



Offshore Petroleum and Greenhouse Gas Storage Legislation (Repeal and Other Measures) Regulations 2022

I, General the Honourable David Hurley AC DSC (Retd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated: 15 December 2022

David Hurley
Governor-General

By His Excellency's Command

Madeleine King
Minister for Resources

Contents

1	Name.....	1
2	Commencement	1
3	Authority.....	1
4	Schedules.....	1
Schedule 1—Repeals		2
	<i>Offshore Petroleum and Greenhouse Gas Storage (Regulatory Levies) Regulations 2004</i>	2
Schedule 2—Amendments		3
Part 1—Amendments commencing day after registration		3
	<i>Offshore Petroleum and Greenhouse Gas Storage (Resource Management and Administration) Regulations 2011</i>	3
Part 2—Amendments commencing 1 January 2023		4
	<i>Offshore Petroleum and Greenhouse Gas Storage (Environment) Regulations 2009</i>	4
	<i>Offshore Petroleum and Greenhouse Gas Storage (Safety) Regulations 2009</i>	4
Part 3—Amendments commencing later		5
	<i>Offshore Petroleum and Greenhouse Gas Storage (Resource Management and Administration) Regulations 2011</i>	5

1 Name

This instrument is the *Offshore Petroleum and Greenhouse Gas Storage Legislation (Repeal and Other Measures) Regulations 2022*.

2 Commencement

- (1) Each provision of this instrument 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 information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. Sections 1 to 4 and anything in this instrument not elsewhere covered by this table	The day after this instrument is registered.	20 December 2022
2. Schedule 1	1 January 2023.	1 January 2023
3. Schedule 2, Part 1	The day after this instrument is registered.	20 December 2022
4. Schedule 2, Part 2	1 January 2023.	1 January 2023
5. Schedule 2, Part 3	At the same time as Schedule 6 to the <i>Offshore Petroleum and Greenhouse Gas Storage Amendment (Titles Administration and Other Measures) Act 2021</i> commences.	2 March 2023

Note: This table relates only to the provisions of this instrument as originally made.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

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

3 Authority

This instrument is made under the following:

- (a) the *Offshore Petroleum and Greenhouse Gas Storage Act 2006*;
- (b) the *Offshore Petroleum and Greenhouse Gas Storage (Regulatory Levies) Act 2003*.

4 Schedules

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

Schedule 1—Repeals

Offshore Petroleum and Greenhouse Gas Storage (Regulatory Levies) Regulations 2004

1 The whole of the instrument

Repeal the instrument.

Schedule 2—Amendments

Part 1—Amendments commencing day after registration

Offshore Petroleum and Greenhouse Gas Storage (Resource Management and Administration) Regulations 2011

1 Regulation 11A.03

Omit “given to a delegate of the responsible Commonwealth Minister”, substitute:

given to:

- (a) the Titles Administrator; or
- (b) a delegate of the Titles Administrator.

Part 2—Amendments commencing 1 January 2023

Offshore Petroleum and Greenhouse Gas Storage (Environment) Regulations 2009

2 Subregulation 11B(7)

Omit “2004”, substitute “2022”.

Offshore Petroleum and Greenhouse Gas Storage (Safety) Regulations 2009

3 Subregulation 1.5(1)

Omit “(1)”.

4 Subregulation 1.5(1) (definition of *in force*)

Repeal the definition.

5 Subregulation 1.5(1)

Insert:

safety case in force in relation to a facility:

(a) means:

- (i) a safety case for a facility that is accepted under regulation 2.26; or
- (ii) if the safety case is revised and the revised safety case is accepted under regulation 2.34—the revised safety case; and

(b) does not include a safety case for a facility if the acceptance of the safety case is withdrawn under regulation 2.37.

6 Subregulation 1.5(2)

Repeal the subregulation.

7 Subregulation 2.41(2) (note)

Omit “subregulation 1.5(1)”, substitute “regulation 1.5”.

Part 3—Amendments commencing later

Offshore Petroleum and Greenhouse Gas Storage (Resource Management and Administration) Regulations 2011

8 Regulation 11B.01 (after table item 20A)

Insert:

20AA	Section 790C	<i>Offshore Petroleum and Greenhouse Gas Storage (Environment) Regulations 2009</i>
20AB	Subsection 790D(1)	<i>Offshore Petroleum and Greenhouse Gas Storage (Environment) Regulations 2009</i>
20AC	Subsection 790D(2)	<i>Offshore Petroleum and Greenhouse Gas Storage (Environment) Regulations 2009</i>
20AD	Subsection 790D(3)	<i>Offshore Petroleum and Greenhouse Gas Storage (Environment) Regulations 2009</i>