

NORTHERN TERRITORY OF AUSTRALIA

STATUTE LAW REVISION ACT 1984

No. 28 of 1984

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NORTHERN TERRITORY OF AUSTRALIA

No. 28 of 1984

AN ACT

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

[Assented to 20 July 1984]

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 1984*.

2. REPEAL

(1) The Motor Vehicles (Third Party Insurance) Regulations, comprising the Regulations specified in Schedule 1, made under the *Motor Vehicles Act*, are repealed.

(2) The Inflammable Matters Regulations (comprising Regulation No. 16 of 1958 and Regulation No. 14 of 1963) and the Fire Hazards Regulations (comprising Regulation No. 14 of 1962 and Regulation No. 18 of 1963), both made under the *Fire Brigades Act* as then in force, are repealed.

3. STATUTE LAW REVISION

The provisions of the Acts specified in Schedule 2 are amended as provided for in that Schedule.

Statute Law Revision

SCHEDULE 1

Section 2

MOTOR VEHICLES (THIRD PARTY INSURANCE) REGULATIONS

1953, No. 8
1956, No. 1
1956, No. 20
1957, No. 21
1965, No. 22
1967, No. 9
1969, No. 2
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SCHEDULE 2

Section 3

AMENDMENTS

Provision	Amendment	
	omit	substitute
<i>Aboriginal Land Act</i>		
Section 12(3)	"referred to it"	"referred to him"
<i>Bail Act</i>		
Section 24(1) (c)(iv)	"Child Welfare Act, the likelihood of injury or danger being caused to the child"	"Community Welfare Act, or a juvenile within the meaning of the <i>Juvenile Justice Act</i> , the likelihood of injury or danger being caused to the child or juvenile"
<i>Building Act</i>		
Section 54(4)	"not"	
<i>Community Welfare Act</i>		
Section 10(b)	"section 59"	"section 62"

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Provision	Amendment	
	omit	substitute
<i>Control of Roads Act</i>		
Section 7	"All roads"	"Subject to section 99 of the <i>Planning Act</i> , all roads"
<i>Dangerous Goods Act</i>		
Section 11(5)(a)(ii)	"the address of the"	"the address of the premises"
<i>Juvenile Justice Act</i>		
Section 53(1)	"thinks fit,"	"thinks fit, whether or not it proceeds to conviction,"
Section 58(2)(a)	"made under"	"made under or for the purposes of"
Section 58(2)(b)	the whole paragraph	"(b) shall be heard by a single Judge. "(3) Subject to the rules, if any, made under or for the purposes of this Act, the provisions of the <i>Justices Act</i> relating to appeals from the Court of Summary Jurisdiction shall apply, so far as they are applicable, to an appeal under sub-section (1)."
Section 60	"a juvenile"	"a juvenile or the proceedings"
<i>Local Government Act</i>		
Section 306	", all roads"	"but subject to section 99 of the <i>Planning Act</i> , all roads"

Statute Law Revision

Provision	Amendment	
	omit	substitute
Section 307(1)	the whole sub-section	"(1) The Minister may, by notice in the <i>Gazette</i> , declare that a road within the boundaries of a municipality (other than a road vested under section 99 of the <i>Planning Act</i> in a service authority within the meaning of that section) is vested in the Territory and is under the care, control and management of the appropriate minister and, on the publication in the <i>Gazette</i> of that notice, the road is so vested and under that control accordingly."
<i>Police Administration Act</i>		
Section 16A	"16A. ISSUE OF COMMISSION"	"16AA. ISSUE OF COMMISSION"
Section 86(1)(b) and (2)(b)	"not less than 14"	"not more than 14"
Section 120(4)	"IV of the <i>Criminal Law Consolidation Act</i> "	"VII of the <i>Criminal Code Act</i> , Part IV of the <i>Criminal Law Consolidation Act</i> , as in force at any time during that period,"
Section 166A	"166A. MEDICAL EXAMINATIONS"	"166AA. MEDICAL EXAMINATIONS"

Statute Law Revision

Provision	Amendment	
	omit	substitute
<i>Prisons (Correc- tional Services) Act</i>		
Section 21	the whole section	<p data-bbox="806 519 1153 542">"21. JUVENILE PRISONERS</p> <p data-bbox="806 571 1184 1373">"(1) Where the Minister is satisfied that adequate facilities exist in a detention centre, within the meaning of the <i>Juvenile Justice Act</i>, for the custody and control of a prisoner who is under the age of 17 years and that the prisoner, because of his age, should serve his sentence or part of his sentence in that detention centre rather than in a prison, the Minister may, by notice in writing to the Director, direct the transfer of that prisoner from a prison or other place of detention to that detention centre, there to be held on such terms and conditions as are specified in the notice, and the Director shall transfer the prisoner to that detention centre accordingly.</p> <p data-bbox="806 1402 1153 1570">"(2) In relation to a prisoner transferred pursuant to sub-section (1) to a detention centre, that detention centre shall be deemed to be a prison.</p>

