



Offshore Petroleum and Greenhouse Gas Storage Legislation (Repeal and Consequential Amendments) Regulations 2024

I, the Honourable Sam Mostyn AC, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated: 5 December 2024

Sam Mostyn AC
Governor-General

By Her Excellency's Command

Madeleine King
Minister for Resources

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1 Name

This instrument is the *Offshore Petroleum and Greenhouse Gas Storage Legislation (Repeal and Consequential Amendments) Regulations 2024*.

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.	10 December 2024
2. Schedules 1 and 2	At the same time as the <i>Offshore Petroleum and Greenhouse Gas Storage (Safety) Regulations 2024</i> commence. However, the provisions do not commence at all if that instrument does not commence.	12 June 2025
3. Schedule 3	The later of: (a) the start of the day after this instrument is registered; and (b) immediately after the commencement of items 36 and 37 of Schedule 2 to the <i>Offshore Petroleum and Greenhouse Gas Storage Legislation Amendment (Safety and Other Measures) Act 2024</i> .	

Note: This table relates only to the provisions of this instrument as originally made.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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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 (Safety) Regulations 2009

1 The whole of the instrument

Repeal the instrument.

Schedule 2—Amendments of certain instruments

Offshore Petroleum and Greenhouse Gas Storage (Regulatory Levies) Regulations 2022

1 Section 4 (definition of *disregarded facility*)

Repeal the definition, substitute:

- disregarded facility*: a facility is a *disregarded facility* for a year if the facility:
- (a) is proposed to be, or is being, constructed at a location outside NOPSEMA waters; and
 - (b) is proposed to be installed and operated at a location in Commonwealth waters or in the designated coastal waters of a State or the Northern Territory; and
 - (c) does not enter NOPSEMA waters during the year.

2 Section 4 (definition of *Safety Regulations*)

Omit “2009”, substitute “2024”.

3 Subsections 21(3) and 29(3)

Repeal the subsections, substitute:

- (3) For the purposes of paragraph (2)(c), if a facility in relation to which the safety case is in force during the year is a facility that:
 - (a) is proposed to be, or is being, constructed at a location outside NOPSEMA waters; and
 - (b) is proposed to be installed and operated at a location in Commonwealth waters or in the designated coastal waters of a State or the Northern Territory; and
 - (c) enters NOPSEMA waters during the year;the safety case is taken to come into force in relation to the facility on the day the facility first enters NOPSEMA waters.

4 Section 60

Repeal the section.

5 Paragraph 66(c)

Omit “(see section 60 of this instrument)”.

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

6 Regulation 11B.01 (table items 1, 2, 3, 8 and 9, column 2, paragraph (c))

Omit “2009”, substitute “2024”.

7 Regulation 11B.01 (table items 10, 16, 18, 23, 24 and 25, column 2)

Omit “2009”, substitute “2024”.

8 Regulation 11B.01 (after table item 17)

Insert:

17AA Subparagraph 646A(1)(e)(ii) *Offshore Petroleum and Greenhouse Gas Storage (Safety) Regulations 2024*

9 Regulation 11B.01 (cell at table item 26, column 1)

Repeal the cell, substitute:

Paragraph (d) of the definition of *titleholder's safety-related obligations* in clause 3 of Schedule 3

Schedule 3—Other amendments

Offshore Petroleum and Greenhouse Gas Storage (Greenhouse Gas Injection and Storage) Regulations 2023

1 Subclause 6(1) of Schedule 1

Omit “, over the period mentioned in subsection 21(3) of the Act,”.