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The Parliament of the
Commonwealth of Australia

HOUSE OF REPRESENTATIVES

Presented and read a first time

**Timor Sea Maritime Boundaries Treaty
Consequential Amendments Bill 2018**

No. , 2018

(Resources and Northern Australia)

**A Bill for an Act to amend laws relating to certain
areas and boundaries in the Timor Sea, and for
related purposes**

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column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information

Column 1	Column 2	Column 3
Provisions	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 day the Treaty between Australia and the Democratic Republic of Timor-Leste Establishing their Maritime Boundaries in the Timor Sea done at New York on 6 March 2018 enters into force for Australia. The Minister must announce, by notifiable instrument, the day the treaty enters into force.	
3. Schedule 2	A single day to be fixed by Proclamation. A Proclamation must not specify a day that occurs before the Greater Sunrise Production Sharing Contract (within the meaning of the Treaty between Australia and the Democratic Republic of Timor-Leste Establishing their Maritime Boundaries in the Timor Sea done at New York on 6 March 2018) comes into force.	
4. Schedule 3	The day the Treaty between Australia and the Democratic Republic of Timor-Leste Establishing their Maritime Boundaries in the Timor Sea done at New York on 6 March 2018 enters into force for Australia.	

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Note: This table relates only to the provisions of this Act as originally enacted.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

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

1 **3 Schedules**

2 Legislation that is specified in a Schedule to this Act is amended or
3 repealed as set out in the applicable items in the Schedule
4 concerned, and any other item in a Schedule to this Act has effect
5 according to its terms.

1 **Schedule 1—Provisions commencing when**
2 **new treaty comes into force**

3 **Part 1—Amendment of the Admiralty Act 1988**

4 *Admiralty Act 1988*

5 **1 Subsection 22(5) (note to the definition of *innocent***
6 ***passage*)**

7 Omit “the Schedule”, substitute “Schedule 1”.

1 **Part 2—Amendment of the Building and**
2 **Construction Industry (Improving**
3 **Productivity) Act 2016**

4 *Building and Construction Industry (Improving Productivity)*
5 *Act 2016*

6 **2 Section 5**

7 Insert:

8 *Greater Sunrise special regime area* has the same meaning as in
9 the *Seas and Submerged Lands Act 1973*.

10 **3 At the end of section 11**

11 Add:

12 *Modifications relating to Greater Sunrise special regime area*

- 13 (3) Despite subsections (1) and (2), if the rules prescribe modifications
14 of this Act, or specified provisions of this Act, for its operation
15 under subsection (1) or (2) in relation to all or part of the Greater
16 Sunrise special regime area then, so far as this Act would, apart
17 from this subsection, extend to the area or part, it has effect as so
18 modified.
- 19 (4) For the purposes of subsection (3), the rules may prescribe
20 different modifications relating to different parts of the Greater
21 Sunrise special regime area.

22 *Extension relating to Greater Sunrise special regime area*

- 23 (5) Despite subsection 13AB(1) of the *Seas and Submerged Lands Act*
24 *1973*:
- 25 (a) an extension of this Act under subsection (1) of this section
26 has effect; and
- 27 (b) an extension of this Act, or a provision of this Act, because
28 of rules made for the purposes of subsection (2) of this
29 section may (subject to those rules) have effect;

Schedule 1 Provisions commencing when new treaty comes into force

Part 2 Amendment of the Building and Construction Industry (Improving Productivity)

Act 2016

1 in relation to acts, omissions, matters and things directly or
2 indirectly connected with the exploration of, or exploitation of the
3 natural resources of, the continental shelf in the Greater Sunrise
4 special regime area. This subsection has effect whether or not the
5 extension is affected by subsection (3) of this section.

1 **Part 3—Amendment of the Clean Energy Regulator**
2 **Act 2011**

3 *Clean Energy Regulator Act 2011*

4 **4 Section 4 (definition of *Joint Petroleum Development Area*)**

5 Repeal the definition.

6 **5 Section 9**

7 Repeal the section, substitute:

8 **9 Extension to Greater Sunrise special regime area**

9 (1) Despite subsection 13AB(1) of the *Seas and Submerged Lands Act*
10 *1973*, this Act extends to acts, omissions, matters and things
11 directly or indirectly connected with the exploration of, or
12 exploitation of the natural resources of, the continental shelf in the
13 Greater Sunrise special regime area (within the meaning of that
14 Act).

15 (2) This section does not limit section 8.

1 **Part 4—Amendment of the Climate Change Authority**
2 **Act 2011**

3 *Climate Change Authority Act 2011*

4 **6 Section 4 (definition of Joint Petroleum Development Area)**

5 Repeal the definition.

6 **7 Section 9**

7 Repeal the section, substitute:

8 **9 Extension to Greater Sunrise special regime area**

9 (1) Despite subsection 13AB(1) of the *Seas and Submerged Lands Act*
10 *1973*, this Act extends to acts, omissions, matters and things
11 directly or indirectly connected with the exploration of, or
12 exploitation of the natural resources of, the continental shelf in the
13 Greater Sunrise special regime area (within the meaning of that
14 Act).

15 (2) This section does not limit section 8.

1 **Part 5—Amendment of the Customs Act 1901**

2 *Customs Act 1901*

3 **8 Subsection 4(1) (definition of *Australian seabed*)**

4 Omit “(other than the seabed within the Joint Petroleum Development
5 Area)”.

6 **9 Subsection 4(1)**

7 Insert:

8 *Greater Sunrise special regime area* has the same meaning as in
9 the *Seas and Submerged Lands Act 1973*.

10 **10 Subsection 4(1) (definition of *Joint Petroleum***
11 ***Development Area*)**

12 Repeal the definition.

13 **11 Subsection 4(1) (paragraphs (a) and (b) of the definition of**
14 ***place outside Australia*)**

15 Omit “Joint Petroleum Development Area”, substitute “Greater Sunrise
16 special regime area”.

17 **12 Subsection 4(1)**

18 Insert:

19 *resources installation in the Greater Sunrise special regime area*
20 means a resources installation that is attached to the seabed in the
21 Greater Sunrise special regime area.

22 **13 Subsection 4(1) (definition of *resources installation in the***
23 ***Joint Petroleum Development Area*)**

24 Repeal the definition.

25 **14 Subsection 4(1)**

26 Insert:

1 **16 Subsection 58B(1) (definition of *external place*)**

2 Omit “East Timor”, substitute “Timor-Leste”.

3 **17 Subsection 58B(2)**

4 Omit “Joint Petroleum Development Area”, substitute “Greater Sunrise
5 special regime area”.

6 **18 Subsection 58B(2)**

7 Omit “East Timor”, substitute “Timor-Leste”.

8 **19 Subsection 58B(3)**

9 Omit “Joint Petroleum Development Area”, substitute “Greater Sunrise
10 special regime area”.

11 **20 Subsection 58B(3)**

12 Omit “East Timor”, substitute “Timor-Leste”.

13 **21 Subsection 58B(4)**

14 Omit “Joint Petroleum Development Area”, substitute “Greater Sunrise
15 special regime area”.

16 **22 Subsection 58B(4)**

17 Omit “East Timor”, substitute “Timor-Leste”.

18 **23 Subsection 58B(5)**

19 Omit “Joint Petroleum Development Area”, substitute “Greater Sunrise
20 special regime area”.

21 **24 Subsection 58B(5)**

22 Omit “East Timor”, substitute “Timor-Leste”.

23 **25 Section 131AA**

24 Repeal the section, substitute:

1 **131AA No duty on goods for Timor Sea petroleum activities purpose**

2 (1) Goods taken out of Australia for the Timor Sea petroleum activities
3 purpose are not liable to any duty of Customs in relation to the
4 taking of the goods out of Australia.

5 (2) Goods brought into Australia for the Timor Sea petroleum
6 activities purpose are not liable to any duty of Customs in relation
7 to the bringing of the goods into Australia.

1 **Part 6—Amendment of the Customs Tariff Act 1995**

2 *Customs Tariff Act 1995*

3 **26 Subsection 3(1) (definition of *petroleum activity*)**

4 Repeal the definition.

5 **27 Subsection 3(1)**

6 Insert:

7 *Timor Sea Maritime Boundaries Treaty* means the Treaty between
8 Australia and the Democratic Republic of Timor-Leste
9 Establishing their Maritime Boundaries in the Timor Sea done at
10 New York on 6 March 2018, as in force from time to time.

11 Note: The Timor Sea Maritime Boundaries Treaty could in 2018 be viewed
12 in the Australian Treaties Library on the AustLII website
13 (<http://www.austlii.edu.au>).

14 **28 Schedule 4 (table item 14)**

15 Repeal the item, substitute:

- 14 Goods, as prescribed by by-law, that are for use Free
in an activity that is one of the Petroleum
Activities within the meaning of the Timor Sea
Maritime Boundaries Treaty and takes place in:
- (a) the Greater Sunrise special regime area
within the meaning of the *Seas and
Submerged Lands Act 1973*; or
 - (b) the area in or above the Bayu-Undan Gas
Field within the meaning of the Timor Sea
Maritime Boundaries Treaty; or
 - (c) the Bayu-Undan pipeline international
offshore area within the meaning of the
*Offshore Petroleum and Greenhouse Gas
Storage Act 2006*; or
 - (d) the area in or above the Kitan Oil Field
within the meaning of the Timor Sea
Maritime Boundaries Treaty

1 **Part 7—Amendment of the Fair Work Act 2009**

2 *Fair Work Act 2009*

3 **29 Section 12 (definition of *continental shelf*)**

4 Repeal the definition, substitute:

5 *continental shelf* means:

- 6 (a) the continental shelf (as defined in the *Seas and Submerged*
7 *Lands Act 1973*) of Australia (including its external
8 Territories); and
9 (b) the Greater Sunrise special regime area (as defined in the
10 *Seas and Submerged Lands Act 1973*).

11 **30 At the end of section 33**

12 Add:

13 *Extension relating to Greater Sunrise special regime area*

14 (6) Despite subsection 13AB(1) of the *Seas and Submerged Lands Act*
15 *1973*:

- 16 (a) an extension of this Act under subsection (1) of this section
17 has effect; and
18 (b) an extension of this Act, or a provision of this Act, because
19 of regulations made for the purposes of subsection (3) of this
20 section may (subject to those regulations) have effect;
21 in relation to acts, omissions, matters and things directly or
22 indirectly connected with the exploration of, or exploitation of the
23 natural resources of, the continental shelf in the Greater Sunrise
24 special regime area. This subsection has effect whether or not the
25 extension is affected by subsection (4) of this section.

