

Western Australia

Petroleum Titles (Browse Basin) Act 2014

As at 03 Dec 2014

No. 30 of 2014

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Petroleum Titles (Browse Basin) Act 2014

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Western Australia

Petroleum Titles (Browse Basin) Act 2014

No. 30 of 2014

An Act to make provision about certain petroleum titles in the Browse Basin as a consequence of changes to maritime boundaries and for related purposes.

[Assented to 3 December 2014]

The Parliament of Western Australia enacts as follows:

Part 1 — Preliminary

1. Short title

This is the *Petroleum Titles (Browse Basin) Act 2014*.

2. Commencement

This Act comes into operation on the day on which it receives the Royal Assent.

3. Terms used

In this Act —

adjacent area has the meaning given in the *Petroleum (Submerged Lands) Act 1982* section 5;

adjacent area block means —

- (a) a WA-30-R adjacent area block; or
- (b) a WA-315-P adjacent area block; or
- (c) the WA-398-P adjacent area block;

commencement day means the day on which this Act comes into operation;

Commonwealth Act means the *Offshore Petroleum and Greenhouse Gas Storage Act 2006* (Commonwealth);

Commonwealth register means a register kept under the Commonwealth Act section 469;

inshore block means —

- (a) a TR/5 inshore block; or
- (b) a WA-30-R inshore block; or
- (c) a WA-315-P inshore block;

lease TR/5 means the retention lease of that designation in force under the *Petroleum (Submerged Lands) Act 1982* Part III;

lease R2 means the petroleum retention lease of that designation in force under the *Petroleum and Geothermal Energy Resources Act 1967* Part III;

lease WA-30-R means the petroleum retention lease of that designation in force under the Commonwealth Act Part 2.3;

permit WA-315-P means the petroleum exploration permit of that designation in force under the Commonwealth Act Part 2.2;

permit WA-398-P means the petroleum exploration permit of that designation in force under the Commonwealth Act Part 2.2;

PGERA Minister means the Minister responsible for the administration of the *Petroleum and Geothermal Energy Resources Act 1967*;

PGERA register means the register kept under the *Petroleum and Geothermal Energy Resources Act 1967* section 70;

PSLA Minister means the Minister responsible for the administration of the *Petroleum (Submerged Lands) Act 1982*;

PSLA register means the register kept under the *Petroleum (Submerged Lands) Act 1982* section 75;

relevant renewal day means —

- (a) in relation to an adjacent area block —
 - (i) if the block is a WA-30-R adjacent area block — WA-30-R renewal day; or
 - (ii) if the block is a WA-315-P adjacent area block — WA-315-P renewal day; or
 - (iii) if the block is the WA-398-P adjacent area block — WA-398-P renewal day;

or

- (b) in relation to an inshore block —
 - (i) if the block is a TR/5 inshore block — TR/5 renewal day; or
 - (ii) if the block is a WA-30-R inshore block — WA-30-R renewal day; or
 - (iii) if the block is a WA-315-P inshore block — WA-315-P renewal day;

TR/5 inshore block means a block as defined in the *Petroleum and Geothermal Energy Resources Act 1967* section 5(1) that, immediately before TR/5 renewal day, is purportedly the subject of lease TR/5;

TR/5 renewal day means the day on which lease TR/5 is first renewed under the *Petroleum (Submerged Lands) Act 1982* after commencement day;

WA-30-R adjacent area block means a block as defined in the *Petroleum (Submerged Lands) Act 1982* section 4 that, immediately before WA-30-R renewal day, is the subject of lease WA-30-R;

WA-30-R inshore block means a block as defined in the *Petroleum and Geothermal Energy Resources Act 1967* section 5(1) that, immediately before WA-30-R renewal day, is purportedly the subject of lease WA-30-R;

WA-30-R renewal day means the day on which lease WA-30-R is first renewed under the Commonwealth Act after commencement day;

WA-315-P adjacent area block means a block as defined in the *Petroleum (Submerged Lands) Act 1982* section 4 that, immediately before WA-315-P renewal day, is the subject of permit WA-315-P;

WA-315-P inshore block means a block as defined in the *Petroleum and Geothermal Energy Resources Act 1967* section 5(1) that, immediately before WA-315-P renewal day, is purportedly the subject of lease WA-315-P;

WA-315-P renewal day means the day on which permit WA-315-P is first renewed under the Commonwealth Act after commencement day;

WA-398-P adjacent area block means the block as defined in the *Petroleum (Submerged Lands) Act 1982* section 4 that, immediately before WA-398-P renewal day, is the subject of permit WA-398-P;

WA-398-P renewal day means the day on which permit WA-398-P is first renewed under the Commonwealth Act after commencement day.

Part 2 — Petroleum titles in Scott Reef area

4. Expansion of lease R2

- (1) On WA-30-R renewal day each WA-30-R inshore block becomes the subject of lease R2 and part of its lease area for the purposes of the *Petroleum and Geothermal Energy Resources Act 1967*.
- (2) On TR/5 renewal day each TR/5 inshore block becomes the subject of lease R2 and part of its lease area for the purposes of the *Petroleum and Geothermal Energy Resources Act 1967*.

