

Serial 42

Tourism NT Amendment (Integration of NTMEC) Bill 2025

Ms Boothby

A Bill for an Act to amend the *Tourism NT Act 2012* and for related purposes

NORTHERN TERRITORY OF AUSTRALIA

TOURISM NT AMENDMENT (INTEGRATION OF NTMEC) ACT 2025

Act No. [] of 2025

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NORTHERN TERRITORY OF AUSTRALIA

Act No. [] of 2025

5

An Act to amend the *Tourism NT Act 2012* and for related purposes

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

The Legislative Assembly of the Northern Territory enacts as follows:

10 Part 1 Preliminary matters

1 Short title

This Act may be cited as the *Tourism NT Amendment (Integration of NTMEC) Act 2025*.

2 Commencement

- 15 (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 11 October 2027, it commences on that day.

Part 2 Amendment of Tourism NT Act 2012

20 3 Act amended

This Part amends the *Tourism NT Act 2012*.

4 Long title replaced

Long title

repeal, insert

5

An Act to establish Tourism and Events NT and for related purposes

5 Section 1 amended (Short title)

Section 1, after "*Tourism*"

insert

and Events

10

6 Section 3 amended (Definitions)

- (1) Section 3, definitions ***appointed commissioner, chairperson, commissioner, repealed Act*** and ***Tourism NT***

omit

- (2) Section 3

15

insert

Advisory Board means the Tourism and Events Advisory Board established by the Minister under section 14(1).

board member means a member of the Advisory Board mentioned in section 14(2).

20

chairperson means the chairperson of the Advisory Board mentioned in section 14B.

ordinary member means a member of the Advisory Board mentioned in section 14(2)(b).

Reserve Fund means the fund maintained under section 27B.

25

- (3) Section 3, definition ***chief executive officer***

omit

Tourism NT

insert

Tourism and Events NT

(4) Section 3, at the end

insert

Note for section 3

The Interpretation Act 1978 contains definitions and other provisions that may be relevant to this Act.

7 Section 5 amended (Continuation of Tourism NT)

(1) Section 5, heading

repeal, insert

5 Establishment of Tourism and Events NT

(2) Section 5(1)

omit, insert

(1) Tourism and Events NT is established.

(3) Section 5(2)

omit

Tourism NT

insert

Tourism and Events NT

(4) Section 5(2)(b) and (3)

omit

8 Section 6 replaced

Section 6

repeal, insert

6 Use of alternate name

Tourism and Events NT may exercise its powers and perform its functions under the name "Tourism and Events Northern Territory".

9 Section 7 amended (Functions)

(1) Section 7

omit

Tourism NT

5

insert

Tourism and Events NT

(2) Section 7(c)

omit

tourism in the Territory; and

10

insert

tourism, hospitality, events and exhibitions in the Territory; and

(3) After section 7(c)

insert

15

(ca) to identify and attract events and exhibitions for the Territory that contribute to the benefit of the Territory; and

(cb) to work independently or in collaboration with third parties to coordinate and deliver events and exhibitions; and

10 Section 8 amended (Powers)

(1) Section 8(1) and (2)

20

omit (all references)

Tourism NT

insert

Tourism and Events NT

(2) Section 8(2)(c)

25

omit, insert

(c) negotiate and enter into contracts, agreements, schemes and arrangements; and

- 5
- (d) purchase, lease or hire plant, machinery, equipment or other things for the purpose of performing the functions; and
 - (e) with the Treasurer's approval and subject to the *Financial Management Act 1995*, grant guarantees or indemnities for, or otherwise assume responsibility for, the obligations of persons; and
 - (f) with the Treasurer's approval:
 - (i) borrow, lend, raise or invest money; and
 - 10 (ii) form or participate in the formation of an incorporated body, partnership or trust; and
 - (g) sell or distribute tickets for events and exhibitions; and
 - (h) accept or refund money in respect of the sale or distribution of tickets for events and exhibitions.

11 Section 10, Part 2, Division 3 heading and section 11 replaced

15 Section 10, Part 2, Division 3 heading and section 11
repeal, insert

10 Delegation

Tourism and Events NT may delegate any of its powers and functions under this or any other Act to any of the following:

- 20
- (a) the chief executive officer of an Agency;
 - (b) a member of the staff of Tourism and Events NT;
 - (c) a public sector employee.

Division 3 Constitution of Tourism and Events NT

11 Constitution

25 Tourism and Events NT consists of the chief executive officer.

12 Section 12 amended (Chief executive officer)

(1) Section 12(1), (3) and (4)

omit (all references)

Tourism NT

insert

Tourism and Events NT

(2) Section 12(2)

omit

5 (3) After section 12(4)

insert

(5) Tourism and Events NT acts through the chief executive officer.

10 (6) Anything done by the chief executive officer in the name of, or for, Tourism and Events NT is taken to have been done by Tourism and Events NT.

13 Section 14 replaced

Section 14

repeal, insert

Part 2A Advisory Board

15 Division 1 Establishment and membership of Advisory Board

14 Establishment of Advisory Board

(1) The Minister may, in writing, establish the Tourism and Events Advisory Board to perform the functions mentioned in section 14A.