1 **Part 8—Amendment of the International**
2 **Organisations (Privileges and Immunities)**
3 **Act 1963**

4 *International Organisations (Privileges and Immunities) Act*
5 *1963*

6 **31 Section 5B**

7 Repeal the section.

1 **Part 9—Amendment of the Migration Act 1958**

2 *Migration Act 1958*

3 **32 Subsection 5(1) (definition of *Australian seabed*)**

4 Omit “(other than the seabed within the Joint Petroleum Development
5 Area)”.

6 **33 Subsection 5(1) (definition of *Joint Petroleum*
7 *Development Area*)**

8 Repeal the definition.

1 **Part 10—Amendment of the National Greenhouse**
2 **and Energy Reporting Act 2007**

3 **Division 1—Amendments**

4 *National Greenhouse and Energy Reporting Act 2007*

5 **34 Subsection 6A(2)**

6 Repeal the subsection, substitute:

7 (2) Despite subsection 13AB(1) of the *Seas and Submerged Lands Act*
8 *1973*, this Act extends to acts, omissions, matters and things
9 directly or indirectly connected with the exploration of, or
10 exploitation of the natural resources of, the continental shelf in the
11 Greater Sunrise special regime area.

12 (3) Subsection (2) does not limit subsection (1).

13 (4) Despite subsections (1) and (2), the safeguard provisions do not
14 apply to a facility in the Greater Sunrise special regime area.

15 **35 Section 6B**

16 Repeal the section.

17 **36 Section 7**

18 Insert:

19 *Greater Sunrise special regime area* has the same meaning as in
20 the *Seas and Submerged Lands Act 1973*.

21 **37 Section 7**

22 Repeal the following definitions:

23 (a) definition of *Greater Sunrise unit area*;

24 (b) definition of *Joint Petroleum Development Area*.

1 **Division 2—Transitional provisions**

2 **38 Transitional provisions for reporting on facilities in Joint**
3 **Petroleum Development Area if this Part does not**
4 **commence on 1 July**

- 5 (1) This item applies in relation to a facility and a financial year if:
6 (a) this Part commences at a time in the financial year after the
7 start of the financial year; and
8 (b) during the part of the financial year before the
9 commencement of this Part (the *pre-commencement period*),
10 the facility was operated in the Joint Petroleum Development
11 Area and outside the Greater Sunrise unit area.
- 12 (2) A report by a corporation under section 19 of the *National Greenhouse*
13 *and Energy Reporting Act 2007* relating to the facility and the financial
14 year must relate to the:
15 (a) greenhouse gas emissions; and
16 (b) energy production; and
17 (c) energy consumption;
18 from the operation of the facility for only so much of the
19 pre-commencement period as the facility was under the operational
20 control of the corporation and entities that are members of the
21 corporation's group.
- 22 (3) A report by a corporation under section 22G of the *National*
23 *Greenhouse and Energy Reporting Act 2007* relating to the facility and
24 the financial year must relate to the:
25 (a) greenhouse gas emissions; and
26 (b) energy production; and
27 (c) energy consumption;
28 from the operation of the facility for only so much of the
29 pre-commencement period as the corporation was the holder of a
30 reporting transfer certificate in relation to the facility.
- 31 (4) A report by the responsible member under section 22X of the *National*
32 *Greenhouse and Energy Reporting Act 2007* relating to the facility and
33 the financial year must relate to the:
34 (a) greenhouse gas emissions; and
-

- 1 (b) energy production; and
2 (c) energy consumption;
3 from the operation of the facility for only so much of the
4 pre-commencement period as the facility was under the operational
5 control of the responsible member.

1 **Part 11—Amendment of the Offshore Minerals Act**
2 **1994**

3 *Offshore Minerals Act 1994*

4 **39 Subsection 10(3) (after paragraph (f) of the definition of**
5 ***International Seabed Agreement*)**

6 Insert:

7 and (g) the Treaty between Australia and the Democratic Republic of
8 Timor-Leste Establishing their Maritime Boundaries in the
9 Timor Sea done at New York on 6 March 2018;

10 **40 Subsection 13(1) (note)**

11 Omit “Note”, substitute “Note 1”.

12 **41 Subsection 13(1) (note)**

13 Omit “5(3)”, substitute “6(3)”.

14 **42 At the end of subsection 13(1)**

15 Add:

16 Note 2: Neither of the following areas described in the *Offshore Petroleum*
17 *and Greenhouse Gas Storage Act 2006* is an offshore area of a State:

- 18 (a) the Bayu-Undan pipeline international offshore area;
19 (b) the Greater Sunrise pipeline international offshore area.

20 **43 After section 35**

21 Insert:

22 **35A Act does not apply in relation to Greater Sunrise special regime**
23 **area**

24 This Act does not apply to the Greater Sunrise special regime area
25 within the meaning of the *Seas and Submerged Lands Act 1973*.

1 **Part 12—Amendment of the Offshore Petroleum and**
2 **Greenhouse Gas Storage Act 2006**

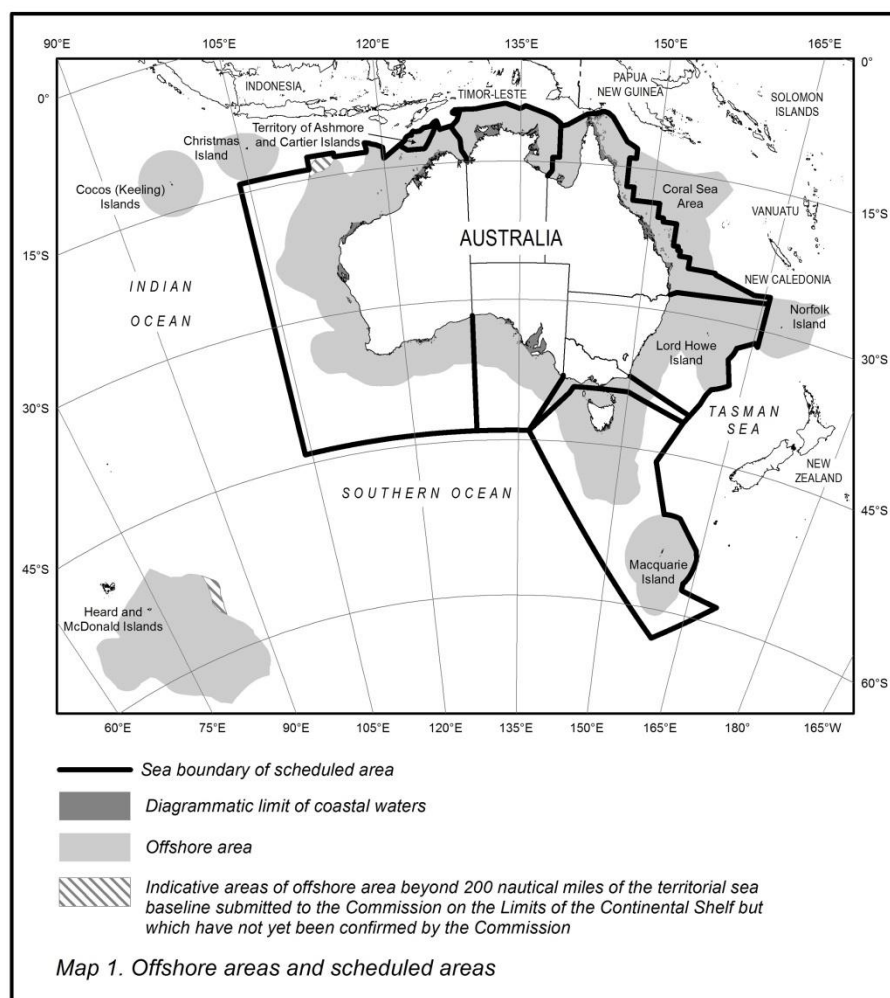
3 **Division 1—Amendments**

4 *Offshore Petroleum and Greenhouse Gas Storage Act 2006*

5 **44 Subsection 6(3) (map 1)**

6 Repeal the map, substitute:

Schedule 1 Provisions commencing when new treaty comes into force
Part 12 Amendment of the Offshore Petroleum and Greenhouse Gas Storage Act 2006



1

45 Subsection 6(3) (note 3)

2

Repeal the note.

3

46 Section 7

4

Insert:

5

Bayu-Undan pipeline international offshore area means the area described in Schedule 8.

6

1 **Greater Sunrise pipeline international offshore area** means the
2 area declared under section 780P.

3 **Greater Sunrise special regime area** has the same meaning as in
4 the *Seas and Submerged Lands Act 1973*.

5 **47 Section 7 (definition of Greater Sunrise unit area)**

6 Repeal the definition.

7 **48 Section 7 (definition of Greater Sunrise unitisation**
8 **agreement)**

9 After “2003”, insert “, as in force immediately before the
10 commencement of Schedule 1 to the *Timor Sea Maritime Boundaries*
11 *Treaty Consequential Amendments Act 2018*”.

12 **49 Section 7 (definition of Joint Petroleum Development**
13 **Area)**

14 Repeal the definition.

15 **50 Section 7 (at the end of the definition of offshore area)**

16 Add:

17 Note 3: Under section 8A, each of the following areas is treated like an
18 offshore area for the purposes of many provisions of this Act so far as
19 they relate to petroleum pipelines:

- 20 (a) the Bayu-Undan pipeline international offshore area;
21 (b) the Greater Sunrise pipeline international offshore area (if
22 declared).

23 **51 Section 7**

24 Insert:

25 **Timorese Designated Authority** means the authority that is the
26 Designated Authority under paragraph 2 of Article 6 of Annex B to
27 the Timor Sea Maritime Boundaries Treaty.

28 **Timor Sea Maritime Boundaries Treaty** means the Treaty between
29 Australia and the Democratic Republic of Timor-Leste
30 Establishing their Maritime Boundaries in the Timor Sea done at
31 New York on 6 March 2018, as in force from time to time.

1 Note: The Timor Sea Maritime Boundaries Treaty could in 2018 be viewed
2 in the Australian Treaties Library on the AustLII website
3 (<http://www.austlii.edu.au>).

