



Northern Territory of Australia

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Northern Territory of Australia

Northern Territory Civil and Administrative Tribunal Act 2014

Appointment of Ordinary Member of Tribunal

I, Vicki Susan O'Halloran, Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, under section 16(1) of the *Northern Territory Civil and Administrative Tribunal Act 2014* and with reference to section 16(2)(b) of the Act, appoint Monika Ruth Moy to be an ordinary member of the Northern Territory Civil and Administrative Tribunal for 5 years.

Responsible Minister:

S. J. M. Uibo
Attorney-General and Minister for Justice

V. S. O'Halloran
Administrator

Dated 17 August 2021



Northern Territory of Australia

Northern Territory Civil and Administrative Tribunal Act 2014

Appointment of Ordinary Member of Tribunal

I, Vicki Susan O'Halloran, Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, under section 16 of the *Northern Territory Civil and Administrative Tribunal Act 2014* and with reference to section 16(2)(b) of the Act, appoint Marion Isobel Guppy to be an ordinary member of the Northern Territory Civil and Administrative Tribunal for 5 years on and from the date on which this instrument is published in the *Gazette*.

Responsible Minister:

S. J. M. Uibo
Attorney-General and Minister for Justice

V. S. O'Halloran
Administrator

Dated 17 August 2021



Northern Territory of Australia

Northern Territory Civil and Administrative Tribunal Act 2014

Appointment of Ordinary Member of Tribunal

I, Vicki Susan O'Halloran, Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, under section 16 of the *Northern Territory Civil and Administrative Tribunal Act 2014* and with reference to section 16(2)(b) of the Act, appoint Elizabeth Veel to be an ordinary member of the Northern Territory Civil and Administrative Tribunal for 5 years on and from the date on which this instrument is published in the *Gazette*.

Responsible Minister:

S. J. M. Uibo
Attorney-General and Minister for Justice

V. S. O'Halloran
Administrator

Dated 17 August 2021



Northern Territory of Australia

Northern Territory Civil and Administrative Tribunal Act 2014

Appointment of Ordinary Member of Tribunal

I, Vicki Susan O'Halloran, Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, under section 16 of the *Northern Territory Civil and Administrative Tribunal Act 2014* and with reference to section 16(2)(b) of the Act, appoint Miriam Ruth McDonald to be an ordinary member of the Northern Territory Civil and Administrative Tribunal for 5 years on and from the date on which this instrument is published in the *Gazette*.

Responsible Minister:

S. J. M. Uibo
Attorney-General and Minister for Justice

V. S. O'Halloran
Administrator

Dated 17 August 2021



Northern Territory of Australia

Northern Territory Civil and Administrative Tribunal Act 2014

Appointment of Ordinary Member of Tribunal

I, Vicki Susan O'Halloran, Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, under section 16 of the *Northern Territory Civil and Administrative Tribunal Act 2014* and with reference to section 16(2)(b) of the Act, appoint Adam Sattar to be an ordinary member of the Northern Territory Civil and Administrative Tribunal for 5 years on and from the date on which this instrument is published in the *Gazette*.

Responsible Minister:

S. J. M. Uibo
Attorney-General and Minister for Justice

V. S. O'Halloran
Administrator

Dated 17 August 2021



Northern Territory of Australia

Northern Territory Civil and Administrative Tribunal Act 2014

Appointment of Ordinary Member of Tribunal and Acting President of the Tribunal

I, Vicki Susan O'Halloran, Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council:

- (a) under section 16 of the *Northern Territory Civil and Administrative Tribunal Act 2014* (the **Act**) and with reference to section 16(2)(a) of the Act, appoint Mark Gerard O'Reilly to be an ordinary member of the Northern Territory Civil and Administrative Tribunal for 5 years on and from 20 December 2021; and
- (b) under section 13(1)(b) of the Act and with reference to section 44A of the *Interpretation Act 1978*, appoint Mark Gerard O'Reilly to act as the President of the Tribunal during all periods between 1 October 2021 to 31 December 2021 when Richard Hugh Bruxner is unable to perform the duties of the office.

Responsible Minister:

S. J. M. Uibo
Attorney-General and Minister for Justice

V. S. O'Halloran
Administrator

Dated 17 August 2021



Northern Territory of Australia

Northern Territory Aboriginal Sacred Sites Act 1989

Aboriginal Areas Protection Authority: Appointment of Members

I, Vicki Susan O'Halloran, Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, with effect on and from the date on which this instrument is published in the *Gazette*:

- (a) under section 6(1) of the *Northern Territory Aboriginal Sacred Sites Act 1989*, and with reference to section 6(4) and (5) of the Act, appoint each of the following persons to be a member of the Aboriginal Areas Protection Authority for 3 years:
 - (i) Robert Hoosan;
 - (ii) Lorraine Jones;
 - (iii) Jennifer Yantarrnga; and
- (b) under section 6(1) of the Act and with reference to section 6(4) and (6) of the Act, appoint Walter Kerinauia Junior to be a member of the Aboriginal Areas Protection Authority for 3 years.

Responsible Minister:

C. J. Paech
Minister for Arts, Culture and Heritage

V. S. O'Halloran
Administrator

Dated 17 August 2021



Northern Territory of Australia

Medicines, Poisons and Therapeutic Goods Act 2012

Revocation, Declarations and Approvals: Oral Health Services

I, Hugh Crosbie Heggie, Chief Health Officer:

- (a) under sections 249, 252 and 254(1) of the *Medicines, Poisons and Therapeutic Goods Act 2012* (the **Act**) and with reference to section 43 of the *Interpretation Act 1978*, revoke the declarations and approvals made by instrument entitled "Oral Health Services: Declaration of Places, Approval of Scheduled Substance Treatment Protocols and Conditions for Dental Therapist, Dental Hygienist or Oral Health Therapist Supplying Unrestricted Schedule 4 Substance" dated 13 May 2014 and published in *Gazette* No. G20 of 21 May 2014; and
- (b) under section 252 of the Act, declare each health centre or clinic specified in the Schedule, Part A, to be a place to which Part 2.6 of the Act applies; and
- (c) under section 254(1)(d) of the Act, approve each of the Scheduled substance treatment protocols specified in the Schedule, Part B, for each health centre or clinic mentioned in paragraph (b); and
- (d) under section 249 of the Act, declare the following conditions for a dental therapist, dental hygienist or oral health therapist to possess or administer each unrestricted Schedule 4 substance specified in the Schedule, Part C:
 - (i) the dental therapist, dental hygienist or oral health therapist must possess or administer the unrestricted Schedule 4 substances in accordance with the Scheduled substance treatment protocols specified in the Schedule, Part B;

- (ii) the dental therapist, dental hygienist or oral health therapist may only possess or administer the unrestricted Schedule 4 substances in the course of practising in the dental therapist's, dental hygienist's or oral health therapist's health profession at the places specified in the Schedule, Part A.

H. C. Heggie
Chief Health Officer

Dated 11 August 2021

Schedule

Part A Declared places

The health centre or clinic at each of the following locations:

Site name	Address
Alice Springs - Flynn Drive Dental Centre	10 Flynn Drive, Gillen NT 0870
Darwin Dental Clinic	Level 2, 9 Scaturchio Street, Casuarina NT 0810
Darwin Paediatric Dental Clinic	Ground Floor, 9 Scaturchio Street, Casuarina NT 0810
Gove Dental Clinic	Endeavour Square, Nhulunbuy NT 0880
Katherine Dental Clinic	7 First Street, Katherine NT 0850
Palmerston Dental Clinic	Palmerston Health Precinct, 3 Gurd Street, Farrar NT 0830
Special Needs Dental Clinic	Royal Darwin Hospital, 105 Rocklands Drive, Tiwi NT 0810
Tennant Creek Dental Clinic	Tennant Creek Hospital, 45 Schmidt Street, Tennant Creek NT 0860

