

Serial 2  
Classification of Publications, Films and Computer Games Amendment  
Bill 2016  
Ms Fyles

A Bill for an Act to amend the *Classification of Publications, Films and  
Computer Games Act*



# NORTHERN TERRITORY OF AUSTRALIA

## CLASSIFICATION OF PUBLICATIONS, FILMS AND COMPUTER GAMES AMENDMENT ACT 2016

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Act No. [ ] of 2016

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# NORTHERN TERRITORY OF AUSTRALIA

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Act No. [ ] of 2016

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An Act to amend the *Classification of Publications, Films and Computer Games 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 *Classification of Publications, Films and Computer Games Amendment Act 2016*.

## 2 Act amended

This Act amends the *Classification of Publications, Films and Computer Games Act*.

## 3 Section 3 amended

### (1) Section 3

*insert (in alphabetical order)*

***subject to a conditional cultural exemption***, see section 5 of the Commonwealth Act.

### (2) Section 3, at the end

*Note for section 3*

*The Interpretation Act contains definitions and other provisions that may be relevant to this Act.*

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**4 Section 4 amended**

(1) After section 4(a)

*insert*

(ab) a publication, film or computer game subject to a conditional cultural exemption; or

(2) Section 4, at the end

*insert*

*Note for section 4(ab)*

*A publication, film or computer game is subject to a conditional cultural exemption only in relation to the relevant demonstration, exhibition or screening – see sections 6C and 6E of the Commonwealth Act.*

**5 Section 35 amended**

Section 35(3)(b)

*omit*

modifications mentioned in section 21(2)

*insert*

a modification mentioned in section 20A or 21(2) or (3)

**6 Section 45 amended**

Section 45(3)(b)

*omit*

modifications mentioned in section 21(2)

*insert*

a modification mentioned in section 20A or 21(2) or (3)

**7 Section 47 amended**

(1) Section 47(4)(c)

*omit*

Act.

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*insert*

Act; or

- (2) After section 47(4)(c)

*insert*

- (d) the National Board revokes a classification for a film under section 22CH(1) of the Commonwealth Act and classifies it under section 22CH(4) of that Act.

## **8 Section 55 amended**

- (1) Section 55(4)(c)

*omit*

Act.

*insert*

Act; or

- (2) After section 55(4)(c)

*insert*

- (d) the National Board revokes a classification for a publication under section 22CH(1) of the Commonwealth Act and classifies it under section 22CH(4) of that Act.

## **9 Section 56 amended**

- (1) Section 56(5)(c)

*omit*

Act.

*insert*

Act; or

- (2) After section 56(5)(c)

*insert*

- (d) the National Board revokes a classification for a publication under section 22CH(1) of the Commonwealth Act and classifies it under section 22CH(4) of that Act.

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**10 Section 59 amended**

- (1) Section 59(3)(c)

*omit*

Act.

*insert*

Act; or

- (2) After section 59(3)(c)

*insert*

- (d) the National Board revokes a classification for a publication, film or computer game under section 22CH(1) of the Commonwealth Act and classifies it under section 22CH(4) of that Act.

**11 Section 63 amended**

After section 63(2)

*insert*

- (3) Subsection (2)(b) does not apply to the sale or demonstration of a classified computer game with a modification mentioned in section 20A or 21(2) or (3) of the Commonwealth Act.

**12 Section 69 amended**

- (1) Section 69(6)(c)

*omit*

Act.

*insert*

Act; or

- (2) After section 69(6)(c)

*insert*

- (d) the National Board revokes a classification for a computer game under section 22CH(1) of the Commonwealth Act and classifies it under section 22CH(4) of that Act.



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**13 Section 85 amended**

- (1) Section 85(2)(c)

*omit*

Act.

*insert*

Act; or

- (2) After section 85(2)(c)

*insert*

- (d) the National Board revokes a classification for a film, publication or computer game under section 22CH(1) of the Commonwealth Act and classifies it under section 22CH(4) of that Act.

**14 Section 90 amended**

- (1) Section 90(1)(b), at the end

*insert*

and

- (2) After section 90(1)(b)

*insert*

- (c) the submittable publication is not subject to a conditional cultural exemption;

**15 Section 91 amended**

- (1) Section 91(1)(b), at the end

*insert*

and

- (2) After section 91(1)(b)

- (c) the film is not subject to a conditional cultural exemption;

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**16 Section 92 amended**

- (1) Section 92(1A)(b), at the end  
*insert*  
and
- (2) After section 92(1A)(b)  
(c) the computer game is not subject to a conditional cultural exemption;

**17 Part 10 repealed**

Part 10

*repeal*

**18 Part 19 inserted**

After section 128

*insert*

**Part 19 Transitional matters for Classification of Publications, Films and Computer Games Amendment Act 2016**

**129 Definitions**

In this Part:

***commencement*** means the date on which the *Classification of Publications, Films and Computer Games Amendment Act 2016* commences.

***Part 10*** means Part 10 of this Act, as in force immediately before the commencement.

**130 Exemptions made before commencement**

If an exemption was in force under Part 10 immediately before the commencement:

- (a) the exemption remains in force after the commencement; and  
(b) Part 10 continues to apply in relation to the exemption.

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**131      Applications not decided before commencement**

If an application made under Part 10 has not been decided before the commencement, the application is taken never to have been made.

**19      Expiry of Act**

This Act expires on the day after it commences.