aws

NORTHERN TERRITORY OF AUSTRALIA

STATUTE LAW REVISION ACT 2020

Act No. [] of 2020

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NORTHERN TERRITORY OF AUSTRALIA

Act No. [] of 2020

An Act to make miscellaneous minor amendments to various laws

[Assented to [] 2020] [Introduced [] 2020]

The Legislative Assembly of the Northern Territory enacts as follows:

1 Short title

This Act may be cited as the Statute Law Revision Act 2020.

2 Commencement

This Act commences on the day after the day on which the Administrator's assent to this Act is declared.

3 Laws amended

The Schedule amends the laws mentioned in it.

4 Repeal of Act

This Act is repealed on the day after it commences.

Schedule Laws amended

section 3

Provision	Amendment	
	omit	insert
Agents Licensing Act 1	979	
section 92(6), definition registered training organisation	whole definition	registered training organisation, see section 3 of the National Vocational Education and Training Regulator Act 2011 (Cth).
section 92(6), definition <i>Training Package</i>	means a training package as defined in section 4 of the	means a training package as defined in section 4 of the
section 92(6), definition VET accredited course	whole definition	VET accredited course, see section 3 of the National Vocational Education and Training Regulator Act 2011 (Cth).
Architects Act 1963		
section 4, definitions	Chairman	Chairperson
Chairman and Deputy Chairman	Chairman	Chairperson
section 6(4)	shall elect	must elect
	a Chairman	a Chairperson
	Chairman who shall each	Chairperson each to
section 6(5)	all words from "Chairman or" to "be"	Chairperson or, in the Chairperson's absence, the Deputy Chairperson, is

Provision	Amendment	
	omit	insert
section 11(1)	Board shall	Board is to
	Chairman	Chairperson
	and shall	and must
section 11(2)	Chairman (all references)	Chairperson
	shall	must
section 11(3) and (4)	whole subsections	(3) A meeting of the board must be presided over by:
		(a) the Chairperson; or
		(b) in the absence of the Chairperson, the Deputy Chairperson.
section 11(5) and (7)	shall (all references)	
section 11(6)	shall	must
section 11(8)	shall cause minutes to be kept	must keep minutes
section 11(9)	all words after "Act, the"	Board may determine its own procedures.
section 12B(1)(a)	authorizing	authorising
section 12B(1)(b) and (2)	authorize (all references)	authorise
section 13(1)	authorized shall be	authorised is

Provision	Amendment	
	omit	insert
section 13(2)	shall cause to be issued to	must issue
	Chairman (<i>all referenc</i> es)	Chairperson
section 14A	shall authorize	must authorise
section 15	Where	lf
	authorize (<i>all references</i>)	authorise
	authorizes	authorises
	shall	must
	authorizing	authorising
sections 16(2)	shall	must
	Chairman (<i>all references</i>)	Chairperson
section 20A(1)(b)	authorize	authorise
section 20B, heading	death, &c.	death or cessation
sections 20C(1)(b) and 24	authorize	authorise
section 27(1)	Chairman (<i>all references</i>)	Chairperson
	by writing under his hand	in writing
	his custody	the person's custody
	he	the person
section 27(2)(b)	him at his	the person at the person's
	Chairman (<i>all references</i>)	Chairperson
section 27(2)(c)	his	the person's
	Chairman (<i>all references</i>)	Chairperson

Provision	Amendment		
	omit	inse	ert
section 35, heading	books, &c.	doc	uments
Biological Resources A	Act 2006		
section 6(2), example	Lease Act	Lan	d Act 1992
Building Regulations 1	993		
regulation 2(1), definition <i>alternative</i> <i>building solution</i>	whole definition		
regulation 2(1)		per	formance solution:
		(a)	for regulation 4A – see regulation 4A(2); or
		(b)	otherwise – has the same meaning as in Volume 1, Schedule 3 of the Building Code.
regulation 2(1), definition <i>Class 2</i> <i>building</i> , paragraph (a)	A3.3(a)(i)	A6.	0, Exemption 1,
regulation 2(3)	A3.2	A6	
regulation 4(1)	whole subregulation	(1)	Subject to these Regulations, the following apply to any building that can be classified according to use under Part A6 of the Building Code and to any building work referred to in the Act or in the Building Code:
			(a) the Building

