

South Australia

Santos Limited (Deed of Undertaking) Bill 2007

A BILL FOR

An Act to give effect to a Deed of Undertaking made by Santos Limited in favour of the Premier for and on behalf of the Crown in the right of the State of South Australia; to repeal the *Santos Limited (Regulation of Shareholdings) Act 1989*; and for other purposes.

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The Parliament of South Australia enacts as follows:

1—Short title

This Act may be cited as the *Santos Limited (Deed of Undertaking) Act 2007*.

2—Commencement

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- (1) Subject to subsection (2), this Act will come into operation on the day on which it is assented to by the Governor.
 - (2) Section 7 will take effect 12 months from the date on which this Act receives assent.

3—Interpretation

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- (1) In this Act, unless the contrary intention appears—
the Deed means the Deed of Undertaking made by Santos Limited (ACN 007 550 923) in favour of the Premier for and on behalf of the Crown in right of the State of South Australia, as tabled by or on behalf of the Premier in the House of Assembly on 25 October 2007.
 - (2) A reference to the Deed includes (if relevant) a reference to the Deed as modified in accordance with clause 12 of the Deed.

4—Ratification and effect of Deed

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- (1) The Deed is ratified and approved by the Parliament.
 - (2) The Deed will have full force and effect and will be binding and enforceable by virtue of the enactment of this Act (and without any other legal requirement or step in order to create a valid and binding instrument and despite the operation or effect of any other law).
 - (3) In connection with the operation of subsection (2), the Premier may enforce the Deed for and on behalf of the Crown in right of the State of South Australia.

5—Effect of Act

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The enactment of this Act will not (and cannot) be taken to be a restriction constituting a circumstance within the ambit of clause 3.2(a)(2) of the Deed.

6—Evidence

(1) A certificate of the Premier certifying that a document is an accurate copy of the Deed, as tabled in Parliament (and, if relevant, the Deed as modified), is admissible in evidence in any proceedings and is evidence—

- 5 (a) of the tabling of the Deed; and
 (b) of any matter so certified.

(2) Subsection (1) does not affect any other way in which the tabling or content of the Deed, or the accuracy of a copy of the Deed, may be established.

7—Repeal

10 The *Santos Limited (Regulation of Shareholdings) Act 1989* is repealed.