4 **52 Section 7**

5 Repeal the following definitions:

- 6 (a) definition of *Timor Sea Treaty*;
7 (b) definition of *Timor Sea Treaty Designated Authority*.

8 **53 Section 7 (note to the definition of *Western Greater***
9 ***Sunrise area*)**

10 Repeal the note.

11 **54 Subsection 8(1) (table item 3, column headed “is...”,**
12 **paragraph (b))**

13 Omit “shelf; and”, substitute “shelf”.

14 **55 Subsection 8(1) (table item 3, column headed “is...”,**
15 **paragraph (c))**

16 Repeal the paragraph.

17 **56 Subsection 8(1) (cell at table item 4, column headed**
18 **“is...”)**

19 Repeal the cell, substitute:

both of the following:

- (a) so much of the scheduled area for
the Northern Territory as
comprises waters of the sea that
are:
(i) beyond the outer limits of
the coastal waters of the
Northern Territory; and
(ii) within the outer limits of
the continental shelf;
- (b) the Eastern Greater Sunrise
offshore area.

1 **57 Subsection 8(1) (cell at table item 5, column headed**
2 **“is...”)**

3 Repeal the cell, substitute:

so much of the scheduled area for
that Territory as consists of land and
water that is within the outer limits of
the continental shelf.

4 **58 After section 8**

5 Insert:

6 **8A Pipeline international offshore areas treated as offshore areas**

7 (1) The provisions of this Act listed in subsection (2), and regulations
8 or other instruments made for the purposes of those provisions,
9 apply in relation to each of the following areas as if it were an
10 offshore area:

- 11 (a) the Bayu-Undan pipeline international offshore area (which
12 is described in Schedule 8);
13 (b) the Greater Sunrise pipeline international offshore area (if it
14 is declared under section 780P).

15 (2) The provisions are as follows:

- 16 (a) the following definitions in section 7:
17 (i) definition of *Joint Authority*;
18 (ii) definition of *petroleum pipeline*;
19 (iii) definition of *secondary line*;
20 (b) section 9;
21 (c) section 16;
22 (d) section 30;
23 (e) subsection 56(1);
24 (f) Division 1 of Part 2.6;
25 (g) subsection 221(5) so far as it refers to construction in an
26 offshore area of a petroleum pipeline but not so far as it
27 refers to petroleum recovered from a place beyond the outer
28 limits of any offshore area;
29 (h) Division 3 of Part 2.6;
30 (i) Division 1 of Part 2.12;

Schedule 1 Provisions commencing when new treaty comes into force

Part 12 Amendment of the Offshore Petroleum and Greenhouse Gas Storage Act 2006

- 1 (j) section 280;
2 (k) Parts 4.1 and 4.2;
3 (l) Parts 6.1, 6.1A and 6.2;
4 (m) Division 1 of Part 6.4;
5 (n) Divisions 1, 4, 5 and 6 of Part 6.5;
6 (o) Divisions 1 and 2 of Part 6.6;
7 (p) section 695R;
8 (q) Part 7.1;
9 (r) section 778;
10 (s) subsection 780A(5);
11 (t) items 12 and 13 of the table in subsection 782(1).

12 Note: Although the Greater Sunrise pipeline international offshore area is
13 treated as an offshore area for the purposes of only one of the
14 references to offshore area in Division 2 (Obtaining a pipeline licence)
15 of Part 2.6 (see paragraph (g) of this subsection), that does not prevent
16 an application for, or the grant of, a pipeline licence for a petroleum
17 pipeline in the Greater Sunrise pipeline international offshore area.

18 *Other modifications*

- 19 (3) Paragraphs 227(6)(d) and 506(1)(f) apply as if:
20 (a) the Bayu-Undan pipeline international offshore area were an
21 offshore area relating to Western Australia; and
22 (b) the Greater Sunrise pipeline international offshore area were
23 an offshore area relating to the Northern Territory.

24 *Other modifications relating to Bayu-Undan pipeline international*
25 *offshore area*

- 26 (4) Despite subsection 217(1), a person cannot apply for the grant of a
27 pipeline licence authorising construction of a pipeline in the
28 Bayu-Undan pipeline international offshore area.

29 Note: On the commencement of this section, a pipeline licence is
30 automatically granted authorising the pipeline that existed in the
31 Bayu-Undan pipeline international offshore area immediately before
32 that commencement: see Schedule 1 to the *Timor Sea Maritime*
33 *Boundaries Treaty Consequential Amendments Act 2018*.

1 *Other modifications relating to Greater Sunrise pipeline*
2 *international offshore area*

- 3 (5) Subsections 223(2) and (3) apply to an application for a pipeline
4 licence relating to the construction of a petroleum pipeline in the
5 Greater Sunrise pipeline international offshore area as if:
6 (a) references in paragraphs 223(2)(a) and (3)(a) to a petroleum
7 production licence area were references to the Greater
8 Sunrise special regime area; and
9 (b) references in paragraphs 223(2)(b) and (3)(b) to the
10 petroleum production licensee were references to a person
11 covered by the definition of **Greater Sunrise Contractor** in
12 paragraph 1(i) of Article 1 of the Timor Sea Maritime
13 Boundaries Treaty; and
14 (c) the reference in subparagraph 223(2)(c)(i) to the petroleum
15 production licence were a reference to the Greater Sunrise
16 Production Sharing Contract within the meaning of that
17 treaty.
- 18 (6) Item 5 of the table in subsection 262(1) applies in relation to a
19 pipeline licence relating to the construction of a petroleum pipeline
20 in the Greater Sunrise pipeline international offshore area as if the
21 references to a petroleum production licensee and the licensee were
22 a reference to a person who:
23 (a) applied for the pipeline licence; and
24 (b) is a person covered by the definition of **Greater Sunrise**
25 **Contractor** in paragraph 1(i) of Article 1 of the Timor Sea
26 Maritime Boundaries Treaty.

27 **59 After paragraph 40(1)(d)**

28 Insert:

29 or (e) the area described in Schedule 8;

30 **60 Subsection 40(1) (note 3A)**

31 Repeal the note, substitute:

32 Note 3A: Schedule 7 describes the Eastern Greater Sunrise offshore area and the
33 Western Greater Sunrise area.

34 Note 3B: Schedule 8 describes the Bayu-Undan pipeline international offshore
35 area.

1 **61 Subsection 49(3) (at the end of the definition of**
2 ***International Seabed Agreement*)**

3 Add:

4 ; or (f) the Timor Sea Maritime Boundaries Treaty.

5 **62 At the end of section 56**

6 Add:

7 *Bayu-Undan pipeline international offshore area*

- 8 (10) The responsible Commonwealth Minister is the Joint Authority for
9 the Bayu-Undan pipeline international offshore area. That Joint
10 Authority is to be known as the Bayu-Undan Offshore Petroleum
11 Joint Authority.

12 Note: Under section 8A, the Bayu-Undan pipeline international offshore
13 area is treated like an offshore area for the purposes of many
14 provisions of this Act so far as they relate to petroleum pipelines.

15 *Greater Sunrise pipeline international offshore area*

- 16 (11) The responsible Commonwealth Minister is the Joint Authority for
17 the Greater Sunrise pipeline international offshore area. That Joint
18 Authority is to be known as the Greater Sunrise Pipeline Offshore
19 Petroleum Joint Authority.

20 Note: Under section 8A, the Greater Sunrise pipeline international offshore
21 area (if declared) is treated like an offshore area for the purposes of
22 many provisions of this Act so far as they relate to petroleum
23 pipelines.

24 **63 At the end of section 57**

25 Add:

- 26 (4) The Joint Authority for the Bayu-Undan pipeline international
27 offshore area has, in relation to that area, the functions and powers
28 relating to petroleum pipelines that the provisions of this Act
29 mentioned in subsection (6), or regulations made for the purposes
30 of those provisions, confer on a Joint Authority.

- 31 (5) The Joint Authority for the Greater Sunrise pipeline international
32 offshore area has, in relation to that area, the functions and powers
33 relating to petroleum pipelines that the provisions of this Act

1 mentioned in subsection (6), or regulations made for the purposes
2 of those provisions, confer on a Joint Authority.

3 (6) For the purposes of subsections (4) and (5), the provisions are as
4 follows:

- 5 (a) this Part;
- 6 (b) Part 2.6;
- 7 (c) Part 2.10;
- 8 (d) section 264 so far as it applies because of item 2 of the table
9 in subsection 264(1);
- 10 (e) Division 1 of Part 2.12;
- 11 (f) Division 1 of Part 2.13;
- 12 (g) Part 2.14 except section 279;
- 13 (h) section 511;
- 14 (i) Part 6.1;
- 15 (j) Part 6.2;
- 16 (k) Part 6.10;
- 17 (l) Part 6.11;
- 18 (m) Part 9.4;
- 19 (n) Part 9.6A;
- 20 (o) Part 9.8;
- 21 (p) Part 9.9.

22 **64 After paragraph 61(2A)(b)**

23 Insert:

- 24 or (c) the Bayu-Undan pipeline international offshore area; or
- 25 (d) the Greater Sunrise pipeline international offshore area;

26 **65 After subsection 64(3)**

27 Insert:

28 *Joint Authority for a pipeline international offshore area*

29 (3A) All courts must take judicial notice of:

- 30 (a) the signature of a person who is, or has been:
 - 31 (i) the Joint Authority for the Bayu-Undan pipeline
32 international offshore area; or

- 1 (ii) the Joint Authority for the Greater Sunrise pipeline
2 international offshore area; or
3 (iii) a delegate of the Joint Authority mentioned in
4 subparagraph (i) or (ii); and
5 (b) the fact that the person is, or was at a particular time:
6 (i) the Joint Authority for that area; or
7 (ii) a delegate of the Joint Authority for that area.

8 **66 After section 68**

9 Insert:

10 **68A Delegation by Joint Authority for pipeline international**
11 **offshore area**

12 (1) The Joint Authority for the Bayu-Undan pipeline international
13 offshore area or the Joint Authority for the Greater Sunrise pipeline
14 international offshore area may, by written instrument, delegate to
15 an SES employee or acting SES employee any or all of the
16 functions or powers of the Joint Authority under this Act or the
17 regulations.

