



# **Petroleum (Submerged Lands) (Data Management) Regulations 2004**

**Statutory Rules 2004 No. 111 as amended**

made under the

*Petroleum (Submerged Lands) Act 1967*

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## **Part 1 Preliminary**

### **1 Name of Regulations** [see Note 1]

These Regulations are the *Petroleum (Submerged Lands) (Data Management) Regulations 2004*

### **2 Commencement** [see Note 1]

These Regulations commence on the commencement of Schedule 3 to the *Petroleum (Submerged Lands) Amendment Act 2003*.

### **3 Objects of Regulations**

The objects of these Regulations are:

- (a) to provide a framework for encouraging the adequate collection and timely dissemination of petroleum data for the long term benefit of the Australian community; and
- (b) to assist in ensuring the adequacy of the data acquired; and
- (c) to allow for the efficient management of data confidentiality and the disclosure of data on completion of the relevant confidentiality periods.

*Note* These Regulations are objective based to allow for data management arrangements to be changed in response to technology and circumstance, as long as key principles are adhered to. An essential part of this flexibility is the development of an agreed Data Management Plan (DMP) which specifies acceptable methods of acquiring, maintaining and submitting data. This includes the possibility of holders being approved to maintain petroleum exploration and development data.

### **4 Definitions**

In these Regulations:

***accepted DMP*** means a DMP that has been accepted by the Designated Authority under regulation 18.

***Act*** means the *Petroleum (Submerged Lands) Act 1967*.

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**activity** means a petroleum exploration activity or a production activity.

**applicable document** means:

- (a) an application made after the commencement of these Regulations to the Designated Authority under the Act; or
- (b) a document accompanying such an application; or
- (c) a report, return or other document relating to a block that has been given after the commencement of these Regulations to the Designated Authority.

**contested information** has the meaning given by regulation 7.

**DMP** means a data management plan.

**documentary information** means information contained in an applicable document.

**excluded information** means:

- (a) protected derivative information; or
- (b) protected confidential information; or
- (c) particulars of:
  - (i) the technical qualifications of an applicant for a permit, lease, licence, infrastructure licence, pipeline licence, special prospecting authority or access authority; or
  - (ii) the technical advice available to such an applicant; or
  - (iii) the financial resources available to such an applicant.

**holder** means:

- (a) a permittee in relation to an exploration permit; or
- (b) a lessee in relation to a retention lease; or
- (c) a licensee in relation to a production licence; or
- (d) an infrastructure licensee in relation to an infrastructure licence; or
- (e) a pipeline licensee in relation to a pipeline licence; or
- (f) the holder of a special prospecting authority; or
- (g) the holder of an access authority; or

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(h) the holder of a consent under section 123 of the Act.

**nominated address** means the address that is to be used for the purpose of serving correspondence relating to the lodgement and disclosure of data.

**non-exclusive data**, for geophysical data, means data that is made available for sale to any potential buyer.

**notice inviting objections to the disclosure of information** has the meaning given by regulation 8.

**petroleum mining sample** means:

(a) a core or cutting from, or a sample of, the sea-bed or subsoil; or

(b) a sample of petroleum or other fluid recovered; that has been given, after the commencement of these Regulations, to the Designated Authority, and includes a portion of such a core, cutting, sample or fluid.

**protected confidential information** has the meaning given by regulation 5.

**protected derivative information** has the meaning given by regulation 6.

**seismic data grid** means a series of vertical cross-sections of a 3-dimensional processed image of geological strata, being cross-sections that form a grid of which:

(a) one direction is along the direction of surveying; and

(b) the other direction is at right angles to the direction mentioned in paragraph (a); and

(c) the interstices are:

(i) 5 kilometres in length by 5 kilometres in breadth; or

(ii) such other length and breadth as are prescribed; and

(d) the vertical axis is scaled in seconds.

**title** means any of the following:

(a) an exploration permit;

(b) a retention lease;

(c) a production licence;

(d) an infrastructure licence;

(e) a pipeline licence;

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- (f) a special prospecting authority;
- (g) an access authority.

***vacant area*** means an area for which no title is in force.

*Note* Several other words and expressions used in these Regulations have the meaning given by section 5 of the Act. For example:

- adjacent area
- block
- Designated Authority
- document
- lessee
- licensee
- permittee.

**5 Protected confidential information**

- (1) This regulation sets out the 2 situations in which documentary information is ***protected confidential information***.