(2) The Advisory Board consists of the following board members:

20 (a) the chief executive officer;

(b) not fewer than 6 ordinary members appointed by the Minister.

14A Functions and powers of Advisory Board

25 (1) The functions of the Advisory Board are to advise and make recommendations to the Minister on strategic issues and matters that relate to or impact the following:

(a) the powers and functions of Tourism and Events NT;

(b) tourism, hospitality, events and exhibitions in the Territory.

(2) The Advisory Board has the powers necessary to perform the Advisory Board's functions.

5 (3) The Minister is not required to accept the advice or recommendations of the Advisory Board and may reject or adopt them, in whole or in part, as the Minister thinks appropriate.

14B Chairperson

The Minister may, in writing, appoint a board member to be the chairperson of the Advisory Board.

14 Section 16 replaced

10 Section 16

repeal, insert

16 Leave of absence

The Advisory Board may grant a board member leave of absence on conditions determined by the Advisory Board.

15 **15 Section 17 amended (Vacation of office)**

(1) Section 17(1)

omit

all words from "A person" to "if:"

insert

20 A person ceases to be an ordinary member of the Advisory Board if:

(2) Section 17(2)

omit

Tourism NT

25 *insert*

the Advisory Board

16 Part 2, Division 4 heading replaced

Part 2, Division 4 heading

repeal, insert

Division 2 Procedures of Advisory Board**5 17 Section 20 replaced**

Section 20

repeal, insert

20 Meetings

10 The chairperson may convene a meeting of the Advisory Board at any time as is necessary to exercise the powers and perform the functions of the Advisory Board, but must convene at least 4 meetings each financial year.

18 Sections 27A and 27B inserted

After section 27

15 *insert*

27A Consultants may be engaged

Tourism and Events NT may engage consultants and advisers for the purposes of performing its functions.

27B Reserve Fund

- 20 (1) Tourism and Events NT may maintain in the operating account a fund to be known as the Reserve Fund.
- (2) Any money received by Tourism and Events NT from the sale or distribution of tickets for events or exhibitions must be paid into the Reserve Fund.
- 25 (3) Tourism and Events NT may arrange a refund of money mentioned in subsection (2) paid to Tourism and Events NT in error or in the circumstances in which, in the opinion of the chief executive officer, a refund is necessary.

(4) Money in the Reserve Fund must only be applied for the following purposes:

5

(a) paying for costs and expenses incurred, or to be incurred, in relation to the coordination and delivery of events and exhibitions;

(b) payment of a refund under subsection (3);

(c) performance of the functions under section 7;

(d) exercise of the powers under section 8.

10

(5) If, at the end of a financial year, there is surplus money remaining in the Reserve Fund, that money must be:

(a) retained in the Reserve Fund; and

(b) applied to the following financial year for the purposes mentioned in subsection (4).

19 Section 29 amended (Protection from liability)

15

(1) Section 29(1)(b)

omit, insert

(b) a board member of the Advisory Board;

(2) Section 29(1)(c), (2) and (3)

omit

20

Tourism NT

insert

Tourism and Events NT

20 Section 30 replaced

Section 30

repeal, insert

30 Offence to disclose certain information

- 5 (1) A person commits an offence if:
- (a) the person obtains information in the course of performing a function connected with the administration of this Act or exercising a power under this Act; and
 - 10 (b) the information is confidential and the person is reckless in relation to that circumstance; and
 - (c) the person intentionally engages in conduct; and
 - (d) the conduct results in the disclosure of the information and the disclosure is not:
 - 15 (i) for a purpose connected with the administration of this Act, including a legal proceeding arising out of the operation of this Act; or
 - (ii) to a person who is otherwise entitled to the information; and
 - 20 (e) the person is reckless in relation to the result and circumstance referred to in paragraph (d).
- Maximum penalty: 200 penalty units or imprisonment for 2 years.
- (2) Strict liability applies to subsection (1)(a).
- 25 (3) If the information referred to in subsection (1) relates to a person, it is a defence to a prosecution for an offence against that subsection if the person consented to the disclosure of the information.

Note for subsection (3)

30 *In addition to the circumstances mentioned in this section, a person who discloses information mentioned in this section will not be criminally responsible for an offence if the disclosure is justified or excused by or under a law (see section 43BE of the Criminal Code).*

21 Section 31 amended (Regulations)

Section 31, at the end

insert

Note for section 31

5 *See section 65 of the Interpretation Act 1978.*

22 Part 5 inserted

After section 32

insert

**Part 5 Transitional matters for Tourism NT
Amendment (Integration of NTMEC) Act 2025**

33 Definitions

In this Part:

amending Act means the *Tourism NT Amendment (Integration of NTMEC) Act 2025*.

15 ***commencement*** means the commencement of section 7 of the amending Act.

Commission means the commission established under section 5 of this Act before the commencement.

20 ***NTMEC*** means Northern Territory Major Events Company Pty Ltd (ABN 22 085 961 520).

