2010-2011

The Parliament of the Commonwealth of Australia

HOUSE OF REPRESENTATIVES

Presented and read a first time

Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill 2011

No. , 2011

(Resources and Energy)

A Bill for an Act to amend the *Offshore Petroleum* and *Greenhouse Gas Storage Act 2006*, and for other purposes

Contents	
1 Short title 2 Commencement 3 Schedule(s)	1
Schedule 1—Amendments relating to payments to the States and the Northern Territory	5
Offshore Petroleum and Greenhouse Gas Storage Act 2006	5
Schedule 2—General amendments	6
Part 1—General amendments	ϵ
Offshore Petroleum and Greenhouse Gas Storage Act 2006	6
Part 2—Amendments relating to registration fees	122
Offshore Petroleum and Greenhouse Gas Storage Act 2006	122
Part 3—Transitional provisions commencing on Royal Assent	124
Part 4—Transitional provisions commencing on Proclamation	128
Schedule 3—Amendments relating to annual fees	135
Part 1—Repeal of the Offshore Petroleum and Greenhouse Gas Storage (Annual Fees) Act 2006	135
Offshore Petroleum and Greenhouse Gas Storage (Annual Fees) Act 2006	135
Part 2—Consequential amendments	136
Offshore Petroleum and Greenhouse Gas Storage Act 2006	136
Part 3—Application and transitional provisions	138
Schedule 4—Amendments relating to registration fees	139
Part 1—Repeal of the Offshore Petroleum and Greenhouse Gas Storage (Registration Fees) Act 2006	139
Offshore Petroleum and Greenhouse Gas Storage (Registration Fees) Act 2006	139
Part 2—Consequential amendments	140
Offshore Petroleum and Greenhouse Gas Storage Act 2006	140

 $i \qquad \textit{Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill} \\ 2011 \qquad \textit{No.} \qquad , 2011$

Part 3—Application and transitional provisions	143
Schedule 5—Technical amendments	145
Offshore Petroleum and Greenhouse Gas Storage Act 2006	145

1 2 3	and Greenhouse Gas Storage Act 2006, and for other purposes
4	The Parliament of Australia enacts:
5	1 Short title
6 7	This Act may be cited as the Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Act 2011.
8	2 Commencement
9 10 11 12	(1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement in	formation	
Column 1	Column 2	Column 3
Provision(s)	Commencement	Date/Details
1. Sections 1 to 3 and anything in this Act not elsewhere covered by this table	The day this Act receives the Royal Assent.	
2. Schedule 1	The later of:	
	(a) 1 July 2011; and	
	(b) the first day of the month next following the month in which this Act receives the Royal Assent.	
3. Schedule 2,	A single day to be fixed by Proclamation.	
Parts 1 and 2	However, if any of the provision(s) do not commence within the period of 12 months beginning on the day this Act receives the Royal Assent, they commence on the day after the end of that period.	
4. Schedule 2, Part 3	The day this Act receives the Royal Assent.	
5. Schedule 2, Part 4	At the same time as the provision(s) covered by table item 3.	
6. Schedule 3	At the same time as the provision(s) covered by table item 3.	
7. Schedule 4	The later of:	
	(a) the day after the end of the period of 24 months beginning at the commencement of Schedule 1 to this Act; and	
	(b) the 15th day of the month next following the month in which the total of the amounts received by the Commonwealth:(i) under the <i>Offshore Petroleum and</i>	
	Greenhouse Gas Storage (Registration Fees) Act 2006; and (ii) after the commencement of Schedule 1 to this Act;	
	reaches: (iii) \$30.6 million; or	

Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill
 No. , 2011

Column 1	Column 2	Column 3
Provision(s)	Commencement	Date/Details
	(iv) if the Minister, by notice in the <i>Gazette</i> , specifies a lesser amount—that lesser amount.	
	The Minister must not specify an amount unless, in the Minister's opinion, the amount represents the total amount of costs and expenses incurred by:	
	(a) the Commonwealth, the National Offshore Petroleum Safety Authority, and the National Offshore Petroleum Safety and Environmental Management Authority, in connection with the expansion of the functions of the National Offshore Petroleum Safety and Environmental Management Authority; and	
	(b) the Commonwealth in connection with the establishment of the National Offshore Petroleum Titles Administrator;	
	before the end of the 6-month period that began at the commencement of Part 1 of Schedule 2 to this Act.	
	The Minister must announce by notice in the <i>Gazette</i> the day the provision(s) commenced.	
	A notice under this table item is not a legislative instrument.	
8. Schedule 5	At the same time as item 8 of Schedule 1 to the Offshore Petroleum and Greenhouse Gas Storage Legislation Amendment Act 2009 commenced.	9 October 200
Note:	This table relates only to the provisions of this A enacted. It will not be amended to deal with any this Act.	
Inforn	information in column 3 of the table is not paration may be inserted in this column, or into e edited, in any published version of this Action 1.	formation in it

3	Sch	eduil	P	(c)	
J	BUIL	cuu		(\mathbf{o})	

1

Each Act that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

4 Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill 2011 No. , 2011

1 2 3	Schedule 1—Amendments relating to payments to the States and the Northern Territory
5	Offshore Petroleum and Greenhouse Gas Storage Act 2006
6 7	1 Subparagraph 76(1)(a)(ii) Omit "or".
8	2 Subparagraph 76(1)(a)(iii) Repeal the subparagraph.
10 11 12 13	3 Application of amendments The amendments made by this Schedule apply to an amount received by the Commonwealth after the commencement of this item.

1

2

3

Schedule 2—General amendments

Part 1—General amendments

Offshore Petroleum and Greenhouse Gas Storage Act 2006

4	1 Section 4	
5	Omit:	
6	•	Generally, the administration of this Act in relation to an
7		offshore area of a State is divided between:
8		(a) the Joint Authority for the State (the Joint
9		Authority is constituted by the responsible State
10		Minister and the responsible Commonwealth
11		Minister); and
12		(b) the Designated Authority for the State (the
13		Designated Authority is the responsible State
14		Minister).
15	•	Generally, the administration of this Act in relation to the
16		Principal Northern Territory offshore area is divided between:
17		(a) the Joint Authority for that area (the Joint
18		Authority is constituted by the responsible
19		Northern Territory Minister and the responsible
20		Commonwealth Minister); and
21		(b) the Designated Authority for that area (the
22		Designated Authority is the responsible Northern
23		Territory Minister).
		, , ,
24	•	The responsible Commonwealth Minister is responsible for
25		the administration of greenhouse gas injection and storage
26		provisions.
27	•	The National Offshore Petroleum Safety Authority is
28		responsible for the administration of occupational health and
29		safety provisions.

⁶ Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill 2011 No. , 2011

1	substitu	te:
2 3 4 5 6	•	Generally, the administration of this Act in relation to an offshore area of a State is the responsibility of the Joint Authority for the State (the Joint Authority is constituted by the responsible State Minister and the responsible Commonwealth Minister).
7 8 9 10	•	Generally, the administration of this Act in relation to the Principal Northern Territory offshore area is the responsibility of the Joint Authority for that area (the Joint Authority is constituted by the responsible Northern Territory Minister and the responsible Commonwealth Minister).
12 13	•	The responsible Commonwealth Minister is responsible for the administration of greenhouse gas injection and storage provisions.
15 16 17	•	The National Offshore Petroleum Safety and Environmental Management Authority is responsible for the administration of:
18		(a) occupational health and safety provisions; and
19		(b) structural integrity provisions; and
20		(c) environmental management provisions.
21 22	•	The National Offshore Petroleum Titles Administrator is responsible for:
23 24		(a) assisting and advising the Joint Authority and the responsible Commonwealth Minister; and
25		(b) keeping registers of titles; and
26		(c) data and information management.
27		(subparagraphs (a)(ii) and (iii) of the definition of
28	appro	•
29	Kepeal t	the subparagraphs.

3	Section 7 (paragraph (b) of the definition of approved)
	Omit "Designated Authority", substitute "Titles Administrator".
4	Section 7 (definition of approved)
	Omit "to the expression approved site plan.", substitute:
	to:
	(c) the expression <i>approved site plan</i> ; or
	(d) section 286A; or
	(e) section 650; or
	(f) subsection 695B(3); or
	(g) section 695F; or
	(h) section 774.
5	Section 7
	Insert:
	constitutional corporation means a corporation to which
	paragraph 51(xx) of the Constitution applies.
6	Section 7 (definition of Designated Authority)
	Repeal the definition, substitute:
	Designated Authority:
	(a) means a person who, at any time before the commencement
	of Part 6.10, was a Designated Authority (within the meaning
	of this Act); and (b) when used in the expression <i>the Designated Authority</i> ,
	means a person who, at any time before the commencement
	of Part 6.10, was the Designated Authority (within the
	meaning of this Act) for the offshore area concerned.
7	Section 7 (definition of non-OHS structural integrity)
	Repeal the definition.
8	Section 7 (definition of non-OHS structural integrity law)
	Repeal the definition.
^	Section 7
9	

⁸ Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bit 2011 No. , 2011

1 2		NOPSEMA means the National Offshore Petroleum Safety and Environmental Management Authority.
3	10	Section 7 (definition of referable title)
4		Repeal the definition.
5	11	Section 7
6		Insert:
7 8		Regulatory Levies Act means the Offshore Petroleum and Greenhouse Gas Storage (Regulatory Levies) Act 2003.
9 10	12	Section 7 (paragraph (a) of the definition of responsible Northern Territory Minister)
11 12 13		Omit "to perform the functions of a Designated Authority", substitute "to perform the functions, and exercise the powers, of a member of the Joint Authority for the Northern Territory".
14 15	13	Section 7 (paragraph (a) of the definition of responsible State Minister)
16 17 18		Omit "to perform the functions of a Designated Authority", substitute "to perform the functions, and exercise the powers, of a member of the Joint Authority for the State".
19	14	Section 7 (definition of Safety Authority)
20		Repeal the definition.
21	15	Section 7
22		Insert:
23		Secretary means the Secretary of the Department.
24	16	Section 7 (paragraph (e) of the definition of structural
25		integrity)
26		Repeal the paragraph, substitute:
27		(e) mechanical integrity;
28		(f) systems integrity;
29		in connection with:
30		(g) the containment of:

1		(i) petroleum; or
2		(ii) a greenhouse gas substance; or
3		(iii) any other substance; or
4		(h) the health and safety of persons engaged in:
5 6		(i) offshore petroleum operations (within the meaning of Part 6.9); or
7		(ii) offshore greenhouse gas operations (within the meaning
8		of Part 6.9).
9 10		For the purposes of paragraph (f), <i>systems integrity</i> includes the integrity of the following:
11		(i) electrical systems;
12		(j) electronic systems;
13		(k) hydraulic systems;
14		(l) chemical systems;
15		(m) dynamic positioning systems;
16		(n) other systems.
17	17	Section 7 (definition of structural integrity law)
17		,
18 19 20		Omit "the regulations to the extent to which they", insert "the provisions of this Act or the regulations to the extent to which the provisions".
21	18	Section 7 (paragraph (d) of the definition of <i>title</i>)
22		Repeal the paragraph.
23	19	Section 7 (after paragraph (h) of the definition of <i>title</i>)
24		Insert:
25		(ha) when use in section 574A—has the meaning given by
26		subsection 574A(1); or
27	20	Section 7 (at the end of the definition of title area)
28		Add:
29		; or (d) when used in section 586A—has the meaning given by
30		subsection 586A(7).
31	21	Section 7
32		Insert:

Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill
 No. , 2011

1 2		Titles Administrator means the National Offshore Petroleum Titles Administrator.
3	22	Subsection 16(1)
4		Omit "Designated Authority", substitute "Titles Administrator".
5	23	Section 30
6 7 8		Omit all the words after "responsible Commonwealth" (second occurring), substitute "Minister in his or her capacity as, or as a member of, the Joint Authority for an offshore area.".
9 10 11	24	Subsection 44(1) (heading to table column headed "The Designated Authority may issue an instrument varying")
12		Omit "Designated Authority", substitute "Titles Administrator".
13	25	Subsection 45(1)
14		Omit "Designated Authority", substitute "Titles Administrator".
15	26	Part 1.3 (heading)
16		Repeal the heading, substitute:
17	Pa	art 1.3—Joint Authorities
18	27	Subsection 61(1)
19		Omit "Designated Authority", substitute "Titles Administrator".
20	28	Subsection 61(1)
21		Omit "the Joint Authority for a State or the Northern Territory",
22		substitute "a Joint Authority".
23	29	Subsection 61(2)
24 25		After "subsection (1)", insert "in relation to the Joint Authority for a State or the Northern Territory".
26	30	After subsection 61(2)
27		Insert:

1 2		(2A) A record kept under subsection (1) in relation to the Joint Authority for:
3		(a) the Eastern Greater Sunrise Offshore area; or
4		(b) an external Territory;
5		is prima facie evidence that the decision was duly made as
6		recorded if the record is signed by a person who was the Joint
7		Authority at the time when the decision was made.
8	31	Subsection 62(1)
9		Omit "Designated Authority", substitute "Titles Administrator".
10	32	Subsection 62(1)
11 12		Omit "the Joint Authority for a State or the Northern Territory", substitute "a Joint Authority".
13	33	Section 63
14		Omit "the Joint Authority for a State or the Northern Territory",
15		substitute "a Joint Authority".
16	34	Section 63
17		Omit "Designated Authority", substitute "Titles Administrator".
18	35	Subsection 65(1)
19 20		Omit "Joint Authority for a State or the Northern Territory", substitute "Joint Authority".
	26	Section 65
21	30	
22		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
23		
24	37	Division 2 of Part 1.3
25		Repeal the Division.
26	38	Sections 76 and 77
27		Repeal the sections.
28	39	Paragraph 103(1)(b)
29		Omit "Designated Authority", substitute "Titles Administrator".

Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill
 No. , 2011

1	40	Subsection 104(3) (note 3)
2		Omit "Designated Authority", substitute "Titles Administrator".
3	41	Subsection 110(6) (note 3)
4		Omit "Designated Authority", substitute "Titles Administrator".
5	42	Subsection 115(4) (note 3)
6		Omit "Designated Authority", substitute "Titles Administrator".
7	43	Section 119
8 9		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
10	44	Subsection 136(5)
11 12		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
13	45	Subsection 136(6)
14 15		Omit "The Designated Authority", substitute "The Titles Administrator".
16	46	Subsection 136(7)
17		Omit "Designated Authority", substitute "Titles Administrator".
18	47	Paragraph 140(1)(b)
19		Omit "Designated Authority", substitute "Titles Administrator".
20	48	Subsection 141(1)
21		Omit "Designated Authority", substitute "Titles Administrator".
22	49	Subsection 141(2) (note 3)
23		Omit "Designated Authority", substitute "Titles Administrator".
24	50	Paragraph 141(3)(b)
25		Omit "Designated Authority", substitute "Titles Administrator".
26	51	Subsection 141(4)

Omit "The Designated Authority", substitute "The Titles 1 Administrator". 2 52 After section 143 3 Insert: 4 143A Time limit for making decision about grant of petroleum 5 retention lease 6 (1) The Joint Authority must make a decision under section 142 or 7 143, in relation to an application under section 141, within the 8 period that: 9 (a) begins when the application was made; and 10 (b) runs for: 11 (i) if a written agreement between the applicant and the 12 Joint Authority in relation to the application specifies a 13 number of days for the purposes of this subparagraph-14 that number of days; or 15 (ii) if no such agreement is in force—the prescribed number 16 of days. 17 (2) If the Titles Administrator, by written notice under subsection 18 258(2), requires the applicant to give further information in 19 connection with the application, the period referred to in 20 subsection (1) of this section is extended by one day for each day 21 during the period: 22 (a) beginning on the day on which the notice is given; and 23 (b) ending when the applicant gives the Titles Administrator the 24 information. 25 (3) The Joint Authority is not required to comply with subsection (1) 26 unless a number of days is prescribed for the purposes of 27 subparagraph (1)(b)(ii). 28 (4) The applicant and the Joint Authority may vary or terminate an 29 agreement referred to in subparagraph (1)(b)(i). 30 (5) A failure to comply with subsection (1) in relation to a decision 31 does not affect the validity of the decision. 32 See also sections 286B and 286C. Note: 33

1 2	53 Subsection 147(1) Omit "Designated Authority", substitute "Titles Administrator".
3	54 Subsection 147(2) (note 3)
4	Omit "Designated Authority", substitute "Titles Administrator".
5	55 After section 149
6	Insert:
7 8	149A Time limit for making decision about grant of petroleum retention lease
9 10 11	(1) The Joint Authority must make a decision under section 148 or 149, in relation to an application under section 147, within the period that:
12	(a) begins when the application was made; and
13	(b) runs for:
14	(i) if a written agreement between the applicant and the
15	Joint Authority in relation to the application specifies a
16 17	number of days for the purposes of this subparagraph—that number of days; or
18 19	(ii) if no such agreement is in force—the prescribed number of days.
20	(2) If the Titles Administrator, by written notice under subsection
21	258(2), requires the applicant to give further information in
22	connection with the application, the period referred to in
23	subsection (1) of this section is extended by one day for each day during the period:
24	(a) beginning on the day on which the notice is given; and
25 26	(b) ending when the applicant gives the Titles Administrator the
26 27	information.
28	(3) The Joint Authority is not required to comply with subsection (1)
29	unless a number of days is prescribed for the purposes of
30	subparagraph (1)(b)(ii).
31	(4) The applicant and the Joint Authority may vary or terminate an
32	agreement referred to in subparagraph (1)(b)(i).

1 2		(5) A failure to comply with subsection (1) in relation to a decision does not affect the validity of the decision.
3		Note: See also sections 286B and 286C.
4	56	Subsections 153(1) and (3)
5		Omit "Designated Authority", substitute "Titles Administrator".
6	57	Subsection 153(4) (note 3)
7		Omit "Designated Authority", substitute "Titles Administrator".
8	58	After section 155
9		Insert:
10 11	155.	A Time limit for making decision about renewal of petroleum retention lease
12 13 14		(1) The Joint Authority must make a decision under section 154 or 155, in relation to an application under section 153, within the period that:
15		(a) begins when the application was made; and
16		(b) runs for:
17 18 19		(i) if a written agreement between the applicant and the Joint Authority in relation to the application specifies a number of days for the purposes of this subparagraph—
20		that number of days; or
21		(ii) if no such agreement is in force—the prescribed number
22		of days.
23		(2) If the Titles Administrator, by written notice under subsection
24		258(2), requires the applicant to give further information in
25		connection with the application, the period referred to in
26 27		subsection (1) of this section is extended by one day for each day during the period:
27 28		(a) beginning on the day on which the notice is given; and
		(b) ending when the applicant gives the Titles Administrator the
29 30		information.
31		(3) The Joint Authority is not required to comply with subsection (1)
32		unless a number of days is prescribed for the purposes of
33		subparagraph (1)(b)(ii).

1 2		(4) The applicant and the Joint Authority may vary or terminate an agreement referred to in subparagraph (1)(b)(i).
3 4		(5) A failure to comply with subsection (1) in relation to a decision does not affect the validity of the decision.
5		Note: See also sections 286B and 286C.
6	59	Paragraph 157(1)(b)
7		Omit "Designated Authority", substitute "Titles Administrator".
8	60	Subsection 157(2) (note)
9		Omit "Designated Authority", substitute "Titles Administrator".
10	61	Subsection 166(2) (at the end of the note)
11		Add "or 587A".
12	62	Subsection 166(6) (note)
13		Omit "Designated Authority", substitute "Titles Administrator".
14	63	Subsections 168(2) and (3)
15		Omit "Designated Authority", substitute "Titles Administrator".
16	64	Subsection 168(7) (note 3)
17		Omit "Designated Authority", substitute "Titles Administrator".
18	65	Subsections 169(1) and (2)
19		Omit "Designated Authority", substitute "Titles Administrator".
20	66	Subsection 170(2)
21		Omit "Designated Authority", substitute "Titles Administrator".
22	67	Subsection 170(4) (note 3)
23		Omit "Designated Authority", substitute "Titles Administrator".
24	68	After section 173
25		Insert:

173A Time limit for making decision about grant of petroleum 1 production licence 2 Scope 3 (1) This section applies if an application for the grant of a petroleum 4 production licence (other than a Greater Sunrise unit reservoir 5 petroleum production licence) has been made under section 168 or 170. 7 Note 1: Section 168 deals with applications by permittees. 8 9 Note 2: Section 170 deals with applications by lessees. Time limit 10 (2) The Joint Authority must make a decision under section 171 or 11 173, in relation to the application, within the period that: 12 (a) begins when the application was made; and 13 (b) runs for: 14 (i) if a written agreement between the applicant and the 15 Joint Authority in relation to the application specifies a 16 number of days for the purposes of this subparagraph— 17 that number of days; or 18 (ii) if no such agreement is in force—the prescribed number 19 of days. 20 (3) If: 21 (a) section 174 applies in relation to the application; and 22 (b) the Joint Authority defers taking any action in relation to the 23 application in accordance with that section; 24 the period referred to in subsection (2) of this section is extended 25 by one day for each day during which the deferral continues. 26 (4) If the Titles Administrator, by written notice under subsection 27 258(2), requires the applicant to give further information in 28 connection with the application, the period referred to in 29 subsection (2) of this section is extended by one day for each day 30 during the period: 31 (a) beginning on the day on which the notice is given; and 32 (b) ending when the applicant gives the Titles Administrator the 33 information. 34

1 2 3		(5) The Joint Authority is not required to comply with subsection (2) unless a number of days is prescribed for the purposes of subparagraph (2)(b)(ii).
4 5		(6) The applicant and the Joint Authority may vary or terminate an agreement referred to in subparagraph (2)(b)(i).
6 7		(7) A failure to comply with subsection (2) in relation to a decision does not affect the validity of the decision.
8		Note: See also sections 286B and 286C.
9	69	Subsection 178(3) (note 3)
10		Omit "Designated Authority", substitute "Titles Administrator".
11	70	At the end of section 183
12		Add:
13		Time limit for making decision
14		(8) The Joint Authority must make a decision under subsection (2)
15		within the period that:
16		(a) begins when the application was made; and
17		(b) runs for:
18 19		(i) if a written agreement between the applicant and the Joint Authority in relation to the application specifies a
20		number of days for the purposes of this subparagraph—
21		that number of days; or
22		(ii) if no such agreement is in force—the prescribed number
23		of days.
24		(9) The Joint Authority is not required to comply with subsection (8)
25		unless a number of days is prescribed for the purposes of
26		subparagraph (8)(b)(ii).
27		(10) The applicant and the Joint Authority may vary or terminate an
28		agreement referred to in subparagraph (8)(b)(i).
29		(11) A failure to comply with subsection (8) in relation to a decision
30		does not affect the validity of the decision.
31		Note: See also sections 286B and 286C.
32	71	Subsections 184(2) and (4)

	Omit "Designated Authority", substitute "Titles Administrator".
72	After section 186
	Insert:
186	A Time limit for making decision about renewal of fixed-term petroleum production licence
	(1) The Joint Authority must make a decision under section 185 or 186, in relation to an application under section 184, within the period that:
	(a) begins when the application was made; and(b) runs for:
	 (i) if a written agreement between the applicant and the Joint Authority in relation to the application specifies a number of days for the purposes of this subparagraph—that number of days; or (ii) if no such agreement is in force—the prescribed number of days.
	(2) The Joint Authority is not required to comply with subsection (1) unless a number of days is prescribed for the purposes of subparagraph (1)(b)(ii).
	(3) The applicant and the Joint Authority may vary or terminate an agreement referred to in subparagraph (1)(b)(i).
	(4) A failure to comply with subsection (1) in relation to a decision does not affect the validity of the decision.
	Note: See also sections 286B and 286C.
73	Subparagraph 191(4)(b)(i)
	Omit "Designated Authority", substitute "Titles Administrator".
74	Subsection 191(8)
	Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
75	Subsection 191(11)
	Repeal the subsection, substitute:

²⁰ Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill 2011 No. , 2011

1	Consultation
2 3	(11) If a petroleum pool extends, or is reasonably believed by the Titles Administrator to extend, from the offshore area in respect of a
4 5	State or Territory into lands to which: (a) the laws of that State or Territory relating to exploiting
6	petroleum resources apply; or
7 8	(b) the laws of another State or Territory relating to exploiting petroleum resources apply;
9 10 11	the Titles Administrator must consult about exploiting the petroleum pool with the appropriate authority of a State or Territory referred to in paragraph (a) or (b).
12	Note: The <i>offshore area</i> of a State or Territory is defined by section 8.
13	76 Subsection 197(2) (at the end of the note)
14	Add "or 587A".
15	77 Subsection 197(6) (note)
16	Omit "Designated Authority", substitute "Titles Administrator".
17	78 Subsection 198(1)
18	Omit "Designated Authority", substitute "Titles Administrator".
19	79 Subsection 198(2) (note 3)
20	Omit "Designated Authority", substitute "Titles Administrator".
21	80 After section 200
22	Insert:
	200 A Time limit for maline desired and another finding desired
23 24	200A Time limit for making decision about grant of infrastructure licence
25	(1) The Joint Authority must make a decision under section 199 or
26	200, in relation to an application under section 198, within the
27 28	period that: (a) begins when the application was made; and
29	(b) runs for:
30	(i) if a written agreement between the applicant and the
31	Joint Authority in relation to the application specifies a

1 2		number of days for the purposes of this subparagraph—that number of days; or
3 4		(ii) if no such agreement is in force—the prescribed number of days.
5		(2) If the Titles Administrator, by written notice under subsection 258(2), requires the applicant to give further information in
6 7		connection with the application, the period referred to in
8		subsection (1) of this section is extended by one day for each day
9		during the period:
10		(a) beginning on the day on which the notice is given; and
11		(b) ending when the applicant gives the Titles Administrator the
12		information.
13 14 15		(3) The Joint Authority is not required to comply with subsection (1) unless a number of days is prescribed for the purposes of subparagraph (1)(b)(ii).
16 17		(4) The applicant and the Joint Authority may vary or terminate an agreement referred to in subparagraph (1)(b)(i).
18 19		(5) A failure to comply with subsection (1) in relation to a decision does not affect the validity of the decision.
20		Note: See also sections 286B and 286C.
21	81	Subsection 202(3) (note)
22		Omit "Designated Authority", substitute "Titles Administrator".
23	82	Subsection 203(3) (note)
24		Omit "Designated Authority", substitute "Titles Administrator".
24		Office Designated Audiority, substitute Trices Administrator.
25	83	Subsection 204(1)
26		Omit "Designated Authority", substitute "Titles Administrator".
27	84	Subsection 204(2) (note 3)
28		Omit "Designated Authority", substitute "Titles Administrator".
20		·
29	85	At the end of section 205
30		Add:

Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill
 No. , 2011

1		Time limit for making decision
2 3		(3) The Joint Authority must make a decision under subsection (1) within the period that:
4		(a) begins when the application was made; and
5		(b) runs for:
6		(i) if a written agreement between the applicant and the
7		Joint Authority in relation to the application specifies a
8		number of days for the purposes of this subparagraph—that number of days; or
9		(ii) if no such agreement is in force—the prescribed number
10 11		of days.
12		(4) If the Titles Administrator, by written notice under subsection
13		258(2), requires the applicant to give further information in
14		connection with the application, the period referred to in
15		subsection (3) of this section is extended by one day for each day
16		during the period:
17		(a) beginning on the day on which the notice is given; and
18 19		(b) ending when the applicant gives the Titles Administrator the information.
20		(5) The Joint Authority is not required to comply with subsection (3)
21 22		unless a number of days is prescribed for the purposes of subparagraph (3)(b)(ii).
23		(6) The applicant and the Joint Authority may vary or terminate an
24		agreement referred to in subparagraph (3)(b)(i).
25 26		(7) A failure to comply with subsection (3) in relation to a decision does not affect the validity of the decision.
27		Note: See also sections 286B and 286C.
28	86	Subsection 206(3) (note)
29		Omit "Designated Authority", substitute "Titles Administrator".
30	87	Subsection 207(3) (note)
31	٠.	Omit "Designated Authority", substitute "Titles Administrator".
32	88	Paragraph 210(7)(c)

	Omit "the Designated Authority", substitute "NOPSEMA and the Title Administrator".
89	Paragraph 210(7)(d) Omit "the Designated Authority", substitute "NOPSEMA or the responsible Commonwealth Minister".
90	Subsection 215(2) (at the end of the note) Add "or 587A".
91	Subsection 215(7) (note) Omit "Designated Authority", substitute "Titles Administrator".
92	Subsection 216(2)
	Omit "Designated Authority", substitute "responsible Commonwealth Minister".
Note	The heading to subsection 216(2) is altered by omitting "Designated Authority" and substituting "responsible Commonwealth Minister".
93	Paragraph 216(4)(b)
	Omit "Designated Authority", substitute "Titles Administrator".
Note	The heading to subsection 216(4) is altered by omitting "Designated Authority" and substituting "Responsible Commonwealth Minister".
94	Subsection 216(4)
	Omit "Designated Authority" (second occurring), substitute "responsible Commonwealth Minister".
95	Subsection 216(5)
	Omit "Designated Authority", substitute "Titles Administrator".
96	Subsection 216(6)
	Omit "Designated Authority", substitute "responsible Commonwealt Minister".
97	Subsection 217(1)
	Omit "Designated Authority", substitute "Titles Administrator".
	Subsection 217(3) (note 3)

Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill
 No. , 2011

1	Omit "Designated Authority", substitute "Titles Administrator".
2	99 Section 218
3 4	Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
5	100 Subsection 226(1)
6	Omit "Designated Authority", substitute "Titles Administrator".
7	101 Subsection 226(2) (note 3)
8	Omit "Designated Authority", substitute "Titles Administrator".
9	102 Subsections 226(3) and (4)
10	Omit "Designated Authority", substitute "Titles Administrator".
11	103 At the end of section 226
12	Add:
13	Time limit for making decision
14	(6) The Joint Authority must make a decision under subsection (4)
15	within the period that:
16	(a) begins when the period referred to in subsection (3) ends; and
17	(b) runs for:
18 19	(i) if a written agreement between the applicant and the Joint Authority in relation to the application specifies a
20	number of days for the purposes of this subparagraph—
21	that number of days; or
22	(ii) if no such agreement is in force—the prescribed number
23	of days.
24	(7) If the Titles Administrator, by written notice under subsection
25	258(2), requires the applicant to give further information in
26	connection with the application, the period referred to in
27	subsection (6) of this section is extended by one day for each day
28	during the period:
29	(a) beginning on the day on which the notice is given; and
30	(b) ending when the applicant gives the Titles Administrator the
31	information.

1 2 3		(8) The Joint Authority is not required to comply with subsection (6) unless a number of days is prescribed for the purposes of subparagraph (6)(b)(ii).
4 5		(9) The applicant and the Joint Authority may vary or terminate an agreement referred to in subparagraph (6)(b)(i).
6 7		(10) A failure to comply with subsection (6) in relation to a decision does not affect the validity of the decision.
8		Note: See also sections 286B and 286C.
9	104	Subsection 231(1)
10 11		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
12	105	Subsection 234(1)
13		Omit "Designated Authority", substitute "Titles Administrator".
14	106	Section 235
15		Omit "Designated Authority", substitute "Titles Administrator".
16	107	Subsections 236(2) and (3)
17		Omit "Designated Authority", substitute "Titles Administrator".
18	108	Subsection 237(3)
19		Omit "Designated Authority", substitute "Titles Administrator".
20	109	Subsection 240(1)
21 22		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
23	110	Subsection 241(2)
24		Omit "Designated Authority", substitute "Titles Administrator".
25	111	Subsection 242(1) (table)
26		Omit "the Designated Authority for that offshore area" (wherever
27		occurring), substitute "the Titles Administrator".
28	112	Subsection 243(1)

1		Omit "(1)".
2 3	113	Subsection 243(1) Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
5	114	Subsection 243(2) Repeal the subsection.
7 8 9	115	Subsection 244(2) Omit "Designated Authority" (first occurring), substitute "Titles Administrator".
10 11	116	Paragraph 244(2)(a) Omit "Designated Authority's", substitute "Titles Administrator's".
12 13	117	Paragraph 244(2)(b) Omit "Designated Authority", substitute "Titles Administrator".
14 15	118	Subsections 244(3) and (4) Omit "Designated Authority", substitute "Titles Administrator".
16 17 18	119	Subsection 245(2) Omit "Designated Authority for the adjoining offshore area", substitute "Titles Administrator".
19 20	120	Paragraph 245(2)(a) Omit "Designated Authority's", substitute "Titles Administrator's".
21 22	121	Paragraph 245(2)(b) Omit "Designated Authority", substitute "Titles Administrator".
23 24	122	Subsections 245(3) and (4) Omit "Designated Authority", substitute "Titles Administrator".
25 26	123	Subsection 246(1) Omit "(1)".
27	124	Subsection 246(1)

	Omit "Designated Authority", substitute "Titles Administrator".
125	Subsection 246(2) Repeal the subsection.
126	Paragraph 247(1)(b) Omit "Designated Authority", substitute "Titles Administrator".
127	Subsection 247(2) Omit "Designated Authority" (first occurring), substitute "Titles Administrator".
128	Paragraph 247(2)(a) Omit "Designated Authority's", substitute "Titles Administrator's".
129	Subparagraph 247(2)(b)(ii) Omit "Designated Authority", substitute "Titles Administrator".
130	Subsections 247(3) and (4) Omit "Designated Authority", substitute "Titles Administrator".
131	Paragraph 248(1)(b) Omit "Designated Authority", substitute "Titles Administrator".
132	Subsection 248(2) Omit "Designated Authority for the adjoining offshore area", substitut "Titles Administrator".
133	Paragraph 248(2)(a) Omit "Designated Authority's", substitute "Titles Administrator's".
134	Subparagraph 248(2)(b)(ii) Omit "Designated Authority", substitute "Titles Administrator".
135	Subsections 248(3) and (4) Omit "Designated Authority", substitute "Titles Administrator".
	- · · · · · · · · · · · · · · · · · · ·

Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill
 No. , 2011

1 2		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
3	137	Section 258
4 5		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
6 7	Note:	The heading to section 258 is altered by omitting "Designated Authority" and substituting "Titles Administrator".
8	138	Subsection 260(1) (heading to table column 3)
9		Omit "Designated Authority", substitute "Titles Administrator".
10	139	Subsection 260(1) (table items 1, 3, 5, 7, 9 and 10)
11		Omit "Designated Authority", substitute "Titles Administrator".
12	140	Subsections 260(2) and (3)
13		Omit "Designated Authority", substitute "Titles Administrator".
14	141	Subsection 262(3) (note)
15		Omit "Designated Authority", substitute "Titles Administrator".
16	142	Subsection 264(1) (table item 1)
17		Omit "Designated Authority", substitute "Titles Administrator".
18	143	Subsection 264(1) (table item 2)
19		Omit "the Designated Authority or the Joint Authority", substitute "the
20 21		Joint Authority, the responsible Commonwealth Minister, the Titles Administrator or NOPSEMA".
22	144	Subsection 268(1) (table)
23		Omit "Designated Authority" (wherever occurring), substitute "Titles
24		Administrator".
25	145	Subsection 268(1) (table item 4)
26		Before "gives", insert "or NOPSEMA".
27	146	Subsection 268(2)
28		Omit "Designated Authority", substitute "Titles Administrator".

surrender")
Omit "Designated Authority", substitute "Titles Administrator".
Section 270
Omit "The Designated Authority" (wherever occurring), substitute "The Joint Authority".
Paragraph 270(3)(a)
Omit "Designated Authority", substitute "Titles Administrator".
Paragraph 270(3)(c)
Omit "the Designated Authority" (wherever occurring), substitute "NOPSEMA".
Paragraphs 270(3)(d), (e) and (f)
Omit "the Designated Authority", substitute "NOPSEMA".
Subsection 270(3)
Omit "Designated Authority" (last occurring), substitute "Joint Authority".
Subsection 270(5)
Omit "Designated Authority" (wherever occurring), substitute "Joint Authority".
Subsection 271(1)
Omit "Designated Authority", substitute "Joint Authority".
Subsection 271(2)
Omit "Designated Authority", substitute "Titles Administrator".
Sections 272 and 273
Omit "Designated Authority", substitute "Titles Administrator".
Paragraph 274(b)

³⁰ Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill 2011 No. , 2011

1 2		Omit "Designated Authority", substitute "responsible Commonwealth Minister, NOPSEMA".
3	158	Subsection 276(2) (note) Omit "Designated Authority", substitute "Titles Administrator".
5 6	159	At the end of Division 1 of Part 2.13 Insert:
7	277 A	A NOPSEMA to notify the Titles Administrator of grounds for cancellation of title
9 10 11 12 13 14 15 16 17 18	160	If NOPSEMA reasonably believes that there is a ground for cancelling: (a) a petroleum exploration permit; or (b) a petroleum retention lease; or (c) a petroleum production licence; or (d) an infrastructure licence; or (e) a pipeline licence; NOPSEMA must notify the Titles Administrator of: (f) the belief; and (g) the reasons for the belief. Section 278
20		Omit "Designated Authority", substitute "Titles Administrator".
21 22 23	161	Subsection 281(1) Omit "the Designated Authority", substitute "NOPSEMA, the Titles Administrator".
24 25 26	162	Section 282 Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
27 28	163	Subsection 284(2) Omit "Designated Authority", substitute "Titles Administrator".
29	164	At the end of Part 2.14

Add:

1

2

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

3	Registered holders as at commencement
4	(1) If, as at the commencement of this section, a person is the
5	registered holder, or one of the registered holders, of a petroleum
6	title, the person must:
7	(a) give the Titles Administrator and NOPSEMA a written
8	notice, in the approved form, that:
9	(i) states that the person is a registered holder of the
10	petroleum title; and
11	(ii) sets out such of the person's contact details as are
12	required by the form; and
13	(b) do so within 30 days after the commencement of this section.
14	Note: For <i>contact details</i> , see subsection (9).
15	Becoming a registered holder
16	(2) If, at any time after the commencement of this section, a person
17	becomes the registered holder, or one of the registered holders, of a
18	petroleum title, the person must:

286A Notification requirements—registered holders of titles

- petroleum title, the person must:

 (a) give the Titles Administrator and NOPSEMA a written notice, in the approved form, that:
 - (i) states that the person has become a registered holder of the petroleum title; and
 - (ii) sets out such of the person's contact details as are required by the form; and
 - (b) do so within 30 days after so becoming a registered holder.

Note: For *contact details*, see subsection (9).

Ceasing to be a registered holder otherwise than because of death

(3) If, at any time after the commencement of this section, a person ceases to be the registered holder, or one of the registered holders, of a petroleum title otherwise than because of the death of the person, the person must, within 30 days after the cessation, notify the Titles Administrator and NOPSEMA, in writing, of the cessation.

³² Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill 2011 No. , 2011

1	Death of a registered holder
2 3	(4) If, at any time after the commencement of this section, a person who is the registered holder, or one of the registered holders, of a
4	petroleum title dies, the person's legal personal representative
5	must, within 30 days after the death, notify the Titles Administrator
6	and NOPSEMA, in writing, of the death.
7	Change of contact details of registered holder
8	(5) If:
9	(a) a person is the registered holder, or one of the registered
10	holders, of a petroleum title; and
11	(b) the person has given a notice under:
12	(i) subsection (1); or
13	(ii) subsection (2); or
14	(iii) this subsection;
15	that sets out one or more contact details of the person; and
16	(c) any or all of those contact details have changed;
17	the person must:
18	(d) give the Titles Administrator and NOPSEMA a written
19	notice, in the approved form, that:
20	(i) states that the relevant contact details have changed; and
21	(ii) sets out the changed contact details; and
22	(e) do so within 30 days after the change.
23	Note: For <i>contact details</i> , see subsection (9).
24	Publication of approved form
25	(6) The Titles Administrator must publish on the Department's website
26	a form approved for the purposes of subsection (1), (2) or (5).
27	Offence
28	(7) A person commits an offence if:
29	(a) the person is subject to a requirement under subsection (1),
30	(2), (3), (4) or (5); and
31	(b) the person omits to do an act; and
32	(c) the omission breaches the requirement.

	Penalty: 50 penalty units.
	(8) An offence against subsection (7) is an offence of strict liability.
	Note: For strict liability, see section 6.1 of the <i>Criminal Code</i> .
	Definitions
	(9) In this section:
	<i>approved</i> means approved, in writing, by the Titles Administrator and the Chief Executive Officer of NOPSEMA.
	contact details of a person includes the following:
	(a) the person's name;
	(b) the address of:
	(i) the place of residence or business of the person; or
	(ii) if the person is a body corporate—the head office, a
	registered office or a principal office of the body
	corporate;
	(c) the person's telephone number (if any);
	(d) the person's fax number (if any);
	(e) the person's email address (if any);
	(f) if the person is a body corporate that has an ACN (within the meaning of the <i>Corporations Act 2001</i>)—the ACN.
	petroleum title means:
	(a) a petroleum exploration permit; or
	(b) a petroleum retention lease; or
	(c) a petroleum reduction licence; or
	(d) an infrastructure licence; or
	(e) a pipeline licence; or
	(f) a petroleum special prospecting authority; or
	(g) a petroleum access authority.
286B	Publication of prescribed time limits
	The Joint Authority must cause to be published on the
	Department's website any periods prescribed for the purposes of
	any of the following provisions:
	(a) subparagraph 143A(1)(b)(ii);

1	(b) subparagraph 149A(1)(b)(ii);
2	(c) subparagraph 155A(1)(b)(ii);
3	(d) subparagraph 173A(2)(b)(ii);
4	(e) subparagraph 183(8)(b)(ii);
5	(f) subparagraph 186A(1)(b)(ii);
6	(g) subparagraph 200A(1)(b)(ii);
7	(h) subparagraph 205(3)(b)(ii);
8	(i) subparagraph 226(6)(b)(ii).
9	286C Report about decisions not made within time limits
10	(1) If a Joint Authority contravenes any of the following provisions on
11	one or more occasions during a financial year, the Titles
12	Administrator must, within 60 days after the end of the financial
13	year, prepare a report describing those contraventions:
14	(a) subsection 143A(1);
15	(b) subsection 149A(1);
16	(c) subsection 155A(1);
17	(d) subsection 173A(2);
18	(e) subsection 183(8);
19	(f) subsection 186A(1);
20	(g) subsection 200A(1);
21	(h) subsection 205(3);
22	(i) subsection 226(6).
23	(2) As soon as practicable after completing the preparation of the
24	report, the Titles Administrator must give the report to the
25	responsible Commonwealth Minister.
26	(3) The responsible Commonwealth Minister must cause a copy of a
27	report under subsection (1) to be tabled in each House of the
28	Parliament within 15 sitting days after receiving the report.
29	165 Subsection 410(2)
30	Omit "Designated Authority", substitute "Titles Administrator".
31	166 Section 453
32	Omit "the Designated Authority" (wherever occurring), substitute
33	"NOPSEMA".

1 167	7 Section 466
2	Repeal the section, substitute:
3 466	Simplified outline
4	The following is a simplified outline of this Chapter:
5 6 7	The Titles Administrator must keep a Register, for each offshore area, of petroleum titles and petroleum special prospecting authorities that relate to that offshore area.
8 9 10	A transfer of a petroleum title must be approved by the Titles Administrator, and an instrument of transfer must be registered under this Part.
11	A dealing in a petroleum title must be approved by the Titles Administrator, and the approval must be entered in the relevant Register.
ı4 168	Section 467 (definition of <i>referable title</i>)
.5	Repeal the definition.
169	Section 467 (definition of <i>Register</i>)
17	Repeal the definition, substitute:
18	Register means a Register kept under section 469.
9 170	Section 467
20	Insert:
21	relevant Register:
22	(a) in relation to a title or a petroleum special prospecting
23 24	authority—means the Register for the offshore area to which the title or petroleum special prospecting authority relates; or
25	(b) in relation to a notice under subsection 191(5), (6) or (7) that
26 27	relates to a petroleum pool that is wholly or partly situated in an offshore area—means the Register for the offshore area.
28 171	Section 469

1 2		Omit "Designated Authority for an offshore area", substitute "Titles Administrator".
3	172	Section 469
4		After "a Register", insert ", for each offshore area,".
5	173	Subsection 470(1)
6		Omit "Designated Authority", substitute "Titles Administrator".
7	174	Subsection 470(1)
8		Omit "the Register", substitute "the relevant Register".
9 10	175	Subsection 470(2) (table item 7, column headed "the memorial must")
11		Omit "Designated Authority", substitute "Titles Administrator".
12	176	Subsection 470(3)
13 14		Omit "Designated Authority must enter in the Register", substitute "Titles Administrator must enter in the relevant Register".
15	177	Subsection 470(4)
16		Omit "Designated Authority", substitute "Titles Administrator".
17	178	Subsection 470(4)
18		Omit "the Register", substitute "the relevant Register".
19	179	Subsection 470(5)
20		Omit "Designated Authority", substitute "Titles Administrator".
21	180	Subsection 470(5)
22		Omit "the Register", substitute "the relevant Register".
23	181	Section 471
24		Omit "Designated Authority must enter in the Register", substitute
25		"Titles Administrator must enter in the relevant Register".
26	182	Section 471A

	Omit "Designated Authority may make a notation in the Register", substitute "Titles Administrator may make a notation in the relevant Register".
183	Paragraph 472(a)
	Omit "Designated Authority", substitute "Titles Administrator".
184	Subsection 473(1)
	Omit "Designated Authority", substitute "Titles Administrator".
185	Paragraph 474(c)
	Repeal the paragraph.
186	Paragraph 474(d)
	Omit "if the title is not a referable title", substitute "in any case".
187	Section 475
	Repeal the section.
188	Section 476
	Omit "Designated Authority" (wherever occurring), substitute "Title Administrator".
189	Section 477
	Omit "Designated Authority" (first occurring), substitute "Titles Administrator".
190	Paragraphs 477(a) and (b)
	Omit "in the Register", substitute "in the relevant Register".
191	Paragraph 477(b)
	Omit "Designated Authority", substitute "Titles Administrator".
192	Subsection 478(2)
	Omit "Designated Authority", substitute "Titles Administrator".
193	Subsection 478(3)
	Repeal the subsection.

³⁸ Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill 2011 No. , 2011

1	194	Subsection 478(4)
2		Omit "Designated Authority", substitute "Titles Administrator".
3	195	Subsection 478(4)
4		Omit "Designated Authority's", substitute "Titles Administrator's".
5	196	Subsection 478(5)
6 7		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
8	197	Subsection 478(5)
9		Omit "in the Register", substitute "in the relevant Register".
10	198	Subsections 478(6) to (9)
11		Repeal the subsections.
12	199	Subsections 479(1) to (3)
13		Omit "Designated Authority", substitute "Titles Administrator".
14	200	Subsections 479(3) and (4)
15		Omit "in the Register", substitute "in the relevant Register".
16	201	Subparagraph 479(5)(a)(i)
17		Omit "Designated Authority", substitute "Titles Administrator".
18	202	Subsection 482(1)
19		Omit "Designated Authority to have the person's name entered in the
20 21		Register", substitute "Titles Administrator to have the person's name entered in the relevant Register".
22	203	Subsection 483(2)
23		Omit "Designated Authority" (wherever occurring), substitute "Titles
24		Administrator".
25	204	Subsection 483(2)
26		Omit "the Register", substitute "the relevant Register".
27	205	Subsection 484(1)

1		Omit "Designated Authority", substitute "Titles Administrator".
2	206	Subsections 484(1) and 485(1) Omit "the Register", substitute "the relevant Register".
4 5 6	207	Subsection 485(2) Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
7 8	208	Subsection 485(2) Omit "the Register", substitute "the relevant Register".
9 10 11	209	Section 487 Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
12	210	Paragraph 487(b) Omit "the Register", substitute "the relevant Register".
14 15 16	211	Section 488 Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
17	212	Paragraph 489(1)(b) Omit "Designated Authority", substitute "Titles Administrator".
19	213	Subsection 489(4) Repeal the subsection.
21 22 23	214	Subsection 489(4A) Omit "If a dealing does not relate to a referable title, an", substitute "An".
24 25	215	Section 490 Repeal the section.
26	216	Section 491

⁴⁰ Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill 2011 No. , 2011

1 2		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
3 4 5	217	Section 492 Omit "Designated Authority" (first occurring), substitute "Titles Administrator".
6 7	218	Paragraphs 492(a) and (b) Omit "the Register", substitute "the relevant Register".
8	219	Paragraph 492(b) Omit "Designated Authority", substitute "Titles Administrator".
10 11 12	220	Subsection 493(2) Omit "Designated Authority must", substitute "Titles Administrator must".
13 14	221	Subsection 493(2) (note) Omit "Designated Authority", substitute "Titles Administrator".
15 16	222	Subsection 493(3) Repeal the subsection.
17 18	223	Subsection 493(4) Omit "Designated Authority", substitute "Titles Administrator".
19 20	224	Subsection 493(4) Omit "Designated Authority's", substitute "Titles Administrator's".
21 22 23	225	Subsection 493(5) Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
24 25	226	Subsection 493(5) Omit "the Register", substitute "the relevant Register".
26 27	227	Subsections 493(6) to (9) Repeal the subsections.

