

Serial 76
Statute Law Amendment (National Cabinet) Bill 2023
Ms Fyles

A Bill for an Act to amend legislation as a consequence of the abolition of the
Council of Australian Governments and for related purposes

NORTHERN TERRITORY OF AUSTRALIA

STATUTE LAW AMENDMENT (NATIONAL CABINET) ACT 2023

Act No. [] of 2023

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NORTHERN TERRITORY OF AUSTRALIA

Act No. [] of 2023

An Act to amend legislation as a consequence of the abolition of the Council of Australian Governments and for related purposes

[Assented to [] 2023]
[Introduced [] 2023]

The Legislative Assembly of the Northern Territory enacts as follows:

Part 1 Preliminary matters

1 Short title

This Act may be cited as the *Statute Law Amendment (National Cabinet) Act 2023*.

2 Commencement

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

Part 2 Amendment of Community Housing Providers (National Uniform Legislation) Act 2013

3 Act amended

This Part amends the *Community Housing Providers (National Uniform Legislation) Act 2013*.

4 Section 5 amended (Uniform adoption of nationally approved amendments to Community Housing Providers National Law)

Section 5(2)

insert

Ministerial Council means a body (however described) that consists of the Minister of the Commonwealth, and the Minister of each State and Territory, who is responsible, or principally responsible, for matters relating to community housing.

Part 3 Amendment of Co-operatives (National Uniform Legislation) Act 2015**5 Act amended**

This Part amends the *Co-operatives (National Uniform Legislation) Act 2015*.

6 Section 5 amended (Uniform adoption of nationally approved amendments to Co-operatives National Law)

Section 5(2), definition ***nationally approved amendment***

omit

Agreement mentioned in the definition of **Ministerial Council** in the Law.

insert

Australian Uniform Co-operative Laws Agreement:

- (a) the parties to which are the States and Territories; and
- (b) which came into force on 21 January 2012 (being the date when it had been executed by all the parties).

Part 4 Amendment of Higher Education Act 2004**7 Act amended**

This Part amends the *Higher Education Act 2004*.

8 Section 4 amended (Definitions)

Section 4, definition **Ministerial Council**

omit, insert

Ministerial Council means a body (however described) that consists of the Minister of the Commonwealth, and the Minister of each State and Territory, who is responsible, or principally responsible, for matters relating to education.

Part 5 Amendment of Marine Act 1981**9 Act amended**

This Part amends the *Marine Act 1981*.

10 Section 7 amended (Interpretation)

Section 7(1)

insert

Ministerial Council means a body (however described) that consists of the Minister of the Commonwealth, and the Minister of each State and Territory, who is responsible, or principally responsible, for matters relating to transport.

11 Section 196 amended (Uniform Shipping Laws Code)

Section 196(3)

omit

from time to time by the Conference of Commonwealth and State Ministers known as the Standing Council on Transport and Infrastructure

insert

from time to time by the Ministerial Council

Part 6 Amendment of National Health Funding Pool and Administration (National Uniform Legislation) Act 2012

12 Act amended

This Part amends the *National Health Funding Pool and Administration (National Uniform Legislation) Act 2012*.

13 Section 3 amended (Interpretation)

(1) Section 3(1), definitions **COAG** and **Standing Council on Health**
omit

(2) Section 3(1)
insert

First Ministers' Council means a body (however described) that consists of, or that includes, the following:

- (a) the Prime Minister;
- (b) the Premiers of each State;
- (c) the Chief Ministers of the Australian Capital Territory and Northern Territory.

Ministerial Council means a body (however described) that consists of the Minister of the Commonwealth, and the Minister of each State and Territory, who is responsible, or principally responsible, for matters relating to health.

(3) Section 3(1), definition **Agency (Health)** and (4)
omit

Standing Council on Health

insert

Ministerial Council

(4) Section 3(1), definition **National Health Reform Agreement**

omit

COAG

insert

the Council of Australian Governments

(5) Section 3(2) and (3)

omit

14 Act further amended

The Schedule has effect.

Part 7 Amendment of Petroleum (Submerged Lands) Act 1981

15 Act amended

This Part amends the *Petroleum (Submerged Lands) Act 1981*.

16 Section 4 amended (Interpretation)

Section 4(1)

insert

Ministerial Council means a body (however described) that consists of the Minister of the Commonwealth, and the Minister of each State and Territory, who is responsible, or principally responsible, for matters relating to energy or resources.

17 Section 158 amended (Functions)

Section 158(1)(b)(iv) and (2)(c)

omit

body known as the Ministerial Council on Mineral and Petroleum Resources,

insert

Ministerial Council;

**Part 8 Amendment of Work Health and Safety
(National Uniform Legislation)
Regulations 2011**

18 Regulations amended

This Part amends the *Work Health and Safety (National Uniform Legislation) Regulations 2011*.

19 Regulation 5 amended (Definitions)

- (1) Regulation 5(1), definition **ADG Code**

omit

- (2) Regulation 5(1)

insert

ADG Code, see regulation 5A.

Ministerial Council means a body (however described) that consists of the Minister of the Commonwealth, and the Minister of each State and Territory, who is responsible, or principally responsible, for matters relating to transport.

20 Regulation 5A inserted

After regulation 5

insert

5A Meaning of ADG Code

- (1) The **ADG Code** is the Australian Code for the Transport of Dangerous Goods by Road and Rail approved by the Ministerial Council, as in force from time to time.
- (2) Despite subregulation (1), if the Code specified in subregulation (1) is remade, **ADG Code** is that remade edition and any reference in these Regulations to a provision of that Code extends to the corresponding provision (if any) of the remade Code.

Part 9 Repeal

21 Repeal of Act

This Act is repealed on the day after it commences.

Schedule National Health Funding Pool and Administration (National Uniform Legislation) Act 2012 further amended

section 14

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
sections 5(1) to (3), 6(1) to (5), 7(1) to (4) and 8(1) and (2)	Standing Council on Health	Ministerial Council
section 10(3) and (4)	COAG <i>(all references)</i>	the First Ministers' Council
section 25(2)	Standing Council on Health	Ministerial Council