Provision	Amendment		
	omit	insert	
			Code;
		(b)	the Plumbing Code;
		(c)	the Code of Practice for Small Onsite Sewage and Sullage Treatment Systems and the Disposal or Reuse of Sewage Effluent published by Territory Health Services, as in force from time to time.
regulation 4A, heading	Alternative	Perform	ance
regulation 4A(1)(a) and (b)	an alternative	a perforn	nance
regulation 4A(2), definition <i>alternative</i> solution	whole definition		
regulation 4A(2)		has the s	ance solution same meaning nedule 3 of the g Code.
regulation 12A(1)(a)	an alternative building	a perforn	nance
regulation 12A(2)	alternative building	performa	nce
regulation 18AA(1)(a)	an alternative building	a perform	nance
regulation 18AA(2)	alternative building	performa	nce

Provision	Amendment	
	omit	insert
Schedule 2, Column 3	Parts H101, H102 and H103	NT Part H101, NT Part H102 and NT Part H103
Cancer (Registration) A	ct 2009	
section 3, definition hospital, paragraph (b)	4 and Nursing Homes	4A
Care and Protection of	Children Act 2007	
section 199	section 161	section 163
Construction Industry l	Long Service Leave and	Benefits Act 2005
sections 33(5A)(b) and 91(6)(a)	employees	workers
Criminal Code		
section 43AA(2)(c)	(Division of offences)	(Classification of offence)
Disability Services Act	1993	
section 70(2)	community visitors	review
section 70(2)(b)	or	or who
Education Act 2015		
section 103(1)	government	Government
section 186	Schedule 2	Schedule 1
Education Regulations	2015	
regulation 34(3)	to the opening of	before opening
Electoral Act 2004		
section 89(1)(b)	polling place	voting centre

Provision	Amendment	
	omit	insert
Schedule 1	[insert date] (all references)	[insert date]
	polling	election
Electricity Reform (Sat	ety and Technical) Regu	lations 2000
regulation 2, definition AS or Australian	International Limited (A.C.N.	Limited ACN
Standard	690)	690
Emergency Manageme	ent Act 2013	
section 18(3)	area:	area if:
Environment Protectio	n Regulations 2020	
regulation 107(1)(a)(ii)	that the	and the
	requires	that
	reference;	reference is required
regulation 233(2)(b)	must	
	proponent (all references)	approval holder
Firearms Regulations	1997	
regulation 21(1)(a)	of	
Fiscal Integrity and Tra	ansparency Act 2001	
Schedule, clause 2(8), after "for"		the
Gaming Control Act 19	93	
section 3, definition reviewable decision	whole definition (first reference)	
Gaming Machine Act 1	995	
section 3, definition	whole definition	

(first reference)

reviewable decision

Provision Amendment		
	omit	insert
Health Practitioners Ac	et 2004	
section 18C(1)(a)(ii)	Schedule 8	Schedule 7
International Transfer o	of Prisoners (Northern Te	rritory) Act 2000
section 3(1)	, unless the contrary intention appears	
section 3(1), definition prison officer	whole definition	
section 3(1)		correctional officer, see section 4 of the Correctional Services Act 2014.
section 3(1), definition official	member of the Police Force or a prison	police officer or a correctional
section 6, heading	prison	correctional
sections 6(1) and (2) and 7(1)	prison officer, member of the Police Force	correctional officer, police officer
Interpretation Act 1978		
sections 35(2) and 63(6), after "purchased"		or obtained
Judicial Commission A	ct 2020	
after section 92		Division 6 Repeal of Part
		93 Repeal of Part
		This Part is repealed or the day after it commences.