***Designated Authority agrees with the classification of the information***

- (2) For these Regulations, documentary information given by a person to the Designated Authority is ***protected confidential information*** if:
  - (a) when the documentary information was given, the person told the Designated Authority in writing that the person classified the documentary information:
    - (i) as a trade secret; or
    - (ii) as other information the disclosure of which would, or could reasonably be expected to, adversely affect the person in relation to the person's lawful business, commercial or financial affairs; and
  - (b) the Designated Authority did not, within 30 days after receiving the documentary information:
    - (i) tell the person in writing that the Designated Authority disagreed with the person's classification of the information; and

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- (ii) give the person a written notice inviting objections to the disclosure of the information.

*Designated Authority's opinion*

- (3) For these Regulations, documentary information is ***protected confidential information*** if the Designated Authority considers the documentary information:
  - (a) to be a trade secret; or
  - (b) otherwise to be information the disclosure of which would, or could reasonably be expected to, adversely affect the person in respect of the person's lawful business, commercial or financial affairs.

**6 Protected derivative information**

- (1) This regulation sets out the 2 situations in which documentary information is ***protected derivative information***.

*Designated Authority agrees with the classification of the information*

- (2) For these Regulations, documentary information given by a person to the Designated Authority is ***protected derivative information*** if:
  - (a) when the documentary information was given, the person told the Designated Authority in writing that the person classified the documentary information as a conclusion drawn wholly or partly from, or an opinion based wholly or partly on, other documentary information; and
  - (b) the Designated Authority did not, within 30 days after receiving the documentary information:
    - (i) tell the person in writing that the Designated Authority disagreed with the person's classification of the documentary information; and
    - (ii) give the person a written notice inviting objections to the disclosure of the documentary information.

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*Designated Authority's opinion*

- (3) For these Regulations, documentary information is ***protected derivative information*** if the Designated Authority considers the information to be a conclusion drawn wholly or partly from, or an opinion based wholly or partly on, other documentary information.

**7 Contested information**

Documentary information given by a person to the Designated Authority is ***contested information*** if:

- (a) the person told the Designated Authority in writing when the information was given that the person classified the documentary information as:
- (i) confidential information; or
  - (ii) derivative information; and
- (b) the Designated Authority, within 30 days after receiving the documentary information:
- (i) told the person in writing that the Designated Authority disagrees with the person's classification of the documentary information; and
  - (ii) gave the person a written notice inviting objections to the disclosure of the documentary information.

**8 Notice inviting objections to the disclosure of information**

- (1) For these Regulations, a ***notice inviting objections to the disclosure*** of information is a notice that complies with this regulation.

*Proposal to disclose information*

- (2) The notice must state that the person giving the notice (the ***proponent***) proposes at a future time to make the information publicly known or make the information available.

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*Invitation to make an objection to the disclosure*

- (3) The notice must invite the person who gave the information to the Designated Authority to give the proponent, on or before a day specified in the notice, a notice:
- (a) objecting to the information, or a specified part of the information, being publicly known or made available on the ground that the Designated Authority should consider the information, or the part of the information, to be protected confidential information as described in subregulation 5 (3); or
  - (b) objecting to the information, or a specified part of the information, being publicly known or made available before the end of 5 years after the information was given to the Designated Authority on the ground that the Designated Authority should consider the information, or a specified part of the information, to be protected derivative information as described in subregulation 6 (3).

*Minimum period within which an objection may be made*

- (4) The day specified in the notice under subregulation (3) must be later than 45 days after the notice was given.

*Notification of consequences of not making an objection*

- (5) The notice must state that, if the person does not make an objection in accordance with the invitation, the information can be made publicly known or made available under this Part.

**9 Application of Regulations**

- (1) These Regulations apply in relation to data that a holder is to give to the Designated Authority on or after the commencement of these Regulations.

*Note* The arrangements in these Regulations do not apply to all kinds of documentary information in the same way. See Part 4 and the transitional arrangements set out in Part 8.

- (2) Part 7 also applies to documentary information and petroleum mining samples prepared or generated before the commencement of these Regulations.

**Regulation 10**

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**Part 2                      Holder's general duties****10                      Undertaking activity without DMP or permission**

- (1) A holder commits an offence if:
- (a) the holder undertakes an activity in an adjacent area under a title; and
  - (b) the holder does not have:
    - (i) a DMP for the management of the information, cores, cuttings or samples obtained during the activity that is accepted and current; or
    - (ii) permission from the Designated Authority under Part 5 to undertake the activity.

Penalty: 50 penalty units.

