

STANDARD TIME BILL 1987

NEW SOUTH WALES



EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

The objects of this Bill are—

- (a) to repeal the Standard Time Act 1971 and to re-enact its provisions in a clearer form; and
- (b) to extend the summer time period to the third Sunday in March.

PART 1—PRELIMINARY

Clause 1 specifies the short title of the proposed Act.

Clause 2 defines certain expressions, including “New South Wales standard time” and “New South Wales summer time”, for the purposes of the proposed Act. “Summer time period” is defined so as to end on the third Sunday in March.

PART 2—STANDARD TIME

Clause 3 fixes standard time in New South Wales (except Broken Hill and Lord Howe Island).

Clause 4 fixes standard time in Broken Hill.

Clause 5 fixes standard time in Lord Howe Island.

Clause 6 provides for references to time or periods of time in legal instruments (as defined in clause 2) to be construed according to standard time.

PART 3—DAYLIGHT SAVING

Clause 7 fixes summer time in New South Wales (except Broken Hill and Lord Howe Island).

Clause 8 fixes summer time in Broken Hill.

Clause 9 fixes summer time in Lord Howe Island.

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Clause 10 modifies clause 6, so that references to time or periods of time in legal instruments are to be construed according to summer time.

PART 4—MISCELLANEOUS

Clause 11 (1) preserves the use of standard time in astronomy, meteorology and navigation. Clause 11 (2) has the effect of applying the savings provisions of the Interpretation Act 1987 when an order fixing standard or summer time is made.

Clause 12 repeals the Standard Time Act 1971 but deems orders under that Act in force immediately before the commencement of the proposed Act and fixing standard and summer time in Broken Hill and Lord Howe Island to be orders under the relevant sections of the proposed Act. Clause 12 (6) ensures the continuity of summer time in any current summer time period.

STANDARD TIME BILL 1987

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STANDARD TIME BILL 1987

NEW SOUTH WALES



No. , 1987

A BILL FOR

An Act relating to standard time and daylight saving in New South Wales.

Standard Time 1987

The Legislature of New South Wales enacts:

PART 1—PRELIMINARY**Short title**

1. This Act may be cited as the Standard Time Act 1987.

5 Definitions

2. In this Act—

“Broken Hill” means the County of Yancowinna;

“legal instrument” means—

- (a) an Act (including this Act);
- 10 (b) a regulation, ordinance, rule, by-law, proclamation, order, notice, notification or other instrument made under an Act (including this Act);
- (c) any contract or agreement (whether oral or in writing or both); or
- (d) any deed or other instrument having legal effect;

- 15 “New South Wales standard time” means standard time as fixed by section 3;

“New South Wales summer time” means summer time as fixed by section 7;

- 20 “summer time period” means a period starting at 2 a.m. on the last Sunday in October in each year and ending at 2 a.m. on the third Sunday in the following March.

PART 2—STANDARD TIME**Standard time in New South Wales (except certain areas)**

3. (1) Standard time in New South Wales is the mean time of the
25 meridian of longitude 150 degrees east of Greenwich in England.

- (2) This section does not apply to Broken Hill or Lord Howe Island.

Standard time in Broken Hill

4. (1) Standard time in Broken Hill is—

- 30 (a) if an order under this section is not in force—the mean time of the meridian of longitude 142 degrees 30 minutes east of Greenwich in England; or
- (b) if such an order is in force—the mean time of the meridian specified in the order as the standard time for Broken Hill.

- 35 (2) The Governor may, by order published in the Gazette, specify as standard time for Broken Hill the mean time of the meridian of longitude specified in the order.

Standard time in Lord Howe Island

5. (1) Standard time in Lord Howe Island is—

- (a) if an order under this section is not in force—the mean time of the meridian of longitude 157 degrees 30 minutes east of Greenwich in England; or
- (b) if such an order is in force—the mean time of the meridian specified in the order as the standard time for Lord Howe Island.

(2) The Governor may, by order published in the Gazette, specify as standard time for Lord Howe Island the mean time of the meridian of longitude specified in the order.

