



NORTHERN TERRITORY OF AUSTRALIA

No. 66 of 1986

AN ACT

to amend the *National Trust (Northern Territory) Act*

[Assented to 19 December 1986]

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 Trust (Northern Territory) Amendment Act 1986*.

2. COMMENCEMENT

(1) Sections 1, 2, 3, 4(c) and 8 to 11 inclusive shall come into operation on the date on which the Administrator's assent to this Act is declared.

(2) The remaining provisions of this Act shall come into operation on a date to be fixed by the Administrator by notice in the *Gazette*.

3. PRINCIPAL ACT

The *National Trust (Northern Territory) Act* is in this Act referred to as the Principal Act.

4. DEFINITIONS

Section 2 of the Principal Act is amended -

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

"'branch' and 'branch committee' mean respectively a branch of the Trust constituted by the Council under section 7(1) and a committee established for a branch pursuant to section 7(3);";

National Trust (Northern Territory) Amendment

(b) by omitting the definitions of "Northern Region", "regional committee" and "Southern Region"; and

(c) by omitting from the definition of "rules" all words after "Trust" and substituting "made by the Council under section 14;".

5. REPLACEMENT OF REGIONAL ORGANIZATION BY LOCAL BRANCHES

Sections 7 and 8 of the Principal Act are repealed and the following substituted:

"7. BRANCHES AND BRANCH COMMITTEES

"(1) The Council may from time to time resolve that the members of the Trust for the time being resident in or otherwise connected with a specified area shall constitute a branch of the Trust.

"(2) A resolution under subsection (1) shall specify the name of the branch and the matters for which it is to be responsible.

"(3) The affairs of a branch shall be conducted by a branch committee, and rules -

(a) shall make provision as to the composition and powers of branch committees and with respect to the finances of branches and their management;

(b) without limiting the generality of section 14, may contain provision with respect to any matter incidental or ancillary to a matter specified in paragraph (a) or otherwise relating to the functioning of branch committees; and

(c) may relate, in respect of any matter, to all branches or to a particular branch or particular branches.

"(4) The number of branches constituted by virtue of this section shall not exceed 18 at any one time."

6. FINANCIAL YEAR OF REGIONAL COMMITTEES

Section 9 of the Principal Act is amended -

(a) by omitting "regional" (wherever occurring) and substituting "branch"; and

(b) by omitting from subsection (2) "Trust activities in its region" and substituting "activities of the branch".

National Trust (Northern Territory) Amendment

7. COUNCIL OF THE TRUST

Section 10 of the Principal Act is amended -

- (a) by omitting from subsection (1) "constituted in accordance with the rules"; and
- (b) by omitting subsections (2) to (5) inclusive and substituting the following:

"(2) The Council shall consist of such number of members not exceeding 18 as is specified in the rules.

"(3) Members of the Council shall be elected by members of the Trust in accordance with the rules, and shall hold office as thereby provided.

"(4) The rules shall secure that one member of the Council is elected by each branch.

"(5) The members of the Council shall elect annually one of their number to be President of the Trust, and the President shall also be chairman of the Council."

8. POWER OF COUNCIL TO MAKE BY-LAWS

Section 13 of the Principal Act is amended by omitting subsection (3).

9. REPEAL AND SUBSTITUTION

Section 14 of the Principal Act is repealed and the following substituted:

"14. RULES

"(1) The Council may make rules, not inconsistent with this Act -

- (a) with respect to any matter for which rules are required or permitted to provide by any of the preceding provisions of this Act; or
- (b) regulating in any other respect the membership, affairs, business or management of the Trust.

"(2) For the making of a rule under this section, the agreement is required of members of the Council totalling two-thirds at least of the number of members constituting a full Council."

10. REPEAL

The Schedule to the Principal Act is repealed.

National Trust (Northern Territory) Amendment

11. SAVING

Notwithstanding the repeals effected by sections 9 and 10, the rules of the Trust in force immediately before the day on which those sections come into operation shall have effect as from that day as if they had been made by the Council under section 14 of the Principal Act as in force from that day, and may be varied or revoked accordingly.