5. Expansion of lease TR/5

On WA-30-R renewal day each WA-30-R adjacent area block becomes the subject of lease TR/5 and part of its lease area for the purposes of the *Petroleum (Submerged Lands) Act 1982*.

6. New exploration permit under *Petroleum (Submerged Lands) Act 1982*

- (1) On WA-315-P renewal day the PSLA Minister is to grant an exploration permit for petroleum to the holder of permit WA-315-P in respect of the WA-315-P adjacent area block in the vicinity of North Scott Reef.
- (2) The permit can be granted subject to such conditions as the PSLA Minister thinks fit and specifies in the permit, including conditions of the kind described in the *Petroleum (Submerged Lands) Act 1982* section 33(2).
- (3) For the purposes of the *Petroleum (Submerged Lands) Act 1982* and any other written law, the permit granted under subsection (1) is to be taken to be an exploration permit for petroleum granted under Part III of that Act.

Part 3 — Petroleum titles in Seringapatam Reef area

7. New exploration permit under *Petroleum and Geothermal Energy Resources Act 1967*

- (1) On WA-315-P renewal day the PGERA Minister is to grant a petroleum exploration permit to the holder of permit WA-315-P in respect of the WA-315-P inshore blocks in the vicinity of Seringapatam Reef.
- (2) The permit can be granted subject to such conditions as the PGERA Minister thinks fit and specifies in the permit, including conditions of the kind described in the *Petroleum and Geothermal Energy Resources Act 1967* section 43(2).
- (3) For the purposes of the *Petroleum and Geothermal Energy Resources Act 1967* and any other written law, the permit granted under subsection (1) is to be taken to be a petroleum exploration permit granted under Part III of that Act.

8. New exploration permit under *Petroleum (Submerged Lands) Act 1982* and subsequent expansion

- (1) On WA-315-P renewal day the PSLA Minister is to grant an exploration permit for petroleum to the holder of permit WA-315-P in respect of the WA-315-P adjacent area blocks in the vicinity of Seringapatam Reef.
- (2) The permit can be granted subject to such conditions as the PSLA Minister thinks fit and specifies in the permit, including conditions of the kind described in the *Petroleum (Submerged Lands) Act 1982* section 33(2).
- (3) For the purposes of the *Petroleum (Submerged Lands) Act 1982* and any other written law, the permit granted under subsection (1) is to be taken to be an exploration permit for petroleum granted under Part III of that Act.

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- (4) On WA-398-P renewal day the WA-398-P adjacent area block becomes the subject of the permit granted under subsection (1) and part of its permit area for the purposes of the *Petroleum (Submerged Lands) Act 1982*.

Part 4 — Transitional matters

9. Locations

- (1) An inshore block that immediately before the relevant renewal day is, or forms part of, a location declared under the Commonwealth Act section 131 or the *Petroleum (Submerged Lands) Act 1982* section 37 is, on and after the relevant renewal day, to be taken to be a location declared under the *Petroleum and Geothermal Energy Resources Act 1967* section 47.
- (2) An adjacent area block that immediately before the relevant renewal day is, or forms part of, a location declared under the Commonwealth Act section 131 is, on and after the relevant renewal day, to be taken to be a location declared under the *Petroleum (Submerged Lands) Act 1982* section 37.

10. Registers

- (1) The PGERA Minister is to —
 - (a) make any entry or endorsement in the PGERA register that the Minister considers necessary to ensure that the PGERA register accurately records the effect of this Act; and
 - (b) record in the PGERA register any information relating to an inshore block that immediately before the relevant renewal day is recorded in a Commonwealth register or the PSLA register.
- (2) The PSLA Minister is to —
 - (a) make any entry or endorsement in the PSLA register that the PSLA Minister considers necessary to ensure that the PSLA register accurately records the effect of this Act; and

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- (b) record in the PSLA register any information relating to an adjacent area block that immediately before the relevant renewal day is recorded in a Commonwealth register.

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Defined terms

*[This is a list of terms defined and the provisions where they are defined.
The list is not part of the law.]*

| Defined term | Provision(s) |
|------------------------------------|---------------------|
| adjacent area | 3 |
| adjacent area block..... | 3 |
| commencement day | 3 |
| Commonwealth Act | 3 |
| Commonwealth register | 3 |
| inshore block..... | 3 |
| lease R2..... | 3 |
| lease TR/5 | 3 |
| lease WA-30-R | 3 |
| permit WA-315-P | 3 |
| permit WA-398-P | 3 |
| PGERA Minister..... | 3 |
| PGERA register | 3 |
| PSLA Minister | 3 |
| PSLA register..... | 3 |
| relevant renewal day | 3 |
| TR/5 inshore block..... | 3 |
| TR/5 renewal day..... | 3 |
| WA-30-R adjacent area block..... | 3 |
| WA-30-R inshore block..... | 3 |
| WA-30-R renewal day | 3 |
| WA-315-P adjacent area block | 3 |
| WA-315-P inshore block | 3 |
| WA-315-P renewal day..... | 3 |
| WA-398-P adjacent area block | 3 |
| WA-398-P renewal day..... | 3 |