



Queensland

# Petroleum Legislation Amendment Regulation (No. 1) 2015

## Subordinate Legislation 2015 No. 51

made under the

*Mineral Resources Act 1989*

*Petroleum Act 1923*

*Petroleum and Gas (Production and Safety) Act 2004*

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## **Part 1 Preliminary**

### **1 Short title**

This regulation may be cited as the *Petroleum Legislation Amendment Regulation (No. 1) 2015*.

## **Part 2 Amendment of Mineral Resources Regulation 2013**

### **2 Regulation amended**

This part amends the *Mineral Resources Regulation 2013*.

### **3 Amendment of s 16 (Partial surrender reports and partial relinquishment reports—Act, ss 141 and 194)**

Section 16(3), definitions *relinquished area* and *surrendered area*—  
*omit.*

### **4 Amendment of s 17 (Final reports—Act, ss 141 and 194)**

(1) Section 17(1)(b)—  
*omit.*

(2) Section 17(1)(c)—  
*renumber* as section 17(1)(b).

(3) Section 17—  
*insert*—

(1A) However, the final report does not need to contain the information mentioned in subsection (1)(a) for a relinquished area or surrendered area if the

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information for the area was contained in a partial relinquishment report or partial surrender report under section 16.

- (4) Section 17(2)(b), ‘given’—  
*omit, insert—*  
be given
- (5) Section 17(1A) and (2)—  
*renumber* as section 17(2) and (3).

## 5 Amendment of sch 6 (Dictionary)

Schedule 6—

*insert—*

*relinquished area*, of an exploration permit, means the relinquished part of the area of the permit.

*surrendered area*, for a mineral development licence, means the surrendered part of the area of the licence.

# Part 3 Amendment of Petroleum Regulation 2004

## 6 Regulation amended

This part amends the *Petroleum Regulation 2004*.

## 7 Amendment of s 15 (Purpose of div 2 [P&G, s 30])

- (1) Section 15, ‘section 76G(1)(b)’—  
*omit, insert—*

[s 8]

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section 76G(1)

- (2) Section 15, after ‘to be’—

*insert—*

kept or

## **8 Amendment of s 21 (Daily drilling report [P&G, s 36])**

- (1) Section 21(1), ‘lodge’—

*omit, insert—*

keep

- (2) Section 21(2)—

*omit, insert—*

- (2) A copy of each daily drilling report for the drilling of a well must be lodged with the well or bore completion report that is lodged for the well under section 22.

- (2A) Also, a copy of a daily drilling report must be lodged if the chief executive asks for the report to be lodged.

- (3) Section 21(3), from ‘The’ to ‘day’—

*omit, insert—*

A daily drilling report for a well must contain each of the following in relation to the drilling carried out on the day to which the report relates

- (4) Section 21(2A) to (4)—

*renumber* as section 21(3) to (5).

## **9 Amendment of s 22 (Well or bore completion report [P&G, s 37])**

Section 22(7)—

*omit, insert—*

- 
- (7) If the well or bore is plugged and abandoned on or before the rig release day for the well or bore, the report must also contain the information mentioned in section 23(2).

**10 Amendment of s 23 (Well or bore abandonment report [P&G, s 38])**

Section 23(1)—

*omit, insert—*

- (1) If a well or bore is plugged and abandoned after the rig release day for the well or bore, the 1923 Act petroleum tenure holder must, within 2 months after the completion day, lodge a well or bore abandonment report for the well or bore.

**11 Amendment of s 31 (Samples required to be kept [P&G, s 47])**

Section 31(4)—

*omit.*

**12 Amendment of s 32 (Cutting samples [P&G, s 48])**

- (1) Section 32(1), from ‘drilled’ to ‘(2)’—

*omit, insert—*

made under the tenure, keep the cutting samples of the geological formations penetrated by the making of the well for each interval mentioned in subsection (3)

- (2) Section 32—

*insert—*

- (1A) However, subsection (1) does not apply to a well made solely for coal seam gas exploration or production, unless, before the well was made, the chief executive gave the holder notice that the sample must be kept.

[s 13]

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- (3) Section 32(3), ‘subsection (2)(a)’—  
*omit, insert*—  
subsection (3)(a)
- (4) Section 32(5), definition *cutting sample*, ‘drilling’—  
*omit, insert*—  
making
- (5) Section 32(1A) to (5)—  
*renumber* as section 32(2) to (6).

### **13 Amendment of s 33 (Cores [P&G, s 49])**

- (1) Section 33—  
*insert*—
  - (1A) However, subsection (1) does not apply in relation to a core from a well made solely for coal seam gas exploration or production if—
    - (a) the holder gives the chief executive notice, in the approved form, offering to give the chief executive a sample of the core; and
    - (b) the notice is received no later than 5 months after the day the core is recovered; and
    - (c) the chief executive does not, within 20 business days after receiving the notice, give the holder notice that the holder must keep the sample under subsection (1).
- (2) Section 33(1A) and (2)—  
*renumber* as section 33(2) and (3).

### **14 Amendment of s 34 (Fluid samples [P&G, s 50])**

- (1) Section 34(1) to (3)—  
*omit, insert*—

- 
- (1) This section applies to the holder of a 1923 Act petroleum tenure if—
    - (a) the holder recovers a sample (a *fluid sample*) of liquid petroleum from a well under the tenure; and
    - (b) the sample is more than 10l; and
    - (c) the chief executive gives the holder notice that the sample is required to be kept; and
    - (d) the notice is given no later than 5 months after the day the sample is recovered.
  - (2) The holder must lodge, as required under section 76B(1) of the Act, 500ml or more of the fluid sample.
- (2) Section 34(4)—  
*renumber* as section 34(3).

