

Mineral and Energy Resources and Other Legislation Amendment Bill 2024

Amendments during consideration in detail to be moved by
The Honourable the Minister for Resources and Critical Minerals

1 Clause 2 (Commencement)

Page 22, line 10—

omit, insert—

- (b) part 5;
- (ba) sections 36 and 37;
- (bb) parts 7 to 10;
- (bc) sections 150 to 156, 158 to 162, 163, 164 and 165 to 170;
- (bd) section 171, to the extent it inserts section 1043;
- (be) section 173(1) and (2);

2 After clause 2

Page 22, after line 12—

insert—

Part 1A **Amendment of Corrective Services Act 2006**

2A Act amended

This part amends the *Corrective Services Act 2006*.

2B Omission of s 177 (When exceptional circumstances parole order may start)

Section 177—

omit.

2C Amendment of s 180 (Applying for parole order etc.)

Section 180(4)—

omit.

2D Amendment of s 193 (Deciding parole applications—general)

Section 193—

insert—

- (9) If the parole board decides to grant the application, the parole order starts on the day stated in the order (the *start day*).
- (10) If the application for a parole order was made under section 176, the start day must not be more than 14 days after the date of the parole order.
- (11) If the application for a parole order was made under section 180, the start day must be—
 - (a) for a parole order made more than 14 days before the prisoner’s parole eligibility date—the parole eligibility date; or
 - (b) otherwise, a day that is—
 - (i) on or after the prisoner’s parole eligibility date; and
 - (ii) not more than 14 days after the date of the parole order.

2E Amendment of s 208 (Reconsidering decision to suspend or cancel parole order)

Section 208(3), after ‘the day’—

insert—

, not more than 14 days after the day the changed decision is made,

2F Insertion of new ch 7A, pt 19

Chapter 7A—

insert—

Part 19 Declaratory and validation provisions for Mineral and Energy Resources and Other Legislation Amendment Act 2024

490ZN Start of parole orders

- (1) This section applies to a decision of the parole board under section 193, made before the commencement, that—
 - (a) granted an application for a parole order; and
 - (b) stated a day on which the order started.
- (2) The decision is not to be taken to be invalid only because the stated day on which the order started was later than the day the decision was made.

490ZO Particular parole board appointments

- (1) This section applies in relation to a person who, during the relevant period, was appointed under former section 228 to act in the office of a professional board member.

- (2) It is declared that—
- (a) despite former section 228 and the terms of the person’s appointment, the person is taken to have been validly appointed to act in the office at all times during the relevant period; and
 - (b) each relevant exercise of power by the person is, and always has been, as valid as it would be or would have been had the person been validly appointed to act in the office at all times during the relevant period; and
 - (c) anything done by an entity relying on a decision made, or other thing done, during the relevant period by the parole board is, and always has been, as valid as it would be or would have been had the person been validly appointed to act in the office when the decision was made or other thing done.

Example of a thing done by an entity—

executing a warrant

- (3) In this section—

done includes purportedly done.

exercise or performance includes purported exercise or performance.

former section 228, in relation to an appointment, means section 228 as in force at the time of the appointment.

made includes purportedly made.

relevant exercise of power means an exercise or performance, during the relevant period, of a power or function conferred on a board member by this Act (including the making of a decision).

relevant period means the period from 3 July

2017 to 5 June 2024.

3 After clause 5

Page 24, after line 30—

insert—

**Part 2A Amendment of
Environmental
Protection Act 1994**

5A Act amended

This part amends the *Environmental Protection Act 1994*.

5B Amendment of s 206 (Environmental authority for particular resource activities includes condition prohibiting use of restricted stimulation fluids)

(1) Section 206, heading—

omit, insert—

206 Environmental authorities for particular resource activities includes particular conditions

(2) Section 206(1) to (3)—

omit, insert—

(1) An environmental authority issued for a resource activity other than a mining activity is taken to include a condition prohibiting the use of restricted stimulation fluids.

