NORTHERN TERRITORY OF AUSTRALIA

NUDITY ACT

As in force at 28 August 2013

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NORTHERN TERRITORY OF AUSTRALIA

As in force at 28 August 2013

NUDITY ACT

An Act to permit nudity in certain areas

1 Short title

This Act may be cited as the *Nudity Act*.

2 Definition

In this Act, ***free area*** means an area declared by regulations under this Act to be an area where nudity is permitted.

3 Declaration of free areas

(1) The Regulations may declare that a secluded area is an area where nudity is permitted.

(2) Before an area is declared to be an area where nudity is permitted, the Administrator shall:

(a) give not less than 28 days notice, in the *Gazette* and in a newspaper circulating in the locality, of its intention to make a regulation so declaring that area;

(b) if the notice does not include a map indicating the proposed area, mark the boundaries of the proposed area on a map and display that map in a public place; and

(c) indicate the boundaries of the proposed area by signs displayed on or near these boundaries.

(3) A notice given under subsection (2) shall be repeated 3 times during the period of 28 days after it is first given and shall, on each occasion on which it is given:

(a) describe the area proposed to be declared;

(b) if a map indicating the proposed area has been displayed, specify the place where the map may be inspected; and

(c) state that the boundaries of the proposed area have been indicated by signs displayed on or near those boundaries.

4 Approaches to free area

The Minister shall cause the boundaries of, and the approaches to, a free area to be clearly marked with signs indicating that nudity is permitted within that area.

5 Nakedness in a free area

A person is not guilty of an offence against a law in force in the Territory by reason only that he was nude in, or whilst swimming at, a free area.

6 Lewdness, &c., in a free area

(1) A person in, or in the waters or in the view of, a free area shall not behave in a manner that is sexually lewd or obscene.

Maximum penalty: 4 penalty units or imprisonment for 6 months.

(2) A person in, or in the waters or in the view of, a free area shall not behave in a manner or use language that is threatening, abusive, disorderly or sexually indecent.

Maximum penalty: 1.5 penalty units or imprisonment for one month.

7 Regulations

The Administrator may make regulations, not inconsistent with this Act, prescribing all matters required or permitted by this Act to be prescribed, or necessary or convenient to be prescribed, for carrying out or giving effect to this Act.

ENDNOTES

1 KEY

Key to abbreviations

amd = amended
app = appendix
bl = by-law
ch = Chapter
cl = clause
div = Division
exp = expires/expired
f = forms
Gaz* = *Gazette
hdg = heading
ins = inserted
lt = long title
nc = not commenced
od = order
om = omitted
pt = Part
r = regulation/rule
rem = remainder
renum = renumbered
rep = repealed
s = section
sch = Schedule
sdiv = Subdivision
SL = Subordinate Legislation
sub = substituted

2 LIST OF LEGISLATION

***Nudity Ordinance 1975* (Act No. 22, 1975)**
Assent date 13 August 1975
Commenced 13 August 1975

***Transfer of Powers (Further Provisions) Ordinance 1977* (Act No. 51, 1977)**
Assent date 9 December 1977
Commenced 1 January 1978 (s 2)

***Transfer of Powers (Self-Government) Ordinance 1978* (Act No. 54, 1978)**
Assent date 1 July 1978
Commenced 1 July 1978 (s 8)

***Statute Law Revision Act 1978* (Act No. 95, 1978)**
Assent date 5 September 1978
Commenced 5 September 1978

***Statute Law Revision Act (No. 4) 1981* (Act No. 4, 1982)**
Assent date 12 February 1982
Commenced 12 February 1982

***Penalties Amendment (Miscellaneous) Act 2013* (Act No. 23, 2013)**
Assent date 12 July 2013
Commenced 28 August 2013 (*Gaz* G35, 28 August 2013, p 2)

3 LIST OF AMENDMENTS

lt	amd No. 4, 1982, s 3
s 1	amd No. 58, 1978, s 4; No. 4, 1982, s 3
ss 2 – 3	amd No. 4, 1982, s 3
s 4	amd No. 51, 1977, s 3; No. 54, 1978, s 3
s 5	amd No. 4, 1982, s 3
s 6	amd No. 4, 1982, s 3; No. 23, 2013, s 16
s 7	amd No. 95, 1978, s 14; No. 4, 1982, s 3