

THE NORTHERN TERRITORY OF AUSTRALIA

No. 17 of 1979

AN ACT

To provide for certain Criminal Offences

[Assented to 26 January 1979]

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.(1) This Act may be cited as the Summary Offences Act 1978. Short title
- (2) The Police and Police Offences Act is in this Act referred to as the Principal Act. Commencement
- (3) The Principal Act as amended by this Act may be cited as the Summary Offences Act.
2. This Act shall come into operation on a date to be fixed by the Administrator by notice in the Gazette.
- 3.(1) The Principal Act is amended in accordance with the Schedule.
- (2) Section 47 of the Principal Act is repealed and the following section substituted:
- "47. Every person who is guilty -
- (a) of any riotous, offensive, disorderly or indecent behaviour, or of fighting, or using obscene language, in or within the hearing or view of any person in any road, street, thoroughfare or public place;
- (b) of disturbing the public peace;
- (c) of any riotous, offensive, disorderly or indecent behaviour in any police station;
- (d) of offensive behaviour in or about a dwelling-house, dressing-room, training-shed or club-house;
- (e) of unreasonably causing substantial annoyance to another person; or
- Offensive, &c.,
conduct

Summary Offences

(f) of unreasonably disrupting the privacy of another person,

shall be guilty of an offence.

Penalty: \$200."

Repeal and savings

4.(1) The Principal Act is amended by omitting Parts II, IIA, III, IV, V and IX.

(2) Section 3 of the Police Administration Act is incorporated with and forms part of this Act.

5. The Principal Act is amended by inserting after section 73 the following section:

Facilitation of proof

"73A. In any proceedings for an offence against this Act, the allegation in the information or complaint that any place is within a part of the Territory to which a proclamation under section 73 applies shall, in the absence of proof to the contrary, be sufficient proof that that place is within that part of the Territory."

Schedules

6. The Principal Act is amended by omitting the First and Second Schedules.

Long title

7. The Principal Act is amended by omitting the long title and inserting:

"To provide for certain Criminal Offences".

Summary Offences

SCHEDULE

Section 3(1)

The sections listed in Column 1 of the following table are amended as set out in that table:

Column 1 Section	Column 2 Omit	Column 3 Insert
5. definition of "Commissioner"	omit	"Commissioner" means the Commissioner of Police appointed under the <u>Police Administration Act</u> ;
definition of "Police Cadet"	omit	
definition of "the public"	omit	"the public" in relation to - (a) land that is included in a reserve within the meaning of the <u>Social Welfare Act</u> - means those persons who are not prohibited by or under section 17 or 18 of that Act from entering or remaining on such land; and (b) aboriginal land to which the <u>Aboriginal Land Rights (Northern Territory) Act 1976</u> of the Commonwealth applies - means those persons who are not prohibited by or under the provisions of that Act from entering or remaining on such land.
62(1)(c)	6 months	12 months, or both

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