



Aboriginal Land Rights (Northern Territory) Amendment Regulations 2008 (No. 2)¹

Select Legislative Instrument 2008 No. 264

I, QUENTIN BRYCE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Aboriginal Land Rights (Northern Territory) Act 1976*.

Dated 12 December 2008

QUENTIN BRYCE
Governor-General

By Her Excellency's Command

JENNY MACKLIN
Minister for Families, Housing, Community Services and
Indigenous Affairs

1 Name of Regulations

These Regulations are the *Aboriginal Land Rights (Northern Territory) Amendment Regulations 2008 (No. 2)*.

2 Commencement

These Regulations commence on the day after they are registered.

3 Amendment of *Aboriginal Land Rights (Northern Territory) Regulations 2007*

Schedule 1 amends the *Aboriginal Land Rights (Northern Territory) Regulations 2007*.

Schedule 1 Amendments

(regulation 3)

[1] After regulation 6

insert

6A Northern Territory laws not to apply to certain subdivisions of land (Act ss 19E and 20SB)

For sections 19E and 20SB of the Act, Part 5 of the *Planning Act* (NT) and subsection 52 (10) of the *Land Title Act* (NT) do not apply to:

- (a) a plan of survey for the subdivision of land that:
 - (i) is limited to formalising land title arrangements for land on which buildings or physical infrastructure has been erected on or after the date of commencement of a lease to the Commonwealth mentioned in section 19E or 20SB of the Act; and

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- (ii) is lodged with the Surveyor-General for the Northern Territory within 3 years of the commencement date of the lease; and
 - (b) a sublease by the Commonwealth of a parcel of land specified in the plan of survey, to a person or entity.

[2] Regulation 9

substitute

9 Kind of payment that is an accountable amount (Act s 35 (4A))

For paragraph 35 (4A) (c) of the Act, the kinds of payments are:

- (a) a payment made:
 - (i) in respect of Aboriginal land; and
 - (ii) by the Director under a lease of the land to the Director; and
 - (iii) under a lease that was entered into in accordance with an agreement made under subsection 12 (2B) or (2C) of the Act; and
- (b) an amount paid under subsection 62 (1G) or (5) of the *Northern Territory National Emergency Response Act 2007* in relation to Aboriginal land.

Note

1. All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003*. See <http://www.frli.gov.au>.