Construction of references to time (standard time)

6. (1) A reference (express or implied) in any legal instrument to any time or period of time shall be construed—

- (a) in relation to an act or omission that occurs, or a state of affairs that exists, at a particular place—
- (i) as a reference to standard time, as fixed by or under this Part, in that place; or
- (ii) as a reference to that period as determined by reference to that standard time; and
- (b) except as provided by paragraph (a)—
- (i) as a reference to New South Wales standard time; or
- (ii) as a reference to that period as determined by reference to New South Wales standard time.

(2) Subsection (1) does not apply to a reference to a time or period of time that is expressly required by the legal instrument in which the reference occurs or by any other legal instrument to be construed in some other way.

(3) This section applies to a legal instrument even though it was made before the appropriate standard time was fixed by or under this Part.

PART 3—DAYLIGHT SAVING**30 Summer time in New South Wales (except certain areas)**

7. (1) During a summer time period, summer time in New South Wales is one hour in advance of New South Wales standard time.

(2) This section does not apply to Broken Hill or Lord Howe Island.

Summer time in Broken Hill

35 8. (1) During a summer time period, summer time in Broken Hill is—

- (a) if an order under this section is not in force, one hour in advance of standard time as fixed for Broken Hill by or under section 4; or

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(b) if such an order is in force—the time specified in the order as summer time for Broken Hill.

(2) The Governor may, by order published in the Gazette, specify as summer time for Broken Hill such time as the Governor thinks fit.

5 Summer time in Lord Howe Island

9. (1) During a summer time period, summer time in Lord Howe Island is—

- 10 (a) if an order under this section is not in force, one hour in advance of standard time as fixed for Lord Howe Island by or under section 5; or
- (b) if such an order is in force—the time specified in the order as summer time for Lord Howe Island.

(2) The Governor may, by order published in the Gazette, specify as summer time for Lord Howe Island such time as the Governor thinks fit.

15 Construction of references to time (summer time)

10. In section 6—

- (a) a reference to standard time shall, in respect of a summer time period, be construed as a reference to the appropriate summer time as fixed by or under this Part; and
- 20 (b) a reference to New South Wales standard time shall, in respect of a summer time period, be construed as a reference to New South Wales summer time.

PART 4—MISCELLANEOUS

Savings

25 11. (1) Nothing in Part 3 affects—

- (a) the use of standard time, as fixed by or under Part 2, for the purposes of astronomy, meteorology or navigation; or
- (b) the construction of any document mentioning or referring to a point of time in connection with any of those purposes.

30 (2) For the purposes of section 30 of the Interpretation Act 1987, an order under this Act shall be regarded as amending this Act.

