

Serial 32
Penalties Amendment (Miscellaneous) Bill 2013
Mr Elferink

A Bill for an Act to amend penalties in various Acts and subordinate legislation
administered by various Ministers

NORTHERN TERRITORY OF AUSTRALIA

PENALTIES AMENDMENT (MISCELLANEOUS) ACT 2013

Act No. [] of 2013

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NORTHERN TERRITORY OF AUSTRALIA

Act No. [] of 2013

An Act to amend penalties in various Acts and subordinate legislation administered by various Ministers

[Assented to [] 2013]
[Second reading [] 2013]

The Legislative Assembly of the Northern Territory enacts as follows:

1 Short title

This Act may be cited as the *Penalties Amendment (Miscellaneous) Act 2013*.

2 Commencement

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

3 Laws administered by the Minister for Police, Fire and Emergency Services amended

Schedule 1 amends the laws mentioned in it.

4 Laws administered by the Minister for Transport amended

Schedule 2 amends the laws mentioned in it.

5 Laws administered by the Treasurer amended

Schedule 3 amends the laws mentioned in it.

6 Laws administered by the Minister for Business amended

Schedule 4 amends the laws mentioned in it.

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- 7** **Laws administered by the Minister for Employment and Training amended**
- Schedule 5 amends the laws mentioned in it.
- 8** **Laws administered by the Attorney-General and Minister for Justice amended**
- Schedule 6 amends the laws mentioned in it.
- 9** **Laws administered by the Minister for Public Employment amended**
- Schedule 7 amends the laws mentioned in it.
- 10** **Laws administered by the Minister for Health amended**
- Schedule 8 amends the laws mentioned in it.
- 11** **Laws administered by the Minister for Education amended**
- Schedule 9 amends the laws mentioned in it.
- 12** **Laws administered by the Minister for Lands, Planning and the Environment amended**
- Schedule 10 amends the laws mentioned in it.
- 13** **Laws administered by the Minister for Mines and Energy amended**
- Schedule 11 amends the laws mentioned in it.
- 14** **Laws administered by the Minister for Land Resource Management amended**
- Schedule 12 amends the laws mentioned in it.
- 15** **Laws administered by the Minister for Regional Development amended**
- Schedule 13 amends the laws mentioned in it.
- 16** **Laws administered by the Minister for Local Government amended**
- Schedule 14 amends the laws mentioned in it.

17 Laws administered by the Minister for Sport and Recreation amended

Schedule 15 amends the laws mentioned in it.

18 Laws administered by the Minister for Parks and Wildlife amended

Schedule 16 amends the laws mentioned in it.

19 Laws administered by the Minister for Arts and Museums amended

Schedule 17 amends the laws mentioned in it.

20 Expiry

This Act expires the day after it commences.

**Schedule 1 Laws administered by the Minister for Police,
Fire and Emergency Services**

section 3

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
<i>Firearms Act</i>		
section 89(1), at the end		Maximum penalty: 100 penalty units or imprisonment for 2 years.
<i>Firearms Regulations</i>		
Schedule 4, column 2	\$500 (all references)	4 penalty units
	\$200 (all references)	1.5 penalty units

Schedule 2 Laws administered by the Minister for Transport

section 4

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
<i>AustralAsia Railway Corporation Act</i>		
section 27(7), penalty provision	whole penalty provision	Maximum penalty: 15 penalty units.
<i>AustralAsia Railway (Special Provisions) Act</i>		
section 21(2), penalty provision	Penalty:	Maximum penalty:
<i>AustralAsia Railway (Third Party Access) Act</i>		
Schedule, clause 12A(2) and (3), penalty provision	whole penalty provision	Maximum penalty: 85 penalty units.
Schedule, clause 12A(5), penalty provision	whole penalty provision	Maximum penalty: 885 penalty units.
Schedule, clause 12B(5), penalty provision	whole penalty provision	Maximum penalty: 85 penalty units.
Schedule, clauses 28(2) and (5), 30 and 31(1), penalty provision	whole penalty provision	Maximum penalty: 440 penalty units.
Schedule, clause 32, penalty provision	whole penalty provision	Maximum penalty: 885 penalty units.
Schedule, clauses 38 and 39(3), penalty provision	Penalty: \$100,000 and \$10,000	Maximum penalty: 885 penalty units and 85 penalty units

Commercial Passenger (Road) Transport Act

sections 8(1) and 17(1), penalty provision	whole penalty provision	Maximum penalty: 85 penalty units.
section 26(2), penalty provision	whole penalty provision	Maximum penalty: 8 penalty units.
section 26A(2), penalty provision	whole penalty provision	Maximum penalty: 15 penalty units.
section 30(1), penalty provision	whole penalty provision	Maximum penalty: 85 penalty units.
section 37A(2), penalty provision	whole penalty provision	Maximum penalty: 8 penalty units.
section 37B(2), penalty provision	whole penalty provision	Maximum penalty: 25 penalty units.
section 37C(1), penalty provision	whole penalty provision	Maximum penalty: 85 penalty units.
section 37M(2), penalty provision	whole penalty provision	Maximum penalty: 8 penalty units.
sections 37N(1) and 38A(1), penalty provision	whole penalty provision	Maximum penalty: 85 penalty units.
section 38K(2), penalty provision	whole penalty provision	Maximum penalty: 15 penalty units.
sections 38L(1) and 39(1), penalty provision	whole penalty provision	Maximum penalty: 85 penalty units.
sections 45(2) and 49(1), penalty provision	whole penalty provision	Maximum penalty: 40 penalty units.
sections 52(1), 58(1) and 69, penalty provision	whole penalty provision	Maximum penalty: 85 penalty units.
section 70, penalty provision	whole penalty provision	Maximum penalty: 15 penalty units.
section 71(1), (7A), (8A) and (9), penalty provision	whole penalty provision	Maximum penalty: 40 penalty units.

