

Serial 111  
Statute Law Revision Bill 2010  
Ms Lawrie

A Bill for an Act to revise and correct the law of the Territory in minor respects

NORTHERN TERRITORY OF AUSTRALIA

STATUTE LAW REVISION ACT 2010

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Act No. [ ] of 2010

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# NORTHERN TERRITORY OF AUSTRALIA

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Act No. [ ] of 2010

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An Act to revise and correct the law of the Territory in minor respects

[Assented to [ ] 2010]  
[Second reading [ ] 2010]

The Legislative Assembly of the Northern Territory enacts as follows:

## Part 1 Preliminary matters

### 1 Short title

This Act may be cited as the *Statute Law Revision Act 2010*.

### 2 Commencement

This Act commences on the day fixed by the Administrator by *Gazette* notice.

## Part 2 Amendment of Acts

### 3 Amendment of *Aboriginal Land Act*

(1) This section amends the *Aboriginal Land Act*.

(2) Section 3

*omit*

, unless the contrary intention appears

## (3) Section 7

*repeal, substitute*

**7 Members of Parliament and others may enter Aboriginal land**

The following persons may enter and remain on Aboriginal land:

- (a) the Administrator, or an Acting Administrator, acting in the course of his or her duty;
- (b) a member of the Legislative Assembly engaged on the business of the Assembly;
- (c) a member of either House of the Commonwealth Parliament engaged on the business of the Parliament;
- (d) a candidate for election as a Senator for the Northern Territory or as a member of the House of Representatives for a Northern Territory electorate;
- (e) a candidate for election as a member of the Legislative Assembly for the purposes of conducting his or her campaign.

## (4) Section 17

*repeal, substitute*

**17 Members of Parliament and others may enter closed seas**

The following persons may enter and remain on closed seas:

- (a) the Administrator, or an Acting Administrator, acting in the course of his or her duty;
- (b) a member of the Legislative Assembly engaged on the business of the Assembly;
- (c) a member of either House of the Commonwealth Parliament engaged on the business of the Parliament;
- (d) a candidate for election as a Senator for the Northern Territory or as a member of the House of Representatives for a Northern Territory electorate;
- (e) a candidate for election as a member of the Legislative Assembly for the purposes of conducting his or her campaign.

**4 Amendment of *Building Act***

(1) This section amends the *Building Act*.

(2) Section 110

*repeal, substitute*

**110 Content of notice**

A building notice may require the owner of a building, place or temporary structure (the ***specified place***), or the owner's agent, to do one or more of the following within the period specified in the notice:

- (a) show cause why occupation of the specified place, or use of the specified place for a public assembly, should not be prohibited;
- (b) show cause why the owner or agent should be allowed to conduct or promote, or allow the conduct or promotion, of a public assembly on or in the specified place;
- (c) show cause why the owner or agent should not do one or more of the following:
  - (i) evacuate the specified place;
  - (ii) immediately cease to conduct or promote a public assembly on or in the specified place;
  - (iii) operate or carry out building work or other work on or in the specified place;
  - (iv) comply with directions specified in the notice.

**5 Amendment of *Electrical Workers and Contractors Act***

(1) This section amends the *Electrical Workers and Contractors Act*.

(2) Section 4, definitions ***authorized person*** and ***inspector***

*omit*

- (3) Section 4  
*insert (in alphabetical order)*  
**authorised person** means:  
(a) an authorised officer as defined in section 4(1) of the *Electricity Reform Act*; or  
(b) a member or employee to whom a power or function is delegated under section 17B.
- (4) Section 4, definition **electrical installation**  
*omit*  
*Electricity Act*  
*substitute*  
*Electricity Reform Act*
- (5) Sections 42B(1)(a) and (b), 43(1)(g) and (j) and (2)(e) and (h), 45B(1), (2) and (4), 50B(2) and 55(1) and (2)  
*omit (all references)*  
authorized  
*substitute*  
authorised
- 6 Amendment of Firearms Act**
- (1) This section amends the *Firearms Act*.
- (2) Section 7(3)(a)  
*omit*  
the National Exchange of Police Information (NEPI) scheme  
*substitute*  
CrimTrac

(3) After section 7(4)

*insert*

(5) In this section:

***CrimTrac*** means the CrimTrac Agency established under section 65 of the *Public Service Act 1999* (Cth).

## **7 Amendment of other Acts**

The Schedule amends the Acts mentioned in it.