18 Note 1: The expressions *SES employee* and *acting SES employee* are defined
19 in section 2B of the *Acts Interpretation Act 1901*.

20 Note 2: See also sections 34AA and 34AB of the *Acts Interpretation Act 1901*.

- 21 (2) If the Joint Authority delegates a function or power under this
22 section, the delegation continues in force despite:
23 (a) a vacancy in the office of Joint Authority; or
24 (b) a change in the identity of the holder of the office of Joint
25 Authority.
- 26 (3) Despite subsection (2), a delegation under this section may be
27 revoked by the Joint Authority in accordance with subsection 33(3)
28 of the *Acts Interpretation Act 1901*.
- 29 (4) A copy of each instrument making, varying or revoking a
30 delegation under this section must be published in the Gazette.

1 **67 Section 69**

2 Omit “Timor Sea Treaty Designated Authority”, substitute “Timorese
3 Designated Authority”.

4 **68 At the end of Division 1 of Part 1.3**

5 Add:

6 **70 Cooperation with Timorese Designated Authority by Joint**
7 **Authority for pipeline international offshore area**

8 *Joint Authority for Bayu-Undan pipeline international offshore*
9 *area*

- 10 (1) The Joint Authority for the Bayu-Undan pipeline international
11 offshore area may cooperate with the Timorese Designated
12 Authority for the effective management and regulation of the
13 Bayu-Undan Gas Field (within the meaning of the Timor Sea
14 Maritime Boundaries Treaty).

15 *Joint Authority for Greater Sunrise pipeline international offshore*
16 *area*

- 17 (2) The Joint Authority for the Greater Sunrise pipeline international
18 offshore area may cooperate with the Timorese Designated
19 Authority for the effective management and regulation of the
20 Greater Sunrise special regime area.

21 **69 Paragraphs 172(a) and (c)**

22 Omit “Timor Sea Treaty Designated Authority”, substitute “Timorese
23 Designated Authority”.

24 **70 Subsection 173(5) (heading)**

25 Omit “*Timor Sea Treaty Designated Authority*”, substitute “*Timorese*
26 *Designated Authority*”.

27 **71 Paragraph 173(5)(b)**

28 Omit “Timor Sea Treaty Designated Authority”, substitute “Timorese
29 Designated Authority”.

1 **72 Section 643 (definition of *Commonwealth waters*)**

2 Omit “Territory.”, substitute “Territory, the Bayu-Undan pipeline
3 international offshore area and the Greater Sunrise pipeline international
4 offshore area.”.

5 **73 Section 695AA**

6 Repeal the section.

7 **74 After section 695X**

8 Insert:

9 **695XA CEO of NOPSEMA may share offshore information or**
10 **things with Timorese Designated Authority**

11 The CEO may make available offshore information or a thing to
12 the Timorese Designated Authority for it to use in the course of the
13 exercise of its powers or the performance of its functions.

14 **75 After Part 9.10C**

15 Insert:

16 **Part 9.10D—Greater Sunrise special regime area**

17 **Division 1—Bodies exercising Australia’s rights and**
18 **responsibilities**

19 **780M Bodies exercising Australia’s rights and responsibilities**
20 **relating to the Greater Sunrise special regime area**

21 The following exercise Australia’s rights and responsibilities
22 relating to Petroleum Activities, within the meaning of the Timor
23 Sea Maritime Boundaries Treaty, in the Greater Sunrise special
24 regime area in accordance with the treaty:

- 25 (a) the Timorese Designated Authority;
26 (b) the Governance Board provided for by Annex B to the treaty;
27 (c) the Dispute Resolution Committee provided for by Annex B
28 to the treaty.

1 **Division 2—Limits on Australian law in Greater Sunrise**
2 **special regime area**

3 **780N Australian law subject to legislation made under the Timor**
4 **Sea Maritime Boundaries Treaty**

5 So far as a law of the Commonwealth, a State or a Territory applies
6 in or in relation to the Greater Sunrise special regime area, the law
7 has effect subject to the following:

- 8 (a) regulations issued by the Timorese Designated Authority
9 under paragraph 3(n) or (o) of Article 6 of Annex B to the
10 Timor Sea Maritime Boundaries Treaty (about protection of
11 the marine environment in that area and occupational health
12 and safety of persons employed on certain installations,
13 structures and facilities in that area);
- 14 (b) the Interim Petroleum Mining Code and interim regulations
15 for the purposes of that Code while they are in force under
16 paragraph 1 of Article 11 of Annex B to the Timor Sea
17 Maritime Boundaries Treaty;
- 18 (c) the final Petroleum Mining Code issued by the Governance
19 Board under paragraph 2 of Article 11 of Annex B to the
20 Timor Sea Maritime Boundaries Treaty.

21 Note: Laws of the Commonwealth do not apply in relation to an act,
22 omission, matter or thing directly or indirectly connected with the
23 exploration of, or exploitation of the natural resources of, the
24 continental shelf in the Greater Sunrise special regime area unless
25 there is a contrary intention: see section 13AB of the *Seas and*
26 *Submerged Lands Act 1973*.

27 **Division 3—Declaration of Greater Sunrise pipeline**
28 **international offshore area**
29

30 **780P Declaration of Greater Sunrise pipeline international offshore**
31 **area**

- 32 (1) If the responsible Commonwealth Minister is satisfied that a
33 person proposes to construct a petroleum pipeline for conveying
34 petroleum recovered from the Greater Sunrise special regime area
35 to a place in Australia, the Minister may, by notifiable instrument,

1 declare an area, through which the pipeline is proposed to extend,
2 as the Greater Sunrise pipeline international offshore area.

3 (2) The area must:

4 (a) consist at least partly of an area in the Greater Sunrise special
5 regime area; and

6 (b) adjoin (but not include any of) an offshore area of a State or
7 Territory.

8 Note: Depending on the proposed route of the pipeline, the area may cover
9 part of the continental shelf of Timor-Leste between an edge of the
10 Greater Sunrise special regime area and the offshore area of a State or
11 Territory.

12 **76 Paragraphs 5(zx), (zy) and (zz) of Schedule 1**

13 Repeal the paragraphs, substitute:

14 (zx) thence north-easterly along the geodesic to a point of
15 Latitude 10° 37' 19.03" South, Longitude 126° 03' 07.94"
16 East; and

17 (zy) thence south-easterly along the geodesic to a point of
18 Latitude 11° 24' 00.61" South, Longitude 126° 18' 22.48"
19 East; and

20 (zz) thence easterly along the geodesic to a point of Latitude 11°
21 21' 00.00" South, Longitude 126° 28' 00.00" East; and

22 (zzaa) thence easterly along the geodesic to a point of Latitude 11°
23 20' 00.00" South, Longitude 126° 31' 00.00" East; and

24 (zzab) thence easterly along the geodesic to a point of Latitude 11°
25 20' 02.90" South, Longitude 126° 31' 58.40" East; and

26 (zzac) thence easterly along the geodesic to a point of Latitude 11°
27 07' 14.30" South, Longitude 127° 28' 11.56" East; and

28 **77 Paragraphs 7(l), (m), (n) and (o) of Schedule 1**

29 Repeal the paragraphs, substitute:

30 (l) thence north-westerly along the geodesic to a point of
31 Latitude 11° 07' 14.30" South, Longitude 127° 28' 11.56"
32 East; and

33 (m) thence north-easterly along the geodesic to a point of
34 Latitude 11° 04' 37.65" South, Longitude 127° 39' 32.81"
35 East; and

- 1 (n) thence north-easterly along the geodesic to a point of
2 Latitude 10° 55' 20.88" South, Longitude 127° 47' 08.37"
3 East; and
4 (o) thence north-easterly along the geodesic to a point of
5 Latitude 10° 53' 36.88" South, Longitude 127° 48' 49.37"
6 East; and
7 (oa) thence north-easterly along the geodesic to a point of
8 Latitude 10° 43' 37.88" South, Longitude 127° 59' 20.36"
9 East; and
10 (ob) thence north-easterly along the geodesic to a point of
11 Latitude 10° 29' 11.87" South, Longitude 128° 12' 28.36"
12 East; and
13 (oc) thence north-easterly along the geodesic to a point of
14 Latitude 9° 42' 21.49" South, Longitude 128° 28' 35.97"
15 East; and
16 (od) thence north-easterly along the geodesic to a point of
17 Latitude 9° 37' 57.54" South, Longitude 128° 30' 07.24"
18 East; and
19 (oe) thence north-westerly along the geodesic to a point of
20 Latitude 9° 36' 28.43" South, Longitude 128° 25' 04.34"
21 East; and
22 (of) thence north along the loxodrome to a point of Latitude 9°
23 29' 54.88" South, Longitude 128° 25' 04.34" East; and
24 (og) thence west along the loxodrome to a point of Latitude 9° 29'
25 54.88" South, Longitude 128° 20' 04.34" East; and
26 (oh) thence north along the loxodrome to a point of Latitude 9°
27 24' 54.88" South, Longitude 128° 20' 04.34" East; and

28 **78 Paragraphs 8(l) and (m) of Schedule 1**

29 Repeal the paragraphs, substitute:

- 30 (l) thence north-easterly along the loxodrome to a point of
31 Latitude 10° 27' 54.91" South, Longitude 126° 00' 04.40"
32 East; and
33 (m) thence south-easterly along the geodesic to a point of
34 Latitude 10° 37' 19.03" South, Longitude 126° 03' 07.94"
35 East; and

1 **79 Clause 1 of Schedule 7**

2 Repeal the clause.

3 **80 At the end of the Act**

4 Add:

5 **Schedule 8—Bayu-Undan pipeline**
6 **international offshore area**

7 Note: See the definition of *Bayu-Undan pipeline international offshore area* in section 7.

8
9
10 **1 Bayu-Undan pipeline international offshore area**

11 The *Bayu-Undan pipeline international offshore area* is the area
12 bounded by the line starting at the point described in item 1 of the
13 following table and running sequentially as described in the table.

