



LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY

Legal and Constitutional Affairs Committee

Associated Minutes of Proceedings

Report of Ministerial Correspondence on Subordinate Legislation and Publications

August 2022 – July 2023

July 2023



LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY

14th Assembly

Legal and Constitutional Affairs Committee

MINUTES OF PROCEEDINGS

Meeting No. 15

10.00 am, Monday 15 August 2022
Litchfield Room

Present: Mr Joel Bowden MLA, Member for Johnston
Ms Marie-Clare Boothby MLA, Member for Brennan
Mr Lawrence Costa MLA, Chair, Member for Arafura
Mr Steve Edgington MLA, Member for Barkly
Mr Dheran Young MLA, Deputy Chair, Member for Daly

Secretariat: Ms Julia Knight, Committee Secretary

1. ELECTION OF CHAIR

Following the resignation of Member for Johnston, Mr Joel Bowden MLA, as Chair of the Committee, pursuant to Standing Order 186 the Committee Secretary called for nominations for Chair.

Mr Edgington nominated Mr Costa to be Chair. Mr Young seconded the nomination.

Ms Boothby nominated Mr Edgington to be Chair. The nomination was not seconded.

There being no other nominations, the Secretary declared Mr Costa to be the Chair.

2. ELECTION OF DEPUTY CHAIR

Following the discharge of Deputy Chair Member for Fong Lim, Hon Mark Monaghan MLA, from the Committee as of 5 August 2022, the Chair called for nominations for Deputy Chair.

Mr Bowden nominated Mr Young to be Deputy Chair. Mr Costa seconded the nomination.

Ms Boothby nominated Mr Edgington to be Deputy Chair. The nomination was not seconded.

There being no other nominations, the Chair declared Mr Young to be Deputy Chair.

3. NEXT MEETING

12 noon, Tuesday 30 August 2022

Meeting closed at 10.10 am

Mr Lawrence Costa, MLA
Chair



LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY

14th Assembly

Legal and Constitutional Affairs Committee

MINUTES OF PROCEEDINGS

Meeting No. 16

12.00 pm, Tuesday 30 August 2022
Litchfield Room

Present: Mr Lawrence Costa MLA, Chair, Member for Arafura
Ms Marie-Clare Boothby MLA, Member for Brennan Mr
Joel Bowden MLA, Member for Johnston
Mr Steve Edgington MLA, Member for Barkly
Mr Dheran Young MLA, Deputy Chair, Member for Daly

Secretariat: Ms Julia Knight, Committee Secretary

1. MINUTES OF PREVIOUS MEETING

Mr Bowden moved and Mr Young seconded that:

The Minutes of Meeting No. 14 of 26 July and Meeting 15 of 15 August 2022 be confirmed.

Question put and passed.

2. CORRESPONDENCE

Noted

3. SUBORDINATE LEGISLATION

Mr Edgington moved and Mr Bowden seconded that:

The Committee refer the legal advice regarding the Greyhound Racing Amendment Rules (No. 5 of 2022) to the Minister for Racing, Gaming and Licensing for consideration and comment by 23 September 2022.

Question put and passed.

4. NEXT MEETING

12 noon, Tuesday 11 October 2022

Meeting closed at 12.08 pm

Mr Dheran Young, MLA
Deputy Chair



LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY

14th Assembly

Legal and Constitutional Affairs Committee

MINUTES OF PROCEEDINGS

Meeting No. 17

12.00 pm, Tuesday 11 October 2022
Litchfield Room

Present: Mr Dheran Young MLA, Deputy Chair, Member for Daly
Ms Marie-Clare Boothby MLA, Member for Brennan Mr
Joel Bowden MLA, Member for Johnston
Mr Steve Edgington MLA, Member for Barkly

Apologies Mr Lawrence Costa MLA, Chair, Member for Arafura

Secretariat: Ms Julia Knight, Committee Secretary

1. MINUTES OF PREVIOUS MEETING

Mr Edgington moved and Ms Boothby seconded that:

The Minutes of Meeting No. 16 of 30 August be confirmed.

Question put and passed.

2. CORRESPONDENCE

Noted

3. SUBORDINATE LEGISLATION

Mr Bowden moved and Ms Boothby seconded that:

The Committee note the response from the Minister for Racing, Gaming and Licensing regarding the Greyhound Racing Amendment Rules No. 5 of 2022

Question put and passed.