Statute Law Revision

Provision	Amendment
omit	substitute
<i>Racing and Betting Act</i>	<p>"(3) Where a prisoner attains the age of 17 years while being held pursuant to a notice under sub-section (1) in a detention centre, the Director shall transfer that prisoner from the detention centre to a prison, there to serve the unexpired portion of the term of his sentence."</p>
Section 145A	the whole section
	"145A. REGULATORY OFFENCES
	<p>"(1) An offence of contravening or failing to comply with -</p>
	<p>(a) subject to sub-section (2), section 27, 29, 32, 40 or 46(8); or</p>
	<p>(b) section 36(6), 79(c), (d), (e), (j) or (k), 81, 98(4), 101, 103(3), (4) or (5), 106(1) or (2), 107 or 117,</p>
	<p>is a regulatory offence.</p>
	<p>"(2) Sub-section (1)(a) does not apply to a person referred to in section 142(1) who was unknowingly concerned in or party to the commission of the offence."</p>

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Provision	Amendment	
	omit	substitute
<i>Road Safety Council Act</i>		
Long title and sections 1, 2, 3, 12(1), 14, 19(1), (3) and 20	"Ordinance" (wherever occurring)	"Act"
<i>Traffic Act</i>		
Section 55A	"55A. APPEALS AGAINST CONVICTIONS, CANCELLATIONS, &c."	"55AA. APPEALS AGAINST CONVICTIONS, CANCELLATIONS, &c."
<i>Veterinary Surgeons Act</i>		
Section 4	"'Registrar' means the person appointed to be Registrar under this Act;"	"'Court' means the Supreme Court; 'Registrar' means the person appointed to be the Registrar under this Act;"
<i>Water Supply and Sewerage Act</i>		
Section 16(6)	"under the <i>Town Planning Act</i> "	", or the equivalent of such a zoning, under the <i>Planning Act</i> "
<i>Weights and Measures Act</i>		
Section 3(2)	"the provisions of" "the Ordinance" (second and last occurring)	"Act"
Section 3(4)	"Ordinance" (second occurring)	"Act"

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Provision	Amendment	
	omit	substitute
Section 4(1)	"Ordinance" (first occurring)	"Act"
- definition of "Commonwealth Act"	"1960"	"1960 of the Commonwealth"
- definitions of "inspection", "Inspector", "Superintendent", "verification certificate" and "verification stamp"	"Ordinance"	"Act"
Section 6(1)	"Northern"	
Section 8(1), (2) and (4)	"published"	
Sections 12(1) and 13(1)(b)	"the provisions of this Ordinance"	"this Act"
Section 14(3)	"500 dollars"	"\$500"
Section 15(3) and (4)	"the provisions of this Ordinance"	"this Act"
Section 17	"500 dollars"	"\$500"
	"1,000 dollars"	"\$1,000"
Section 18(1) and (2)	"500 dollars"	"\$500"
Section 19(1)	"500 dollars"	"\$500"
	"1,000 dollars"	"\$1,000"
Section 19(3)	the whole sub-section	"(3) It is not an offence under sub- section (1)(j) to - (a) offer or expose for sale;

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Provision	Amendment	
	omit	substitute
		(b) keep or have in possession for sale;
		(c) agree to sell; or
		(d) authorize, direct, cause, permit or suffer any of the acts referred to in paragraphs (a) to (c) inclusive, in relation to,
		a measuring instrument of a description referred to in that sub-section which is in a state that would enable it to be verified under this Act and the Regulations."
Section 19(4)	"sub-section (1)(j)" (second occurring)	"that sub-section"
Section 20	"500 dollars"	"\$500"
	"1000 dollars"	"\$1,000"
Sections 21, 23(1), (3), (4), (5) and (6)	"500 dollars"	"\$500"
Section 23(4), (5) and (6)	"1,000 dollars"	"\$1,000"
Section 24	"500 dollars"	"\$500"
	"1,000 dollars"	"\$1,000"
Section 26(1)	"the Ordinance"	"this Act"
Section 31	"2,000 dollars"	"\$2,000"
Section 34(o)	"the Ordinance"	"this Act"
Section 34(ai)	"200 dollars"	"\$200"

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Provision	Amendment	
	omit	substitute
Long title and sections 1, 2, 3(5), (6), 5, 7, 8(5), 9, 10(1)(b), 11(1), (2), 12(2), 14(1), 16, 19(1)(a), (b), (c), (g), (h), (4)(b), 25, 26(1), (2), (3), (4), (6), 27, 28(1), (2), (4), 29, 30(1), 31, 32, 33 and 34.	"Ordinance" (wherever occurring)	"Act"