



Queensland

Petroleum and Gas (Production and Safety) Amendment Regulation (No. 5) 2011

Subordinate Legislation 2011 No. 243

made under the

Petroleum and Gas (Production and Safety) Act 2004

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1 Short title

This regulation may be cited as the *Petroleum and Gas (Production and Safety) Amendment Regulation (No. 5) 2011*.

2 Commencement

Sections 7, 8, 11(2) and 12 commence on 1 January 2012.

3 Regulation amended

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

4 Insertion of new s 7AA

After section 7—

insert—

‘7AA References to CSG operator in construction and abandonment code

‘For section 54AAA and schedule 1, a reference in the construction and abandonment code to a CSG operator is taken to be a reference to the holder of a CSG tenure.’.

5 Amendment of s 12 (Definitions for div 1)

(1) Section 12, definitions *prescribed underground water information, relevant petroleum well, relevant time and reporting period—*

omit.

(2) Section 12—

insert—

‘***reporting period***, for an annual report required under section 552 of the Act to be lodged by the holder of a petroleum authority, means the period to which the report relates under the section.’.

[s 6]

6 Omission of ch 2, pt 1, div 1, sdiv 3 (Existing Water Act bores)

Chapter 2, part 1, division 1, subdivision 3—

omit.

7 Insertion of new s 54AAA

After section 54—

insert—

‘54AAA Tenure holder to ensure compliance with construction and abandonment code

‘The holder of a CSG tenure must ensure that everyone else to whom the construction and abandonment code applies complies with the code for a prescribed well, proposed prescribed well or abandoned prescribed well for exploring for or producing coal seam gas on the land to which the CSG tenure applies.

Note—

See also section 7AA (References to CSG operator in construction and abandonment code).’.

8 Amendment of s 54AA (Operator to ensure drilling rig workers meet competency requirements)

(1) Section 54AA(1), ‘petroleum well’—

omit, insert—

‘prescribed well’.

(2) Section 54AA(3), definition *drilling competency standard*, ‘(2007)’—

omit, insert—

‘(2011)’.

9 Amendment of s 88C (Definitions for div 3)

Section 88C, definition *LPGA automotive code of practice*, ‘issue 2.0 April 2007’—

omit, insert—

‘issue 3.0 August 2011’.

10 Amendment of s 115A (Causing existing gas system to not comply with safety requirements)

Section 115A, example, ‘(2002)’—

omit, insert—

‘(2008)’.

11 Amendment of sch 1 (Mandatory and preferred standards for safety requirements)

- (1) Schedule 1, part 1, entry for Code of Practice for coal seam gas well head emissions detection and reporting’, published by the department in 2011 on its website, column 3, ‘preferred’—

omit, insert—

‘mandatory’.

- (2) Schedule 1, part 1—

insert—

‘Construction and abandonment code	a prescribed well, proposed prescribed well or abandoned prescribed well for exploring for or producing coal seam gas	mandatory’.
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- (3) Schedule 1, part 1—

[s 12]

insert—

‘APIA code of practice pipelines constructed from preferred’.
Upstream PE gathering polyethylene
networks CSG industry
version 1.1’ (October 2011)
published by the Australian
Pipeline Industry
Association

- (4) Schedule 1, part 6, entry for AS 4332 ‘The storage and handling of gases in cylinders’ (2004), column 2, ‘(2002)’—

omit, insert—

‘(2008)’.

12 Amendment of sch 3 (Requirements for plugging and abandoning petroleum wells and bores)

- (1) Schedule 3, section 1—

insert—

‘**CSG well** means a prescribed well that is drilled to produce coal seam gas under a petroleum tenure or a 1923 Act petroleum tenure.’.

- (2) Schedule 3, section 2—

insert—

- ‘(2) However, a CSG well must be abandoned in accordance with the Code of practice for constructing and abandoning coal seam gas wells in Queensland (2011), published on the department’s website, to the extent the code is consistent with this regulation.’.

- (3) Schedule 3, section 6(2)—

omit, insert—

- ‘(2) However, subsection (1) need not be complied with—

- (a) if it is not technically or commercially feasible to remove the casing; or

Example—

production casing that has been cemented in place and can not feasibly be removed

- (b) for a CSG well, if the code requires that the casing remain in place.’.
- (4) Schedule 3, section 7(1) to (5)—
renumber as schedule 3, section 7(2) to (6).
- (5) Schedule 3, section 7—
insert—
- ‘(1) This section applies to a prescribed well or bore that is not a CSG well.’.
- (6) Schedule 3, section 7(2) to (5), as renumbered, ‘a prescribed well’—
omit, insert—
‘the prescribed well’.
- (7) Schedule 3, section 8, first paragraph—
number as schedule 3, section 8(2).
- (8) Schedule 3, section 8—
insert—
- ‘(1) This section applies to a prescribed well or bore that is not a CSG well.’.
- (9) Schedule 3, section 8(2), as numbered, ‘a prescribed well’—
omit, insert—
‘the prescribed well’.

13 Amendment of sch 12 (Dictionary)

- (1) Schedule 12, definitions *prescribed underground water information, relevant petroleum well* and *relevant time*—
omit.
- (2) Schedule 12—
insert—

[s 13]

‘construction and abandonment code means the Code of practice for constructing and abandoning coal seam gas wells in Queensland (2011), published on the department’s website.

CSG tenure means a petroleum tenure or a 1923 Act petroleum tenure.’.

ENDNOTES

- 1 Made by the Governor in Council on 24 November 2011.
- 2 Notified in the gazette on 25 November 2011.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Employment, Economic Development and Innovation.

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