Part B Scheduled substance treatment protocols

Title	Publication Date	Author
Amoxicillin (Oral) For Dental Use - Scheduled Substance Treatment Protocol (SSTP)	June 2021	Dr Kate Raymond, Principal Dental Advisor, Strategy Policy and Planning, Northern Territory Department of Health <i>(Dr Raymond, DoH)</i>
Articaine Injection For Dental Use - Scheduled Substance Treatment Protocol (SSTP)	June 2021	Dr Raymond, DoH
Clindamycin (Oral) For Dental Use - Scheduled Substance Treatment Protocol (SSTP)	June 2021	Dr Raymond, DoH
Lidocaine (Lignocaine) Injection For Dental Use - Scheduled Substance Treatment Protocol (SSTP)	June 2021	Dr Raymond, DoH
Mepivacaine Injection For Dental Use - Scheduled Substance Treatment Protocol (SSTP)	June 2021	Dr Raymond, DoH
Prilocaine with Felypressin Injection For Dental Use - Scheduled Substance Treatment Protocol (SSTP)	June 2021	Dr Raymond, DoH
Tranexamic Acid For Dental Use - Scheduled Substance Treatment Protocol (SSTP)	June 2021	Dr Raymond, DoH
Triamcinolone With (Or Without) Clindamycin Tooth Dressing For Dental Use - Scheduled Substance Treatment Protocol (SSTP)	June 2021	Dr Raymond, DoH

Declared Places Oral Health Outreach June 2021
Services - Scheduled Substance
Treatment Protocol (SSTP)

Safety & Quality,
Primary Health
Care, Oral Health
Services

Part C Unrestricted Schedule 4 substances

Amoxicillin

Articaine

Clindamycin

Felypressin

Lidocaine (Lignocaine)

Mepivacaine

Prilocaine

Tranexamic acid

Triamcinolone

Erratum

Gazette S32 of 18 August 2021 – Notification of Subordinate Legislation – *Northern Territory Civil and Administrative Amendment Regulations 2021* (No. 13 of 2021), contained an error.

The commencement details were incorrectly transposed from regulation 2 of these Regulations. Regulation 2 provides:

"These Regulations commence on the day on which they are notified in the *Gazette*."

Accordingly, the Regulations commenced on 18 August 2021.

Northern Territory of Australia

Control of Roads Act 1953

Proposal to Open Road

I, Robert Ian Sarib, the Surveyor-General, under section 18 of the *Control of Roads Act 1953*:

- (a) give notice of a proposal to open a road, being part NT Portion 1190, in accordance with Survey Plan No. S2020/010A & B and as shown on the map in the Schedule; and
- (b) advise adjoining owners as follows:

NT Portion 4651

Elianaelysia Pty Ltd (ACN 155 750 299) as trustee for Angus Investment Trust, Peter Maley as trustee for the Two Up Trust, Ballanday Pty Limited (ACN 002 215 143) as trustee for the Maley Property Trust No. 1

17 Cavenagh Street, Darwin NT 0800

NT Portion 2534

Elianaelysia Pty Ltd (ACN 155 750 299) as trustee for Angus Investment Trust, Peter Maley as trustee for the Two Up Trust, Ballanday Pty Limited (ACN 002 215 143) as trustee for the Maley Property Trust No. 1

17 Cavenagh Street, Darwin NT 0800

NT Portion 7446

Sandalwood Properties Ltd (ACN 093 330 977)

Level 1, 87 Colin Street West Perth WA 6005

NT Portion 2976, 2108, 2974, 3058, 3059, 3060

Conservation Land Corporation

PO Box 36719, Winnellie NT 0821

NT Portion 7445

Philip James Howie

Annette Gaebrielle Howie

PMB 190, Winnellie NT 0821

NT Portion 4651

Elianaelysia Pty Ltd (ACN 155 750 299) as trustee for Angus Investment Trust,
Peter Maley as trustee for the Two Up Trust, Ballanday Pty Limited
(ACN 002 215 143) as trustee for the Maley Property Trust No. 1

