement is being made out, by the person's designation as owner of the motor vehicle or person apparently in charge of it, as the case may be, identifying the motor vehicle by the number plate affixed to it or, where there is no number plate, by other sufficient description;".

5. REVISION OF ACT

The provisions of the Acts specified in Schedule 1 are amended as provided in that Schedule.

6. REVISION OF REGULATIONS

(1) The provisions of the Regulations specified in Schedule 2 are amended as provided in that Schedule.

(2) A provision amended as provided in Schedule 2 may be further amended by Regulations, Rules or By-laws, as the case may be, as if the amendments effected by this Act were duly made by Regulations, Rules or By-laws.

Statute Law Revision (No. 2)

SCHEDULE 1

Section 5

AMENDMENTS TO ACTS

Provision	Amendment	
	omit	substitute
<i>Cobourg Peninsula Aboriginal Land and Sanctuary Act</i>		
Section 28(3)	"sub-section (1)"	"subsection (2)"
<i>Companies (Administration) Act</i>		
Section 15(9)	the whole subsection	
<i>Darwin Port Authority Act</i>		
Schedule 1	"Northern Territory Electricity Commission estab- lished under the <i>Electricity Commission Act</i> "	"Power and Water Authority established by the <i>Power and Water Authority Act</i> "
<i>Electrical Workers and Contractors Act</i>		
Section 4 (definition of "approved")	the whole definition	"'approved' means approved by the Board; 'Authority' means the Power and Water Authority established by the <i>Power and Water Authority Act</i> ;"
Section 4 (definition of "Commission")	the whole definition	
Section 4 (definition of "electrical installation")	"Commissioner or the holder of a licence under the <i>Electricity Commission Act</i> "	"Authority or a licensee under the <i>Electricity Act</i> "

Statute Law Revision (No. 2)

Provision	Amendment	
	omit	substitute
Section 4 (definition of "employee")	the whole definition	"'employee' has the same meaning as in the <i>Electricity Act</i> ;"
Section 4 (definition of "inspector")	the whole definition	"'inspector' means an inspector appointed under the <i>Electricity Act</i> ;"
Section 9(1)(a) and (2)	"within the meaning of the <i>Electricity Commission Act</i> "	
Section 42A(2)	" <i>Vocational Training Commission Act</i> "	" <i>Industry and Employment Training Act</i> "
Section 43(1)(b) and (h)	" <i>Electricity Commission Act</i> "	" <i>Power and Water Authority Act</i> "
Section 43(2)(f)	" <i>Electricity Commission Act</i> "	" <i>Power and Water Authority Act</i> "
Sections 4, 15(2), 17(2), 17A(1) and (2), 17C(c) and (e), 42(1) and (2), 43(1)(c) and (g) and (2)(e)	"Commission" (wherever occurring)	"Authority"
<i>Essential Goods and Services Act</i>		
Section 2 (definition of "service")	" <i>Electricity Commission Act</i> "	" <i>Electricity Act</i> or the <i>Power and Water Authority Act</i> "
<i>Firearms Act</i>		
Section 6(4)(a)	" <i>Electricity Commission Act</i> "	" <i>Electricity Act</i> "
<i>Juries Act</i>		
Sixth Schedule	the form of oath headed "OATH BY JUROR IMPANELLED TO TRY WHETHER THE PRISONER IS INCAPABLE OF PLEADING TO THE INDICTMENT"	

Statute Law Revision (No. 2)

