Offshore Resources Legislation Amendment (Personal Property Securities) Act 2011

No. 113, 2011

An Act to amend legislation relating to offshore resources, and for other purposes

Note: An electronic version of this Act is available in ComLaw (http://www.comlaw.gov.au/)
Contents

1 Short title..............................................................................................................1
2 Commencement.................................................................................................2
3 Schedule(s) .......................................................................................................2

Schedule 1—Amendments

Offshore Minerals Act 1994
Offshore Resources Legislation Amendment (Personal Property Securities) Act 2011

No. 113, 2011

An Act to amend legislation relating to offshore resources, and for other purposes

[Assented to 14 October 2011]

The Parliament of Australia enacts:

1 Short title

This Act may be cited as the Offshore Resources Legislation Amendment (Personal Property Securities) Act 2011.
2 Commencement

(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.

<table>
<thead>
<tr>
<th>Column 1</th>
<th>Column 2</th>
<th>Column 3</th>
</tr>
</thead>
<tbody>
<tr>
<td>Provision(s)</td>
<td>Commencement</td>
<td>Date/Details</td>
</tr>
<tr>
<td>1. Sections 1 to 3 and anything in this Act not elsewhere covered by this table</td>
<td>The day this Act receives the Royal Assent.</td>
<td>14 October 2011</td>
</tr>
<tr>
<td>2. Schedule 1</td>
<td>The later of:</td>
<td>30 January 2012</td>
</tr>
<tr>
<td></td>
<td>(a) the start of the day after this Act receives the Royal Assent; and</td>
<td>(see F2011L02397)</td>
</tr>
<tr>
<td></td>
<td>(b) the registration commencement time within the meaning of the Personal Property Securities Act 2009.</td>
<td>(paragraph (b) applies)</td>
</tr>
</tbody>
</table>

Note: This table relates only to the provisions of this Act as originally enacted. It will not be amended to deal with any later amendments of this Act.

(2) Any information in column 3 of the table is not part of this Act. Information may be inserted in this column, or information in it may be edited, in any published version of this Act.

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Each Act that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

Offshore Resources Legislation Amendment (Personal Property Securities) Act 2011
No. 113, 2011
Schedule 1—Amendments

Offshore Minerals Act 1994

1 After section 439
   Insert:

439A Licences, and interests in licences etc., are not personal property for the purposes of the Personal Property Securities Act 2009
   Each of the following is declared not to be personal property for the purposes of the Personal Property Securities Act 2009:
   (a) a licence;
   (b) an interest or right in, or in relation to, a licence.
   Note: See paragraph 8(1)(k) of the Personal Property Securities Act 2009.


2 After Part 9.10A
   Insert:

Part 9.10B—Personal property securities

780H Titles, and interests etc. in titles, are not personal property for the purposes of the Personal Property Securities Act 2009
   Each of the following is declared not to be personal property for the purposes of the Personal Property Securities Act 2009:
   (a) a petroleum exploration permit;
   (b) a petroleum retention lease;
   (c) a petroleum production licence;
   (d) an infrastructure licence;
   (e) a pipeline licence;
   (f) a petroleum special prospecting authority;
Schedule 1 Amendments

(g) a petroleum access authority;
(h) a greenhouse gas assessment permit;
(i) a greenhouse gas holding lease;
(j) a greenhouse gas injection licence;
(k) a greenhouse gas search authority;
(l) a greenhouse gas special authority;
(m) an interest, right, determination or option referred to in item 1, 2, 3, 4, 5, 6 or 7 of the table in section 486;
(n) an interest, right, determination or option referred to in item 1, 2, 3, 4, 5 or 6 of the table in section 537;
(o) any other interest or right in, or in relation to, a permit, lease, licence or authority covered by paragraph (a), (b), (c), (d), (e), (f), (g), (h), (i), (j), (k) or (l) of this section.

Note: See paragraph 8(1)(k) of the Personal Property Securities Act 2009.

[Minister’s second reading speech made in—
House of Representatives on 25 May 2011
Senate on 7 July 2011]

(89/11)