sections 72(2) and 74(1), penalty provision	whole penalty provision	Maximum penalty: 15 penalty units.
section 75C(1) and (2), penalty provision	Penalty:	Maximum penalty:
section 79A(1), penalty provision	whole penalty provision	Maximum penalty: 85 penalty units.
section 80	no penalty penalty not exceeding \$10,000	no penalty is imposed maximum penalty of 85 penalty units
section 87(n)	penalties not exceeding \$10,000	maximum penalties of 85 penalty units

Control of Roads Act (except Part IV)

sections 51, 52(1) and 54, penalty provision	\$400	3 penalty units
sections 55 and 56, penalty provision	\$100	0.8 penalty unit
section 57, penalty provision	\$400	3 penalty units
sections 58, 59(1) and 60A, penalty provision	\$100	0.8 penalty unit

Courtesy Vehicle Regulations

regulations 4(1) and (2), 5, 6(1) and (2), 7, 8(1), 9, 10, 11(1) to (3), 12(1), 13, 14, 15(1) and (2), 16(1) to (3), 17, 18(1) and (3), 19 and 20(3), penalty provision	whole penalty provision	Maximum penalty: 25 penalty units.
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Limousine Regulations

regulations 4(1) and (2), 5, 6(1) and (2), 7(1), 8, 9(1), 10, 11, 12(1), 13(1) and (2), 14(1) and (2) and 15(3), penalty provision	whole penalty provision	Maximum penalty: 25 penalty units.
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Marine (Air-Cushioned Vehicles) Regulations

regulation 22, penalty provision	Penalty:	Maximum penalty:
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Marine (Passenger) Regulations

regulations 7(2), 8 and 9, penalty provision	Penalty:	Maximum penalty:
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Marine (Pilotage) Regulations

regulation 5(3), penalty provision	Penalty:	Maximum penalty:
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Motor Omnibus Regulations

regulation 87, penalty provision	Penalty:	Maximum penalty:
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Motor Vehicle (Hire Car) Regulations

regulation 74, penalty provision	whole penalty provision	Maximum penalty: 8 penalty units.
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Motor Vehicles Act (except Part V)

section 52, penalty provision	whole penalty provision	Maximum penalty: 8 penalty units.
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section 53(1), penalty provision	Penalty: \$1,000	Maximum penalty: 8 penalty units
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sections 54, 55 and 58(2), penalty provision	whole penalty provision	Maximum penalty: 8 penalty units.
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section 65(1), penalty provision	Penalty: \$10,000	Maximum penalty: 85 penalty units
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section 107(1), penalty provision	Penalty:	Maximum penalty:
	\$2,000	15 penalty units
	\$10,000	85 penalty units

section 114(1) and (2), penalty provision	Penalty:	Maximum penalty:
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section 117(1)	penalty not exceeding \$2,000 \$10,000	maximum penalty of 15 penalty units 85 penalty units
section 138(1)(ae)	penalties not exceeding \$2,000 in respect of an individual or \$10,000	maximum penalties of 15 penalty units in respect of an individual or 85 penalty units

Motor Vehicles Regulations

regulation 14A, penalty provision	whole penalty provision	Maximum penalty: 0.8 penalty unit.
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Motor Vehicles (Standards) Regulations

regulation 35, penalty provision	Penalty:	Maximum penalty:
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Passenger Bus Regulations

regulation 20, penalty provision	whole penalty provision	Maximum penalty: 25 penalty units.
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Private Hire Car Regulations

regulation 15, penalty provision	whole penalty provision	Maximum penalty: 25 penalty units.
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Special Function Vehicle Regulations

regulations 4(1) and (2), 5, 6(1) and (2), 7, 8(1), 9, 10(1), 11, 12(1) and (2), 13(1) and (2) and 15, penalty provision	whole penalty provision	Maximum penalty: 25 penalty units.
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Tourist Vehicles Regulations

regulation 14	penalty not exceeding \$3,000	maximum penalty of 25 penalty units
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Schedule 3 Laws administered by the Treasurer

section 5

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
<i>Stamp Duty Act</i>		
section 59(5), penalty provision	Penalty:	Maximum penalty:
section 83E	\$10,000	85 penalty units

Schedule 4 Laws administered by the Minister for Business

section 6

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
Consumer Affairs and Fair Trading Act (Parts 3, 10, 11 and 14)		
section 283(1) to (3), at the end		<p>Maximum penalty: If the offender is a natural person – 100 penalty units.</p> <p>If the offender is a body corporate – 500 penalty units.</p>
sections 285(1) and 286(1), at the end		<p>Maximum penalty: If the offender is a natural person – 20 penalty units.</p> <p>If the offender is a body corporate – 100 penalty units.</p>
section 296(1), at the end		<p>Maximum penalty: If the offender is a natural person – 100 penalty units.</p> <p>If the offender is a body corporate – 500 penalty units.</p>
Gaming Control (Gaming Machines) Regulations		
regulations 6(3) to (5) and 7(5), penalty provision	\$500 (<i>all references</i>)	4 penalty units

