

Serial 73
Local Government Amendment Bill 2014
Mr Tollner

A Bill for an Act to amend the *Local Government Act*, and for related purposes

NORTHERN TERRITORY OF AUSTRALIA

LOCAL GOVERNMENT AMENDMENT ACT 2014

Act No. [] of 2014

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NORTHERN TERRITORY OF AUSTRALIA

Act No. [] of 2014

An Act to amend the *Local Government Act*, and for related purposes

[Assented to [] 2014]
[Second reading [] 2014]

The Legislative Assembly of the Northern Territory enacts as follows:

Part 1 Preliminary matters

1 Short title

This Act may be cited as the *Local Government Amendment Act 2014*.

2 Commencement

- (1) The provisions of this Act (except sections 16 and 18) commence on the day on which the Administrator's assent to this Act is declared.
- (2) Section 16 commences on 1 July 2014.
- (3) Section 18 commences on 1 December 2014.

Part 2 Amendment of Local Government Act

3 Act amended

This Part amends the *Local Government Act*.

4 Section 3 amended

Section 3

insert (in alphabetical order)

eligible person, see section 80(1).

5 Section 37 amended

Section 37(2), example

omit, insert

Example for subsection (2)

A person who lives in Alice Springs (within the Alice Springs area) and is employed as an administration officer by the council of another area is not disqualified by that employment from office as a member of the Alice Springs Town Council.

6 Section 39 amended

Section 39(4)

omit, insert

- (4) The CEO must give the following notifications in relation to casual vacancies:
- (a) if the member ceases to hold office under subsection (1)(a), the CEO must notify the Electoral Commissioner as soon as practicable after the CEO first becomes aware of the death, and in any event not later than 10 days after the CEO becomes aware of the death;
 - (b) if the member ceases to hold office under subsection (1)(b) or (c), the CEO must notify the Electoral Commissioner as soon as practicable after the CEO is informed of the casual vacancy under subsection (2), and in any event not later than 10 days after the CEO is informed of the casual vacancy;
 - (c) if the member ceases to hold office under subsection (1)(d), the CEO must notify the Electoral Commissioner as soon as practicable after the CEO becomes aware that the member has been absent, without permission of the council, from 2 consecutive ordinary meetings of the council, and in any event not later than 10 days after the CEO becomes aware of the second absence;

-
- (d) if the member ceases to hold office under subsection (1)(e), the CEO must:
- (i) immediately, on receipt of the written notice notify the council; and
 - (ii) notify the Electoral Commissioner as soon as practicable after receiving the written notice, and in any event not later than 10 days after receiving it;
- (e) if the member ceases to hold office under subsection (1)(f), the CEO must notify the Electoral Commissioner as soon as practicable after the CEO becomes aware of the removal, and in any event not later than 10 days after the CEO becomes aware of the removal.

7 Section 42 amended

Section 42(2)(a)

omit

Darwin City Council

insert

council for the City of Darwin local government area

8 Section 61 amended

- (1) Section 61(6)

omit

has one vote

insert

has and must exercise one vote

- (2) Section 61(6)

omit

may

insert

must

9 Section 79 amended

Section 79(3)

omit, insert

- (3) The complaint is to be dealt with by a disciplinary committee in accordance with this Division.

10 Section 80 replaced

Section 80

repeal, insert

80 Disciplinary committees

- (1) The Minister may, by placing a person on a list of persons who are members of the classes mentioned in subsection (2), appoint the person (*eligible person*) as being eligible to be a member of a disciplinary committee.
- (2) The classes for subsection (1) are the following:
- (a) a legal practitioner nominated by the Attorney-General;
 - (b) a nominee of the Minister;
 - (c) a nominee of LGANT.

80A Term of office of eligible persons

- (1) An eligible person holds office for 3 years or the shorter period specified in the appointment.
- (2) An eligible person may be re-appointed.
- (3) The Minister may determine the terms and conditions on which an eligible person holds office.