- (2) An offence against subregulation (1) is an offence of strict liability.

**11                      Undertaking activity with DMP or permission**

- (1) A holder commits an offence if the holder:
- (a) undertakes an activity in an adjacent area under a title; and
  - (b) has a DMP for the management of the information, cores, cuttings or samples obtained during the activity that is accepted and current; and
  - (c) does not comply with the accepted DMP.

Penalty: 50 penalty units.

- (2) A holder commits an offence if the holder:
- (a) undertakes an activity in an adjacent area under a title; and
  - (b) has permission from the Designated Authority under Part 5 to undertake the activity; and
  - (c) does not comply with a condition to which the permission is subject.

Penalty: 50 penalty units.

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- (3) An offence against subregulation (1) or (2) is an offence of strict liability.

*Note* A holder must record information, and give information to the Designated Authority, in accordance with the holder's accepted DMP or conditions imposed in relation to a permission under Part 5.

The DMP, or the arrangements set out in Part 5, will deal with the times when particular information is to be given. They may include requirements for giving reports about drilling and the conduct of geophysical surveys.

**Regulation 12**

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**Part 3 Information requirements****12 Information — general**

A holder must record the following information about an activity that is applicable to the activity:

- (a) the location and the period of the activity;
- (b) the persons undertaking the activity;
- (c) the techniques and equipment used to collect, process and interpret the data;
- (d) progress reports;
- (e) a data acquisition report detailing the operations carried out as part of the activity;
- (f) if processing is undertaken as part of the activity — a data processing report;
- (g) if interpretation is undertaken as part of the activity — the interpretation, including maps.

**13 Information — wells**

- (1) A holder must record the following written information and documents about each well prepared as part of an activity:
  - (a) field and processed digital log data;
  - (b) a display of logs generated;
  - (c) a mudlog display;
  - (d) mudlogging digital data;
  - (e) downhole deviation survey data;
  - (f) a report of the purpose, operation and progress of the well;
  - (g) photographs of the well core;
  - (h) a well completion report.
- (2) The information must, if appropriate, be accompanied by:
  - (a) cores, core cuttings and fluid samples; and
  - (b) sample slides; and

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- (c) residues.

*Note* Subsection 5 (1) of the Act explains the meaning of the word **document**. Section 25 of the *Acts Interpretation Act 1901* explains the meaning of the word **writing** when it is used in legislation.

**14 Information — geophysical surveys**

A holder must record the following written information and documents about each geophysical survey prepared as part of an activity:

- (a) field and processed digital survey data;
- (b) a report describing the acquisition and processing of the data;
- (c) navigation data.

*Note* Subsection 5 (1) of the Act explains the meaning of the word **document**. Section 25 of the *Acts Interpretation Act 1901* explains the meaning of the word **writing** when it is used in legislation.

**15 Information — geological and geochemical surveys**

A holder must record the following written information and documents about each geological or geochemical survey prepared as part of an activity:

- (a) field and processed digital survey data;
- (b) a report describing the acquisition and processing of the data.

*Note* Subsection 5 (1) of the Act explains the meaning of the word **document**. Section 25 of the *Acts Interpretation Act 1901* explains the meaning of the word **writing** when it is used in legislation.

## **Part 4 Data Management Plans**

### **Division 1 Approval of DMP**

#### **16 Request for approval of DMP**

- (1) A holder may:
- (a) give the Designated Authority a DMP (including a DMP that has been prepared as a replacement for an accepted DMP); and
  - (b) ask the Designated Authority to approve the DMP.

*Note 1* There is no compulsory form of request for this regulation.

*Note 2* The Designated Authority is not required to approve a particular DMP.

- (2) The DMP must be in writing.

*Note* Section 25 of the *Acts Interpretation Act 1901* explains the meaning of the word **writing** when it is used in legislation. The Designated Authority will make arrangements to notify the industry of formats for DMPs (for example, when photographs and other pictures may be used).

- (3) The holder must submit the DMP as a single document unless the Designated Authority gives the holder written permission under this subregulation to submit the DMP as 2 or more documents.

- (4) The holder must submit the entire DMP unless the Designated Authority gives the holder written permission under this subregulation to submit parts of the DMP, for particular stages of the activity, at one or more later times.

*Note* See regulations 19 and 20.