Example of the use of restricted stimulation fluids—

the use of hydrocarbon chemicals to stimulate the fracturing of coal seams

(2) Also, an environmental authority issued for a petroleum activity is taken to include a

condition prohibiting the injection of a GHG stream into the Great Artesian Basin for the purpose of enhanced petroleum recovery.

- (3) A condition mentioned in subsection (1) or (2) is taken to be a standard condition imposed on the environmental authority.

5C Amendment of s 225 (Amendment application can not be made in particular circumstances)

Section 225—

insert—

- (4) Despite section 224, an amendment application for an environmental authority for a petroleum activity can not be made if the proposed amendment would allow the carrying out of an activity under the authority that is, or involves, the injection of a GHG stream into the Great Artesian Basin for the purpose of enhanced petroleum recovery.

5D Insertion of new ch 13, pt 33

Chapter 13—

insert—

Part 33

Transitional provisions for Mineral and Energy Resources and Other Legislation Amendment Act 2024

818 Definitions for part

In this part—

former authority see section 819(1).

new, for a provision of this Act, means the provision as in force from the commencement.

relevant amendment means an amendment of this Act by the *Mineral and Energy Resources and Other Legislation Amendment Act 2024*, part 2A.

819 Ending of particular environmental authorities

- (1) On the commencement, both of the following environmental authorities (each a *former authority*) are ended—
 - (a) the environmental authority with the environmental authority number ‘EPPG00646913’;
 - (b) the environmental authority with the environmental authority number ‘P-EA-100365782’.
- (2) Subsections (3) and (4) apply in relation to the former authority mentioned in subsection (1)(a).
- (3) Despite subsection (1), conditions 58 to 60 of the former authority continue to apply as if the authority had not ended.

Note—

See the GHG storage Act, section 459 in relation to a right of entry to facilitate compliance with conditions 58 to 60.

- (4) Until conditions 58 to 60 have been complied with, the administering authority for the former authority must not give a

notice, mentioned in the *Mineral and Energy Resources (Financial Provisioning) Act 2018*, section 58(4), for the former authority.

820 Applications made before commencement

- (1) This section applies in relation to each of the following applications (each a *relevant application*) made before the commencement—
 - (a) an application for an environmental authority for a GHG storage activity if the relevant tenure for the application is a relevant proposed GHG permit;
 - (b) an amendment application mentioned in new section 225(4);
 - (c) an amendment application for a former authority.
- (2) If the relevant application was not decided before the commencement, the relevant application is taken to be withdrawn on the commencement.
- (3) Subsections (4) and (5) apply if—
 - (a) an original decision was made in relation to the relevant application before the commencement; and
 - (b) no review decision for the original decision was made before the commencement.
- (4) If, on the commencement, the review application period for the original decision has not ended, the review application period for the original decision is taken to have ended.
- (5) If, on the commencement, an application for review of the original decision has not been

finally dealt with, the application for review is taken to be withdrawn.

- (6) Subsections (7) and (8) apply if—
- (a) an original decision was made in relation to the relevant application before the commencement; and
 - (b) a review decision for the original decision was made before the commencement.
- (7) If, on the commencement, the appeal period for the review decision has not ended, the appeal period for the review decision is taken to have ended.
- (8) If, on the commencement, an appeal against the review decision has not been finally dealt with—
- (a) the appeal is taken to be withdrawn; and
 - (b) if a court has started to hear the appeal—the court must stop hearing the appeal.
- (9) In this section—

appeal period, for a review decision, means the period mentioned in section 525 or 532(2) or (3).

CTSCo means Carbon Transport and Storage Corporation (CTSCo) Pty Limited ACN 143 012 971.

Origin means Origin Energy Future Fuels Pty Ltd ACN 105 431 534.

relevant proposed GHG permit means each of the following proposed GHG permits—

- (a) the proposed GHG permit applied for by CTSCo and described as ‘EPQ12’;

- (b) the proposed GHG permit applied for by Origin and described as ‘EPQ16’;
- (c) the proposed GHG permit applied for by Origin and described as ‘EPQ17’.

review application period, for an original decision, see section 521(2)(a).

