



# Offshore Petroleum and Greenhouse Gas Storage Legislation Amendment Regulations 2011 (No. 1)<sup>1</sup>

**Select Legislative Instrument 2011 No. 198**

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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* and the *Offshore Petroleum and Greenhouse Gas Storage (Annual Fees) Act 2006*.

Dated 19 October 2011

QUENTIN BRYCE  
Governor-General

By Her Excellency's Command

MARTIN FERGUSON  
Minister for Resources and Energy

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**1 Name of Regulations**

These Regulations are the *Offshore Petroleum and Greenhouse Gas Storage Legislation Amendment Regulations 2011 (No. 1)*.

**2 Commencement**

These Regulations commence on the commencement of Schedule 1 to the *Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) Act 2011*.

**3 Amendment of *Offshore Petroleum and Greenhouse Gas Storage (Resource Management and Administration) Regulations 2011***

Schedule 1 amends the *Offshore Petroleum and Greenhouse Gas Storage (Resource Management and Administration) Regulations 2011*.

**4 Amendment of *Offshore Petroleum and Greenhouse Gas Storage (Annual Fees) Regulations 1994***

Schedule 2 amends the *Offshore Petroleum and Greenhouse Gas Storage (Annual Fees) Regulations 1994*.

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**Schedule 1**      **Amendments of *Offshore  
Petroleum and Greenhouse  
Gas Storage (Resource  
Management and  
Administration) Regulations  
2011***

(regulation 3)

**[1]      Subregulation 11.02 (1)**

*omit*

\$92

*insert*

\$105

**[2]      Subregulation 11.02 (2)**

*omit*

\$92

*insert*

\$105

**[3]      Subregulation 11.03 (1)**

*omit*

\$19

*insert*

\$20

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**[4] Regulations 11.04 to 11.06***substitute***11.04 Document and certification fees**

- (1) For subsection 516 (2) of the Act, the fee is \$4.00 per page.
- (2) For subsection 516 (4) of the Act, the fee is \$50.
- (3) For subsection 565 (2) of the Act, the fee is \$3.50 per page.
- (4) For subsection 565 (4) of the Act, the fee is \$45.

**11.05 Information fees**

- (1) For paragraph 717 (2) (a) of the Act, the fee payable for making information available to a person is an amount equal to the sum of the following amounts:
  - (a) if the information requested is contained in a document and that document is lent to the person who made the request — an amount calculated at the rate of \$45 per day or part of a day during which the document containing the information is on loan to that person;
  - (b) if the information requested is contained in a document and that document is not readily available and a search is necessary to locate the information — an amount calculated at the rate of \$45 per hour or part of an hour after the first half hour for the time taken to locate the information;
  - (c) if any information referred to in paragraph (a) or (b) is, on the application of the person making the request:
    - (i) copied or reproduced; or
    - (ii) forwarded or consigned to that person;an amount equal to all costs incurred in the copying or reproduction or forwarding or consignment, including the costs of packaging (if applicable).

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- (2) For paragraph 741 (2) (a) of the Act, the fee payable for making information available to a person is an amount equal to the sum of the following amounts:
- (a) if the information requested is contained in a document and that document is lent to the person who made the request — an amount calculated at the rate of \$38 per day or part of a day during which the document containing the information is on loan to that person;
  - (b) if the information requested is contained in a document and that document is not readily available and a search is necessary to locate the information — an amount calculated at the rate of \$38 per hour or part of an hour after the first half hour for the time taken to locate the information;
  - (c) if any information referred to in paragraph (a) or (b) is, on the application of the person making the request:
    - (i) copied or reproduced; or
    - (ii) forwarded or consigned to that person;an amount equal to all costs incurred in the copying or reproduction or forwarding or consignment, including the costs of packaging (if applicable).

*Note* The fees in this regulation relate to provisions in Parts 8 and 10 of these Regulations.

#### **11.06 Sample inspection fees**

For paragraph 717 (2) (b) of the Act, the fee payable for permitting a person to inspect a sample is an amount equal to the sum of the following amounts:

- (a) if the sample is lent to the person who made the request — an amount calculated at the rate of \$45 per day or part of a day during which the sample is on loan to that person;

- (b) if the sample is, on the application of the person making the request, forwarded or consigned to that person — an amount equal to all costs incurred in the forwarding or consignment, including the costs of packaging (if applicable).
- (2) For paragraph 741 (2) (b) of the Act, the fee payable for permitting a person to inspect a sample is an amount equal to the sum of the following amounts:
- (a) if the sample is lent to the person who made the request — an amount calculated at the rate of \$38 per day or part of a day during which the sample is on loan to that person;
- (b) if the sample is, on the application of the person making the request, forwarded or consigned to that person — an amount equal to all costs incurred in the forwarding or consignment, including the costs of packaging (if applicable).

*Note* The fees in this regulation relate to provisions in Parts 8 and 10 of these Regulations.

**[5] Schedule 6, Part 1**

*substitute*

**Part 1 Fees for petroleum applications**

Item	Type of application	Fee (\$)
101	Work-bid petroleum exploration permit	5 220
102	Special petroleum exploration permit	5 220
103	Cash-bid petroleum exploration permit	2 090
104	Renewal of petroleum exploration permit (all types)	2 090
105	Petroleum retention lease (all types)	2 090
106	Renewal of petroleum retention lease (all types)	2 090
107	Petroleum production licence over a surrendered block	5 220
108	Petroleum production licence over an individual block	1 050
109	Petroleum production licence (other than a licence in items 107 and 108)	2 090

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<b>Item</b>	<b>Type of application</b>	<b>Fee (\$)</b>
110	Renewal of petroleum production licence (all types)	2 090
111	Infrastructure licence	2 090
112	Pipeline licence	5 220
113	Variation of pipeline licence	1 050
114	Petroleum special prospecting authority	1 050

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**Schedule 2      Amendments of *Offshore  
Petroleum and Greenhouse  
Gas Storage (Annual Fees)  
Regulations 1994***

(regulation 4)

**[1]      Regulation 4**

*substitute*

**4      Exploration permit fee**

For subsection 4 (3) of the Act, the fee for an exploration permit for a year of the term of the permit is the greater of:

- (a) \$1 290; or
- (b) \$65 for each block to which the permit relates at the beginning of the year.

**[2]      Regulation 5**

*omit*

\$6 820

*insert*

\$7 755

**[3]      Regulation 6**

*omit*

\$20 460

*insert*

\$23 265



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**[4] Regulation 7**

*omit*

\$13 640

*insert*

\$15 510

**[5] Regulation 8**

*omit*

\$90

*insert*

\$105

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**Note**

1. All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the *Legislative Instruments Act 2003*. See <http://www.frli.gov.au>.