

2010-2011

The Parliament of the
Commonwealth of Australia

HOUSE OF REPRESENTATIVES

Presented and read a first time

**Offshore Resources Legislation
Amendment (Personal Property
Securities) Bill 2011**

No. , 2011

(Resources and Energy)

**A Bill for an Act to amend legislation relating to
offshore resources, and for other purposes**

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1 **A Bill for an Act to amend legislation relating to**
2 **offshore resources, and for other purposes**

3 The Parliament of Australia enacts:

4 **1 Short title**

5 This Act may be cited as the *Offshore Resources Legislation*
6 *Amendment (Personal Property Securities) Act 2011*.

7 **2 Commencement**

8 (1) Each provision of this Act specified in column 1 of the table
9 commences, or is taken to have commenced, in accordance with
10 column 2 of the table. Any other statement in column 2 has effect
11 according to its terms.
12

Commencement information

Column 1	Column 2	Column 3
Provision(s)	Commencement	Date/Details
1. Sections 1 to 3 and anything in this Act not elsewhere covered by this table	The day this Act receives the Royal Assent.	
2. Schedule 1	The later of: (a) the start of the day after this Act receives the Royal Assent; and (b) the registration commencement time within the meaning of the <i>Personal Property Securities Act 2009</i> .	

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

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

7 **3 Schedule(s)**

8 Each Act that is specified in a Schedule to this Act is amended or
9 repealed as set out in the applicable items in the Schedule
10 concerned, and any other item in a Schedule to this Act has effect
11 according to its terms.
12

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*.

Offshore Petroleum and Greenhouse Gas Storage Act 2006

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;
- (g) a petroleum access authority;

Schedule 1 Amendments

- 1 (h) a greenhouse gas assessment permit;
2 (i) a greenhouse gas holding lease;
3 (j) a greenhouse gas injection licence;
4 (k) a greenhouse gas search authority;
5 (l) a greenhouse gas special authority;
6 (m) an interest, right, determination or option referred to in
7 item 1, 2, 3, 4, 5, 6 or 7 of the table in section 486;
8 (n) an interest, right, determination or option referred to in
9 item 1, 2, 3, 4, 5 or 6 of the table in section 537;
10 (o) any other interest or right in, or in relation to, a permit, lease,
11 licence or authority covered by paragraph (a), (b), (c), (d),
12 (e), (f), (g), (h), (i), (j), (k) or (l) of this section.
13 Note: See paragraph 8(1)(k) of the *Personal Property Securities Act 2009*.