Provision	Amendment	
	omit	substitute
<i>Licensed Surveyors Act</i>		
Section 49(4)	"sub-section (2)"	"subsection (3)"
<i>Magistrates Act</i>		
Section 4(1)(b)	"determines"	"thinks fit"
Section 4(1A)	the whole subsection	
<i>Magistrates Ordinance 1978</i>		
Section 4(2)	the whole subsection	
<i>Planning Act</i>		
Section 84	"section 49(2)"	"section 49"
Section 99(1)	"Northern Territory Electricity Commission established under the <i>Electricity Commission Act</i> "	"Power and Water Authority established under the <i>Power and Water Authority Act</i> "
Section 99(2)	"section 49(2)"	"section 49"
Section 101(2)	"section 49(2)"	"section 49"
<i>Registration of Births, Deaths and Marriages Act</i>		
Section 13A(1)	"the <i>Social Welfare Act</i> "	"the <i>Community Welfare Act</i> "
<i>Remuneration Tribunal Act</i>		
Section 9(1)	", subject to section 9A,"	
<i>Unit Titles Act</i>		
Section 21D(a)	"subdivision or consolidation"	"subdivision, consolidation or conversion"

Statute Law Revision (No. 2)

SCHEDULE 2

Section 6

AMENDMENTS TO REGULATIONS, RULES AND BY-LAWS

Provision	Amendment	
	omit	substitute
Adoption of Children Regulations		
Regulation 4(1) definition of "adoption list"	"the Director" (twice occurring)	"the Minister"
definition of "the Master"	"appointed in pursuance of section 31 of the <i>Northern Territory Supreme Court Act 1961</i> "	"of the Supreme Court"
definition of "the Ordinance"	the whole definition	
Regulation 7(a)	"the Director"	"the Minister"
Regulation 8(6)	" <i>Matrimonial Causes Act 1959-1965</i> "	" <i>Family Law Act 1975</i> of the Commonwealth"
First Schedule Form 1	"the Director"	"the Minister"
Construction Safety Rules		
Rule 70(2)	"Northern Territory Electricity Commission estab- lished under the <i>Electricity Commission Act</i> "	"Power and Water Authority established by the <i>Power and Water Authority Act</i> "
Rules 93(5), 166, 181(3), 185(b), 188(2), 206 and 237(2)	"Northern Territory Electricity Commission"	"Power and Water Authority established by the <i>Power and Water Authority Act</i> "

Statute Law Revision (No. 2)

Provision	Amendment	
	omit	substitute
Crown Lands Regulations		
Regulation 116	the whole regulation	"116. PRESCRIBED STATUTORY PUBLIC AUTHORITY "The Power and Water Authority established by the <i>Power and Water Authority Act</i> is a prescribed statutory public authority for the purposes of section 36D of the <i>Crown Lands Act</i> ."
Electrical Workers and Contractors Regulations		
Regulation 4 (definition of "College")	"Darwin Community College"	"Darwin Institute of Technology continued in existence by the <i>Advanced Education and Darwin Institute of Technology Act</i> "
Regulation 25	"the Darwin Community College and Community College of Central Australia"	"a College"
Schedule 3 Form 5	"Companies Act"	"Companies (Northern Territory) Code"
Regulations 5(b)(i), 6(b)(i), 7(b)(i), 9(1)(b)(i)(A), 10(a)(i), 11(2)(b)(i) and 12(2)(b)(i)	"Vocational Training Commission Act"	"Industry and Employment Training Act"
Inspection of Machinery Regulations		
Regulation 35	"Northern Territory Electricity Commission"	"Power and Water Authority established by the <i>Power and Water Authority Act</i> "

Statute Law Revision (No. 2)

Provision	Amendment	
	omit	substitute
Motor Vehicles (Hire Car) Regulations		
Regulation 30(3)	"other than at a taxi rank for a period of not more than 30 minutes, except"	"other than at a taxi rank, for a period of not more than 30 minutes except"
Northern Territory Building Code		
Regulation 8.1(2)(g) and 54.4(5)	"the Commission within the meaning of the <i>Electricity Commission Act</i> "	"the Power and Water Authority established by the <i>Power and Water Authority Act</i> "
Territory Wildlife Regulations		
Schedule 1	the whole schedule	
The Mall By-laws		
By-law 2 (definition of "service vehicle")	"N.T. Electricity Commission"	"Power and Water Authority established under the <i>Power and Water Authority Act</i> "