240	Section 503
239	Section 500 Repeal the section.
238	Subsection 499(4A) Omit "If a dealing does not relate to a referable title, a", substitute
237	Subsection 499(4) Repeal the subsection.
236	Paragraph 499(1)(b) Omit "Designated Authority", substitute "Titles Administrator".
235	Section 498 Omit "Designated Authority" (wherever occurring), substitute "Tit Administrator".
234	Section 496 Omit "the Register", substitute "a Register".
233	Subparagraphs 495(2)(a)(i) and (3)(a)(i) Omit "Designated Authority", substitute "Titles Administrator".
232	Subsection 495(1) Omit "the Register", substitute "the relevant Register".
231	Subsection 495(1) Omit "Designated Authority", substitute "Titles Administrator".
230	Subsection 494(3) Omit "the Register", substitute "the relevant Register".
229	Subsection 494(3) Omit "Designated Authority", substitute "Titles Administrator".
	Subsections 494(1) and (2) Omit "Designated Authority", substitute "Titles Administrator".

⁴² Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill 2011 No. , 2011

1 2		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
3	241	Section 504
4		Omit "Designated Authority", substitute "Titles Administrator".
5	242	Section 504
6		Omit "the Register" (first occurring), substitute "a Register".
7	243	Subsection 505(1)
8 9		Omit "Designated Authority" (first occurring), substitute "Titles Administrator".
10	244	Subsection 505(1)
11		Omit "the Register" (first occurring), substitute "a Register".
12	245	Subsection 505(1)
13 14		Omit "Designated Authority" (second occurring), substitute "Titles Administrator".
15	246	Subsection 505(2)
16 17		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
18	247	Paragraph 505(2)(b)
19		Omit "Designated Authority's", substitute "Titles Administrator's".
20	248	Subsection 505(3)
21 22		Omit "Designated Authority" (first occurring), substitute "Titles Administrator".
23	249	Subsection 505(3)
24		Omit "the Register" (first occurring), substitute "a Register".
25	250	Subsection 505(3)
26		Omit "Designated Authority" (second occurring), substitute "Titles Administrator".
27		
28	251	Paragraphs 505(3)(a) and (b)

1		Omit "Designated Authority", substitute "Titles Administrator".
2	252	Subsection 505(5)
3		Omit "Designated Authority", substitute "Titles Administrator".
4	253	Subsection 505(6)
5 6		Omit "Designated Authority" (first occurring), substitute "Titles Administrator".
7	254	Subsection 505(6)
8		Omit "the Register", substitute "a Register".
9	255	Subsection 505(6)
10 11		Omit "Designated Authority" (second occurring), substitute "Titles Administrator".
12	256	Subsection 506(4)
13		Omit "Designated Authority", substitute "Titles Administrator".
14 15	Note:	The heading to subsection 506(4) is altered by omitting "Designated Authority" and substituting "Titles Administrator".
16	257	Subsections 506(5) and (6)
17		Omit "Designated Authority", substitute "Titles Administrator".
18 19	Note:	The heading to subsection 506(5) is altered by omitting "Designated Authority" and substituting "Titles Administrator".
20	258	Section 507
21 22		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
23 24	Note:	The heading to section 507 is altered by omitting "Designated Authority" and substituting "Titles Administrator".
25	259	Section 508
26 27		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
28 29	Note:	The heading to section 508 is altered by omitting "Designated Authority" and substituting "Titles Administrator".
30	260	Section 509

Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill
 No. , 2011

1 2		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
3	261	Section 510
4 5		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
6 7	Note:	The heading to section 510 is altered by omitting " Designated Authority " and substituting " Titles Administrator ".
8	262	Section 511
9 10		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
11 12	Note:	The heading to section 511 is altered by omitting " Designated Authority " and substituting " Titles Administrator ".
13	263	Subparagraph 514(1)(b)(ii)
14		Omit "Designated Authority", substitute "Titles Administrator".
15	264	Subsection 515(1)
16		Omit "Designated Authority", substitute "Titles Administrator".
17	265	Subsection 515(1)
18		Omit "the Register", substitute "each Register".
19	266	Subsection 515(2)
20		Omit "Designated Authority", substitute "Titles Administrator".
21	267	Section 516
22 23		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
	268	Paragraph 516(2)(a)
24 25	200	Omit "the Register", substitute "a Register".
26	269	Section 518
27		Repeal the section, substitute:

1	518	Simplified outline
2		The following is a simplified outline of this Chapter:
3 4		The Titles Administrator must keep a Register of greenhouse gas titles and greenhouse gas search authorities.
5 6 7		A transfer of a greenhouse gas title must be approved by the Titles Administrator, and an instrument of transfer must be registered under this Part.
8 9 10		A dealing in a greenhouse gas title must be approved by the Titles Administrator, and the approval must be entered in the Register.
11	270	Section 521
12 13		Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
14	271	Subsection 522(1)
15 16		Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
17 18	272	Subsection 522(2) (table item 5, column headed "the memorial must")
19 20		Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
21	273	Subsection 522(3)
22 23		Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
24	274	Subsection 522(4)
25 26		Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
27	275	Subsection 522(5)
28 29		Omit "responsible Commonwealth Minister", substitute "Titles Administrator".

Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill
 No. , 2011

1	276	Section 523
2 3		Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
4	277	Section 523A
5 6		Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
7	278	Paragraph 524(a)
8		Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
10	279	Subsection 525(1)
11 12		Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
13	280	Section 527
14 15		Omit "responsible Commonwealth Minister" (wherever occurring), substitute "Titles Administrator".
16	281	Section 528
17 18		Omit "responsible Commonwealth Minister" (wherever occurring), substitute "Titles Administrator".
19	282	Subsections 529(2) and (3)
20 21		Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
22	283	Paragraph 529(3)(c)
23		Omit "Designated Authority", substitute "Titles Administrator".
24	284	Subsection 529(4)
25 26		Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
27	285	Paragraph 529(4)(c)
28		Omit "Designated Authority", substitute "Titles Administrator".
29	286	Subsection 529(5)

	Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
287	Subsection 529(5)
	Omit "responsible Commonwealth Minister's", substitute "Titles Administrator's".
288	Subsection 529(6)
	Omit "responsible Commonwealth Minister" (wherever occurring) substitute "Titles Administrator".
289	Section 530
	Omit "responsible Commonwealth Minister" (wherever occurring) substitute "Titles Administrator".
290	Subsection 533(1)
	Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
291	Subsection 534(2)
	Omit "responsible Commonwealth Minister" (wherever occurring) substitute "Titles Administrator".
292	Subsection 535(1)
	Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
293	Subsection 536(2)
	Omit "responsible Commonwealth Minister" (wherever occurring) substitute "Titles Administrator".
294	Section 538
	Omit "responsible Commonwealth Minister" (wherever occurring) substitute "Titles Administrator".
295	Section 539
	Omit "responsible Commonwealth Minister" (wherever occurring)

⁴⁸ Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill 2011 No. , 2011

1	296	Paragraph 540(1)(b)
2 3		Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
4	297	Section 541
5 6		Omit "responsible Commonwealth Minister" (wherever occurring), substitute "Titles Administrator".
7	298	Section 542
8 9		Omit "responsible Commonwealth Minister" (wherever occurring), substitute "Titles Administrator".
10	299	Subsection 543(2)
11 12		Omit "responsible Commonwealth Minister must", substitute "Titles Administrator must".
13	300	Subsection 543(2) (note)
14 15		Omit "responsible Commonwealth Minister by", substitute "Titles Administrator by".
16	301	Subsection 543(3)
17 18		Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
19	302	Subsection 543(3)
20 21		Omit "responsible Commonwealth Minister's", substitute "Titles Administrator's".
22	303	Subsection 543(4)
23 24		Omit "responsible Commonwealth Minister" (wherever occurring), substitute "Titles Administrator".
25	304	Section 544
26 27		Omit "responsible Commonwealth Minister" (wherever occurring), substitute "Titles Administrator".
28	305	Section 545
29		Omit "responsible Commonwealth Minister" (wherever occurring),
30		substitute "Titles Administrator".

306	Section 548
	Omit "responsible Commonwealth Minister" (wherever occurring), substitute "Titles Administrator".
307	Paragraph 549(1)(b)
	Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
308	Section 552
	Omit "responsible Commonwealth Minister" (wherever occurring), substitute "Titles Administrator".
309	Section 553
	Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
310	Subsections 554(1) and (2)
	Omit "responsible Commonwealth Minister" (wherever occurring), substitute "Titles Administrator".
311	Paragraph 554(2)(b)
	Omit "responsible Commonwealth Minister's", substitute "Titles Administrator's".
312	Subsections 554(3), (5) and (6)
	Omit "responsible Commonwealth Minister" (wherever occurring), substitute "Titles Administrator".
313	Subsection 555(4)
	Omit "responsible Commonwealth Minister concerned", substitute "Titles Administrator".
Note:	The heading to subsection 555(4) is altered by omitting "responsible Commonwealth Minister" and substituting "Titles Administrator".
314	Subsections 555(5) and (6)
	Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
Note:	The heading to subsection 555(5) is altered by omitting "responsible Commonwealth

⁵⁰ Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill 2011 No. , 2011

1	315	Section 556
2 3		Omit "responsible Commonwealth Minister" (wherever occurring), substitute "Titles Administrator".
4 5	Note:	The heading to section 556 is altered by omitting "Responsible Commonwealth Minister" and substituting "Titles Administrator".
6	316	Section 557
7 8		Omit "responsible Commonwealth Minister" (wherever occurring), substitute "Titles Administrator".
9 10	Note:	The heading to section 557 is altered by omitting "Responsible Commonwealth Minister" and substituting "Titles Administrator".
11	317	Section 558
12 13		Omit "responsible Commonwealth Minister" (wherever occurring), substitute "Titles Administrator".
14	318	Section 559
15 16		Omit "responsible Commonwealth Minister" (wherever occurring), substitute "Titles Administrator".
17 18	Note:	The heading to section 559 is altered by omitting "Responsible Commonwealth Minister" and substituting "Titles Administrator".
19	319	Section 560
20 21		Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
22 23	Note:	The heading to section 560 is altered by omitting "Responsible Commonwealth Minister" and substituting "Titles Administrator".
24	320	Subparagraph 563(b)(ii)
25 26		Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
27	321	Section 564
28 29		Omit "responsible Commonwealth Minister" (wherever occurring), substitute "Titles Administrator".
30	322	Section 565
31 32		Omit "responsible Commonwealth Minister" (wherever occurring), substitute "Titles Administrator".

1	323	Paragraph 568(2)(b)
2		Omit "Designated Authority", substitute "Joint Authority".
3	324	Subsection 569(1) (table item 1)
4		Omit "Designated Authority", substitute "Titles Administrator".
5	325	Paragraph 569(8)(c)
6		After "574", insert "or 574A".
7	326	Subsections 571(1) and (2)
8 9		Omit "Designated Authority", substitute "responsible Commonwealth Minister".
10	327	Paragraph 572(7)(c)
11		After "574", insert ", 574A".
12	328	Section 573
13		Repeal the section, substitute:
14	573	Simplified outline
15		The following is a simplified outline of this Part:
16		NOPSEMA or the responsible Commonwealth Minister may
17 18		give a direction to a petroleum titleholder. A direction may extend to other persons.
19		If there is a breach of a direction given by the Joint Authority
20		or NOPSEMA under Chapter 2, this Chapter or the
21		regulations, NOPSEMA may do anything required by the
22		direction to be done, and NOPSEMA's costs may be
23		recovered from the person to whom the direction was given.
24		If there is a breach of a direction given by the responsible
25		Commonwealth Minister under this Part, the responsible
26		Commonwealth Minister may do anything required by the
27		direction to be done, and the responsible Commonwealth Minister's costs may be recovered from the person to whom
28 29		the direction was given.

1		• In a prosecution for an offence relating to a breach of:
2 3 4		(a) a direction given by the Joint Authority or NOPSEMA under Chapter 2, this Chapter or the regulations; or
5 6		(b) a direction given by the responsible Commonwealth Minister under this Part;
7 8		it is a defence if the defendant proves that the defendant took all reasonable steps to comply with the direction.
9	329	Subsection 574(2)
10		Omit "The Designated Authority", substitute "NOPSEMA".
11	Note:	The heading to section 574 is altered by adding at the end "— NOPSEMA ".
12	330	At the end of subsection 574(2)
13		Add:
14		Note 3: A direction under this section has no effect to the extent of any
15 16		inconsistency with a direction under section 574A: see subsection 574A(12).
17	331	Subsection 574(5)
18		Omit "The Designated Authority", substitute "NOPSEMA".
19	332	After subsection 574(9)
20		Insert:
21		(9A) If:
22		(a) NOPSEMA gives a direction under this section; and
23		(b) NOPSEMA considers that the direction may have significant
24		consequences for:
25		(i) resource management; or
26		(ii) resource security;
27		NOPSEMA must:
28		(c) give the responsible Commonwealth Minister a copy of the
29		direction; and (d) do so as soon as practicable after the direction was given
30		(d) do so as soon as practicable after the direction was given.

333 After section 574 1 Insert: 2 3 574A General power to give directions—responsible Commonwealth Minister 4 Definition (1) In this section: 6 title means: 7 (a) a petroleum exploration permit; or 8 (b) a petroleum retention lease; or 9 (c) a petroleum production licence; or 10 (d) an infrastructure licence; or 11 (e) a pipeline licence; or 12 (f) a petroleum special prospecting authority; or 13 (g) a petroleum access authority. 14 Direction to registered holder 15 (2) The responsible Commonwealth Minister may, by written notice 16 given to the registered holder of a title, give the registered holder a 17 direction as to any matter in relation to which regulations may be 18 made, so long as that matter is a matter: 19 (a) that relates to resource management; or 20 (b) that relates to resource security; or 21 (c) in relation to which regulations may be made for the 22 23 purposes of section 698 (which deals with data management). Note 1: Section 782 is the main provision setting out matters in relation to which regulations may be made. 25 Note 2: For enforcement, see section 576. 26 Extended application of direction 27 (3) A direction given under this section to a registered holder applies 28 to the registered holder and may also be expressed to apply to: 29 (a) a specified class of persons, so long as the class consists of, 30 or is included in, either or both of the following classes: 31

2	(1) employees or agents of, or persons acting on benaif of, the registered holder;
3	(ii) persons performing work or services, whether directly
4	or indirectly, for the registered holder; or
5	(b) any person (other than the registered holder or a person to
6	whom the direction applies in accordance with paragraph (a))
7	who is:
8	(i) in the offshore area for any reason touching, concerning,
9	arising out of, or connected with, exploring the seabed
10 11	or subsoil of the offshore area for petroleum or exploiting the petroleum that occurs as a natural
12	resource of that seabed or subsoil; or
13	(ii) in, on, above, below or in the vicinity of a vessel,
14	aircraft, structure or installation, or equipment or other
15	property, that is in the offshore area for a reason of that
16	kind.
17	(4) If a direction so expressed is given, the direction is taken to apply
18	to each person included in the specified class mentioned in
19	paragraph (3)(a) or to each person who is in the offshore area as
20	mentioned in paragraph (3)(b), as the case may be.
21	Note: For notification requirements, see section 575.
22	Additional matters
23	(5) The responsible Commonwealth Minister must not give a direction
24	under this section of a standing or permanent nature except with
25	the approval of the Joint Authority, but the validity of a direction is
26	not affected by a breach of this subsection.
27	(6) A direction under this section has effect, and must be complied
28	with, despite:
29	(a) any previous direction under this section; and
30	(b) anything in the regulations (other than the <i>Offshore</i>
31	Petroleum and Greenhouse Gas Storage (Safety) Regulations
32	2009); or
33	(c) the applied provisions.
34	Note: For <i>applied provisions</i> , see subsection 80(2).
35	(7) A direction under this section may make provision in relation to a
36	matter by applying, adopting or incorporating (with or without

1 2		modification) a code of practice or standard contained in an instrument:
3		(a) as in force or existing at the time when the direction takes effect; or
5		(b) as in force or existing from time to time;
6		so long as the code of practice or standard is relevant to that matter.
7 8	(8)	To avoid doubt, subsection (7) applies to an instrument, whether issued or made in Australia or outside Australia.
9	(9)	A direction under this section may prohibit the doing of an act or
10		thing:
11		(a) unconditionally; or
12 13		(b) subject to conditions, including conditions requiring the consent or approval of a person specified in the direction.
14	(10)	If a direction under this section makes provision in relation to a
15	()	matter by applying, adopting or incorporating (with or without
16		modification) a code of practice or standard, the responsible
17		Commonwealth Minister must ensure that the text of the code of
18 19		practice or standard applied, adopted or incorporated is published on the Department's website.
20	(11)	Subsection (10) does not apply if the publication would infringe
21		copyright.
22		Inconsistency
23	(12)	If a direction under section 574 is inconsistent with a direction
24		under this section, the direction under section 574 has no effect to
25		the extent of the inconsistency.
26		Directions
27	(13)	If paragraph (3)(b) applies to a direction under this section, the
28		direction is a legislative instrument.
29 30	(14)	If paragraph (3)(b) does not apply to a direction under this section, the direction is not a legislative instrument.
31	334 Subs	section 575(3)
32	Omi	t "the Designated Authority", substitute "NOPSEMA".

Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill
 No. , 2011

1	335	After subsection 575(3)
2		Insert:
3		Notification
4		(3A) If a direction under section 574A applies to:
5		(a) a registered holder; and
6		(b) a person referred to in paragraph 574A(3)(a);
7 8		the registered holder must cause a copy of the notice by which the direction was given to be:
9		(c) given to that other person; or
10		(d) displayed at a prominent position at a place in the offshore
11		area frequented by that other person.
12		(3B) If a direction under section 574A applies to:
13		(a) a registered holder; and
14		(b) a person referred to in paragraph 574A(3)(b);
15		the registered holder must cause a copy of the notice by which the
16		direction was given to be displayed at a prominent position at a
17		place in the offshore area.
18		(3C) If a direction under section 574A applies to:
19		(a) a registered holder; and
20		(b) a person referred to in paragraph 574A(3)(b);
21		the responsible Commonwealth Minister may, by written notice
22		given to the registered holder, require the registered holder to cause
23		to be displayed:
24		(c) at such places in the offshore area; and
25		(d) in such manner;
26		as are specified in the notice, copies of the notice by which the
27		direction was given.
28	336	Paragraph 575(4)(a)
29		Omit "or (3)", substitute ", (3), (3A), (3B) or (3C)".
30	337	Paragraphs 576(1)(a) and (3)(a)
31		After "574", insert "or 574A".
22	338	Division 3 of Part 6.2 (heading)

1	Repeal the heading, substitute:
2 3 4	Division 3—NOPSEMA or the responsible Commonwealth Minister may take action if there is a breach of a direction
5	339 Subsection 577(1)
6 7	Omit "the Designated Authority" (wherever occurring), substitute "NOPSEMA".
8 9	Note 1: The heading to section 577 is altered by omitting " Designated Authority " and substituting " NOPSEMA ".
10 11	Note 2: The heading to subsection 577(1) is altered by omitting " <i>Designated Authority</i> " and substituting " <i>NOPSEMA</i> ".
12	340 Subsection 577(2)
13	Repeal the subsection.
14	341 Subsection 577(3)
15	Omit "the Designated Authority", substitute "NOPSEMA".
16 17	Note: The heading to subsection 577(3) is altered by omitting "the Designated Authority" and substituting "NOPSEMA".
18	342 At the end of Division 3 of Part 6.2
19	Add:
20	577A Responsible Commonwealth Minister may take action if there
21	is a breach of a direction
22	Action by responsible Commonwealth Minister
23	(1) If:
24 25	(a) a person is subject to a direction given by the responsible Commonwealth Minister under this Part; and
26	(b) the person engages in conduct; and
27	(c) the person's conduct breaches the direction;
28 29	the responsible Commonwealth Minister may do any or all of the things required by the direction to be done.

Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill
 No. , 2011

1 2		Recovery of costs and expenses incurred by the responsible Commonwealth Minister
3		(2) Costs or expenses incurred by the responsible Commonwealth
4		Minister under subsection (1) in relation to a direction are:
5 6		(a) a debt due to the Commonwealth by the person subject to the direction; and
7		(b) recoverable in a court of competent jurisdiction.
8		Exception—direction that has an extended application
9		(3) If:
10		(a) a direction under section 574A applies to:
11		(i) a registered holder; and
12		(ii) another person; and
13		(b) an action under subsection (2) relating to the direction is
14		brought against the other person; and
15		(c) the other person adduces evidence that the other person did
16		not know, and could not reasonably be expected to have
17		known, of the existence of the direction;
18		the other person is not liable under subsection (2) unless the
19 20		plaintiff proves that the other person knew, or could reasonably be expected to have known, of the existence of the direction.
21		Defence
22		(4) In an action under subsection (2), it is a defence if the defendant
23		proves that the defendant took all reasonable steps to comply with
24		the direction.
25	343	Section 578
26		Before "In a prosecution", insert "(1)".
27	344	Section 578
28		Omit "the Designated Authority", substitute "NOPSEMA".
29	345	Section 578 (note)
30		Omit "section" (first occurring), substitute "subsection".
31	346	At the end of section 578

1	Ac	ld:	
2 3 4 5	(2	given by the it is a defend	tion for an offence in relation to a breach of a direction responsible Commonwealth Minister under this Part, ce if the defendant proves that the defendant took all teps to comply with the direction.
6 7			e defendant bears a legal burden in relation to the matter in this osection—see section 13.4 of the <i>Criminal Code</i> .
8	347 Sub	paragraph	583(1)(a)(ii)
9	Af	ter "Chapter",	insert "(other than Part 6.2)".
10	348 Par	agraph 584	(b)
11	Af	ter "Chapter",	insert "(other than Part 6.2)".
12	349 Sec	tion 585	
13	Re	peal the section	n, substitute:
14	585 Sim ₁	olified outlin	e
15	•	•	ng is a simplified outline of this Division:
16 17			EMA may give remedial directions to petroleum ders or former petroleum titleholders about the
18			ng matters:
19		(a) the removal of property;
20		(b) the plugging or closing off of wells;
21		(c)	-
22			resources;
23		(d	
24			subsoil.
25			ponsible Commonwealth Minister may give remedial
26 27			ons to petroleum titleholders or former petroleum ders about the following matters:
<i>-</i> 1			
28		(a) the plugging or closing off of wells;

⁶⁰ Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill 2011 No. , 2011

1		(b) the conservation and protection of natural
2		resources;
3		(c) the making good of damage to the seabed or
4		subsoil.
_		If there is a breach of a remedial direction, NOPSEMA or the
5 6		responsible Commonwealth Minister may do anything
7		required by the direction to be done.
8		If property has not been removed in accordance with a nomedial direction, NODSEMA may direct the august to
9 10		remedial direction, NOPSEMA may direct the owner to remove or dispose of the property.
10		Temove of dispose of the property.
11	350	Subsection 586(2)
12		Omit "The Designated Authority", substitute "NOPSEMA".
13	Note:	The heading to section 586 is altered by adding at the end "— NOPSEMA ".
14	351	Subsection 586(2)
15		Omit "the Designated Authority" (wherever occurring), substitute
16		"NOPSEMA".
17	352	At the end of subsection 586(2)
18		Add:
19		Note 3: A direction under this section has no effect to the extent of any
20		inconsistency with a direction under section 586A: see subsection
21		586A(9).
22	353	Subsection 586(3)
23		Omit "the Designated Authority", substitute "NOPSEMA".
	254	After costion EQC
24	334	After section 586
25		Insert·

586A Remedial directions to current holders of permits, leases and licences—responsible Commonwealth Minister 2 Scope 3 (1) This section applies to: 4 (a) a petroleum exploration permit; or 5 (b) a petroleum retention lease; or 6 (c) a petroleum production licence; or 7 (d) an infrastructure licence; or 8 (e) a pipeline licence. 9 Direction to registered holder 10 (2) The responsible Commonwealth Minister may, by written notice 11 given to the registered holder of the permit, lease or licence, direct 12 the holder to do any or all of the following things on or before the 13 applicable date: 14 (a) to plug or close off, to the satisfaction of the responsible 15 Commonwealth Minister, all wells made in the title area by 16 any person engaged or concerned in those operations; 17 (b) to provide, to the satisfaction of the responsible 18 Commonwealth Minister, for the conservation and protection 19 of the natural resources in the title area; 20 (c) to make good, to the satisfaction of the responsible 21 Commonwealth Minister, any damage to the seabed or 22 subsoil in the title area caused by any person engaged or 23 concerned in those operations; 24 so long as the direction is given for a purpose that relates to: 25 (d) resource management; or 26 (e) resource security. 27 28 Note 1: For applicable date and title area, see subsection (7). For variation and revocation, see subsection 33(3) of the Acts Note 2: 29 30 Interpretation Act 1901. (3) In attaining a state of satisfaction for the purposes of 31 paragraph (2)(a), the responsible Commonwealth Minister: 32 (a) in the case of a declared petroleum exploration permit, 33 declared petroleum retention lease or declared petroleum 34 production licence—must have regard; or 35

⁶² Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill 2011 No. , 2011

1	(b) otherwise—may have regard;
2	to the principle that plugging or closing off wells should be carried
3	out in a way that restores or maintains the suitability of a part of a
4	geological formation for the permanent storage of greenhouse gas
5	substances.
6	(4) Paragraph (2)(b) has effect subject to:
7	(a) Chapter 2; and
8	(b) this Chapter; and
9	(c) the regulations.
10	Offence
11	(5) A person commits an offence if:
12	(a) the person is subject to a direction under subsection (2); and
13	(b) the person omits to do an act; and
14	(c) the omission breaches the direction.
15	Penalty: 100 penalty units.
16	(6) An offence against subsection (5) is an offence of strict liability.
17	Note: For strict liability, see section 6.1 of the <i>Criminal Code</i> .
18	Applicable date and title area
19	(7) For the purposes of this section, the table has effect:

20

Applicable date and title area			
Item	In the case of	the applicable date is	and the title area is
1	a petroleum exploration permit	the expiry date of the permit	the permit area.
2	a petroleum retention lease	the expiry date of the lease	the lease area.
3	a fixed-term petroleum production licence	the expiry date of the licence	the licence area.
4	a petroleum production licence that is not a fixed-term petroleum production licence	the first date on which the licence can be terminated under this Act	the licence area.

Item	In the case	of	the applicable date is	and the title area
5	an infrastruc licence	eture	the first date on which the licence can be terminated under this Act	the licence area.
6	a pipeline lid	cence	the first date on which the licence can be terminated under this Act	the part of the off area in which the pipeline is constru
			bsection (2) need not ider endar date.	ntify the applicabl
	Inconsi	stency		
	under th	nis section	er section 586 is inconsist , the direction under secti nconsistency.	
355	Subsection	587(2)		
	Omit "The I	Designated	Authority", substitute "N	IOPSEMA".
Note:	The heading to	section 587	is altered by adding at the end	"—NOPSEMA".
356	Subsection	587(2)		
	Omit "the D "NOPSEMA		Authority" (wherever occ	eurring), substitute
357	At the end	of subse	ection 587(2)	
	Add:			
	Note:		on under this section has no effection with a direction under sect	
358	Subsection	587(4)		
	Omit "the D	esignated	Authority", substitute "N	OPSEMA".
	After section	on 587		
359				

⁶⁴ Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill 2011 No. , 2011

1 2 3

587A Remedial directions to former holders of permits, leases, licences and authorities etc.—responsible Commonwealth Minister

Scope

5

(1) This section applies if an event specified in the table has happened:

6

Scope		
Item	Title	Event
1	Petroleum exploration permit	(a) the permit has been wholly or partly revoked;
		(b) the permit has been wholly or partly cancelled;
		(c) the permit has expired.
2	Petroleum retention lease	(a) the lease has been wholly or partly revoked;
		(b) the lease has been cancelled;
		(c) the lease has expired.
3	Petroleum production licence	(a) the licence has been wholly or partly revoked;
		(b) the licence has been wholly or partly cancelled;
		(c) the licence has been terminated;
		(d) the licence has expired.
4	Infrastructure licence	(a) the licence has been cancelled;
		(b) the licence has been terminated.
5	Pipeline licence	(a) the licence has been wholly or partly cancelled;
		(b) the licence has been wholly or partly terminated.
6	Petroleum special prospecting	(a) the authority has been surrendered;
	authority	(b) the authority has been cancelled;
		(c) the authority has expired.
7	Petroleum access authority	(a) the authority has been revoked;
		(b) the authority has been surrendered;
		(c) the authority has expired.

1	Direction
2	(2) The responsible Commonwealth Minister may, by written notice
3	given to the person who was, or is, as the case may be, the
4	registered holder of the permit, lease, licence or authority, direct
5	the person to do any or all of the following things within the period
6	specified in the notice:
7	(a) to plug or close off, to the satisfaction of the responsible
8	Commonwealth Minister, all wells made in the vacated area
9	by any person engaged or concerned in those operations;
10	(b) to provide, to the satisfaction of the responsible
11	Commonwealth Minister, for the conservation and protection
12	of the natural resources in the vacated area;
13	(c) to make good, to the satisfaction of the responsible
14 15	Commonwealth Minister, any damage to the seabed or subsoil in the vacated area caused by any person engaged or
16	concerned in those operations:
17	so long as the direction is given for the purposes of:
18	(d) resource management; or
19	(e) resource security.
20	(3) The period specified in the notice must be reasonable.
21	(4) In attaining a state of satisfaction for the purposes of
22	paragraph (2)(a), the responsible Commonwealth Minister:
23	(a) in the case of a declared petroleum exploration permit,
24	declared petroleum retention lease or declared petroleum
25	production licence—must have regard; or
26	(b) otherwise—may have regard;
27	to the principle that plugging or closing off wells should be carried
28	out in a way that restores or maintains the suitability of a part of a
29	geological formation for the permanent storage of greenhouse gas
30	substances.
31	(5) Paragraph (2)(b) has effect subject to:
32	(a) Chapter 2; and
33	(b) this Chapter; and
34	(c) the regulations.
	(-) 1-0-1-10-10-1

1	Offence	
2 3 4 5	 (6) A person commits an offence if: (a) the person is subject to a direction under subsection (2); a (b) the person omits to do an act; and (c) the omission breaches the direction. 	ınd
6	Penalty: 100 penalty units.	
7 8	(7) An offence against subsection (6) is an offence of strict liability Note: For strict liability, see section 6.1 of the <i>Criminal Code</i> .	7.
9	Inconsistency	
10 11 12	(8) If a direction under section 587 is inconsistent with a direction under this section, the direction under section 587 has no effect the extent of the inconsistency.	to
13	360 Section 588	
14 15	Omit "the Designated Authority" (wherever occurring), substitute "NOPSEMA".	
16 17	Note 1: The heading to section 588 is altered by omitting " Designated Authority " and substituting " NOPSEMA ".	
18 19	Note 2: The heading to subsection 588(2) is altered by omitting "Designated Authority" and substituting "NOPSEMA".	d
20	361 Subsection 589(1)	
21 22	Omit "the Designated Authority" (wherever occurring), substitute "NOPSEMA".	
23 24	Note: The heading to section 589 is altered by omitting " Designated Authority " and substituting " NOPSEMA ".	
25	362 Subsection 589(2)	
26	Omit "The Designated Authority", substitute "NOPSEMA".	
27 28 29	363 Subsections 589(2), (4) and (5) Omit "the Designated Authority" (wherever occurring), substitute "NOPSEMA".	
30	364 At the end of Division 1 of Part 6.4	

1		Add:
2 3	590 A	A Responsible Commonwealth Minister may take action if a direction has been breached
4		Scope
5		(1) This section applies if a direction is given under section 587A.
6		Responsible Commonwealth Minister may take action
7		(2) If:
8 9		(a) a direction under section 587A has been breached in relation to the vacated area; or
10		(b) an arrangement under section 587A has not been carried out in relation to the vacated area;
12		the responsible Commonwealth Minister may do any or all of the things required by the direction or arrangement to be done.
14	365	Section 599
15		Omit "The Designated Authority", substitute "NOPSEMA".
16	366	Subsection 600(1)
17 18		Omit "The Designated Authority for an offshore area", substitute "NOPSEMA".
19	367	Subsection 600(1)
20		Omit "the offshore area", substitute "an offshore area".
21	368	Subsection 600(2)
22		Omit "The Designated Authority", substitute "NOPSEMA".
23	369	Subsection 600(3)
24		Repeal the subsection, substitute:
25 26 27 28		(3) If a person is a petroleum project inspector in relation to the Eastern Greater Sunrise offshore area, NOPSEMA may specify, in the identity card issued to the petroleum project inspector under subsection (2), that the petroleum project inspector is a Greater Sunrise visiting inspector.

⁶⁸ Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill 2011 No. , 2011

1	370	Subparagraphs 600(4)(c)(i) and (ii)
2		Omit "the Designated Authority", substitute "NOPSEMA".
3	371	At the end of section 600
4		Add:
5 6 7		(7) NOPSEMA and the Titles Administrator may, with the agreement of the responsible Commonwealth Minister, make a written determination that provides that, in the event that:
8 9 10		(a) a petroleum project inspector engages in activities that are preparatory to the exercise, or the possible exercise, of a power under this Act for a purpose that relates to the functions or powers of the Titles Administrator; or
12 13 14		(b) a petroleum project inspector exercises a power under this Act for a purpose that relates to the functions or powers of the Titles Administrator;
15 16		an amount worked out in accordance with the determination is to be:
17 18		(c) debited from the National Offshore Petroleum Titles Administrator Special Account; and
19 20 21		(d) credited to the National Offshore Petroleum Safety and Environmental Management Authority Special Account;on a day worked out in accordance with the determination.
22 23		(8) The Titles Administrator must publish a determination under subsection (7) on the Department's website.
24 25		(9) A determination under subsection (7) is not a legislative instrument.
26	372	Section 612
27		Omit "The Designated Authority", substitute "NOPSEMA".
28 29	373	Section 614 (paragraph (b) of the definition of exempt vessel)
30		Omit "the Designated Authority", substitute "NOPSEMA".
31	374	Subsection 615(2)
32		Omit "The Designated Authority", substitute "NOPSEMA".

1	375	Subsection 616(1)
2		Omit "the Designated Authority" (wherever occurring), substitute
3		"NOPSEMA".
4	376	Section 618
5		Omit "the Designated Authority" (wherever occurring), substitute
6		"NOPSEMA".
7 8	Note:	The heading to section 618 is altered by omitting " Designated Authority " and substituting " NOPSEMA ".
9	377	Section 635
10		Omit "Designated Authority", substitute "Titles Administrator".
11 12	Note:	The heading to section 635 is altered by omitting " Designated Authority " and substituting " Titles Administrator ".
13	378	Subsection 636(1)
14		Omit "Designated Authority" (first occurring), substitute "Titles
15		Administrator".
16	379	After paragraph 636(1)(e)
17		Insert:
18		(ea) a fee under subsection 564(1) or (2);
19		(eb) a fee under subsection 565(2) or (4);
20	380	Paragraph 636(1)(g)
21		Omit "Designated Authority", substitute "Titles Administrator".
	204	Development 626(2)(d) and (a)
22	301	Paragraphs 636(2)(d) and (e)
23		Repeal the paragraphs.
24	382	After paragraph 638(1)(d)
25		Insert:
26		(e) Part 5 of the Offshore Petroleum and Greenhouse Gas
27		Storage (Resource Management and Administration)
28		Regulations 2011, to the extent to which that Part relates to
29		occupational health and safety matters;
30	383	Part 6.9 (heading)

⁷⁰ Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill 2011 No. , 2011

Part 6.9—National Offshore Petroleum Safety and 2 **Environmental Management Authority** 3 384 Section 642 4 Repeal the section, substitute: 5 642 Simplified outline 6 The following is a simplified outline of this Part: 7 There is to be a National Offshore Petroleum Safety and 8 Environmental Management Authority (NOPSEMA). NOPSEMA has functions in relation to the occupational 10 health and safety of persons engaged in: 11 offshore petroleum operations; or (a) 12 offshore greenhouse gas storage operations. (b) 13 NOPSEMA also has functions in relation to: 14 the structural integrity of facilities, wells and 15 well-related equipment; and 16 (b) environmental management. 17 There is to be a Chief Executive Officer (CEO) of 18 NOPSEMA. 19 There is to be a National Offshore Petroleum Safety and 20 Environmental Management Authority Board. 21 The main function of the Board is to give advice, and make 22 recommendations, to the CEO about the operational policies 23 and strategies to be followed by NOPSEMA in the 24 performance of its functions. 25

Repeal the heading, substitute:

1		The CEO may appoint OHS inspectors.
2	385	Section 643 (definition of <i>Board</i>)
3		After "Safety", insert "and Environmental Management".
4	386	Section 643 (definition of CEO)
5		Omit "the Safety Authority", substitute "NOPSEMA".
6	387	Section 643
7		Insert:
8		environmental management law means the provisions of:
9		(a) this Act; or
10		(b) the regulations;
11 12		to the extent to which the provisions relate to, or empower NOPSEMA to take action in relation to:
13		(c) offshore petroleum environmental management in relation to
14		Commonwealth waters; or
15 16		(d) offshore greenhouse gas storage environmental management in relation to Commonwealth waters.
17 18	388	Section 643 (paragraph (b) of the definition of Greenhouse Gas Storage Ministerial Council)
19 20		Omit "the Ministerial Council on Mineral and Petroleum Resources", substitute "the Standing Council on Energy and Resources".
21	389	Section 643
22		Insert:
23		NOPSEMA waters means:
24		(a) Commonwealth waters; and
25 26		(b) the designated coastal waters of each State and of the Northern Territory.
20		·
27	390	Section 643
28		Insert:

⁷² Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill 2011 No. , 2011

1		offshore greenhouse gas storage environmental management
2		means the prevention, management, mitigation or remediation of
3		the environmental impacts of regulated operations that relate to:
4 5		(a) the exploration for potential greenhouse gas storage formations or potential greenhouse gas injection sites; or
6		(b) the injection of a greenhouse gas substance into the seabed or
7		subsoil; or
8 9		(c) the permanent storage of a greenhouse gas substance in the seabed or subsoil; or
10 11		(d) the compression, processing, offloading, piped conveyance or pre-injection storage of a greenhouse gas substance; or
12 13		(e) the monitoring of a greenhouse gas substance stored in the seabed or subsoil.
14	391	Section 643 (definition of offshore greenhouse gas
15		storage operations)
16		Omit "Safety Authority" (wherever occurring), substitute
17		"NOPSEMA".
18	392	Section 643
19		Insert:
20		offshore petroleum environmental management means the
21		prevention, management, mitigation or remediation of the
22		environmental impacts of regulated operations that relate to: (a) the exploration for petroleum; or
23 24		(b) the recovery, processing, storage, offloading or piped
25		conveyance of petroleum.
26	393	Section 643 (definition of offshore petroleum operations)
27		Omit "Safety Authority" (wherever occurring), substitute
28		"NOPSEMA".
29	394	Section 643 (definition of regulated operation)
30		After "Chapter 2", insert "or 3".
31	395	Section 643 (definition of Regulatory Levies Act)
32		Repeal the definition.

397 Division 2 of Part 6.9 (heading) Repeal the heading, substitute: Division 2—Establishment, functions and powers of NOPSEMA 398 Section 645 Repeal the section, substitute: 645 National Offshore Petroleum Safety and Environmental Management Authority The body known immediately before the commencement of this section as the National Offshore Petroleum Safety Authority is continued in existence as the National Offshore Petroleum Safety and Environmental Management Authority. Note 1: In this Act, NOPSEMA means the National Offshore Petroleum Safety and Environmental Management Authority—see section 7. Note 2: See also section 25B of the Acts Interpretation Act 1901.	
NOPSEMA 398 Section 645 Repeal the section, substitute: 645 National Offshore Petroleum Safety and Environmental Management Authority The body known immediately before the commencement of this section as the National Offshore Petroleum Safety Authority is continued in existence as the National Offshore Petroleum Safety and Environmental Management Authority. Note 1: In this Act, NOPSEMA means the National Offshore Petroleum Safety and Environmental Management Authority—see section 7.	
Repeal the section, substitute: 645 National Offshore Petroleum Safety and Environmental Management Authority The body known immediately before the commencement of this section as the National Offshore Petroleum Safety Authority is continued in existence as the National Offshore Petroleum Safet and Environmental Management Authority. Note 1: In this Act, NOPSEMA means the National Offshore Petroleum Safety and Environmental Management Authority—see section 7.	
645 National Offshore Petroleum Safety and Environmental Management Authority The body known immediately before the commencement of this section as the National Offshore Petroleum Safety Authority is continued in existence as the National Offshore Petroleum Safet and Environmental Management Authority. Note 1: In this Act, NOPSEMA means the National Offshore Petroleum Safety and Environmental Management Authority—see section 7.	
Management Authority The body known immediately before the commencement of this section as the National Offshore Petroleum Safety Authority is continued in existence as the National Offshore Petroleum Safety and Environmental Management Authority. Note 1: In this Act, NOPSEMA means the National Offshore Petroleum Safety and Environmental Management Authority—see section 7.	
section as the National Offshore Petroleum Safety Authority is continued in existence as the National Offshore Petroleum Safet and Environmental Management Authority. Note 1: In this Act, NOPSEMA means the National Offshore Petroleum Safety and Environmental Management Authority—see section 7.	
Safety and Environmental Management Authority—see section 7.	
Note 2: See also section 25B of the Acts Interpretation Act 1901.	<i>'</i> .
399 Section 646	
Omit "The Safety Authority", substitute "NOPSEMA".	
Note: The heading to section 646 is altered by omitting "Safety Authority's" and substitu "NOPSEMA's".	uting
400 Paragraphs 646(ga), (gb), (gc), (gd) and (gf)	
Omit "non-OHS".	
401 After paragraph 646(gf)	
Insert:	
(gg) the functions conferred on it by or under this Act in relation to offshore petroleum environmental management in connection with operations in Commonwealth waters;	
(gh) the functions conferred on it by or under this Act in relation to offshore greenhouse gas storage environmental	on

⁷⁴ Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill 2011 No. , 2011

1		management in connection with operations in
2		Commonwealth waters;
3	(g ₁)	the functions conferred on it by or under a State PSLA or the Territory PSLA in relation to offshore petroleum
5		environmental management in connection with operations in
6		the designated coastal waters of that State or Territory;
7	(gj)	the functions conferred on it by or under a State PSLA or the
8	\C3^	Territory PSLA in relation to offshore greenhouse gas
9		storage environmental management in connection with
10		operations in the designated coastal waters of that State or
11		Territory;
12	(gk)	to develop and implement effective monitoring and
13		enforcement strategies to ensure compliance by persons with
14		their obligations under an environmental management law;
15	(gl)	to investigate accidents, occurrences and circumstances that
16		involve, or may involve, deficiencies in:
17		(i) offshore petroleum environmental management in
18		connection with operations in Commonwealth waters;
19		or
20		(ii) offshore greenhouse gas storage environmental
21		management in connection with operations in
22		Commonwealth waters;
23	(gm)	to report, as appropriate, to the responsible Commonwealth
24		Minister, and to State and Northern Territory Petroleum
25		Ministers, on investigations covered by paragraph (gl);
26	(gn)	to advise persons, either on its own initiative or on request,
27		on matters relating to offshore petroleum environmental
28		management;
29	(go)	to advise persons, either on its own initiative or on request,
30		on matters relating to offshore greenhouse gas storage
31		environmental management;
32	(gp)	when requested by the responsible Commonwealth Minister,
33		to provide information, assessments, analysis, reports, advice
34		and recommendations to the responsible Commonwealth
35		Minister in relation to the performance of the responsible
36		Commonwealth Minister's functions, or the exercise of the
37		responsible Commonwealth Minister's powers, in relation to
38		offshore greenhouse gas storage operations;
39	(gq)	to develop and implement effective monitoring and
40		enforcement strategies to ensure compliance by persons with

1 2 3		their obligations under this Act and the regulations (other than the obligations referred to in paragraphs (d), (gc) and (gk));
4 5 6	(gr)	to cooperate with the Titles Administrator in matters relating to the administration and enforcement of this Act and the regulations;
	402 Paragran	
7	402 Paragrap	• •
8	•	e paragraph, substitute:
9	(h)	to cooperate with:
10 11		(i) other Commonwealth agencies or authorities having functions relating to regulated operations; and
12 13		(ii) State and Northern Territory agencies or authorities having functions relating to regulated operations;
14	(i)	such other functions as are conferred on it by or under this
15	(1)	Act;
16	(i)	to do anything incidental to or conducive to the performance
17	0)	of any of the above functions.
	400 451	
18	403 After sec	tion 646
19	Insert:	
20	646A Limits or	n functions conferred on NOPSEMA
21	(1) Secti	on 646 does not authorise NOPSEMA to perform a function
22	that i	is:
23	(a)	mentioned in a State functions provision; and
24	(b)	conferred by or under a particular State PSLA or the
25		Territory PSLA;
26	unles	ss:
27	(c)	the functions mentioned in paragraphs 646(b) and (gb) are
28		conferred on NOPSEMA by or under the State PSLA or
29		Territory PSLA, as the case may be; and
30	(d)	there are provisions of the State PSLA or Territory PSLA, as
31		the case may be, that substantially correspond to Schedule 3
32		to this Act as in force:
33		(i) at the commencement of this section; or
34		(ii) at any later time; and

1	(e) there are regulations under the State PSLA or Territory
2	PSLA, as the case may be, that substantially correspond to
3	the petroleum provisions of the Offshore Petroleum and
4	Greenhouse Gas Storage (Safety) Regulations 2009 as in
5	force:
6	(i) at the commencement of this section; or
7	(ii) at any later time; and
8	(f) there are regulations under the State PSLA or Territory
9	PSLA, as the case may be, that substantially correspond to
10	the petroleum provisions of Part 5 of the Offshore Petroleum
11	and Greenhouse Gas Storage (Resource Management and
12	Administration) Regulations 2011 as in force:
13	(i) at the commencement of this section; or
14	(ii) at any later time; and
15	(g) if the function mentioned in paragraph 646(gi) or (gj) is
16	conferred on NOPSEMA by or under the State PSLA or
17	Territory PSLA, as the case may be—there are regulations
18	under the State PSLA or Territory PSLA, as the case may be,
19	that substantially correspond to the petroleum provisions of
20	the Offshore Petroleum and Greenhouse Gas Storage
21	(Environment) Regulations 2009 as in force:
22	(i) at the commencement of this section; or
23	(ii) at any later time.
24	Note 1: For <i>State functions provision</i> , see subsection (3).
25	Note 2: For <i>petroleum provisions</i> , see subsection (4).
26	(2) Subsection (1) does not apply to the performance of a function by
27	NOPSEMA during the period of 12 months beginning on the
28	commencement of this section.
29	(3) For the purposes of this section, <i>State functions provision</i> means:
30	(a) paragraph 646(b) to the extent to which it relates to
31	occupational health and safety matters in connection with
32	offshore petroleum operations; or
33	(b) paragraph 646(gb) to the extent to which it relates to
34	structural integrity in connection with:
35	(i) the exploration for petroleum; or
36	(ii) the recovery, processing, storage, offloading or piped
37	conveyance of petroleum; or
38	(c) paragraph 646(gi); or

1		(d) paragraph 646(gj).
2 3		(4) For the purposes of this section, <i>petroleum provisions</i> means provisions to the extent to which they relate to:
4 5 6		(a) the exploration for petroleum; or(b) the recovery, processing, storage, offloading or piped conveyance of petroleum.
7	404	Subsection 647(1)
8		Omit "the Safety Authority", substitute "NOPSEMA".
9 10	405	Subsection 647(2) Omit "the Safety Authority's", substitute "NOPSEMA's".
11	406	Subsection 647(4)
12		Omit "the Safety Authority", substitute "NOPSEMA".
13	407	Subsection 647(5)
14		Omit "The Safety Authority", substitute "NOPSEMA".
15	408	Subsection 648(1)
16		Omit "The Safety Authority", substitute "NOPSEMA".
17 18	Note:	The heading to section 648 is altered by omitting "Safety Authority's" and substituting "NOPSEMA's".
19	409	Subsection 648(2)
20		Omit "The Safety Authority's", substitute "NOPSEMA's".
21	410	Section 648
22 23		Omit "the Safety Authority" (wherever occurring), substitute "NOPSEMA".
24	411	Subsection 649(1)
25		Omit "(1)".
26	412	Subsection 649(1)
27 28		Omit "the Safety Authority" (wherever occurring), substitute "NOPSEMA".