17 Cavenagh Street, Darwin NT 0800

NT Portion 7095

Christopher Vance Howie

Amanda Nichelle Howie as trustees for The Bindaroo Trust

PMB 190, Winnellie NT 0822

NT Portion 2532

Samuel Anderson McBean

Sarah-Jane McBean

PMB 283, Winnellie NT 0822

NT Portion 7248

Sandalwood Properties Ltd (ACN 093 330 977)

Level 1, 87 Colin Street West Perth WA 6005

NT Portion 7249

Jarh Tree Co Pty Ltd (ACN 600 392 667)

C/- King & Wood Mallesons, Level 61, Governor Phillip Tower, 1 Farrer Place,
Sydney NSW 2000

NT Portion 7250

Jarh Tree Co Pty Ltd (ACN 600 392 667)

Level 61, Governor Phillip Tower, 1 Farrer Place, Sydney NSW 2000

NT Portion 6268

Mike James Farrell

Deborah Leanne Farrell

4 Kirk Place, Alice Springs NT 0850

Dated 5 August 2021

R. I. Sarib
Surveyor-General

Notes

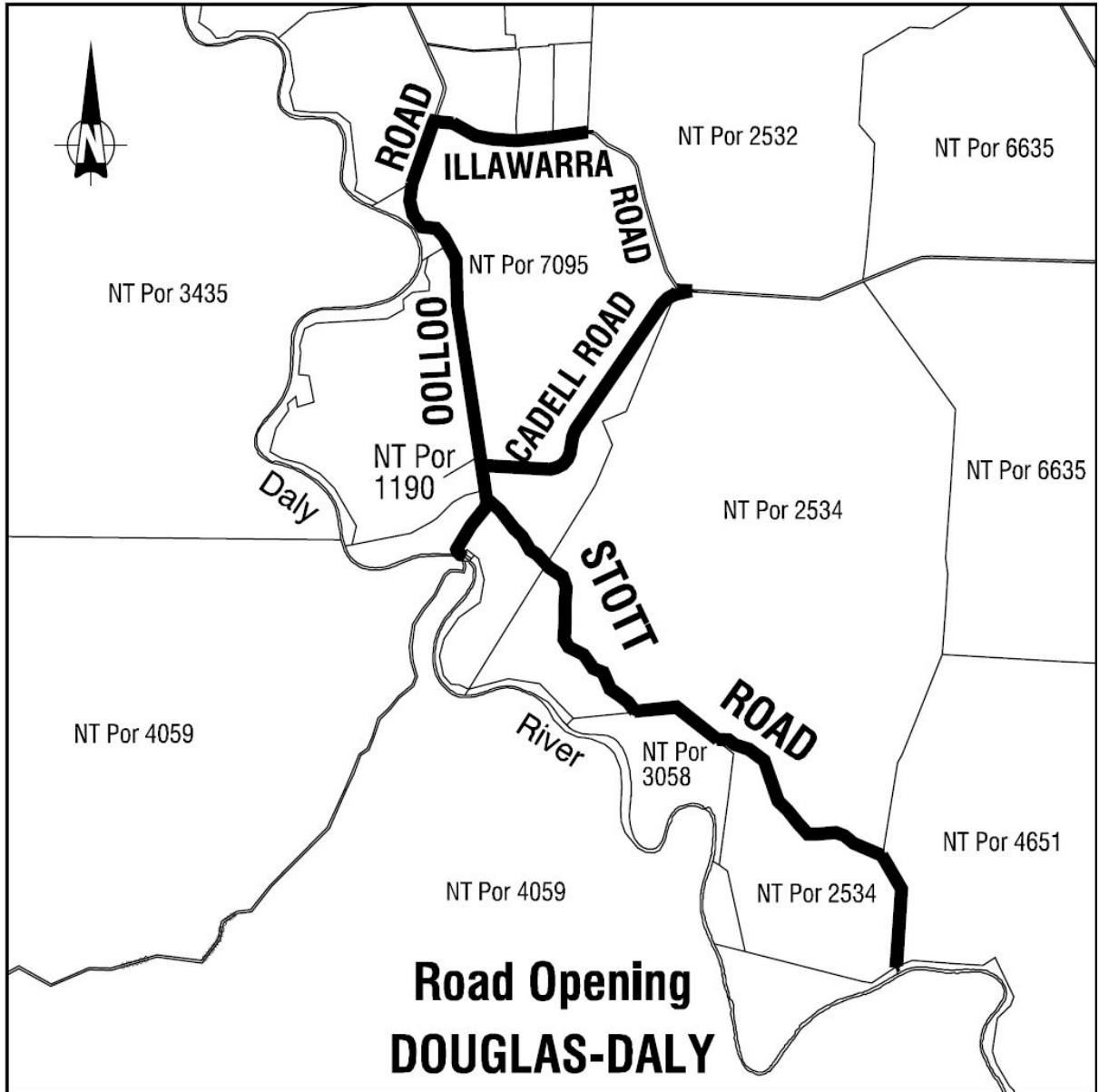
Survey Plan No S2020/010A & B is held by the Surveyor-General and may be inspected at Level 1 Energy House, 18-20 Cavenagh Street, Darwin NT.