## **Part 3 Expiry of Act**

### **8 Expiry**

This Act expires on the day after it commences.

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**Schedule Amendment of other Acts**

section 7

Provision	Amendment	
	<i>omit</i>	<i>substitute</i>
<b><i>Agents Licensing Act</i></b>		
section 4(1)(a)	;	; or
section 5(1)	, unless the contrary intention appears	
section 7(1)	of:	of the following persons:
section 9(1)	(1) There	There
section 12(a)	;	; or
section 14(4)(a) to (e)	;	; and
section 16(1)(a), (b) and (e)	;	; or
section 20(1)(a)	;	; and
section 20(2)(a) to (d) and (4)(a) and (b)(i)	;	; or
section 20(4)(b)	bankruptcy;	bankruptcy; or
section 22(1)(a) and (b)	;	; and
section 22(1)(c)(i) and (ii)	;	; or
sections 25(a)(ii) and (b), 26(a) and 27(a)	;	; and
section 29(3)(a) and (b)	;	; or
sections 29(4)(a), 32(3A)(a) and 39(1)(a) and (b)	;	; and



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section 44B(1)(a) and (b)	;	;	or
section 50(1)(a)	;	;	and
section 52(4)(a)	;	;	or
section 55(2)(a)(ii)	;	;	and
section 60(1)(a) to (f)	;	;	or
section 62(2)(a) and (b)	;	;	and
section 63(a)	;	;	or
section 64(1)	time		time, do any of the following
section 64(1)(c)	;	;	and
section 64A(2)(a) and (4)(a) and (b)	;	;	and
section 65(1)(a) to (k)	;	;	or
section 65B(2)(a) and (3)(a) and (b)	;	;	and
section 67(1)(k)	;	;	or
section 68(5)(a)	;	;	or
section 68(5)(b)	;	;	and
section 69(1)(a) and (b)	;	;	or
section 71(1)(c)	;	;	or
section 78(2)(a)	;	;	or
section 85(1)(d)	;	;	or
sections 85(3)(a) and (5)(a), 94(2)(a) and (7)(a), 95(1)(a) and 95B(1)(a) to (c) and (2)(a) to (e)	;	;	and

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sections 96(1)(a), ; or  
 108A, definition  
**indemnity insurance**,  
 paragraph (a), 108F(1),  
 definition **interested**  
**party**, paragraphs (a)  
 to (c) and (2)(a) and (b)  
 and 108G(6)(a)(ii) and  
 (b)

section 109(1)(c) ; and ;

sections 109(2)(a) and ; and  
 (b) and 127(1)(a) to (j)

Schedule, clauses 1(g) ; and ;  
 and 2(c)

**Anti-Discrimination  
 Act**

sections 3(a) and 4(1), ; and  
 definitions  
**accommodation**,  
 paragraphs (a) to (f),  
**advertisement**,  
 paragraphs (a) to (c),  
**club**, paragraph (a),  
**document**,  
 paragraph (a),  
**impairment**,  
 paragraphs (a) to (h)  
 and **insurance**,  
 paragraphs (a) and (b)

section 4(1), definition ; or  
**in vitro fertilisation**  
**procedure**,  
 paragraph (a)(ii)

section 4(1), definitions ; or  
**irrelevant criminal**  
**record**, paragraph (b)(i)  
 to (vii), **marital status**,  
 paragraphs (a) to (f)  
 and **prohibited**  
**conduct**,  
 paragraphs (a) to (e)

- 
- section 4(1), definitions ; and  
**services**,  
 paragraphs (a) to (f)  
 and **work**,  
 paragraphs (a) to (d)
  - sections 9(1)(a) and ; or  
 (2)(a), 20(2)(a) and  
 22(2)(a) and (b)
  - section 22(3)(a) and (b) ; and
  - section 23(1)(a) and (b) ; or
  - section 24(3)(a) to (c) ; and
  - section 26(2)(a) to (c) ; or
  - section 28(a) to (d) ; and
  - sections 29(1)(a) to (c) ; or  
 and (2)(a) and (b) and  
 31(1)(a) to (c) and  
 (2)(a) and (b)
  - section 31(3)(a) ; and
  - sections 32(1)(a) and ; or  
 (b) and (2)(a) and (b),  
 33(2)(a), 34(a) and (b)  
 and 38(1)(a) to (c) and  
 (2)(a) and (b)
  - section 39(a) and (b) ; and
  - sections 41(1)(a) and ; or  
 (b) and 46(1)(a) and  
 (2)(a) to (c)
  - section 47(4)(a) to (c) ; and
  - sections 48(1)(a) and ; or  
 (3)(a), 51(a) and (b),  
 53(a) to (f) and 56(1)(a)  
 and (b) and (3)(a) and  
 (b)
  - sections 58(2)(a) to (c) ; and  
 and 64(1)(a) and (b)

