

Serial 16

Police Administration Legislation Amendment Bill 2025

Mrs Finocchiaro

A Bill for an Act to amend the *Police Administration Act 1978*, the *Police Administration Regulations 1994* and for related purposes



# NORTHERN TERRITORY OF AUSTRALIA

## POLICE ADMINISTRATION LEGISLATION AMENDMENT ACT 2025

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Act No. [ ] of 2025

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# NORTHERN TERRITORY OF AUSTRALIA

Act No. [ ] of 2025

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An Act to amend the *Police Administration Act 1978*, the *Police Administration Regulations 1994* and for related purposes

[Assented to [ ] 2025]  
[Introduced [ ] 2025]

10 The Legislative Assembly of the Northern Territory enacts as follows:

## Part 1 Preliminary matters

### 1 Short title

This Act may be cited as the *Police Administration Legislation Amendment Act 2025*.

15

### 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 police administration legislation

### Division 1 Amendment of Police Administration Act 1978

20

### 3 Act amended

This Division amends the *Police Administration Act 1978*.

**4                      Part VII, Division 3 heading amended (Arrest)**

Part VII, Division 3, heading, after "**Arrest**"

*insert*

**and entry**

5                      **5                      Section 126AB inserted**

After section 126A

*insert*

**126AB              Power to enter places for arrests relating to parole orders**

10                      For the purpose of arresting a person under section 5G(2)(a) of the  
*Parole Act 1971*, a member may enter a place, without a warrant, if  
the member believes on reasonable grounds that the person is at  
the place.

**6                      Section 126D amended (Ancillary powers)**

(1)                      Section 126D(1)

15                      *omit*

warrant) and 126B,

*insert*

warrant), 126AB and 126B,

(2)                      Section 126D(2)

20                      *omit*

126A and 126B

*insert*

126A, 126AB and 126B

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**7 Section 126E inserted**

After section 126D

*insert*

**126E Power to enter places relating to prescribed respondents**

- 5 (1) For the purpose of exercising a prescribed power in respect of a person who is a prescribed respondent, a member may enter a place, without a warrant, if the member suspects on reasonable grounds that the person may be at the place.
- 10 (2) Despite subsection (1), the member may not enter any part of the place that is a dwelling without the consent of an occupier of the dwelling.
- (3) The member may remain at the place entered under this section for the time reasonably required for the member:
- (a) to confirm whether the person is present at the place; and
- 15 (b) if the person is present – to exercise the member's prescribed powers in respect of the person.
- (4) This section does not limit or prevent the exercise of any other power to enter the place (including any dwelling at the place), whether with or without a warrant, that the member otherwise has
- 20 under this Act or another law of the Territory.
- (5) In this section:

**DVO**, see section 4 of the *Domestic and Family Violence Act 2007*.

25 **dwelling** means a building or structure, or part of a building or structure, that is ordinarily occupied for residential purposes, but does not include:

- (a) any yard, garden, driveway, carport or other external area that forms part of the premises on which the building or structure is situated; or
- 30 (b) any common property or common area that is associated with the premises on which the building or structure is situated.

**prescribed power** means a power conferred on a member under the *Domestic and Family Violence Act 2007* that is prescribed by regulation for this section.

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**prescribed respondent** means a respondent, or class of respondent, prescribed by regulation for this section.

**respondent** means a person against whom a DVO is in force under the *Domestic and Family Violence Act 2007*.

5     **Division 2            Amendment of Police Administration Regulations 1994**

8     **Regulations amended**

This Division amends the *Police Administration Regulations 1994*.

9     **Regulation 19AB inserted**

10     After regulation 19A, in Part 4AA

*insert*

**19AB    Prescribed powers and prescribed respondents**

15     (1) For section 126E(5) of the Act, definition **prescribed power**, the powers conferred on a member under Part 3 of the *Domestic and Family Violence Regulations 2008* are prescribed.

(2) For section 126E(5) of the Act, definition **prescribed respondent**, a respondent to whom Part 3 of the *Domestic and Family Violence Regulations 2008* applies is prescribed.

*Note for subregulation (2)*

20     See regulation 4 of the *Domestic and Family Violence Regulations 2008* for the respondents to whom Part 3 of those Regulations applies.

**Part 3                    Consequential amendments**

10     **Consequential amendments**

The Schedule amends the laws mentioned in it.

25     **Part 4                    Repeal of Act**

11     **Repeal of Act**

This Act is repealed on the day after it commences.



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**Schedule Consequential amendments**

section 10

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Provision	Amendment
	<i>omit</i> <i>insert</i>
<b><i>Domestic and Family Violence Regulations 2008</i></b>	
regulation 4, at the end	<i>Note for regulation 4</i> <i>Section 126E of the Police Administration Act 1978 and regulation 19AB of the Police Administration Regulations 1994 also confers a power on a police officer to enter certain places for the purpose of exercising the officer's powers under this Part.</i>
<b><i>Parole Act 1971</i></b>	
section 5G(2), at the end	<i>Note for subsection (2)</i> <i>Section 126AB of the Police Administration Act 1978 also confers a power on a member of the Police Force of the Territory to enter a place for the purpose of arresting a person mentioned in paragraph (a).</i>

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