80B Vacation of office

An eligible person ceases to be eligible to be a member of a disciplinary committee if:

- (a) the person resigns by giving written notice to the Minister; or
- (b) the person's term of office comes to an end and the person is not re-appointed; or

- (c) the person's appointment is terminated under section 80C(1) or (2).

80C Termination of appointment

- (1) The Minister may terminate the appointment of an eligible person for inability, inefficiency, misbehaviour or physical or mental incapacity.
- (2) The Minister must terminate the appointment of an eligible person if:
 - (a) the person ceases to be a member of the class mentioned in section 80(2) from which he or she was appointed; or
 - (b) the person is found guilty of an offence of such a nature that it would be inappropriate for the person to be a member of a disciplinary committee; or
 - (c) the person:
 - (i) becomes bankrupt; or
 - (ii) applies to take the benefit of a law for the relief of bankrupt or insolvent debtors; or
 - (iii) compounds with creditors or makes an assignment of the person's remuneration for their benefit.
- (3) A termination of appointment must be made in writing.

80D Constitution of disciplinary committee to deal with complaint

- (1) As soon as practicable after a complaint is lodged under section 79, the Agency must:
 - (a) constitute a disciplinary committee consisting of 3 eligible persons, one from each of the classes mentioned in section 80(2); and
 - (b) refer the complaint to the disciplinary committee.
- (2) The disciplinary committee must appoint one of its members to be the chairperson of the disciplinary committee.
- (3) The chairperson of the disciplinary committee coordinates the work of the disciplinary committee.

11 Section 81 amended

(1) Section 81(1)

omit

A disciplinary committee to which a complaint is referred under this Division

insert

The disciplinary committee to which a complaint is referred under section 80D(1)(b)

(2) After section 81(2)

insert

(2A) The complainant and the respondent are each entitled to be represented by a legal practitioner in the proceedings.

(2B) The disciplinary committee may gather information in any way it considers appropriate and is not bound by the rules of evidence, although the rules of natural justice apply.

(2C) Proceedings of the disciplinary committee are to be held in a place open to the public unless the disciplinary committee considers it desirable, in the public interest, to hold the proceedings in private.

(2D) The disciplinary committee may exercise any of the following evidentiary powers:

(a) it may require a person to appear before it to give evidence on oath;

(b) it may require a person to provide written answers to questions put to the person by the disciplinary committee and to verify the answers by statutory declaration;

(c) it may require a person to produce documents or other evidentiary materials in the person's possession or control to the disciplinary committee.

(2E) A requirement under subsection (2D) is made by giving the person whose compliance is required a notice in writing:

(a) stating the subject matter of the complaint; and

(b) setting out the terms of the requirement; and

(c) fixing or allowing a reasonable time for compliance with the requirement.

(2F) A person who gives evidence to a disciplinary committee has the same privileges and immunities as a witness in proceedings before the Supreme Court.

(2G) A person commits an offence if:

(a) the person engages in conduct; and

(b) the conduct contravenes a requirement under subsection (2D).

Maximum penalty: 100 penalty units or imprisonment for 6 months.

(2H) Strict liability applies to subsection (2G)(b).

(2J) It is a defence to a prosecution for an offence against subsection (2G) if the defendant establishes a reasonable excuse.

(3) Section 81(4)(c)

omit

20

insert

120

(4) After section 81(4)

insert

(4A) The disciplinary committee must make a decision under subsection (3) or (4) as soon as practicable after the conclusion of the proceeding, and must notify the complainant and the respondent without delay, in writing, of the decision.

12 Sections 81A and 81B inserted

After section 81

insert

81A Replacement of member

- (1) This section applies if:
 - (a) a proceeding is being conducted by a disciplinary committee; and
 - (b) one of the members (the *original member*) constituting the disciplinary committee vacates office or becomes incapable of continuing to conduct the proceeding.
- (2) The Agency must nominate another eligible person to replace the original member and the disciplinary committee must continue to conduct the proceeding.
- (3) The person nominated under subsection (2) must be an eligible person from the same class mentioned in section 80(2) as the original member.