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section 67(a) and (b) ; ; or  
 section 74(3)(a) ; ; and  
 section 83(a) ; ; or  
 section 90(1) (1) In In  
 section 90(a) to (d) ; ; and  
 section 92(1)(a) and (b) ; ; or  
 section 92(2)(a) ; ; and  
 section 97(1)(a) ; ; or  
 section 100(2)(a) to (c) ; ; and  
 section 102(1)(a) and (b) ; ; or  
 section 107 may: may do one or more of the following:

section 107(c) and/or

sections 108(2)(a) and (4)(a), 110(a) and 115(a) ; ; or

**Classification of Publications, Films and Computer Games Act**

sections 8(1)(a) and (b), 15(3)(a) and 16(1)(a) to (c) ; ; and

section 67(1) (1) A A

sections 75, definitions **computer service**, paragraph (a) and **objectionable material**, paragraphs (a), (b) and (d)(i) to (iii) and 93(1)(a)(ii) ; ; or

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section 95(1)(a)	;		; and
section 109(1)(a)	;		; or
section 111(2)(a)	;		; and
sections 115(a) to (c), 118(a), 119(a) and 120(2)(a)(ii)	;		; or
section 120(2)(b)(i)	;		; and

**Consumer Affairs and  
Fair Trading Act**

section 4(1)	, unless the contrary intention appears		
Part 5, Division 4 heading	whole heading		
sections 134(1) and 191(1)	whole subsection	(1)	On receiving an application for a licence, the Commissioner must send a copy of it to the Commissioner of Police, together with copies of any accompanying documents other than statements relating to the material and financial resources of the applicant.

**Coroners Act**

section 3	unless the contrary intention appears		
section 3, definition <b>senior next of kin</b> , paragraphs (a) to (d)	;		; or
section 4A(1)(a) and (b)	;		; and

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sections 5(2)(a) and 6(4)(a)(i)	;		; or
section 10(2)(a)	;		; and
sections 12(1), definitions <b>person held in custody</b> , paragraph (a)(i) and (ii) and <b>reportable death</b> , paragraph (a)(i) and (iv) to (vii) and (3)(a) and 15(1)(a)	;		; or
sections 16(1)(a) and 19(1)(a)	;		; and
section 27(1)	(1)	The coroner shall in pursuance of	The coroner must under
sections 33(1)(a), 34(1)(a)(i) to (iii) and 41(1)(a) and (b)	;		; and
sections 43(1)(a), 44(3)(a) and (b) and 46(a)	;		; or
sections 46B(3)(a) and (4)(a) and 47(2)(a) to (h)	;		; and
<b>Criminal Records (Spent Convictions) Act</b>			
section 3(1)		, unless the contrary intention appears	
section 3(1), definition <b>law enforcement agency</b> , paragraph (d)	whole paragraph		(d) the CrimTrac Agency established under section 65 of the <i>Public Service Act 1999</i> (Cth); or

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section 3(1), definition **law enforcement agency**, paragraphs (a), (b) and (e) to (k) ; ; or

**Education Act**

section 4(1) , unless the contrary intention appears

section 9(2) whole subsection (2) The Chief Executive Officer may, in writing, delegate to a public sector employee all or any of his or her powers or functions under this Act.

section 9(3) and (4) whole subsection

**Information Act**

section 3(1)(a)(ii) and (b)(i) and (iii) ; ; and

section 4, definition **application**, paragraph (a) ; ; or

section 4, definition **disability**, paragraphs (a) and (b) ; ; and

sections 4, definitions **health information**, paragraphs (a)(i) and (iii) and (b), **health service**, paragraph (a)(i) and (iii), **law enforcement agency**, paragraphs (a) and (b) and **sensitive information**, paragraph (a)(i) to (vii) and 5(5)(a) and (b) ; ; or

