



NORTHERN TERRITORY OF AUSTRALIA

No. 24 of 1983

AN ACT

To amend the *Administration and Probate Act*

[Assented to 24 June 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 *Administration and Probate Amendment Act 1983*.

2. PRINCIPAL ACT

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

3. COMMENCEMENT

This Act shall come into operation on a date to be fixed by the Administrator by notice in the *Gazette*.

4. NEW SECTION

The Principal Act is amended by inserting in Part VIII after section 152 the following:

"152A. REGULATIONS

The Administrator may make regulations, not inconsistent with this Act, prescribing all matters required or permitted by this Act to be prescribed, or necessary or convenient to be prescribed for carrying out or giving effect to this Act, and in particular for prescribing -

Administration and Probate Amendment

- (a) the proportion of an estate to which a spouse is entitled;
- (b) the value of an intestate estate for the purpose of determining its distribution in accordance with Schedule 6;
- (c) the proportions payable to persons other than the spouse of an intestate who are entitled to share in the intestate estate; and
- (d) the fees payable in respect of any matter under this Act."

5. REPEAL OF PART IX

Part IX of the Principal Act is repealed.

6. REPEAL OF SCHEDULE 3

Schedule 3 of the Principal Act is repealed.

7. SCHEDULE 6

Schedule 6 to the Principal Act is amended -

- (a) by omitting from item 2 in Part I -
 - (i) in paragraph (a) - "\$10,000" and substituting "the prescribed amount"; and
 - (ii) in paragraph (b) -
 - (A) "\$10,000" and substituting "the prescribed amount"; and
 - (B) "the sum of \$10,000" and substituting "the prescribed sum"; and
- (b) by omitting from item 3 in Part I -
 - (i) in paragraph (a) - "\$50,000" and substituting "the prescribed amount"; and
 - (ii) in paragraph (b) -
 - (A) "\$50,000" and substituting "the prescribed amount"; and
 - (B) "the sum of \$50,000" and substituting "the prescribed sum".