Gaming Control (Internet Gaming) Regulations

regulations 5(1) and (2), 7, 13(1) and (2) and 14(3), penalty provision	\$2,000	15 penalty units
regulation 22(1), at the end		Maximum penalty: 15 penalty units.
regulations 22(2), 25(1), 27, 28, 31(4), 33(3), 34(2) and 35, penalty provision	\$2,000	15 penalty units
regulation 37(2), penalty provision	whole penalty provision	Maximum penalty: 15 penalty units.
regulations 37(5) and (6), 38 to 40, 41(1), 42(2), 44(1), 45(1), 46(1) and (2), 48(2), 49(1), 52, 53(1) and (2) and 54, penalty provision	\$2,000	15 penalty units
regulation 56(1) and (2), at the end		Maximum penalty: 15 penalty units.
regulations 56(3), 57(5), 58(1) and (2), 59(1), (3), (4), 60(1), (3), (4) and (6), 61 and 65(1) to (3), penalty provision	\$2,000	15 penalty units
regulation 66(1), at the end		Maximum penalty: 15 penalty units.
regulations 66(3), 67(4), 68, 69 and 70(1), penalty provision	\$2,000	15 penalty units.

Gaming Machine Act (except Part 8)

section 194(2)(w)	penalties, not exceeding \$5,000,	maximum penalties of 40 penalty units
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Gaming Machine Regulations

regulations 8 and 9, penalty provision	\$5,000	40 penalty units
regulation 13(1) to (3), at the end		Maximum penalty: 40 penalty units.
regulation 13(4), penalty provision	\$5,000	40 penalty units
regulation 15(1) to (8), at the end		Maximum penalty: 40 penalty units.
regulations 15(9), 17 and 21, penalty provision	\$5,000	40 penalty units
regulation 28(1) and (2), at the end		Maximum penalty: 40 penalty units.
regulations 28(3) and 29(1), penalty provision	\$5,000	40 penalty units
regulation 30(1), at the end		Maximum penalty: 40 penalty units.
regulations 30(2) and 39(1) to (2), penalty provision	\$5,000	40 penalty units

Private Security Act

section 27(2)(a)(ii), (b)(iii) and (c)(iii)	penalty of not more than \$10,000	maximum penalty of 85 penalty units
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Racing and Betting Regulations

regulation 17B(1), penalty provision	\$2,000	15 penalty units
regulation 24(2)	fine not exceeding \$2,000	maximum penalty of 15 penalty units

Tobacco Control Regulations

Schedule	\$100 <i>(all references)</i>	0.8 penalty unit
	\$500 <i>(all references)</i>	4 penalty units

**Schedule 5 Laws administered by the Minister for
Employment and Training**

section 7

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
<i>Northern Territory Employment and Training Act</i>		
sections 30(1) to (3), 31J(2), 34(1), 43C, 43D, 46, 49, 55(3), 57(3), 58(2), 61(8), 62(4), 63(2) and (3), 64, 65(1) and (2), 67(1), 73(3), 76, 89(3), 91, 93(1) to (3), 97 and 98(1) and (2), penalty provision	Penalty:	Maximum penalty:

Schedule 6 Laws administered by the Attorney-General and Minister for Justice

section 8

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
Criminal Code		
section 3(1), note	<i>penalty</i>	<i>maximum penalty</i>
section 43BI(7), penalty provision	Penalty:	Maximum penalty:
section 125C(1)(b)	\$20,000	175 penalty units
sections 174C, 174D, 174E, 174F(1) and (2) and 192(3) and (4), penalty provision	Penalty:	Maximum penalty:
Local Court Act		
sections 33(4) and 34(3)(b)	\$2,000	15 penalty units
Sexual Offences (Evidence and Procedure) Act		
section 11(3)(a)	fine of \$25,000	maximum penalty of 220 penalty units
section 11(3)(b)	fine of \$5,000	maximum penalty of 40 penalty units
Unauthorized Documents Act		
section 3(3)	penalty of not more than \$400	maximum penalty of 3 penalty units

Schedule 7 Laws administered by the Minister for Public Employment

section 9

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
<i>Annual Leave Act</i>		
section 19(1), penalty provision	Penalty: \$1,000	Maximum penalty: 8 penalty units
<i>Long Service Leave Act</i>		
section 18(1), penalty provision	Penalty: \$1,000	Maximum penalty: 8 penalty units
<i>Prisons (Arbitral Tribunal) Act</i>		
sections 11N and 11P, penalty provision	whole penalty provision	Maximum penalty: 0.8 penalty unit.
section 11Q, penalty provision	Penalty:	Maximum penalty:
<i>Public Holidays Act</i>		
section 16(1), penalty provision	Penalty: \$1,000	Maximum penalty: 8 penalty units

Schedule 8 Laws administered by the Minister for Health

section 10

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
<i>Health and Community Services Complaints Act</i>		
section 28(4), penalty provision	whole penalty provision	Maximum penalty: 40 penalty units.
section 47(1) to (3), penalty provision	whole penalty provision	Maximum penalty: 85 penalty units.
sections 55(4), 56(2) and 66(4), penalty provision	whole penalty provision	Maximum penalty: 40 penalty units.
section 84(1) and (2), at the end		Maximum penalty: 40 penalty units.
section 84(5), penalty provision	whole penalty provision	
section 91, penalty provision	Penalty: \$10,000	Maximum penalty: 85 penalty units
section 92(1) and (2), at the end		Maximum penalty: 85 penalty units or imprisonment for 2 years.
sections 92(3), 93(1), 94(1) and 97(1), penalty provision	Penalty: \$10,000	Maximum penalty: 85 penalty units
sections 99(1) and 100, penalty provision	whole penalty provision	Maximum penalty: 40 penalty units.

