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Regulations 1996, No. 48\*

Regulations under the Public Health Act

I, KEITH JOHN AUSTIN ASCHE, the Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, hereby make the following Regulations under the Public Health Act.

Dated 27 September 1996.

K.J.A. ASCHE  
Administrator

AMENDMENTS OF PUBLIC HEALTH (SHOPS, EATING HOUSES,  
BOARDING-HOUSES, HOSTELS AND HOTELS) REGULATIONS

1. PRINCIPAL REGULATIONS

The Public Health (Shops, Eating Houses, Boarding-Houses, Hostels and Hotels) Regulations are in these Regulations referred to as the Principal Regulations.

2. USE OF SHOP FOR SLEEPING

Regulation 4 of the Principal Regulations is amended -

(a) by omitting "The shopkeeper" and substituting "(1) The shopkeeper"; and

(b) by adding at the end the following:

"(2) The shopkeeper of a shop who contravenes of fails to comply with subregulation (1) shall be guilty of an offence, and shall be liable, upon conviction, to a penalty not exceeding \$1000 and, where the offence is a continuing offence, to an additional penalty not exceeding \$100 for every day during which the offence continues."

\* Notified in the Northern Territory Government Gazette on 1 October 1996.

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Public Health (Shops, Eating Houses, Boarding-Houses,  
Hostels and Hotels) Regulations

3. SANITARY ACCOMMODATION

Regulation 5 of the Principal Regulations is amended -

- (a) by omitting "A shopkeeper or occupier" and substituting "(1) A shopkeeper or owner"; and
- (b) by adding at the end the following:

"(2) A shopkeeper or owner who contravenes or fails to comply with subregulation (1) shall be guilty of an offence, and shall be liable, upon conviction, to a penalty not exceeding \$1000 and, where the offence is a continuing offence, to an additional penalty not exceeding \$100 for every day during which the offence continues."

4. POWERS AND DUTIES OF HEALTH SURVEYOR

Regulation 8(1) of the Principal Regulations is amended by adding at the end the following:

"Penalty: \$1000."

5. APPLICATION FOR REGISTRATION

Regulation 13 of the Principal Regulations is amended -

- (a) by omitting from subregulation (3) "until 31 December next following" and substituting "for twelve months from"; and
- (b) by omitting subregulation (4) and substituting the following:

"(4) The proprietor to an eating house that is registered under this regulation shall, not later than 28 days before the registration expires, make application to renew the registration."

6. PENALTIES

Regulation 32 of the Principal Regulations is amended -

- (a) by omitting "\$40" and "\$10" and substituting "\$1000" and "\$100", respectively; and
- (b) by omitting "; but so that the total of such penalties shall not exceed \$200".

*Public Health (Shops, Eating Houses, Boarding-Houses,  
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7. REGISTRATION

Regulation 36 of the Principal Regulations is amended -

- (a) by omitting from subregulation (4) "until 31 December next following" and substituting "for twelve months from"; and
- (b) by omitting subregulation (5) and substituting the following:

"(5) The proprietor to a boarding-house that is registered under this regulation shall, not later than 28 days before the registration expires, make application to renew the registration."

8. PENALTIES FOR OFFENCES

Regulation 49 of the Principal Regulations is amended -

- (a) by omitting "\$40" and "\$10" and substituting "\$1000" and "\$100", respectively; and
- (b) by omitting ", but so that the total of such penalties shall not exceed \$200".

9. FURTHER AMENDMENTS

The Principal Regulations are further amended as provided in the Schedule.

10. TRANSITIONAL

(1) Where, on the commencement of these Regulations, an eating house or a boarding-house is registered under the Principal Regulations and an application is made to renew the registration under regulation 13(4) or 36(5), as the case may be, of the Principal Regulations, as inserted by these Regulations, the Chief Medical Officer may, notwithstanding anything to the contrary in the Principal Regulations, register the eating house or boarding-house for such period as the Chief Medical Officer thinks fit and the fee in respect of such registration shall be pro-rata the fee specified in the Principal Regulations having regard to the period of the registration.

(2) Subregulation (1) applies only in respect of the first application for the renewal of the registration of an eating house or boarding-house made under the Principal Regulations after the commencement of these Regulations.

Public Health (Shops, Eating Houses, Boarding-Houses,  
Hostels and Hotels) Regulations

SCHEDULE

Regulation 9

Provision	Amendment	
	omit	substitute
Regulation 4	"Penalty: \$100."	
Regulation 7	"\$40"	"\$1000"
Regulation 9	"\$40"	"\$1000"
Regulation 13(1)	"\$40"	"\$100"
Regulation 29(1) and (3)	"Penalty: \$20."	
Regulation 31	"\$40"	"\$1000"
Regulation 36(1) (a)	"\$40"	"\$100"
Regulation 36(1) (b)	"\$50"	"\$125"
Regulation 36(1) (c)	"\$60"	"\$150"
Regulation 36(1) (d)	"\$100"	"\$250"
Schedule 1		
- Form A	"for the year ending 31 December,"	"until,"
	"\$40"	"\$100"
- Form B	"31 December, 19 ,"	", 19 ,"
Schedule 2		
- Form A	"\$40/\$50/\$60/\$100"	"\$100/\$125/\$150/ \$250"
- Form B	"31 December, 19 ,"	", 19 ,"