## 15 Insertion of new ch 4, pt 5

Chapter 4—

*insert*—

### **Part 5**                      **Transitional provision for Petroleum Legislation Amendment Regulation (No. 1) 2015**

#### **53 Particular samples not required to be kept [P&G, s 177]**

- (1) This section applies to the holder of a 1923 Act petroleum tenure if, before the commencement, the holder was given an exemption under section 31(4), as in force immediately before the



commencement, from having to keep a sample from a coal seam gas well.

- (2) The holder is not required to keep the sample under section 31(1).

## **Part 4                      Amendment of Petroleum and Gas (Production and Safety) Regulation 2004**

### **16            Regulation amended**

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

### **17            Amendment of s 30 (Purpose of div 2)**

- (1) Section 30, ‘section 553(1)(b)’—

*omit, insert—*

section 553(1)

- (2) Section 30, after ‘to be’—

*insert—*

kept or

### **18            Amendment of s 36 (Daily drilling report)**

- (1) Section 36(1), ‘lodge’—

*omit, insert—*

keep

- (2) Section 36(2)—

*omit, insert—*

[s 19]

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- (2) A copy of each daily drilling report for the drilling of a petroleum well must be lodged with the well or bore completion report that is lodged for the well under section 37.
- (2A) Also, a copy of a daily drilling report must be lodged if the chief executive asks for the report to be lodged.
- (3) Section 36(3), from ‘The’ to ‘day’—  
*omit, insert—*  
A daily drilling report for a petroleum well must contain each of the following in relation to the drilling carried out on the day to which the report relates
- (4) Section 36(2A) to (4)—  
*renumber* as section 36(3) to (5).

## **19 Amendment of s 37 (Well or bore completion report)**

Section 37(7)—

*omit, insert—*

- (7) If the petroleum well or bore is plugged and abandoned on or before the rig release day for the well or bore, the report must also contain the information mentioned in section 38(2).

## **20 Amendment of s 38 (Well or bore abandonment report)**

Section 38(1)—

*omit, insert—*

- (1) If a petroleum well or bore is plugged and abandoned after the rig release day for the well or bore, the relevant petroleum authority holder must, within 2 months after the completion day, lodge a well or bore abandonment report for the well or bore.

**21 Omission of s 46 (Petroleum transmission report)**

Section 46—

*omit.*

**22 Amendment of s 47 (Samples required to be kept)**

Section 47(4)—

*omit.*

**23 Amendment of s 48 (Cutting samples)**

(1) Section 48(1), from ‘drilled’ to ‘(2)’—

*omit, insert—*

made under the tenure, keep the cutting samples of the geological formations penetrated by the making of the well for each interval mentioned in subsection (3)

(2) Section 48—

*insert—*

(1A) However, subsection (1) does not apply to a petroleum well that has been made solely for coal seam gas exploration or production, unless, before the well was made, the chief executive gave the holder notice that the sample must be kept.

(3) Section 48(3), ‘subsection (2)(a)’—

*omit, insert—*

subsection (3)(a)

(4) Section 48(5), definition *cutting sample*, ‘drilling’—

*omit, insert—*

making

(5) Section 48(1A) to (5)—

*renumber* as section 48(2) to (6).

[s 24]

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## 24 Amendment of s 49 (Cores)

(1) Section 49—

*insert—*

- (1A) However, subsection (1) does not apply in relation to a core from a petroleum well made solely for coal seam gas exploration or production if—
- (a) the holder gives the chief executive notice, in the approved form, offering to give the chief executive a sample of the core; and
  - (b) the notice is received no later than 5 months after the day the core is recovered; and
  - (c) the chief executive does not, within 20 business days after receiving the notice, give the holder notice that the holder must keep the sample under subsection (1).

(2) Section 49(1A) and (2)—

*renumber* as section 49(2) and (3).

## 25 Amendment of s 50 (Fluid samples)

(1) Section 50(1) to (3)—

*omit, insert—*

- (1) This section applies to the holder of a petroleum tenure if—
- (a) the holder recovers a sample (a ***fluid sample***) of liquid petroleum from a petroleum well under the tenure; and
  - (b) the sample is more than 10l; and
  - (c) the chief executive gives the holder notice that the sample is required to be kept; and
  - (d) the notice is given no later than 5 months after the day the sample is recovered.

- (2) The holder must lodge, as required under section 548(1) of the Act, 500ml or more of the fluid sample.
- (2) Section 50(4)—  
*renumber* as section 50(3).

## 26 Insertion of new ch 7, pt 11

Chapter 7—

*insert*—

### **Part 11**                      **Transitional provision for Petroleum Legislation Amendment Regulation (No. 1) 2015**

#### **177 Particular samples not required to be kept**

- (1) This section applies to the holder of a petroleum tenure if, before the commencement, the holder was given an exemption under section 47(4), as in force immediately before the commencement, from having to keep a sample from a coal seam gas well.
- (2) The holder is not required to keep the sample under section 47(1).

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#### ENDNOTES

- 1 Made by the Governor in Council on 25 June 2015.  
2 Notified on the Queensland legislation website on 26 June 2015.  
3 The administering agency is the Department of Natural Resources and Mines.

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Authorised by the Parliamentary Counsel