Schedule 9 Laws administered by the Minister for Education

section 11

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
<i>Batchelor Institute of Indigenous Tertiary Education Act</i>		
section 49(2)(zk)	penalties not exceeding \$1,000	maximum penalties of, or an amount equal to, 8 penalty units
section 51(3)	penalties not exceeding \$100	maximum penalties of, or an amount equal to, 0.8 penalty unit
<i>Education Act</i>		
sections 60K(1) and 71Q(1)	all words from "impose" to "or rule"	impose the following penalties: <ul style="list-style-type: none"> (a) for a contravention of a by-law – a maximum penalty of, or an amount equal to, 8 penalty units; (b) for a contravention of a rule – \$20.
<i>Higher Education Act</i>		
sections 35(1), 44(1) and (2), 45(1), 46, 47, 48(1) and (2), 49, 50(1) and (2), 51(1) and (2) and 52(1), penalty provision	Penalty:	Maximum penalty:

Schedule 10 Laws administered by the Minister for Lands, Planning and the Environment

section 12

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
<i>Aboriginal Land Act</i>		
sections 4(1), 14(1), 22(2) and 23, penalty provision	whole penalty provision	Maximum penalty: 8 penalty units.
<i>Architects Act</i>		
sections 17, 18 and 22(2), penalty provision	Penalty:	Maximum penalty:
section 25(1), penalty provision	Penalty: 0.5 penalty units	Maximum penalty: 0.5 penalty unit
sections 30(1), 31(1) and 34, penalty provision	Penalty:	Maximum penalty:
section 41(b)	units	unit
<i>Control of Roads Act (Part IV)</i>		
section 29(3), penalty provision	\$400	3 penalty units
<i>Crown Lands Act (except section 79)</i>		
section 37(3), penalty provision	whole penalty provision	Maximum penalty: 40 penalty units.
section 98(2), penalty provision	whole penalty provision	Maximum penalty: 4 penalty units.
section 101, penalty provision	Penalty: \$5,000	Maximum penalty: 40 penalty units
section 102, penalty provision	whole penalty provision	Maximum penalty: 40 penalty units.

section 106(1)(e)	penalties not exceeding \$1,000	maximum penalties of 8 penalty units
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Electrical Workers and Contractors Act

sections 45E(1) and 45F, penalty provision	whole penalty provision	Maximum penalty: 4 penalty units.
section 45H, penalty provision	Penalty:	Maximum penalty:
section 50(3), penalty provision	whole penalty provision	Maximum penalty: 1.5 penalty units.
section 50B(1), at the end		Maximum penalty: 4 penalty units.
section 50B(2), penalty provision	whole penalty provision	Maximum penalty: 4 penalty units.
section 51, penalty provision	Penalty: \$200	Maximum penalty: 2 penalty units
section 53, penalty provision	Penalty: \$1,000	Maximum penalty: 8 penalty units
section 54, penalty provision	Penalty: \$2,000	Maximum penalty: 15 penalty units
section 54A, penalty provision	Penalty: \$1,000	Maximum penalty: 8 penalty units
section 55(2), penalty provision	Penalty: \$200	Maximum penalty: 1.5 penalty units
section 55F(2)	a fine of \$1,000	the imposition of a maximum penalty of 8 penalty units

Lands Acquisition Act

section 31, penalty provision	Penalty: \$2,500	Maximum penalty: 20 penalty units
section 53(3), penalty provision	whole penalty provision	Maximum penalty: 8 penalty units.

Licensed Surveyors Act

sections 31 and 37(2), penalty provision	Penalty:	Maximum penalty:
section 42(2)(b)	penalty, not exceeding a fine of 100 penalty units,	maximum penalty of 100 penalty units
sections 48(1) to (3), 56(1), 57(1), 61(3) and 62(1), penalty provision	Penalty:	Maximum penalty:
section 66(g)	penalties, not exceeding a fine of 100 penalty units,	maximum penalties of 100 penalty units

Litter Act

section 6(1), penalty provision	whole penalty provision	Maximum penalty: 15 penalty units.
section 6(4)	penalty for an offence against this section is a fine not exceeding \$2,000	maximum penalty for an offence against this section is 15 penalty units
	fine not exceeding \$3,000	maximum penalty of 25 penalty units
sections 7(1) and 11(2), penalty provision	whole penalty provision	Maximum penalty: 4 penalty units.
section 11(3)	fine not exceeding \$500	maximum penalty of 4 penalty units

Marine Pollution Act

section 17(1), penalty provision	whole penalty provision	Maximum penalty: 1 000 penalty units.
sections 24(4), 34(1) and (2) and 41(1) to (3), penalty provision	Penalty:	Maximum penalty:
section 45(4), penalty provision	whole penalty provision	Maximum penalty: 1 000 penalty units.
section 47(1) and (2), penalty provision	Penalty:	Maximum penalty:

section 49(4), penalty provision	whole penalty provision	Maximum penalty: 5 000 penalty units.
section 49(5)	the penalty \$1,500	the maximum penalty 13 penalty units
section 50(1) to (3), penalty provision	whole penalty provision	Maximum penalty: 1 000 penalty units.
section 52(3), penalty provision	Penalty:	Maximum penalty:
sections 57(6) and (7) and 63(3), penalty provision	Penalty:	Maximum penalty:
section 65(3) and (5), penalty provision	whole penalty provision	Maximum penalty: 1 000 penalty units.
sections 67(4), 69(2) and (5), 73(1), 74(1), 75 and 76(1), penalty provision	Penalty:	Maximum penalty:
sections 77(1) and 78(1), penalty provision	whole penalty provision	Maximum penalty: 1 000 penalty units.
sections 79 and 80, penalty provision	Penalty:	Maximum penalty:
section 93(a)	\$25,000;	220 penalty units; or
section 93(b)	\$10,000;	85 penalty units; or
section 93(c)	\$5,000;	40 penalty units; or
section 93(d) and (e)	\$500	4 penalty units