81B Report of proceedings of disciplinary committee

- (1) Publication of a report of the proceedings of a disciplinary committee is absolutely privileged.
- (2) Publication of a fair report of proceedings or findings of a disciplinary committee is protected by qualified privilege.

13 Section 82 amended

Section 82

omit

all words after "disciplinary committee"

insert

may, within 28 days after the date of the notification of the committee's decision under section 81(4A), appeal to the Tribunal against the decision.

14 Section 96A inserted

After section 96

insert

96A Caretaker policy during general election

- (1) A council must formally adopt by resolution a caretaker policy governing the conduct of the council and its staff during the period that:
 - (a) commences on the nomination day for a general election as defined in the *Local Government (Electoral) Regulations*; and
 - (b) ends when the result of the general election is declared under regulation 56 of those Regulations.
- (2) The caretaker policy must be made in accordance with any guidelines that the Minister may make.
- (3) If the Minister makes guidelines under subsection (2), the council must formally amend by resolution its caretaker policy so that it complies with the guidelines, as soon as practicable after the guidelines are made.

15 Section 109 amended

- (1) Section 109(1)

omit

may, by notice to both employers, elect

insert

may elect, in accordance with this section,

- (2) Section 109(2)

omit, insert

- (1A) An employer must, as soon as practicable after an employee enters into employment, require the employee to provide to the employer, not later than 28 days after the requirement, a written declaration stating:
 - (a) whether the employee was employed by another employer within the 3 months immediately preceding the entering into employment; and

- (b) if the employee was employed by another employer within those 3 months, whether the employee elects to transfer accrued and accruing rights to long service leave to the later employment.
- (1B) The requirement under subsection (1A) is to be given to the employee not later than 5 days after the employee enters into employment, but failure to do so within those 5 days does not affect the validity of the requirement.
- (1C) An employee who does not provide a declaration under subsection (1A) is considered to have decided not to elect to transfer any accrued and accruing rights to long service leave to the later employment.
- (2) If the declaration under subsection (1A) states that the employee elects to transfer accrued and accruing rights to long service leave to the later employment:
- (a) the later employer must, not later than 3 months after the employee enters into employment, notify the former employer, in writing, that the employee has made an election under this section; and
 - (b) the former employer must, not later than 30 days after receiving a notification under paragraph (a):
 - (i) notify the later employer, in writing, of the applicant's accrued and accruing rights to long service leave as appear from the former employer's records; and
 - (ii) pay to the later employer the amount of the provision for long service leave in the former employer's accounts.
- (2A) An amount mentioned in subsection (2)(b)(ii) that remains unpaid after the 30 days may be recovered as a debt due to the later employer from the former employer by action in a court of competent jurisdiction.

16 Section 128 amended

Section 128(2)

omit, insert

- (2) Subject to subsection (2A), a council may, after adopting its budget for a particular financial year, adopt an amendment to its budget.

- (2A) An amendment cannot have the effect:
- (a) of increasing the amount of an allowance for the financial year for the members of the council; or
 - (b) of changing the amount of an allowance for the financial year for members of a local authority established by the council except in accordance with any guidelines made by the Minister.

17 Section 141 amended

Section 141(a)

omit

for which there is no approved rating proposal currently

insert

that is not within the ambit of a notice published under section 142 that is

18 Section 142 amended

- (1) Section 142(2)

omit

rating proposal approved by the Minister at least 1 month

insert

notice published by the Minister in the *Gazette* at least 2 months

- (2) Section 142(3) to (8)

omit, insert

- (3) The council for the area may make submissions to the Minister in relation to conditionally rateable land.
- (4) Before publishing the notice, the Minister must:
- (a) consider a submission made under subsection (3), so long as the submission is received by the Minister at least 5 months before the commencement of the relevant financial year; and
 - (b) consult with the Minister responsible for the pastoral sector and the Minister responsible for the mining sector.