821 Application of new s 206 to environmental authorities issued before commencement

- (1) This section applies in relation to an environmental authority issued before the commencement (the *existing environmental authority*).
- (2) New section 206 applies in relation to the existing environmental authority.
- (3) Despite section 210, if there is any inconsistency between the condition imposed under new section 206(2) (the *new condition*) and another condition of the existing environmental authority, the new condition prevails to the extent of the inconsistency.

822 No compensation payable by the State

- (1) No compensation is payable by the State to any person for or in connection with the enactment or operation of a relevant amendment or anything done to carry out or give effect to a relevant amendment.
- (2) This section applies despite any other Act or law.

823 Transitional regulation-making power

- (1) A regulation (a *transitional regulation*) may make provision about a matter for which—

- (a) it is necessary to make provision to allow or facilitate the doing of anything to achieve the transition—
 - (i) from the operation of this Act as in force before the commencement of a relevant amendment; and
 - (ii) to the operation of this Act as in force after the commencement of the relevant amendment; and
 - (b) this Act does not provide or sufficiently provide.
- (2) A transitional regulation may have retrospective operation to a day not earlier than the day the relevant amendment commences.
 - (3) A transitional regulation must declare it is a transitional regulation.
 - (4) This section and any transitional regulation expire on the day that is 3 years after the day this section commences.

5E Amendment of sch 4 (Dictionary)

Schedule 4—

insert—

enhanced petroleum recovery see the GHG storage Act, schedule 2.

GHG stream see the GHG storage Act, section 12.

Great Artesian Basin see the GHG storage Act, schedule 2.

4 Clause 19 (Replacement of s 10 (Eligibility for appointment as a commissioner))

Page 32, after line 28—

insert—

(ea) the agricultural industry;

5 Clause 25 (Replacement of s 29 (Gasfields community leaders council))

Page 35, line 21, after ‘communities,’—

insert—

the agricultural industry,

6 Clause 31 (Amendment of sch 1 (Dictionary))

Page 39, after line 11—

insert—

agricultural industry means the industry involved in the carrying out in Queensland of an activity related to the use of land for agricultural purposes.

7 After clause 35

Page 42, after line 11—

insert—

35A Amendment of s 33 (Call for tenders)

Section 33(1), after ‘(a *call for tenders*)’—

insert—

for land other than unavailable land for a GHG permit

8 After clause 35

Page 42, after line 11—

insert—

35B Amendment of s 44 (Area of GHG permit)

(1) Section 44(4), after paragraph (a)—

insert—

(aa) land in the Great Artesian Basin;

(2) Section 44(4)(aa) to (c)—

renumber as section 44(4)(b) to (d).

9 After clause 35

Page 42, after line 11—

insert—

35C Amendment of s 135 (Area of GHG lease)

(1) Section 135(4), after paragraph (a)—

insert—

(aa) land in the Great Artesian Basin;

(2) Section 135(4)(aa) to (c)—

renumber as section 135(4)(b) to (d).

10 After clause 37

Page 44, after line 5—

insert—

37A Insertion of new ch 8, pt 7

Chapter 8—

insert—

Part 7 **Transitional provisions for Mineral and Energy Resources and Other Legislation Amendment Act 2024**

Division 1 **Preliminary**

453 Definitions for part

In this part—

CTSCo means Carbon Transport and Storage Corporation (CTSCo) Pty Limited ACN 143 012 971.

EPQ10 means the GHG permit granted on 9 December 2019 to CTSCo and described as ‘EPQ10’.

relevant amendment means an amendment of this Act by the *Mineral and Energy Resources and Other Legislation Amendment Act 2024*, section 35A, 35B, 35C, 37A or 37B.

Division 2 **Provisions for ending of EPQ10**

454 Ending of EPQ10

On the commencement, EPQ10 is ended.

455 Reporting and record keeping requirements

- (1) The following continue to apply in relation to CTSCo as if EPQ10 were still in effect and CTSCo were still its holder—
 - (a) sections 253 and 257;
 - (b) a condition of EPQ10 requiring CTSCo to give a report or information about an authorised activity carried out under EPQ10.
- (2) To remove any doubt, it is declared that sections 256, 258, 259 and 422 apply in relation to the ending of EPQ10 under section 454.