Bayu-Undan pipeline international offshore area

Item Description

1	11°03'44.4994"S 126°37'6.5192"E
2	South-westerly along the geodesic to 11°04'03.5791"S 126°36'51.2875"E
3	South-westerly along the geodesic to 11°04'26.7849"S 126°36'32.7646"E
4	South-easterly along the geodesic to 11°15'43.6065"S 126°51'02.1405"E
5	North-easterly along the geodesic to 11°15'34.5559"S 126°51'41.9553"E
6	North-easterly along the geodesic to 11°15'28.1024"S 126°52'10.3404"E
7	North-westerly along the geodesic to the starting point

14 **Division 2—Transitional provisions**

15 **81 Alteration of permit areas and licence areas to reflect new**
16 **continental shelf boundary**

17 *Petroleum Exploration Permit WA-523-P permit area*

18 (1) On and after the commencement of this subitem, the blocks the subject
19 of Petroleum Exploration Permit WA-523-P, granted under Part 2.2 of
20 the *Offshore Petroleum and Greenhouse Gas Storage Act 2006* on
21 27 May 2016, are those constituted by the graticular sections that:

- 1 (a) are shown on map sheet SC52 (Melville Island) in the
2 1:1,000,000 series prepared and published for the purposes of
3 that Act; and
4 (b) are referred to in the following table by reference to the
5 number shown on that map sheet.
6

Blocks the subject of Petroleum Exploration Permit WA-523-P

Number of graticular section that constitutes block as shown on map sheet SC52

2305
2306
2377
2378
2449
2450
2521
2522
2523
2593
2594
2595
2665
2666
2667
2737
2738
2739
2740
2809
2810
2811
2812
2815
2881
2882

Blocks the subject of Petroleum Exploration Permit WA-523-P

Number of graticular section that constitutes block as shown on map sheet SC52

2883
2884
2885
2886
2887
2953
2954
2955
2956
2957
2958
2959
3025
3026
3027
3028
3029

1 Note 1: Petroleum Exploration Permit WA-523-P covers some blocks in the offshore area of
2 Western Australia.

3 Note 2: This subitem is to reflect the changes to the offshore area of Western Australia resulting
4 from the changes to the scheduled area for Western Australia made by the amendment
5 of clause 5 of Schedule 1 to the *Offshore Petroleum and Greenhouse Gas Storage Act*
6 *2006* by this Part. That amendment is to give effect to the changes in the boundary of
7 the continental shelf resulting from the Timor Sea Maritime Boundaries Treaty.

8 Note 3: Paragraph 2 of Article 4 of Annex D to the Timor Sea Maritime Boundaries Treaty
9 provides for the security of title and any other rights held by the holder of Petroleum
10 Exploration Permit WA-523-P before the commencement of this item to be preserved
11 through equivalent conditions determined by agreement between the parties to the treaty
12 and the holder of the permit.

13 (2) To avoid doubt, the alteration of the permit area of Petroleum
14 Exploration Permit WA-523-P by subitem (1) does not otherwise affect:
15 (a) the continuity of the permit; or
16 (b) the operation of the *Offshore Petroleum and Greenhouse Gas*
17 *Storage Act 2006* or the *Offshore Petroleum and Greenhouse*
18 *Gas Storage (Regulatory Levies) Act 2003*, or regulations or

1 other instruments (except the permit) made for the purposes
2 of either of those Acts, in relation to the permit.

3 *Petroleum Production Licence WA-18-L*

4 (3) To avoid doubt, the alteration of the licence area of Petroleum
5 Production Licence WA-18-L, granted on 13 May 1999 under
6 Division 3 of Part III of the repealed *Petroleum (Submerged Lands) Act*
7 *1967*, occurring under paragraph 33(3)(b) of the *Offshore Petroleum*
8 *and Greenhouse Gas Storage Act 2006* as a result of the amendment of
9 clause 5 of Schedule 1 to that Act by this Part does not otherwise affect:

- 10 (a) the continuity of the licence; or
11 (b) the operation of the *Offshore Petroleum and Greenhouse Gas*
12 *Storage Act 2006* or the *Offshore Petroleum and Greenhouse*
13 *Gas Storage (Regulatory Levies) Act 2003*, or regulations or
14 other instruments (except the licence) made for the purposes
15 of either of those Acts, in relation to the licence.

16 Note 1: Petroleum Production Licence WA-18-L covers a block that is in the offshore area of
17 Western Australia and whose boundary changes because of the changes in the boundary
18 of the continental shelf resulting from the Timor Sea Maritime Boundaries Treaty.

19 Note 2: That amendment is to give effect to the changes in the boundary of the continental shelf
20 resulting from the Timor Sea Maritime Boundaries Treaty.

21 *Petroleum Production Licence AC/L5*

22 (4) To avoid doubt, the alteration of the licence area of Petroleum
23 Production Licence AC/L5, granted on 2 January 2018 under Part 2.4 of
24 the *Offshore Petroleum and Greenhouse Gas Storage Act 2006*,
25 occurring under paragraph 33(3)(b) of that Act as a result of the
26 amendment of clause 8 of Schedule 1 to that Act by this Part does not
27 otherwise affect:

- 28 (a) the continuity of the licence; or
29 (b) the operation of the *Offshore Petroleum and Greenhouse Gas*
30 *Storage Act 2006* or the *Offshore Petroleum and Greenhouse*
31 *Gas Storage (Regulatory Levies) Act 2003*, or regulations or
32 other instruments (except the licence) made for the purposes
33 of either of those Acts, in relation to the licence.

34 Note 1: Petroleum Production Licence AC/L5 covers 2 blocks that are in the offshore area of the
35 Territory of Ashmore and Cartier Islands and whose boundaries change because of the
36 changes in the boundary of the continental shelf resulting from the Timor Sea Maritime
37 Boundaries Treaty.

Schedule 1 Provisions commencing when new treaty comes into force

Part 12 Amendment of the Offshore Petroleum and Greenhouse Gas Storage Act 2006

1 Note 2: That amendment is to give effect to the changes in the boundary of the continental shelf
2 resulting from the Timor Sea Maritime Boundaries Treaty.

3 *Gazettal not required*

4 (5) Section 708 of the *Offshore Petroleum and Greenhouse Gas Storage*
5 *Act 2006* does not require the Titles Administrator to cause notice to be
6 published in the Gazette of an event that occurs because of this item or
7 is described in this item.

8 (6) Subitem (5) has effect despite subitems (2), (3) and (4).

9 **82 Alteration of Pipeline Licence WA-8-PL to reflect new**
10 **continental shelf boundary**

11 *Application*

12 (1) This item applies in relation to Pipeline Licence WA-8-PL, granted on
13 27 April 2001 under Division 4 of Part III of the repealed *Petroleum*
14 *(Submerged Lands) Act 1967*.

15 Note: The licence relates to the section of the pipeline running from the Bayu-Undan gas field
16 to Australia that is in the offshore area of Western Australia.

17 *Extension of route of pipeline to new continental shelf boundary*

18 (2) On and after the commencement of this item, the licence has effect as if
19 the reference, in the description of the route of the pipeline, to
20 “8751184mN, 280306mE” were a reference to 8754465.49 mN,
21 266555.28 mE.

22 (3) To avoid doubt, subitem (2) does not, except as otherwise provided by
23 this item, affect:

- 24 (a) the continuity of the licence; or
25 (b) the operation of the *Offshore Petroleum and Greenhouse Gas*
26 *Storage Act 2006* or the *Offshore Petroleum and Greenhouse*
27 *Gas Storage (Regulatory Levies) Act 2003*, or regulations or
28 other instruments made for the purposes of either of those
29 Acts, in relation to the licence.

30 (4) Section 708 of the *Offshore Petroleum and Greenhouse Gas Storage*
31 *Act 2006* does not require the Titles Administrator to cause notice to be
32 published in the Gazette of an event relating to the licence that occurs
33 because of this item.

1 *Licence continues to be a prior usage right*

2 (5) To avoid doubt, subitem (2):

3 (a) does not affect the status of the licence, for the purposes of
4 Subdivision C of Division 4 of Part 15 of the *Environment*
5 *Protection and Biodiversity Conservation Act 1999*, as a
6 usage right held by a person on 27 April 2001 in relation to
7 seabed included in a Commonwealth reserve after that day;
8 and

9 (b) does not cause that usage right to be renewed, or have its
10 term extended, for the purposes of subsection 359(3) of that
11 Act.

12 Paragraph (b) of this subitem has effect despite the second sentence of
13 subsection 359(3) of that Act.

14 **83 New pipeline licence for part of Bayu-Undan pipeline**

15 *Grant of new pipeline licence*

16 (1) On the commencement of this item, a pipeline licence (the *new licence*)
17 is taken for all purposes to be granted under Part 2.6 of the *Offshore*
18 *Petroleum and Greenhouse Gas Storage Act 2006* by the Joint
19 Authority for the Bayu-Undan pipeline international offshore area to the
20 person who, immediately before that commencement, was the registered
21 holder of Pipeline Licence WA-8-PL, granted on 27 April 2001 under
22 Division 4 of Part III of the repealed *Petroleum (Submerged Lands) Act*
23 1967.

24 *Content of new pipeline licence*

25 (2) The new licence is taken to specify the Bayu-Undan pipeline
26 international offshore area.

27 (3) The new licence is taken to specify that the design, construction, size
28 and capacity of the pipeline to which the licence relates are based on the
29 parameters in the following table.

30

Parameters

Item	Item description	Details
1	Diameter of pipe and riser	Pipeline is constant ID controlled.

Schedule 1 Provisions commencing when new treaty comes into force**Part 12** Amendment of the Offshore Petroleum and Greenhouse Gas Storage Act 2006

Parameters		
Item	Item description	Details
		668.0 mm (ID) (nominal 28 inch)
		619.8 mm (ID) (nominal 26 inch)
2	Wall thickness of pipe inclusive of riser (only for carbon steel)	28 inch section: 25.8 mm 26 inch pipeline within 500m Zone: 23.5 mm 26 inch pipeline (500m Zone to KP34): 20.7 mm 26 inch pipeline (KP34 to end): 20.1 mm
3	Length	35 km (approximate)
4	Design life	25 years
5	Pipeline material	Carbon steel
6	Pipeline and riser steel grade	API 5L X65 - Non Sour Service
7	Pipeline specification	DNV OS-F101:2000
8	Minimum yield strength of pipe steel	448 MPa
9	Maximum allowable operating pressure	19.4 MPa
10	Design capacity	750 MMscf/d
11	Maximum design temperature	90°C
12	Minimum design temperature	0°C
13	Characteristics of substance proposed to be conveyed	Dry gas
14	General plans and descriptions of pump stations, tank stations or valve stations and their equipment	The subsea isolation valve (the SSIV) is located on the seabed as part of the tie-in spool, near the lower end of the Gas Export Pipeline Riser. The SSIV operates as a non-return valve and, therefore, closes automatically during reverse flow
15	General plans and description of pigging facilities	The pig launcher is located at the DDP platform, and the pig receiver is located at the DLNG plant

- 1 (4) The new licence is taken to specify that the route and position of the
2 pipeline to which the licence relates is from the downstream flange of
3 the subsea isolation valve (the **SSIV**) in the Bayu-Undan Field to the

1 boundary of the Bayu-Undan pipeline international offshore area (the
2 **BUPIOA**) and the offshore area of Western Australia (**WA**), as
3 described in the following table (using coordinates based on the
4 Geocentric Datum of Australia (GDA94)).

