Offshore Petroleum Amendment (Datum) Act 2008

No. 88, 2008

An Act to amend the Offshore Petroleum Act 2006, and for other purposes

Note: An electronic version of this Act is available in ComLaw (http://www.comlaw.gov.au/)

Authorised Version C2008A00088
## Contents

1 Short title .................................................................................................................. 1  
2 Commencement ......................................................................................................... 2  
3 Schedule(s) ............................................................................................................... 2

Schedule 1—Amendments

<table>
<thead>
<tr>
<th>Schedule 1—Amendments</th>
<th>Offshore Petroleum Act 2006</th>
</tr>
</thead>
<tbody>
<tr>
<td>3</td>
<td>3</td>
</tr>
</tbody>
</table>
Offshore Petroleum Amendment (Datum) Act 2008

No. 88, 2008

An Act to amend the Offshore Petroleum Act 2006, and for other purposes

[Assented to 20 September 2008]

The Parliament of Australia enacts:

1 Short title

This Act may be cited as the Offshore Petroleum Amendment (Datum) Act 2008.
2 Commencement

(1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

<table>
<thead>
<tr>
<th>Column 1</th>
<th>Column 2</th>
<th>Column 3</th>
</tr>
</thead>
<tbody>
<tr>
<td>Provision(s)</td>
<td>Commencement</td>
<td>Date/Details</td>
</tr>
<tr>
<td>1. Sections 1 to 3 and anything in this Act not elsewhere covered by this table</td>
<td>The day on which this Act receives the Royal Assent.</td>
<td>20 September 2008</td>
</tr>
<tr>
<td>2. Schedule 1</td>
<td>Immediately after the commencement of item 24 of Schedule 1 to the Offshore Petroleum Amendment (Miscellaneous Measures) Act 2008.</td>
<td>1 July 2008</td>
</tr>
</tbody>
</table>

Note: This table relates only to the provisions of this Act as originally passed by both Houses of the Parliament and assented to. It will not be expanded to deal with provisions inserted in this Act after assent.

(2) Column 3 of the table contains additional information that is not part of this Act. Information in this column may be added to or edited in any published version of this Act.

3 Schedule(s)

Each Act that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.
Schedule 1—Amendments

Offshore Petroleum Act 2006

1 Subsection 16(5) (note)
Omit “22”, substitute “21A”.

2 Paragraphs 20(a) and (b)
Repeal the paragraphs, substitute:
(a) to use the Australian Geodetic Datum to determine the position of graticular sections or blocks; and
(b) to use the Geocentric Datum of Australia to determine the position of certain other areas; and
(c) to enable the position of a point, line or area to be described, in a title or other instrument under this Act, using:
   (i) the Geocentric Datum of Australia; or
   (ii) another datum identified in the regulations;
   (but not so as to change the position of a point, line or area).

3 Section 21
Insert:
Australian Geodetic Datum means the Australian Geodetic Datum as defined in Gazette No. 84 of 6 October 1966 (AGD66 geodetic data set).

4 After section 21
Insert:
21A Australian Geodetic Datum
(1) For the purposes of this Act, the position on the surface of the Earth of a graticular section or block is to be determined by reference to the Australian Geodetic Datum.

Note: Australian Geodetic Datum is defined in section 21.
(2) Subsection (1) does not apply for the purposes of describing, in a title or other instrument under this Act, the position on the surface of the Earth of a point, line or area.

5 Paragraph 22(1)(a)
Repeal the paragraph.

6 Transitional—instruments made, or acts or things done, before commencement

(1) This item applies to:
   (a) an instrument that, under clause 4 of Schedule 6 to the Offshore Petroleum Act 2006, has effect, after the commencement of that clause, as if it had been made or given under, or for the purposes of, a provision of that Act; or
   (b) an act or thing that, under clause 5 of Schedule 6 to the Offshore Petroleum Act 2006, has effect, after the commencement of that clause, as if it had been done under, or for the purposes of, a provision of that Act.

(2) The instrument, act or thing is as valid and effective as it would have been if:
   (a) items 24 and 25 of Schedule 1 to the Offshore Petroleum Amendment (Miscellaneous Measures) Act 2008 had never been enacted; and
   (b) the amendments made by this Schedule had commenced at the same time as item 27 of Schedule 1 to the Offshore Petroleum Amendment (Miscellaneous Measures) Act 2008 commenced.
[Minister’s second reading speech made in—
House of Representatives on 27 August 2008
Senate on 4 September 2008]