

BILLS INTRODUCED

17-19 June 1975

<i>Serial No.</i>	<i>Title</i>	<i>Sponsor</i>
39	Dingo Destruction 1975	Dr Letts
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THE NORTHERN TERRITORY OF AUSTRALIA

A BILL

for

AN ORDINANCE

To amend the *Dingo Destruction Ordinance*
1923 as amended

Be it ordained by the Legislative Assembly for the Northern Territory of Australia as follows:

1. This Ordinance may be cited as the *Dingo Destruction Ordinance* 1975. Short title

2. The *Dingo Destruction Ordinance* 1923 as amended is in this Ordinance referred to as the Principal Ordinance. Principal Ordinance

3. Section 14 of the Principal Ordinance is amended by omitting "Justice of the Peace and a member of the Police Force of the Territory acting together" and substituting "member of the Police Force of the Territory". Prescribed authority

4. Form A in the Schedule to the Principal Ordinance is amended by omitting "Justice of the Peace and". Form A in Schedule

5. Form B in the Schedule to the Principal Ordinance is amended— Form B in Schedule

- (a) by omitting "We,
Justice of the Peace of
and.....," and substituting "I,....., a";
 - (b) by omitting "us" and substituting "me";
 - (c) by omitting "we" and substituting "I";
 - (d) by omitting "our" and substituting "my"; and
 - (e) by omitting "Justice of the Peace."
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THE NORTHERN TERRITORY OF AUSTRALIA

A BILL

for

AN ORDINANCE

To amend the *Housing Ordinance* 1959 as amended

Be it ordained by the Legislative Assembly for the Northern Territory of Australia as follows:

1. This Ordinance may be cited as the *Housing Ordinance* 1975. Short title.
2. The *Housing Ordinance* 1959 as amended is in this Ordinance referred to as the Principal Ordinance. Principal Ordinance.
3. Section 13B of the Principal Ordinance is amended— Restriction on transfer of dwelling.
 - (a) by omitting from sub-section (3) all words after “purchase money”, and substituting “an amount for which, in the opinion of the Commission, the dwelling, and the right to the lease of the land on which the dwelling is situated could be sold if offered for sale by private treaty”; and,
 - (b) by omitting sub-section (6)
4. Section 15 of the Principal Ordinance is repealed and the following section substituted:

“15. The tenant of a dwelling is responsible for maintaining the dwelling and its equipment in the state of repair that, in the opinion of the Commission, it was in when that person became the tenant of that dwelling or as improved from time to time by the Commission, fair wear and tear excepted.”

Tenant to be responsible for maintenance of dwelling.
5. Section 26 (3) of the Principal Ordinance is amended by omitting “a person who has been displaced from a dwelling place by process of law and” and substituting “an eligible person who”. Powers of the commission to let dwellings.
6. Section 33E of the Principal Ordinance is amended by omitting “a person referred to in paragraph (c) of section 33A” and substituting “an approved person”. Commission as agent for approved person.

THE NORTHERN TERRITORY OF AUSTRALIA

A BILL

for

AN ORDINANCE

To amend the *Licensing Ordinance* 1939 as amended

Be it ordained by the Legislative Assembly for the Northern Territory of Australia as follows:

1. This Ordinance may be cited as the *Licensing Ordinance* (No. 2) 1975. Short title.

2. The *Licensing Ordinance* 1939 as amended is in this Ordinance referred to as the Principal Ordinance. Principal Ordinance.

3. Section 46 of the Principal Ordinance is amended by omitting sub-section (1A) and substituting the following sub-sections: Application for temporary licence or permission to make alteration or addition.