- (5) As soon as practicable after the notice is published in the *Gazette*:
- (a) the council must publish the notice on its website; and
 - (b) the Agency must publish the notice on the Agency's website.

19 Section 144 amended

- (1) Section 144(1)(g)

omit

pre-school, school,

insert

Government school as defined in section 4(1) of the *Education Act*, non-Government school registered under the *Education Act*, or a

- (2) Section 144(1)(j)

omit, insert

(j) the common property:

- (i) in a units plan or building development plan registered under the *Real Property (Unit Titles) Act*, or
- (ii) of a scheme formed under the *Unit Title Schemes Act*,

20 Section 157 amended

- (1) Section 157(2)(b)

omit

apply.

insert

apply; and

- (2) After section 157(2)(b)

insert

(c) state the purpose of the charge.

21 Section 200 amended

(1) Section 200

omit

The following

insert

Subject to section 200A, the following

(2) Section 200(e)

omit

59(4) and 63(3)

insert

59(4), 63(3), 67(4) and 68(3)

(3) After section 200(h)

insert

(ha) the council's budget and any amendment to the council's budget (See section 128(3));

(4) Section 200(i)

omit

(See section 142(6))

insert

or a notice in relation to conditionally rateable land (See section 142(5))

22 Section 200A inserted

After section 200

insert

200A Public availability

- (1) For section 200, the following rules apply, despite any other provision of this Act, in relation to when material need not be available on the council's website:
- (a) if the material is material mentioned in section 200(c):
 - (i) a draft plan need not be available on the website after the final plan is made available on the website; and
 - (ii) a final plan need not be available on the website after 3 years from the last day of the period to which the plan relates;
 - (b) if the material is material mentioned in section 200(d), the material need not be available if the following conditions are met:
 - (i) 3 years have elapsed since the day on which the subsidiary ceased to exist;
 - (ii) during the 3 years when the material was available on the website after the subsidiary ceased to exist, the material was accompanied by a note indicating the date on which the subsidiary ceased to exist;
 - (c) if the material is material mentioned in section 200(e), the material need not be available after 3 years from the day on which the meeting was scheduled, or if later, was held;
 - (d) if the material is material mentioned in section 200(f), the material need not be available after 3 years from the last day of the relevant financial year;
 - (e) if the material is an entry on the register mentioned in section 200(g), the material need not be available after 3 years from the conclusion of the next general election after the entry was made;
 - (f) if the material is a code of conduct mentioned in section 200(h), the material need not be available after it is no longer the code of conduct in force for the council;

- (g) if the material is material mentioned in section 200(ha), the material need not be available after 3 years from the last day of the financial year for which the budget or amendment was adopted;
 - (h) if the material is material mentioned in section 200(i), the material need not be available after 3 years from the last day of the financial year during which the approved rating proposal or notice was published;
 - (i) if the material is material mentioned in section 200(j), the material need not be available after 3 years from the last day of the financial year during which the notice was published;
 - (j) if the material is material mentioned in section 200(k), the material need not be available if the land has been sold or the sale has been called off;
 - (k) if the material is material mentioned in section 200(l), the material need not be available after 3 years from the last day of the financial year during which the council published the notice on the website;
 - (l) if the material is material mentioned in section 200(m) and an order has been made, the material need not be available after 3 years from the last day of the financial year during which the order was made;
 - (m) if the material is material mentioned in section 200(n), the material need not be available after the by-law is made or the proposed by-law is defeated;
 - (n) if the material is material mentioned in section 200(p), the material need not be available after 3 years from the last day of the relevant financial year.
- (2) However, if material is not available on the council's website the council must:
- (a) permit members of the public to inspect copies of the material, without fee, at the council's office in accordance with the regulations; and
 - (b) provide a copy of the material, in accordance with the regulations, to a member of the public who pays the appropriate fee fixed by the council.

