

2004-2005-2006

The Parliament of the
Commonwealth of Australia

HOUSE OF REPRESENTATIVES

Presented and read a first time

Airspace Bill 2006

No. , 2006

(Transport and Regional Services)

**A Bill for an Act relating to airspace administration
and regulation, and for related purposes**

Contents

Part 1— Preliminary	1	
1	Short title	1
2	Commencement	1
3	Object of this Act	2
4	Definitions	2
5	Act binds the Crown	3
6	External Territories	3
7	Extraterritorial application	3
Part 2— Australian Airspace Policy Statement	4	
8	Minister must make Australian Airspace Policy Statement	4
9	Consultation before making Statement	5
10	Statement must be reviewed every 3 years	5
Part 3— Airspace regulation	6	
11	CASA to administer and regulate Australian-administered airspace	6
12	Matters affecting CASA’s administration and regulation of Australian-administered airspace	8
13	Regular reviews	8
Part 4— CASA advice on Australian Airspace Policy Statement or airspace regulation	10	
14	CASA advice on Australian Airspace Policy Statement or airspace regulation	10
Part 5— Other matters	11	
15	Regulations	11

1 **A Bill for an Act relating to airspace administration**
2 **and regulation, and for related purposes**

3 The Parliament of Australia enacts:

4 **Part 1—Preliminary**
5

6 **1 Short title**

7 This Act may be cited as the *Airspace Act 2006*.

8 **2 Commencement**

9 (1) Each provision of this Act specified in column 1 of the table
10 commences, or is taken to have commenced, in accordance with

Part 1 Preliminary

Section 3

1 column 2 of the table. Any other statement in column 2 has effect
2 according to its terms.

3

Commencement information		
Column 1	Column 2	Column 3
Provision(s)	Commencement	Date/Details
1. Sections 1 and 2 and anything in this Act not elsewhere covered by this table	The day on which this Act receives the Royal Assent.	
2. Sections 3 to 15	A single day to be fixed by Proclamation. However, if any of the provision(s) do not commence within the period of 6 months beginning on the day on which this Act receives the Royal Assent, they commence on the first day after the end of that period.	

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

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

10 **3 Object of this Act**

11 The object of this Act is to ensure that Australian-administered
12 airspace is administered and used safely, taking into account the
13 following matters:

- 14 (a) protection of the environment;
15 (b) efficient use of that airspace;
16 (c) equitable access to that airspace for all users of that airspace;
17 (d) national security.

18 **4 Definitions**

19 In this Act:

Section 5

1 ***Airservices Australia*** means the body established by subsection
2 7(1) of the *Air Services Act 1995*.

3 ***Australian-administered airspace*** has the meaning given by
4 paragraphs (a) and (b) of the definition of ***Australian-administered***
5 ***airspace*** in subsection 3(1) of the *Air Services Act 1995*.

6 ***Australian Airspace Policy Statement*** means the statement made
7 under subsection 8(1).

8 **CASA** means the Civil Aviation Safety Authority established by
9 the *Civil Aviation Act 1988*.

10 ***Chicago Convention*** has the same meaning as in the *Civil Aviation*
11 *Act 1988*.

12 **5 Act binds the Crown**

13 This Act binds the Crown in each of its capacities.

14 **6 External Territories**

15 This Act extends to all the external Territories.

16 **7 Extraterritorial application**

17 This Act extends to acts, omissions, matters and things outside
18 Australia.