4. NEXT MEETING

12 noon, Tuesday 22 November 2022

Meeting closed at 12.08 pm

Mr Lawrence Costa, MLA
Chair



LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY
14th Assembly

Legal and Constitutional Affairs Committee

MINUTES OF PROCEEDINGS

Meeting No. 18

12.00 pm, Tuesday 22 November 2022
Litchfield Room

Present: Mr Lawrence Costa MLA, Chair, Member for Arafura
Ms Marie-Clare Boothby MLA, Member for Brennan
Mr Steve Edgington MLA, Member for Barkly

Apologies Mr Joel Bowden MLA, Member for Johnston
Mr Dheran Young MLA, Deputy Chair, Member for Daly

Secretariat: Ms Julia Knight, Committee Secretary

1. MINUTES OF PREVIOUS MEETING

Mr Edgington moved and Ms Boothby seconded that:

The Minutes of Meeting No. 17 of 11 October be confirmed.

Question put and passed.

2. CORRESPONDENCE

Noted

3. NEXT MEETING

12 noon, Tuesday 14 February 2023

Meeting closed at 12.03 pm

Mr Brent Potter MLA
Chair



LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY
14th Assembly

Legal and Constitutional Affairs Committee

MINUTES OF PROCEEDINGS

Meeting No. 19

12.00 pm, Tuesday 14 February 2023
Litchfield Room

Present: Mr Brent Potter MLA, Chair, Member for Fannie Bay
Mr Dheran Young MLA, Deputy Chair, Member for Daly
Mr Joel Bowden MLA, Member for Johnston
Ms Marie-Clare Boothby MLA, Member for Brennan
Mr Steve Edgington MLA, Member for Barkly

Secretariat: Ms Julia Knight, Committee Secretary

1. ELECTION OF CHAIR

Acknowledging the passing of former Member for Arafura and Chair of the committee, Mr Young noted his contribution to the work of the committee, his impartiality and sense of humour.

Pursuant to Standing Order 186, the Deputy Chair then called for nominations for Chair.

Mr Bowden nominated Mr Potter to be Chair. Mr Young seconded the nomination.

Mr Edgington nominated Ms Boothby to be Chair. Ms Boothby seconded the nomination.

There being more than one proposal, pursuant to Standing Order 236 the Secretary conducted a ballot. The results of the ballot were 3 votes for Mr Potter and 2 votes for Ms Boothby. As such the Deputy Chair declared Mr Potter to be the elected Chair.

2. MINUTES OF PREVIOUS MEETING

Ms Boothby moved and Mr Edgington seconded that:

The Minutes of Meeting No. 18 of 22 November 2022 be confirmed.

Question put and passed.

3. CORRESPONDENCE

Noted

4. SUBORDINATE LEGISLATION

Mr Bowden moved and Mr Young seconded that:


The Committee refer the legal advice regarding the Animal Protection Regulations (No. 14 of 2022) to the Minister for Agribusiness and Fisheries for consideration and comment by 10 March 2023.

Question put and passed.

5. NEXT MEETING

12 noon, Tuesday 21 March 2023

Meeting closed at 12.05 pm



Mr Brent Potter, MLA
Chair



LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY
14th Assembly

Legal and Constitutional Affairs Committee

MINUTES OF PROCEEDINGS

Meeting No. 20

12.00 pm, Tuesday 21 March 2023
Litchfield Room

Present: Mr Brent Potter MLA, Chair, Member for Fannie Bay
Mr Dheran Young MLA, Deputy Chair, Member for Daly
Ms Marie-Clare Boothby MLA, Member for Brennan
Mr Joel Bowden MLA, Member for Johnston
Mr Steve Edgington MLA, Member for Barkly

Secretariat: Ms Julia Knight, Committee Secretary

1. MINUTES OF PREVIOUS MEETING

Mr Bowden moved and Mr Young seconded that:

The Minutes of Meeting No. 19 of 14 February be confirmed.

Question put and passed.

2. CORRESPONDENCE

Noted

3. SUBORDINATE LEGISLATION

Mr Bowden moved and Mr Young seconded that:

1. The Committee refer the legal advice regarding the Supreme Court Amendment (Appeals) Rules 2022 (No. 22 of 2022) to the Attorney-General and Minister for Justice for consideration and comment by 21 April 2023.
2. The Committee refer the legal advice regarding the Motor Vehicles Legislation Amendment Regulations 2022 (No. 24 of 2022) to the Minister for Infrastructure, Planning and Logistics for consideration and comment by 21 April 2023.
3. The Committee refer the legal advice regarding the Nhulunbuy (Animal Control) Amendment By-Laws 2022 (No. 27 of 2022) to the Minister for Local Government for consideration and comment by 21 April 2023.
4. The Committee note the response from the Minister for Agribusiness and Fisheries regarding the animal Protection Regulations 2022 (No. 14 of 2022).

Questions put and passed.