#### **17 Contents of DMP**

A DMP must:

- (a) comply with the Act and these Regulations; and
- (b) allow the holder to meet the requirements of Part 3; and

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**Regulation 18**

- (c) be appropriate for the nature and scale of the activity; and
- (d) show that the holder is able to carry out the activity in a way that is consistent with the objectives of these Regulations; and
- (e) include the statements and information set out in Schedule 1; and
- (f) undertake to give the Designated Authority the reports mentioned in Part 2 of Schedule 1.

*Note* The transitional arrangements set out in Part 8 deal with documentary information that is given to the Designated Authority before the commencement of these Regulations.

**18 Decision on DMP**

- (1) As soon as practicable after a holder gives a DMP to the Designated Authority under regulation 16, the Designated Authority must:
  - (a) accept the DMP; or
  - (b) reject the DMP; or
  - (c) notify the holder, in writing, that the Designated Authority is unable to make a decision without further consideration of the DMP.

*Note* In the majority of cases, a period of 30 days should be sufficient time for making a decision to accept or reject a DMP.

- (2) If a DMP does not comply with regulation 17, the Designated Authority must reject the DMP.
- (3) If one or more parts of a DMP comply with regulation 17, the Designated Authority must accept the part or parts only.

*Example*

The Designated Authority may accept a DMP to the extent that it deals with a particular stage of an activity, but not to the extent that it deals with other stages.

- (4) The Designated Authority must accept the DMP if subregulations (2) and (3) do not apply.

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- (5) If the Designated Authority is unable to make a decision to accept or reject the DMP:
  - (a) the Designated Authority must include in the notification:
    - (i) a proposed timetable for consideration of the DMP that gives the holder a reasonable opportunity to modify or resubmit the DMP; and
    - (ii) a description of any further information the Designated Authority may require to assist it to consider the DMP; and
  - (b) the Designated Authority must, as soon as practicable, decide to accept or reject the DMP.
- (6) The Designated Authority may accept the DMP, or accept a part of a DMP under subregulation (2), subject to any conditions decided by the Designated Authority.
- (7) The Designated Authority must notify the holder, in writing, of the following matters as soon as practicable after making a decision to accept or reject the DMP:
  - (a) the terms of the decision;
  - (b) if the decision is the rejection of the DMP, or an acceptance of a part of the DMP under subregulation (3):
    - (i) the reasons for the decision; and
    - (ii) for an activity that is to be carried out in the adjacent area of a Territory mentioned in section 7 of the Act — a statement or summary of the right, under section 152 of the Act, of reconsideration or review of the decision;
  - (c) if the decision is the acceptance of the DMP, or a part of the DMP under subregulation (3), subject to a condition — the condition and the reason for making the acceptance subject to the condition.

**19 Status of DMP submitted or accepted in parts**

- (1) If a holder has been permitted under subregulation 16 (4) to give a DMP in parts:
  - (a) the first part of the DMP that is accepted is taken to be a DMP in its own right; and

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- (b) a part that is given to the Designated Authority after that acceptance is taken to be a revision of the DMP.
- (2) If the Designated Authority accepts a part of a DMP under subregulation 18 (3):
  - (a) the part of the DMP that is accepted is taken to be a DMP in its own right; and
  - (b) a part that is given to the Designated Authority after that acceptance is taken to be a revision of the DMP.

## **Division 2                      Variation of DMP**

### **Subdivision 1                  Variation by holder**

#### **20                      Request for variation of DMP**

If a holder wishes to vary a DMP, the holder must:

- (a) give each of the variations to the Designated Authority; and
- (b) ask the Designated Authority to approve each variation.

*Note* If the holder wishes to replace a DMP, Division 1 applies to the new DMP.

#### **21                      Decision on request for variation**

- (1) As soon as practicable after a holder gives a variation to the Designated Authority under regulation 20, the Designated Authority must:
  - (a) accept the variation; or
  - (b) reject the variation; or
  - (c) notify the holder, in writing, that the Designated Authority is unable to make a decision without further consideration of the variation.

*Note* In the majority of cases, a period of 30 days should be sufficient time for making a decision to accept or reject a variation.

- (2) The Designated Authority must reject a variation if the DMP, as revised by the variation, would not adequately comply with regulation 17.