456 Decommissioning of wells

- (1) To remove any doubt, it is declared that section 266 does not apply in relation to EPQ10.
- (2) Section 267 applies in relation to EPQ10 as if—
 - (a) EPQ10 were still in effect and CTSCo were still its holder; and
 - (b) the reference to ‘Subject to section 266,’ in section 267(1) were omitted; and
 - (c) section 267(1)(b) provided as follows—
 - (b) either—
 - (i) the day that is 2 years after the day EPQ10 ended under section 454; or
 - (ii) if before the day provided for under

subparagraph (i), the Minister fixes a day—that day.

- (3) Section 268 does not apply in relation to EPQ10.

Note—

See section 459 in relation to a right of entry to facilitate decommissioning of wells.

- (4) Section 269 applies in relation to EPQ10 as if—

- (a) EPQ10 were still in effect and CTSCo were still its holder; and
- (b) section 269(2) did not apply; and
- (c) section 269(3) provided as follows—
- (3) The well is taken to have been transferred to the State.

457 Removal of equipment and improvements

Section 334 applies in relation to EPQ10 as if section 334(5), definition *removal day*, paragraph (a) provided as follows—

- (a) the day that is 2 years after the day EPQ10 ended under section 454;

Note—

See section 459 in relation to a right of entry to facilitate removal of equipment or improvements.

458 Enforcement of end of authority and area reduction obligations

To remove any doubt, it is declared that chapter 5, part 15 applies in relation to the ending of EPQ10 under section 454.

459 Right of entry to facilitate decommissioning of wells and removal of equipment and improvements

- (1) CTSCo may enter the following land to carry out decommissioning for EPQ10—
 - (a) land (the *primary land*) on which the decommissioning must be carried out;
 - (b) any other land (the *access land*) it is reasonably necessary to cross for access to the primary land.
- (2) For subsection (1), the Common Provisions Act, chapter 3, parts 2, 3, 4A and 7 apply to CTSCo as if—
 - (a) EPQ10 were still in effect and CTSCo were still its holder; and
 - (b) the primary land and access land were in EPQ10's area; and
 - (c) decommissioning were an authorised activity for EPQ10.
- (3) To remove any doubt, it is declared that the right to enter land, under the Common Provisions Act, section 72B(2), continues to apply in relation to CTSCo until the rehabilitation conditions have been complied with.
- (4) In this section—

decommissioning, for EPQ10, means—
 - (a) decommissioning a well under section 267 as applied in relation to EPQ10 by this division; and
 - (b) removing equipment or improvements under section 334 as applied in relation to EPQ10 by this division.

rehabilitation conditions means conditions 58 to 60 of the environmental authority, with

the environmental authority number 'EPPG00646913', ended under the Environmental Protection Act, section 819(1)(a).

460 Withdrawal of particular requests and applications

- (1) This section applies in relation to each of the following applications and requests made, but not decided, before the commencement—
 - (a) a request, under section 91(3), to approve a proposed later work program for EPQ10;
 - (b) an application, under section 101(1), for a declaration that all or part of the area of EPQ10 is a potential storage area.
- (2) On the commencement, the application or request is taken to be withdrawn.

Division 3 Other provisions

461 Withdrawal of undecided applications for proposed GHG permits

- (1) This section applies in relation to each of the following applications made, but not decided, before the commencement—
 - (a) the application made by CTSCo for the proposed GHG permit described as 'EPQ12';
 - (b) the application made by Origin for the proposed GHG permit described as 'EPQ16';

- (c) the application made by Origin for the proposed GHG permit described as ‘EPQ17’.
- (2) On the commencement, the applications are taken to be withdrawn.
- (3) In this section—
Origin means Origin Energy Future Fuels Pty Ltd ACN 105 431 534.

462 No compensation payable by the State

- (1) No compensation is payable by the State to any person for or in connection with the enactment or operation of a relevant amendment or anything done to carry out or give effect to a relevant amendment.
- (2) This section applies despite any other Act or law.

