

NORTHERN TERRITORY OF AUSTRALIA

**FINES AND PENALTIES (RECOVERY) AMENDMENT
REGULATIONS 2016**

Subordinate Legislation No. 25 of 2016

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NORTHERN TERRITORY OF AUSTRALIA

Subordinate Legislation No. 25 of 2016*

Fines and Penalties (Recovery) Amendment Regulations 2016

I, John Laurence Hardy, Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, make the following regulations under the *Fines and Penalties (Recovery) Act*.

Dated 19 May 2016

J. L. HARDY
Administrator

By His Honour's Command

D. W. TOLLNER
Treasurer
acting for
Attorney-General and Minister for Justice

* Notified in the *Northern Territory Government Gazette* on 20 May 2016.

1 Citation

These Regulations may be cited as the *Fines and Penalties (Recovery) Amendment Regulations 2016*.

2 Regulations amended

These Regulations amend the *Fines and Penalties (Recovery) Regulations*.

3 Regulation 14 amended

- (1) Regulation 14, before "A"

insert

- (1)

- (2) Regulation 14, at the end

insert

- (2) The person ordered to perform community work for a specified number of hours must perform the work within the period specified in Schedule 4A opposite the relevant range of hours to be worked.
- (3) The period within which the work is to be performed begins on the day the Commissioner of Correctional Services assesses the person to be suitable to participate in an approved program.
- (4) The Director may approve an extension of the period mentioned in subsection (2) in special circumstances.

4 Schedule 1 amended

- (1) Schedule 1, list of Acts

insert (in alphabetical order)

Charles Darwin University Act

Control of Roads Act

Darwin Waterfront Corporation Act

Education Act

Fire and Emergency Act

Food Act

Marine Act

Meat Industries Act

Medical Services Act

Medicines, Poisons and Therapeutic Goods Act

Mining Management Act

Petroleum Act

Plant Health Act

Ports Management Act

Prostitution Regulation Act

Public and Environmental Health Act

Summary Offences Act

Waste Management and Pollution Control Act

(2) Schedule 1, lists of Regulations and By-laws
omit

5 Schedule 2 replaced

Schedule 2

repeal, insert

Schedule 2 Fines Recovery Unit – payment guidelines

regulation 9

Amount of fine or penalty (\$)	Base Payment (weekly)
1 – 100	10% of penalty unit
101 – 180	12% of penalty unit
181 – 280	14% of penalty unit
281 – 400	16% of penalty unit
401 – 540	18% of penalty unit

541 – 700	20% of penalty unit
701 – 880	22% of penalty unit
881 – 1 080	24% of penalty unit
1 081 – 1 300	26% of penalty unit
1 301 – 1 540	28% of penalty unit
1 541 – 1 800	30% of penalty unit
1 801 – 2 080	32% of penalty unit
2 081 – 2 380	34% of penalty unit
2 381 – 2 700	36% of penalty unit
2 701 – 3 040	38% of penalty unit
3 041 – 3 400	40% of penalty unit
3 401 – 3 780	42% of penalty unit
3 781 – 4 180	44% of penalty unit
4 181 – 4 600	46% of penalty unit
4 601 – 5 040	48% of penalty unit
5 041 – 5 500	50% of penalty unit
5 501 – 5 980	52% of penalty unit
5 981 – 6 480	54% of penalty unit
6 481 – 7 000	56% of penalty unit
7 001 – 8 000	64% of penalty unit
8 001 – 9 000	72% of penalty unit
9 001 – 10 000	80% of penalty unit
10 001 – 11 000	88% of penalty unit
11 001 – 12 000	96% of penalty unit
12 001 – 13 000	104% of penalty unit
13 001 – 14 000	112% of penalty unit

14 001 – 15 000	120% of penalty unit
15 001 – 16 000	128% of penalty unit
16 001 – 17 000	136% of penalty unit
17 001 – 18 000	144% of penalty unit
18 001 – 19 000	152% of penalty unit
19 001 – 20 000	160% of penalty unit
20 001 and over	168% of penalty unit

6 Schedule 4A inserted

After Schedule 4

insert

Schedule 4A Community work hours

regulation 14

Community Work Hours Ordered	Months to Complete
50 or less	3
51 – 125	6
126 – 300	12
301 – 375	18
376 – 480	24

7 Schedule 5 amended

(1) Schedule 5, Form 1

omit

Enforcement Order:

Enforcement Costs:

-
- (2) Schedule 5, Form 1
omit
against you on _____
insert
against you
- (3) Schedule 5, Form 1
omit
RCG Building 83-85 Smith Street, Darwin
insert
[place]
- (4) Schedule 5, Form 1
omit
all words from "\$20 000" to "both"
insert
200 penalty units, being the equivalent of \$(*monetary amount*) or imprisonment for 12 months. See section 109A of the Act
- (5) Schedule 5, Form 2
omit
Fine Defaulter Name:
Fine Defaulter Address:
- (6) Schedule 5, Form 2
omit
Enforcement Order:
Enforcement Costs:

-
- (7) Schedule 5, Form 2
omit
all words from "**As *an**" to "**you are**"
insert
You or an authorised representative of the fine defaulter corporation are
- (8) Schedule 5, Form 2
omit
the corporation on _____
insert
the corporation
- (9) Schedule 5, Form 2
omit
You are required to produce
insert
You or the authorised representative are required to produce
- (10) Schedule 5, Form 2
omit
You **must attend**
insert
You or the authorised representative **must attend**
- (11) Schedule 5, Form 2
omit
RCG Building 83-85 Smith Street, Darwin
insert
[place]

(12) Schedule 5, Form 2

omit

all words from "**an officer/former officer**" to "**the officer/former officer**"

insert

an authorised representative of the fine defaulter corporation with this examination summons by delivering a true copy of the examination summons personally to the authorised representative

(13) Schedule 5, Form 6

omit

Enforcement Order:

Enforcement Costs:

(14) Schedule 5, Form 6

omit

all words from "The fine defaulter" to "outstanding."

(15) Schedule 5, Form 6

omit

\$2

insert

\$(*monetary amount*)

(16) Schedule 5, Form 7

omit

Enforcement Order:

Enforcement Costs:

-
- (17) Schedule 5, Form 7
omit
by \$100
insert
at the rate of the monetary value of 2 penalty units, being the equivalent of \$(*monetary value*),
- (18) Schedule 5, Form 7
omit
every \$100
insert
every \$(*monetary amount*), being the equivalent of 2 penalty units, owed
- (19) Schedule 5, Form 8
omit
\$100
insert
\$(*monetary amount*), being the equivalent of 2 penalty units, owed

8 Regulations further amended

The Schedule has effect.

9 Expiry of Regulations

These Regulations expire on the day after they commence.

Schedule Regulations further amended

regulation 8

Provision	Amendment
	<div>omit</div> <div>insert</div>
Schedule 5, Form 3	Enforcement Order: Date of Order: Enforcement Order: Enforcement Costs:
Schedule 5, Form 4	Enforcement Order: Enforcement Costs:
Schedule 5, Form 5	Enforcement Order: Enforcement Costs: Details of debts(s) due:
Schedule 5, Form 9	Enforcement Order: Enforcement Costs: