

Serial 43

Justice and Licensing Legislation Amendment Bill 2022

Ms Uibo

A Bill for an Act to amend the *Accommodation Providers Act 1981*, the *Agents Licensing Act 1979*, the *Business Names (National Uniform Legislation) Implementation Act 2012*, the *Classification of Publications, Films and Computer Games Act 1985*, the *Victims of Crime Rights and Services Act 2006* and for related purposes

NORTHERN TERRITORY OF AUSTRALIA

JUSTICE AND LICENSING LEGISLATION AMENDMENT ACT 2022

Act No. [] of 2022

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NORTHERN TERRITORY OF AUSTRALIA

Act No. [] of 2022

An Act to amend the *Accommodation Providers Act 1981*, the *Agents Licensing Act 1979*, the *Business Names (National Uniform Legislation) Implementation Act 2012*, the *Classification of Publications, Films and Computer Games Act 1985*, the *Victims of Crime Rights and Services Act 2006* and for related purposes

[Assented to [] 2022]
[Introduced [] 2022]

The Legislative Assembly of the Northern Territory enacts as follows:

Part 1 Preliminary matters

1 Short title

This Act may be cited as the *Justice and Licensing Legislation Amendment Act 2022*.

2 Commencement

- (1) Subject to subsection (2), this Act commences on the day fixed by the Administrator by *Gazette* notice.
- (2) If a provision of this Act does not commence before 1 February 2024, it commences on that day.

Part 2 Amendment of Accommodation Providers Act 1981

3 Act amended

This Part amends the *Accommodation Providers Act 1981*.

4 Section 6 amended (Restriction of accommodation provider's liability)

Section 6(1)

omit

\$200

insert

750 monetary units

5 Section 13 inserted

After section 12

insert

13 Transitional matters for *Justice and Licensing Legislation Amendment Act 2022*

(1) A notice in accordance with the Schedule as in force immediately before the commencement, displayed in accordance with section 6(2), is taken to be the notice set out in the Schedule as in force after the commencement.

(2) In this section:

commencement means the commencement of Part 2 of the *Justice and Licensing Legislation Amendment Act 2022*.

6 Schedule amended

Schedule, paragraph (b)

omit

\$200 (or any greater amount that is prescribed)

insert

the amount determined in accordance with section 6(1) of the Act

Part 3 Amendment of Agents Licensing Act 1979**7 Act amended**

This Part amends the *Agents Licensing Act 1979*.

8 Section 7 amended (Appointment of members and tenure)

Section 7(5) and (6)

omit

Commissioner within the meaning of the *Consumer Affairs and Fair Trading Act 1990*

insert

Registrar

9 Act further amended

Schedule 1 has effect.

**Part 4 Amendment of Business Names (National
Uniform Legislation) Implementation Act 2012**

10 Act amended

This Part amends the *Business Names (National Uniform Legislation) Implementation Act 2012*.

11 Section 4A inserted

After section 4, in Part 1

insert

4A Powers may be exercised by CEO

The Chief Executive Officer may exercise any power or function of the Commissioner under this Act.

**Part 5 Amendment of Classification of Publications,
Films and Computer Games Act 1985**

12 Act amended

This Part amends the *Classification of Publications, Films and Computer Games Act 1985*.

13 Section 3 amended (Definitions)

Section 3, definitions ***Chairperson, member*** and ***Territory Board***
omit

14 Sections 7 to 17 repealed

Sections 7 to 17
repeal

Part 6 Victims of Crime Rights and Services Act 2006

15 Act amended

This Part amends the *Victims of Crime Rights and Services Act 2006*.

16 Section 4 amended (Definitions)

Section 4
insert

health practitioner has the meaning that it has in the Health Practitioner Regulation National Law.

17 Section 10 amended (Establishment and constitution of Advisory Committee)

Section 10(2)(c)(i) and (ii)

omit

medical

insert

health

Part 7 Other laws amended

18 Other laws amended

Schedule 2 amends the laws mentioned in it.

Part 8 Repeal

19 Repeal of Act

This Act is repealed on the day after it commences.

Schedule 1 Agents Licensing Act 1979 further amended

section 9

| Provision | Amendment | |
|-------------------------------|-------------|--------------------------|
| | <i>omit</i> | <i>insert</i> |
| section 92(1) | \$250 000 | 1 million monetary units |
| section 95B(2)(d) | \$250,000 | 500 000 monetary units |
| sections 102(2) and 104(1)(b) | \$200 000 | 300 000 monetary units |
| section 104(4) | \$50,000 | 75 000 monetary units |
| section 107 | \$250,000 | 1 million monetary units |
| section 108(1) | \$20 | 100 monetary units |

Schedule 2 Other laws amended

section 18

| Provision | Amendment | |
|---|---------------------------------------|------------------------------|
| | <i>omit</i> | <i>insert</i> |
| <i>Administration and Probate Act 1969</i> | | |
| section 68(3)(d) | \$1,000 | 10 000 monetary units |
| section 104(3) | \$1 000 | 1 500 monetary units |
| section 110A(8) | \$20 000 | 30 000 monetary units |
| sections 110B(6) and 110C(6) | \$85 000 | 130 000 monetary units |
| <i>Administration and Probate Regulations 1983</i> | | |
| regulation 2AB | all words from "the amount" to "made" | 250 000 monetary units |
| regulation 2A(1) and (2) | \$20 000 | 20 000 monetary units |
| regulation 2A(3) and (4) | whole subregulation | |
| regulation 3(1)(a) and (b) | \$350 000 | 370 000 monetary units |
| regulation 3(2)(a) and (b) | \$500 000 | 530 000 monetary units |
| <i>Business Tenancies (Fair Dealings) Act 2003</i> | | |
| section 36(4) | \$250 000 | 250 000 monetary units |
| section 98(2) | \$10 000 | 15 000 monetary units |
| section 107, heading | \$10 000 | 15 000 monetary units |
| section 107 | \$10 000 <i>(all references)</i> | 15 000 monetary units |
| <i>Local Court (Criminal Procedure) Act 1928</i> | | |
| section 162(1) | Supreme <i>(first reference)</i> | Local |

section 162(1), after
"opinion of the"

Supreme

Unit Titles Act 1975

section 53(1A)

\$200

300 monetary units
