



Australian Capital Territory

# **National Crime Authority (Territory Provisions) Regulations 1995 No 39**

made under the

**National Crime Authority (Territory Provisions) Act 1991**

## **Republication No 1**

Republication date: 1 August 2002

Last amendment made by Act 2001 No 44

Amendments incorporated to 12 September 2001

Authorised by the ACT Parliamentary Counsel

## About this republication

### The republished law

This is a republication of the *National Crime Authority (Territory Provisions) Regulations 1995*, made under the *National Crime Authority (Territory Provisions) Act 1991*, including any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes), as in force on 1 August 2002. It also includes any amendment, repeal or expiry affecting the republished law to 12 September 2001.

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

### Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at [www.legislation.act.gov.au](http://www.legislation.act.gov.au)):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

### Editorial changes

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication includes amendments made under part 11.3 (see endnote 1).

### Uncommenced provisions and amendments

If a provision of the republished law has not commenced or is affected by an uncommenced amendment, the symbol **U** appears immediately before the provision heading. The text of the uncommenced provision or amendment appears only in the last endnote.

### Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see *Legislation Act 2001*, section 95.

### Penalties

The value of a penalty unit for an offence against this republished law at the republication date is—

- (a) if the person charged is an individual—\$100; or
- (b) if the person charged is a corporation—\$500.

Amendments incorporated to  
12 September 2001



Australian Capital Territory

# National Crime Authority (Territory Provisions) Regulations 1995

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## Contents

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	Page
1 Name of regulations	2
4 Service of summons to appear before authority	2
<b>Endnotes</b>	
1 About the endnotes	4
2 Abbreviation key	4
3 Legislation history	5
4 Amendment history	5

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Amendments incorporated to  
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Australian Capital Territory

# **National Crime Authority (Territory Provisions) Regulations 1995**

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made under the

**National Crime Authority (Territory Provisions) Act 1991**

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## **1 Name of regulations**

These regulations are the *National Crime Authority (Territory Provisions) Regulations 1995*.

## **4 Service of summons to appear before authority**

- (1) For the Act, section 18 (1) or 18 (2) (c), each of the following way of serving a summons is prescribed:
- (a) if the person named in the summons is an individual—
    - (i) tendering a copy of the summons to the person or, if on tender of the copy the person refuses to accept it, putting it down in the presence of the person or leaving it at or on the place or premises where the person is;
    - (ii) if service in a way specified in subparagraph (i) is not practicable—leaving a copy of the summons at the last-known or usual place of residence or business of the person with another person who is, or is reasonably believed to be, over 16 years old and is, or is reasonably believed to be, residing or employed at that place or sending a copy of the summons by registered post or certified mail to the person at the last-known or usual place of residence or business of the person or at the last-known or usual postal address of the person; or
    - (iii) if a judge has given a direction under subregulation (2)—service in accordance with the direction;
  - (b) if the person named in the summons is a body corporate—
    - (i) tendering a copy of the summons to a person who is, or is reasonably believed to be, an officer or employee of the body corporate and is, or is reasonably believed to be, over 16 years old, at the head office, a registered office, a principal office or a principal place of business of the

- body corporate or, if on tender of the copy the person refuses to accept it, leaving it at or on the premises; or
- (ii) sending a copy of the summons by registered post or certified mail to the head office, a registered office, a principal office or a principal place of business of the body corporate or a postal address of the body corporate.
- (2) A judge may direct that service of a summons to be served on an individual may be effected by—
- (a) leaving a copy of the summons with another specified person; or
  - (b) sending a copy of the summons by registered post or certified mail to the person to be served at a specified address.
- (3) A judge shall not give a direction under subregulation (2) unless satisfied on information given in writing by a member that—
- (a) service on the person in a way specified in subregulation (1) (a) (i) or (ii) has not been, or is not likely to be, successful; and
  - (b) for a direction under subregulation (2) (a)—the person to be specified in the direction is likely to bring the contents of the summons to the notice of the person to be served; and
  - (c) for a direction under subregulation (2) (b)—the address to be specified in the direction is the address of a place frequented by the person to be served.

## Endnotes

1 About the endnotes

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## Endnotes

### 1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws and expiries are listed in the legislation history and the amendment history. These details are underlined. Uncommenced provisions and amendments are not included in the republished law but are set out in the last endnote.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

If the republished law includes penalties, current information about penalty unit values appears on the republication inside front cover.

### 2 Abbreviation key

am = amended	ord = ordinance
amdt = amendment	orig = original
ch = chapter	p = page
cl = clause	par = paragraph
def = definition	pres = present
dict = dictionary	prev = previous
disallowed = disallowed by the Legislative Assembly	(prev...) = previously
div = division	prov = provision
exp = expires/expired	pt = part
Gaz = Gazette	r = rule/subrule
hdg = heading	reg = regulation/subregulation
IA = Interpretation Act 1967	renum = renumbered
ins = inserted/added	reloc = relocated
LA = Legislation Act 2001	R[X] = Republication No
LR = legislation register	s = section/subsection
LRA = Legislation (Republication) Act 1996	sch = schedule
mod = modified / modification	sdiv = subdivision
No = number	sub = substituted
num = numbered	SL = Subordinate Law
o = order	<u>underlining</u> = whole or part not commenced or to be expired
om = omitted/repealed	

### 3 Legislation history

The *National Crime Authority (Territory Provisions) Regulations 1995* were originally the *National Crime Authority (Territory Provisions) Regulations*. They were renamed under the *Legislation Act 2001*.

#### **National Crime Authority (Territory Provisions) Regulation 1995 No 39**

notified 13 October 1995

commenced 13 October 1995

as amended by

#### **Legislation (Consequential Amendments) Act 2001 No 44 pt 254**

notified 26 July 2001 (Gaz 2001 No 30)

s 1, s 2 commenced 26 July 2001 (IA s 10B)

pt 254 commenced 12 September 2001 (s 2 and see Gaz 2001 No S65)

### 4 Amendment history

#### **Name of regulations**

reg 1 hdg            am R1 LA

reg 1                am R1 LA

#### **Commencement**

reg 2                om Act 2001 No 44 amdt 1.2897

#### **Interpretation**

reg 3                om Act 2001 No 44 amdt 1.2897

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