



# NORTHERN TERRITORY OF AUSTRALIA

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No. 18 of 1986

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## AN ACT

to make amendments to certain Acts as a consequence  
of the Territory becoming a party to the National  
Companies and Securities Scheme

[Assented to 30 June 1986]

**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 *Companies and Securities*  
(*Consequential Amendments*) Act 1986.

### 2. COMMENCEMENT

This Act shall come into operation on 1 July 1986.

### 3. AMENDMENTS

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

*Companies and Securities (Consequential Amendments)*

SCHEDULE

Section 3

PART I

Provision	Amendment	
	omit	substitute
<i>Annual Leave Act</i>		
Section 7(7)	"section 6 of the <i>Companies Act</i> "	"section 7(5) of the <i>Companies (Northern Territory) Code</i> "
<i>Architects Act</i>		
Section 13(1)(b)	" <i>Companies Act</i> "	" <i>Companies (Northern Territory) Code</i> "
<i>Associations Incorporation Act</i>		
Section 4(1)	"'the Registrar' has the same meaning as in the <i>Companies Act</i> "	"'the Registrar' means the Commissioner for Corporate Affairs appointed under the <i>Companies (Administration) Act</i> "
	from the definition of "unauthorized name" the words "Minister has, under section 22 of the <i>Companies Act</i> , directed the Registrar"	"Ministerial Council has, under section 38 of the <i>Companies (Northern Territory) Code</i> directed the National Companies and Securities Commission"
Section 20	" <i>Companies Act</i> " (wherever occurring)	" <i>Companies (Northern Territory) Code</i> "
Section 25C(2)	" <i>Companies Act</i> "	" <i>Companies (Northern Territory) Code</i> "
Section 25AI(2) (b)	"section 9 of the <i>Companies Act</i> "	"section 18 of the <i>Companies (Northern Territory) Code</i> "
Section 25AR	" <i>Companies Act</i> " (wherever occurring)	" <i>Companies (Northern Territory) Code</i> "

*Companies and Securities (Consequential Amendments)*

Schedule - continued

Provision	Amendment	
	omit	substitute
<i>Building Societies Act</i>		
Section 33(1)(a)	"Companies Act"	"Companies (Northern Territory) Code"
Section 38(2)(b) (v)	"section 38(7)(b) of the Companies Act"	"section 97(7)(b) of the Companies (Northern Territory) Code"
Sections 64(4) 69(3), 70 and 72	"Companies Act"	"Companies (Northern Territory) Code"
Section 72(2)	"Registrar of Companies"	"Commissioner for Corporate Affairs"
Sections 73(2) and 74	"Companies Act"	"Companies (Northern Territory) Code"
<i>Bushfires Act</i>		
Section 25(a)	"section 69C of the Companies Act"	"section 136(1) of the Companies (Northern Territory) Code"
<i>Business Franchise (Tobacco) Act</i>		
Section 3(1)	"Companies Act" (wherever occurring)	"Companies (Northern Territory) Code"
Sections 5(3) and 6	"section 6(5) of the Companies Act"	"section 7(5) of the Companies (Northern Territory) Code"
<i>Business Names Act</i>		
Section 4(1)	from the definition of "corporation" the words "Companies Act"	"Companies (Northern Territory) Code"

*Companies and Securities (Consequential Amendments)*

Schedule - continued

Provision	Amendment	
	omit	substitute
	the definition of "the Registrar"	"the Registrar" means the Commissioner for Corporate Affairs appointed under the <i>Companies</i> (Administration) Act;"
	from the definition of "secretary" the words "Division 3 of Part XI of the <i>Companies Act</i> "	"Divisions 4 and 5 of Part XIII of the <i>Companies (Northern Territory) Code</i> "
Sections 19(1)(d) and 26(2)	" <i>Companies Act</i> "	" <i>Companies (Northern Territory) Code</i> "
<i>Catholic Church in the Northern Territory Act</i>		
Section 23	" <i>Companies Act</i> " (wherever occurring)	" <i>Companies (Northern Territory) Code</i> "
<i>Companies (Trustees and Personal Representatives) Act</i>		
Sections 5, 7(1)(a) and 8(1)	" <i>Companies Act</i> "	" <i>Companies (Northern Territory) Code</i> "
Section 25(15)	"Division 5 of Part IV of the <i>Companies Act</i> "	"Division 6 of Part IV of the <i>Companies (Northern Territory) Code</i> "
Sections 30 and 41(1)(a)	" <i>Companies Act</i> "	" <i>Companies (Northern Territory) Code</i> "
<i>Companies (Unclaimed Assets and Moneys) Act</i>		
Section 5(1)(a)	" <i>Companies Act</i> "	" <i>Companies (Northern Territory) Code</i> "

