

Serial 282

AustralAsia Railway Corporation Amendment Bill (No. 2) 2000

Mr Burke

**A BILL
for
AN ACT**

to amend the *AustralAsia Railway Corporation Act*

NORTHERN TERRITORY OF AUSTRALIA
AUSTRALASIA RAILWAY CORPORATION AMENDMENT ACT (NO. 2)
2000

No. of 2000

TABLE OF PROVISIONS

Section

1. Short title
 2. Commencement
 3. Principal Act
 4. Definitions
 5. Functions of Corporation
 6. Extent of Territory's financial commitment
 7. New section
- 33A. References to Corporation in legal documents and registered titles



NORTHERN TERRITORY OF AUSTRALIA

No. of 2000

AN ACT

to amend the *AustralAsia Railway Corporation Act*

[Assented to 2000]
[Second reading 2000]

The Legislative Assembly of the Northern Territory enacts as follows:

1. Short title

This Act may be cited as the *AustralAsia Railway Corporation Amendment Act (No. 2) 2000*.

2. Commencement

(1) Section 4 comes into operation on the day on which, but immediately after, section 4 of the *AustralAsia Railway Corporation Amendment Act 2000* commences.

(2) Section 5 comes into operation on the day on which, but immediately after, section 5 of the *AustralAsia Railway Corporation Amendment Act 2000* commences.

(3) Section 6 comes into operation on the day on which, but immediately after, section 9 of the *AustralAsia Railway Corporation Amendment Act 2000* commences.

(4) The remaining provisions of this Act come into operation on the date, or respective dates, fixed by the Administrator by notice in the *Gazette*.

3. Principal Act

The *AustralAsia Railway Corporation Act* is in this Act referred to as the Principal Act.

4. Definitions

Section 3 of the Principal Act is amended by omitting "by the Corporation" from the definition of "corridor" and substituting "by the Territory or another person to the Corporation".

5. Functions of Corporation

Section 17 of the Principal Act is amended by inserting after paragraph (q) the following:

"(qa) to enter into agreements for the carrying out of works in relation to the corridor;"

6. Extent of Territory's financial commitment

Section 28A of the Principal Act is amended by inserting after subsection (2)(e) the following:

"(ea) the satisfaction of a judgment in a proceeding arising out of or in connection with the Project in accordance with—

(i) a direction under section 11(3) of the *Crown Proceedings Act*; or

(ii) a direction under section 11(3) of the *Crown Proceedings Act* as applied by the Parliament of South Australia as a law of South Australia for the purposes referred to in section 19B(7) of the *AustralAsia Railway (Special Provisions) Act*;"

7. New section

The Principal Act is amended by inserting after section 33 the following:

"33A. References to Corporation in legal documents and registered titles

"(1) In—

(a) an agreement, arrangement, contract, deed or other document that creates rights or imposes obligations (a 'legal document'); or

(b) a title registered under the *Real Property Act* or the *Land Title Act* (a 'registered title'),

AustralAsia Railway Corporation Amendment Act (No. 2) 2000

a reference to the 'AustralAsia Railway Corporation' is to be read as a reference to 'The AustralAsia Railway Corporation'.

"(2) A legal document, the exercise of a right or performance of an obligation under a legal document, or a registered title is not invalid, unenforceable or ineffective on the ground that the Corporation is referred to in the legal document or registered title as the 'AustralAsia Railway Corporation'."
