

# THE NORTHERN TERRITORY OF AUSTRALIA

No. 74 of 1979

## AN ACT

To amend the Police Administration Act

[Assented to 28 June 1979]

**B**E 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:

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| 1. This Act may be cited as the <u>Police Administration Act 1979</u> .  | Short title                                 |
| 2. The <u>Police Administration Act</u> is in this Act referred to as the Principal Act.   | Principal Act                               |
| 3. Section 4 of the Principal Act is amended by inserting at the end thereof the following sub-section:<br>"(2) A reference in this Act to 'this Act' includes a reference to the Regulations."  | Interpretation                              |
| 4. Section 16 of the Principal Act is amended by omitting sub-section (1)(a) and substituting the following paragraphs:<br>"(a) appoint a person eligible for appointment to the Police Force to be a member with the rank of Constable;<br>(aa) appoint a person eligible for appointment to the Police Force to be a member with a rank other than the rank of Constable; and" | Commissioner may appoint or promote members |
| 5. Section 17 of the Principal Act is amended by omitting "16(1)(a)" and substituting "16(1)(aa)".   | Preference for member, &c.                  |
| 6. Section 67(a) of the Principal Act is amended by omitting "16" and substituting "16(1)(b)".   | Appeals                                     |
| 7. Section 116 of the Principal Act is amended by inserting in sub-section (9) after "arrest" the words "and has been advised by a member that he will be charged with an offence".  | Interpretation                              |

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Search warrants may be issued by telephone 8.(1) Section 118 of the Principal Act is amended by inserting in sub-section (2) after "an information" the words "on oath".

(2) Section 118 of the Principal Act is amended by omitting from sub-section (3) "an arrest warrant" and substituting " a search warrant".

Arrest of person where warrant issued

9. Section 124 of the Principal Act is amended by inserting in sub-section (2) after "apprehension or committal and" the words ", where the person has been apprehended in pursuance of a warrant authorizing his apprehension,".

Application to member for release

10. Section 133 of the Principal Act is amended by inserting in sub-section (2) after "forthwith" (last occurring) "unless sooner released".

Requirement to furnish names and addresses

11. Section 134 of the Principal Act is amended by omitting from sub-section (1) "and address" and substituting "or address".

Bail generally

12. Section 136 of the Principal Act is amended by omitting from sub-section (1) "and" and substituting "or".

Conditions of Police bail

13. Section 137 of the Principal Act is amended by omitting from sub-section (4) "when required by the member" and substituting "when required by a member".

Search of arrested persons

14. Section 144 of the Principal Act is amended by omitting from sub-section (1)(b) "the offence" and substituting "an offence".

Regulations

15. Section 167 of the Principal Act is amended by inserting at the end thereof the following sub-section:

"(2) Without limiting the generality of sub-section (1), the regulations may make provision for or with respect to -

- (a) the method of notifying the establishment and strength of the Police Force to members;
- (b) the conditions of eligibility for appointment to the Police Force;
- (c) the duties of members;
- (d) the manner in which members may be dealt with and punished for disciplinary offences;

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- (e) examinations for qualification for promotion;
  - (f) the promotion of members;
  - (g) prescribing the manner in which and the grounds on which appeals may be made to the Police Appeals Board; and
  - (h) the general government, management and discipline of the Police Force."
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