

THE NORTHERN TERRITORY OF AUSTRALIA

No. 1 of 1980

AN ACT

Relating to the transfer to the Northern Territory of
certain executive powers with respect to law

[Assented to 7 January 1980]

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:

PART I - PRELIMINARY

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| 1. This Act may be cited as the <u>Transfer of Powers (Law) Act 1978</u> . | Short title |
| 2. This Act shall come into operation on 1 January 1979. | Commencement |
| 3. An appointment duly made, or other action duly taken or done, before the commencement of this Act under or for the purposes of a provision of an Act amended by this Act, and having effect immediately before the commencement of this Act is as valid and effectual as if duly made, taken or done under or for the purposes of that provision as amended by this Act, but any action that may be taken or done in respect of an appointment or action made, taken or done under or for the purposes of that provision as amended by this Act may be taken or done in respect of that first-mentioned appointment or action. | Savings |

PART II - AMENDMENT OF LAW OFFICERS ACT

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| 4. Section 7 of the <u>Law Officers Act</u> is amended by omitting sub-section (2). | Reference to Attorney-General |
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PART III - AMENDMENTS OF LEGAL PRACTITIONERS ACT

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| 5. The <u>Legal Practitioners Act</u> is in this Part referred to as the Principal Act. | Principal Act |
| 6. Section 20(1) of the Principal Act is amended by omitting "Governor-General" and substituting "Administrator". | Her Majesty's Counsel |

Transfer of Powers (Law)

- References to Commonwealth 7. Sections 20(3) and 75(5) of the Principal Act are amended by omitting "Commonwealth" and substituting "Territory".
- Limitations on issue of unrestricted practising certificates 8. Section 25(1) of the Principal Act is amended -
- (a) by inserting after sub-paragraph (ii) the following sub-paragraph:
- "(ia) served as an employee in the Department of Law in the performance of work of a legal nature;" ; and
- (b) by omitting from sub-paragraph (v) "sub-paragraphs (i), (ii), (iii)" and substituting "sub-paragraph (i), (ii), (ia), (iii)".
- Unclaimed trust moneys 9. Section 138 of the Principal Act is amended -
- (a) by omitting from sub-sections (1) and (3) "Consolidated Revenue Fund" and substituting "Fidelity Fund"; and
- (b) by omitting sub-section (4) and substituting the following sub-section:
- "(4) Upon receipt by the Fidelity Fund Committee of an office copy of an order under sub-section (3), the Committee shall pay to the person in whose favour the order was made out of the Fidelity Fund an amount equal to the amount specified in the order."
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