23 Section 213 amended

After section 213(1)

insert

- (1A) The amount of the surcharge must not exceed the total of the following amounts:
- (a) the amount of the loss suffered by the council;
 - (b) the amount incurred by the council to recover the surcharge.

24 Chapter 20, Part 20.5 inserted

After section 275

insert

Part 20.5 Transitional provisions for Local Government Amendment Act 2014**276 Disciplinary committees**

- (1) This section applies in relation to a person who was, immediately before the commencement of this section, a member of a disciplinary committee that was established by the Minister under section 80.
- (2) The person is, from the commencement of this section, considered to be a person appointed under section 80(1), as amended by the *Local Government Amendment Act 2014*, of the class mentioned in section 80(2), as amended by that Act, to which the person belonged when the disciplinary committee was established, and as though the person were appointed on the commencement of this section for a term of office of 3 years.

277 Caretaker policy

A council must adopt a caretaker policy as required by section 96A not later than 12 months after the day on which this section commences.

278 Long service leave rights

- (1) This section applies in relation to a person who, immediately before the commencement of this section, was an employee to whom section 109 applied.

- (2) The employee may, not later than 12 months after the day on which this section commences, provide to the later employer under section 109 a declaration stating that the employee elects to transfer accrued and accruing rights to long service leave to the later employment.
- (3) If the employee provides a declaration under subsection (2), section 109, as amended by the *Local Government Amendment Act 2014*, applies as though the declaration were a declaration mentioned in section 109(2).

25 Schedule 2 amended

Schedule 2, clause 10, heading

omit

municipality

insert

municipality, region

Part 3 Other laws amended

26 Other laws amended

The Schedule amends the laws mentioned in it.

Part 4 Expiry of Act

27 Expiry of Act

This Act expires on the day after it commences.

Schedule Other laws amended

section 266

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
<i>Agricultural and Veterinary Chemicals (Control of Use) Regulations</i>		
regulation 13(3), definition <i>public authority</i> , paragraph (c)	whole paragraph	(c) a local government council; or
regulation 13(3), definition <i>public authority</i> , paragraphs (a) and (b), at the end		or
<i>Anti-Discrimination Act</i>		
section 4(1), definition <i>services</i> , paragraph (h)	all words after "or a"	local government council.
section 13(1)(d)	bodies and associations	councils
<i>Associations Act</i>		
section 4, definition <i>council</i>	whole definition	
sections 4, definition <i>gross receipts</i> and 54(1)(b), before "council"		local government
<i>Associations Regulations</i>		
Schedule 1, clause 2(c)(v)	all words from "with" to "authority"	a local government council

Building Act

section 4, definition <i>public authority</i>	whole definition	<i>public authority</i> means the Crown, a local government council, or a public authority established by or under an Act or a statutory body representing the Crown, and includes a person exercising functions on behalf of the Crown or council or the authority or body.
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Business Tenancies (Fair Dealings) Act

section 5(1), definition <i>council</i>	whole definition	
section 47(4)(b), before "council"		local government

Care and Protection of Children Act

section 13, definition <i>local government council</i>	whole definition	
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Care and Protection of Children (Screening) Regulations

Schedules 1 and 2, item 3, paragraph (a)	council constituted under the <i>Local Government Act</i>	local government council
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Child Protection (Offender Reporting and Registration) Act

section 3, definition <i>public authority</i> , paragraph (b)	whole paragraph	(b) a local government council; or
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Construction Industry Long Service Leave and Benefits Act

section 6, definition <i>local government council</i>	whole definition	
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Control of Roads Act

section 5(2) council under the *Local Government Act* local government council

section 25, before "council" local government

Criminal Records (Spent Convictions) Act

section 3(1), definition ***public authority*** public or local authority local government council or public
the authority the council, authority

Crown Lands Act

section 3, definitions ***local government area*** and ***local government council*** whole definition

Dangerous Goods Regulations

regulation 138(4), definition ***authorized person***, paragraph (b), before "council" local government

regulation 140A(3), definition ***By-laws*** all words from "constituted" to "Act" council