Kava Management Act 1998

section 3(1) , unless the contrary

intention appears

Provision	Amendment	
	omit	insert
section 3(1), definition reviewable decision	whole definition (first reference)	
section 67(a)	Director-General's	Director's
Legal Aid Act 1990		
Long title	all words after " aid "	

Legislative Assembly Members' Superannuation Contributions Act 2004

•	•	
section 5(b)(i)	Superannuation	Pensions
Limitation Act 1981		
section 12(1)(c)	recognizance	recognisance
section 19, heading	conversions, &c.	conversions
section 19(1) and (3)	Where	If
section 19(1)(b)	him (<i>all references</i>)	the person
	a person (all references)	another person
section 19(1)	to a person	to another person
	he	the plaintiff
section 19(2)	Where	If
	he	the person
	shall be	is
sections 27(2)(b)(ii), 28(2)(b)(ii), 29(1) and 30(a)	realization	realisation
section 30	shall	must
	by him	by the mortgagee
	a person claiming through him	another person claiming through that person

Provision	Amendme	nt
	omit	insert
Part II, Division 5, heading	Mistake, &c.	Mistake
sections 35C and 35D, headings	mistake, &c.,	mistake
section 44A(2)	12(1A)	12(2)(b)
Liquor Act 2019		
section 278(4)(a)	276	277
section 303(3)	subsection	subsections
section 333(2) and (3), after "still"		in the

Local Court (Criminal Jurisdiction) Rules 1929

Schedule, Form 14, at the end

INFORMATION FOR DEFENDANT

Attending Court

It is recommended
 that you get legal
 advice about your
 rights as soon as
 you receive this
 summons. If you do
 not have a lawyer,
 you can get legal
 advice from a legal
 aid agency. You can
 find more
 information about
 going to the Local
 Court at

Provision	Amendment		
	omit		insert
			www.lawinfont.org.a
			<u>u</u> .
			If you have a
			physical impairment
			or you need an
			interpreter, you
			should contact the
			Local Court listed in
			this summons as
			soon as you can.
			You can find contact
			details at
			https://localcourt.nt.
			gov.au.

Schedule, Form 14A all words after "a fine."

Local Court (Criminal Procedure) Regulations 2016

regulation 3 whole regulation

Local Government Act 2019

section 233(7)(b) (4)

Medicines, Poisons and Therapeutic Goods Act 2012

section 193, note Rules, (Civil Jurisdiction) Rules 1998,

Mineral Titles Act 2010

section 31(2) area: area if the Minister:

section 31(2)(a) if the Minister

Provision	Amendment		
	omit	insert	
Misuse of Drugs Act	1990		
Schedule 2	*(RCS-8)	(RCS-8)	
	*(XLR11)	(XLR11)	
	*(AM-694)	(AM-694)	
	*(AM-2201)	(AM-2201)	
	*(JWH-019)	(JWH-019)	
	*(Cannabicyclohexanol	(Cannabicyclohexanol	
	*(CP 47,497)	(CP 47,497)	
	*(HU-210)	(HU-210)	
	*(RCS-4 (C4))	(RCS-4 (C4))	
	*(JWH-201)	(JWH-201)	
	*(JWH-250)	(JWH-250)	
	*(JWH-302)	(JWH-302)	
	*(JWH-200)	(JWH-200)	
	*(STS-135)	(STS-135)	
	*(AKB48)	(AKB48)	
	*(AM-1248)	(AM-1248)	
	*(JWH-073)	(JWH-073)	
	*(JWH-398)	(JWH-398)	
	*(JWH-203)	(JWH-203)	
	*(JWH-210)	(JWH-210)	
	*(JWH-175)	(JWH-175)	
	*(RCS-4)	(RCS-4)	
	*(JWH-081)	(JWH-081)	
	*(JWH-122)	(JWH-122)	
	*(JWH-018)	(JWH-018)	
	*(UR144)	(UR144)	
	*(WIN 48098)	(WIN 48098)	
	*(JWH-015)	(JWH-015)	

Provision		Amendment		
	omit		insert	
Misuse of Drugs Regul	ations 1990)		
regulation 4(1) and Schedule 3, Forms 3, clause 2, 4, 7, clause 2, 8, 11, clause 2 and 12	1978		2019	

National Electricity (Northern Territory) (National Uniform Legislation) Act 2015

section 19(5)(d) and (9)(a) and (b) and Schedule 1, clause 6(4) and (6), after "Electricity" (all references)

Reform

National Electricity (Northern Territory) (National Uniform Legislation) (Modification) Regulations 2016

Schedule 2, clause 99(2), definition calculated metering data

whole definition (first reference)

Ombudsman Act 2009

section 4, definitions
Police Standards
Command, Police
Standards Command
member and Police
Standards Command
report

whole definitions

section 4

Professional
Standards Command
means the Ethical and
Professional Standards
Command of the Police
Force established
under section 34G of
the Police
Administration
Act 1978.

