

Serial 236
Work Health Amendment Bill 2000
Mr Baldwin

**A BILL
for
AN ACT**

to amend the *Work Health Act*





NORTHERN TERRITORY OF AUSTRALIA

No. of 2000

AN ACT

to amend the *Work Health 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 *Work Health Amendment Act 2000*.

2. Commencement

This Act comes into operation on 1 July 2000.

3. Interpretation

Section 3 of the *Work Health Act* is amended –

- (a) by inserting before the definition of "act" in subsection (1) the following:

" 'ABN' has the same meaning as in the *Income Tax Assessment Act 1997* of the Commonwealth;";

- (b) by omitting the definition of "P.A.Y.E. taxpayer" in subsection (1);

- (c) by omitting from paragraph (b)(i) of the definition of "worker" in subsection (1) "and who is a P.A.Y.E. taxpayer in respect of any remuneration or other benefit received in relation to the performance of such work or service" and substituting "unless and until the person notifies

Work Health Amendment Act 2000

the other person, in writing, of a number that is, or purports to be, the ABN of that person for the purposes of the work or service";

- (d) by omitting from paragraph (b)(vi) of the definition of "worker" in subsection (1) "expenses; or" and substituting "expenses";
- (e) by inserting after paragraph (b)(vii) of the definition of "worker" in subsection (1) the following:
 - "(viii) in relation to the work or service under consideration – who is an employer of another person engaged in the performance of the work or server;
 - (ix) subject to subsection (5) – who is employed or engaged by a householder; or
 - (x) who is employed or engaged otherwise than for the purposes of the employer's trade, business or enterprise and is employed or engaged for a continuous period of not more than 5 days;"
- (f) by omitting from subsection (2) "who is a P.A.Y.E. taxpayer in respect of such employment" and substituting "who has not notified the employer in writing of a number that is, or purports to be, the ABN of the member for the purposes of such employment";
- (g) by omitting from subsection (3) "who is a P.A.Y.E. taxpayer in respect of such employment" and substituting "who has not notified the body corporate in writing of a number that is, or purports to be, the ABN of the director for the purposes of such employment";
- (h) by omitting from subsection (4) "as a P.A.Y.E. taxpayer"; and
- (j) by inserting after subsection (4) the following:

"(5) A prescribed employee employed by a householder who earns more than, or is paid at a rate that would exceed, the prescribed amount is a worker of the householder for the purposes of this Act."
