



Queensland

Petroleum and Gas (Production and Safety) Amendment Regulation (No. 1) 2009

Subordinate Legislation 2009 No. 296

made under the

Petroleum and Gas (Production and Safety) Act 2004

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1 Short title

This regulation may be cited as the *Petroleum and Gas (Production and Safety) Amendment Regulation (No. 1) 2009*.

2 Regulation amended

This regulation amends the *Petroleum and Gas (Production and Safety) Regulation 2004*.

3 Amendment of s 88 (Fuel gas network operator must keep records)

Section 88(1)(a), note, after ‘91’—

insert—

‘or 91A’.

4 Replacement of s 91 (Copy of gas compliance certificate for a gas system to be given to particular persons)

Section 91—

omit, insert—

‘91 Persons to be given copy of relevant certificate for installation at operating plant

‘(1) This section applies if either of the following (each of whom is the *installer*) installs plant or equipment at an operating plant or proposed operating plant for a gas system—

- (a) the holder of a gas work licence or authorisation;
- (b) a person who installs the plant or equipment under a safety management plan, other than a generic SMP, and has been assessed under the plan as competent to carry out the installation.

‘(2) The installer must give a copy of the relevant certificate for the installation to—

- (a) the owner, operator or proposed operator of the gas system; and
- (b) the relevant network operator.

[s 5]

Maximum penalty—20 penalty units.

‘(3) In this section—

relevant certificate means the certificate under section 697(3) of the Act.

‘91A Prescribed persons to be given copy of gas compliance certificate for installation not at operating plant—Act, s 734

‘(1) This section applies if the holder of a gas work licence or authorisation installs all or part of a gas system otherwise than at an operating plant or proposed operating plant.

‘(2) For section 734(3)(a) of the Act, the prescribed persons are—

- (a) the owner, operator or proposed operator of the gas system; and
- (b) the relevant network operator.’.

5 Insertion of new s 100A

After section 100—

insert—

‘100A Prescribed persons to be given copy of gas inspection certificate for installation—Act, s 734

‘(1) This section applies if the holder of a gas work authorisation installs all or part of the gas fuel system.

‘(2) For section 734(3)(a) of the Act, the prescribed persons are—

- (a) the owner, or the person in lawful possession, of the vehicle, vessel or stationary engine; and
- (b) for a gas fuel system for a stationary engine to which fuel gas is supplied by a fuel gas network—the relevant network operator.’.

6 Insertion of new s 105EA

After section 105E—

insert—

‘105EA Prescribed person to be given copy of gas compliance certificate for installation—Act, s 734

- ‘(1) This section applies if the holder of a gas work licence or authorisation installs all or part of the gas system.
- ‘(2) For section 734(3)(a) of the Act, the prescribed person is the owner, operator or proposed operator of the gas system.’.

7 Insertion of new ch 5, pt 3A

Chapter 5—

insert—

‘Part 3A Other plant and equipment

‘105H Application of pt 3A

‘This part applies to plant and equipment, other than plant and equipment for—

- (a) a gas system supplied, or to be supplied, through a fuel gas network; or
- (b) a gas system in a vehicle, vessel or stationary engine.

‘105I Persons to be given copy of relevant certificate for installation at operating plant

- ‘(1) This section applies if either of the following (each of whom is the *installer*) installs plant or equipment at an operating plant or proposed operating plant for a gas system—
 - (a) the holder of a gas work licence or authorisation;
 - (b) a person who installs the plant or equipment under a safety management plan, other than a generic SMP, and has been assessed under the plan as competent to carry out the installation.

[s 8]

‘(2) The installer must, within 5 business days after completing the installation, give a copy of the relevant certificate for the installation to—

- (a) the owner or operator of the operating plant or proposed operating plant; and
- (b) the chief inspector.

Maximum penalty—20 penalty units.

‘(3) In this section—

relevant certificate means the certificate under section 697(3) of the Act.

‘105J Prescribed person to be given copy of gas compliance certificate for installation not at operating plant—Act, s 734

‘(1) This section applies if the holder of a gas work licence or authorisation installs all or part of a gas system otherwise than at an operating plant or proposed operating plant.

‘(2) For section 734(3)(a) of the Act, the prescribed person is the owner, operator or proposed operator of the gas system.’.

8 Amendment of sch 12 (Dictionary)

Schedule 12, definition *LPG delivery network*—
omit.

ENDNOTES

- 1 Made by the Governor in Council on 9 December 2009.
- 2 Notified in the gazette on 11 December 2009.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Employment, Economic Development and Innovation.

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