
B List of legislation

The upstream petroleum sector is subject to all Australian laws. However, discussion of legislation in this study is limited to areas that are considered the most relevant to the activities of the sector. Table B.1 contains a list of all the legislation referred to in chapter 4. It is grouped according to primary scope (although some laws may have a broader scope) and jurisdiction. The relevant department or agency responsible for administering the legislation is also listed.

Table B.1 Legislation relevant to upstream petroleum activities

Scope	Jurisdiction	Legislation	Responsible department/agency
Petroleum and pipelines	Commonwealth	<i>Offshore Petroleum and Greenhouse Gas Storage Act 2006</i>	Department of Resources, Energy and Tourism
Petroleum and pipelines	Commonwealth	<i>Petroleum (Timor Sea Treaty) Act 2003</i>	Department of Resources, Energy and Tourism
Petroleum and pipelines	NSW	<i>Petroleum (Offshore) Act 1982</i>	Department of Primary Industries
Petroleum and pipelines	NSW	<i>Petroleum (Onshore) Act 1991</i>	Department of Primary Industries
Petroleum and pipelines	NSW	<i>Pipelines Act 1967</i>	Department of Energy, Utilities and Sustainability
Petroleum and pipelines	Victoria	<i>Petroleum (Submerged Lands) Act 1982</i>	Department of Primary Industries
Petroleum and pipelines	Victoria	<i>Petroleum Act 1998</i>	Department of Primary Industries
Petroleum and pipelines	Victoria	<i>Pipelines Act 2005</i>	Department of Primary Industries
Petroleum and pipelines	Queensland	<i>Petroleum Act 1923</i>	Department of Mines and Energy
Petroleum and pipelines	Queensland	<i>Petroleum Submerged Lands) Act 1982</i>	Department of Mines and Energy
Petroleum and pipelines	Queensland	<i>Petroleum and Gas (Production and Safety) Act 2004</i>	Department of Mines and Energy
Petroleum and pipelines	WA	<i>Barrow Island Act 2003</i>	Department of Mines and Petroleum
Petroleum and pipelines	WA	<i>Petroleum and Geothermal Energy Resources Act 1967.</i>	Department of Mines and Petroleum
Petroleum and pipelines	WA	<i>Petroleum (Submerged Lands) Act 1982.</i>	Department of Mines and Petroleum
Petroleum and pipelines	WA	<i>Petroleum Pipelines Act 1969.</i>	Department of Mines and Petroleum
Petroleum and pipelines	SA	<i>Petroleum (Submerged Lands) Act 1982</i>	Primary Industries and Resources South Australia
Petroleum and pipelines	SA	<i>Petroleum Act 2005</i>	Primary Industries and Resources South Australia
Petroleum and pipelines	Tasmania	<i>Mineral Resources Development Act 1995</i>	Department of Infrastructure, Energy and Resources
Petroleum and pipelines	Tasmania	<i>Petroleum (Submerged Lands) Act 1982</i>	Department of Infrastructure, Energy and Resources
Petroleum and pipelines	NT	<i>Energy Pipelines Act 1983</i>	Department of Regional Development, Primary Industry, Fisheries and Resources
Petroleum and pipelines	NT	<i>Petroleum Act 1984</i>	Department of Regional Development, Primary Industry, Fisheries and Resources

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Table B.1 (continued)

Scope	Jurisdiction	Legislation	Responsible department/agency
Petroleum and pipelines	NT	<i>Petroleum (Submerged Lands) Act 1981</i>	Department of Regional Development, Primary Industry, Fisheries and Resources
OHS	Commonwealth	<i>Occupational Health and Safety Act 1991</i>	ComCare
OHS	NSW	<i>Occupational Health and Safety Act 2000</i>	WorkCover NSW
OHS	Victoria	<i>Dangerous Goods Act 1995</i>	WorkSafe Victoria
OHS	Victoria	<i>Occupational Health and Safety Act 1985</i>	WorkSafe Victoria
OHS	Queensland	<i>Dangerous Goods Safety Management Act 2001</i>	Department of Emergency Services
OHS	WA	<i>Dangerous Goods Safety Act 2004</i>	Department of Mines and Petroleum
OHS	WA	<i>Occupational Health and Safety Act 1984</i>	Department of Commerce
OHS	SA	<i>Dangerous Substances Act 1979</i>	SafeWork SA
OHS	SA	<i>Occupational Health, Safety and Welfare Act 1986</i>	SafeWork SA
OHS	Tasmania	<i>Dangerous Goods Act 1998</i>	Workplace Standards Tasmania
OHS	Tasmania	<i>Dangerous Substances (Safe Handling) Act 2005</i>	Workplace Standards Tasmania
OHS	Tasmania	<i>Workplace Health and Safety Act 1995</i>	Workplace Standards Tasmania
OHS	NT	<i>Dangerous Goods Act 1998</i>	NT WorkSafe
OHS	NT	<i>Workplace Health and Safety Act 2007</i>	NT WorkSafe
Environment	Commonwealth	<i>Environment Protection and Biodiversity Conservation Act 1999</i>	Department of the Environment, Water, Heritage and the Arts
Environment	Commonwealth	<i>Environment Protection (Sea Dumping) Act 1981</i>	Department of the Environment, Water, Heritage and the Arts
Environment	Commonwealth	<i>Great Barrier Reef Marine Park Act 1975</i>	Department of the Environment, Water, Heritage and the Arts
Environment	Commonwealth	<i>Protection of the Sea (Prevention of Pollution from Ships) Act 1983</i>	Department of Infrastructure, Transport, Regional Development and Local Government
Environment	NSW	<i>Coastal Protection Act 1979</i>	Department of Environment and Climate Change
Environment	NSW	<i>Environmental Planning and Assessment Act 1982</i>	Department of Planning

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Table B.1 (continued)

Scope	Jurisdiction	Legislation	Responsible department/agency
Environment	NSW	<i>Marine Parks Act 1997</i>	Department of Environment and Climate Change
Environment	NSW	<i>Marine Pollution Act 1987</i>	NSW Maritime
Environment	NSW	<i>National Parks and Wildlife Act 1974</i>	Department of Environment and Climate Change
Environment	NSW	<i>Threatened Species Conservation Act 1995</i>	Department of Environment and Climate Change
Environment	Victoria	<i>Coastal Management Act 1995</i>	Department of Sustainability and Environment
Environment	Victoria	<i>Conservation, Forests and Lands Act 1987</i>	Department of Sustainability and Environment
Environment	Victoria	<i>Environment Effects Act 1978</i>	Department of Sustainability and Environment
Environment	Victoria	<i>Environment Protection Act 1978</i>	Environment Protection Authority
Environment	Victoria	<i>Flora and Fauna Guarantee Act 1988</i>	Department of Sustainability and Environment
Environment	Victoria	<i>National Parks Act 1975</i>	Department of Sustainability and Environment
Environment	Victoria	<i>Planning and Environment Act 1987</i>	Department of Planning and Community Development
Environment	Victoria	<i>Pollution of Waters by Oil and Noxious Substances Act 1986</i>	Environment Protection Authority
Environment	Victoria	<i>Wildlife Act 1975</i>	Department of Sustainability and Environment
Environment	Queensland	<i>Coastal Protection and Management Act 1995</i>	Environmental Protection Agency
Environment	Queensland	<i>Environment Protection Act 1994</i>	Environmental Protection Agency
Environment	Queensland	<i>Marine Parks Act 2004</i>	Environmental Protection Agency
Environment	Queensland	<i>Nature Conservation Act 1992</i>	Environmental Protection Agency
Environment	Queensland	<i>Transport Operations (Marine Pollution) Act 1995</i>	Maritime Safety Queensland
Environment	WA	<i>Conservation and Land Management Act 1984</i>	Department of Environment and Conservation
Environment	WA	<i>Environmental Protection Act 1986</i>	Department of Environment and Conservation
Environment	WA	<i>Pollution of Waters by Oil and Noxious Substances Act 1987</i>	Department for Planning and Infrastructure
Environment	WA	<i>Wildlife Conservation Act 1950</i>	Department of Environment and Conservation

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Table B.1 (continued)

Scope	Jurisdiction	Legislation	Responsible department/agency
Environment	SA	<i>Adelaide Dolphin Sanctuary Act 2005</i>	Department for Environment and Heritage
Environment	SA	<i>Coast Protection Act 1972</i>	Department for Environment and Heritage
Environment	SA	<i>Environment Protection Act 1993</i>	Environment Protection Authority
Environment	SA	<i>Marine Parks Act 2007</i>	Department for Environment and Heritage
Environment	SA	<i>National Parks and Wildlife Act 1972</i>	Department for Environment and Heritage
Environment	SA	<i>Natural Resources Management Act 2004</i>	Department of Water, Land and Biodiversity Conservation
Environment	SA	<i>Protection of Marine Waters (Prevention of Pollution from Ships) Act 1987</i>	Department for Transport, Energy and Infrastructure
Environment	SA	<i>River Murray Act 2003</i>	Department of Water, Land and Biodiversity Conservation
Environment	SA	<i>Wilderness Protection Act 1992</i>	Department for Environment and Heritage
Environment	Tasmania	<i>Environmental Management and Pollution Control Act 1994</i>	Department of Environment, Parks, Heritage and the Arts
Environment	Tasmania	<i>National Parks and Reserve Management Act 2002</i>	Department of Environment, Parks, Heritage and the Arts
Environment	Tasmania	<i>Pollution of Waters by Oil and Noxious Substances Act 1987</i>	Department of Environment, Parks, Heritage and the Arts
Environment	NT	<i>Environmental Assessment Act 1982</i>	Department of Natural Resources, Environment, the Arts and Sport
Environment	NT	<i>Environmental Offences and Penalties Act 1996</i>	Department of Natural Resources, Environment, the Arts and Sport
Environment	NT	<i>Marine Pollution Act 1999</i>	Department of Planning and Infrastructure
Environment	NT	<i>Territory Parks and Wildlife Conservation Act 1977</i>	Department of Natural Resources, Environment, the Arts and Sport
Heritage	Commonwealth	<i>Aboriginal and Torres Strait Islander Heritage Protection Act 1984</i>	Department of the Environment, Water, Heritage and the Arts
Heritage	Commonwealth	<i>Historic Shipwrecks Act 1976</i>	Department of the Environment, Water, Heritage and the Arts
Heritage	NSW	<i>Heritage Act 1977</i>	Department of Planning
Heritage	Victoria	<i>Aboriginal Heritage Act 2006</i>	Department of Planning and Community Development
Heritage	Victoria	<i>Heritage Act 1995</i>	Heritage Victoria

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Table B.1 (continued)

Scope	Jurisdiction	Legislation	Responsible department/agency
Heritage	Queensland	<i>Aboriginal Cultural Heritage Act 2003</i>	Department of Natural Resources and Water
Heritage	Queensland	<i>Queensland Heritage Act 1992</i>	Environmental Protection Agency
Heritage	Queensland	<i>Torres Strait Islander Cultural Heritage Act 2003</i>	Department of Natural Resources and Water
Heritage	WA	<i>Aboriginal Heritage Act 1972</i>	Department of Indigenous Affairs
Heritage	WA	<i>Heritage of WA Act 1990</i>	Heritage Council of Western Australia
Heritage	SA	<i>Aboriginal Heritage Act 1988</i>	Department of the Premier and Cabinet
Heritage	SA	<i>Heritage Places Act 1993</i>	Department for Environment and Heritage
Heritage	SA	<i>Historic Shipwrecks Act 1981</i>	Department for Environment and Heritage
Heritage	Tasmania	<i>Aboriginal Relics Act 1975</i>	Department of Environment, Parks, Heritage and the Arts
Heritage	Tasmania	<i>Historic Cultural Heritage Act 1995</i>	Tasmanian Heritage Council
Heritage	NT	<i>Heritage Conservation Act 1991</i>	Department of Natural Resources, Environment, the Arts and Sport
Heritage	NT	<i>Northern Territory Aboriginal Sacred Sites Act 1989</i>	Minister for Indigenous Policy
Development	Queensland	<i>Integrated Planning Act 1997</i>	Department of Infrastructure and Planning
Development	Queensland	<i>State Development and Public Works Organisation Act 1971</i>	Department of Infrastructure and Planning
Development	WA	<i>Planning and Development Act 2005</i>	Department for Planning and Infrastructure
Development	SA	<i>Development Act 1993</i>	Department of Planning and Local Government
Development	Tasmania	<i>Land Use Planning and Approvals Act 1993</i>	Department of Justice
Development	Tasmania	<i>Resource Planning and Development Commission Act 1997</i>	Department of Justice
Development	Tasmania	<i>State Policies and Projects Act 1993</i>	Department of Premier and Cabinet; Department of Justice
Development	NT	<i>Land, Planning and Mining Tribunal Act 1998</i>	Department of Justice
Development	NT	<i>Planning Act 1993</i>	Department of Planning and Infrastructure
Local government	NSW	<i>Local Government Act 1993</i>	Department of Local Government

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Table B.1 (continued)

Scope	Jurisdiction	Legislation	Responsible department/agency
Local government	Victoria	<i>Local Government Act 1989</i>	Department of Planning and Community Development
Local government	Queensland	<i>Local Government Act 1993</i>	Department of Local Government, Sport and Recreation
Local government	WA	<i>Local Government Act 1995</i>	Department of Local Government and Regional Development
Local government	SA	<i>Local Government Act 1999</i>	Office for State/Local Government Relations
Local government	Tasmania	<i>Local Government Act 1993</i>	Department of Premier and Cabinet
Local government	NT	<i>NT Local Government Act 1994</i>	Department of Local Government and Housing
Native title	Commonwealth	<i>Native Title Act 1993</i>	Attorney-General's Department; Department of Families, Housing, Community Services and Indigenous Affairs
Native title	NSW	<i>Native Title (NSW) Act 1994</i>	Department of Lands
Native title	Victoria	<i>Land Title Validation Act 1994</i>	Department of Justice
Native title	Queensland	<i>Native Title (Queensland) Act 1993</i>	Department of Natural Resources and Water
Native title	WA	<i>Titles (Validation) and Native Title (Effect of Past Acts) Act 1995</i>	Department of Treasury and Finance
Native title	SA	<i>Native Title (SA) Act 1994</i>	Attorney-General's Department
Native title	Tasmania	<i>Native Title (Tas) Act 1994</i>	Department of Premier and Cabinet
Native title	NT	<i>Validation (Native Title) Act 1994</i>	Department of the Chief Minister
Land rights	Commonwealth	<i>Aboriginal Land Rights (Northern Territory) Act 1976</i>	Department of Families, Housing, Community Services and Indigenous Affairs
Land rights	Commonwealth	<i>Aboriginal Land Rights (Lake Condah and Framlingham Forest) Act 1987</i>	Department of Families, Housing, Community Services and Indigenous Affairs
Land rights	Commonwealth	<i>Aboriginal Land Grant (Jervis Bay Territory) Act 1986</i>	Department of Families, Housing, Community Services and Indigenous Affairs
Land rights	NSW	<i>Aboriginal Land Rights Act 1983</i>	Department of Aboriginal Affairs
Land rights	Victoria	<i>Aboriginal Lands Act 1970</i>	Department of Planning and Community Development
Land rights	Victoria	<i>Aboriginal Lands Act 1991</i>	Department of Planning and Community Development
Land rights	Victoria	<i>Aboriginal Land (Manatunga Land) Act 1992</i>	Department of Planning and Community Development
Land rights	Queensland	<i>Aboriginal Land Act 1991</i>	Department of Natural Resources and Water
Land rights	Queensland	<i>Land Act 1994</i>	Department of Natural Resources and Water

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Table B.1 (continued)

Scope	Jurisdiction	Legislation	Responsible department/agency
Land rights	Queensland	Torres Strait Islander Land Act 1991	Department of Natural Resources and Water
Land rights	WA	Aboriginal Affairs Planning Authority Act 1972	Department of Indigenous Affairs
Land rights	WA	Aboriginal Communities Act 1979	Department of Indigenous Affairs
Land rights	SA	Aboriginal Lands Trust Act 1966	Department of the Premier and Cabinet
Land rights	SA	Anangu Pitjantjatjara Yankunytjatjara Land Rights Act 1981	Department of the Premier and Cabinet
Land rights	SA	Maralinga Tjarutja Land Rights Act 1984	Department of the Premier and Cabinet
Land rights	Tasmania	Aboriginal Lands Act 1995	Department of Premier and Cabinet
Land rights	NT	Aboriginal Land Act 1978	Department of Planning and Infrastructure
Land rights	NT	Coburg Peninsula Aboriginal Land, Sanctuary and Marine Park Act 1981	Department of Natural Resources, Environment, the Arts and Sport
Land rights	NT	Nitmiluk (Katherine Gorge) National Park Act 1989	Department of Natural Resources, Environment, the Arts and Sport
Land rights	NT	Parks and Reserves (Framework for the Future) Act 2004	Department of the Chief Minister
Other	Commonwealth	Australian Maritime Safety Authority Act 1990	Department of Infrastructure, Transport, Regional Development and Local Government
Other	Commonwealth	Coastal Waters (Northern Territory Powers) Act 1980	Attorney-General's Department
Other	Commonwealth	Coastal Waters (Northern Territory Title) Act 1980	Attorney-General's Department
Other	Commonwealth	Coastal Waters (State Powers) Act 1980	Attorney-General's Department
Other	Commonwealth	Coastal Waters (State Title) Act 1980	Attorney-General's Department
Other	Commonwealth	Customs Act 1901	Attorney-General's Department
Other	Commonwealth	Defence Act 1903	Department of Defence; Department of Education, Employment and Workplace Relations; Department of the Prime Minister and Cabinet; Attorney-General's Department

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Table B.1 (continued)

Scope	Jurisdiction	Legislation	Responsible department/agency
Other	Commonwealth	<i>Energy Efficiencies Opportunities Act 2006</i>	Department of Resources, Energy and Tourism
Other	Commonwealth	<i>National Greenhouse and Energy Reporting Act 2007</i>	Department of Climate Change
Other	Commonwealth	<i>Navigation Act 1912</i>	Department of Infrastructure, Transport, Regional Development and Local Government
Other	Commonwealth	<i>Quarantine Act 1908</i>	Department of Health and Ageing; Department of Agriculture, Fishing and Forestry
Other	Commonwealth	<i>Submarine Cables and Pipelines Protection Act 1963</i>	Department of Infrastructure, Transport, Regional Development and Local Government
Other	Commonwealth	<i>Maritime Transport and Offshore Facilities Security Act 2003</i>	Department of Infrastructure, Transport, Regional Development and Local Government

Sources: ComLaw; State and Northern Territory legislation databases; various departmental websites.