

STANDARD TIME BILL 2005

EXPLANATORY MEMORANDUM

Part 1 – Preliminary

Clause 1 – Short Title

Clause 1 provides that the short title of the Act is the *Standard Time Act 2005*.

Clause 2 – Commencement

Clause 2 provides that the Act will come into operation on 1 September 2005.

Clause 3 – Definitions

Clause 3 defines two phrases used in the Act. For the purposes of the Act, “Co-ordinated Universal Time” is defined to mean Co-ordinated Universal Time (UTC) as determined by the International Bureau of Weights and Measures and maintained under section 8AA of the *National Measurement Act 1960* of the Commonwealth. “Legal instrument” is defined to mean an Act; a regulation, rule, proclamation, local law, by-law, order, notice or other instrument made under an Act; a contract or agreement (whether oral or in writing or both); or any deed or other instrument having legal effect.

Part 2 – Standard Time

Clause 4 – Standard time throughout Western Australia

Clause 4 provides that standard time throughout Western Australia is 8 hours in advance of Co-ordinated Universal Time.

Clause 5 – Construction of references to time in legal instruments

Clause 5 provides for the construction of references to time in legal instruments. Subclause 1 provides that a reference, express or implied, in any legal instrument to any time or period of time is to be construed as a reference to standard time throughout Western Australia as declared by this Act or that period as determined by reference to standard time throughout Western Australia as declared by this Act. Subclause 2 provides that subclause 1 does not apply to a reference to any time or period of time that is expressly required by a legal instrument to be construed in some other way. Subclause 3 provides that this clause applies to a legal instrument even if it was made before the commencement of this Act.

Part 3 – Repeal and consequential amendments

Clause 6 – Standard Time Act 1895 repealed

Clause 6 repeals the *Standard Time Act 1895*.

Clause 7 – *Western Australian Marine (Sea Dumping) Regulations 1982* amended

Clause 7 provides for consequential amendments to the *Western Australian Marine (Sea Dumping) Regulations 1982* by deleting ‘Greenwich Mean Time’ in regulation 4(b) and inserting instead ‘Co-ordinated Universal Time as defined in the *Standard Time Act 2005*.’