

Serial 6
Public Information Amendment Bill (No. 2) 2016
Mr Gunner

A Bill for an Act to amend the *Public Information Act*

NORTHERN TERRITORY OF AUSTRALIA

PUBLIC INFORMATION AMENDMENT ACT (NO. 2) 2016

Act No. [] of 2016

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NORTHERN TERRITORY OF AUSTRALIA

Act No. [] of 2016

An Act to amend the *Public Information Act*

[Assented to [] 2016]
[Second reading [] 2016]

The Legislative Assembly of the Northern Territory enacts as follows:

1 Short title

This Act may be cited as the *Public Information Amendment Act (No. 2) 2016*.

2 Commencement

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

3 Act amended

This Act amends the *Public Information Act*.

4 Section 3 amended

Section 3, definition *public information guidelines*
omit

5 Section 5 amended

(1) After section 5(3)(b)

insert

(c) Jacana Energy;

-
- (2) After section 5(3)(d)

insert

(da) Territory Generation;

- (3) Section 5(4)

insert (in alphabetical order)

Jacana Energy means the Power Retail Corporation established by section 5 of the *Power Retail Corporation Act*.

Territory Generation means the Power Generation Corporation established by section 5 of the *Power Generation Corporation Act*.

6 Section 6 amended

- (1) Section 6(2)(c)

omit

comments.

insert

comments; or

- (2) After section 6(2)(c)

insert

(d) is an advertisement that includes an image of the holder or occupier of the office of a minister.

- (3) After section 6(2)

insert

(2A) The Auditor-General may also determine this Act is contravened in relation to particular public information if the Auditor-General is satisfied the content of the information does not meet the criteria prescribed by regulation for the giving of public information.

- (4) Section 6(3)(b)

omit, insert

(b) must have regard to any requirements or prohibitions prescribed by regulation for the giving of public information.

-
- (5) After section 6(4)
insert
- (5) The Auditor-General may determine this Act is not contravened by the use of an image of a Minister, or a Minister's message, in the giving of public information if:
- (a) the primary audience for the giving of public information resides outside of the Territory; and
 - (b) the Auditor-General is satisfied that the use was intended to increase the effectiveness of the communication.
- (6) The Auditor-General may also determine this Act is not contravened by the use of an image of a Minister, or a Minister's message, in the giving of public information if:
- (a) the information is given to the public in a time of emergency; and
 - (b) the Auditor-General is satisfied that members of the public would be likely to expect demonstrated leadership from government ministers at such a time.

7 Section 7 amended

- (1) Section 7(3)(a)
omit
or
insert
and
- (2) After section 7(3)(a)
insert
- (aa) if the review was conducted on the request of an Assembly member – give a copy of the report to the member; and
- (3) Section 7(3)(b), after "include"
insert
a copy of

(4) Section 7(4)

omit

8 Section 9 repealed

Section 9

repeal

9 Expiry of Act

This Act expires on the day after it commences.