



The Chairman
Australian Accounting Standards Board
PO Box 204, Collins Street West
MELBOURNE VIC 8007

25 November 2011

Dear Sir

PETROLEUM RESOURCE RENT TAX ASSESSMENT AMENDMENT BILL 2011

As you may be aware, the *Petroleum Resource Rent Tax Assessment Amendment Bill 2011* passed through the House of Representatives on 23 November 2011.

We are seeking clarification on the following matter:

On the understanding that the Bill will not be considered by the Senate until 2012, will the Bill be considered to be substantially enacted by 31 December 2011?

Substantive Enactment

We refer to AASB Interpretation 1039 in relation to substantive enactment of major tax Bills in Australia. In particular we refer to paragraph (6) of that Interpretation, which states;

“Substantive enactment of a tax Bill shall be taken to have occurred once the Bill has been tabled in the Parliament and there is majority support for the passage of the Bill through both Houses of Parliament. However, where the commencement of the Bill is linked to the enactment or commencement of another Bill, the first Bill shall not be taken to be enacted or substantively enacted until the second Bill has been enacted or substantively enacted.”

We believe on this criterion, it is appropriate to conclude that in relation to the Petroleum Resource Rent Tax, substantive enactment has not occurred by 31 December 2011.

We respectfully request confirmation by the AASB that if the Bill does not progress to the Senate until February 2012, substantive enactment has not occurred by 31 December 2011.



Please do not hesitate to contact me if you wish to discuss this further.

Yours faithfully
BDO Corporate Tax (WA) Pty Ltd

A handwritten signature in black ink that reads 'John Murray'. The signature is written in a cursive style with a large initial 'J'.

John Murray
Director