New South Wales

Mine and Petroleum Site Safety (Cost Recovery) Regulation 2025

under the

Mine and Petroleum Site Safety (Cost Recovery) Act 2005

Her Excellency the Governor, with the advice of the Executive Council, has made the following regulation under the *Mine and Petroleum Site Safety (Cost Recovery) Act 2005*.

COURTNEY HOUSSOS, MLC
Minister for Natural Resources

Explanatory note

The object of this regulation is to remake, without substantial changes, the *Mine and Petroleum Site Safety (Cost Recovery) Regulation 2019*, which is repealed on 1 September 2025 by the *Subordinate Legislation Act 1989*, section 10(2).

This regulation—

(a) authorises money to be paid from the Mine and Petroleum Site Safety Fund (the ***Fund***) to meet certain expenditure incurred by the Department of Primary Industries and Regional Development (the ***Department***), and

(b) requires the Secretary of the Department (the ***Secretary***) to prepare a report containing an overview of payments made from the Fund during the financial year, and

(c) authorises members of staff of the State Insurance Regulatory Authority as a class of persons to whom the Secretary may delegate the Secretary's functions under the *Mine and Petroleum Site Safety (Cost Recovery) Act 2005*.

This regulation comprises or relates to matters set out in the *Subordinate Legislation Act 1989*, Schedule 3, namely matters of a machinery nature.

Published LW 8 August 2025 (2025 No 392)

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under the

Mine and Petroleum Site Safety (Cost Recovery) Act 2005

Part 1 Preliminary

1 Name of regulation

This regulation is the *Mine and Petroleum Site Safety (Cost Recovery) Regulation 2025*.

2 Commencement

This regulation commences on 1 September 2025.

Note— This regulation replaces the *Mine and Petroleum Site Safety (Cost Recovery) Regulation 2019*, which is repealed on 1 September 2025 by the *Subordinate Legislation Act 1989*, section 10(2).

3 Definition

In this regulation—

the Act means the *Mine and Petroleum Site Safety (Cost Recovery) Act 2005*.

Note— The Act and the *Interpretation Act 1987* contain definitions and other provisions that affect the interpretation and application of this regulation.

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Part 2 Mine and Petroleum Site Safety Fund

4 Additional payments from Fund

For the Act, section 7(1)(e), money required to meet expenditure incurred by the Department in the following circumstances is authorised to be paid from the Fund—

(a) in carrying out regulatory activities under or in connection with the *Explosives Act 2003*,

(b) in the administration or execution of the *Explosives Act 2003*,

(c) in exercising functions under or in connection with the *Protection from Harmful Radiation Act 1990*.

5 Report of payments from Fund

(1) For the Act, section 17(1), the Secretary must, within 6 months after the end of each financial year, prepare a report containing an overview of payments made from the Fund during the financial year.

(2) The report must be published on a publicly accessible website maintained by the Department.

Part 3 Miscellaneous

6 Delegation

For the Act, section 14(b), members of staff of the State Insurance Regulatory Authority are authorised as a class of persons.

7 Savings

An act, matter or thing that, immediately before the repeal of the *Mine and Petroleum Site Safety (Cost Recovery) Regulation 2019*, had effect under that regulation continues to have effect under this regulation.