Darwin Waterfront Corporation Act

section 3, definition ***council*** whole definition

section 19(2), before "council" local government

Disability Services Act

section 2(1), definition ***organisation***, paragraph (b) whole paragraph (b) a local government council; or

section 2(1), definition organisation , paragraphs (a) and (c) to (e), at the end		or	
<i>Education and Care Services (National Uniform Legislation) Act</i>			
section 8, definition local authority	all words after "a"		local government council.
<i>Electricity Reform Act</i>			
section 57(12), definition public land	council or other local government body		local government council
<i>Encroachment of Buildings Act</i>			
section 3, definition local authority	whole definition		
section 15(1)(a) to (d), at the end		or	
section 15(1)(f)	authority		government council
<i>Energy Pipelines Act</i>			
section 3(1), definition council	whole definition		
section 3(1), definition public authority , paragraph (c)	whole paragraph	(c)	a local government council.
section 3(1), definition public authority , paragraph (a), at the end		or	
section 6(1)(a), before "council"			local government
section 6(1)(a) to (baa), at the end		and	
sections 6(2)(b)(i) and 13(4)(a), before "council"			local government

section 13(4)(a) to (ba) and (4A)(a), at the end		and
section 13(4A)(c)(i), before "council"		local government
section 21B(2)(a)	council within whose municipality or shire	local government council within whose local government area
section 21B(2)(a) to (baa), at the end		and
section 21B(2A)(b)(i), before "council"		local government
<i>Financial Management Act</i>		
section 3(1), definition <i>local government council</i>	whole definition	
<i>Fines and Penalties (Recovery) Act</i>		
section 5, definition <i>law enforcement officer</i> , paragraph (f)	all words after "of a"	local government council;
<i>Firearms Regulations</i>		
regulations 5(b) and 8(c)	organisation	council
regulation 8(a) and (b), at the end		or
<i>Fisheries Regulations</i>		
regulation 183(c)(i)	all words from "a council" to "Act"	a local government council

Government Owned Corporations Act

section 33(2)	amount to a council under the <i>Local Government Act</i>	amount to a local government council
	pay to a council under the <i>Local Government Act</i>	pay to the council

Heritage Act

section 141(2)(c)	statutory corporation or council	statutory corporation or local government council
section 141(5), definition <i>council</i>	whole definition	

Information Act

section 4, definition <i>local authority</i>	whole definition	
section 5(1)(d)	authority	government council
section 72(5)	authority authorities	government council government councils
section 159(1)	authority	government council

Information Regulations

regulation 3, definition <i>prescribed PSO</i>	authority	government council
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Interpretation Act

section 17, definition <i>statutory corporation</i>	all words from "council" to " <i>Government Act</i> "	local government council
section 63(2)(a)	all words from "council" to " <i>Act</i> "	local government council

Kava Management Act

section 3(1), definitions <i>council area</i> and <i>local government council</i>	whole definition	
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section 53, definitions <i>regional council</i> and <i>shire council</i>	a council	a local government council
section 54(1A)(a) to (c)	council area	local government area
section 54(1A)(a), at the end		or
section 57(1)(c)	council area (all references)	local government area
section 58C(3)(a) and (b), at the end		and
sections 57(1)(a), and 58C(3)(a) and (b), and 58D(1), 58D(3)(a), (b) and (c)	council area (all references)	local government area
sections 58D(3)(c) and 61(3)	council area (all references)	local government area
section 58D(3)(a) and (b), at the end		and
<i>Lake Bennett (Land Title) Act</i>		
Schedule 5, clause 4(1)(d)(ii) and (vii)	government or local government agency	government agency or local government council
<i>Land Title Act</i>		
section 4, definition <i>local government body</i> , paragraph (a)	whole paragraph	(a) a local government council; or
<i>Legal Profession Act</i>		
section 467(6)(b), before "council" (all references)		local government
section 467(7), definition <i>council</i>	whole definition	