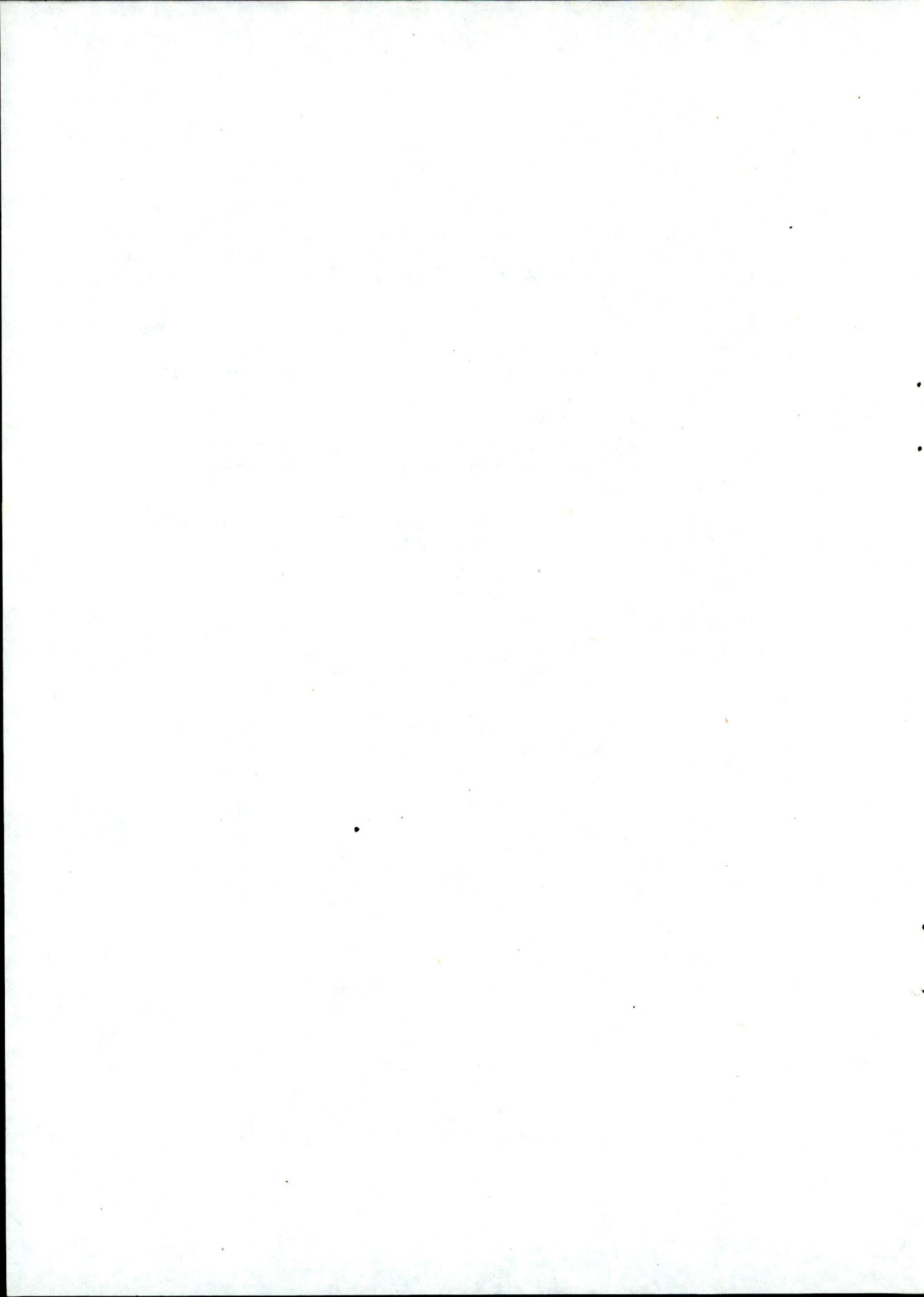
Repeal and transitional provisions

