

THE NORTHERN TERRITORY OF AUSTRALIA

No. 5 of 1981

AN ACT

To amend the Construction Safety Act

[Assented to 9 January 1981]

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 Construction Safety Amendment Act 1980.

2. PRINCIPAL ACT

The Construction Safety Act is in this Act referred to as the Principal Act.

3. INTERPRETATION

Section 4 of the Principal Act is amended -

- (a) by omitting from the definition of "constructor" the words "has undertaken to carry out" and substituting "carries out"; and
- (b) by omitting from the definition of "erect" the word "constructing" and substituting "constructing, repairing".

4. PROTECTION OF INSPECTOR, &c.

Section 11 of the Principal Act is amended by omitting "the Inspector personally" and substituting "the Territory, or the Inspector personally,".

5. NEW SECTION

The Principal Act is amended by inserting after section 29 the following section:

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"29A. AVERMENTS

"In any proceedings for an offence against this Act or the Regulations, an averment in the complaint or information that -

- (a) a specified person was, at a specified time, an Inspector of Construction Safety or the Chief Inspector of Construction Safety; or
- (b) a specified person was not, at a specified time, a licensed rigger, licensed scaffolder, licensed dogman or licensed cranechaser,

is evidence of the fact so averred."

6. FURTHER AMENDMENTS

The Principal Act is amended by omitting from each section specified in Column 1 of the Schedule the words specified opposite thereto in Column 2 of the Schedule and substituting therefor the words, if any, specified opposite thereto in Column 3 of the Schedule.

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SCHEDULE

Section 6

Column 1	Column 2	Column 3
Section	Words omitted	Words substituted
6(1)	"Penalty: 400 dollars."	"Penalty: \$2,000."
6(3)	"Penalty: 400 dollars."	"Penalty: \$5,000 plus a further penalty of \$100 in respect of each day during which the refusal or failure to comply continues."
9(4)	"Penalty: 500 dollars."	"Penalty: \$5,000 plus a further penalty of \$100 in respect of each day during which the refusal or failure to comply continues."
10	"Penalty: 400 dollars."	"Penalty: \$2,000."
12(1)	"Penalty: 200 dollars."	"Penalty: \$2,000."
12A(4)	"Penalty: 200 dollars."	"Penalty: \$1,000."
13	"Penalty: 400 dollars."	"Penalty: \$5,000."
14(1)	"Penalty: 200 dollars."	"Penalty: \$2,000."
15	"(1)"	
	"Penalty: 50 dollars."	"Penalty: \$1,000."
17(1)	"Penalty: 400 dollars."	"Penalty: \$2,000."
17(2)	"Penalty: 200 dollars."	"Penalty: \$2,000."

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Column 1	Column 2	Column 3
Section	Words omitted	Words substituted
17(3)	"Penalty: 400 dollars."	"Penalty: \$2,000."
17(4)	"Penalty: 200 dollars."	"Penalty: \$1,000."
18	"Penalty: 400 dollars."	"Penalty: \$2,000."
19(2)	"Penalty for an offence against this section: 400 dollars."	"Penalty: \$2,000."
20	"Penalty: 100 dollars."	"Penalty: \$1,000."
21(5)	"Penalty: 200 dollars."	"Penalty: \$2,000 plus a further penalty of \$100 in respect of each day during which the refusal or failure to comply continues."
22(3)	"Penalty for an offence against this section: 200 dollars."	"Penalty: \$2,000."
23	"Penalty: 200 dollars."	"Penalty: \$2,000."
24	"Penalty: 200 dollars."	"Penalty: \$2,000."
26(3)	" <u>Justices Ordinance</u> "	" <u>Justices Act</u> "
30(1)(e)	"200 dollars"	"\$2,000"
31(2)	"the <u>Interpretation Ordinance</u> and the <u>Regulations</u> <u>Publication Ordinance</u> as if they were"	"the <u>Interpretation Act</u> as if they had been"
32(h)	"200 dollars"	"\$2,000"

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Column 1	Column 2	Column 3
Section	Words omitted	Words substituted
Long title and sections 1, 1A, 2(2), (3), 4, 5, 6(1), 7(2), 8, 9(1), (2), 10(a), (b), (c), 11, 12(1), 13, 14(1), (3)(a), 16, 17(1), (2)(a), (c), (3), (4)(c), 19(1), 20, 21, 22(1), 23, 26(1), 28, 29, 30(1), 31(1), (2) and 32	"Ordinance" (wherever occurring)	"Act"