**Regulation 21**

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- (3) The Designated Authority must accept a variation if subregulation (2) does not apply.
- (4) If the Designated Authority is unable to make a decision to accept or reject the variation:
  - (a) the Designated Authority must include in the notification:
    - (i) a proposed timetable for consideration of the variation that gives the holder a reasonable opportunity to modify or resubmit the variation; and
    - (ii) a description of any further information the Designated Authority may require to assist it to consider the variation; and
  - (b) the Designated Authority must, as soon as practicable, decide to accept or reject the variation.
- (5) The Designated Authority may accept the variation subject to any conditions decided by the Designated Authority.
- (6) The Designated Authority must notify the holder, in writing, of the following matters as soon as practicable after making a decision to accept or reject the variation:
  - (a) the terms of the decision;
  - (b) if the decision is the rejection of the variation:
    - (i) the reasons for the decision; and
    - (ii) for an activity that is to be carried out in the adjacent area of a Territory mentioned in section 7 of the Act — a statement or summary of the right, under section 152 of the Act, of reconsideration or review of the decision;
  - (c) if the decision is the acceptance of the variation, subject to a condition — the condition and the reason for making the acceptance subject to the condition.

## **Subdivision 2            Variation at request of Designated Authority**

### **22            Requirement to vary DMP**

The Designated Authority may give a holder a notice, in writing:

- (a) advising the holder that the Designated Authority requires the holder to give to the Designated Authority the variation or variations of the holder's DMP set out in the notice; and
- (b) setting out the reasons for requiring each variation; and
- (c) identifying the proposed date of effect of the revision; and
- (d) advising the holder of the effect of regulation 23.

*Note* If the holder decides to give effect to a proposed variation, the holder may tell the Designated Authority that the holder will give effect to the variation.

### **23            Objection to requirement to vary**

- (1) If the Designated Authority gives a holder a notice under regulation 22, the holder may give an objection, in writing, to the Designated Authority:
  - (a) stating one or more of the following:
    - (i) that a specified revision should not occur;
    - (ii) that the revision should be in terms different from the proposed terms; or
    - (iii) that the revision should take effect on a date later than the proposed date; and
  - (b) giving reasons for the objection.
- (2) The holder must make the objection within 30 days after receiving the notice.

*Note* If the holder does not make an objection within 30 days, the revision will take effect on the date of effect mentioned in paragraph 22 (c).

**Regulation 24**

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**24 Decision on objection**

- (1) As soon as practicable after a holder gives an objection to the Designated Authority under regulation 23, the Designated Authority must:
  - (a) accept the objection; or
  - (b) reject the objection; or
  - (c) notify the holder, in writing, that the Designated Authority is unable to make a decision without further consideration of the objection.
- (2) If the Designated Authority is unable to make a decision to accept or reject the objection:
  - (a) the Designated Authority must include in the notification:
    - (i) a proposed timetable for consideration of the objection that gives the holder a reasonable opportunity to modify or resubmit the objection; and
    - (ii) a description of any further information the Designated Authority may require to assist it to consider the objection; and
  - (b) the Designated Authority must, as soon as practicable, decide to accept or reject the objection.
- (3) The Designated Authority must notify the holder, in writing, of the following matters as soon as practicable after making a decision to accept or reject the objection:
  - (a) the terms of the decision;
  - (b) if the decision is the rejection of the objection — the reasons for the decision.
- (4) If the Designated Authority accepts an objection that a revision should be in terms different from the proposed terms, or that a revision should take effect on a date later than the proposed date:
  - (a) the holder must give the Designated Authority the variation required by the Designated Authority, as affected by the objection, as soon as practicable; and
  - (b) the Designated Authority must accept the variation as soon as practicable.

- (5) If the Designated Authority rejects the objection:
- (a) the holder must give the Designated Authority the variation or variations required by the Designated Authority as soon as practicable; and
  - (b) the Designated Authority must accept the variation or variations as soon as practicable.

*Note* A holder may be able to seek review of the Designated Authority's decision to reject an objection under the *Administrative Decisions (Judicial Review) Act 1977*.

## **Division 3                      Operation of DMP**

### **25                      Commencement of DMP and revisions of DMP**

- (1) A DMP commences on the day on which the Designated Authority accepts it.
- (2) A revision of a DMP commences on the day on which the Designated Authority accepts it.

### **26                      Termination of DMP**

A DMP ceases to have effect at the earliest of:

- (a) on the day on which the holder withdraws it; and
- (b) on the day on which the Designated Authority accepts another DMP that replaces the DMP; and
- (c) the end of the period of 5 years starting when the DMP was accepted;

whether or not the DMP has been varied since being accepted.

*Note* An effect of regulation 26 is that a holder will be required to submit another DMP to the Designated Authority after 5 years because the existing DMP has ceased to have effect.

