Petroleum (Submerged Lands) Amendment Regulations 2009 (No. 1)'

Select Legislative Instrument 2009 No. 153

I, QUENTIN BRYCE, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the Offshore Petroleum and Greenhouse Gas Storage Act 2006.

Dated 24 June 2009

QUENTIN BRYCE
Governor-General

By Her Excellency’s Command

MARTIN FERGUSON
Minister for Resources and Energy
1 Name of Regulations
These Regulations are the *Petroleum (Submerged Lands) Amendment Regulations 2009 (No. 1)*.

2 Commencement
These Regulations commence on 1 July 2009.

3 Amendment of *Petroleum (Submerged Lands) Regulations 1985*
Schedule 1 amends the *Petroleum (Submerged Lands) Regulations 1985*.

Schedule 1 Amendments
(regulation 3)

[1] Regulation 1
*substitute*

1 Name of Regulations
These Regulations are the *Offshore Petroleum and Greenhouse Gas Storage Regulations 1985*.

[2] Regulation 2
*omit* *Petroleum (Submerged Lands) Act 1967.*
*insert* *Offshore Petroleum and Greenhouse Gas Storage Act 2006.*
[3] **After regulation 2C**

*insert*

2D **Application fees**

(1) For subsection 256 (2) of the Act, the prescribed fee for an application is the fee specified in Part 1 of Schedule 2 for that application.

(2) For subsection 427 (2) of the Act, the prescribed fee for an application is the fee specified in Part 2 of Schedule 2 for that application.

[4] **Regulation 3**

*omit*

For the purposes of paragraph 78 (3) (a)

*insert*

For paragraphs 474 (a) and 526 (a)

[5] **After regulation 3**

*insert*

3A **Registration fees**

(1) For paragraph 483 (2) (b) of the Act, the fee is $92.

(2) For paragraph 485 (2) (b) of the Act, the fee is $92.

(3) For paragraph 534 (2) (b) of the Act, the fee is $92.

(4) For paragraph 536 (2) (b) of the Act, the fee is $92.
[6] Regulation 4, heading
substitute

4 Instrument evidencing dealing

[7] Subregulation 4 (1)
omit For the purposes of paragraph 81 (4) (b)
insert For subsections 489 (2) and 540 (2)

[8] Paragraph 4 (1) (a)
omit paragraph 81 (4) (a)
insert subsection 489 (1) or 540 (1)

[9] Paragraph 4 (1) (d)
omit paragraph or paragraphs of subsection 81 (1)
insert item in section 486 or 537

[10] Paragraph 4 (1) (f)
omit paragraph 4 (5) (a)
insert item 1 or 3 of subsection 6 (2) or 6B (2)

*omit*

paragraph 4 (5) (b)

*insert*

item 2 or 4 of subsection 6 (2) or 6B (2)

[12] **Paragraph 4 (1) (h)**

*omit*

subsection 4 (6A)

*insert*

item 6 of subsection 6 (2) or 6B (2)


*omit*

of the Act

*insert*

of the *Petroleum (Submerged Lands) Act 1967*

[14] **Regulation 5**

*omit*

[15] **Regulations 6 and 7**

*substitute*

**6 Register inspection fee**

(1) For subsections 515 (1) and (2) of the Act, the fee is $19.

(2) For subsections 564 (1) and (2) of the Act, the fee is $19.
7 **Document and certification fees**

(1) For subsections 516 (2) and 565 (2) of the Act, the fee is $3.50 per page.

(2) For subsections 516 (4) and 565 (4) of the Act, the fee is $45.