⁷⁸ Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill 2011 No. , 2011

1 2	Note:	The heading to section 649 is altered by omitting "the Safety Authority" and substituting "NOPSEMA".
3	413	Section 650
4		Repeal the section, substitute:
5	650 A	Additional functions and powers
6		States and the Northern Territory
7 8		(1) NOPSEMA may provide services, under a contract entered into by NOPSEMA, to:
9		(a) a State or the Northern Territory; or
10		(b) an agency or authority of a State or the Northern Territory;
11		where:
12		(c) the services relate to the regulation of:
13		(i) the exploration for petroleum; or
14		(ii) the recovery, processing, storage, offloading or piped
15		conveyance of petroleum;
16		on or in:
17		(iii) land or waters within the limits of the State or Territory;
18		or
19		(iv) the eligible coastal waters of the State or Territory; or
20		(v) the designated coastal waters of the State or Territory;
21		and
22		(d) if subparagraph (c)(iii) applies:
23		(i) the services relate to the regulation of activities carried
24		on by a constitutional corporation; or
25 26		(ii) the services relate to the regulation of vessels, structures or other things that are owned or controlled, or that are
27		being constructed, operated or decommissioned, by a
28		constitutional corporation; and
29		(e) the contract is approved in writing by the responsible
30		Commonwealth Minister.
31		Note: For <i>eligible coastal waters</i> , see subsection (7).
32		(2) NOPSEMA has such functions and powers as are conferred on it
33		by or under a law of a State or the Northern Territory in connection
34		with the regulation of:

1	(a) the exploration for petroleum; or
2	(b) the recovery, processing, storage, offloading or piped
3	conveyance of petroleum;
4	in the eligible coastal waters of the State or Territory, so long as:
5	(c) there is an agreement between the responsible
6	Commonwealth Minister and the responsible State Minister,
7	or the responsible Northern Territory Minister, as the case
8	may be:
9	(i) that is about the conferral; and
10	(ii) that deals with the fees payable by the State or Territory
11 12	to NOPSEMA, on behalf of the Commonwealth, for the performance of those functions and the exercise of those
13	powers; and
14	(d) each of those functions and powers substantially corresponds
15	to a function or power conferred on NOPSEMA by or under
16	this Act.
17	Note: For <i>eligible coastal waters</i> , see subsection (7).
18	Foreign countries
19	(3) NOPSEMA may provide services, under a contract entered into by
20	NOPSEMA, to:
21	(a) the government of a foreign country; or
22	(b) an agency or authority of a foreign country; or
23	(c) the government of part of a foreign country; or
24	(d) an agency or authority of part of a foreign country;
25	where:
26	(e) the services relate to the regulation of:
27	(i) the exploration for petroleum; or
28	(ii) the recovery, processing, storage, offloading or piped
29	conveyance of petroleum;
30	outside Australia; and
31	(f) the contract is approved in writing by the responsible
32	Commonwealth Minister.
33	(4) Before giving an approval under paragraph (3)(f), the responsible
34	Commonwealth Minister must consult the Foreign Affairs
35	Minister.

1	Provision of services not to impede other functions
2 3	(5) Subsections (1) and (3) do not authorise NOPSEMA to provide a service if the provision of the service would impede NOPSEMA's
4	capacity to perform its other functions.
5	Certain governance provision do not apply
6	(6) The following provisions:
7	(a) section 647;
8	(b) Division 3;
9	(c) section 667;
10	(d) Division 5;
11	(e) section 685;
12	(f) section 690;
13	(g) section 692;
14	(h) section 693;
15	(i) section 694;
16	do not apply in relation to:
17	(j) a power conferred by subsection (1) or (3) of this section; or
18	(k) a function or power covered by subsection (2) of this section.
19	Definitions
20	(7) In this section:
21	eligible coastal waters, in relation to a State or the Northern
22	Territory, means so much of the scheduled area for the State or
23	Territory as consists of any waters that are:
24	(a) on the landward side of the territorial sea; and
25	(b) not within the limits of the State or Territory.
26	For this purpose, assume that the breadth of the territorial sea of
27	Australia had never been determined or declared to be greater than
28	3 nautical miles, but had continued to be 3 nautical miles.
29	Foreign Affairs Minister means the Minister administering the
30	Diplomatic Privileges and Immunities Act 1967.
31	regulation includes investigation.
32	414 Section 651

	Repeal the section.
415	Subsection 652(1)
	Omit "The Safety Authority", substitute "NOPSEMA".
Note:	The heading to section 652 is altered by omitting "Safety Authority" and substituting "NOPSEMA".
416	Subsections 652(2) and (3)
	Omit "the Safety Authority", substitute "NOPSEMA".
417	Division 3 of Part 6.9 (heading) Repeal the heading, substitute:
Div	ision 3—National Offshore Petroleum Safety and Environmental Management Authority Board
418	Section 653
	Repeal the section, substitute:
653	National Offshore Petroleum Safety and Environmental Management Authority Board
	The body known immediately before the commencement of this section as the National Offshore Petroleum Safety Authority Board is continued in existence as the National Offshore Petroleum Safety and Environmental Management Authority Board.
	Note: See also section 25B of the <i>Acts Interpretation Act 1901</i> .
419	Paragraph 654(1)(a)
	Omit "the Safety Authority", substitute "NOPSEMA".
	Cubacraryanh CE4/4\/b\/iv\
420	Subparagraph 654(1)(b)(iv)
420	Omit "the Ministerial Council on Mineral and Petroleum Resources", substitute "the Standing Council on Energy and Resources".
	Omit "the Ministerial Council on Mineral and Petroleum Resources",

⁸² Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill 2011 No. , 2011

1	422	After subparagraph 654(1)(b)(v)
2		Insert:
3 4 5		 (va) policy or strategic matters relating to the structural integrity of facilities, wells or well-related equipment that are in NOPSEMA waters;
6		(vb) policy or strategic matters relating to offshore petroleum
7		environmental management;
8	423	Subparagraph 654(1)(b)(vi)
9		Omit "the Safety Authority", substitute "NOPSEMA".
10	424	Paragraph 654(1)(c)
11 12		Omit "either or both of the following", substitute "any or all of the following".
13	425	After subparagraph 654(1)(c)(v)
14		Insert:
15 16		(va) policy or strategic matters relating to offshore greenhouse gas storage environmental management;
17	426	Subparagraph 654(1)(c)(vi)
18		Omit "the Safety Authority", substitute "NOPSEMA".
19	427	Paragraph 654(3)(c)
20 21		Omit "the Ministerial Council on Mineral and Petroleum Resources", substitute "the Standing Council on Energy and Resources".
22	428	Subsection 656(4)
23 24		Omit "the Ministerial Council on Mineral and Petroleum Resources", substitute "the Standing Council on Energy and Resources".
25	429	Division 4 of Part 6.9 (heading)
26		Repeal the heading, substitute:
27	Div	ision 4—Chief Executive Officer and staff of
28		NOPSEMA
29	430	Subsection 665(1)

1		Omit "the Safety Authority", substitute "NOPSEMA".
2	431	At the end of subsection 665(1)
3		Add:
4		Note: See also section 25B of the Acts Interpretation Act 1901.
5	432	Subsection 665(3)
6 7		Omit "the Ministerial Council on Mineral and Petroleum Resources", substitute "the Standing Council on Energy and Resources".
8	433	Subsection 666(1)
9		Omit "the Safety Authority", substitute "NOPSEMA".
10	434	Subsection 666(2)
11		Omit "the Safety Authority" (first occurring), substitute "NOPSEMA".
12	435	Subsection 666(2)
13		Omit "the Safety Authority's", substitute "NOPSEMA's".
14	436	Subsection 666(2)
15 16		Omit "the Safety Authority" (second occurring), substitute "NOPSEMA".
17	437	Section 667
18 19		Omit "the Safety Authority's" (wherever occurring), substitute "NOPSEMA's".
20	438	Paragraph 667(3)(b)
21		After "Chair of the Board", insert "reasonably".
22	439	Paragraph 675(1)(a)
23		Omit "the Safety Authority", substitute "NOPSEMA".
24	440	Subsection 676(1)
25		Omit "the Safety Authority", substitute "NOPSEMA".
26 27	Note:	The heading to section 676 is altered by omitting "the Safety Authority" and substituting "NOPSEMA".

1	441	Subsection 677(1)
2		Omit "the Safety Authority", substitute "NOPSEMA".
3 4	Note:	The heading to section 677 is altered by omitting "the Safety Authority" and substituting "NOPSEMA".
5	442	Subsection 677(3)
6		Omit "The Safety Authority", substitute "NOPSEMA".
7	443	Subsection 677(3)
8		Omit "the Safety Authority", substitute "NOPSEMA".
9	444	Subsection 678(1)
10		Omit "the Safety Authority", substitute "NOPSEMA".
11	445	Paragraphs 678(4)(a) and (b)
12		Omit "the Safety Authority's", substitute "NOPSEMA's".
13	446	Paragraph 678(4)(c)
14		Omit "the Safety Authority", substitute "NOPSEMA".
15	447	After paragraph 678(4)(e)
16		Insert:
17		(ea) an analysis of risk factors likely to affect the structural integrity of facilities, wells or well-related equipment that are
18 19		in NOPSEMA waters;
20		(eb) an analysis of risk factors likely to affect offshore petroleum
21 22		environmental management or offshore greenhouse gas storage environmental management;
	440	
23	448	Subsection 679(3)
24 25		After "in respect of", insert "occupational health and safety matters relating to".
26	449	Subsections 679(6) and (7)
27		Omit "the Safety Authority", substitute "NOPSEMA".
28	450	Paragraph 680(2)(a)
29		Omit "the Safety Authority", substitute "NOPSEMA".

451	Subsection 681(1) Omit "The Safety Authority", substitute "NOPSEMA".
452	Paragraph 681(3)(c) Omit "the Safety Authority", substitute "NOPSEMA".
453	Division 7 of Part 6.9 (heading) Repeal the heading, substitute:
Div	ision 7—National Offshore Petroleum Safety and Environmental Management Authority Special Account
454	Section 682
	Repeal the section, substitute:
682	National Offshore Petroleum Safety and Environmental Management Authority Special Account
	(1) The National Offshore Petroleum Safety Account that was, immediately before the commencement of this subsection, in existence under this Act is continued in existence as the National Offshore Petroleum Safety and Environmental Management Authority Special Account.
	(2) The Account is a Special Account for the purposes of the <i>Financial Management and Accountability Act 1997</i> .
455	Paragraphs 683(a) to (db)
	Omit "the Safety Authority", substitute "NOPSEMA".
456	After paragraph 683(db)
	Insert:
	(dc) amounts equal to the following amounts paid to NOPSEMA on behalf of the Commonwealth:
	(i) amounts paid by way of environment plan levy imposed
	by the Regulatory Levies Act;

1	457	Paragraph 683(e)
2		Repeal the paragraph, substitute:
3		(e) amounts equal to amounts paid to NOPSEMA, on behalf of
4 5		the Commonwealth, under a contract referred to in subsection 650(1) or (3);
6		(ea) amounts equal to amounts paid to NOPSEMA, on behalf of
7 8		the Commonwealth, under an agreement referred to in subsection 650(2);
9	458	Paragraphs 683(f) and (g)
10		Omit "the Safety Authority", substitute "NOPSEMA".
11	459	Paragraph 684(1)(a)
12		Omit "the Safety Authority", substitute "NOPSEMA".
13	460	Paragraph 684(1)(b)
14		Omit "the Safety Authority;", substitute "NOPSEMA.".
15	461	Paragraph 684(1)(c)
16		Repeal the paragraph.
17	462	Subsection 684(2)
18		Omit "the Safety Authority", substitute "NOPSEMA".
19	463	Section 685
20		Omit "the Safety Authority" (wherever occurring), substitute
21		"NOPSEMA".
22 23	Note:	The heading to section 685 is altered by omitting "the Safety Authority" and substituting "NOPSEMA".
24	464	Subsection 686(4)
25		Omit "The Safety Authority", substitute "NOPSEMA".
26	465	Section 686
27		Omit "the Safety Authority" (wherever occurring), substitute
28		"NOPSEMA".
29	466	Subsection 687(6)

	Omit "The Safety Authority", substitute "NOPSEMA".
467	Section 687
	Omit "the Safety Authority" (wherever occurring), substitute "NOPSEMA".
468	Subsection 688(4)
	Omit "The Safety Authority", substitute "NOPSEMA".
469	Section 688
	Omit "the Safety Authority" (wherever occurring), substitute "NOPSEMA".
470	Subsection 688A(4)
	Omit "The Safety Authority", substitute "NOPSEMA".
471	Section 688A
	Omit "the Safety Authority" (wherever occurring), substitute "NOPSEMA".
472	Subsection 688B(4)
	Omit "The Safety Authority", substitute "NOPSEMA".
473	Section 688B
	Omit "the Safety Authority" (wherever occurring), substitute "NOPSEMA".
474	After section 688B
	Insert:
6880	C Environment plan levy
	When environment plan levy becomes due and payable
	(1) Environment plan levy imposed by the Regulatory Levies Act
	becomes due and payable at the time specified in, or worked out in accordance with, the regulations.
	468 469 470 471 472 473

1		Late payment penalty
2 3		(2) If environment plan levy payable under the Regulatory Levies Act remains wholly or partly unpaid after it becomes due and payable:
4 5		(a) if the levy is payable by a single person—the person is liable to pay a late payment penalty under this section; or
6		(b) if the levy is payable jointly and severally by 2 or more
7		persons—those persons are jointly and severally liable to pay
8		a late payment penalty under this section.
9		(3) The late payment penalty is calculated at the rate of 0.333333% per
10		day on the amount of the environment plan levy remaining unpaid.
11		(4) NOPSEMA may remit the whole or a part of an amount of late
12		payment penalty if NOPSEMA considers that there are good
13		reasons for doing so.
14		Recovery of environment plan levy and late payment penalty
15		(5) Each amount of environment plan levy, and each amount of late
16		payment penalty payable in respect of environment plan levy:
17 18		(a) is a debt due to NOPSEMA on behalf of the Commonwealth;
19		(b) is recoverable by NOPSEMA, on behalf of the
20		Commonwealth, in a court of competent jurisdiction.
21	475	Subsection 689(1)
22		Omit "The Safety Authority", substitute "NOPSEMA".
23	476	Paragraph 690(1)(a)
24		Omit "the Safety Authority's", substitute "NOPSEMA's".
25	Note:	The heading to subsection 690(1) is replaced by the heading "NOPSEMA".
26	477	Subparagraphs 690(1)(b)(iii) and (3)(b)(iii)
27		Omit "the Ministerial Council on Mineral and Petroleum Resources",
28		substitute "the Standing Council on Energy and Resources".
29	478	Subsection 691(1)
30		Omit "the Safety Authority" (wherever occurring), substitute
31		"NOPSEMA".

Note:	The heading to section 691 is altered by omitting "the Safety Authority" and substituting "NOPSEMA".
479	Paragraph 691(1)(a)
	Omit "the Safety Authority's" (wherever occurring), substitute "NOPSEMA's".
480	Subsection 691(2)
	Omit "the Safety Authority" (wherever occurring), substitute "NOPSEMA".
481	Paragraph 691(2)(a)
	Omit "the Safety Authority's" (wherever occurring), substitute "NOPSEMA's".
482	Subsection 691(3)
	Omit "The Safety Authority", substitute "NOPSEMA".
483	Subsections 692(1) and (3)
	Omit "the Safety Authority", substitute "NOPSEMA".
Note:	The heading to section 692 is altered by omitting "the Safety Authority" and substituting "NOPSEMA".
484	Subsection 692(3)
	Omit "in Safety Authority", substitute "in NOPSEMA".
485	Subsection 692(4)
	Omit "the Safety Authority", substitute "NOPSEMA".
486	Subsections 692(4) and (7)
	Omit "the Safety Authority's", substitute "NOPSEMA's".
487	Subsection 692(8)
	Omit "the Safety Authority", substitute "NOPSEMA".
488	Subsection 692(12)
	Omit "The Safety Authority", substitute "NOPSEMA".
400	Section 695

⁹⁰ Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill 2011 No. , 2011

Repeal the section, substitute:

2	695 Reviews of operations of NOPSEMA
3 4 5	 The responsible Commonwealth Minister must cause to be conducted reviews of the operation of NOPSEMA in relation to NOPSEMA waters.
6 7 8 9 10 11 12 13 14	 (2) Without limiting the matters to be covered by a review under subsection (1), the review must include an assessment of the effectiveness of NOPSEMA in bringing about improvements in: (a) the occupational health and safety of persons engaged in offshore petroleum operations or offshore greenhouse gas storage operations; and (b) the structural integrity of facilities, wells and well-related equipment; and (c) offshore petroleum environmental management; and (d) offshore greenhouse gas storage environmental management.
16 17 18 19 20 21 22 23 24 25 26	 (3) A State or Northern Territory Petroleum Minister may give the responsible Commonwealth Minister a written request that a particular review under subsection (1) be conducted in conjunction with another review that: (a) is a review of the operations of the NOPSEMA in the designated coastal waters of the State or of the Northern Territory, as the case may be; and (b) is being, or is to be, conducted by the State or Northern Territory Petroleum Minister at the same time. The responsible Commonwealth Minister must ensure that the request is complied with.
27 28 29	<i>Report</i>(4) The responsible Commonwealth Minister must cause to be prepared a report of a review under subsection (1).
30 31 32 33	(5) The responsible Commonwealth Minister must cause copies of a report under subsection (4) to be tabled in each House of the Parliament within 15 sitting days of that House after the report is made available to the responsible Commonwealth Minister.

⁹² Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Bill 2011 No. , 2011

1 2	• There is to be a National Offshore Petroleum Titles Administrator (the <i>Titles Administrator</i>).
3	• The main functions of the Titles Administrator are:
4	(a) assisting and advising the Joint Authority and the
5	responsible Commonwealth Minister; and
6	(b) keeping registers of titles; and
7	(c) data and information management.
8	Division 2—National Offshore Petroleum Titles Administrator
10	695A National Offshore Petroleum Titles Administrator
11	(1) There is to be a National Offshore Petroleum Titles Administrator.
12 13	Note: In this Act, <i>Titles Administrator</i> means the National Offshore Petroleum Titles Administrator—see section 7.
14	(2) The Titles Administrator is to be a person who is:
15	(a) an SES employee in the Department; and
16	(b) specified in a written instrument made by the Secretary.
17 18	(3) An instrument under paragraph (2)(b) is not a legislative instrument.
19	695B Functions of the Titles Administrator
20	(1) The Titles Administrator has the following functions:
21	(a) to provide information, assessments, analysis, reports, advice
22	and recommendations to the responsible Commonwealth
23	Minister in relation to the performance of the functions, or
24	the exercise of the powers, of a Joint Authority;
25 26	(b) to provide information, assessments, analysis, reports, advice and recommendations to the responsible State Minister, or
26 27	responsible Northern Territory Minister, of a Joint Authority,
28	as the case may be, in relation to the performance of the

1 2		functions, or the exercise of the powers, of the Joint Authority;
3	(c)	to provide information, assessments, analysis, reports, advice
4	(-)	and recommendations to the responsible Commonwealth
5		Minister in relation to the performance of the functions, or
6		the exercise of the powers, of the responsible Commonwealth
7		Minister under this Act or the regulations (other than in his or
8		her capacity as, or as a member of, a Joint Authority);
9	(d)	to provide information, assessments, analysis, reports, advice
10		and recommendations to:
1		(i) the State Petroleum Minister (within the meaning of
12		Part 6.9) in relation to the performance of the functions,
13		or the exercise of the powers, of the State Petroleum
14		Minister under the State PSLA (within the meaning of
15		Part 6.9); and
16		(ii) the Northern Territory Petroleum Minister (within the
17		meaning of Part 6.9) in relation to the performance of
18		the functions, or the exercise of the powers, of the
19		Northern Territory Petroleum Minister under the
20		Territory PSLA (within the meaning of Part 6.9);
21	(e)	to cooperate with NOPSEMA in matters relating to the
22		administration and enforcement of this Act and the
23		regulations;
24	(f)	to cooperate with:
25		(i) other Commonwealth agencies or authorities having
26		functions relating to regulated operations (within the
27		meaning of Part 6.9); and
28		(ii) State and Northern Territory agencies or authorities
29		having functions relating to regulated operations (within
30		the meaning of Part 6.9);
31	(g)	such other functions as are conferred on the Titles
32		Administrator by or under this Act;
33	(h)	the functions conferred on the Titles Administrator by or
34		under a State PSLA (within the meaning of Part 6.9) or the
35		Territory PSLA (within the meaning of Part 6.9), so long as
36		each function substantially corresponds to a function
37		conferred on the Titles Administrator by or under this Act;
38	(i)	to do anything incidental to or conducive to the performance
39		of any of the above functions.

1 2		Note: Other functions conferred on the Titles Administrator by or under this Act include:
3		(a) keeping registers of titles under Chapters 4 and 5; and
4		(b) data and information management under Chapters 7 and 8.
5	(2)	Subsection (1) does not authorise the Titles Administrator to
6		perform a function mentioned in paragraph (1)(d) or (h) in relation
7		to a State PSLA (within the meaning of Part 6.9) or the Territory
8		PSLA (within the meaning of Part 6.9) unless there is in force an agreement between:
10		(a) the Titles Administrator on behalf of the Commonwealth;
11		and
12		(b) the State Petroleum Minister (within the meaning of Part 6.9)
13		of the State, or the Northern Territory Petroleum Minister
14		(within the meaning of Part 6.9), as the case may be;
15		in relation to the performance of the function.
16	(3)	An agreement under subsection (2):
17		(a) may deal with the fees payable by the State or Territory to
18		the Titles Administrator, on behalf of the Commonwealth, for
19		the performance of those functions; and
20		(b) must be approved in writing by the responsible
21		Commonwealth Minister.
22	695C Act	ting Titles Administrator
23	(1)	The Secretary may, by written instrument, appoint a person to act
24		as the Titles Administrator:
25		(a) during a vacancy in the office of the Titles Administrator
26		(whether or not an appointment has previously been made to
27		the office); or
28		(b) during any period, or during all periods, when the Titles
29		Administrator:
30		(i) is absent from duty or Australia; or
31		(ii) is, for any reason, unable to perform the duties of the
32		office.
33	(2)	A person is not eligible for appointment to act as the Titles
34		Administrator unless the person is eligible for appointment as the
35		Titles Administrator.