Schedule 1 Provisions commencing when new treaty comes into force**Part 12** Amendment of the Offshore Petroleum and Greenhouse Gas Storage Act 2006

Route and position of pipeline								
Item	Feature name	KP	UTM zone	Easting (mE)	Northing (mN)	Bend radius (m)	Latitude	Longitude
1	Point immediately adjacent to downstream side of the SSIV flange	-0.483	52	239360.50	8775497.11		11°04'03.5791"S	126°36'51.2875"E
2	Transition flange 28 inch to 26 inch	-0.199	52	239626.13	8775525.97		11°04'02.7090"S	126°37'00.0430"E
3	Start of 26 inch pipeline	-0.199	52	239626.13	8775525.97		11°04'02.7090"S	126°37'00.0430"E
4	Tangent point (TP) 1A	0.421	52	239885.54	8774963.95		11°04'21.0590"S	126°37'08.4380"E
5	Intersection point (IP) 1		52	240283.57	8774101.41	-2,600	11°04'49.2210"S	126°37'21.3200"E
6	TP1B	2.242	52	241143.91	8773698.64		11°05'02.5460"S	126°37'49.5490"E
7	TP2A	4.176	52	242895.91	8772878.44		11°05'29.6800"S	126°38'47.0380"E
8	IP2		52	243154.32	8772757.46	2,600	11°05'33.6820"S	126°38'55.5170"E
9	TP2B	4.744	52	243380.34	8772583.42		11°05'39.4010"S	126°39'02.9160"E
10	TP3A	28.101	52	261889.69	8758323.17		11°13'27.9320"S	126°49'09.1240"E
11	IP3		52	262229.18	8758061.62	3,000	11°13'36.5230"S	126°49'20.2480"E

Route and position of pipeline								
Item	Feature name	KP	UTM zone	Easting (mE)	Northing (mN)	Bend radius (m)	Latitude	Longitude
12	TP3B	28.952	52	262481.86	8757715.45		11°13'47.8460"S	126°49'28.4910"E
13	TP4A	29.095	52	262566.10	8757600.08		11°13'51.6200"S	126°49'31.2390"E
14	IP4		52	262818.77	8757253.92	-3,000	11°14'02.9430"S	126°49'39.4820"E
15	TP4B	29.946	52	263158.27	8756992.36		11°14'11.5340"S	126°49'50.6070"E
16	TP5A	30.948	52	263952.30	8756380.61		11°14'31.6270"S	126°50'16.6270"E
17	IP5		52	263979.42	8756359.71	-3,000	11°14'32.3140"S	126°50'17.5160"E
18	TP5B	31.017	52	264007.02	8756339.43		11°14'32.9800"S	126°50'18.4200"E
19	Boundary of the BUPIOA and the offshore area of WA	34.200	52	266555.28	8754465.49		11°15'34.5559"S	126°51'41.9553"E

1 *Affecting new licence*

- 2 (5) To avoid doubt, the new licence may be terminated, varied, surrendered
3 or cancelled, and the conditions to which it is subject may be varied,
4 under the *Offshore Petroleum and Greenhouse Gas Storage Act 2006*.

5 *Dealings relating to new licence*

- 6 (6) Any dealings that:
7 (a) related to Pipeline Licence WA-8-PL, granted on 27 April
8 2001 under Division 4 of Part III of the repealed *Petroleum*
9 *(Submerged Lands) Act 1967*; and
10 (b) were of a kind to which Part 4.6 of the *Offshore Petroleum*
11 *and Greenhouse Gas Storage Act 2006* applies; and
12 (c) were in force immediately before the commencement of this
13 item;

14 are taken for all purposes also to be in force in relation to the new
15 licence.

- 16 (7) The Titles Administrator must make an entry of each of the dealings
17 mentioned in subsection (6) on the memorial of the new licence in the
18 Register kept under section 469 of the *Offshore Petroleum and*
19 *Greenhouse Gas Storage Act 2006* for the Bayu-Undan pipeline
20 international offshore area.

- 21 (8) To avoid doubt, dealings relating to the new licence because of
22 subitem (6) may be affected by dealings occurring after the
23 commencement of this item, subject to Part 4.6 of the *Offshore*
24 *Petroleum and Greenhouse Gas Storage Act 2006*.

25 *Grant of new licence need not be gazetted*

- 26 (9) Despite subitem (1), section 708 of the *Offshore Petroleum and*
27 *Greenhouse Gas Storage Act 2006* does not require the Titles
28 Administrator to cause notice to be published in the Gazette of the grant
29 of the new licence.

1 **84 Extension of environment plan and safety case for**
2 **Bayu-Undan pipeline**

3 *Application*

- 4 (1) This item applies in relation to Pipeline Licence WA-8-PL granted on
5 27 April 2001 under Division 4 of Part III of the repealed *Petroleum*
6 (*Submerged Lands*) Act 1967 (the *old licence*).

7 Note: The old licence relates to the section of the pipeline running from the Bayu-Undan gas
8 fields to Australia that is in the offshore area of Western Australia.

9 *Extension of environment plan for pipeline*

- 10 (2) An environment plan (within the meaning of section 572C of the
11 *Offshore Petroleum and Greenhouse Gas Storage Act 2006*) in force,
12 immediately before the commencement of this item, for an activity
13 relating to the old licence:
14 (a) continues in force in relation to that activity relating to the
15 old licence as affected by this Part; and
16 (b) has effect in relation to that activity relating to the pipeline
17 licence taken under this Part to have been granted in relation
18 to the Bayu-Undan pipeline international offshore area.
- 19 (3) To avoid doubt, subitem (2) does not prevent any of the following:
20 (a) revision of the plan;
21 (b) withdrawal of acceptance of the plan;
22 (c) end of the operation of the plan.

23 *Extension of safety case for pipeline*

- 24 (4) A safety case in force in relation to a facility that is the pipeline to
25 which the old licence relates immediately before the commencement of
26 this item:
27 (a) continues to be a safety case in force in relation to a facility
28 that is the pipeline to which the old licence as affected by this
29 Part relates; and
30 (b) is a safety case in force in relation to a facility that is the
31 pipeline to which the pipeline licence taken under this Part to
32 have been granted in relation to the Bayu-Undan pipeline
33 international offshore area relates.

Schedule 1 Provisions commencing when new treaty comes into force

Part 12 Amendment of the Offshore Petroleum and Greenhouse Gas Storage Act 2006

1 For this purpose, *safety case in force in relation to a facility* has the
2 same meaning as in section 7 of the *Offshore Petroleum and*
3 *Greenhouse Gas Storage (Regulatory Levies) Act 2003*.

4 (5) To avoid doubt, subitem (4) does not prevent any of the following:

5 (a) revision of the safety case;

6 (b) withdrawal of acceptance of the safety case.

1 **Part 13—Amendment of the Passenger Movement**
2 **Charge Collection Act 1978**

3 *Passenger Movement Charge Collection Act 1978*

4 **85 Section 3**

5 Repeal the following definitions:

- 6 (a) definition of *Joint Petroleum Development Area*;
7 (b) definition of *petroleum*;
8 (c) definition of *petroleum activities*;
9 (d) definition of *Timor Sea Treaty*.

10 **86 Paragraph 5(l)**

11 Omit “Joint Petroleum Development Area in connection with the
12 prospecting for petroleum or the undertaking of petroleum operations”,
13 substitute “Greater Sunrise special regime area (within the meaning of
14 the *Seas and Submerged Lands Act 1973*) in connection with Petroleum
15 Activities (within the meaning of the Treaty between Australia and the
16 Democratic Republic of Timor-Leste Establishing their Maritime
17 Boundaries in the Timor Sea done at New York on 6 March 2018, as in
18 force from time to time)”.

19 **87 At the end of section 5**

20 Add:

21 Note: The Treaty between Australia and the Democratic Republic of
22 Timor-Leste Establishing their Maritime Boundaries in the Timor Sea
23 could in 2018 be viewed in the Australian Treaties Library on the
24 AustLII website (<http://www.austlii.edu.au>).

1 **Part 14—Amendment of the Petroleum and Other**
2 **Fuels Reporting Act 2017**

3 *Petroleum and Other Fuels Reporting Act 2017*

4 **88 At the end of paragraph 11(1)(c)**

5 Add:

6 ; (iii) in the Greater Sunrise special regime area (within the
7 meaning of the *Seas and Submerged Lands Act 1973*),
8 in connection with business carried on in that area by
9 the regulated entity.

1 **Part 15—Amendment of the Petroleum (Timor Sea**
2 **Treaty) Act 2003**

3 **Division 1—Amendments**

4 *Petroleum (Timor Sea Treaty) Act 2003*

5 **89 Sections 3 and 4**

6 Repeal the sections.

7 **90 Subsection 5(1) (definition of *Petroleum Mining Code*)**

8 Repeal the definition.

9 **91 Subsection 5(1) (definition of *Treaty*)**

10 Repeal the definition, substitute:

11 *Treaty* means the Timor Sea Treaty between Australia and East
12 Timor done at Dili on 20 May 2002, as in force immediately before
13 the commencement of Schedule 1 to the *Timor Sea Maritime*
14 *Boundaries Treaty Consequential Amendments Act 2018*.

15 Note: The Timor Sea Treaty is in Australian Treaty Series 2003 No. 13
16 ([2003] ATS 13) and could in 2018 be viewed in the Australian
17 Treaties Library on the AustLII website (<http://www.austlii.edu.au>).

