

Serial 91
Associations
Incorporation
Amendment
Mr Finch



NORTHERN TERRITORY OF AUSTRALIA

A BILL for AN ACT

to amend the *Associations Incorporation 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 *Associations Incorporation Amendment Act 1995*.

2. COMMENCEMENT

This Act shall come into operation on a date to be fixed by the Administrator by notice in the *Gazette*.

3. NEW PART

The *Associations Incorporation Act* is amended by inserting after section 25AZD the following:

Associations Incorporation Amendment

"PART IIIB - INCORPORATED ASSOCIATIONS PERFORMING
LOCAL GOVERNMENT FUNCTIONS

"25AZE. DEFINITION

"In this Part, "community government council" means a community government council within the meaning of the *Local Government Act*.

"25AZF. LOCAL GOVERNMENT ACT APPLIES TO INCORPORATED
ASSOCIATIONS PERFORMING LOCAL GOVERNMENT
FUNCTIONS

"(1) Subject to subsection (2), where an incorporated association is identified under section 25AZH(a) to be functioning as a community government council, the provisions of or under the *Local Government Act* declared to apply to the incorporated association by the Minister under section 25AZH(c) apply to, and must be complied with by, the incorporated association in addition to the provisions of or under this Act.

"(2) Where a provision of or under the *Local Government Act* applies to an incorporated association, in the event of an inconsistency between that provision and a provision of or under this Act, the provision of or under this Act shall prevail to the extent of the inconsistency.

"25AZG. PROVISIONS OF THE LOCAL GOVERNMENT ACT THAT
APPLY

"The Minister shall, by notice in the *Gazette*, determine which provisions of or under the *Local Government Act* are, in his opinion, suitable to apply to an incorporated association functioning as a community government council.

"25AZH. IDENTIFICATION OF INCORPORATED ASSOCIATIONS
WHICH MUST COMPLY WITH LOCAL GOVERNMENT ACT

"The Minister shall, by notice in the *Gazette* -

- (a) identify each incorporated association which, in his opinion, is functioning as a community government council;
 - (b) declare that each such incorporated association may exercise the functions of a community government council; and
 - (c) declare which provisions of or under the *Local Government Act* from amongst those determined by the Minister under section 25ZAG apply to each such incorporated association."
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