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**Part 5                      Undertaking activity without  
accepted DMP****27                      Application for approval to undertake activity without  
accepted DMP**

- (1) A holder that does not have a current accepted DMP may apply, in writing, to the Designated Authority for permission to undertake an activity in an adjacent area under a title, or a consent under section 123 of the Act, without having a DMP.
- (2) The application must include:
  - (a) an explanation of why it is necessary for the holder to undertake the activity without having a DMP; and
  - (b) an undertaking that the holder will give the Designated Authority a DMP as soon as practicable.

**28                      Decision on application**

- (1) As soon as practicable after a holder gives an application to the Designated Authority under regulation 27, the Designated Authority must:
  - (a) accept the application; or
  - (b) reject the application; or
  - (c) notify the holder, in writing, that the Designated Authority is unable to make a decision without further consideration of the application.
- (2) If the Designated Authority is unable to make a decision to accept or reject the application:
  - (a) the Designated Authority must include in the notification:
    - (i) a proposed timetable for consideration of the application that gives the holder a reasonable opportunity to modify or resubmit the application; and

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- (ii) a description of any further information the Designated Authority may require to assist it to consider the application; and
  - (b) the Designated Authority must, as soon as practicable, decide to accept or reject the application.
- (3) The Designated Authority may accept the application subject to any conditions decided by the Designated Authority, including (but not limited to) conditions relating to:
- (a) the time within which the holder must give a DMP to the Designated Authority; and
  - (b) the way in which the holder must give information or petroleum mining samples to the Designated Authority; and
  - (c) the way in which the holder must keep information or petroleum mining samples to which a DMP would apply.
- (4) The Designated Authority must notify the holder, in writing, of the following matters as soon as practicable after making a decision to accept or reject the application:
- (a) the terms of the decision;
  - (b) if the decision is the acceptance of the application subject to a condition — the condition;
  - (c) if the decision is the rejection of the application:
    - (i) the reasons for the decision; and
    - (ii) for an activity that is to be carried out in the adjacent area of a Territory mentioned in section 7 of the Act — a statement or summary of the right, under section 152 of the Act, of reconsideration or review of the decision.

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**Part 6 Access to documentary  
information and petroleum  
mining samples**

**Division 1 Documentary information (other  
than contested information) and  
petroleum mining samples**

**29 Making documentary information (other than  
excluded information) publicly known after relevant  
day**

- (1) For paragraph 150B (2) (c) of the Act, the Designated Authority may:
  - (a) make documentary information (other than excluded information) publicly known; or
  - (b) make documentary information available to a person (other than a Minister of the Commonwealth, of a State or of the Northern Territory);if the relevant day for the information has passed.
- (2) For paragraph 150E (2) (c) of the Act, the Minister may:
  - (a) make documentary information (other than excluded information) publicly known; or
  - (b) make documentary information available to a person (other than a Minister of the Commonwealth, of a State or of the Northern Territory);if the relevant day for the information has occurred.
- (3) The relevant days are set out in the following table.

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| Item | Title to which activity and documentary information relate                                                                                                                              | Relevant day                                                                 |                                                                                |
|------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------|--------------------------------------------------------------------------------|
|      |                                                                                                                                                                                         | Documentary information relating to the drilling of a well                   | Geophysical or geochemical data relating to geophysical or geochemical surveys |
| 1    | Permit or lease that:<br>(a) is in force; and<br>(b) was in force when the information was given to the Designated Authority<br><br><i>This item applies unless item 6 or 7 applies</i> | The end of 2 years after the activity was completed                          | The end of 3 years after the activity was completed                            |
| 2    | Licence that:<br>(a) is in force; and<br>(b) was in force when the information was given to the Designated Authority<br><br><i>This item applies unless item 6 or 7 applies</i>         | The end of 1 year after the activity was completed                           | The end of 2 years after the activity was completed                            |
| 3    | Title that:<br>(a) has been surrendered, cancelled, determined or terminated; or<br>(b) has expired<br><br><i>This item applies unless item 6 or 7 applies</i>                          | The day of the surrender, cancellation, determination, termination or expiry | The day of the surrender, cancellation, determination, termination or expiry   |
| 4    | Permit, lease or licence for an area if the area was a vacant area when the activity was completed<br><br><i>This item applies unless item 5, 6 or 7 applies</i>                        | The end of 2 years after the activity was completed                          | The end of 3 years after the activity was completed                            |