18 **92 Part 2**

19 Repeal the Part.

20 **Division 2—Saving provisions**

21 **93 Continued jurisdiction of courts and application of law**

22 Despite the repeal of sections 9 and 10 of the *Petroleum (Timor Sea*
23 *Treaty) Act 2003* by this Part, those sections continue to apply in
24 relation to civil matters that:

- 25 (a) were described in subsection 9(1) of that Act (as in force
26 before that repeal); and
27 (b) relate to an act or omission that occurred before that repeal;
28 and

Schedule 1 Provisions commencing when new treaty comes into force
Part 15 Amendment of the Petroleum (Timor Sea Treaty) Act 2003

- 1 (c) involve damage suffered, or expenses incurred, before that
2 repeal.

1 **Part 16—Amendment of the Radiocommunications**
2 **Act 1992**

3 ***Radiocommunications Act 1992***

4 **94 Section 17A (heading)**

5 Repeal the heading, substitute:

6 **17A Greater Sunrise special regime area, Greater Sunrise pipeline**
7 **international offshore area and Bayu-Undan pipeline**
8 **international offshore area**

9 **95 Subsection 17A(1)**

10 Omit “Western Greater Sunrise area” (wherever occurring), substitute
11 “Greater Sunrise special regime area, the Greater Sunrise pipeline
12 international offshore area and the Bayu-Undan pipeline international
13 offshore area”.

14 **96 Subsections 17A(2) and (3)**

15 Repeal the subsections, substitute:

16 (2) The extended application given to this Act by subsection (1)
17 extends only in relation to:

18 (a) acts, matters and things directly or indirectly connected with:

19 (i) Petroleum Activities (within the meaning of the Timor
20 Sea Maritime Boundaries Treaty) relating to the Greater
21 Sunrise Fields (within the meaning of that treaty); or

22 (ii) construction, operation, maintenance or
23 decommissioning of a pipeline in the Greater Sunrise
24 pipeline international offshore area; or

25 (iii) operation, maintenance or decommissioning of the
26 Bayu-Undan Pipeline (within the meaning of that
27 treaty); and

28 (b) acts done by or in relation to, and matters, circumstances and
29 things affecting, any person who is:

- 1 (i) in the Greater Sunrise special regime area for a reason
2 directly or indirectly connected with such Petroleum
3 Activities; or
4 (ii) in the Greater Sunrise pipeline international offshore
5 area for a reason directly or indirectly connected with
6 the construction, operation, maintenance or
7 decommissioning of a pipeline in the area; or
8 (iii) in the Bayu-Undan pipeline international offshore area
9 for a reason directly or indirectly connected with the
10 operation, maintenance or decommissioning of the
11 Bayu-Undan Pipeline.

12 (3) In this section:

13 ***Bayu-Undan pipeline international offshore area*** has the same
14 meaning as in the *Offshore Petroleum and Greenhouse Gas*
15 *Storage Act 2006*.

16 ***Greater Sunrise pipeline international offshore area*** has the same
17 meaning as in the *Offshore Petroleum and Greenhouse Gas*
18 *Storage Act 2006*.

19 ***Greater Sunrise special regime area*** has the same meaning as in
20 the *Seas and Submerged Lands Act 1973*.

21 ***Timor Sea Maritime Boundaries Treaty*** means the Treaty between
22 Australia and the Democratic Republic of Timor-Leste
23 Establishing their Maritime Boundaries in the Timor Sea done at
24 New York on 6 March 2018, as in force from time to time.

25 Note: The Timor Sea Maritime Boundaries Treaty could in 2018 be viewed
26 in the Australian Treaties Library on the AustLII website
27 (<http://www.austlii.edu.au>).

1 **Part 17—Amendment of the Seas and Submerged**
2 **Lands Act 1973**

3 *Seas and Submerged Lands Act 1973*

4 **97 Subsection 3(1)**

5 Insert:

6 *Greater Sunrise special regime area* means the area described in
7 clause 1 of Schedule 2.

8 **98 Subsection 3(1) (definition of *the Convention*)**

9 Omit “the Schedule”, substitute “Schedule 1”.

10 **99 Subsection 3(1)**

11 Insert:

12 *Timor Sea Maritime Boundaries Treaty* means the Treaty between
13 Australia and the Democratic Republic of Timor-Leste
14 Establishing their Maritime Boundaries in the Timor Sea done at
15 New York on 6 March 2018, as in force from time to time.

16 Note: The Timor Sea Maritime Boundaries Treaty could in 2018 be viewed
17 in the Australian Treaties Library on the AustLII website
18 (<http://www.austlii.edu.au>).

19 **100 At the end of subsection 3(3)**

20 Add:

21 Note: Division 2AA of Part 2 affects the operation of laws in the part of the
22 continental shelf of Australia in the Greater Sunrise special regime
23 area.

24 **101 After Division 2 of Part II**

25 Insert:

1 **Division 2AA—Greater Sunrise special regime area**

2 **13AA Joint exercise of rights in Greater Sunrise special regime area**

3 Within the Greater Sunrise special regime area, Australia is to
4 exercise its rights as a coastal state pursuant to Article 77 of the
5 Convention jointly with Timor-Leste.

6 Note: Under section 780M of the *Offshore Petroleum and Greenhouse Gas*
7 *Storage Act 2006*, Australia's rights may be exercised by the
8 Designated Authority, the Governance Board or the Dispute
9 Resolution Committee provided for by the Timor Sea Maritime
10 Boundaries Treaty.

11 **13AB Operation of Commonwealth law in relation to Greater**
12 **Sunrise special regime area**

13 (1) A law of the Commonwealth, a State or a Territory does not apply
14 in relation to an act, omission, matter or thing directly or indirectly
15 connected with the exploration of, or exploitation of the natural
16 resources of, the continental shelf in the Greater Sunrise special
17 regime area.

18 (2) Subsection (1) is subject to a contrary intention.

19 **13AC Cessation of effect of this Division**

20 (1) This Division ceases to have effect at the start of the day after the
21 Greater Sunrise Special Regime, within the meaning of the Timor
22 Sea Maritime Boundaries Treaty, ceases to be in force under the
23 treaty.

24 (2) The Minister must announce, by notifiable instrument, the day that
25 regime ceases to be in force under that treaty.

26 **102 Schedule (heading)**

27 After “Schedule”, insert “1”.

28 **103 At the end of the Act**

29 Add:

Schedule 2—Greater Sunrise special regime area

Note: See the definition of *Greater Sunrise special regime area* in subsection 3(1).

1 Greater Sunrise special regime area

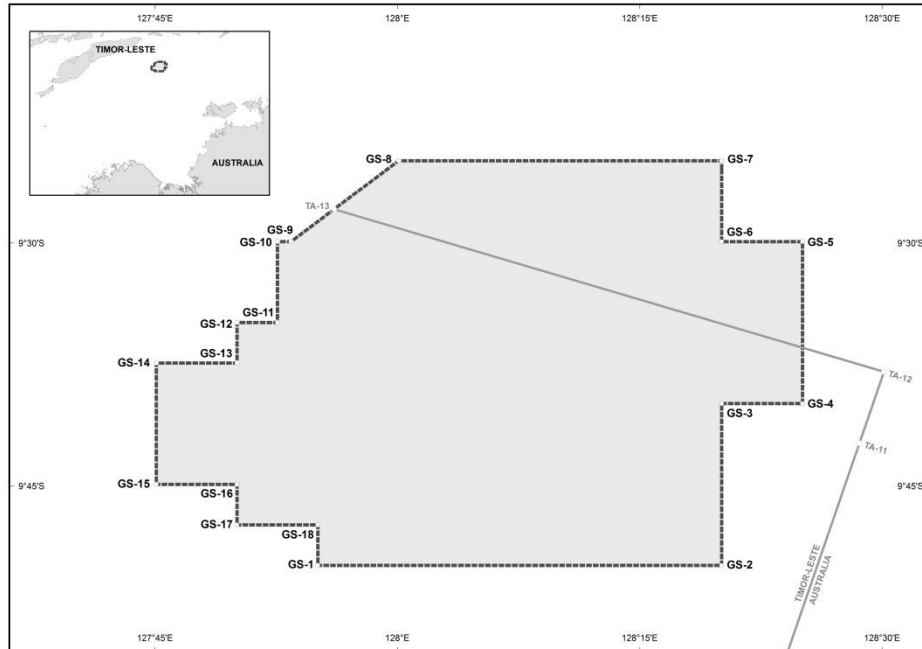
- (1) The *Greater Sunrise special regime area* is the area of the continental shelf contained within the rhumb lines connecting the points described in the following table.

Corners of boundary of Greater Sunrise special regime area			
Item	Point	Latitude of point	Longitude of point
1	GS-1	09°49'54.88"S	127°55'04.35"E
2	GS-2	09°49'54.88"S	128°20'04.34"E
3	GS-3	09°39'54.88"S	128°20'04.34"E
4	GS-4	09°39'54.88"S	128°25'04.34"E
5	GS-5	09°29'54.88"S	128°25'04.34"E
6	GS-6	09°29'54.88"S	128°20'04.34"E
7	GS-7	09°24'54.88"S	128°20'04.34"E
8	GS-8	09°24'54.88"S	128°00'04.34"E
9	GS-9	09°29'54.88"S	127°53'24.35"E
10	GS-10	09°29'54.88"S	127°52'34.35"E
11	GS-11	09°34'54.88"S	127°52'34.35"E
12	GS-12	09°34'54.88"S	127°50'04.35"E
13	GS-13	09°37'24.88"S	127°50'04.35"E
14	GS-14	09°37'24.89"S	127°45'04.35"E
15	GS-15	09°44'54.88"S	127°45'04.35"E
16	GS-16	09°44'54.88"S	127°50'04.35"E
17	GS-17	09°47'24.88"S	127°50'04.35"E
18	GS-18	09°47'24.88"S	127°55'04.35"E

- (2) The position on the surface of the Earth of the Greater Sunrise special regime area is to be determined by reference to the Geocentric Datum of Australia as defined in Gazette No. 35 of 6 September 1995 (GDA94 geocentric data set).

1 **2 Illustrative map of the Greater Sunrise special regime area**

2 The following map illustrates the Greater Sunrise special regime
3 area and its location relative to Australia and Timor-Leste.



