

# NORTHERN TERRITORY OF AUSTRALIA

## ATTORNEY-GENERAL LEGISLATION AMENDMENT (BOARDS, COMMITTEES AND STATUTORY OFFICES) ACT 2026

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Act No. 21 of 2026

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# NORTHERN TERRITORY OF AUSTRALIA

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Act No. 21 of 2026

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An Act to amend the *Care and Protection of Children Act 2007*, the *Electrical Safety Act 2022*, the *Health and Community Services Complaints Act 1998*, the *Liquor Commission Act 2018* and the *Public Trustee Act 1979*

[Assented to 12 August 2026]  
[Introduced 13 May 2026]

The Legislative Assembly of the Northern Territory enacts as follows:

## Part 1 Preliminary matters

### 1 Short title

This Act may be cited as the *Attorney-General Legislation Amendment (Boards, Committees and Statutory Offices) Act 2026*.

### 2 Commencement

This Act commences on the day after the day on which the Administrator's assent to this Act is declared.

## Part 2 Amendment of Care and Protection of Children Act 2007

### 3 Act amended

This Part amends the *Care and Protection of Children Act 2007*.

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**4 Section 5 amended (Overview)**

(1) Section 5(b)(ii)

*omit*

and

(2) Section 5(b)(iii)

*omit*

**5 Section 13 amended (Definitions)**

Section 13, definitions ***advisor, Child Deaths Register, child deaths, Committee, Convenor*** and ***member***

*omit*

**6 Chapter 3, Part 3.3 repealed (Prevention of child deaths)**

Chapter 3, Part 3.3

*repeal*

**Part 3 Amendment of Electrical Safety Act 2022**

**7 Act amended**

This Part amends the *Electrical Safety Act 2022*.

**8 Section 104 amended (Composition of Board)**

(1) Section 104(1)(b)

*omit*

6

*insert*

7

(2) After section 104(1)(b)(vi)

*insert*

(vii) a legal practitioner who has practiced for at least 3 years in the Territory.

- 
- (3) Section 104(1)(c)

*omit*

- (4) Section 104(2)

*omit*

(1)(b)

*insert*

(1)(b)(i) to (vi)

**9 Section 107 amended (Times of Board meetings)**

Section 107(1)

*omit*

Meetings

*insert*

Subject to section 109(1)(d), meetings

**10 Section 108 amended (Conduct of proceedings)**

- (1) Section 108(1) and (2)

*omit, insert*

- (1) Subject to section 109(1)(a), a meeting of the Board is presided over by:

(a) the chairperson; or

(b) in the absence of the chairperson – another member elected by the members present.

- (2) Section 108(3)(a)

*omit*

a quorum is at least

*insert*

subject to section 109(1)(c), a quorum is

---

(3) Section 108(5)

*omit*

A resolution

*insert*

Subject to section 109(2), a resolution

**11 Part 5, Division 3 replaced**

Part 5, Division 3

*repeal, insert*

**109 Meetings and proceedings of Board relating to disciplinary action**

(1) For a meeting, or part of a meeting, of the Board relating to disciplinary action the following applies:

- (a) the legal member must preside;
- (b) one of the following members of the Board must be present;
  - (i) the member appointed under section 104(1)(b)(i);
  - (ii) the member appointed under section 104(1)(b)(ii);
- (c) a quorum is 3 members of the Board;
- (d) a meeting may be held at the call of the legal member.

(2) A resolution of the Board in relation to disciplinary action may be made without a meeting if:

- (a) at least 2 of the following members give written agreement to the resolution:
  - (i) the legal member;
  - (ii) the member appointed under section 104(1)(b)(i);
  - (iii) the member appointed under section 104(1)(b)(ii); and
- (b) notice of the resolution is given under procedures approved by the Board.

- (3) For any other proceeding of the Board in relation to disciplinary action, the legal member must be present.

*Example for subsection (3)*

*A disciplinary hearing under section 134.*

- (4) In this section:

**legal member** means the member of the Board appointed under section 104(1)(b)(vii).

## **12 Act further amended**

Schedule 1 has effect.

## **Part 4 Amendment of Health and Community Services Complaints Act 1998**

### **13 Act amended**

This Part amends the *Health and Community Services Complaints Act 1998*.

### **14 Section 4 amended (Interpretation)**

Section 4(1), definition **Committee**

*omit*

### **15 Part 9 repealed (Health and Community Services Complaints Review Committee)**

Part 9

*repeal*

### **16 Section 97 amended (Preservation of confidentiality)**

Section 97(4)(e)

*omit*

## **Part 5 Amendment of Liquor Commission Act 2018**

### **17 Act amended**

This Part amends the *Liquor Commission Act 2018*.

**18            Section 8 amended (Chairperson and Deputy Chairperson)**

Section 8(3)(b)(i)

*omit*

or the Territory

**Part 6                    Amendment of public trustee legislation**

**Division 1               Public Trustee Act 1979**

**19            Act amended**

This Division amends the *Public Trustee Act 1979*.

**20            Section 5 amended (Definitions)**

Section 5

*insert*

**GST**, see section 195-1 of the *A New Tax System (Goods and Services Tax) Act 1999* (Cth).

**21            Section 18 amended (Annual report)**

(1)            Section 18(1)

*omit, insert*

- (1) The Public Trustee must, as soon as practicable after receiving the Auditor-General's report of the results of an audit under section 19(3), prepare and give the Minister a report on the operations of the Public Trustee during that year.