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| Item | Title to which activity and documentary information relate                                                                                                                                                                                                                                                                                                                                                                                                                                        | Relevant day                                               |                                                                                                                                                                                                                                                                                                                       |
|------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Documentary information relating to the drilling of a well | Geophysical or geochemical data relating to geophysical or geochemical surveys                                                                                                                                                                                                                                        |
| 5    | Permit, lease or licence for an area if: <ul style="list-style-type: none"> <li>(a) the area was a vacant area when the activity was completed; and</li> <li>(b) the documentary information was collected as non-exclusive data</li> </ul> <p><i>This item applies unless item 6 or 7 applies</i></p>                                                                                                                                                                                            | Not applicable                                             | The end of 6 years after the activity was completed                                                                                                                                                                                                                                                                   |
| 6    | If: <ul style="list-style-type: none"> <li>(a) the activity relating to the title is the collection of 3-dimensional (<b>3D</b>) seismic data collected as non-exclusive data; and</li> <li>(b) a person who buys the 3D data is entitled to reprocess it in any way; and</li> <li>(c) the Designated Authority has been given 2-dimensional (<b>2D</b>) information derived from the 3D seismic survey, contained in a <i>seismic data grid</i> extending over the area of the survey</li> </ul> | Not applicable                                             | If either of the 2D or 3D data is licensed as part of a work program: <ul style="list-style-type: none"> <li>(a) for the 2D data extracted from the 3D data — the end of 5 years after the activity was completed; and</li> <li>(b) for the 3D data — the end of 15 years after the activity was completed</li> </ul> |

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| Item | Title to which activity and documentary information relate                                                                                                                                                                                                                      | Relevant day                                               |                                                                                                                                                                                                                                                                                                                        |
|------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|      |                                                                                                                                                                                                                                                                                 | Documentary information relating to the drilling of a well | Geophysical or geochemical data relating to geophysical or geochemical surveys                                                                                                                                                                                                                                         |
|      |                                                                                                                                                                                                                                                                                 |                                                            | If neither of the 2D or 3D data is licensed as part of a work program: <ul style="list-style-type: none"> <li>(a) for the 2D data extracted from the 3D data — the end of 6 years after the activity was completed; and</li> <li>(b) for the 3D data — the end of 15 years after the activity was completed</li> </ul> |
| 7    | If: <ul style="list-style-type: none"> <li>(a) the activity relating to the title is the collection of 2-dimensional (<b>2D</b>) seismic data collected as non-exclusive data; and</li> <li>(b) a person who buys the 2D data is entitled to reprocess it in any way</li> </ul> | Not applicable                                             | The end of 15 years after the activity was completed                                                                                                                                                                                                                                                                   |

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#### *Note*

This table describes the relevant day after which certain kinds of documentary information may be made publicly available.

The table does not apply to contested information or excluded information.

Non-confidential derivative information may be made publicly known after 5 years after it was given to the Designated Authority (see regulation 33). There is a deemed time of giving the information on which this five year period is based.

Agreed confidential information, and particulars of applicants, may not be made publicly known except in accordance with the Act and these Regulations.

### **30 Making details of petroleum mining samples publicly known after relevant day**

- (1) For paragraph 150C (2) (c) of the Act, the Designated Authority may:
  - (a) make publicly known any details of a petroleum mining sample; or
  - (b) permit a person (other than a Minister of the Commonwealth, of a State or of the Northern Territory) to inspect a petroleum mining sample;  
if the relevant day for the sample has passed.
- (2) For paragraph 150F (2) (c) of the Act, the Minister may:
  - (a) make publicly known any details of a petroleum mining sample; or
  - (b) permit a person (other than a Minister of the Commonwealth, of a State or of the Northern Territory) to inspect a petroleum mining sample;  
if the relevant day for the sample has occurred.
- (3) The relevant days are set out in the following table.

| <b>Item</b> | <b>Title to which activity and sample relate</b>                                                                                                                               | <b>Cores and cuttings relating to the drilling of a well</b> |
|-------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------|
| 1           | Permit or lease that: <ol style="list-style-type: none"><li>(a) is in force; and</li><li>(b) was in force when the information was given to the Designated Authority</li></ol> | The end of 2 years after the activity was completed          |

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| <b>Item</b> | <b>Title to which activity and sample relate</b>                                                                     | <b>Cores and cuttings relating to the drilling of a well</b>                 |
|-------------|----------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------|
| 2           | Licence that:<br>(a) is in force; and<br>(b) was in force when the information was given to the Designated Authority | The end of 1 year after the activity was completed                           |
| 3           | Title that:<br>(a) has been surrendered, cancelled, determined or terminated; or<br>(b) has expired                  | The day of the surrender, cancellation, determination, termination or expiry |
| 4           | Permit, lease or licence for an area if the area was a vacant area when the activity was completed                   | The end of 2 years after the activity was completed                          |

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*Note*

This table describes the relevant day after which certain kinds of petroleum mining samples may be made publicly available.