4
5 Note: The lines on the map that connect points TA-13, TA-12 and TA-11
6 reflect Article 2 of the Timor Sea Maritime Boundaries Treaty.

1 **Schedule 2—Provisions commencing once**
2 **Greater Sunrise Production Sharing**
3 **Contract comes into force**

4 **Part 1—Amendment of the Offshore Minerals Act**
5 **1994**

6 *Offshore Minerals Act 1994*

7 **1 Section 35A**

8 Repeal the section.

1 **Part 2—Amendment of the Offshore Petroleum and**
2 **Greenhouse Gas Storage Act 2006**

3 **Division 1—Amendments**

4 *Offshore Petroleum and Greenhouse Gas Storage Act 2006*

5 **2 Section 4**

6 Omit “Principal”.

7 **3 Section 7**

8 Repeal the following definitions:

- 9 (a) definition of *Eastern Greater Sunrise offshore area*;
10 (b) definition of *Greater Sunrise unitisation agreement*;
11 (c) definition of *Greater Sunrise unit reservoir petroleum*
12 *production licence*;
13 (d) definition of *Greater Sunrise visiting inspector*.

14 **4 Section 7 (paragraph (g) of the definition of offshore area)**

15 Omit “Principal Northern Territory offshore area”, substitute “offshore
16 area of the Northern Territory”.

17 **5 Section 7 (paragraph (h) of the definition of offshore area)**

18 Repeal the paragraph.

19 **6 Section 7 (definition of offshore area)**

20 Omit “(h),”.

21 **7 Section 7 (definition of Principal Northern Territory**
22 **offshore area)**

23 Repeal the definition.

24 **8 Subsection 8(1) (cell at table item 4, column headed “is...”)**

25 Repeal the cell, substitute:
so much of the scheduled area for the

Northern Territory as comprises
waters of the sea that are:

- (a) beyond the outer limits of the
coastal waters of the Northern
Territory; and
- (b) within the outer limits of the
continental shelf.

1 **9 Subsection 40(1) (note 3A)**

2 Omit “the Eastern Greater Sunrise offshore area and”.

3 **10 Subsection 56(4) (heading)**

4 Repeal the heading, substitute:

5 *Northern Territory*

6 **11 Subsection 56(4)**

7 Omit “Principal Northern Territory offshore area”, substitute “offshore
8 area of the Northern Territory”.

9 **12 Subsections 56(6) and (7)**

10 Repeal the subsections.

11 **13 Subsection 57(1)**

12 Omit “(other than the Northern Territory)”.

13 **14 Subsections 57(2) and (3)**

14 Repeal the subsections.

15 **15 Paragraph 61(2A)(a)**

16 Repeal the paragraph.

17 **16 Subsection 64(2)**

18 Repeal the subsection.

19 **17 Section 67**

20 Repeal the section.

1 **18 Section 69**

2 Repeal the section.

3 **19 Subsections 168(7) and 170(4)**

4 Repeal the subsections (not including the notes).

5 **20 Paragraph 171(1)(c)**

6 Repeal the paragraph.

7 **21 Section 172**

8 Repeal the section.

9 **22 Subsection 173(5)**

10 Repeal the subsection.

11 **23 Subsection 173A(1)**

12 Omit “(other than a Greater Sunrise unit reservoir petroleum production
13 licence)”.

14 **24 Paragraph 191(1)(a)**

15 Omit “(other than either of the Greater Sunrise unit reservoirs)”.

16 **25 Subsection 227(9)**

17 Repeal the subsection.

18 **26 Section 285 (heading)**

19 Omit “**not recovered from a Greater Sunrise unit reservoir**”.

20 **27 Subsection 285(1)**

21 Omit “(other than petroleum from the Greater Sunrise unit reservoirs)”.

22 **28 Section 286 (heading)**

23 Repeal the heading, substitute:

1 **286 Current apportionment percentage of petroleum recovered**
2 **from a Greater Sunrise unit reservoir**

3 **29 Subsections 286(1), (2) and (3)**

4 Repeal the subsections, substitute:

5 *Scope*

6 (1) For the purposes of subsection 2C(1) of the *Petroleum Resource*
7 *Rent Tax Assessment Act 1987*, this section:

- 8 (a) applies in relation to an amount of petroleum that is
9 recovered at a particular time from a Greater Sunrise unit
10 reservoir; and
11 (b) defines the current apportionment percentage for the amount.

12 **30 Subsection 286(4) (definition of *current apportionment***
13 ***percentage*)**

14 Repeal the definition, substitute:

15 *current apportionment percentage*, in relation to an amount of
16 petroleum recovered at a particular time, means 79.9%.

17 **31 Subsections 506(7) and 555(7)**

18 Repeal the subsections.

19 **32 Paragraph 602(4)(b)**

20 Omit “limitation; and”, substitute “limitation.”.

21 **33 Paragraph 602(4)(c)**

22 Repeal the paragraph.

23 **34 Section 602H**

24 Repeal the section.

25 **35 Section 776 (heading)**

26 Omit “external”.

1 **36 Paragraph 776(1)(b)**

2 Omit “external”.

3 **37 Section 777**

4 Repeal the section.

5 **38 Paragraph 780F(1)(a)**

6 Omit “(other than a Greater Sunrise visiting inspector)”.

7 **39 Paragraph 780F(1)(b)**

8 Repeal the paragraph.

9 **40 Paragraph 780F(2)(a)**

10 Omit “(other than a Greater Sunrise visiting inspector)”.

11 **41 Paragraph 780F(2)(b)**

12 Repeal the paragraph.

13 **42 Paragraph 780F(7)(a)**

14 Omit “(other than a Greater Sunrise visiting inspector)”.

15 **43 Paragraph 780F(7)(b)**

16 Repeal the paragraph.

17 **44 Paragraph 780F(8)(a)**

18 Omit “(other than a Greater Sunrise visiting inspector)”.

19 **45 Paragraph 780F(8)(b)**

20 Repeal the paragraph.

21 **46 Paragraph 780F(9)(a)**

22 Omit “(other than a Greater Sunrise visiting inspector)”.

23 **47 Paragraph 780F(9)(b)**

24 Repeal the paragraph.

1 **48 Paragraph 7(1)(ea) of Schedule 6**

2 Repeal the paragraph.

3 **49 Subclause 9(1) of Schedule 6**

4 Omit “(other than the Joint Authority for the Principal Northern
5 Territory offshore area or the Joint Authority for the Eastern Greater
6 Sunrise offshore area)”.

7 **50 Subclauses 9(1A) and (1B) of Schedule 6**

8 Repeal the subclauses.

9 **51 Subclause 11(1) of Schedule 6**

10 Omit “(1)”.

11 **52 Subclause 11(1) of Schedule 6**

12 Omit “(other than the Designated Authority for the Principal Northern
13 Territory offshore area or the Designated Authority for the Eastern
14 Greater Sunrise offshore area)”.

15 **53 Subclauses 11(2) and (3) of Schedule 6**

16 Repeal the subclauses.

17 **54 Subclause 13(3) of Schedule 6**

18 Repeal the subclause.

19 **55 Subclause 15(1) of Schedule 6**

20 Omit “(other than the Register for the Principal Northern Territory
21 offshore area or the Register for the Eastern Greater Sunrise offshore
22 area)”.

23 **56 Subclauses 15(1A) and (1B) of Schedule 6**

24 Repeal the subclauses.

25 **57 Schedule 7 (heading)**

26 Repeal the heading, substitute:

1 **Schedule 7—Western Greater Sunrise area**

2 **58 Clause 2 of Schedule 7**

3 Repeal the clause.

4 **Division 2—Saving and transitional provisions**

5 **59 Revocation of petroleum retention leases in Greater**
6 **Sunrise special regime area**

7 (1) A petroleum retention lease that was in force under the *Offshore*
8 *Petroleum and Greenhouse Gas Storage Act 2006* over a block in the
9 Eastern Greater Sunrise offshore area immediately before the
10 commencement of this item is wholly revoked by this item on its
11 commencement.

12 Note 1: This item commences only once the Greater Sunrise Production Sharing Contract under
13 the Timor Sea Maritime Boundaries Treaty has come into force. Under Article 4 of
14 Annex B to the treaty, the conditions of the contract must be equivalent to the legal
15 rights held under the retention leases.

16 Note 2: Division 4 of Part 2.3 of the *Offshore Petroleum and Greenhouse Gas Storage Act 2006*
17 does not apply in relation to the revocation, because it occurs by force of this item.

18 Note 3: Under section 471 of the *Offshore Petroleum and Greenhouse Gas Storage Act 2006*,
19 the Titles Administrator must enter in the relevant Register a memorial of the
20 revocation.

21 (2) To avoid doubt, the following provisions of the *Offshore Petroleum and*
22 *Greenhouse Gas Storage Act 2006* do not apply as a result of the
23 revocation:

- 24 (a) section 14;
25 (b) section 115;
26 (c) subsection 132(3);
27 (d) section 178;
28 (e) section 708.

1 **60 Saving of paragraph 61(2A)(a) and subsection 64(2) of the**
2 ***Offshore Petroleum and Greenhouse Gas Storage Act***
3 **2006**

4 Despite the repeal of paragraph 61(2A)(a) and subsection 64(2) of the
5 *Offshore Petroleum and Greenhouse Gas Storage Act 2006* by this Part,
6 that paragraph and subsection continue to apply for the purposes of
7 proceedings occurring after that repeal (whether the proceedings started
8 before, on or after that repeal).

9 **61 Saving of Schedule 6 to the *Offshore Petroleum and***
10 ***Greenhouse Gas Storage Act 2006***

11 Despite the amendments of Schedule 6 to the *Offshore Petroleum and*
12 *Greenhouse Gas Storage Act 2006* by this Part, that Schedule continues
13 to have effect as if it had not been amended.

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Schedule 3—Compensation for acquisition of property

1 Compensation for acquisition of property

- (1) If the operation of this Act would result in an acquisition of property (within the meaning of paragraph 51(xxxi) of the Constitution) from a person otherwise than on just terms (within the meaning of that paragraph), the Commonwealth is liable to pay a reasonable amount of compensation to the person.
- (2) If the Commonwealth and the person do not agree on the amount of the compensation, the person may institute proceedings in the Federal Court of Australia or the Supreme Court of a State or Territory for the recovery from the Commonwealth of such reasonable amount of compensation as the court determines.