

Serial 255
Oaths Amendment Bill 2000
Mr Burke

**A BILL
for
AN ACT**

to amend the *Oaths Act*



NORTHERN TERRITORY OF AUSTRALIA

OATHS AMENDMENT ACT 2000

No. of 2000

TABLE OF PROVISIONS

Section

1. Short title
2. Commencement
3. Principal Act
4. Taking evidence of persons incompetent to take oath or make declaration etc.
5. Penalty for wilfully making false statements
6. Taking of oaths and affidavits out of Territory
7. Schedule 7

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NORTHERN TERRITORY OF AUSTRALIA

No. of 2000

AN ACT

to amend the *Oaths 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 *Oaths Amendment Act 2000*.

2. Commencement

This Act comes into operation on the date fixed by the Administrator by notice in the *Gazette*.

3. Principal Act

The *Oaths Act* is in this Act referred to as the Principal Act.

4. Taking evidence of persons incompetent to take oath or make declaration etc.

Section 25A of the Principal Act is amended by omitting from subsection (1) "the affirmation referred to in section 25" and substituting "an affirmation".

5. Penalty for wilfully making false statements

Section 26 of the Principal Act is amended by omitting "in pursuance of section 25".

6. Taking of oaths and affidavits out of Territory

Section 27 of the Principal Act is amended –

- (a) by omitting from subsection (1)(b) "place; or" and substituting "place;"
- (b) by omitting from subsection (1)(c) "place." and substituting "place; or";
- (c) by adding at the end of subsection (1) the following:
 - "(d) an employee of the Commonwealth or the Australian Trade Commission who is authorised to administer an oath or receive an affirmation under section 3(c) or (d) of the *Consular Fees Act 1995* of the Commonwealth by the Secretary of the Commonwealth Department primarily responsible for foreign affairs.";
- (d) by omitting subsection (2)(a) and substituting the following:
 - "(a) of the signature or seal of a Commissioner or agent referred to in subsection (1)(a) or (b);
 - (ab) of the signature or seal of a person referred to in subsection (1)(c) who has authority to administer an oath if the person purports to have the authority otherwise than by the law of a foreign country not under the dominion of Her Majesty;
 - (ac) of the signature or seal of a person authorised in accordance with subsection (1)(d); and"; and
- (e) by omitting from subsection (3) "subsection (1)(a) and (b)" and substituting "subsection (1)(a) or (b)".

7. Schedule 7

Schedule 7 to the Principal Act is amended by omitting "Section 25" and substituting "Section 9(2)".