

**SUPREME COURT OF THE
NORTHERN TERRITORY OF AUSTRALIA**

PRACTICE DIRECTION

No 1 of 2019

**APPLICATIONS TO DETERMINE CLAIMS FOR PRIVILEGE UNDER s 89 OF
THE *INDEPENDENT COMMISSIONER AGAINST CORRUPTION ACT 2017***

1. Those persons holding appointment from time to time as Registrar and acting Registrar of the Supreme Court pursuant to section 48 of the *Supreme Court Act 1979* (NT) also hold appointment as a *proper officer* within the meaning of section 84 of the *Independent Commissioner Against Corruption Act 2017* (NT) (*ICAC Act*).
2. If an authorised officer is required pursuant to section 88 of the *ICAC Act* to give a secured item to a *proper officer* to be held in safe custody, the item may be lodged in person at the Supreme Court Registry in Darwin or Alice Springs between the hours of 9:00 am and 4:00 pm, Monday to Friday excluding public holidays.
3. An item lodged at the Supreme Court Registry must be labelled by the authorised officer to identify whether the claim is for parliamentary privilege or for a privilege other than parliamentary privilege.
4. If an application is not made within seven days of that lodgement, for the purposes of section 89(3) of the *ICAC Act* the item may be collected in person from the Supreme Court Registry at which it was lodged by a person authorised by the Independent Commissioner Against Corruption in the case of a claim for privilege other than parliamentary privilege, and by a person authorised by the Clerk of the Legislative Assembly in the case of a claim for parliamentary privilege.
5. An application to the Supreme Court under section 89(1) or (2) of the *ICAC Act* is to be made in accordance with rule 45.05 and Form 5C of the *Supreme Court Rules*.

Dated: 3 June 2019

**Michael Grant
Chief Justice**