Under section 20 of the Control of Roads Act 1953, a person may object to the proposal by serving notice on the Minister. The notice must:

- (a) *be served personally or by post within 28 days from the later of the publication of this notice in the Gazette or a local newspaper; and*
- (b) *state the grounds for objections.*

Postal objections may be served on the Minister for Infrastructure, Planning and Logistics, GPO Box 1680, Darwin NT 0801.

Schedule



Northern Territory of Australia

Crown Lands Act 1992

**Notice of Determination of Proposed Grant
Lease of Crown Land**

Notice is hereby given, in pursuance of section 12(6) of the *Crown Lands Act 1992*, that the Minister for Infrastructure, Planning and Logistics has made a determination under section 12(3) of the Act to grant a lease of Crown land, details of which are specified in the Schedule.

Dated 16 August 2021

Claire Allison Brown
Executive Director Northern Region

Schedule

Description of Crown land the subject of the grant:	Lots 88 and 92, Town of Kalkarindji
Persons to whom proposed grant is to be made:	Gurindji Aboriginal Corporation RNTBC
Purchase Price:	\$82 500.00 (GST inclusive)
Proposed Development:	Gurindji construction/service headquarters

Northern Territory of Australia

Traffic Regulations 1999

Authorisation of Analyst

I, Katherine Joannah Lee, Director Forensic Science Branch, the delegate of the Commissioner of Police, under regulation 60(1) of the *Traffic Regulations 1999*, authorise Thao Nhi Do to be an analyst for the purposes of the *Traffic Act 1987*.

Dated 19 August 2021

K. J. Lee
Director Forensic Science Branch

Northern Territory of Australia

Liquor Act 2019

Notice of permission for the consumption of liquor in a public place

Litchfield Council, under section 200 of the *Liquor Act 2019* (NT) ("**the Act**") gives permission, to members of the general public visiting or attending:

- (a) Berry Springs Recreation Reserve (Lot 1789);
- (b) Freds Pass Sport and Recreation Reserve (Lot 5467 and Lot 1817);
- (c) Howard Park Recreation Reserve (Lot 1916); or
- (d) the Humpty Doo Village Green (Lot 1799);

being public places where the consumption of liquor is prohibited under section 171(1)(h) of the Act, for the consumption of liquor on, or in all or a part of, the above listed public places subject to the following conditions:

1. If the above listed public places are managed by an incorporated body:
 - a. an application must made to the incorporated body managing the public place requesting consent to consume liquor in the public place;
 - b. consent must be given in writing by the incorporated body managing the public place for the consumption of liquor in the public place; and
 - c. liquor must only be consumed in accordance with any conditions set out in any such consent.
2. If the above public places are managed by Litchfield Council:
 - a. an application must be made to Litchfield Council requesting consent to consume liquor in the public place;
 - b. consent given must be in writing by Litchfield Council for the consumption of liquor in the public place; and
 - c. liquor must only be consumed in accordance with any conditions set out in any such consent.