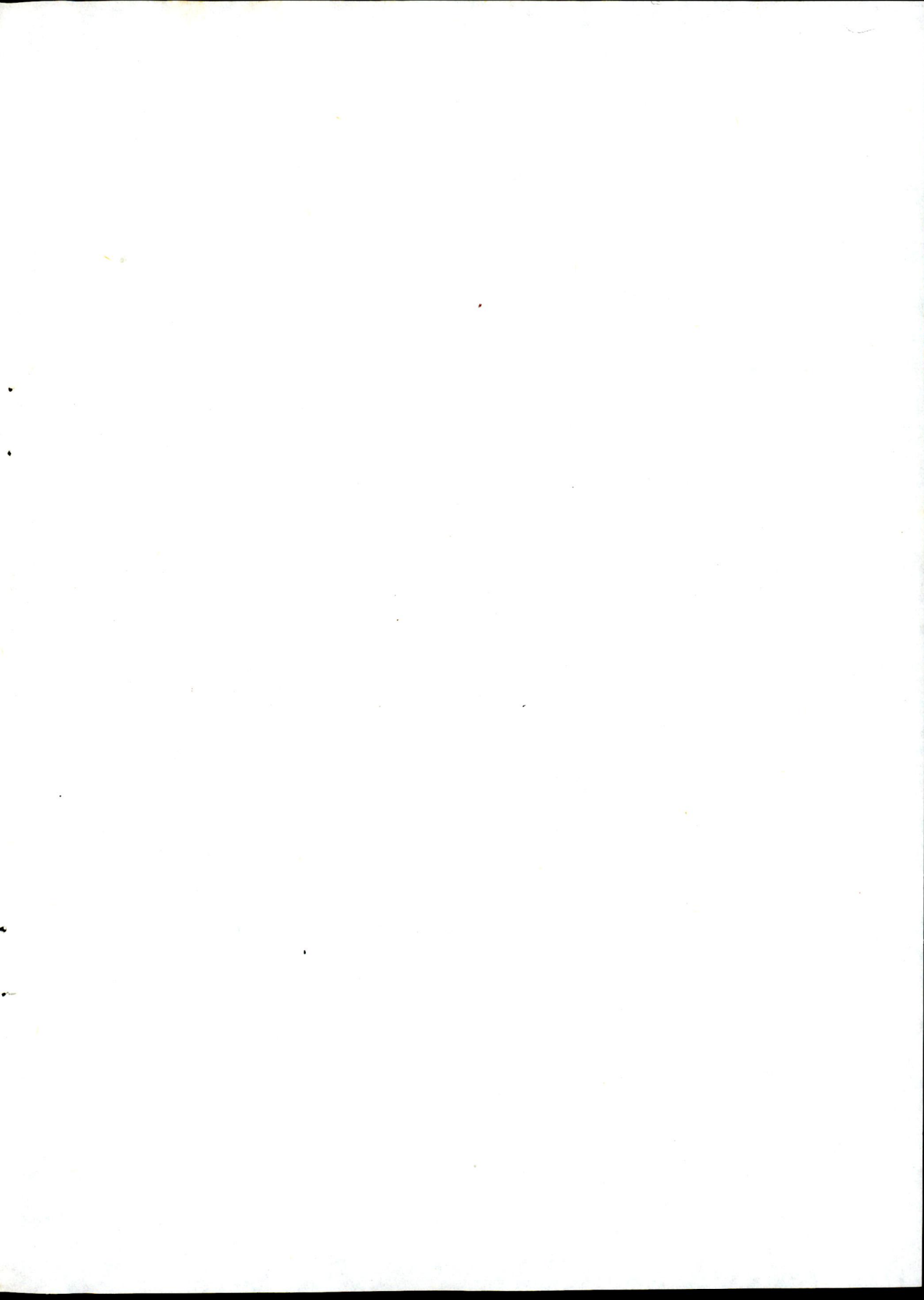
12. (1) The Standard Time Act 1971 is repealed.