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section 10(1)(a)	;		; and
sections 10(2)(a), 11(1)(b)(i) and 12(3)(a) to (c)	;		; or
sections 16(a) and 18(2)(a) and (b)	;		; and
sections 26(2)(a) and (b) and 27(1)(a)	;		; or
section 29(3)(a) and (b)	;		; and
section 30(1)(a) and (b), (2)(a), (b)(ii) and (c) and (3)(a)	;		; or
section 31(2)(a) to (d)	;		; and
section 36(2)(a)	;		; or
sections 37(3)(a) and (b) and 38(2)(a) to (c)	;		; and
sections 42(2)(b)(i), 45(1)(a)(i) to (vi) and (viii), 46(2)(a) to (c) and (3)(a) to (d), 49(a) to (d), 53(a) and (b), 55(2)(a)(i), 57(3)(a), (b) and (c)(i), 60(1)(a) and (3)(a), 68(1)(a) to (c) and 72(2)(a)(ii)	;		; or
sections 72(2)(c)(i) and 73(2)(a)	;		; and
sections 87(2)(a) and 91(1)(a) and (2)(a) and (b)	;		; or
section 98(2)(a), (b)(x), (c) and (d)	;		; and
sections 101(a), 102(a) and 104(3)(a)	;		; or



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section 105(a) to (d) and (e)(ii)	;	; and
section 106(3)(a), (b), (c)(ii), (d) and (e)	;	; or
sections 111(4)(a) and (b) and 116(1)(a)	;	; and
section 118(1)(a)	;	; or
section 122(1)(a)	;	; and
sections 122(3)(a), 128(1)(a), 129(2)(a) and (b) and 130(2)(a)	;	; or
section 134(a)	;	; and
sections 155(1)(b)(i) and 156(4)(a)(ii) and (b) to (ca)	;	; or
Schedule 2, IPP 1.3(a) to (d)	;	; and
Schedule 2, IPPs 6.1(a) to (i), 6.7(a), 7.2(a), 7.3(a), 9.1(a) to (e) and 10.1(a) and (b)	;	; or
Schedule 2, IPP 10.2(a)(ii)	;	; and

***Interpretation Act***

section 6(3)(b)	date	day or date
section 7(1) and (2)	date upon that date	day on that day
section 9	has commence	has commenced

***Misuse of Drugs Act***

Schedule 2, column 1	Methcathione	Methcathinone
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**Petroleum  
(Submerged Lands)  
Act**

section 4(1) , unless the contrary  
intention appears

section 169(6)(a) differ

**Police Administration  
Act**

section 123(1) (1) A A

**Rail Safety Act**

section 6, definition  
**road vehicle** , see means a vehicle as  
defined in

section 164(3),  
definition **person to  
whom this section  
applies**, paragraph (b) a nurse an optometrist or  
physiotherapist

**Sentencing Act**

section 3(1) , unless the contrary  
intention appears

section 79(1)(a) opinion of opinion

**Traffic Act**

section 3(1) , unless the contrary  
intention appears

section 37, heading **to due** **due**

**Unlawful Betting Act**

section 3(1) , unless the contrary  
intention appears

section 3(1), definition  
**betting**, paragraph (a) ; ; or

section 3(1), definition  
**instrument of betting**,  
paragraphs (a) to (d) ; ; and

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section 3(1), definition <b>manager</b> , paragraphs (a) and (b)	;		; or
sections 3(1), definition <b>place</b> , paragraphs (a) to (e) and 5(2)(a)	;		; and
sections 6(1)(a) and 11(1)(a) to (c)	;		; or
section 15(1)	necessary:		necessary, do any of the following:
section 15(1)(d)	; and		;
sections 17(2)(a), 20(a), 21(1)(a)(ii) and (2)(a) and (b), 22(1)(a)(ii) and (b), 26(a), 27(1)(a) and (b), 28(2)(a) and (3)(a) and 30(a)(ii) and (b)	;		; or
section 33(1)	whole subsection	(1)	A person commits an offence if the person carries on the business of bookmaking, other than: <ul style="list-style-type: none"> <li>(a) as a lawful bookmaker; or</li> <li>(b) in accordance with any other law in force in the Territory.</li> </ul>
sections 34(a), 35(1)(a), (2)(a) and (3)(a) and (d), 37(a)(i) and 44(a)	;		; or
section 46(a)	;		; and
section 50(a)	;		; or

section 52(2)(a) ; ; and

section 54(a) and (b) ; ; or

section 56(2)(a) to (d) ; ; and

section 58(8)(a) ; ; or

***Victims of Crime  
Assistance Act***

section 4 , unless the contrary  
intention appears

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