[16] **Regulation 9, heading**

*substitute*

9 **Information and inspection fees**

[17] **Regulation 9**

*omit*

For the purposes of each of subsections 118 (1B), (2) and (5A) and paragraph 118 (5) (c)

*insert*

For subsections 717 (2) and 741 (2)

[18] **Paragraphs 9 (a) and (b)**

*omit*

$34

*insert*

$38

[19] **Regulation 9, note**

*substitute*

*Note*  The fees in this regulation relate to the regulations set out in Part 6 of the *Petroleum (Submerged Lands) (Data Management) Regulations 2004*. 
[20] **Schedule 1**

*omit*

Petroleum (Submerged Lands) Regulations transfer of title under section 78 of the Petroleum (Submerged Lands) Act 1967

*insert*

Transfer of title under Part 4.3 or 5.3 of the Offshore Petroleum and Greenhouse Gas Storage Act 2006

[21] **Schedule 1**

*omit*

19 .

*insert*

20 .

[22] **Schedule 1, note (3)**

*omit*

section 78

*insert*

section 467 or 519

[23] **Schedule 2**

*substitute*

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**Schedule 2**  **Application fees**  *(regulation 2D)*

**Part 1**  **Fees for petroleum applications**

<table>
<thead>
<tr>
<th>Item</th>
<th>Type of application</th>
<th>Fee ($)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Work-bid petroleum exploration permit</td>
<td>4 590</td>
</tr>
<tr>
<td>2</td>
<td>Special petroleum exploration permit</td>
<td>4 590</td>
</tr>
</tbody>
</table>
### Schedule 1 Amendments

#### 8 Petroleum (Submerged Lands) Amendment Regulations 2009 (No. 1)

<table>
<thead>
<tr>
<th>Item</th>
<th>Type of application</th>
<th>Fee ($)</th>
</tr>
</thead>
<tbody>
<tr>
<td>3</td>
<td>Cash-bid petroleum exploration permit</td>
<td>1 835</td>
</tr>
<tr>
<td>4</td>
<td>Renewal of petroleum exploration permit (all types)</td>
<td>1 835</td>
</tr>
<tr>
<td>5</td>
<td>Petroleum retention lease (all types)</td>
<td>1 835</td>
</tr>
<tr>
<td>6</td>
<td>Renewal of petroleum retention lease (all types)</td>
<td>1 835</td>
</tr>
<tr>
<td>7</td>
<td>Petroleum production licence over a surrendered block</td>
<td>4 590</td>
</tr>
<tr>
<td>8</td>
<td>Petroleum production licence over an individual block</td>
<td>920</td>
</tr>
<tr>
<td>9</td>
<td>Petroleum production licence (other than a licence in items 7 and 8)</td>
<td>1 835</td>
</tr>
<tr>
<td>10</td>
<td>Renewal of petroleum production licence (all types)</td>
<td>1 835</td>
</tr>
<tr>
<td>11</td>
<td>Infrastructure licence</td>
<td>1 835</td>
</tr>
<tr>
<td>12</td>
<td>Pipeline licence</td>
<td>4 590</td>
</tr>
<tr>
<td>13</td>
<td>Variation of pipeline licence</td>
<td>920</td>
</tr>
<tr>
<td>14</td>
<td>Petroleum special prospecting authority</td>
<td>920</td>
</tr>
</tbody>
</table>

### Part 2 Fees for greenhouse gas applications

<table>
<thead>
<tr>
<th>Item</th>
<th>Type of application</th>
<th>Fee ($)</th>
</tr>
</thead>
<tbody>
<tr>
<td>15</td>
<td>Work-bid greenhouse gas assessment permit</td>
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<tr>
<td>16</td>
<td>Cash-bid greenhouse gas assessment permit</td>
<td>0</td>
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<tr>
<td>17</td>
<td>Renewal of greenhouse gas assessment permit</td>
<td>0</td>
</tr>
<tr>
<td>18</td>
<td>Greenhouse gas holding lease (all types)</td>
<td>1 835</td>
</tr>
<tr>
<td>19</td>
<td>Renewal of greenhouse gas holding lease</td>
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<tr>
<td>20</td>
<td>Greenhouse gas injection licence</td>
<td>1 835</td>
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<tr>
<td>21</td>
<td>Greenhouse gas search authority</td>
<td>0</td>
</tr>
<tr>
<td>22</td>
<td>Greenhouse gas site closing certificate</td>
<td>4 590</td>
</tr>
</tbody>
</table>

### Note