
MINERALS AND PETROLEUM

MP301*

Petroleum and Geothermal Energy Safety Levies Act 2011

**Petroleum and Geothermal Energy Safety
Levies Amendment Regulations 2012**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Petroleum and Geothermal Energy Safety Levies Amendment Regulations 2012*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day on which the provisions of the *Petroleum and Geothermal Energy Safety Levies Amendment Act 2012*, other than sections 1 and 2, come into operation.

3. Regulations amended

These regulations amend the *Petroleum and Geothermal Energy Safety Levies Regulations 2011*.

4. Regulation 3 amended

- (1) In regulation 3 delete the definitions of:
complexity rating
operation
safety system
- (2) In regulation 3 insert in alphabetical order:

complexity rating means —

- (a) for a class of safety system other than a facility safety case — the number specified opposite the class in the second column of the Table in Schedule 1;

- (b) for a class of facility safety case — the number specified opposite the class in the third column of the Table in Schedule 1;

facility safety case means a safety case that relates to a facility;

operation means —

- (a) a petroleum operation; or
- (b) a geothermal energy operation; or
- (c) a pipeline operation; or
- (d) an offshore petroleum operation as defined in the *Petroleum (Submerged Lands) Act 1982* section 4;

safety system means —

- (a) a safety management system; or
- (b) a safety case; or
- (c) an accepted DSMS; or
- (d) a pipeline management plan;

5. Regulation 5 amended

- (1) In regulation 5(2):

- (a) delete “\$12 453;” and insert:

\$11 600;

- (b) delete “safety system was in force” and insert:

operation to which the safety system relates was carried out

- (2) In regulation 5(3)(a):

- (a) delete “\$12 453;” and insert:

\$11 600;

- (b) delete “days in” and insert:

days the operation to which the safety system relates was carried out during

6. Regulation 7 amended

- (1) In regulation 7(1) in the definition of *relevant period* delete “a part” and insert:

the relevant part

- (2) Delete regulation 7(2) and insert:

(2) This regulation applies if a safety levy is payable in respect of a safety system.

- (3) In regulation 7(3) delete “levy period,” and insert:

levy period to which the levy amount relates,

- (4) In regulation 7(5):

- (a) delete paragraph (c) and insert:

(c) the level of risk to —

- (i) the occupational safety and health of persons engaged in the operation; and
(ii) in the case of a petroleum operation, geothermal energy operation or pipeline operation — to the safety and health of other protected persons,

arising from the operation;

- (b) in paragraph (d) delete “being”;

- (c) in paragraph (d) before “facilities” insert:

any

- (d) in paragraph (d)(i) delete “1967 or the *Petroleum Pipelines Act 1969*,” and insert:

1967, the Petroleum Pipelines Act 1969 or the Petroleum (Submerged Lands) Act 1982);

7. Regulation 8 amended

In regulation 8(2)(c) delete “that the safety system was in force” and insert:

the operation to which the safety system relates was carried out

8. Regulation 10 amended

In regulation 10(2)(f) delete “that the safety system was in force” and insert:

the operation to which the safety system relates was carried out

9. Part 7 inserted

After regulation 19 insert:

Part 7 — Transitional provisions**20. Transitional provision for *Petroleum and Geothermal Energy Safety Levies Amendment Regulations 2012***

Levy amounts for the levy period ending on 30 September 2012 are to be worked out and assessed in accordance with these regulations as in force immediately before the commencement of the *Petroleum and Geothermal Energy Safety Levies Amendment Regulations 2012* (other than regulations 1 and 2).

10. Schedule 1 replaced

Delete Schedule 1 and insert:

Schedule 1 — Complexity ratings

[r. 3]

Class	Complexity ratings for safety system other than facility safety case	Complexity ratings for facility safety case
Class A	21	30
Class B	15	22
Class C	10	15
Class D	6	10
Class E	3	5
Class F	1	2

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.