Marine Pollution Regulations

regulations 8(6) and (7), 10(1) to (3), 18(5) and (6), 20(1) to (3), 27(2), 29(1), 30(4) and (5) and 33(1) to (3), penalty provision	Penalty:	Maximum penalty:
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National Trust (Northern Territory) Act

section 13(2)(g)	all words from "prescribing" to "Corporations Act 2001"	imposing the following maximum penalties for a contravention of the by-laws: (i) for an individual – \$50; (ii) for a corporation – 40 penalty units.
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Northern Territory Land Corporation Act

section 12, penalty provision	Penalty: \$3,000	Maximum penalty: 25 penalty units
section 13(2), penalty provision	whole penalty provision	Maximum penalty: 8 penalty units.

Planning Act

sections 16(6), 61, 63(1), 66(5) and (7), 75(1) to (3), 75A(1), 76(5), 81ZA(1), 97(3), 106(1) and (3), 107 and 119, penalty provision	Penalty:	Maximum penalty:
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Planning Regulations

regulation 8, penalty provision	Penalty:	Maximum penalty:
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Plumbers and Drainers Licensing Act

section 28(4), penalty provision	whole penalty provision	Maximum penalty: 0.8 penalty unit.
section 38(1) and (2), at the end		Maximum penalty: For a first offence – 15 penalty units or imprisonment for 6 months. For a second or subsequent offence – 40 penalty units or imprisonment for 12 months.

section 38(3), penalty provision	offence against this section – \$2,000	offence – 15 penalty units
	offence against this section – \$5,000	offence – 40 penalty units
section 40(1), at the end		Maximum penalty: For a first offence – 15 penalty units or imprisonment for 6 months. For a second or subsequent offence – 40 penalty units or imprisonment for 12 months.
section 40(2), penalty provision	offence against this section – \$2,000	offence – 15 penalty units
	offence against this section – \$5,000	offence – 40 penalty units
section 41, penalty provision	\$2,000	15 penalty units
section 42(1) and (2), penalty provision	\$500	4 penalty units
section 43, penalty provision	\$2,000	15 penalty units
section 44(1) and (2), penalty provision	\$100	0.8 penalty unit
section 45, penalty provision	\$2,000	15 penalty units
section 46, penalty provision	\$100	0.8 penalty unit
section 48(3), penalty provision	\$500	4 penalty units
section 49(2)(c)	penalties, not exceeding \$500,	maximum penalties of 4 penalty units

Swimming Pool Safety Act

sections 14(1), 15(2) and (3), 16(1), 23, 26(5), 27(5), 29(1) and (2), 30 to 32, 33(1), 34, 35(1), 37(4), 41(3) and (4), 43(6) and 55(2), penalty provision	Penalty:	Maximum penalty:
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Swimming Pool Safety Regulations

regulations 14(3) and 15(5), penalty provision	Penalty:	Maximum penalty:
Schedule 1, Forms 5 and 6, notes	A a penalty	Under section 55 of the Act, a a maximum penalty

Valuation of Land Act

section 10C(6), penalty provision	whole penalty provision	Maximum penalty: 15 penalty units.
section 20K(2), penalty provision	whole penalty provision	Maximum penalty: 0.8 penalty unit.
sections 41(2) and 42(2) and (5), penalty provisions	whole penalty provision	Maximum penalty: 1.5 penalty units.
section 43(1) and (2), at the end		Maximum penalty: \$40
section 43(4), penalty provision	whole penalty provision	

Schedule 11 Laws administered by the Minister for Mines and Energy

section 13

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
<i>Petroleum Act (except provisions about royalties)</i>		
section 57A(13) and (14), penalty provision	Penalty:	Maximum penalty:
section 59(1), at the end		Maximum penalty: If the offender is a natural person – 100 penalty units. If the offender is a body corporate – 500 penalty units.
sections 59(2), 64(1) and (3), 65(3), 71(3), 75(1), 77(2), 81(2), 87(3), 88(5), 98(2), 99(2) and 105, penalty provision	Penalty:	Maximum penalty:
sections 106(2) and 107(1)	penalty of	maximum penalty of
sections 109 and 110, penalty provision	Penalty:	Maximum penalty:
section 118(2)(s)	penalties for offences against the Regulations not exceeding	maximum penalties for offences against the Regulations of
<i>Petroleum (Submerged Lands) Act</i>		
sections 19(1), 34(3), 35(2), 38J(3), 38K(2), and 39, penalty provision	Penalty:	Maximum penalty:

<p>section 60(1) to (5), at the end</p>		<p>Maximum penalty: If the offender is a natural person – 400 penalty units or imprisonment for 2 years.</p> <p>If the offender is a body corporate – 2 000 penalty units.</p>
<p>section 60(6), penalty provision</p>	<p>whole penalty provision</p>	
<p>sections 72(2), 74(1) and 82(1), penalty provision</p>	<p>Penalty:</p>	<p>Maximum penalty:</p>
<p>section 84(1C), at the end</p>		<p>Maximum penalty: If the offender is a natural person – 100 penalty units or imprisonment for 6 months.</p> <p>If the offender is a body corporate – 500 penalty units.</p>
<p>sections 84(2), 85(2), 90 and 96(3), penalty provision</p>	<p>Penalty:</p>	<p>Maximum penalty:</p>
<p>section 97(1) to (5), at the end</p>		<p>Maximum penalty: If the offender is a natural person – 200 penalty units.</p> <p>If the offender is a body corporate – 1 000 penalty units.</p>
<p>section 97(7), penalty provision</p>	<p>whole penalty provision</p>	
<p>section 98(2) and (3), at the end</p>		<p>Maximum penalty: If the offender is a natural person – 200 penalty units.</p> <p>If the offender is a body corporate – 1 000 penalty units.</p>