(2)            Section 18(2)

*omit*

is to

*insert*

must

- (3)        Section 18(2)(a)  
*omit, insert*  
(a)    the audited financial statements in relation to each common fund for the relevant financial year; and
- (4)        Section 18(2)(b)  
*omit*  
accounts;  
*insert*  
statements;
- (5)        Section 18(2)(c)  
*omit*  
respect of  
*insert*  
relation to
- (6)        Section 18(3)  
*omit*  
Attorney-General  
*insert*  
Minister

## **22        Section 19 replaced**

Section 19  
*repeal, insert*

## **19        Audit and report of common funds by Auditor-General**

- (1)    The Auditor-General is to, at all times, have access to all books, accounts, documents and papers in the control of the Public Trustee.
- (2)    The Auditor-General may, at any time, audit the financial statements and records in relation to a common fund.

- (3) For subsection (2), the Auditor-General must, within 6 months after the end of each financial year, carry out an audit of each common fund.
- (4) In relation to an audit carried out under this section, the Auditor-General must:
  - (a) draw to the attention of the Minister any irregularity disclosed that, in the opinion of the Auditor-General, is of sufficient importance to justify doing so; and
  - (b) provide the Minister and the Public Trustee with a report of the results.

**23                      Section 24A amended (Management fees)**

Section 24A(1), after "fee"

*insert*

(inclusive of GST)

**24                      Section 24C amended (Information for investors and prospective investors in common fund)**

- (1)                      Section 24C(1)

*omit, insert*

- (1) The Public Trustee must, as soon as practicable after the Public Trustee's annual report to the Minister is tabled under section 18(3), give to each investor (other than an estate) in a common fund an extract from the report containing the information mentioned in section 18(2)(b).

- (2)                      Section 24C(2)

*omit*

19(3)

*insert*

18(2)(b)

**25            Section 28 amended (Levy against common fund)**

Section 28(1), after "levy"

*insert*

(inclusive of GST)

**26            Section 97 amended (Liabilities, indemnities and guarantees)**

Section 97(7)(a)

*omit*

capital

*insert*

funds under administration

**27            Act further amended**

Schedule 2 has effect.

**Division 2            Public Trustee Regulations 1979**

**28            Regulations amended**

This Division amends the *Public Trustee Regulations 1979*.

**29            Regulation 4 amended (Guarantee of capital and rate of return  
                 (Common Fund 1) – section 97(7))**

(1)            Regulation 4, heading

*omit, insert*

**4            Guarantee of funds under administration and rate of return  
                 (Common Fund 1)**

(2)            Regulation 4

*omit*

the purposes of

- (3)                      Regulation 4(a)
- omit*
- capital
- insert*
- funds under administration

## **Part 7                      Repeal of Act**

### **30                      Repeal of Act**

This Act is repealed on the day after it commences.

**Schedule 1 Electrical Safety Act 2022 further amended**

section 12

| Provision                                                                                                                                                           | Amendment                                         |                |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------|----------------|
|                                                                                                                                                                     | <i>omit</i>                                       | <i>insert</i>  |
| section 3, definition<br><b><i>Discipline Committee</i></b>                                                                                                         | whole definition                                  |                |
| sections 16(2)(f) and<br>96(1)(a)                                                                                                                                   | and its committees                                |                |
| section 103(g)                                                                                                                                                      | through its Discipline<br>Committee               |                |
| section 115(1)                                                                                                                                                      | or a committee of the<br>Board                    |                |
| section 115(2)(a) and<br>(c) and (3)(a) and (b)                                                                                                                     | or committee                                      |                |
| section 117                                                                                                                                                         | and its committees                                |                |
|                                                                                                                                                                     | their                                             | its            |
| section 118(3)                                                                                                                                                      | whole subsection                                  |                |
| section 126(1), after<br>"holder of"                                                                                                                                |                                                   | a              |
| sections 126(1), (2) and<br>(3), 131(1)(f), 132(1)<br>and (2)(b), 133(1),<br>134(1), (3) and (4),<br>135(3), 136(1), (2), (3),<br>(4) and (5) and 137(1)<br>and (2) | Discipline Committee<br>( <i>all references</i> ) | Board          |
| section 138, heading                                                                                                                                                | <b>Discipline<br/>Committee's</b>                 | <b>Board's</b> |
| sections 138(1) and (2),<br>139(4)(d) and (7), 140<br>and 217(5)(b)                                                                                                 | Discipline Committee                              | Board          |

| Provision         | Amendment                                                    |
|-------------------|--------------------------------------------------------------|
|                   | <div> <div><i>omit</i></div> <div><i>insert</i></div> </div> |
| section 251(1)(c) | or a committee of the Board                                  |

**Schedule 2 Public Trustee Act 1979 further amended**

section 27

| Provision             | Amendment               |                                |
|-----------------------|-------------------------|--------------------------------|
|                       | <i>omit</i>             | <i>insert</i>                  |
| Part I, heading       | <b>I Preliminary</b>    | <b>1 Preliminary matters</b>   |
| Part II, heading      | <b>II</b>               | <b>2</b>                       |
| Part III, heading     | <b>III</b>              | <b>3</b>                       |
| Part IV, heading      | <b>IV</b>               | <b>4</b>                       |
| section 16(2)         | Attorney-General        | Minister                       |
| Part V, heading       | <b>V</b>                | <b>5</b>                       |
| section 27(2)         | shall                   | must                           |
| section 27(2) and (3) | Attorney-General        | Minister                       |
| Part VI, heading      | <b>VI</b>               | <b>6</b>                       |
| section 50(4)         | Attorney-General        | Minister                       |
| Part VIII, heading    | <b>VIII</b>             | <b>8</b>                       |
| Part IX, heading      | <b>IX Miscellaneous</b> | <b>9 Miscellaneous matters</b> |
| section 94(1)         | Attorney-General        | Minister                       |
|                       | authorize               | authorise                      |
| Part X, heading       | <b>X</b>                | <b>10</b>                      |