

1980-81-82

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA
HOUSE OF REPRESENTATIVES

Presented and read a first time, 19 August 1982

(Minister for Home Affairs and Environment)

A BILL

FOR

An Act to amend the *Northern Territory (Self-Government) Act 1978*

BE IT ENACTED by the Queen, and the Senate and the House of Representatives of the Commonwealth of Australia, as follows:

Short title, &c.

5 **1. (1)** This Act may be cited as the *Northern Territory (Self-Government) Amendment Act 1982*.

(2) The *Northern Territory (Self-Government) Act 1978*¹ is in this Act referred to as the Principal Act.

Commencement

10 **2. (1)** Subject to sub-section (2), this Act shall come into operation on the day on which it receives the Royal Assent.

(2) Section 11 shall be deemed to have come into operation on 22 June 1978.

Assent to proposed laws

3. Section 7 of the Principal Act is amended by omitting sub-section (4) and substituting the following sub-section:

“(4) The Legislative Assembly shall consider the amendments recommended by the Administrator and the proposed law, with those or any other amendments or without amendments, may be again presented to the Administrator for assent, and sub-section (2) applies accordingly.” 5

Signification of pleasure on proposed law reserved

4. Section 8 of the Principal Act is amended by omitting sub-sections (3) and (4) and substituting the following sub-sections: 10

“(3) The Legislative Assembly shall consider the amendments recommended by the Governor-General and the proposed law, with those or any other amendments or without amendments, may be again presented to the Administrator for assent, and sub-section 7 (2) applies accordingly.

“(4) Where the Governor-General makes a declaration in respect of a proposed law in accordance with sub-section (1), the Administrator shall, as soon as practicable after the declaration is made, cause to be published in the *Government Gazette* of the Territory a notice of the declaration.” 15

Proposal of money votes

5. Section 11 of the Principal Act is amended— 20

- (a) by omitting “object or”; and
- (b) by omitting “it has in the same session” and substituting “the purpose for which such revenues, loans or other moneys are to be disposed of or charged by reason of the enactment, vote, resolution or question, as the case may be, has in the same session” 25

Filling of casual vacancy

6. Section 19 of the Principal Act is amended—

- (a) by omitting “9 months” and substituting “6 months”; and
- (b) by inserting “in the electoral division in respect of which the vacancy occurred” after “held” (first occurring). 30

Disqualifications for membership of Legislative Assembly

7. Section 21 of the Principal Act is amended—

- (a) by omitting paragraph (1) (a) and substituting the following paragraph: 35
 - “(a) he—
 - (i) holds an office or appointment (other than a prescribed office or appointment) under a law of the Commonwealth (including this Act) or a law of a State or Territory; or

(ii) not being the holder of any office or appointment under such a law, is employed by the Commonwealth, by a State or Territory or by a body corporate established for a public purpose by such a law,

5 and he is entitled to any remuneration or allowance (other than reimbursement of expenses reasonably incurred) in respect of that office, appointment or employment;”;

(b) by inserting after sub-section (1) the following sub-section:

10 “(1A) In sub-paragraph (1) (a) (i), ‘prescribed office or appointment’ means—

(a) the office of member of the Legislative Assembly, member of the Council, Minister of the Territory or Speaker of the Legislative Assembly; or

(b) an appointment under section 25 or 26.”;

15 (c) by omitting from paragraph (2) (c) “2 consecutive months of any session” and substituting “3 consecutive sitting days”; and

(d) by omitting sub-section (5).

Acting Administrator

8. Section 40 of the Principal Act is amended—

20 (a) by omitting from sub-section (1) “a person” and substituting “one or more persons”; and

(b) by omitting sub-sections (2) and (3) and substituting the following sub-section:

25 “(2) An appointment of a person under sub-section (1) may be expressed to have effect only in such circumstances as are specified in the instrument of appointment.”.

Borrowing—otherwise than from Commonwealth

9. Section 47 of the Principal Act is amended by omitting sub-section (7).

Election of members of Legislative Assembly

30 10. Section 62 of the Principal Act is repealed.

Acquisition of certain land, &c.

11. Section 70 of the Principal Act is amended by adding at the end thereof the following sub-section:

35 “(11) Where sub-section (4) has effect in relation to an interest in land, that sub-section has the like effect in relation to any interest vested in the Territory by sub-section 69 (4) in respect of minerals in or on that land.”.

Contracts

12. Section 71 of the Principal Act is amended by adding at the end of paragraph (2) (a) “or was entered into on or after that date and before the date of commencement of the *Northern Territory (Self-Government) Amendment Act 1982*”.

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NOTE

1. No. 58, 1978.