section 98(4), penalty provision	whole penalty provision	
sections 100(3), 101(2A) to (2C) and (7), 107(3), 111(9), 112(10) and (11), 117, 120, 121(3), 122(2), 124, 125(3) and 126(3), penalty provision	Penalty:	Maximum penalty:
section 131(3)	fine not exceeding	maximum penalty of
sections 137B(3) and 137C(2), penalty provision	Penalty:	Maximum penalty:
section 169(2)(n)(i)	penalty of not more than	maximum penalty of
section 169(2)(n)(ii)	penalty of not more	maximum penalty of
Schedule 4, clauses 5(1) and (2), 8(1) and (2), 9(1) and (2), 10(1) and (4), 11(1) and (2), 12(1), 13(1), 14(1), 53, 54(3), 55(5), 58(7), 60(1), 62, 63(1) to (3), 71, 72 and 73(1), penalty provision	Penalty:	Maximum penalty:

Schedule 12 Laws administered by the Minister for Land Resource Management

section 14

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
<i>Bushfires Act</i>		
section 24(2), penalty provision	whole penalty provision	Maximum penalty: 8 penalty units.
section 30A, penalty provision	Penalty: \$3,000	Maximum penalty: 25 penalty units
section 34(3), penalty provision	Penalty: \$5 000	Maximum penalty: 40 penalty units
section 35, penalty provision	Penalty: \$25 000	Maximum penalty: 220 penalty units
section 38, penalty provision	Penalty: \$5 000	Maximum penalty: 40 penalty units
sections 39 and 40(1), penalty provision	Penalty: \$25 000	Maximum penalty: 220 penalty units
sections 41 and 42, penalty provision	Penalty: \$5 000	Maximum penalty: 40 penalty units
section 44(3), penalty provision	Penalty: \$25 000	Maximum penalty: 220 penalty units
section 45(1) and (3), penalty provision	Penalty: \$5 000	Maximum penalty: 40 penalty units
section 47(3B), penalty provision	Penalty: \$5 000 or imprisonment for 2 years and \$500	Maximum penalty: 40 penalty units or imprisonment for 2 years and 4 penalty units
section 48, penalty provision	Penalty: \$25 000	Maximum penalty: 220 penalty units

sections 49(1) to (3) and 52(1) and (2), penalty provision	Penalty: \$5 000	Maximum penalty: 40 penalty units
section 61(3)(b)	penalties not exceeding \$10 000	maximum penalties of 85 penalty units

Bushfires Regulations

regulations 3(1) and 4(1), penalty provision	Penalty: \$2 500, and \$250	Maximum penalty: 20 penalty units and 2 penalty units
Schedule 1, Forms 3 and 4	\$5 000 or imprisonment for 2 years and \$500	40 penalty units or imprisonment for 2 years and 4 penalty units
Schedule 2	\$500 (<i>all references</i>)	4 penalty units

Pastoral Land Act (except provisions relating to Aboriginal Community living areas)

section 22, penalty provision	Penalty: \$5,000	Maximum penalty: 40 penalty units
section 35(4), penalty provision	Penalty: \$50,000 and \$1,000	Maximum penalty: 440 penalty units and 8 penalty units
section 38(5), penalty provision	whole penalty provision	Maximum penalty: 40 penalty units.
section 40(7), penalty provision	Penalty: \$10,000 and \$500	Maximum penalty: 85 penalty units and 4 penalty units
section 67(2), penalty provision	whole penalty provision	Maximum penalty: 40 penalty units.

section 73(1), penalty provision	whole penalty provision	Maximum penalty: 40 penalty units and 4 penalty units for each day after being found guilty of the offence during which the pastoral lessee fails to comply with the directions.
section 74(5), penalty provision	whole penalty provision	Maximum penalty: 440 penalty units.
section 74(6), penalty provision	whole penalty provision	Maximum penalty: 8 penalty units.
sections 75(2) and 80(1), (3) and (4), penalty provision	whole penalty provision	Maximum penalty: 40 penalty units.
section 82(2) penalty provision	whole penalty provision	Maximum penalty: 40 penalty units.
section 83(3), penalty provision	whole penalty provision	Maximum penalty: 4 penalty units.
section 117(2), penalty provision	whole penalty provision	Maximum penalty: 15 penalty units.
section 128(j)	penalties not exceeding \$5,000	maximum penalties of 40 penalty units

Pastoral Land Regulations

regulation 4, penalty provision	\$5 000	40 penalty units
regulation 5, penalty provision	\$2 000	15 penalty units
regulation 14(1), penalty provision	\$5 000	40 penalty units
regulations 17(2), 19 and 21, penalty provision	\$500	4 penalty units
regulation 28, penalty provision	\$2 000	15 penalty units

Soil Conservation and Land Utilisation Act

section 7B, penalty provision	Penalty: \$3,000	Maximum penalty: 25 penalty units
sections 14(4) and 15(2), penalty provision	whole penalty provision	Maximum penalty: 8 penalty units.
section 20, penalty provision	whole penalty provision	Maximum penalty: 0.8 penalty unit.
section 20C(1) and (2), penalty provision	whole penalty provision	Maximum penalty: 4 penalty units.
section 20D(2), at the end		Maximum penalty: 1.5 penalty units.
section 20D(3), penalty provision	whole penalty provision	Maximum penalty: 1.5 penalty units.
sections 39(3) and 41, penalty provision	whole penalty provision	Maximum penalty: 4 penalty units.
section 45(1)(b)	fine not exceeding \$100	maximum penalty of 0.8 penalty unit