35 (2) An order in force under section 3 (4) of the Standard Time Act 1971 immediately before the commencement of this Act in relation to standard time for Broken Hill shall be deemed to be an order in force under section 4 of this Act.

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- (3) An order in force under section 3 (4) of the Standard Time Act 1971 immediately before the commencement of this Act in relation to standard time for Lord Howe Island shall be deemed to be an order in force under section 5 of this Act.
- 5 (4) An order in force under section 5 (2) of the Standard Time Act 1971 immediately before the commencement of this Act in relation to summer time for Broken Hill shall be deemed to be an order in force under section 8 of this Act.
- 10 (5) An order in force under section 5 (2) of the Standard Time Act 1971 immediately before the commencement of this Act in relation to summer time for Lord Howe Island shall be deemed to be an order in force under section 9 of this Act.
- 15 (6) If this Act commences during a summer time period, this Act has effect in relation to the remaining part of that period as if it were a summer time period.







STANDARD TIME ACT 1987 No. 149

NEW SOUTH WALES



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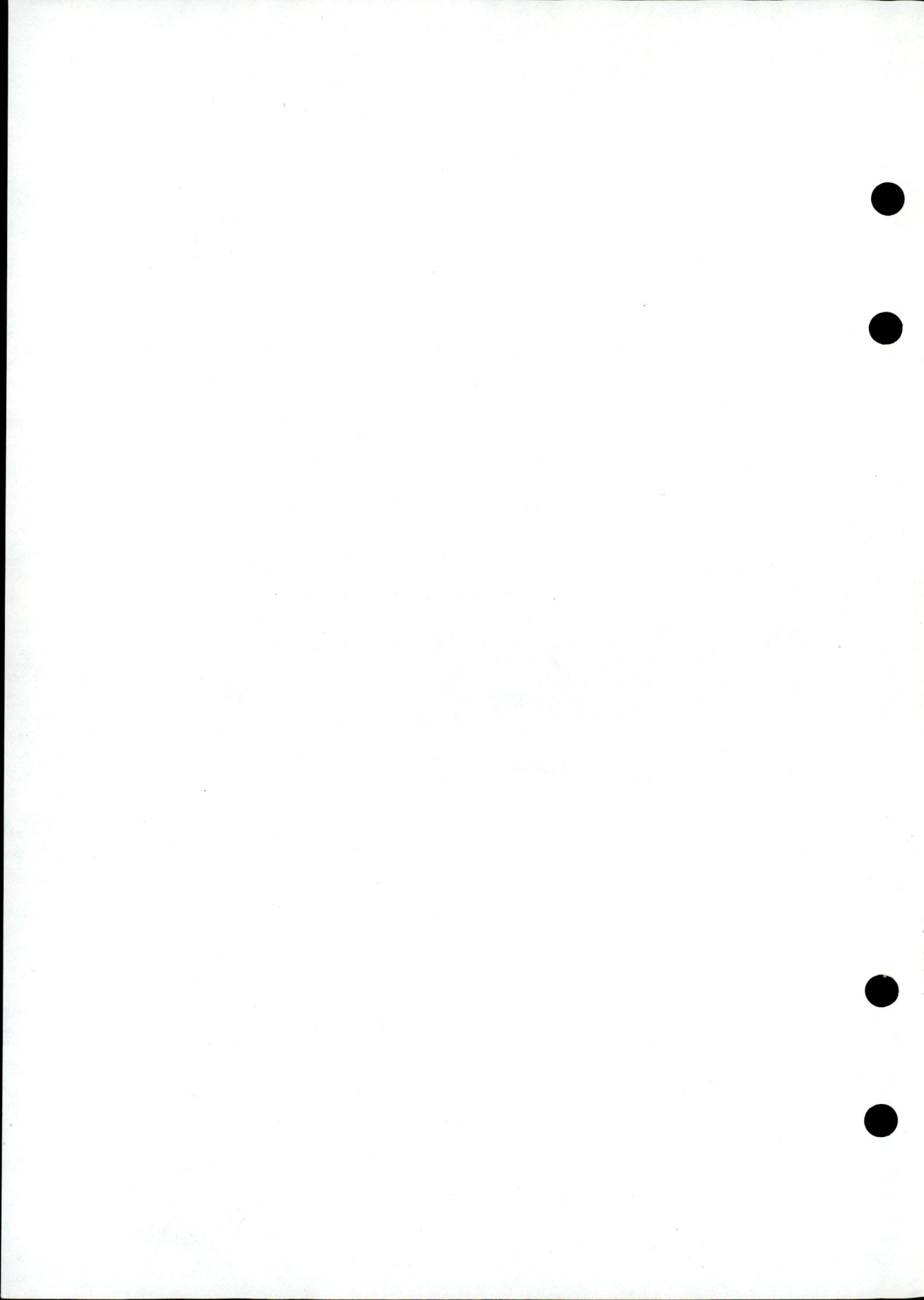
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STANDARD TIME ACT 1987 No. 149

NEW SOUTH WALES



Act No. 149, 1987

An Act relating to standard time and daylight saving in New South Wales.
[Assented to 23 October 1987]

Standard Time 1987

The Legislature of New South Wales enacts:

PART 1—PRELIMINARY**Short title**

1. This Act may be cited as the Standard Time Act 1987.

Definitions

2. In this Act—

“Broken Hill” means the County of Yancowinna;

“legal instrument” means—

- (a) an Act (including this Act);
- (b) a regulation, ordinance, rule, by-law, proclamation, order, notice, notification or other instrument made under an Act (including this Act);
- (c) any contract or agreement (whether oral or in writing or both); or
- (d) any deed or other instrument having legal effect;

“New South Wales standard time” means standard time as fixed by section 3;

“New South Wales summer time” means summer time as fixed by section 7;

“summer time period” means a period starting at 2 a.m. on the last Sunday in October in each year and ending at 2 a.m. on the third Sunday in the following March.

PART 2—STANDARD TIME**Standard time in New South Wales (except certain areas)**

3. (1) Standard time in New South Wales is the mean time of the meridian of longitude 150 degrees east of Greenwich in England.

- (2) This section does not apply to Broken Hill or Lord Howe Island.

Standard time in Broken Hill

4. (1) Standard time in Broken Hill is—

- (a) if an order under this section is not in force—the mean time of the meridian of longitude 142 degrees 30 minutes east of Greenwich in England; or
- (b) if such an order is in force—the mean time of the meridian specified in the order as the standard time for Broken Hill.