“(1A) Where a licensing magistrate makes an order under sub-section (1) authorizing a person temporarily to suspend the carrying on of his business, then—

- (a) during the period of that suspension, notwithstanding section 21, the licence does not expire and does not need to be renewed;
- (b) during the period of that suspension the person remains licensed, but for the purposes of section 135 (1) is deemed to be unlicensed; and
- (c) if there is an annual sittings of the Court during the period of that suspension, the licensee shall, upon the resumption of the business, be liable to pay the licensing fee he would have been obliged to pay had—
 - (i) his business not been suspended;
 - (ii) he sold no liquor during the period of suspension; and
 - (iii) his licence been renewed at those sittings.

“(1AB) Where a licensee suspends the carrying on of his business in pursuance of an order under sub-section (1), he

Licensing

may, at any time before the expiration of the period of suspension, apply to a licensing magistrate to have the period of suspension brought to an end.”.

Removal
without
certificate.

4. Section 94 of the Principal Ordinance is amended by omitting sub-section (2) and substituting the following sub-sections:

“(2) Where a licensing magistrate makes an order under sub-section (1) authorizing a club temporarily to suspend the sale and supply of liquor, then

- (a) during the period of that suspension, the certificate of registration does not expire, and does not need to be renewed;
- (b) during the period of that suspension the club remains registered, but for the purposes of section 134 (1) the person deemed to be the licensee of the club is deemed to be unlicensed; and
- (c) if there is an annual sittings of the Court during the period of that suspension, the club shall, upon the resumption of the sale and supply of liquor, be liable to pay the licensing fee it would have been obliged to pay had—
 - (i) the sale and supply of liquor not been suspended;
 - (ii) no liquor been sold during the period of the suspension; and
 - (iii) the licence been renewed at those sittings.

“(2A) Where a club suspends the sale and supply of liquor in pursuance of an order under sub-section (1), it may, at any time before the expiration of the period of suspension, apply to a licensing magistrate to have the period of suspension brought to an end.”.

THE NORTHERN TERRITORY OF AUSTRALIA

A BILL

for

AN ORDINANCE

To amend the *Ports Ordinance* 1962 as amended

Be it ordained by the Legislative Assembly for the Northern Territory of Australia as follows:

1. This Ordinance may be cited as the *Ports Ordinance* Short title.
1975.

2. The *Ports Ordinance* 1962 as amended is in this Ordinance referred to as the Principal Ordinance. Principal Ordinance.

3. The Principal Ordinance is amended by inserting after section 29 the following sections:

“29A. (1) Where the Port Superintendent or Harbour-master acting under this Ordinance or the by-laws made under this Ordinance— Appeals against decisions of Port Superintendent or Harbour-master.

- (a) refuses or fails within a reasonable time to grant;
- (b) cancels or suspends; or
- (c) refuses to renew,

any licence, authority, certificate, permit or registration, the person aggrieved may appeal to a Magistrate appointed under the *Justices Ordinance* against the refusal, failure, cancellation or suspension as the case may be.

“(2) An appeal under this section shall be instituted within 14 days from the day on which the decision is made known to the aggrieved person.

“(3) The appeal shall be instituted by notice of an appeal stating the grounds upon which the aggrieved person relies.

“(4) A copy of the notice of appeal shall be served on the Port Superintendent.

“29B. (1) Upon the hearing of an appeal under section 29A, the Magistrate— Power of Magistrate.

Ports

- (a) if he is satisfied that the Port Superintendent or Harbourmaster, as the case may be, in taking the action appealed against, acted on reasonable grounds and in accordance with the provisions of this Ordinance and the by-laws made under this Ordinance, shall dismiss the appeal; or
- (b) if he is not satisfied that the Port Superintendent or Harbourmaster, as the case may be, in taking the action appealed against, acted on reasonable grounds and in accordance with the provisions of this Ordinance and the by-laws made under this Ordinance, may direct the Port Superintendent or Harbourmaster to do any thing in relation to the licence, authority, certificate or registration that, in the opinion of the Magistrate, that person should have done under this Ordinance or the by-laws made under this Ordinance.

“(2) The decision of the Magistrate on an appeal under section 29A is final.”.