Water Act

section 15(2), penalty provision	whole penalty provision	Maximum penalty: For a first offence – 15 penalty units. For a second or subsequent offence – not less than 15 penalty units or more than 85 penalty units or imprisonment for 2 years. Maximum default penalty: 1.5 penalty units.
section 15(5), penalty provision	whole penalty provision	Maximum penalty: 15 penalty units. Maximum default penalty: 1.5 penalty units.

section 16(3), penalty provision	Default penalty: \$500 \$2,500	Maximum default penalty: 4 penalty units 20 penalty units
section 27, penalty provision	Penalty: \$2,000	Maximum penalty: 15 penalty units
section 31(2), penalty provision	whole penalty provision	Maximum penalty: 8 penalty units.
section 37, penalty provision	whole penalty provision	Maximum penalty: 8 penalty units. Maximum default penalty: 1.5 penalty units.
section 39(4), penalty provision	\$5 000	40 penalty units
section 40(1), penalty provision	whole penalty provision	Maximum penalty: For a first offence – 15 penalty units. For a second or subsequent offence – not less than 15 penalty units or more than 85 penalty units. Maximum default penalty: 1.5 penalty units.
section 42, penalty provision	whole penalty provision	Maximum penalty: 15 penalty units. Maximum default penalty: 1.5 penalty units.
section 44(1), penalty provision	whole penalty provision	Maximum penalty: For a first offence – 15 penalty units. For a second or subsequent offence – not less than 15 penalty units or more than 85 penalty units.

		Maximum default penalty: 1.5 penalty units.
section 46, penalty provision	whole penalty provision	Maximum penalty: 15 penalty units. Maximum default penalty: 1.5 penalty units.
section 48(1), penalty provision	whole penalty provision	Maximum penalty: For a first offence – 40 penalty units or imprisonment for 3 months. For a second or subsequent offence – not less than 40 penalty units or more than 85 penalty units or imprisonment for 12 months.
section 50, penalty provision	whole penalty provision	Maximum penalty: 40 penalty units. Maximum default penalty: 4 penalty units.
sections 53(2) and 55(2), penalty provision	whole penalty provision	Maximum penalty: 15 penalty units. Maximum default penalty: 1.5 penalty units.
section 56(1), penalty provision	whole penalty provision	Maximum penalty: For a first offence – 40 penalty units. For a second or subsequent offence – not less than 40 penalty units or more than 85 penalty units.

section 58, penalty provision	whole penalty provision	Maximum penalty: 15 penalty units. Maximum default penalty: 1.5 penalty units.
section 59(1), penalty provision	whole penalty provision	Maximum penalty: For a first offence – 15 penalty units. For a second or subsequent offence – not less than 8 penalty units or more than 40 penalty units. Maximum default penalty: 1.5 penalty units.
section 61, penalty provision	whole penalty provision	Maximum penalty: 15 penalty units. Maximum default penalty: 1.5 penalty units.
sections 62(2), 64(2) and 65(5), penalty provision	Default penalty: \$500 \$2,500	Maximum default penalty: 4 penalty units 20 penalty units
sections 66(1), 68, 69(1) and 71, penalty provision	whole penalty provision	Maximum penalty: 15 penalty units. Maximum default penalty: 1.5 penalty units.
section 76(2), penalty provision	Default penalty: \$500 \$2,500	Maximum default penalty: 4 penalty units 20 penalty units
section 79(3), penalty provision	whole penalty provision	Maximum penalty: In the case of a natural person – not less than 4 penalty units or more than 40 penalty units or imprisonment for 12 months.

		Maximum default penalty: 1.5 penalty units.
		In the case of a body corporate – not less than 40 penalty units or more than 220 penalty units.
		Maximum default penalty: 8 penalty units.
sections 81(1) and 88(3), penalty provision	whole penalty provision	Maximum penalty: 15 penalty units.
		Maximum default penalty: 1.5 penalty units.
section 89, penalty provision	whole penalty provision	Maximum penalty: 8 penalty units.
section 96(3), penalty provision	whole penalty provision	Maximum penalty: 15 penalty units.
		Maximum default penalty: 1.5 penalty units.
section 97(3A), penalty provision	Default penalty: \$500	Maximum default penalty: 4 penalty units
	\$2,500	20 penalty units
sections 98 and 99, penalty provision	whole penalty provision	Maximum penalty: For a first offence – 40 penalty units or imprisonment for 12 months.
		For a second or subsequent offence – not less than 40 penalty units or more than 85 penalty units or imprisonment for 2 years.

section 100(1), penalty provision	whole penalty provision	Maximum penalty: 15 penalty units. Maximum default penalty: 1.5 penalty units.
section 101(1), penalty provision	whole penalty provision	Maximum penalty: 15 penalty units.
section 102(1), penalty provision	Penalty: \$1,000	Maximum penalty: 8 penalty units
section 104, heading	default penalty	<i>maximum default penalty</i>
section 104(1)	<i>default penalty</i>	<i>maximum default penalty</i>
	default penalty	maximum default penalty
section 108(2)(v)	whole paragraph	(v) prescribe maximum penalties of 15 penalty units and maximum default penalties of 2 penalty units for a contravention of the Regulations.