Date 20 August 2021

Daniel Fletcher
Chief Executive Officer
Litchfield Council



Port of Darwin

Reporting Guidelines

August 2021

Foreword

This second version of the Port of Darwin Reporting Guidelines (Guidelines) replaces the previous version of the Guidelines.

The revised Guidelines are published in the Northern Territory of Australia Government Gazette on 25 August 2021.

Any questions regarding the Guidelines should be directed to the Utilities Commission, at any of the following:

Email: utilities.commission@nt.gov.au

Telephone: +61 9 8999 5480

Postal: GPO Box 915, DARWIN NT 0801

Version History

Version	Date published	Date of Commencement
1	28 March 2018	2 May 2018
2	25 August 2021	25 August 2021

1 Introduction

1.1 Authority

1.1.1 These *Guidelines* are made by the *Commission* under section 128 of the *Ports Management Act 2015* and regulation 14 of the *Ports Management Regulations 2015*.

1.2 Application

1.2.1 Darwin Port Operations Pty Ltd (DPO) was declared the operator of the Port of Darwin under the *Ports Management Act 2015* on and from 1 July 2015. On 15 November 2015, ownership of DPO was acquired by Landbridge Infrastructure Australia Pty Ltd (Landbridge) as part of Landbridge's 99 year lease of the Port of Darwin. This changed the status of DPO to a *private port operator*, to whom these *Guidelines* apply.

1.2.2 Pursuant to the *Ports Management Act 2015*, DPO prepared and submitted an *access policy* to the *Commission* for approval, which was approved on 30 June 2017. While DPO's *access policy* nominally expires on 30 June 2022, section 127(13) of the *Ports Management Act 2015* requires DPO to continue to comply with its *access policy* until it is replaced with a new *access policy* prepared by DPO and approved by the *Commission*.

1.3 Scope

1.3.1 Section 130 of the *Ports Management Act 2015* requires a *private port operator* to make an *annual report* about any *material instance of non-compliance* with the *private port operator's access policy*. The report is due to the *Commission* by 30 September each year and is to cover the immediately preceding *financial year*.

1.3.2 These *Guidelines* set out requirements in relation to *annual reports* by the *private port operator* to the *Commission*.

1.3.3 In making these *Guidelines*, the *Commission* has sought to promote and achieve the objects of the *Ports Management Act 2015* and the *Utilities Commission Act 2000*. The *Commission* has also had regard to section 6(2) of the *Utilities Commission Act 2000*, and all matters it is required to consider under the *Ports Management Act 2015* and *Ports Management Regulations 2015*.

1.4 Date of commencement

1.4.1 These *Guidelines* take effect on and from the date of publication in the *Gazette*.

1.5 Amending or adding to the Guidelines

1.5.1 The *Commission* may vary these *Guidelines*.

1.5.2 A *private port operator* may request the *Commission* to vary any part of these *Guidelines*.

1.5.3 The *Commission* will consult with affected parties before varying these *Guidelines*.

1.6 Interpretation

1.6.1 In these *Guidelines*:

(a) a reference to a clause is a reference to a clause in these *Guidelines*; and

(b) words appearing in italics like '*this*' are defined in clause 6.

2 Subject of annual reports: Material instance of non-compliance

2.1 Non-compliance

2.1.1 The *Commission* considers an instance of non-compliance to mean an action taken, or a failure to take action, by a *private port operator* which is not consistent with the *access policy* of the *private port operator*.

2.2 Material instance

2.2.1 For an instance of non-compliance to be considered material, it needs to:

(a) affect a significant number of *port users*; or

(b) have an adverse financial impact on one or more *port users*; or

(c) adversely affect access to *prescribed services* by one or more *port users*; or

- (d) significantly compromise, or be likely to significantly compromise, the *private port operator's* ability to provide one or more *prescribed services*.