1		(3) Anything done by or in relation to a person purporting to act under
2		an appointment is not invalid merely because:
3		(a) the occasion for the appointment had not arisen; or
4		(b) there was a defect or irregularity in connection with the
5		appointment; or
6		(c) the appointment had ceased to have effect; or
7		(d) the occasion to act had not arisen or had ceased.
8		Note: See sections 20 and 33A of the Acts Interpretation Act 1901.
9	695D I	Delegation by the Titles Administrator
10 11		(1) The Titles Administrator may, by writing, delegate any or all of the Titles Administrator's functions or powers to:
12		(a) an SES employee, or acting SES employee, in the
13		Department; or
14		(b) an APS employee who holds or performs the duties of an
15		Executive Level 2 position, or an equivalent position, in the
16		Department; or
17		(c) an employee of a State or of the Northern Territory.
18		(2) A delegate must comply with any written directions of the Titles
19		Administrator.
20		(3) Subsection (1) does not apply to a power to make, vary or revoke a
21		legislative instrument.
22		(4) Paragraphs (1)(b) and (c) do not apply to a power conferred by:
23		(a) Division 3 of Part 7.1; or
24		(b) Division 3 of Part 8.1.
25		Note: Division 3 of Part 7.1, and Division 3 of Part 8.1, deal with
26		information-gathering powers.
27	695E T	Titles Administrator to be assisted by APS employees in the
28		Department
29		The Titles Administrator is to be assisted by APS employees in the
30		Department who are made available for the purpose by the
31		Secretary.

1	695F Other persons assisting the Titles Administrator
2	The Titles Administrator may also be assisted:
3 4	(a) by officers and employees of Agencies (within the meaning of the <i>Public Service Act 1999</i>) other than the Department; or
5 6	(b) by officers and employees of authorities of the Commonwealth; or
7	(c) by officers and employees of a State or Territory; or
8 9	(d) by officers and employees of authorities of a State or Territory;
10 11 12	whose services are, with the written approval of the Secretary, made available to the Titles Administrator in connection with the performance of any of his or her functions.
13	695G Consultants
14	(1) The Titles Administrator may, on behalf of the Commonwealth,
15	engage persons having suitable qualifications and experience as
16	consultants to the Titles Administrator.
17 18	(2) The consultants are to be engaged on the terms and conditions that the Titles Administrator determines in writing.
19 20	Division 3—National Offshore Petroleum Titles Administrator Special Account
21 22	695H National Offshore Petroleum Titles Administrator Special Account
23 24	(1) The National Offshore Petroleum Titles Administrator Special Account is established by this section.
25	(2) The Account is a Special Account for the purposes of the Financial
26	Management and Accountability Act 1997.
27	695J Credits to the Account
28	The following amounts must be credited to the Account:
29	(a) amounts equal to amounts paid to the Titles Administrator on
30	behalf of the Commonwealth by way of fees paid under
31	regulations made for the purposes of subsection 695L(1);

(b)	amounts equal to the following amounts paid to the Titles Administrator on behalf of the Commonwealth:
	(i) amounts paid by way of annual titles administration
	levy imposed by the Regulatory Levies Act;
	(ii) amounts paid by way of late payment penalty under subsection 695M(4);
(c)	amounts equal to any other amounts paid to the Titles
` ,	Administrator, on behalf of the Commonwealth, by a State or the Northern Territory;
(d)	amounts equal to any other amounts paid to the Titles Administrator on behalf of the Commonwealth.
Note:	An Appropriation Act may contain a provision to the effect that, if any of the purposes of a Special Account is a purpose that is covered by an item in the Appropriation Act (whether or not the item expressly refers to the Special Account), then amounts may be debited against the appropriation for that item and credited to that Special Account.
695K Purposes	s of the Account
The j	purposes of the Account are as follows:
(a)	to pay or discharge the costs, expenses and other obligations
	incurred by the Commonwealth in connection with the
	performance of the Titles Administrator's functions or the exercise of the Titles Administrator's powers;
(b)	to pay any remuneration or allowances payable to:
	(i) the Titles Administrator; and
	(ii) APS employees assisting the Titles Administrator under section 695E; and
	(iii) any consultants engaged under section 695G.
Note:	See section 21 of the <i>Financial Management and Accountability Act</i> 1997 (debits from Special Accounts).
Division 4—0	Other financial matters
695L Fees	
(1) Tha '	Titles Administrator may, on behalf of the Commonwealth,
charg servi funct	ge such fees as are specified in the regulations for specified ces provided by the Titles Administrator in performing a tion, or exercising a power, of the Titles Administrator under Act or the regulations.

1	(2)	A fee must not be such as to amount to taxation.
2 3 4 5 6	(3)	 A fee: (a) is a debt due to the Titles Administrator on behalf of the Commonwealth; and (b) is recoverable by the Titles Administrator, on behalf of the Commonwealth, in a court of competent jurisdiction.
7	695M Anr	nual titles administration levy
8		Scope
9 10 11	(1)	This section applies in relation to annual titles administration levy imposed by the Regulatory Levies Act in relation to a year of the term of:
12		(a) a work-bid petroleum exploration permit; or
13		(b) a special petroleum exploration permit; or
14		(c) a petroleum retention lease; or
15		(d) a petroleum production licence; or
16		(e) an infrastructure licence; or
17		(f) a pipeline licence; or
18		(g) a work-bid greenhouse gas assessment permit; or
19		(h) a greenhouse gas holding lease; or
20		(i) a greenhouse gas injection licence.
21		When annual titles administration levy becomes due and payable
22	(2)	The levy for the first year of the term of the permit, lease or licence
23		is due and payable at the end of 30 days after the day on which the
24		term begins.
25	(3)	The levy for a later year of the term of the permit, lease or licence
26		is due and payable at the end of 30 days after the anniversary of the
27		day on which the first year of the term begins.
28		Late payment penalty
29	(4)	If annual titles administration levy payable by a person under the
30	. ,	Regulatory Levies Act remains wholly or partly unpaid after it
31		becomes due and payable, the person is liable to pay a late
32		payment penalty under this section.

1 2	(5)	The late payment penalty is calculated at the rate of 0.333333% per day on the amount of the annual titles administration levy
3		remaining unpaid.
4	(6)	The Titles Administrator may remit the whole or a part of an
5		amount of late payment penalty if the Titles Administrator
6		considers that there are good reasons for doing so.
7		Recovery of annual titles administration levy and late payment
8		penalty
9	(7)	Each amount of annual titles administration levy, and each amount
10		of late payment penalty payable in respect of titles administration
11		levy:
12		(a) is a debt due to the Titles Administrator on behalf of the
13		Commonwealth; and
14		(b) is recoverable by the Titles Administrator, on behalf of the
15		Commonwealth, in a court of competent jurisdiction.
16		5—Miscellaneous nual report
17	U95IN AIII	iuai report
		•
18		The Titles Administrator must, as soon as practicable after the end
		The Titles Administrator must, as soon as practicable after the end of each financial year, prepare and give to the responsible
18 19		The Titles Administrator must, as soon as practicable after the end
18 19 20 21		The Titles Administrator must, as soon as practicable after the end of each financial year, prepare and give to the responsible Commonwealth Minister, for presentation to the Parliament, a report on the Titles Administrator's activities during that year.
18 19 20		The Titles Administrator must, as soon as practicable after the end of each financial year, prepare and give to the responsible Commonwealth Minister, for presentation to the Parliament, a report on the Titles Administrator's activities during that year.
18 19 20 21	(1)	The Titles Administrator must, as soon as practicable after the end of each financial year, prepare and give to the responsible Commonwealth Minister, for presentation to the Parliament, a report on the Titles Administrator's activities during that year. Note: See also section 34C of the Acts Interpretation Act 1901, which
18 19 20 21 22 22 23	(1)	The Titles Administrator must, as soon as practicable after the end of each financial year, prepare and give to the responsible Commonwealth Minister, for presentation to the Parliament, a report on the Titles Administrator's activities during that year. Note: See also section 34C of the <i>Acts Interpretation Act 1901</i> , which contains extra rules about annual reports. The Titles Administrator must give a copy of the report to: (a) each State Petroleum Minister (within the meaning of
18 19 20 21 22 23	(1)	The Titles Administrator must, as soon as practicable after the end of each financial year, prepare and give to the responsible Commonwealth Minister, for presentation to the Parliament, a report on the Titles Administrator's activities during that year. Note: See also section 34C of the Acts Interpretation Act 1901, which contains extra rules about annual reports. The Titles Administrator must give a copy of the report to:
18 19 20 21 22 23 24 25	(1)	The Titles Administrator must, as soon as practicable after the end of each financial year, prepare and give to the responsible Commonwealth Minister, for presentation to the Parliament, a report on the Titles Administrator's activities during that year. Note: See also section 34C of the Acts Interpretation Act 1901, which contains extra rules about annual reports. The Titles Administrator must give a copy of the report to: (a) each State Petroleum Minister (within the meaning of Part 6.9); and (b) each State Greenhouse Gas Storage Minister (within the
18 19 20 21 22 23 24 25 26	(1)	The Titles Administrator must, as soon as practicable after the end of each financial year, prepare and give to the responsible Commonwealth Minister, for presentation to the Parliament, a report on the Titles Administrator's activities during that year. Note: See also section 34C of the <i>Acts Interpretation Act 1901</i> , which contains extra rules about annual reports. The Titles Administrator must give a copy of the report to: (a) each State Petroleum Minister (within the meaning of Part 6.9); and (b) each State Greenhouse Gas Storage Minister (within the meaning of Part 6.9); and
18 19 20 21 22 23 24 25 26 27	(1)	The Titles Administrator must, as soon as practicable after the end of each financial year, prepare and give to the responsible Commonwealth Minister, for presentation to the Parliament, a report on the Titles Administrator's activities during that year. Note: See also section 34C of the Acts Interpretation Act 1901, which contains extra rules about annual reports. The Titles Administrator must give a copy of the report to: (a) each State Petroleum Minister (within the meaning of Part 6.9); and (b) each State Greenhouse Gas Storage Minister (within the meaning of Part 6.9); and (c) the Northern Territory Petroleum Minister (within the
118 119 220 221 222 23 24 25 26 27 28	(1)	The Titles Administrator must, as soon as practicable after the end of each financial year, prepare and give to the responsible Commonwealth Minister, for presentation to the Parliament, a report on the Titles Administrator's activities during that year. Note: See also section 34C of the Acts Interpretation Act 1901, which contains extra rules about annual reports. The Titles Administrator must give a copy of the report to: (a) each State Petroleum Minister (within the meaning of Part 6.9); and (b) each State Greenhouse Gas Storage Minister (within the meaning of Part 6.9); and (c) the Northern Territory Petroleum Minister (within the meaning of Part 6.9); and
118 119 220 221 222 23 24 225 226 227 228 229 330	(1)	The Titles Administrator must, as soon as practicable after the end of each financial year, prepare and give to the responsible Commonwealth Minister, for presentation to the Parliament, a report on the Titles Administrator's activities during that year. Note: See also section 34C of the <i>Acts Interpretation Act 1901</i> , which contains extra rules about annual reports. The Titles Administrator must give a copy of the report to: (a) each State Petroleum Minister (within the meaning of Part 6.9); and (b) each State Greenhouse Gas Storage Minister (within the meaning of Part 6.9); and (c) the Northern Territory Petroleum Minister (within the meaning of Part 6.9); and (d) the Northern Territory Greenhouse Gas Storage Minister
118 119 220 221 222 23 24 225 226 27 228 229 330 331 332	(1)	The Titles Administrator must, as soon as practicable after the end of each financial year, prepare and give to the responsible Commonwealth Minister, for presentation to the Parliament, a report on the Titles Administrator's activities during that year. Note: See also section 34C of the Acts Interpretation Act 1901, which contains extra rules about annual reports. The Titles Administrator must give a copy of the report to: (a) each State Petroleum Minister (within the meaning of Part 6.9); and (b) each State Greenhouse Gas Storage Minister (within the meaning of Part 6.9); and (c) the Northern Territory Petroleum Minister (within the meaning of Part 6.9); and (d) the Northern Territory Greenhouse Gas Storage Minister (within the meaning of Part 6.9); and
118 119 220 221 222 23 24 225 226 227 228 229 330 331 332	(1)	The Titles Administrator must, as soon as practicable after the end of each financial year, prepare and give to the responsible Commonwealth Minister, for presentation to the Parliament, a report on the Titles Administrator's activities during that year. Note: See also section 34C of the Acts Interpretation Act 1901, which contains extra rules about annual reports. The Titles Administrator must give a copy of the report to: (a) each State Petroleum Minister (within the meaning of Part 6.9); and (b) each State Greenhouse Gas Storage Minister (within the meaning of Part 6.9); and (c) the Northern Territory Petroleum Minister (within the meaning of Part 6.9); and (d) the Northern Territory Greenhouse Gas Storage Minister (within the meaning of Part 6.9); and (e) the body known as the Standing Council on Energy and
118 119 220 221 222 23 24 225 226 27 228 229 330 331 332	(1)	The Titles Administrator must, as soon as practicable after the end of each financial year, prepare and give to the responsible Commonwealth Minister, for presentation to the Parliament, a report on the Titles Administrator's activities during that year. Note: See also section 34C of the Acts Interpretation Act 1901, which contains extra rules about annual reports. The Titles Administrator must give a copy of the report to: (a) each State Petroleum Minister (within the meaning of Part 6.9); and (b) each State Greenhouse Gas Storage Minister (within the meaning of Part 6.9); and (c) the Northern Territory Petroleum Minister (within the meaning of Part 6.9); and (d) the Northern Territory Greenhouse Gas Storage Minister (within the meaning of Part 6.9); and

(1) The responsible Commonwealth Minister must cause to be 2 conducted reviews of the activities of the Titles Administrator. 3 (2) Without limiting the matters to be covered by a review under 4 subsection (1), the review must include an assessment of the 5 effectiveness of the Titles Administrator in contributing to the 6 efficiency of decision-making by a Joint Authority for a State or the Northern Territory. 8 (3) If the Titles Administrator has functions conferred on the Titles Administrator by or under a law of a State or the Northern 10 Territory, a Minister of the State or the Northern Territory, as the 11 case may be, may give the responsible Commonwealth Minister a 12 written request that a particular review under subsection (1) be 13 conducted in conjunction with another review that: 14 (a) is a review of the activities of the Titles Administrator in the 15 designated coastal waters of the State or of the Northern 16 Territory, as the case may be; and 17 (b) is being, or is to be, conducted by the Minister of the State or 18 the Northern Territory, as the case may be, at the same time. 19 The responsible Commonwealth Minister must ensure that the 20 request is complied with. 21 Report 22 (4) The responsible Commonwealth Minister must cause to be 23 prepared a report of a review under subsection (1). 24 (5) The responsible Commonwealth Minister must cause copies of a 25 report under subsection (4) to be tabled in each House of the 26 Parliament within 15 sitting days of that House after the report is 27 made available to the responsible Commonwealth Minister. 28 First review 29 (6) The first review is to relate to the 3-year period beginning on the 30 commencement of this section, and is to be completed within 6 31 months, or such longer period as the responsible Commonwealth 32 Minister allows, after the end of that 3-year period. 33

695P Reviews of activities of Titles Administrator

	Subsequent reviews
	(7) Subsequent reviews are to relate to successive 5-year periods, and must be completed within 6 months, or such longer period as the responsible Commonwealth Minister allows, after the end of the 5-year period to which the review relates
	Definition
	(8) For the purposes of this section, a review is <i>completed</i> when the report of the review is made available to the responsible Commonwealth Minister.
695Q	Judicial notice of signature of Titles Administrator
	 (1) All courts must take judicial notice of: (a) the signature of a person who is, or has been: (i) the Titles Administrator; or (ii) a delegate of the Titles Administrator; and (b) the fact that the person is, or was at a particular time: (i) the Titles Administrator; or (ii) a delegate of the Titles Administrator.
	(2) In this section:
	court includes a person authorised to receive evidence:(a) by a law of the Commonwealth, a State or a Territory; or(b) by consent of parties.
695R	Communications with responsible Commonwealth Minister
	(1) All communications to or by the responsible Commonwealth Minister under or for the purposes of this Act or the regulations are to be made through the Titles Administrator.
	(2) Subsection (1) does not apply to a communication to or by the responsible Commonwealth Minister in his or her capacity as, or as a member of, the Joint Authority for an offshore area.
492	Section 696
	Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".

1	493	Subsections 697(2) and (4)
2		Omit "Designated Authority" (wherever occurring), substitute "Titles
3		Administrator''.
4 5	Note:	The heading to subsection 697(2) is altered by omitting "Designated Authority" and substituting "Titles Administrator".
6	494	Subsection 697(4)
7		Omit "Designated Authority's", substitute "Titles Administrator's".
8	495	Paragraph 698(1)(c)
9		Omit "Designated Authority", substitute "Titles Administrator".
10	496	Subsection 699(1)
11		Repeal the subsection, substitute:
12		Scope
13		(1) This section applies to a person if:
14		(a) the Titles Administrator believes on reasonable grounds that
15		the person has information or a document, or is capable of
16		giving evidence, that relates to any or all of the following
17		operations in an offshore area:
18		(i) petroleum exploration operations;
19		(ii) petroleum recovery operations;
20		(iii) operations relating to the processing or storage of
21		petroleum;
22		(iv) operations relating to the preparation of petroleum for
23		transport;
24		(v) operations connected with the construction or operation
25		of a pipeline; or
26		(b) a petroleum project inspector in relation to an offshore area
27		believes on reasonable grounds that the person has
28		information or a document, or is capable of giving evidence,
29		that relates to any or all of the following operations in the
30		offshore area:
31		(i) petroleum exploration operations;
32		(ii) petroleum recovery operations;
33		(iii) operations relating to the processing or storage of
34		petroleum;

1 2		(iv) operations relating to the preparation of petroleum for transport;
3 4		(v) operations connected with the construction or operation of a pipeline.
5 6	Note:	The heading to section 699 is altered by omitting "Designated Authority" and substituting "Titles Administrator".
7	497	Subsection 699(2)
8 9		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
10	498	Section 701
11 12		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
13	499	Section 703
14		Omit "Designated Authority", substitute "Titles Administrator".
15	500	Section 704
16 17		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
18 19	Note:	The heading to section 704 is altered by omitting "Designated Authority" and substituting "Titles Administrator".
20	501	Paragraph 705(a)
21		Omit "Designated Authority", substitute "Titles Administrator".
22	502	Paragraph 706(b)
23		Omit "Designated Authority", substitute "Titles Administrator".
24	503	At the end of Division 3 of Part 7.1
25		Add:
26	707 A	A Directions by Titles Administrator
27		(1) The Titles Administrator may give written directions to a
28 29		petroleum project inspector as to the exercise of the petroleum project inspector's powers under this Division.

1 2		(2) A petroleum project inspector must comply with a direction under subsection (1).
3 4		(3) If a direction under subsection (1) is of general application, the direction is a legislative instrument.
5 6		(4) If a direction under subsection (1) relates to a particular case, the direction is not a legislative instrument.
7	504	Section 708
8		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
10	505	Subsection 709(1)
11 12		Omit "Designated Authority in connection with this Act", substitute "Titles Administrator in connection with Chapter 2 or this Chapter".
13 14	Note:	The heading to section 709 is altered by omitting "Designated Authority" and substituting "Titles Administrator".
15	506	Subsections 709(2) and (3)
16		Omit "Designated Authority", substitute "Titles Administrator".
17	507	Section 710
18 19		Before "Designated Authority" (wherever occurring), insert "Titles Administrator or the".
20 21	508	Section 711 (before paragraph (a) of the definition of applicable document)
22		Insert:
23		(aa) an application made to the Titles Administrator under
24		Chapter 2; or
25		(ab) a document accompanying such an application; or
26 27		(ac) a report, return or other document that relates to a block and was given to the Titles Administrator under:
28		(i) Chapter 2 or this Chapter; or
29		(ii) regulations made for the purposes of section 698; or
30	509	Section 711 (paragraphs (a) and (c) of the definition of
31		applicable document)

	Part 6.10".
510	Section 711 (definition of petroleum mining sample)
	Repeal the definition, substitute:
	petroleum mining sample means:
	(a) a core or cutting from, or a sample of, the seabed or subsoil; or
	(b) a sample of petroleum recovered; or
	(c) a sample of fluid recovered (other than fluid petroleum);
	that:
	(d) has been given at any time to the Titles Administrator under regulations made for the purposes of section 698; or
	(e) has been given, at any time before the commencement of Part 6.10, to the Designated Authority;
	and includes a portion of such a core, cutting or sample.
511	Subdivision A of Division 2 of Part 7.3
511	Subdivision A of Division 2 of Part 7.3 Repeal the heading, substitute:
Sub	Repeal the heading, substitute: division A—Information and samples obtained by the Titles
Sub	Repeal the heading, substitute: division A—Information and samples obtained by the Titles Administrator
Sub	Repeal the heading, substitute: division A—Information and samples obtained by the Titles Administrator Section 712 Omit "Designated Authority" (wherever occurring), substitute "Titles
Sub 512 Note:	Repeal the heading, substitute: division A—Information and samples obtained by the Titles Administrator Section 712 Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator". The heading to section 712 is altered by omitting "Designated Authority" and
Sub 512 Note:	Repeal the heading, substitute: division A—Information and samples obtained by the Titles Administrator Section 712 Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator". The heading to section 712 is altered by omitting "Designated Authority" and substituting "Titles Administrator".
Sub 512 Note:	Repeal the heading, substitute: division A—Information and samples obtained by the Titles Administrator Section 712 Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator". The heading to section 712 is altered by omitting "Designated Authority" and substituting "Titles Administrator". Section 713 Omit "Designated Authority" (wherever occurring), substitute "Titles
Sub 512 Note: 513 Note:	Repeal the heading, substitute: division A—Information and samples obtained by the Titles Administrator Section 712 Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator". The heading to section 712 is altered by omitting "Designated Authority" and substituting "Titles Administrator". Section 713 Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator". The heading to section 713 is altered by omitting "Designated Authority" and

1 2	Note:	The heading to section 714 is altered by omitting " Designated Authority " and substituting " Titles Administrator ".
3	515	Paragraph 718(2)(a)
4		Omit "Designated Authority", substitute "Titles Administrator".
5	516	Section 720
6 7		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
8	517	Section 722
9 10		Omit "responsible Commonwealth Minister" (wherever occurring), substitute "Titles Administrator".
11	518	Subsection 723(2)
12 13		Omit "responsible Commonwealth Minister" (wherever occurring), substitute "Titles Administrator".
14 15	Note:	The heading to subsection 723(2) is altered by omitting "responsible Commonwealth Minister" and substituting "Titles Administrator".
16	519	After subsection 723(3A)
17		Insert:
18		Direction by responsible Commonwealth Minister
19 20 21		(3B) The responsible Commonwealth Minister may give the Titles Administrator directions about the exercise of the Titles Administrator's powers under subsection (2).
		(3C) A direction under subsection (3B) may:
22 23		(a) relate to a particular case; or
24		(b) be of general application.
25	520	At the end of section 723
26		Add:
27 28		(5) If a direction under subsection (3B) is of general application, the direction is a legislative instrument.
29 30		(6) If a direction under subsection (3B) relates to a particular case, the direction is not a legislative instrument.