Weeds Management Act

sections 20 and 24(5), penalty provision	Penalty:	Maximum penalty:
section 26(1), at the end		Maximum penalty: 100 penalty units.
sections 26(2) and 27, penalty provision	Penalty:	Maximum penalty:
section 40(2)(f)	penalties, not exceeding \$5,000,	maximum penalties of 40 penalty units

Weeds Management Regulations

Schedule, Part 2, column 2	\$200 <i>(all references)</i>	1.5 penalty units
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Schedule 13 Laws administered by the Minister for Regional Development

section 15

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
<i>Northern Territory Aboriginal Sacred Sites Act</i>		
sections 33, 34(1), 35, 37 and 38(1), penalty provision	Penalty:	Maximum penalty:
section 47(2), at the end		Maximum penalty: In the case of a natural person – 200 penalty units or imprisonment for 12 months. In the case of a body corporate – 1 000 penalty units.
section 47(4), penalty provision	Penalty: Where the guilty person is Where the guilty person is	Maximum penalty: In the case of In the case of

Schedule 14 Laws administered by the Minister for Local Government

section 16

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
<i>Animal Welfare Act</i>		
section 18(2), penalty provision	Penalty:	Maximum penalty:
section 20(1), at the end		Maximum penalty: 10 penalty units.
sections 20(2), 29(1), 59(3), 67(3), 72 and 73, penalty provision	Penalty:	Maximum penalty:
section 75(2) and (3)	penalty not exceeding	maximum penalty of
<i>Cemeteries Act</i>		
section 14(2), at the end		Maximum penalty: 10 penalty units or imprisonment for 3 years.
sections 14(4) and (5), 15, 17, 20 to 24, 26, 28, 30A, 30C(4), 30D(3) and 37(1), penalty provision	Penalty:	Maximum penalty:
section 40(m)	penalties not exceeding	maximum penalties of
<i>Cemeteries Regulations</i>		
regulation 36	a fine not exceeding \$100	the imposition of a maximum penalty of 0.8 penalty unit

Crown Lands Act (section 79)

section 79(9)(p)	penalties, not exceeding \$500,	maximum penalties of, or of not more than an amount equal to, 4 penalty units
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Darwin Rates Act

section 51(1) and (2), penalty provision	whole penalty provision	Maximum penalty: 4 penalty units.
section 52, penalty provision	whole penalty provision	Maximum penalty: 8 penalty unit.

Jabiru Town Development Regulations

regulation 2(a)	\$500	4 penalty units or an amount equal to 4 penalty units
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Local Government (Darwin Parking Local Rates) Regulations

regulations 9(1) and 11(1), penalty provision	Penalty:	Maximum penalty:
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Nudity Act

section 6(1), penalty provision	Penalty: \$500	Maximum penalty: 4 penalty units
section 6(2), penalty provision	Penalty: \$200	Maximum penalty: 1.5 penalty units

Pounds Act

section 15, penalty provision	whole penalty provision	Maximum penalty: 4 penalty units.
sections 31(2), 34(1) and 35	penalty not exceeding \$500	maximum penalty of 4 penalty units
section 36B(2)	a fine of \$500	the imposition of a maximum penalty of 4 penalty units

Schedule 15 Laws administered by the Minister for Sport and Recreation

section 17

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
<i>Major Cricket Events Act</i>		
section 8(1), penalty provision	Penalty:	Maximum penalty:
section 12(2)(g)	penalties not exceeding	maximum penalties of

Schedule 16 Laws administered by the Minister for Parks and Wildlife

section 18

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
<i>Cobourg Peninsula Aboriginal Land, Sanctuary and Marine Park Act</i>		
section 30(3), penalty provision	whole penalty provision	Maximum penalty: 8 penalty units.
section 35(7)(a)	whole paragraph	(a) a maximum penalty of, or of not more than an amount equal to, 40 penalty units; or
section 35(7)(b)	fine not exceeding \$1,000	maximum penalty of, or of not more than an amount equal to, 8 penalty units
<i>Nitmiluk (Katherine Gorge) National Park Act</i>		
section 25(8)	imposition of a fine:	following:
section 25(8)(a) and (b)	whole paragraph	(a) a maximum penalty of, or of not more than an amount equal to, 40 penalty units; (b) a maximum penalty of, or of not more than an amount equal to, 8 penalty units for each day during which the offence continues.

Parks and Wildlife Commission Act (except Part IV)

section 36, penalty provision	Penalty: \$3,000	Maximum penalty: 25 penalty units
section 37(1), at the end		Maximum penalty: 8 penalty units.
section 37(2), penalty provision	whole penalty provision	Maximum penalty: 8 penalty units.

Territory Parks and Wildlife Conservation Act

sections 25B(2), 25C, 25D, 25F(1) and (2), 25G, 40(3), 46(2), 49(2), 66(1) to (3), 67 to 67B, 67C(1) to (3), 67D(1) and 69(1), penalty provision	Penalty:	Maximum penalty:
section 71(6)	imposition of:	following:
section 71(6)(a)	whole paragraph	(a) a maximum penalty of, or of not more than an amount equal to, 40 penalty units;
section 71(6)(b)	fine not exceeding \$1,000	maximum penalty of, or of not more than an amount equal to, 8 penalty units
sections 94(2), 97A(1) and 114, penalty provision	Penalty:	Maximum penalty:
section 123(6)(b)	penalties, not exceeding	maximum penalties of

Schedule 17 Laws administered by the Minister for Arts and Museums

section 19

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
<i>Meteorites Act</i>		
section 6, penalty provision	whole penalty provision	Maximum penalty: 8 penalty units.
<i>Museums and Art Galleries Act</i>		
section 30(2), penalty provision	Penalty:	Maximum penalty:
