



New South Wales

Petroleum (Onshore) Amendment Regulation 2021

under the

Petroleum (Onshore) Act 1991

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Petroleum (Onshore) Act 1991*.

JOHN BARILARO, MP

Deputy Premier, Minister for Regional New South Wales, Industry and Trade

Explanatory note

The object of this Regulation is to amend the *Petroleum (Onshore) Regulation 2016* to remove the current restriction limiting the beneficial use of gas for an assessable prospecting operation authorised by an activity approval to a period of 1,000 days only and to remove the royalty exemption that applies to certain cases.

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1 Name of Regulation

This Regulation is the *Petroleum (Onshore) Amendment Regulation 2021*.

2 Commencement

This Regulation commences on the day on which it is published on the NSW legislation website.

3 Amendment of Petroleum (Onshore) Regulation 2016

(1) Clause 16 Beneficial use of gas: section 28B

Omit clause 16(2). Insert instead—

- (2) For the purposes of the Act, section 28B(1)(b), and in relation only to an assessable prospecting operation authorised by an activity approval, gas cannot be used beneficially unless the activity approval for the assessable prospecting operation involved specifically extends to include the beneficial use of the gas.

(2) Clause 16(3)

Omit “, unless that recovery and use is authorised by a relevant development consent”.

(3) Clause 16(3A)

Omit the subclause.