



NORTHERN TERRITORY OF AUSTRALIA

No. 39 of 1983

AN ACT

To amend the *Financial Administration and Audit Act*

[Assented to 3 October 1983]

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 *Financial Administration and Audit Amendment Act 1983*.

2. PRINCIPAL ACT

The *Financial Administration and Audit Act* is in this Act referred to as the Principal Act.

3. DEFINITIONS

Section 3 of the Principal Act is amended by inserting after the definition of "audit" the following:

"'Auditor-General' means the person appointed under section 38 as the Auditor-General, and includes a person appointed under section 38(6) to act as Auditor-General;"

4. APPOINTMENT OF AUDITOR-GENERAL

Section 38 of the Principal Act is amended -

- (a) by omitting from sub-section (2) "of the Northern Territory";
- (b) by inserting after "Administrator" in sub-section (5) "or, in the case of a person appointed under sub-section (6) by the Minister to act as the Auditor-General, may resign his office by writing signed by him and delivered to the Minister";

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(c) by inserting after "the Administrator" in sub-section (6) "or, subject to sub-section (6A), the Minister";

(d) by inserting after sub-section (6) the following:

"(6A) An appointment made under sub-section (6) by the Minister shall be for a period not exceeding 3 months but a person so appointed may be re-appointed to act as Auditor-General for further periods each not exceeding 3 months."; and

(e) by adding at the end the following:

"(8) The validity of anything done by a person acting as Auditor-General in pursuance of an appointment under sub-section (6) shall not be called in question by reason of a defect or irregularity in or in relation to his appointment or on the ground that the occasion for his acting had not arisen or had ceased."

5. REPEAL AND SUBSTITUTION

Section 40 of the Principal Act is repealed and the following substituted:

"40. LEAVE OF ABSENCE OF AUDITOR-GENERAL

"Subject to section 38(3), the Minister may grant leave of absence to the Auditor-General."

6. MISBEHAVIOUR OF AUDITOR-GENERAL

Section 44(c) of the Principal Act is amended by omitting "the Administrator" and substituting "the Minister or under section 38(3)".