1	Note:	The heading to subsection (4) is replaced by the heading "Directions".
2	521	Paragraph 724(1)(c)
3 4		Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
5	522	Paragraph 725(1)(a)
6 7		Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
8 9	Note:	The heading to section 725 is altered by omitting "Responsible Commonwealth Minister" and substituting "Titles Administrator".
10	523	Subsection 725(2)
11		Omit "responsible Commonwealth Minister" (wherever occurring), substitute "Titles Administrator".
13	524	Section 727
14		Omit "responsible Commonwealth Minister" (wherever occurring), substitute "Titles Administrator".
16	525	Section 729
17 18		Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
19	526	Section 730
20 21		Omit "responsible Commonwealth Minister" (wherever occurring), substitute "Titles Administrator".
22 23	Note:	The heading to section 730 is altered by omitting "Responsible Commonwealth Minister" and substituting "Titles Administrator".
24	527	Paragraph 731(a)
25 26		Omit "responsible Commonwealth Minister", substitute "Titles Administrator".
27	528	Paragraph 732(b)
28		Omit "responsible Commonwealth Minister", substitute "Titles
29		Administrator".
80	529	At the end of Division 3 of Part 8.1

1	Add:
2	733A Directions by Titles Administrator
3 4 5	(1) The Titles Administrator may give written directions to a greenhouse gas project inspector as to the exercise of the greenhouse gas project inspector's powers under this Division.
6 7	(2) A greenhouse gas project inspector must comply with a direction under subsection (1).
8 9	(3) If a direction under subsection (1) is of general application, the direction is a legislative instrument.
10	(4) If a direction under subsection (1) relates to a particular case, the direction is not a legislative instrument.
12	530 Section 734
13	Omit "responsible Commonwealth Minister" (wherever occurring), substitute "Titles Administrator".
15	531 At the end of Part 8.2
16	Add:
17 18	734A Titles Administrator to make documents available to responsible Commonwealth Minister
19	Scope
20 21	(1) This section applies to a document received or issued by the Titles Administrator in connection with this Chapter.
22	Document to be made available to the responsible Commonwealth Minister
24 25 26	(2) The responsible Commonwealth Minister may require the Titles Administrator to make copies of the document available to the responsible Commonwealth Minister.
27 28	(3) The Titles Administrator must comply with a requirement under subsection (2).
00	532 Section 735

1 2		After "responsible Commonwealth Minister" (wherever occurring), insert "or the Titles Administrator".
3	533	Section 736 (paragraph (a) of the definition of applicable document)
5		Omit "this Act", substitute "Chapter 3".
6 7	534	Section 736 (paragraph (c) of the definition of applicable document)
8		Repeal the paragraph, substitute:
9 10 11 12		(c) a report, return or other document that relates to a block and that was given, after the commencement of Part 6.10, to the responsible Commonwealth Minister under Chapter 3 or this Chapter; or
13 14 15		(d) a report, return or other document that relates to a block and that was given to the Titles Administrator under regulations made for the purposes of section 724; or
16 17 18		(e) a report, return or other document that relates to a block and that was given, before the commencement of Part 6.10, to the responsible Commonwealth Minister under:
19 20		(i) this Act; or(ii) regulations made for the purposes of section 724.
21	535	Section 736 (definition of eligible sample)
22		Repeal the definition, substitute:
23		eligible sample means:
24 25		(a) a core or cutting from, or a sample of, the seabed or subsoil; or
26		(b) a sample of petroleum recovered; or
27		(c) a sample of fluid recovered (other than fluid petroleum);
28		that:
29 30		(d) has been given at any time to the Titles Administrator under regulations made for the purposes of section 724; or
31		(e) has been given, at any time before the commencement of Part 6.10, to the responsible Commonwealth Minister;
32 33		and includes a portion of such a core, cutting or sample.
34	536	Subdivision A of Division 2 of Part 8.3 (heading)

	Repeal the heading, substitute:
Sub	division A—Information and samples obtained by the responsible Commonwealth Minister or the Titles Administrator
537	Section 738
	After "responsible Commonwealth Minister" (wherever occurring), insert "or the Titles Administrator".
Note:	The heading to section 738 is altered by adding at the end "or the Titles Administrator".
538	Section 739
	After "responsible Commonwealth Minister" (wherever occurring), insert "or the Titles Administrator".
Note:	The heading to section 739 is altered by adding at the end " or the Titles Administrator ".
539	Section 740
	After "responsible Commonwealth Minister", insert "or the Titles Administrator".
Note:	The heading to section 740 is altered by inserting "or the Titles Administrator" af "Responsible Commonwealth Minister".
540	Section 743
	After "responsible Commonwealth Minister" (wherever occurring), insert "or the Titles Administrator".
541	Part 9.1 (heading)
	Repeal the heading, substitute:
Par	t 9.1—Review of decisions
542	Section 744
	Repeal the section, substitute:
744	Simplified outline
	The following is a simplified outline of this Part:

	Certain decisions of the Titles Administrator and the responsible Commonwealth Minister relating to the release of technical information may be reviewed by the Administrative Appeals Tribunal.
543	Section 745 (definition of <i>reviewable delegated decision</i>) Repeal the definition.
544	Section 745 (definition of <i>reviewable Ministerial decision</i>)
011	Repeal the definition, substitute:
	 reviewable Ministerial decision means a decision of the responsible Commonwealth Minister under: (a) regulations made for the purposes of paragraph 738(2)(c) or 739(2)(c); or
	(b) clause 6, subclause 7(1), clause 8, or subclause 9(6) or (10), of Schedule 5.
	Note 1: Paragraph (1)(a) relates to the release of technical information.
	Note 2: Paragraph (1)(c) relates to the release of technical information given to the Designated Authority before 7 March 2000.
545	Section 745
	Insert:
	reviewable Titles Administrator decision means a decision of the Titles Administrator under:
	(a) regulations made for the purposes of paragraph 712(2)(c) or 713(2)(c), where the decision is of a kind referred to in paragraph 718(2)(b); or
	(b) regulations made for the purposes of paragraph 715(2)(c) or 716(2)(c).
	Note: Paragraphs (a) and (b) relate to the release of technical information.
546	Section 746
	Repeal the section.
547	At the end of Part 9.1
	Add:

1	747A	A Review of reviewable littles Administrator decision
2 3		Applications may be made to the Administrative Appeals Tribunal for review of a reviewable Titles Administrator decision.
4 5		Note: For notification of decision and review rights, see section 27A of the <i>Administrative Appeals Tribunal Act 1975</i> .
6	548	Paragraph 768(1)(d)
7		Repeal the paragraph, substitute:
8		(d) the Titles Administrator;
9	549	Paragraphs 768(1)(e) and (f)
10		Omit "the Safety Authority", substitute "NOPSEMA".
11	550	Paragraph 768(1)(j)
12		Omit "Designated Authority", substitute "Titles Administrator".
13	551	Paragraph 768(1)(k)
14 15		Omit "the Safety Authority" (wherever occurring), substitute "NOPSEMA".
16	552	Subsection 768(2)
17 18		Omit "Designated Authority or the Safety Authority", substitute "Titles Administrator or NOPSEMA".
19 20 21	553	Subsection 771(1) (cell at table item 1, column headed "A document required or permitted by this Act to be given to")
22		Repeal the cell, substitute:
		a person other than:
		(a) the responsible Commonwealth Minister; or
		(b) the Titles Administrator; or
		(c) NOPSEMA; or
		(d) a corporation
23	554	Subsection 771(1) (table item 2)

Repeal the item, substitute:

2 the Titles Administrator (a) by prepaying and posting the document as a letter addressed to the National Offshore Petroleum Titles Administrator at the Department; or (b) by leaving it at an office occupied by the Titles Administrator, or by APS employees assisting the Titles Administrator, with some person apparently employed in connection with the business of the Titles Administrator and apparently at least 16 years of (a) by prepaying and posting the 2A **NOPSEMA** document as a letter addressed to the National Offshore Petroleum Safety and Environmental Management Authority at a place of business of NOPSEMA; or (b) by leaving it at an office occupied by NOPSEMA with some person apparently employed in connection with the business of NOPSEMA and apparently at least 16 years of age. 555 Section 772 2 Omit "the Designated Authority" (wherever occurring), substitute "the 3 Titles Administrator". 4 556 Subsection 774(2) 5 Omit "the Designated Authority", substitute "the Titles Administrator 6 and NOPSEMA". 7 557 After subsection 774(3) 8 Insert: 9

1 2 3		(3A) The joint written notice must be in the form approved, in writing, by the Titles Administrator and the Chief Executive Officer of NOPSEMA.
4	558	Paragraph 774(5)(b)
5 6		Omit "the Designated Authority", substitute "the Titles Administrator and NOPSEMA".
7	559	After subsection 774(5)
8		Insert:
9 10 11		(5A) A notice under subsection (5) must be in the form approved, in writing, by the Titles Administrator and the Chief Executive Officer of NOPSEMA.
12	560	Subsection 775A(1)
13		Omit "Designated Authority", substitute "Titles Administrator".
14	561	Section 775B
15 16		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
17	562	Section 775C
18 19		Omit "Designated Authority" (wherever occurring), substitute "responsible Commonwealth Minister".
20	563	Before paragraph 778(1)(a)
21		Insert:
22		(aa) the Chief Executive Officer of NOPSEMA; or
23	564	Paragraph 778(1)(a)
24		Omit "Secretary of the Department", substitute "Secretary".
25	565	Subsection 778(3)
26		Omit all the words after "or the", substitute "regulations as, or as a
27		member of, the Joint Authority for an offshore area.".
28	566	At the end of section 778
29		Add:

1		Sub-delegation
2 3 4 5		(4) If a function or power is delegated to the Chief Executive Officer of NOPSEMA under subsection (1), the Chief Executive Officer of NOPSEMA may, by writing, sub-delegate the function or power to a member of the staff of NOPSEMA.
6 7 8		(5) Sections 34AA, 34AB and 34A of the <i>Acts Interpretation Act 1901</i> apply in relation to the sub-delegation in a corresponding way to the way in which they apply in relation to a delegation.
9 10 11		(6) In performing functions or exercising powers under a sub-delegation, the sub-delegate must comply with any directions of the responsible Commonwealth Minister.
12 13 14	567	Paragraph 779(1)(c) Repeal the paragraph, substitute: (c) the Titles Administrator; or (d) NOPSEMA;
16 17 18	568	Section 780D Omit "Secretary of the Department" (wherever occurring), substitute "Secretary".
19 20	569	Subsection 780F(1) Omit "Secretary of the Department", substitute "Secretary".
21	570	Subparagraph 780F(3)(b)(i) Omit "Secretary of the Department", substitute "Secretary".
23 24	571	Subparagraph 780F(3)(b)(ii) Omit "a Designated Authority", substitute "the Titles Administrator".
25 26	572	Subparagraph 780F(3)(b)(iv) Omit "the Safety Authority", substitute "NOPSEMA".
27 28	573	Subsection 780F(4) Omit "Secretary of the Department", substitute "Secretary".
29	574	Subsection 780F(5)

1 2		Omit "Secretary of the Department" (wherever occurring), substitute "Secretary".
3	575	Clause 2 of Schedule 3
4		Omit "the Safety Authority", substitute "NOPSEMA".
5	576	Subclauses 5(1) and (2) of Schedule 3
6		Omit "the Safety Authority", substitute "NOPSEMA".
7 8	577	Subparagraphs 13A(1)(a)(ii), 13A(2)(a)(ii), 13B(1)(a)(ii) and 13B(2)(a)(ii) of Schedule 3
9		Omit "the wellhead is", substitute "the well is wholly or partly".
10	578	Clause 26 of Schedule 3
11 12		Omit "the Safety Authority" (wherever occurring), substitute "NOPSEMA".
13	579	Subclause 30(1) of Schedule 3
14		Omit "the Safety Authority", substitute "NOPSEMA".
15	580	Clause 32 of Schedule 3
16 17		Omit "the Safety Authority" (wherever occurring), substitute "NOPSEMA".
18	581	Subparagraph 34(1)(a)(iii) of Schedule 3
19		Omit "the Safety Authority", substitute "NOPSEMA".
20	582	Subclause 35(2) of Schedule 3
21		Omit "the Safety Authority", substitute "NOPSEMA".
22	583	Subclause 39(1) of Schedule 3
23		Omit "the Safety Authority", substitute "NOPSEMA".
24	584	Clause 44 of Schedule 3
25		Omit "the Safety Authority" (wherever occurring), substitute
26		"NOPSEMA".
27	585	Clause 46 of Schedule 3

1 2		Omit "The Safety Authority" (wherever occurring), substitute "NOPSEMA".
3	586	Clause 47 of Schedule 3
4		Omit "the Safety Authority", substitute "NOPSEMA".
5	587	Clause 48 of Schedule 3
6 7		Omit "The Safety Authority" (wherever occurring), substitute "NOPSEMA".
8	588	Subclause 49(2) of Schedule 3
9		Omit "The Safety Authority", substitute "NOPSEMA".
10 11	Note:	The heading to subclause 49(2) of Schedule 3 is altered by omitting "the Safety Authority" and substituting "NOPSEMA".
12	589	Subclause 49(2) of Schedule 3
13		Omit "the Safety Authority", substitute "NOPSEMA".
14	590	Paragraph 50(2)(d) of Schedule 3
15		Omit "the Safety Authority's", substitute "NOPSEMA's".
16	591	Paragraph 51(2)(b) of Schedule 3
17		Omit "the Safety Authority's", substitute "NOPSEMA's".
18	592	Subparagraph 52(3)(c)(i) of Schedule 3
19		Omit "the Safety Authority's", substitute "NOPSEMA's".
20	593	Subparagraph 56(5)(c)(i) of Schedule 3
21		Omit "the Safety Authority's", substitute "NOPSEMA's".
22	594	Subparagraph 57(5)(c)(i) of Schedule 3
23		Omit "the Safety Authority's", substitute "NOPSEMA's".
24	595	Subclause 58(4) of Schedule 3
25		Omit "the Safety Authority" (wherever occurring), substitute
26		"NOPSEMA".
27	596	Subclause 65(1) of Schedule 3

1		Omit "the Safety Authority", substitute "NOPSEMA".
2 3	597	Subclause 65(2) of Schedule 3 Omit "The Safety Authority", substitute "NOPSEMA".
4 5	598	Paragraph 65(2)(b) of Schedule 3 Omit "the Safety Authority", substitute "NOPSEMA".
6 7 8	599	Clause 66 of Schedule 3 Omit "the Safety Authority" (wherever occurring), substitute "NOPSEMA".
9	600	Subclauses 80(1) and (3) of Schedule 3
10		Omit "the Safety Authority", substitute "NOPSEMA".
11 12	Note:	The heading to subclause 80(1) of Schedule 3 is altered by omitting "the Safety Authority" and substituting "NOPSEMA".
13	601	Subclause 80(4) of Schedule 3
14		Omit "The Safety Authority", substitute "NOPSEMA".
15	602	Subclause 80(5) of Schedule 3
16		Omit "the Safety Authority", substitute "NOPSEMA".
17	603	Clause 82 of Schedule 3
18 19		Omit "the Safety Authority" (wherever occurring), substitute "NOPSEMA".
20	604	Subclause 83(1) of Schedule 3
21		Omit "the Safety Authority", substitute "NOPSEMA".
22	605	Clause 89 of Schedule 3
23 24		Omit "the Safety Authority" (wherever occurring), substitute "NOPSEMA".
25 26	Note:	The heading to subclause 89(1) of Schedule 3 is altered by omitting "Safety Authority" and substituting "NOPSEMA".
27	606	Subclause 89(5) of Schedule 3
28		Omit "The Safety Authority", substitute "NOPSEMA".

1 2	607	Omit "Designated Authority", substitute "Titles Administrator".
3	608	Subclause 2(7) of Schedule 4 (note 2) Omit "Designated Authority", substitute "Titles Administrator".
4		Offit Designated Authority, substitute Titles Administrator.
5	609	Clause 3 of Schedule 4
6 7		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
8	610	Subclauses 4(2), (4), (5) and (6) of Schedule 4
9		Omit "Designated Authority", substitute "Titles Administrator".
10	611	Subclause 4(7) of Schedule 4 (note 2)
11		Omit "Designated Authority", substitute "Titles Administrator".
12	612	Subclause 7(1) of Schedule 4
13		Omit "Designated Authority", substitute "Titles Administrator".
14	613	Paragraph 4(a) of Schedule 5
15		Omit "Designated Authority", substitute "Titles Administrator".
16	614	Subclause 5(1) of Schedule 5
17 18		Omit "Designated Authority" (first occurring), substitute "Titles Administrator".
19 20	Note:	The heading to clause 5 of Schedule 5 is altered by omitting "Designated Authority" and substituting "Titles Administrator".
21	615	Subclause 5(2) of Schedule 5
22		Omit "Designated Authority", substitute "Titles Administrator".
23	616	Clause 6 of Schedule 5
24 25		Omit "Designated Authority" (wherever occurring), substitute "Titles Administrator".
26	617	Subclause 7(1) of Schedule 5
27 28		Omit "Designated Authority" (first and second occurring), substitute "Titles Administrator".

1	618	Paragraph 7(1)(e) of Schedule 5
2		Omit "Designated Authority" (first occurring), substitute "Titles
3		Administrator".
4	619	Clause 8 of Schedule 5
5		Omit "Designated Authority" (second and third occurring), substitute
6		"Titles Administrator".
7	620	Subclause 9(1) of Schedule 5
8		Omit "Designated Authority" (first occurring), substitute "Titles
9		Administrator".
10	621	Paragraph 9(1)(b) of Schedule 5
11		Omit "Designated Authority", substitute "Titles Administrator".
12	622	Paragraph 9(1)(e) of Schedule 5
13		Omit "Designated Authority" (first occurring), substitute "Titles
14		Administrator".
15	623	Subclauses 9(3) and (6) of Schedule 5
16		Omit "Designated Authority" (wherever occurring), substitute "Titles
17		Administrator''.
18	624	Subclause 9(7) of Schedule 5
19		Omit "Designated Authority for a State or the Northern Territory",
20		substitute "Titles Administrator".
21	625	Subclause 9(7) of Schedule 5
22		Omit "Designated Authority" (second occurring), substitute "Titles
23		Administrator".
24	626	Paragraph 9(8)(a) of Schedule 5
25		Omit "Designated Authority for a State or the Northern Territory",
26		substitute "Titles Administrator".
27	627	Subclause 9(12) of Schedule 5
28		Omit "Designated Authority", substitute "Titles Administrator".
20		

Part 2—Amendments relating to registration fees Offshore Petroleum and Greenhouse Gas Storage Act 2006 2 628 Paragraph 512(1)(b) 3 Omit "Designated Authority", substitute "Titles Administrator". 4 629 Subsection 517(1) 5 Omit "Designated Authority", substitute "Titles Administrator". 6 630 Subsection 517(1) 7 Omit "the Register", substitute "the relevant Register". 8 631 Subsections 517(2) to (4) 9 Omit "Designated Authority" (wherever occurring), substitute "Titles 10 Administrator". 11 Note: The heading to subsection 517(2) is altered by omitting "Designated Authority" and 12. substituting "Titles Administrator". 13 632 Subsection 517(5) 14 Omit "Designated Authority concerned", substitute "Titles 15 Administrator". 16 The heading to subsection 517(5) is altered by omitting "Designated Authority" and 17 Note: substituting "Titles Administrator". 18 633 Paragraph 561(1)(b) 19 Omit "responsible Commonwealth Minister", substitute "Titles 20 Administrator". 21 634 Subsections 566(1) to (4) 22 Omit "responsible Commonwealth Minister" (wherever occurring), 23 substitute "Titles Administrator". 24 The heading to subsection 566(2) is altered by omitting "responsible Commonwealth 25 Note: Minister" and substituting "Titles Administrator". 26 635 Subsection 566(5) 27 Omit "responsible Commonwealth Minister concerned", substitute 28 "Titles Administrator".

29

1 2	Note:	The heading to subsection 566(5) is altered by omitting "responsible Commonwealth Minister" and substituting "Titles Administrator".
3	636	Section 629
4		Omit "Designated Authority", substitute "Titles Administrator".
5	Note:	The heading to section 629 is altered by omitting "Designated Authority" and
6		substituting "Titles Administrator".
7		

Part 3—Transitional provisions commencing on Royal Assent

637 Board members

- The amendments made by this Schedule do not affect the continuity of an appointment under section 656 of the *Offshore Petroleum and Greenhouse Gas Storage Act 2006*.
- 7 (2) Subitem (1) does not limit the operation of section 25B of the *Acts Interpretation Act 1901*.

638 CEO

1

2

3

9

15

- 10 (1) The amendments made by this Schedule do not affect the continuity of 11 an appointment under section 665 of the *Offshore Petroleum and* 12 *Greenhouse Gas Storage Act 2006*.
- Subitem (1) does not limit the operation of section 25B of the *Acts Interpretation Act 1901*.

639 Translation of references in documents

- 16 (1) The regulations may provide that, after the commencement of Part 1 of
 17 this Schedule, a specified document has effect as if a specified reference
 18 in the document to the Designated Authority were a reference to the
 19 Titles Administrator.
- Note: For specification by class, see subsection 13(3) of the *Legislative Instruments Act* 2003.
- The regulations may provide that, after the commencement of Part 1 of this Schedule, a specified document has effect as if a specified reference in the document to the Designated Authority were a reference to NOPSEMA.
- Note: For specification by class, see subsection 13(3) of the *Legislative Instruments Act* 2003.
- The regulations may provide that, after the commencement of Part 1 of this Schedule, a specified document has effect as if a specified reference in the document to the Designated Authority were a reference to the responsible Commonwealth Minister.
- Note: For specification by class, see subsection 13(3) of the *Legislative Instruments Act* 2003.
- The regulations may provide that, after the commencement of Part 1 of this Schedule, a specified document has effect as if a specified reference

1 2		in the document to the responsible Commonwealth Minister were a reference to the Titles Administrator.
3	Note:	For specification by class, see subsection 13(3) of the Legislative Instruments Act 2003.
4	(5)	In this item:
5		document includes the following:
6		(a) a petroleum exploration permit;
7		(b) a petroleum retention lease;
8		(c) a petroleum production licence;
9		(d) an infrastructure licence;
10		(e) a pipeline licence;
11		(f) a petroleum special prospecting authority;
12		(g) a petroleum access authority;
13		(h) a greenhouse gas assessment permit;
14		(i) a greenhouse gas holding lease;
15		(j) a greenhouse gas injection licence;
16		(k) a greenhouse gas search authority;
17		(l) a greenhouse gas special authority.
18	640	Transitional—proceedings in courts and tribunals
19	(1)	The regulations may provide that, if:
	(1)	The regulations may provide that, if: (a) specified proceedings are pending in a court or tribunal
19 20 21 22	(1)	(a) specified proceedings are pending in a court or tribunal immediately before the commencement of Part 1 of this
20 21 22	(1)	(a) specified proceedings are pending in a court or tribunal immediately before the commencement of Part 1 of this Schedule; and
20 21 22 23	(1)	(a) specified proceedings are pending in a court or tribunal immediately before the commencement of Part 1 of this Schedule; and(b) the Designated Authority is a party to the proceedings;
20	(1)	(a) specified proceedings are pending in a court or tribunal immediately before the commencement of Part 1 of this Schedule; and
20 21 22 23 24	(1) Note:	 (a) specified proceedings are pending in a court or tribunal immediately before the commencement of Part 1 of this Schedule; and (b) the Designated Authority is a party to the proceedings; then, at the commencement of Part 1 of this Schedule, the Titles
20 21 22 23 24 25 26		 (a) specified proceedings are pending in a court or tribunal immediately before the commencement of Part 1 of this Schedule; and (b) the Designated Authority is a party to the proceedings; then, at the commencement of Part 1 of this Schedule, the Titles Administrator is substituted as a party to the proceedings.
20 21 22 23 24 25 26 27	Note:	 (a) specified proceedings are pending in a court or tribunal immediately before the commencement of Part 1 of this Schedule; and (b) the Designated Authority is a party to the proceedings; then, at the commencement of Part 1 of this Schedule, the Titles Administrator is substituted as a party to the proceedings. For specification by class, see subsection 13(3) of the Legislative Instruments Act 2003.
20 21 22 23 24 25 26 27 28	Note:	 (a) specified proceedings are pending in a court or tribunal immediately before the commencement of Part 1 of this Schedule; and (b) the Designated Authority is a party to the proceedings; then, at the commencement of Part 1 of this Schedule, the Titles Administrator is substituted as a party to the proceedings. For specification by class, see subsection 13(3) of the <i>Legislative Instruments Act 2003</i>. The regulations may provide that, if: (a) specified proceedings are pending in a court or tribunal immediately before the commencement of Part 1 of this
20 21 22 23 24 25	Note:	 (a) specified proceedings are pending in a court or tribunal immediately before the commencement of Part 1 of this Schedule; and (b) the Designated Authority is a party to the proceedings; then, at the commencement of Part 1 of this Schedule, the Titles Administrator is substituted as a party to the proceedings. For specification by class, see subsection 13(3) of the <i>Legislative Instruments Act 2003</i>. The regulations may provide that, if: (a) specified proceedings are pending in a court or tribunal immediately before the commencement of Part 1 of this Schedule; and
20 21 22 23 24 25 26 27 28 29 30	Note:	 (a) specified proceedings are pending in a court or tribunal immediately before the commencement of Part 1 of this Schedule; and (b) the Designated Authority is a party to the proceedings; then, at the commencement of Part 1 of this Schedule, the Titles Administrator is substituted as a party to the proceedings. For specification by class, see subsection 13(3) of the <i>Legislative Instruments Act 2003</i>. The regulations may provide that, if: (a) specified proceedings are pending in a court or tribunal immediately before the commencement of Part 1 of this Schedule; and (b) the Designated Authority is a party to the proceedings;
20 21 22 23 24 25 26 27 28 29 30 31	Note:	 (a) specified proceedings are pending in a court or tribunal immediately before the commencement of Part 1 of this Schedule; and (b) the Designated Authority is a party to the proceedings; then, at the commencement of Part 1 of this Schedule, the Titles Administrator is substituted as a party to the proceedings. For specification by class, see subsection 13(3) of the <i>Legislative Instruments Act 2003</i>. The regulations may provide that, if: (a) specified proceedings are pending in a court or tribunal immediately before the commencement of Part 1 of this Schedule; and (b) the Designated Authority is a party to the proceedings; then, at the commencement of Part 1 of this Schedule, NOPSEMA is
20 21 22 23 24 25 26 27 28 29 30 31	Note:	 (a) specified proceedings are pending in a court or tribunal immediately before the commencement of Part 1 of this Schedule; and (b) the Designated Authority is a party to the proceedings; then, at the commencement of Part 1 of this Schedule, the Titles Administrator is substituted as a party to the proceedings. For specification by class, see subsection 13(3) of the <i>Legislative Instruments Act 2003</i>. The regulations may provide that, if: (a) specified proceedings are pending in a court or tribunal immediately before the commencement of Part 1 of this Schedule; and (b) the Designated Authority is a party to the proceedings;