Liquor Act

section 4(1), definition <i>council area</i>	whole definition	
section 76(2)(c)	council area <i>(all references)</i>	local government area
section 77(2)(d)	all words after "of a"	local government area - the chief executive officer of the local government council;
section 79(1)(d)	council area the council	local government area the local government council
section 86F(5)	a council area each such council	a local government area the local government
section 89A(6)(a)	a council area each such council area;	a local government area the local government area; and
section 101AF(5)	council area each such	local government area the local government
section 101AJ(4)(a)	council area each such area;	local government area the local government area; and
section 120B(1)(c)	whole paragraph	(c) a local government council;

Litter Act

section 3, definition <i>clerk</i> and <i>municipality</i>	whole definition	
section 3		<i>(in alphabetical order)</i> <i>CEO</i> , of a local government council, see section 3 <i>Local Government Act</i> .

section 3, definition <i>officer</i> , paragraph (b)	whole paragraph	(b) employed by one of the following entities for the purpose of enforcing by-laws made by the entity: (i) Parks and Wildlife Commission of the Northern Territory; (ii) Darwin Port Corporation; (iii) a local government council; or
section 3, definition <i>officer</i> , paragraph (a), at the end		or
section 4(1)	municipality	local government area
section 4(2)(a)	whole paragraph	(a) by a local government council in respect of the council's local government area; or
section 4(2) and (3)	municipality	that local government area
section 9A(8)(c)	the council of a municipality an area within that municipality	a local government council the council's local government area
section 9A(8)(a), at the end		and
section 11A(1)	municipality clerk <i>(all references)</i>	local government area CEO

section 11A(2)	municipality	local government area
section 11A(3)	clerk of a municipality	CEO of a local government council
	the municipality	the council's local government area

Local Government (Accounting) Regulations

regulation 10(2)	whole subregulation	<p>(2) Without limiting subregulation (1), the CEO must establish and maintain a plan (a <i>fraud protection plan</i>) to detect and prevent fraud from within and outside the council.</p> <p>(3) Without limiting subregulation (1), the CEO must establish and maintain an audit committee:</p> <p>(a) to monitor:</p> <p>(i) compliance by the council with proper standards of financial management; and</p> <p>(ii) compliance by the council with these regulations and the Accounting Standards; and</p> <p>(b) whose Chairperson must not be a member of council or a member of the</p>
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council's staff.

Local Government Grants Commission Act

section 3, definition
local governing body all words from "council" to "Act" local government council

Mineral Titles Act

section 8, definition
council road council under the *Local Government Act* local government council

Northern Territory Treasury Corporation Act

section 3, definition
local government council whole definition

Ombudsman Act

section 4, definition
council whole definition

section 4, definitions
presiding member
and ***principal officer***,
paragraph (c) a council a local government council

section 5(d), before
"council" local government

sections 50(1)(c), (2)
and (3)(b), 59(3)(b),
63(3)(b), 133(b) and
142(b) a council
(*all references*) a local government council

Pastoral Land Act

section 131(1) all words from "the council" to "Act" a local government council

Place Names Act

section 4, definitions
council and ***council area*** whole definition

section 4A(2)(b) council local government

section 4A(1)(a) to (e)	at the end	and
section 4A(2)(a), at the end		or
section 9(1A)(a)	council area - the council	local government area - the local government council
section 9(1A)(b)	council	local government
section 9(1B)(a), before "council"	council	local government
<i>Pounds Act</i>		
section 3, definitions <i>local area</i> and <i>local authority</i>	whole definition	
section 3, definition <i>pound</i>	authority	government council
sections 4 and 5	all words from "A local" to "responsible"	A local government council in respect of its local government area and the Minister in respect of an area other than a local government area
section 13(b)	whole paragraph	(b) a local government council, to the council and that money will form part of the revenue of the council.
section 32(d)	all words after "by the local"	government council, take over the cattle as the property of the council.
section 32(a) and (b), at the end		or
section 33(f)	all words after "by the local"	government council, to the council.

