NORTHERN TERRITORY OF AUSTRALIA

A BILL

for

AN ACT

to amend the *Prisoners (Interstate Transfer) Act*

BE it enacted by the Legislative Assembly of the Northern Territory of Australia, with the assent as provided by the *Northern Territory (Self-Government) Act* 1978 of the Commonwealth, as follows:

1.   SHORT TITLE

    This Act may be cited as the *Prisoners (Interstate Transfer) Amendment Act 1996*.

2.   INTERPRETATION

    Section 3 of the *Prisoners (Interstate Transfer) Act* is amended -

    (a)   by inserting in subsection (1), before the definition of "arrest warrant", the following:

    "'another Territory' and 'other Territory' mean the Jervis Bay Territory, the Territory of Norfolk Island, the Territory of Christmas Island, the Territory of Cocos (Keeling) Islands or any prescribed external Territory to which the provisions of the *Transfer of Prisoners Act 1983* of the Commonwealth have been extended;";

(b) by omitting from subsection (1) the definition of "Australian Capital Territory";

(c) by inserting in subsection (1), after the definition of "sentence of imprisonment", the following:

"'State' includes the Australian Capital Territory;";

(d) by omitting from subsection (1) the definition of "Territory"; and

(e) by omitting subsection (5) and substituting the following:

"(5) A reference in this Act to the Governor-General or Governor of a participating State includes a reference to any person exercising and performing all the powers and functions of the Governor-General or Governor of that State, as the case may be.

"(5A) In relation to the Australian Capital Territory, the reference to the Governor of a participating State -

(a) in section 26(4) is a reference to the Governor-General; and

(b) in section 26(5)(b) is a reference to the Governor-General or the Executive within the meaning of the *Australian Capital Territory (Self-Government) Act 1988* of the Commonwealth.".

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