3 Content of annual reports

3.1.1 The *annual report* must address all *material instances of non-compliance* that occurred in the immediately preceding *financial year*.

3.1.2 The *annual report* must include the following information for each *material instance of non-compliance*:

- (a) the date the non-compliance occurred, or the dates on which the non-compliance began and ended;
- (b) the clause of the *access policy* the *private port operator* has contravened
- (c) a description of the conduct that constitutes the non-compliance;
- (d) a description of the impact of the non-compliance;
- (e) any reasons why the *private port operator* did not comply with the *access policy*;
- (f) details of any *port users* or other parties involved in or affected by the non-compliance;
- (g) any independent reports commissioned by the *private port operator* regarding the *material instance of non-compliance*;
- (h) actions taken or to be taken by the *private port operator* to ensure future compliance; and
- (i) any other information the *private port operator* considers relevant and that will be of assistance to the *Commission*.

3.1.3 The *Commission* may seek further information or clarification from the *private port operator* about a *material instance of non-compliance* with its *access policy*.

3.1.4 It is recommended that the *annual report* incorporate a list of the number of *disputes* that have arisen under the *access policy*, the date notice of the *dispute* was given and whether it relates to an application for access to standard or non-standard services.

3.2 Format and submission

- 3.2.1 In the *annual report*, the *private port operator* is required to certify that it has an adequate compliance framework in place that enables it to properly identify, record and rectify any *material instances of non-compliance*.
- 3.2.2 *Annual reports* are to be submitted to the *Commission* electronically in Microsoft Word, Adobe pdf or equivalent format. The report must include any calculations that form the basis for any statement made in the *annual report*.

4 Confidentiality

- 4.1.1 In the interest of transparency, the *Commission* may publish material contained within *annual reports* submitted by the *private port operator*.
- 4.1.2 If the *private port operator* advises the *Commission* in writing that the information could affect the competitive position of the *private port operator*, or is commercially sensitive for some other reason, the obligation to preserve confidentiality under section 26 of the *Utilities Commission Act 2000* will apply.

5. Reporting to the Minister

- 5.1.1 Notwithstanding the obligation to preserve confidentiality under section 26 of the *Utilities Commission Act 2000*, section 121 of the *Ports Management Act 2015* requires the *Commission* to report to the *Minister* each year about the contents of the *annual report* of the *private port operator* regarding *material instances of non-compliance* with its *access policy*. Under section 26(2)(c) of the *Utilities Commission Act 2000*, confidential information may be disclosed if the disclosure is required by any Act or law.
- 5.1.2 Section 121(2) of the *Ports Management Act 2015* stipulates that the *Commission's* report to the *Minister* is tabled in Parliament within seven sitting days of its receipt.

6. Definitions

access policy	Has the same meaning as given to that term in the <i>Ports Management Act 2015</i> .
annual report	The report made by the <i>private port operator</i> to the <i>Commission</i> in accordance with section 130 of the <i>Ports Management Act 2015</i> .
Commission	The Utilities Commission of the Northern Territory as established by the <i>Utilities Commission Act 2000</i> .
dispute	Means an access dispute as defined in the <i>Ports Management Regulations 2015</i> .
financial year	1 July to 30 June.
Gazette	The Northern Territory of Australia Government <i>Gazette</i> .
Guidelines	Means this document made pursuant to section 128 of the <i>Ports Management Act 2015</i> and regulation 14 of the <i>Ports Management Regulations 2015</i> .
material instance of non-compliance	Has the same meaning as when used in section 130 of the <i>Ports Management Act 2015</i> .
Minister	The Minister to whom the <i>Ports Management Act 2015</i> is committed.
port user	Has the same meaning as given to that term in the <i>Ports Management Act 2015</i> .
prescribed services	Means the prescribed services defined by regulation 12 of the <i>Ports Management Regulations 2015</i> .
private port operator	Has the same meaning as given to that term in the <i>Ports Management Act 2015</i> .

Gazette publication information

The Northern Territory Government *Gazette* is published by the Office of the Parliamentary Counsel.

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