section 33(a), at the end		and
section 33(d), at the end		or
section 36A, heading	authority	government council
section 36A	all words from "an area" to "responsibility"	a local government area
	authority	government council
<i>Power and Water Corporation Act</i>		
section 19(2)	authority	council
<i>Professional Standards Act</i>		
section 49	public or local	local government council or public
<i>Public Employment (Mobility) Act</i>		
section 3(1), definition <i>municipal authority</i>	whole definition	
section 3(1), definitions <i>employee</i> and <i>public employment</i> , paragraph (b)	municipal authority	local government council
<i>Public Information Act</i>		
section 5(3)(b)	whole paragraph	(b) a local government council;
<i>Public Interest Disclosure Act</i>		
section 4, definition <i>council</i>	whole definition	
section 4, definition <i>mayor</i>	a council	a local government council
sections 4, definition <i>responsible Minister</i> and 6(1)(b)	council (all references)	local government council

section 8(c)	a council	a local government council
section 8(d)	council member	member of a local government council
sections 8(e), (f) and (l), 39(3)(b) and 42(1)(a)(ii)	a council	a local government council

Real Property (Unit Titles) Act

section 9(h)	to the council	to the local government council
	council area <i>(all references)</i>	local government area
section 9(a) to (f), at the end		and
section 9F(a) to (e), at the end		and
sections 9F(g), 9G(b) and 9H(b)	to the council	to the local government council
	council <i>(all references)</i>	local government
section 15	Municipal Council	local government council
	council area <i>(all references)</i>	local government area

Real Property (Unit Titles) Regulations

regulation 10(2)(b)(ii)	council of the area (within the meaning of the <i>Local Government Act</i>)	local government council of the local government area
Schedule 1, Form 10, Schedule of Notes, item 2	municipal	local government

Serious Crime Control Regulations

regulation 5(3)(a)(ii), after "local government"		council
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Summary Offences Act

section 75A(1)(a), at the end		and
section 75A(1)	council, within the meaning of that Act	local government council

Swimming Pool Safety Act

section 3(1) and (2), before "council"		local government
section 4(1), definitions <i>council</i> and <i>council area</i>	whole definition	
section 36, heading, after "of"		local government
section 36, before "council"	council	local government
section 38(2)(a)	the council	the local government council
	council (<i>all references</i>)	local government

Transport of Dangerous Goods by Road and Rail (National Uniform Legislation) Act

section 5, definition <i>public authority</i> , paragraph (b)	authority	council
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Unit Title Schemes Act

section 5, definition <i>local government area</i>	whole definition	
section 5, definition <i>affected local government authority</i> , paragraph (a)	all words from "council" to "area"	local government council for the local government area

Unit Titles Act

section 21E(2)(b)(i)	council area – to the council	local government area – to the local government council
section 53(1A)(c) and (3)(b), before "council"		local government
section 53(1A)(a) and (3)(a), at the end		or

Unit Titles Regulations

regulation 7, heading, after "advise"		local government
regulation 7(1)	(1)	
regulation 7(1), after "relevant"		local government
regulation 7(2)	whole subregulation	

Valuation of Land Act

section 4(1), definition <i>municipality</i>	whole definition	
section 4(1), definition <i>rating authority</i>	the council of a municipality	a local government council
sections 11(1)(a) and 17A(1)(a)	governing body	government council

Victims of Crime Assistance Regulations

regulation 26(a)(vi) and (c)	council constituted under the <i>Local Government Act</i>	local government council
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Water Supply and Sewerage Services Act

section 4, definition <i>public land</i>	council or other local government body	local government council
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Work Health and Safety (National Uniform Legislation) Act

section 4, definition <i>local authority</i>	whole definition	
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sections 4, definitions local authority local government council
officer and *public*
authority,
paragraph (b)
and 5(5)

Workers Rehabilitation and Compensation Act

section 7A(2)(b) all words after "of a" local government
council;