463 Transitional regulation-making power

- (1) A regulation (a *transitional regulation*) may make provision about a matter for which—
 - (a) it is necessary to make provision to allow or facilitate the doing of anything to achieve the transition—
 - (i) from the operation of this Act as in force before the commencement of a relevant amendment; and
 - (ii) to the operation of this Act as in force after the commencement of the relevant amendment; and
 - (b) this Act does not provide or sufficiently provide.
- (2) A transitional regulation may have

retrospective operation to a day not earlier than the day the relevant amendment commences.

- (3) A transitional regulation must declare it is a transitional regulation.
- (4) This section and any transitional regulation expire on the day that is 3 years after the day this section commences.

37B Amendment of sch 2 (Dictionary)

Schedule 2—

insert—

Great Artesian Basin means the area that is on or below the surface of the plan area under the *Water Plan (Great Artesian Basin and Other Regional Aquifers) 2017*.

11 Clause 42 (Amendment of s 7 (What is a *land access dispute*))

Page 45, lines 19 to 32, from ‘79; or’ to ‘184JC.’—

omit, insert—

79.

12 Clause 44 (Amendment of s 18 (What land access ombudsman can not deal with))

Page 46, line 18, ‘or plan’—

omit.

13 Clause 44 (Amendment of s 18 (What land access ombudsman can not deal with))

Page 46, line 20 to page 47, line 3—

omit.

14 Clause 51 (Amendment of s 34 (Protection from liability for referring land access dispute))

Page 57, line 12, ‘or plan’—

omit.

15 Clause 52 (Amendment of s 36 (Acceptance or refusal of referral))

Page 57, line 17, ‘or plan’—

omit.

16 Clause 53 (Amendment of s 45 (Power to enter dispute land))

Page 57, line 24, ‘or plan’—

omit, insert—

other than a make good agreement

17 Clause 53 (Amendment of s 45 (Power to enter dispute land))

Page 57, lines 25 to 27—

omit.

18 Clause 54 (Insertion of new pt 3A)

Page 59, lines 2 to 6, from ‘92A(2);’ to ‘184IN(2); or’—

omit, insert—

92A(2); or

19 Clause 55 (Replacement of s 52 (Evidentiary provision))

Page 60, lines 30 and 31, from ‘or a plan’ to ‘or plan’—

omit, insert—

is admissible in a proceeding about the agreement

20 Clause 55 (Replacement of s 52 (Evidentiary provision))

Page 61, line 2, ‘any’—

omit, insert—

either

21 Clause 55 (Replacement of s 52 (Evidentiary provision))

Page 61, lines 6 to 8, from ‘99A;’ to ‘184IT; or’—

omit, insert—

99A; or

22 Clause 55 (Replacement of s 52 (Evidentiary provision))

Page 61, lines 12 and 13, from ‘or a plan’ to ‘or plan’—

omit, insert—

is admissible in an arbitration about the agreement

23 Clause 60 (Replacement of s 58 (Protection from liability for giving agreement to land access ombudsman))

Page 64, line 2, ‘or plan’—

omit.

24 Clause 60 (Replacement of s 58 (Protection from liability for giving agreement to land access ombudsman))

Page 64, lines 4 to 6, from ‘or plan’ to ‘plan,’—

omit, insert—

gives a copy of the agreement, or part of the agreement,

25 Clause 60 (Replacement of s 58 (Protection from liability for giving agreement to land access ombudsman))

Page 64, line 14, ‘or plan’—

omit.

26 Clause 60 (Replacement of s 58 (Protection from liability for giving agreement to land access ombudsman))

Page 64, lines 16 and 17, from ‘agreement’ to ‘plan, to’—

omit, insert—

agreement, or part of the agreement, to

27 Clause 60 (Replacement of s 58 (Protection from liability for giving agreement to land access ombudsman))

Page 64, lines 19 to 25—

omit, insert—

(3) In this section—

relevant agreement means—

- (a) an agreement to which a land access dispute relates; or
- (b) an agreement to which an ADR election notice mentioned in section 50C relates.

