



Petroleum (Submerged Lands) Amendment Act 2002

No. 93, 2002

**An Act to amend the *Petroleum (Submerged Lands)*
Act 1967, and for other purposes**

Note: An electronic version of this Act is available in SCALEplus
(<http://scaleplus.law.gov.au/html/comact/browse/TOCN.htm>)

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Petroleum (Submerged Lands) Amendment Act 2002

No. 93, 2002

An Act to amend the *Petroleum (Submerged Lands) Act 1967*, and for other purposes

[Assented to 31 October 2002]

The Parliament of Australia enacts:

1 Short title

This Act may be cited as the *Petroleum (Submerged Lands)
Amendment Act 2002*.

2 Commencement

This Act commences on the day on which it receives the Royal
Assent.

3 Schedule(s)

Each Act that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

Schedule 1—Amendment of the Petroleum (Submerged Lands) Act 1967

1 Subsection 30(1)

Omit “section 31”, substitute “sections 31 and 31A”.

2 At the end of section 31

Add:

Note: The operation of this section is affected by a saving provision set out in item 32 of Schedule 1 to the *Petroleum (Submerged Lands) Legislation Amendment Act (No. 1) 2000*. The saving provision applies in relation to the first application after the commencement of item 31 of that Schedule (on 7 March 2000) for the renewal of a permit that was granted before that commencement.

3 After section 31

Insert:

31A Certain permits cannot be renewed more than twice

Scope

- (1) This section applies to an application for the renewal of a permit, where:
- (a) the original permit was granted under section 22:
 - (i) on or after 1 January 2003; and
 - (ii) as a result of an application made in response to an invitation in an instrument that was published under subsection 20(1) on or after 1 January 2003; or
 - (b) the original permit was granted under section 27 on or after 1 January 2003.

Permit cannot be renewed more than twice

- (2) A permittee must not make the application if it could result in the original permit being renewed more than twice.

4 Subsection 38H(4)

Omit “2 notices”, substitute “a notice”.

5 Transitional—section 38H of the Petroleum (Submerged Lands) Act 1967

If, before the commencement of this item:

- (a) a lessee had already complied with a notice of the kind referred to in paragraph 38H(3)(b) of the *Petroleum (Submerged Lands) Act 1967* during the term of the lease; and
 - (b) the Designated Authority had given to the lessee during that term a further notice of that kind; and
 - (c) the lessee had not complied with the further notice;
- the *Petroleum (Submerged Lands) Act 1967* has effect, after the commencement of this item, as if the Designated Authority had not given the further notice.

*[Minister's second reading speech made in—
House of Representatives on 15 May 2002
Senate on 19 June 2002]*

(115/02)
