

POLICE AND POLICE OFFENCES ORDINANCE 1977

1087

No. 8 of 1977

An Ordinance to amend the
Police and Police Offences Ordinance and for other purposes

[Assented to 15 March 1977]

To amend the *Police and Police Offences Ordinance* and for other purposes

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

1. This Ordinance may be cited as the *Police and Police Offences Ordinance 1977*. Short title

2. The *Police and Police Offences Ordinance* is in this Ordinance referred to as the Principal Ordinance. Principal Ordinance

3. After section 8 of the Principal Ordinance the following section is inserted:

“9.(1) For the purposes of this Ordinance, a person who holds, under the *Public Service Ordinance*, or regulations or by-laws made under that Ordinance, a Northern Territory Police designation shown in the table in this sub-section—

- (a) is a member of the Police Force;
- (b) holds the rank so designated; and
- (c) shall be deemed to be a commissioned officer or a non-commissioned officer according as the designation is so indicated in that table.

TABLE
Northern Territory Police Designations

Commissioned Officers:
Commissioner of Police
Assistant Commissioner
Superintendent
Chief Inspector
Inspector

Non-commissioned Officers:
Sergeant, First Class
Sergeant, Second Class
Sergeant, Third Class

“(2) For the purposes of this Ordinance, a person, other than a Police Cadet, who holds, under the *Public Service Ordinance*, or regulations or by-laws made under that Ordinance, a Northern Territory Police designation of Constable—

- (a) is a member of the Police Force; and
- (b) holds the rank of Constable or, subject to the regulations made under this Ordinance, the rank of Constable First Class or Senior Constable.

“(3) A reference in this or any other law in force in the Northern Territory, or in any determination, agreement or other instrument, to a person being appointed under this Ordinance to be a member of the Police Force of the Northern Territory shall be read as including a reference to a person being such a member by virtue of the operation of this section.”.

Appointment,
powers and
duties of Police
Cadets

4. Section 9AA of the Principal Ordinance is amended by adding at the end thereof the following sub-section:

“(5) An appointment of a person to be a member of the Police Force with the rank, on appointment, of Constable shall not be made, whether under this Ordinance or under the *Public Service Ordinance*, if there is a Police Cadet who is qualified for promotion to that rank.”.

Continuation
of appointments

5. A person shall not be held to have ceased to be a member of the Police Force of the Northern Territory by reason only of the effect of the amendments made by the *Transfer of Powers Ordinance 1976*.