28 Clause 61 (Amendment of s 59 (Confidentiality requests))

Page 64, line 29, ‘or plan’—

omit.

29 Clause 66 (Insertion of new pt 7, div 2)

Page 67, line 8, ‘or (d)’—

omit.

30 Clause 66 (Insertion of new pt 7, div 2)

Page 67, line 10, ‘or plan’—

omit.

31 Clause 66 (Insertion of new pt 7, div 2)

Page 67, line 19, ‘or (d)’—

omit.

32 Clause 66 (Insertion of new pt 7, div 2)

Page 67, line 20, ‘or plan’—

omit.

33 Clause 66 (Insertion of new pt 7, div 2)

Page 67, lines 27 and 28, ‘or (d)’—

omit.

34 Clause 66 (Insertion of new pt 7, div 2)

Page 68, line 1, ‘or plan’—

omit.

35 Clause 66 (Insertion of new pt 7, div 2)

Page 68, line 10, ‘or plan’—

omit.

36 Clause 66 (Insertion of new pt 7, div 2)

Page 68, line 19, ‘or plan’—

omit.

37 Clause 66 (Insertion of new pt 7, div 2)

Page 68, lines 21 to 23, from ‘or plan given’ to ‘plan was’—

omit, insert—

given to the land access ombudsman after the commencement whether the agreement was

- 38 Clause 67 (Amendment of sch 1 (Dictionary))**
Page 69, lines 22 to 27—
omit.
- 39 Clause 69 (Amendment of long title)**
Page 70, lines 9 to 16—
omit.
- 40 Clause 70 (Amendment of s 3 (Main purposes))**
Page 70, lines 17 to 23—
omit.
- 41 Clause 71 (Amendment of s 4 (How main purposes are achieved))**
Page 71, lines 2 to 7—
omit.
- 42 Clause 74 (Amendment of s 38 (Application of division))**
Page 76, line 30 to page 77, line 3—
omit.
- 43 Clause 78 (Insertion of new s 53A and ch 3, pt 2, div 4A)**
Page 78, line 24, ‘and ch 3, pt 2, div 4A’—
omit.
- 44 Clause 78 (Insertion of new s 53A and ch 3, pt 2, div 4A)**
Page 79, line 14 to page 81, line 25—
omit.

45 Clause 79 (Amendment of s 54 (Report to owners and occupiers))

Page 81, lines 27 to 31—

omit.

46 Clause 86 (Amendment of s 96B (Negotiation and preparation costs))

Page 86, lines 3 to 9—

omit.

47 Clause 87 (Insertion of new ch 5A)

Page 86, line 10 to page 181, line 21—

omit.

48 Clause 88 (Insertion of new ch 7A)

Page 182, line 27 to page 183, line 1, from ‘92A(1);’ to ‘184IN(1).’—

omit, insert—

92A(1).

49 Clause 88 (Insertion of new ch 7A)

Page 183, lines 13 to 20—

omit, insert—

(4) The party who is the resource authority holder is liable for the costs of the ADR facilitator.

50 Clause 88 (Insertion of new ch 7A)

Page 185, lines 12 to 17, from ‘either’ to ‘184IL(2).’—

omit, insert—

section 91A(2) that is conducted in response to an

arbitration election notice for the arbitration.

51 Clause 88 (Insertion of new ch 7A)

Page 185, line 23, ‘relevant instrument for the dispute’—
omit, insert—

conduct and compensation agreement

52 Clause 88 (Insertion of new ch 7A)

Page 185, line 27 to page 186, line 6—
omit.

53 Clause 88 (Insertion of new ch 7A)

Page 186, line 16, ‘or relevant holder’—
omit.

54 Clause 90 (Insertion of new sch 1A)

Page 188, line 6 to page 196, line 3—
omit.

55 Clause 91 (Amendment of sch 2 (Dictionary))

Page 196, lines 6 to 9, from ‘*authority to prospect (csg)*’ to
‘*petroleum lease (csg)*’—

omit, insert—

coal seam gas and conference election notice

56 Clause 91 (Amendment of sch 2 (Dictionary))

Page 196, lines 21 to 29—
omit.