*Companies and Securities (Consequential Amendments)*

Schedule - continued

Provision	Amendment	
	omit	substitute
	the definition of "the Registrar"	"'the Registrar' means the Commissioner for Corporate Affairs appointed under the <i>Companies</i> (Administration) Act;"
<i>Co-operative Societies Act</i>		
Section 5(1)	"Registrar-General appointed under the <i>Registration Act</i> "	"Commissioner for Corporate Affairs appointed under the <i>Companies</i> (Administration) Act"
Section 59(2)	"Part III of the <i>Companies</i> <i>Ordinance</i> "	"Part III of the <i>Companies (Northern Territory) Code</i> "
Section 59(7)	" <i>Companies Ordinance</i> with respect to the winding up of a company formed or registered under Part III of that <i>Ordinance</i> "	" <i>Companies (Northern Territory) Code</i> with respect to the winding up of a company formed or registered under Part III of that <i>Code</i> "
Section 59(7)(c)	"section 269 of the <i>Companies Ordinance</i> and section 272"	"section 408 of the <i>Companies (Northern Territory) Code</i> and section 411"
	"Ordinance"	"Code"
<i>Credit Unions Act</i>		
Sections 5 and 6	" <i>Companies Act</i> "	" <i>Companies (Northern Territory) Code</i> "
Section 17	"COMPANIES ACT"	"COMPANIES (NORTHERN TERRITORY) CODE"
Section 17(1)	"Divisions 4 and 7 of Part IV of the <i>Companies Act</i> "	"Divisions 5 and 9 of Part IV of the <i>Companies (Northern Territory) Code</i> "

*Companies and Securities (Consequential Amendments)*

Schedule - continued

Provision	Amendment	
	omit	substitute
Section 17(3)	"Part VIII of the <i>Companies Act</i> "	"Part X of the <i>Companies (Northern Territory) Code</i> "
Section 54(1)(e)	"section 38(7)(b) of the <i>Companies Act</i> "	"section 97(7)(b) of the <i>Companies (Northern Territory) Code</i> "
Section 67(2)(c)	"section 122(1)(c) of the <i>Companies Act</i> "	"section 227 of the <i>Companies (Northern Territory) Code</i> "
Section 77(2)	" <i>Companies Act</i> "	" <i>Companies (Northern Territory) Code</i> "
Section 106	"Division 5 of Part X of the <i>Companies Act</i> "	"Division 5 of Part XIII of the <i>Companies (Northern Territory) Code</i> "
Section 107(2)	" <i>Companies Act</i> "	" <i>Companies (Northern Territory) Code</i> "
Section 112(2)	"Part X of the <i>Companies Act</i> "	"Part XII of the <i>Companies (Northern Territory) Code</i> "
Section 113	" <i>Companies Act</i> "	" <i>Companies (Northern Territory) Code</i> "
<i>Energy Pipelines Act</i>		
Section 43(2)(b) (iii)	"section 6(5) of the <i>Companies Act</i> "	"section 7(5) of the <i>Companies (Northern Territory) Code</i> "
<i>Energy Resource Consumption Levy Act</i>		
Section 4(1)	"section 6(5) of the <i>Companies Act</i> "	"section 7(5) of the <i>Companies (Northern Territory) Code</i> "
Section 4(4)	"section 6(5) of the <i>Companies Act</i> "	"section 7(5) of the <i>Companies (Northern Territory) Code</i> "

*Companies and Securities (Consequential Amendments)*

Schedule - continued

Provision	Amendment	
	omit	substitute
Section 4(7)	"Companies Act"	"Companies (Northern Territory) Code"
<i>Federal Hotels Casinos (Compensation) Act</i>		
Sections 3 and 40	"Companies Act"	"Companies (Northern Territory) Code"
<i>Financial Administration and Audit Act</i>		
Section 69(2)(a)	"Companies Act"	"Companies (Northern Territory) Code"
<i>Hospital Management Boards Act</i>		
Section 14(a)	"section 69C of the Companies Act"	"section 136(1) of the Companies (Northern Territory) Code"
<i>Lands Acquisition Act</i>		
Section 13(a)	"section 69C of the Companies Act"	"section 136(1) of the Companies (Northern Territory) Code"
Section 13(b)	"section 6A of that Act"	"section 8 of that Code"
<i>Legal Practitioners Act</i>		
Sections 68(1)(a), 68(2)(a), 75(2), 84(1) and 89(2)	"Companies Act"	"Companies (Northern Territory) Code"
<i>Local Government Act</i>		
Section 164(2)(b)	"Companies Act"	"Companies (Northern Territory) Code"

*Companies and Securities (Consequential Amendments)*

Schedule - continued

Provision	Amendment	
	omit	substitute
<i>Long Service Leave Act</i>		
Section 12(7)	"section 6 of the <i>Companies Act</i> "	"section 7(5) of the <i>Companies (Northern Territory) Code</i> "
<i>Marketable Securities Act</i>		
Section 4(1)	"Division 5 of Part . IV of the <i>Companies Act</i> "	"Division 6 of Part IV of the <i>Companies (Northern Territory) Code</i> "
Section 4(2)	"section 5 of the <i>Companies Act</i> "	"section 5 of the <i>Companies (Northern Territory) Code</i> "
Section 5(a)	"section 95 of the <i>Companies Act</i> "	"section 183 of the <i>Companies (Northern Territory) Code</i> "
<i>Medical Practitioners Registration Act</i>		
Section 42C	" <i>Companies Act</i> " (wherever occurring)	" <i>Companies (Northern Territory) Code</i> "
<i>Motor Vehicles Dealers Act</i>		
Section 3(2)(c) (ii)	" <i>Companies Act</i> "	" <i>Companies (Northern Territory) Code</i> "
<i>National Trust (Northern Territory) Act</i>		
Section 13(2)(g)	" <i>Companies Act</i> " (wherever occurring)	" <i>Companies (Northern Territory) Code</i> "
<i>Pawnbrokers Act</i>		
Section 5	" <i>Companies Act</i> " (wherever occurring)	" <i>Companies (Northern Territory) Code</i> "



*Companies and Securities (Consequential Amendments)*

Schedule - continued

Provision	Amendment	
	omit	substitute
<i>Pay-roll Tax Act</i>		
Section 3(1)	"section 5(1) of the <i>Companies Act</i> "	"section 5(1) of the <i>Companies (Northern Territory) Code</i> "
Sections 17B, 17D(4) and 17H(2)	"section 6(5) of the <i>Companies Act</i> "	"section 7(5) of the <i>Companies (Northern Territory) Code</i> "
<i>Petroleum (Submerged Lands) Act</i>		
Section 92(5)(a)	" <i>Companies Act</i> "	" <i>Companies (Northern Territory) Code</i> "
<i>Planning Act</i>		
Sections 24(a) and 127(a)	"section 69C of the <i>Companies Act</i> "	"section 136(1) of the <i>Companies (Northern Territory) Code</i> "
<i>Public Trustee Act</i>		
Section 67A(4)	"Registrar of Companies by a provision of the <i>Companies Act</i> "	"Commissioner for Corporate Affairs by a provision of the <i>Companies (Northern Territory) Code</i> "
<i>Soil Conservation and Land Utilization Act</i>		
Section 44(2)	" <i>Companies Ordinance</i> "	" <i>Companies (Northern Territory) Code</i> "
<i>Taxation (Administration) Act</i>		
Section 44A(5)	" <i>Companies Act</i> "	" <i>Companies (Northern Territory) Code</i> "
<i>Territory Insurance Office Act</i>		
Sections 27(1) and 28	" <i>Companies Act</i> "	" <i>Companies (Northern Territory) Code</i> "

*Companies and Securities (Consequential Amendments)*

Schedule - continued

Provisions	Amendment	
	omit	substitute
<i>Trustee Act</i>		
Section 4(g)	"section 38 of the <i>Companies Ordinance</i> "	"section 97 of the <i>Companies (Northern Territory) Code</i> "
<i>Unit Titles Act</i>		
Section 31	" <i>Companies Ordinance</i> " (wherever occurring)	" <i>Companies (Northern Territory) Code</i> "
<i>Vocational Training Commission Act</i>		
Section 21(a)	"section 69C of the <i>Companies Act</i> "	"section 136(1) of the <i>Companies (Northern Territory) Code</i> "
Section 21(b)	"section 6A"	"section 8"
<i>Yulara Tourist Village Management Act</i>		
Section 3(2)	" <i>Companies Act</i> "	" <i>Companies (Northern Territory) Code</i> "

PART II

*Mining Assistance Act*

Section 5                      Insert at the end of the definition of  
"company" the words "or *Companies*  
(*Northern Territory) Code*".

*Pay-roll Tax Act*

Section 26(7)(b)              Insert at the end "or the *Companies*  
(*Northern Territory) Code*".