4. NEXT MEETING

12 noon, Tuesday 16 May 2023

Meeting closed at 12.05 pm

Mr Brent Potter, MLA
Chair



LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY

14th Assembly

Legal and Constitutional Affairs Committee

MINUTES OF PROCEEDINGS

Meeting No. 21

12.00 pm, Tuesday 16 May 2023

Litchfield Room

Present: Mr Brent Potter MLA, Chair, Member for Fannie Bay
Mr Dheran Young MLA, Deputy Chair, Member for Daly
Ms Marie-Clare Boothby MLA, Member for Brennan
Mr Joel Bowden MLA, Member for Johnston
Mr Steve Edgington MLA, Member for Barkly

Secretariat: Ms Julia Knight, Committee Secretary
Mr Caelan Ikin, Administration/Research Officer

1. MINUTES OF PREVIOUS MEETING

Mr Young moved and Mr Edgington seconded that:

The Minutes of Meeting No. 20 of 21 March be confirmed.

Question put and passed.

2. CORRESPONDENCE

Noted

3. SUBORDINATE LEGISLATION

Mr Young moved and Mr Bowden seconded that:

- 1) The Committee refer the legal advice regarding the Territory Parks and Wildlife Conservation Amendment By-Laws 2023 (No.3 of 2023) to the Minister for Parks and Rangers for consideration and comment by 7 July 2023.
- 2) The Committee note the response from the Attorney-General and Minister for Justice regarding the Supreme Court Amendment (Appeals) rules 2022 (No. 22 of 2022).
- 3) The Committee note the response from the Minister for Infrastructure, Planning and Logistics regarding the Motor Vehicle Legislation Amendment Regulations 2022 (No. 24 of 2022).
- 4) The Committee note the response from the Minister for Local Government regarding the Nhulunbuy (Animal Control) Amendment By-Laws 2022 (No. 27 of 2022).

Mr Edgington opposed the resolution regarding the Nhulunbuy (Animal Control) Amendment By-Laws 2022 (No. 27 of 2022). The Committee divided.

Ayes: 3

Mr Potter

Mr Bowden

Mr Young

Noes: 2

Mr Edgington

Ms Boothby

Motion Agreed to

Questions put and passed.

4. NEXT MEETING

12 noon, Tuesday 25 July 2023

Meeting closed at 12.10 pm

A handwritten signature in black ink, appearing to read "Brent Potter". The script is cursive and fluid.

Mr Brent Potter, MLA
Chair



LEGISLATIVE ASSEMBLY OF THE NORTHERN TERRITORY
14th Assembly

Legal and Constitutional Affairs Committee

MINUTES OF PROCEEDINGS

Meeting No. 23

12.00 pm, Tuesday 25 July 2023
Litchfield Room

Present: Mr Brent Potter MLA, Chair, Member for Fannie Bay
Ms Marie-Clare Boothby MLA, Member for Brennan
Mr Joel Bowden MLA, Member for Johnston
Mr Steve Edgington MLA, Member for Barkly

Apologies: Mr Dheran Young MLA, Deputy Chair, Member for Daly

Secretariat: Ms Julia Knight, Committee Secretary
Ms Elise Dyer, Senior Research Officer

1. MINUTES OF PREVIOUS MEETING

Mr Bowden moved and Mr Edgington seconded that:

The Minutes of Meeting No. 22 of 24 May 2023 be confirmed.

Question put and passed.

2. CORRESPONDENCE

Noted

3. SUBORDINATE LEGISLATION

Mr Edgington moved and Mr Bowden seconded that:

- 1) The Committee refer the legal advice regarding the Katherine Town Council Amendment By-Laws 2023 (No. 7 of 2023) to the Minister for Local Government for consideration and comment by 16 August 2023.
- 2) The Committee refer the legal advice regarding the Crown Lands Amendment Regulations 2023 (No. 10 of 2023) to the Minister for Infrastructure, Planning and Logistics for consideration and comment by 16 August 2023.
- 3) The Committee note the response from the Minister for Parks and Rangers regarding the Territory Parks and Wildlife Conservation Amendment By-Laws 2023 (No.3 of 2023).

Questions put and passed.

4. CHAIR'S DRAFT REPORT OF MINISTERIAL CORRESPONDENCE

Mr Bowden moved and Mr Edgington seconded that:

The Committee adopt the Chair's draft *Report of Ministerial Correspondence on Subordinate Legislation and Publications August 2022 – July 2023* for tabling in the Assembly.

Question put and passed.

5. CHAIR'S DRAFT DISCUSSION PAPER

Mr Edgington moved and Mr Bowden seconded that:

The Committee adopt the Chair's Draft *Discussion Paper – A Process to Review Bills for their Impact on First Nations Territorians* as a report under Standing Order 198 for tabling in the Assembly under Standing Order 200.

Question put and passed.

6. NEXT MEETING

12 noon, Tuesday 29 August 2023

Meeting closed at 12.15 pm

Mr Brent Potter, MLA
Chair

DRAFT