57 Clause 91 (Amendment of sch 2 (Dictionary))

Page 196, line 32 to page 197, line 10—

omit.

58 Clause 91 (Amendment of sch 2 (Dictionary))

Page 197, line 15 to page 200, line 9—

omit.

59 Clause 91 (Amendment of sch 2 (Dictionary))

Page 200, lines 12 to 23—

omit, insert—

(4) Schedule 2, definition *minimum negotiation period*, after ‘period’—

insert—

, for chapter 3, part 7,

60 Clause 91 (Amendment of sch 2 (Dictionary))

Page 200, line 27, ‘, 184HJ(6) or 184IJ(5)’—

omit.

61 After clause 149

Page 283, after line 20—

insert—

149A Amendment of s 44 (Form etc. of lease)

Section 44(2)—

omit, insert—

(2) Despite subsection (1), the holder can not—

(a) carry out GHG stream storage; or

(b) inject a GHG stream into the Great Artesian Basin for the purpose of enhanced petroleum recovery.

(3) In this section—

enhanced petroleum recovery see the GHG storage Act, schedule 2.

Great Artesian Basin see the GHG storage Act, schedule 2.

62 After clause 156

Page 287, after line 10—

insert—

156A Insertion of new pt 19

After part 18—

insert—

Part 19 Transitional provisions for Mineral and Energy Resources and Other Legislation Amendment Act 2024

212 Definition for part

In this part—

relevant amendment means an amendment of this Act by the *Mineral and Energy Resources and Other Legislation Amendment Act 2024*, section 149A or 156A.

213 Withdrawal of proposed later development plan for PL1

- (1) This section applies in relation to the lease described as 'PL1' (the *lease*) granted to Bridgeport Energy Pty Limited ACN 137 446 952 (the *lessee*).
- (2) The proposed later development plan for the lease, lodged by the lessee but not approved before the commencement, is taken to be withdrawn on the commencement.
- (3) Any relevant fee that accompanied the lodgement of the proposed later development plan must be refunded to the lessee.
- (4) Despite section 53B—
 - (a) the plan period for the previous development plan is taken to be extended to—
 - (i) the day that is 1 year after the day of the commencement; or
 - (ii) if before the day provided for under subparagraph (i), the Minister fixes a day—that day; and
 - (b) the previous development plan is taken to be, and to always have been, as effective as it would have been if the plan period, as extended under paragraph (a), were stated in the previous development plan.
- (5) During the plan period for the previous development plan, as extended under subsection (4)(a), section 74Q(3)(b)(i) applies in relation to the lease as if the reference to ' , but no more than 100,' were omitted.

(6) In this section—

previous development plan means the development plan for the lease approved, under part 6, division 2, on 11 February 2016.

214 No compensation payable by the State

- (1) No compensation is payable by the State to any person for or in connection with the enactment or operation of a relevant amendment or anything done to carry out or give effect to a relevant amendment.
- (2) This section applies despite any other Act or law.

215 Transitional regulation-making power

- (1) A regulation (a *transitional regulation*) may make provision about a matter for which—
 - (a) it is necessary to make provision to allow or facilitate the doing of anything to achieve the transition—
 - (i) from the operation of this Act as in force before the commencement of a relevant amendment; and
 - (ii) to the operation of this Act as in force after the commencement of the relevant amendment; and
 - (b) this Act does not provide or sufficiently provide.
- (2) A transitional regulation may have retrospective operation to a day not earlier than the day the relevant amendment commences.
- (3) A transitional regulation must declare it is a

transitional regulation.

- (4) This section and any transitional regulation expire on the day that is 3 years after the day this section commences.

63 After clause 157

Page 287, after line 18—

insert—

157A Amendment of s 32 (Exploration and testing)

Section 32(2)—

insert—

- (d) inject a GHG stream into the Great Artesian Basin for the purpose of enhanced petroleum recovery.

64 After clause 162

Page 290, after line 5—

insert—

162A Amendment of s 71B (ATP storage testing)

Section 71B(6)—

omit, insert—

- (6) Despite subsections (1) to (3), an authority to prospect holder must not—
- (a) carry out GHG stream storage; or
- (b) inject a GHG stream into the Great Artesian Basin for the purpose of enhanced petroleum recovery.