Provision	Amendment	
	omit	insert
		Professional Standards Command member means a police officer assigned to the Professional Standards Command.
		Professional Standards Command report means a report mentioned in section 92(1) or 95.
sections 65(1)(a) and (2), 66(2)(d) and (4)(b), 68, definition <i>relevant official</i> , paragraph (a) and 77(2)	Police	Professional
Part 7, Division 4 heading and Part 7, Division 4, Subdivision 2, heading	Police Standards	Professional Standards
section 80, heading	Police	Professional
sections 80 and 81(1) and (2)	Police	Professional
section 82, heading	Police	Professional
section 82(1) and (2)	Police	Professional
section 83, heading	Police	Professional
sections 83(1) to (3), 84(7), definition officer in charge , 85(1)(a)(ii), 86(1)(a) and (b) and (3)(a) and (b) and 91(a) and (b)	Police	Professional
section 92, heading	Police	Professional

Provision	Amendment	
	omit	insert
sections 92(1), 93(1)(a) and (4) and 94(a) and (b)	Police	Professional
section 95, heading	Police	Professional
sections 95, 96(1)(a) and (2), 97(1), 107(3), 108(1) and (2), 109(1), 115(2), 150(2)(d) and 160(3) and (4), definition <i>official</i> , paragraph (d)	Police (all references)	Professional
Palmerston (Public Plac	ces) By-laws 2001	
by-laws 54(8), definition emergency vehicle, paragraph (d) and 59(1)	Services Act	Act 1996
Partnership Act 1997		
section 101(1)	49	100
Pastoral Land Act 1992		
section 3(1), definition	Chairman	Chairperson
Chairman	Chairman (all references)	Chairperson
section 15(1)	Chairman (all references)	Chairperson
section 16, heading	Chairman	Chairperson
section 16(1), (3) and (4)	Chairman	Chairperson
section 19, heading	Chairman	Chairperson
sections 19(1), 21(1), (2) and (3)(b) to (d) and 23	Chairman (all references)	Chairperson

Provision	Amendme	ent
	omit	insert
section 92(1),	Chairman	Chairperson
definitions <i>Chairman</i> and <i>Deputy Chairman</i>	Chairman (all references)	Chairperson
ction 93(8)	Chairman's	Chairperson's
ctions 93(2)(a) and b) and (8), 95(2), 96, , 105, 106(1), A)(a), (1B)(a) and (b), C), (2) and (7) and 3(3)	Chairman (all references)	Chairperson

Pastoral Land Regulations 1992

regulation 3, heading	Chairman	Chairperson
regulation 3(1)	Chairman	Chairperson
Planning Act 1999		
section 30H(3)(b)	Commission	consent authority
section 42(1)	51(d)	51(1)(d)
section 92(1)	89, 90 or 91	89 or 90
section 92(2)	91(1)	(b)
section 93(1)	91	89(1)(b)
section 93(2)(a)	in accordance with section 89(4)(b)	with reference to section 91(3)
section 116(1)	аа	а

Plant Health Regulations 2011

regulation 3, definition whole definition Banana Freckle

Provision	Amendment	
	omit	insert
Police Administration A	Act 1978	
section 4(1), definitions Police Standards Command and Police Standards Command member	whole definitions	
section 4(1)		Professional Standards Command means the Ethical and Professional Standards Command of the Police Force established by section 34G.
		Professional Standards Command member means a member assigned to the Professional Standards Command.
section 9, heading	of Commissioner, &c.	
section 12, heading	Commissioner, &c.	appointments
section 16AA	his	the Administrator's
section 34H	Police Standards	Professional Standards
section 34J, heading	Police	Professional
section 34J(1) and (2)	Police Standards	Professional Standards
section 34K, heading	Police	Professional
section 34K	Police Standards (all references)	Professional Standards
section 34L, heading	Police	Professional
section 34L(1) to (3)	Police Standards (all references)	Professional Standards