- (2) The Governor may, by order published in the Gazette, specify as standard time for Broken Hill the mean time of the meridian of longitude specified in the order.

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Standard time in Lord Howe Island

5. (1) Standard time in Lord Howe Island is—

- (a) if an order under this section is not in force—the mean time of the meridian of longitude 157 degrees 30 minutes east of Greenwich in England; or
- (b) if such an order is in force—the mean time of the meridian specified in the order as the standard time for Lord Howe Island.

(2) The Governor may, by order published in the Gazette, specify as standard time for Lord Howe Island the mean time of the meridian of longitude specified in the order.

Construction of references to time (standard time)

6. (1) A reference (express or implied) in any legal instrument to any time or period of time shall be construed—

- (a) in relation to an act or omission that occurs, or a state of affairs that exists, at a particular place—
 - (i) as a reference to standard time, as fixed by or under this Part, in that place; or
 - (ii) as a reference to that period as determined by reference to that standard time; and
- (b) except as provided by paragraph (a)—
 - (i) as a reference to New South Wales standard time; or
 - (ii) as a reference to that period as determined by reference to New South Wales standard time.

(2) Subsection (1) does not apply to a reference to a time or period of time that is expressly required by the legal instrument in which the reference occurs or by any other legal instrument to be construed in some other way.

(3) This section applies to a legal instrument even though it was made before the appropriate standard time was fixed by or under this Part.

PART 3—DAYLIGHT SAVING**Summer time in New South Wales (except certain areas)**

7. (1) During a summer time period, summer time in New South Wales is one hour in advance of New South Wales standard time.

(2) This section does not apply to Broken Hill or Lord Howe Island.

Summer time in Broken Hill

8. (1) During a summer time period, summer time in Broken Hill is—

- (a) if an order under this section is not in force, one hour in advance of standard time as fixed for Broken Hill by or under section 4; or

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(b) if such an order is in force—the time specified in the order as summer time for Broken Hill.

(2) The Governor may, by order published in the Gazette, specify as summer time for Broken Hill such time as the Governor thinks fit.

Summer time in Lord Howe Island

9. (1) During a summer time period, summer time in Lord Howe Island is—

(a) if an order under this section is not in force, one hour in advance of standard time as fixed for Lord Howe Island by or under section 5; or

(b) if such an order is in force—the time specified in the order as summer time for Lord Howe Island.

(2) The Governor may, by order published in the Gazette, specify as summer time for Lord Howe Island such time as the Governor thinks fit.

Construction of references to time (summer time)

10. In section 6—

(a) a reference to standard time shall, in respect of a summer time period, be construed as a reference to the appropriate summer time as fixed by or under this Part; and

(b) a reference to New South Wales standard time shall, in respect of a summer time period, be construed as a reference to New South Wales summer time.

PART 4—MISCELLANEOUS**Savings**

11. (1) Nothing in Part 3 affects—

(a) the use of standard time, as fixed by or under Part 2, for the purposes of astronomy, meteorology or navigation; or

(b) the construction of any document mentioning or referring to a point of time in connection with any of those purposes.

(2) For the purposes of section 30 of the Interpretation Act 1987, an order under this Act shall be regarded as amending this Act.

Repeal and transitional provisions

12. (1) The Standard Time Act 1971 is repealed.

(2) An order in force under section 3 (4) of the Standard Time Act 1971 immediately before the commencement of this Act in relation to standard time for Broken Hill shall be deemed to be an order in force under section 4 of this Act.

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(3) An order in force under section 3 (4) of the Standard Time Act 1971 immediately before the commencement of this Act in relation to standard time for Lord Howe Island shall be deemed to be an order in force under section 5 of this Act.

(4) An order in force under section 5 (2) of the Standard Time Act 1971 immediately before the commencement of this Act in relation to summer time for Broken Hill shall be deemed to be an order in force under section 8 of this Act.

(5) An order in force under section 5 (2) of the Standard Time Act 1971 immediately before the commencement of this Act in relation to summer time for Lord Howe Island shall be deemed to be an order in force under section 9 of this Act.

(6) If this Act commences during a summer time period, this Act has effect in relation to the remaining part of that period as if it were a summer time period.