65 After clause 162

Page 290, after line 5—

insert—

162B Amendment of s 109 (Exploration, production and storage activities)

Section 109(2)—

insert—

- (d) inject a GHG stream into the Great Artesian Basin for the purpose of enhanced petroleum recovery.

66 After clause 164

Page 291, after line 11—

insert—

164A Amendment of s 150C (PL storage testing)

Section 150C(6)—

omit, insert—

- (6) Despite subsections (1) to (3), a petroleum lease holder must not—
 - (a) carry out GHG stream storage; or
 - (b) inject a GHG stream into the Great Artesian Basin for the purpose of enhanced petroleum recovery.

67 After clause 169

Page 295, after line 1—

insert—

169A Insertion of new s 851C

Before section 852—

insert—

851C Advice by office about subsurface impacts from relevant authorised activities

- (1) The office may, on request, provide

information or advice about matters related to subsurface impacts from relevant authorised activities to the following entities—

- (a) the chief executive;
- (b) the chief executive of another department;
- (c) Coexistence Queensland under the *Coexistence Queensland Act 2013*.

(2) In this section—

office means the Office of Groundwater Impact Assessment established under the Water Act, section 455.

relevant authorised activities means authorised activities for a petroleum tenure or a 1923 Act petroleum tenure.

68 Clause 171 (Insertion of new ch 15, pt 32)

Page 295, line 13, ‘provision’—

omit, insert—

provisions

69 Clause 171 (Insertion of new ch 15, pt 32)

Page 295, after line 17—

insert—

1042A Definition for part

In this part—

relevant amendment means an amendment of this Act by the *Mineral and Energy Resources and Other Legislation Amendment Act 2024*, section 157A, 162A, 162B, 164A or 171, to the extent it inserts this section and sections 1044 to 1046.

70 Clause 171 (Insertion of new ch 15, pt 32)

Page 296, after line 3—

insert—

1044 Application of new ss 32, 71B, 109 and 150C

- (1) New sections 32, 71B, 109 and 150C apply in relation to an authority to prospect, or a petroleum lease, whether the authority or lease was granted before or after the commencement.
- (2) In this section—
new, for a provision of this Act, means the provision as in force from the commencement.

1045 No compensation payable by the State

- (1) No compensation is payable by the State to any person for or in connection with the enactment or operation of a relevant amendment or anything done to carry out or give effect to a relevant amendment.
- (2) This section applies despite any other Act or law.

1046 Transitional regulation-making power

- (1) A regulation (a *transitional regulation*) may make provision about a matter for which—
 - (a) it is necessary to make provision to allow or facilitate the doing of anything to achieve the transition—
 - (i) from the operation of this Act as in force before the commencement of a relevant amendment; and

- (ii) to the operation of this Act as in force after the commencement of the relevant amendment; and
- (b) this Act does not provide or sufficiently provide.
- (2) A transitional regulation may have retrospective operation to a day not earlier than the day the relevant amendment commences.
- (3) A transitional regulation must declare it is a transitional regulation.
- (4) This section and any transitional regulation expire on the day that is 3 years after the day this section commences.

71 Clause 172 (Amendment of sch 1 (Reviews and appeals))

Page 296, lines 4 to 6 and all words between lines 6 and 7—
omit.

72 Clause 173 (Amendment of sch 2 (Dictionary))

Page 296, after line 7—

insert—

(1A) Schedule 2—

insert—

enhanced petroleum recovery see the GHG storage Act, schedule 2.

Great Artesian Basin see the GHG storage Act, schedule 2.

73 Clause 182 (Amendment of s 479 (Annual levy for underground water management))

Page 299, line 20 to page 300, line 3—

omit.

74 Long title

Long title, after ‘amend’—

insert—

the Corrective Services Act 2006,

75 Long title

Long title, after ‘*Electricity Act 1994,*’—

insert—

the Environmental Protection Act 1994,

© State of Queensland 2024