Provision	Amendment		
	omit	insert	
section 34M, heading	Police	Professional	
section 34M(1) and (2)	Police Standards	Professional Standards	
section 44(1) and (2)	organization	organisation	
section 84H, heading	Payment, &c., where	Payment and leave when	
section 84H(a) and (d)	his	the member's	
section 84H(c)	shall	is to	
section 95, heading	whole heading	95 Procedural matters	
Part VII, Division 6, heading	evidence, &c.,	evidence	
section 138, heading	all words after " period "	to hold person in custody	
section 160A, heading	whole heading	160A Investigations regarding matters under Part IV or V	

Private Security Act 1995

section 3 , unless the contrary

intention appears

section 3, definition whole definition reviewable decision (first reference)

Public and Environmental Health Regulations 2014

regulation 99(1)(e) and

Public Sector Employment and Management Act 1993

section 7(1) and (2) in the *Gazette*

Schedule 1 ICAC's Office Office of the

Independent

Commissioner Against

Corruption

Provision	Amendment	
	omit	insert
	ICAC	Independent Commissioner Against Corruption
Racing and Betting Act	1983	
section 85(3) and (6)	subsection (1)	subsection (2)
Residential Tenancies I	Legislation Amendment	Act 2020
section 4(2), definition acceptable behaviour agreement	whole definition	
Retirement Villages Act	1995	
section 12(4)(b)	Scheme	Schemes
Sentencing Act 1995		
section 3(1), definition approved monitoring device	164	165
section 5(2)(ha)	1928.	1928; and
section 5(3)(b)	if:	the contraction by the victim of the medical condition is to be taken to be a result of the offence if:
section 5(3)(b)(ii)	offender;	offender.
section 5(3)(b)	all words from "the contraction" to "offence."	
Sex Industry Act 2019		
long title, after " Act "		to
section 5, note	section 4	section 5

Provision		Amendment		
	omit		insert	

Special Function Vehicle Regulations 2003

regulation 14 1978 2019

Teacher Registration (Northern Territory) Act 2004

section 75A(1) 66A 66B

Teacher Registration (Northern Territory) Regulations 2004

regulation 7(1) 36(1)(b) 36(2)(b)(i)

regulation 7(2) 36(2)(b) 36(2)(b)(ii)

Tennant Creek (Meetings and Procedures) By-laws 1989

by-law 2 whole by-law

Tobacco Control Act 2002

section 5 , unless the contrary

intention appears

section 5, definition whole definition reviewable decision (first reference)

Totalisator Licensing and Regulation Act 2000

section 3(1) , unless the contrary

intention appears

section 3(1), definition whole definition reviewable decision (first reference)

Transport Legislation Amendment Act 2020

section 66, heading Regulation 87A Regulation 87AA

section 66 87A Modification 87AA Modification

Unlawful Betting Act 1989

section 3(2) Casino Licensing and Gaming Control Act

Control Act 1984 1993

Provision	Amendment		
	omit	insert	
section 22(2)	or (1)(c) for a licensee, within the meaning of the Casino Licensing and Control Act 1984,	or (c) for a licensee of a casino licence under the <i>Gaming Control</i> Act 1993	
	all words after "in relation to"	an approved game as defined in section 3 of the <i>Gaming Control Act</i> 1993.	
section 27, heading	Construction, &c., of instrument	Instruments	
section 27(3)	where	if	
	licensee, within the meaning of the <i>Casino Licensing and Control Act 1984</i> ,	licensee of a casino licence under the Gaming Control Act 1993	
	all words after "used in"	an approved game as defined in section 3 of the <i>Gaming Control</i> Act 1993.	
Veterinarians Regulation	ons 1994		
regulation 7(1)(b)(i)	all words after "with"	an authorisation under the <i>Medicines, Poisons</i> and <i>Therapeutic Goods</i> <i>Act 2012</i> ;	
regulation 7(1)(c)	of the <i>Poisons and</i> Dangerous Drugs Act 1983	the Medicines, Poisons and Therapeutic Goods Act 2012	
Schedule 2, clause 22(3), definition restricted substance	the Poisons and Dangerous Drugs Act 1983	section 5 of the Medicines, Poisons and Therapeutic Goods Act 2012	
Schedule 2, clause 28(a)	whole paragraph	(a) Medicines, Poisons and Therapeutic Goods Act 2012;	