Tourism NT means the body corporate known as Tourism NT that was continued in existence before the commencement of section 7 of the amending Act.

34 Tourism and Events NT succeeds Tourism NT

- 25 (1) Tourism and Events NT is a continuation of Tourism NT.
- (2) On and from the commencement, in an instrument, contract or document of any other kind:
- (a) a reference to Tourism NT or the Commission, is taken to be a reference to Tourism and Events NT; and

-
- (b) a reference to the *Tourism NT Act 2012* or a provision of that Act is to be taken to be a reference to this Act as in force after the commencement or the most equivalent provision of this Act (as the case requires).

5 (3) On and from the commencement:

- (a) all property, rights, liabilities and obligations of Tourism NT or the Commission are the property, rights, liabilities and obligations of Tourism and Events NT; and

- 10 (b) if Tourism NT or the Commission is a party to any contract, agreement or arrangement immediately before the commencement, Tourism and Events NT is substituted as a party to that contract, agreement or arrangement.

- 15 (4) All levies, fees, charges, interest, debts or money that are payable to and recoverable by Tourism NT or the Commission immediately before the commencement are payable to and recoverable by Tourism and Events NT, after the commencement.

- 20 (5) Any act, matter or thing done or to be done by or on behalf of Tourism NT or the Commission before the commencement are regarded as done or are to be done by or on behalf of Tourism and Events NT, as the case may be, after the commencement.

35 Continuation of chief executive officer

25 Despite the amendments to section 12 by the amending Act, the chief executive officer holding office immediately before the commencement continues under this Act as the chief executive officer.

36 Cessation of appointments

Any person who is a commissioner immediately before the commencement ceases to be a commissioner on the commencement.

30 **37 Transitional regulations**

- (1) A regulation may provide for a matter of a transitional nature because of the enactment of the amending Act.

- (2) Without limiting to subsection (1), a regulation may provide for a matter of a transitional nature if:

- 35 (a) it is necessary to make provision to allow or facilitate the doing of anything to give effect to NTMEC's integration with Tourism and Events NT and any transaction or other matter, action or

event required for the establishment and operation of Tourism and Events NT before and after the integration, including anything arising out of, or for giving effect to:

- (i) the winding up and deregistration of NTMEC; and
- (ii) the transfer of NTMEC's assets, contracts, permits and licences, intellectual property, interests, rights, benefits, activities, operations and functions to Tourism and Events NT; and
- (iii) the management of NTMEC liabilities and other contractual obligations; and

(b) this Act does not make provision or sufficient provision.

(3) The regulation may have retrospective operation to a day not earlier than the commencement.

(4) Despite subsection (3), to the extent to which the regulation has retrospective operation, it does not operate to the disadvantage of a person (other than the Territory or a Territory authority) by:

- (a) decreasing the person's rights; or
- (b) imposing liabilities on the person.

(5) The regulation must state it is made under this section.

(6) This section, and each regulation made under it, is repealed 1 year after the commencement.

23 Act further amended

The Schedule has effect.

Part 3 Consequential amendment of Public Sector Employment and Management Regulations 2011

24 Regulations amended

This Part amends the *Public Sector Employment and Management Regulations 2011*.

25 Schedule 1 amended (Exemptions)

Schedule 1, item 8

omit

Tourism NT Act 2012

5 *insert*

Tourism and Events NT Act 2012

Part 4 Repeal of Act

26 Repeal of Act

This Act is repealed on the day after it commences.

10

Schedule Act further amended

section 23

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
Part 2, heading	Tourism NT	Tourism and Events NT
sections 9 and 13(1)	Tourism NT	Tourism and Events NT
sections 15(1) and (2) and 18(1) and (2)	appointed commissioner	ordinary member
section 18(2)(a)	the commissioner	the ordinary member
	Tourism NT	the Advisory Board
section 18(2)(b)	the commissioner	the ordinary member
	a commissioner	an ordinary member
section 18(2)(c)	the commissioner	the ordinary member
section 18(2)(c)(iii)	commissioner's	ordinary member's
section 19	Tourism NT	the Advisory Board
section 21	Tourism NT	the Advisory Board
	commissioners	board members
section 22	Tourism NT	the Advisory Board
section 22(b)	another commissioner	a board member
	the commissioners	the board members
section 23(1)	Tourism NT	the Advisory Board
	commissioners	board members
section 23(2)	his or her	the person's
section 24	Tourism NT	The Advisory Board

Provision	Amendment	
	<i>omit</i>	<i>insert</i>
section 25(1)	commissioner	board member
	Tourism NT	the Advisory Board
section 25(2)	The commissioner	The board member
	Tourism NT	the Advisory Board
	commissioner's	board member's
sections 25(4) and 26(1)	commissioner (<i>all references</i>)	board member
section 26(1)(a) and (b)	Tourism NT	the Advisory Board
section 26(1)(c)	commissioners	board members
section 26(2)	However,	Despite subsection (1),
	commissioner	board member
	Tourism NT	the Advisory Board
sections 27 and 28(1)	Tourism NT (<i>all references</i>)	Tourism and Events NT