1	(3)	The regulations may provide that, if:
2		(a) specified proceedings are pending in a court or tribunal
3		immediately before the commencement of Part 1 of this
4		Schedule; and
5		(b) the Designated Authority is a party to the proceedings;
6 7		then, at the commencement of Part 1 of this Schedule, the responsible Commonwealth Minister is substituted as a party to the proceedings.
8	Note:	For specification by class, see subsection 13(3) of the Legislative Instruments Act 2003.
9	(4)	The regulations may provide that, if:
10		(a) specified proceedings are pending in a court or tribunal
11		immediately before the commencement of Part 1 of this
12		Schedule; and
13 14		(b) the responsible Commonwealth Minister is a party to the proceedings;
15		then, at the commencement of Part 1 of this Schedule, the responsible
16		Titles Administrator is substituted as a party to the proceedings.
17	Note:	For specification by class, see subsection 13(3) of the Legislative Instruments Act 2003.
18	(5)	If:
19		(a) proceedings are pending in a court or tribunal immediately
20		before the commencement of Part 1 of this Schedule; and
21		(b) the Designated Authority is a party to the proceedings; and
22 23		(c) the court or tribunal considers that it is in the interests of the administration of justice to do so;
24		the court or tribunal may, by order, determine:
25		(d) that regulations made for the purposes of subitem (1), (2) or
26		(3) do not apply to the proceedings; and
27		(e) that a person specified in the order is substituted as a party to
28		the proceedings.
29	(6)	If:
30		(a) proceedings are pending in a court or tribunal immediately
31		before the commencement of Part 1 of this Schedule; and
32		(b) the responsible Commonwealth Minister is a party to the
33		proceedings; and
34		(c) the court or tribunal considers that it is in the interests of the
35		administration of justice to do so;
36		the court or tribunal may, by order, determine:

1 2	(d) that regulations made for the purposes of subitem (4) do not apply to the proceedings; and
3	(e) that a person specified in the order is substituted as a party to
1	the proceedings.
5	641 Transitional regulations
5	The Governor-General may make regulations prescribing matters
5 5 7	•

Part 4—Transitional provisions commencing on Proclamation

642 Interpretation

1

2

3

23

24

25

26

27

28

29

30

31

32

33

34

- For the purposes of this Part, if a provision of the *Offshore Petroleum*and Greenhouse Gas Storage Act 2006 is amended by this Schedule so
 as to transfer a function or power of the Designated Authority for an
 offshore area to the Titles Administrator, that provision, as in force
 before the commencement of this item, is a Category A provision of the
 Offshore Petroleum and Greenhouse Gas Storage Act 2006.
- 10 (2) For the purposes of this Part, if a provision of the *Offshore Petroleum*11 and Greenhouse Gas Storage Act 2006 is amended by this Schedule so
 12 as to transfer a function or power of the Designated Authority for an
 13 offshore area to NOPSEMA, that provision, as in force before the
 14 commencement of this item, is a Category B provision of the Offshore
 15 Petroleum and Greenhouse Gas Storage Act 2006.
- 16 (3) For the purposes of this Part, if a provision of the *Offshore Petroleum*17 and Greenhouse Gas Storage Act 2006 is amended by this Schedule so
 18 as to transfer a function or power of the Designated Authority for an
 19 offshore area to the responsible Commonwealth Minister, that
 20 provision, as in force before the commencement of this item, is a
 21 Category C provision of the Offshore Petroleum and Greenhouse Gas
 22 Storage Act 2006.
 - (4) For the purposes of this Part, if a provision of the *Offshore Petroleum* and *Greenhouse Gas Storage Act 2006* is amended by this Schedule so as to transfer a function or power of the responsible Commonwealth Minister to the Titles Administrator, that provision, as in force before the commencement of this item, is a *Category D provision* of the *Offshore Petroleum and Greenhouse Gas Storage Act 2006*.

643 Transitional—instruments made or given by the Designated Authority to be attributed to the Titles Administrator etc.

- (1) This item applies to an instrument if:
 - (a) the instrument was in force immediately before the commencement of this item; and

1 2 3 4		(b) the instrument was made or given, by the Designated Authority for an offshore area, under, or for the purposes of, a Category A provision of the <i>Offshore Petroleum and Greenhouse Gas Storage Act 2006</i> .
5	(2)	The instrument has effect, after the commencement of this item, as if it
6		had been made or given:
7		(a) by the Titles Administrator; and
8 9		(b) under, or for the purposes of, the corresponding provision of that Act as amended by this Schedule.
10 11	644	Transitional—acts of Designated Authority to be attributed to the Titles Administrator etc.
12 13	(1)	This item applies to an act or thing (other than the making or giving of an instrument) that was done before the commencement of this item:
14 15		(a) by, or in relation to, the Designated Authority for an offshore area; and
16 17		(b) under, or for the purposes of, a Category A provision of the <i>Offshore Petroleum and Greenhouse Gas Storage Act 2006</i> .
18 19	(2)	The act or thing has effect, after the commencement of this item, as if it had been done:
20		(a) by, or in relation to, the Titles Administrator; and
21 22		(b) under, or for the purposes of, the corresponding provision of that Act as amended by this Schedule.
23 24	645	Transitional—instruments made or given by the Designated Authority to be attributed to NOPSEMA etc.
25	(1)	This item applies to an instrument if:
26		(a) the instrument was in force immediately before the
27		commencement of this item; and
28		(b) the instrument was made or given, by the Designated
29		Authority for an offshore area, under, or for the purposes of,
30 31		a Category B provision of the <i>Offshore Petroleum and Greenhouse Gas Storage Act 2006</i> .
32	(2)	The instrument has effect, after the commencement of this item, as if it
33		had been made or given:
34		(a) by NOPSEMA; and

1 2		(b) under, or for the purposes of, the corresponding provision of that Act as amended by this Schedule.
3	646	Transitional—acts of Designated Authority to be attributed to NOPSEMA etc.
5 6 7 8 9	(1)	This item applies to an act or thing (other than the making or giving of an instrument) that was done before the commencement of this item: (a) by, or in relation to, the Designated Authority for an offshore area; and (b) under, or for the purposes of, a Category B provision of the Offshore Petroleum and Greenhouse Gas Storage Act 2006.
11 12 13 14 15	(2)	The act or thing has effect, after the commencement of this item, as if it had been done: (a) by, or in relation to, NOPSEMA; and (b) under, or for the purposes of, the corresponding provision of that Act as amended by this Schedule.
16 17 18	647	Transitional—instruments made or given by the Designated Authority to be attributed to the responsible Commonwealth Minister etc.
19 20 21 22 23 24 25	(1)	This item applies to an instrument if: (a) the instrument was in force immediately before the commencement of this item; and (b) the instrument was made or given, by the Designated Authority for an offshore area, under, or for the purposes of, a Category C provision of the <i>Offshore Petroleum and Greenhouse Gas Storage Act 2006</i> .
26 27 28 29 30	(2)	The instrument has effect, after the commencement of this item, as if it had been made or given: (a) by the responsible Commonwealth Minister; and (b) under, or for the purposes of, the corresponding provision of that Act as amended by this Schedule.
31 32 33	648	Transitional—acts of Designated Authority to be attributed to the responsible Commonwealth Minister etc.

1 2	(1)	This item applies to an act or thing (other than the making or giving of an instrument) that was done before the commencement of this item:
3		(a) by, or in relation to, the Designated Authority for an offshore
4		area; and
5 6		(b) under, or for the purposes of, a Category C provision of the <i>Offshore Petroleum and Greenhouse Gas Storage Act</i> 2006.
7 8	(2)	The act or thing has effect, after the commencement of this item, as if it had been done:
9 10		(a) by, or in relation to, the responsible Commonwealth Minister; and
11 12		(b) under, or for the purposes of, the corresponding provision of that Act as amended by this Schedule.
13	649	Transitional—instruments made or given by the
14		responsible Commonwealth Minister to be attributed to
15		the Titles Administrator etc.
16	(1)	This item applies to an instrument if:
17		(a) the instrument was in force immediately before the
18		commencement of this item; and
19		(b) the instrument was made or given, by the responsible
20		Commonwealth Minister, under, or for the purposes of, a
21		Category D provision of the <i>Offshore Petroleum and</i>
22		Greenhouse Gas Storage Act 2006.
23	(2)	The instrument has effect, after the commencement of this item, as if it
24		had been made or given:
25		(a) by the Titles Administrator; and
26		(b) under, or for the purposes of, the corresponding provision of
27		that Act as amended by this Schedule.
28	650	Transitional—acts of the responsible Commonwealth
29		Minister to be attributed to the Titles Administrator etc.
30	(1)	This item applies to an act or thing (other than the making or giving of
31	()	an instrument) that was done before the commencement of this item:
32		(a) by, or in relation to, the responsible Commonwealth
33		Minister; and
34		(b) under, or for the purposes of, a Category D provision of the
35		Offshore Petroleum and Greenhouse Gas Storage Act 2006.

1 2 3 4 5	(2)	The act or thing has effect, after the commencement of this item, as if it had been done: (a) by, or in relation to, the Titles Administrator; and (b) under, or for the purposes of, the corresponding provision of that Act as amended by this Schedule.
6	651	Transitional—continuation of Registers
7 8 9 10 11	(1)	A Register for an offshore area kept under section 469 of the <i>Offshore Petroleum and Greenhouse Gas Storage Act 2006</i> after the commencement of this item is, for all purposes, a continuation of the Register kept under section 469 of that Act by the Designated Authority for that offshore area immediately before the commencement of this item.
13 14 15 16	(2)	The Register kept under section 521 of the <i>Offshore Petroleum and Greenhouse Gas Storage Act 2006</i> after the commencement of this item is, for all purposes, a continuation of the Register kept under section 521 of that Act by the responsible Commonwealth Minister immediately before the commencement of this item.
18 19	652	Transitional—transfer of Registers by Designated Authority
20 21 22 23	(1)	This item applies to a Register that was kept under section 469 of the <i>Offshore Petroleum and Greenhouse Gas Storage Act 2006</i> by the Designated Authority for an offshore area immediately before the commencement of this item.
24 25	(2)	The Register is to be transferred to the Titles Administrator after the commencement of this item.
26 27	653	Transitional—transfer of Register by responsible Commonwealth Minister
28 29 30 31	(1)	This item applies to the Register that was kept under section 521 of the <i>Offshore Petroleum and Greenhouse Gas Storage Act 2006</i> by the responsible Commonwealth Minister immediately before the commencement of this item.
32 33	(2)	The Register is to be transferred to the Titles Administrator after the commencement of this item.

1 2	654	Transitional—transfer of petroleum records to the Titles Administrator				
3	(1)	This item applies to:				
4 5		(a) any records or documents that, immediately before the commencement of this item, were:				
6 7		(i) in the possession of the Designated Authority for an offshore area; and				
8 9 10		(ii) applicable documents within the meaning of Part 7.3 of, or Schedule 5 to, the <i>Offshore Petroleum and Greenhouse Gas Storage Act 2006</i> ; and				
11 12		(b) any cores, cuttings or samples that, immediately before the commencement of this item, were:				
13 14		(i) in the possession of the Designated Authority for an offshore area; and				
15 16 17		(ii) petroleum mining samples within the meaning of Part 7.3 of the Offshore Petroleum and Greenhouse Gas Storage Act 2006.				
18 19 20	(2)	The records, documents, cores, cuttings and samples are to be transferred to the Titles Administrator after the commencement of this item.				
21 22	655	Transitional—transfer of greenhouse gas records to the Titles Administrator				
23 24 25	(1)	This item applies to: (a) any records or documents that, immediately before the commencement of this item, were:				
26 27		(i) in the possession of the responsible Commonwealth Minister; and				
28 29 30		(ii) applicable documents within the meaning of Part 8.3 of the <i>Offshore Petroleum and Greenhouse Gas Storage</i> <i>Act 2006</i> ; and				
31 32		(b) any cores, cuttings or samples that, immediately before the commencement of this item, were:				
33 34		(i) in the possession of the responsible Commonwealth Minister; and				

1		(ii) eligible samples within the meaning of Part 8.3 of the
2		Offshore Petroleum and Greenhouse Gas Storage Act
3		2006.
4	(2)	The records, documents, cores, cuttings and samples are to be
5		transferred to the Titles Administrator after the commencement of this
6		item.
7	656	Transitional regulations
8		The Governor-General may make regulations in relation to transitional
9		matters arising out of the amendments made by this Schedule.
10		

1 2	Schedule 3—Amendments relating to annual fees
3 4 5	Part 1—Repeal of the Offshore Petroleum and Greenhouse Gas Storage (Annual Fees) Act 2006
6 7	Offshore Petroleum and Greenhouse Gas Storage (Annual Fees) Act 2006
8	1 The whole of the Act
9 10	Repeal the Act.

Part 2—Consequential amendments 1 Offshore Petroleum and Greenhouse Gas Storage Act 2006 2 2 Section 7 (definition of Annual Fees Act) 3 Repeal the definition. 4 3 Paragraph 270(3)(a) 5 Omit "Acts". 6 4 Subparagraph 270(3)(a)(iii) 7 Repeal the subparagraph, substitute: 8 (iii) section 10E of the Regulatory Levies Act; 9 5 Subparagraph 274(d)(iii) 10 Repeal the subparagraph, substitute: 11 (iii) section 10E of the Regulatory Levies Act; 12 6 Subparagraph 277(3)(a)(iii) 13 Repeal the subparagraph, substitute: 14 (iii) section 10E of the Regulatory Levies Act; 15 7 Subparagraph 277(4)(a)(iii) 16 Repeal the subparagraph, substitute: 17 (iii) section 10E of the Regulatory Levies Act; 18 8 Paragraph 442(3)(a) 19 Omit "Acts". 20 9 Subparagraph 442(3)(a)(ii) 21 Repeal the subparagraph, substitute: 22 (ii) section 10E of the Regulatory Levies Act; 23 10 Subparagraph 446(d)(ii) 24

(ii) section 10E of the Regulatory Levies Act;

Repeal the subparagraph, substitute:

25

26

1	11	Subparagraph 449(3)(a)(ii)
2		Repeal the subparagraph, substitute:
3		(ii) section 10E of the Regulatory Levies Act;
4	12	Subparagraph 449(4)(a)(ii)
5		Repeal the subparagraph, substitute:
6		(ii) section 10E of the Regulatory Levies Act;
7	13	Paragraph 589(2)(e)
8		Repeal the paragraph, substitute:
9		(e) any amounts payable by that person under section 10E of the
10		Regulatory Levies Act, so long as the amount concerned is
11		due and payable.
12	14	Paragraph 597(2)(d)
13		Repeal the paragraph, substitute:
14		(d) any amounts payable by that person under section 10E of the
15		Regulatory Levies Act, so long as the amount concerned is
16		due and payable.
17	15	Division 1 of Part 6.7
18		Repeal the Division.
19		•

Part 3—Application and transitional provisions

2	16 Application of repeal
3	The repeal of the <i>Offshore Petroleum and Greenhouse Gas Storage</i> (Annual Fees) Act 2006 by this Schedule applies:
5	(a) to the extent to which that Act relates to a year of the term of:
6	(i) a work-bid petroleum exploration permit; or
7	(ii) a special petroleum exploration permit; or
8	(iii) a petroleum retention lease; or
9	(iv) a petroleum production licence; or
10	(v) an infrastructure licence; or
1	(vi) a pipeline licence;
.2	to such a year that begins at or after the commencement of this item; and
14	(b) to the extent to which that Act relates to a year of the term of:
15	(i) a work-bid greenhouse gas assessment permit; or
16	(ii) a greenhouse gas holding lease; or
17	(iii) a greenhouse gas injection licence;
18	to such a year that begins at or after the commencement of
19	this item.
20	17 Transitional
21	Despite the amendments of the Offshore Petroleum and Greenhouse
22	Gas Storage Act 2006 made by this Schedule, that Act continues to
23	apply, after the commencement of this item, in relation to:
24	(a) a fee payable under the repealed Offshore Petroleum and
25	Greenhouse Gas Storage (Annual Fees) Act 2006; and
26	(b) late payment penalty payable in relation to such a fee;
27	as if those amendments had not been made.
90	

1	Schedule 4—Amendments relating to
2	registration fees
3	Part 1—Repeal of the Offshore Petroleum and
4	Greenhouse Gas Storage (Registration
5	Fees) Act 2006
6	Offshore Petroleum and Greenhouse Gas Storage
7	(Registration Fees) Act 2006
8	1 The whole of the Act
9	Repeal the Act.
10	

Part 2—Consequential amendments

2	0	ffshore Petroleum and Greenhouse Gas Storage Act 2006			
3	2	Section 7 (def	finition of Registration Fees Act)		
4		Repeat the d	erinition.		
5	3	At the end of	section 473		
6		Add:			
7 8		Note:	Section 516A requires the application to be accompanied by an application fee.		
9	4	Subsection 4	79(3)		
10		Omit "On pa	ayment of the fee provided for in the Registration Fees Act		
11		the", substitu	ute "The".		
12	5	At the end of	section 488		
13		Add:			
14 15		Note:	Section 516A requires the application to be accompanied by an application fee.		
16	6	Subsection 49	94(3)		
17		Omit "On pa	ayment of the fee provided for in the Registration Fees Act		
18		the", substitu	•		
19	7	At the end of	section 498		
20		Add:			
21		Note:	Section 516A requires the provisional application to be accompanied		
22			by an application fee.		
23	8	Section 512			

Repeal the section.

9 After section 516

Insert:

24

25

1	510	6A Application fee
2 3		(1) An eligible application must be accompanied by the fee (if any) prescribed by the regulations.
4		Note: For <i>eligible application</i> , see subsection (4).
5		(2) Different fees may be prescribed for different eligible applications.
6		(3) A fee must not be such as to amount to taxation.
7 8 9 10 11		 (4) For the purposes of this section, each of the following is an <i>eligible application</i>: (a) an application for the approval of the transfer of a title; (b) an application for the approval of a dealing (other than an application covered by section 502);
12		(c) a provisional application for the approval of a dealing.
13	10	Section 517
14		Repeal the section.
15 16	11	At the end of section 525 Add:
17 18		Note: Section 565A requires the application to be accompanied by an application fee.
19	12	Subsection 530(3)
20 21		Omit "On payment of the fee provided for in the Registration Fees Act, the", substitute "The".
22	13	At the end of section 539
23		Add:
24 25		Note: Section 565A requires the application to be accompanied by an application fee.
26	14	Subsection 544(3)
27 28		Omit "On payment of the fee provided for in the Registration Fees Act, the", substitute "The".
29	15	At the end of section 548
30		Add:

1 2	Note: Section 565A requires the provisional application to be accompanied by an application fee.
3	16 Section 561
4	Repeal the section.
5	17 After section 565
6	Insert:
7	565A Application fee
8 9	(1) An eligible application must be accompanied by the fee (if any) prescribed by the regulations.
10	Note: For <i>eligible application</i> , see subsection (4).
11	(2) Different fees may be prescribed for different eligible applications
12	(3) A fee must not be such as to amount to taxation.
13 14	(4) For the purposes of this section, each of the following is an <i>eligible application</i> :
15 16 17 18	(a) an application for the approval of the transfer of a title;(b) an application for the approval of a dealing (other than an application covered by section 551);(c) a provisional application for the approval of a dealing.
19 20	18 Section 566 Repeal the section.
20	
21	19 Division 2 of Part 6.7
22	Repeal the Division.
23	20 After paragraph 636(1)(e)
24	Insert:
25	(eaa) a fee under subsection 516A(1);
26	21 Before paragraph 636(1)(f)
27	Insert:
28	(ec) a fee under subsection 565A(1);
29	

Part 3—Application and transitional provisions

22 /	qq <i>P</i>	ication	of	re	peal
-------------	-------------	---------	----	----	------

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

29

30

31

32

The repeal of the *Offshore Petroleum and Greenhouse Gas Storage* (*Registration Fees*) *Act* 2006 by this Schedule applies:

- (a) to the extent to which that Act relates to the entry, under section 479 of the *Offshore Petroleum and Greenhouse Gas Storage Act 2006*, of a memorandum of the transfer of a title—to such an entry made in response to an application made after the commencement of this item; and
- (b) to the extent to which that Act relates to the entry, under section 494 of the *Offshore Petroleum and Greenhouse Gas Storage Act 2006*, of the approval of a dealing—to such an entry made in response to an application or provisional application made after the commencement of this item; and
- (c) to the extent to which that Act relates to the entry, under section 530 of the Offshore Petroleum and Greenhouse Gas Storage Act 2006, of a memorandum of the transfer of a title—to such an entry made in response to an application made after the commencement of this item; and
- (d) to the extent to which that Act relates to the entry, under section 544 of the *Offshore Petroleum and Greenhouse Gas Storage Act 2006*, of the approval of a dealing—to such an entry made in response to an application or provisional application made after the commencement of this item.

23 Application of provisions relating to application fees

- 26 (1) Section 516A of the *Offshore Petroleum and Greenhouse Gas Storage*27 *Act 2006* as amended by this Schedule applies to eligible applications
 28 made after the commencement of this item.
 - (2) Section 565A of the *Offshore Petroleum and Greenhouse Gas Storage*Act 2006 as amended by this Schedule applies to eligible applications made after the commencement of this item.

24 Transitional

1

2

3

4

5

6

Despite the amendments of the Offshore Petroleum and Greenhouse Gas Storage Act 2006 made by this Schedule, that Act continues to apply, after the commencement of this item, in relation to a fee imposed by the repealed Offshore Petroleum and Greenhouse Gas Storage (Registration Fees) Act 2006, as if those amendments had not been made.

Schedule 5—Technical amendments

- 3 Offshore Petroleum and Greenhouse Gas Storage Act 2006
- 1 Paragraph 114(2)(a)

1 2

5 Omit "Designated Authority", substitute "Joint Authority".