Provision	Amendment		
	omit	insert	
Victims of Crime Assis	tance Regulations 2007		
regulation 13(2)	Work Health	Return to Work	
regulation 26(a)(viii)	whole subparagraph		
Water Act 1992			
section 4(1), definition water extraction licence, paragraph (a)	or use		
section 5, heading	whole heading	5 Declarations of waterways	
Part 2, Division 1, heading	to natural water, &c.	related to water and waterways	
section 13	37(k) of the <i>Crown Lands Act 1992</i>	79 of the <i>Pastoral Land Act 1992</i>	
section 20(2)	him or her in pursuance of	the Controller or officer under	
	he or she	the Controller or officer	
section 20(3)	whole subsection	(3) If the Controller or an authorised officer intends to enter land for a purpose mentioned in subsection (1) or (2), the Controller or officer must give the owner or occupier of the land written notice of the intention to enter the land, unless one of the following applies: (a) entry is required in circumstances	

Provision	Amendment		
	omit	insert	
			the Controller or officer considers an emergency;
			b) the purpose of entry is to ascertain whether a breach of this Act (including compliance with a term or condition of a licence, permit or consent granted under this Act) has occurred;
		(1	c) entry is required for routine monitoring purposes.
section 20(7)(b)	with him or her	on to t	he land
section 20(8)	whole subsection		
section 21(2)	whole subsection	n a s p a	The Controller nust give an authorised officer an identity card stating the person's name and that the person is an authorised officer.
		Š	The card must be signed by the authorised officer.
		`´ c	The authorised officer must show he card to any

Provision	Amendment		
	omit	insert	
		person who requests to know the identity of the officer in the performance of the officer's duties under this Act.	
section 22B(5)(c)	or use		
section 23(1A)	in respect of a water control district		
section 23(1A)(a)	district	plan	
section 30(4)	Where	If	
	shall (<i>all references</i>)	must	
	he or she	the Minister	
Part 3, Division 4, heading	of officers, &c.	from liability	
section 35, heading	Monitoring equipment, &c.,	Controller's equipment	
section 38(1)	Where	If	
	he or she shall give notice in writing	the holder must give written notice	
section 63(1)	of his or her own motion	on the Controller's own initiative	
section 71A(1)	water extraction licence decision	water extraction licence decision	
section 71C(1), after "decision"		for an application	
section 71C(2)	relevant		
section 74(1)	of his or her own motion	on the Controller's own initiative	

Provision	Amendment		
	omit	insert	
section 74A, heading	under approval, &c.,		
section 74A	within the meaning	as defined in section 4(1)	
section 90(2)	whole subsection	(2) In this section:	
		applicant includes the person to whom a permit, licence or consent is or is to be granted when the Controller act on the Controller' own initiative without an application having been made.	
section 97(4)	that he or she	the Controller	
	such action as	the action that	
section 106(2)(c)	certified	registered	
	his or her	the person's	
section 106(3)(c)	certified	registered	
Water Regulations 199	92		
regulation 4(2)	Where	If	
	Chairman	Chairperson	
	shall	must	
regulation 4(3)	Where	If	
regulation 8(1)	or use		
regulation 9A(2)	An	Α	
regulation 16	Where	lf	
	he or she	the Controller	
	shall have	has	

Provision	Amendment			
	omit	insert		
Water Supply and Sewe	Water Supply and Sewerage Services Act 2000			
section 92(3), definition National Plumbing and Drainage Code	International Limited (A.C.N.	Limited ACN		
	690)	690		
Work Health Administration Act 2011				
section 4(3)(b)	44(2)	44A		
Youth Justice Act 2005				
section 10(2)	Subsections (1)(a),	Subsection (1)(a) and		
section 25(2)	a hospital within the meaning	a hospital as defined in section 5		
	within the meaning of the <i>Private Hospitals</i> and Nursing Homes	as defined in section 4 of the <i>Private Hospitals</i>		