The table does not apply to contested information.

Non-confidential derivative information may be made publicly known after 5 years after it was given to the Designated Authority (see regulation 33). There is a deemed time of giving the information on which this five year period is based.

Agreed confidential information may not be made publicly known except in accordance with the Act and these Regulations.

**31 Making documentary information known — prior availability**

- (1) For paragraph 150B (2) (c) of the Act, the Designated Authority may:
  - (a) make documentary information publicly known; or
  - (b) make documentary information available to a person (other than a Minister of the Commonwealth, of a State or of the Northern Territory);in accordance with the requirements in this regulation.
- (2) For paragraph 150E (2) (c) of the Act, the Minister may:
  - (a) make documentary information publicly known; or

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- (b) make documentary information available to a person (other than a Minister of the Commonwealth, of a State or of the Northern Territory);  
in accordance with the requirements in this regulation.
- (3) For documentary information relating to a block, it is a requirement that the information was given to the Designated Authority:
  - (a) during or for a period during which a permit, lease or licence was in force in respect of the block; or
  - (b) during or for a period during which:
    - (i) a special prospecting authority or access authority was in force in respect of the block; and
    - (ii) no permit, lease or licence was in force in respect of the block.
- (4) It is a requirement that the person who is, or was, the permittee, lessee, licensee or holder of the special prospecting authority or access authority:
  - (a) made any of the information publicly known; or
  - (b) consented in writing to any of the information being made publicly known.
- (5) For subsection 150G (2) of the Act:
  - (a) the Designated Authority or the Minister may require a person to pay a fee determined by the Designated Authority or the Minister before the documentary information is made available to the person; and
  - (b) if a person is required to pay a fee — the Designated Authority or the Minister must not make the information available to the person unless the fee has been paid.

**32 Making details of petroleum mining samples known — prior availability**

- (1) For paragraph 150C (2) (c) of the Act, the Designated Authority may:
  - (a) make publicly known any details of a petroleum mining sample; or

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- (b) permit a person (other than a Minister of the Commonwealth, of a State or of the Northern Territory) to inspect a petroleum mining sample;  
in accordance with the requirements in this regulation.
- (2) For paragraph 150F (2) (c) of the Act, the Minister may:
  - (a) make publicly known any details of a petroleum mining sample; or
  - (b) permit a person (other than a Minister of the Commonwealth, of a State or of the Northern Territory) to inspect a petroleum mining sample;  
in accordance with the requirements in this regulation.
- (3) For a sample relating to a block, it is a requirement that the sample was given to the Designated Authority:
  - (a) during or for a period during which a permit, lease or licence was in force in respect of the block; or
  - (b) during or for a period during which:
    - (i) a special prospecting authority or access authority was in force in respect of the block; and
    - (ii) no permit, lease or licence was in force in respect of the block.
- (4) It is a requirement that the person who is, or was, the permittee, lessee, licensee or holder of the special prospecting authority or access authority:
  - (a) made publicly known any particulars of the sample; or
  - (b) caused to be made publicly known any particulars of the sample; or
  - (c) consented in writing to any of the particulars of the sample being made publicly known; or
  - (d) consented in writing to the sample being made available for inspection.
- (5) For subsection 150G (2) of the Act:
  - (a) the Designated Authority or the Minister may require a person to pay a fee determined by the Designated Authority or the Minister before the person is permitted to inspect the petroleum mining sample; and

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- (b) if a person is required to pay a fee — the Designated Authority or the Minister must not permit the person to inspect the sample unless the fee has been paid.

**33 Making documentary information known — non-confidential derivative information**

- (1) For paragraph 150B (2) (c) of the Act, the Designated Authority may:
  - (a) make documentary information publicly known; or
  - (b) make documentary information available to a person (other than a Minister of the Commonwealth, of a State or of the Northern Territory);in accordance with the requirements in this regulation.
- (2) It is a requirement that the documentary information:
  - (a) is contained in an applicable document; and
  - (b) is derivative information; and
  - (c) is not protected confidential information; and
  - (d) relates to the sea-bed or subsoil, or to petroleum, in a block.
- (3) It is a requirement that the Designated Authority was given the applicable document at least 5 years before making the information publicly known.
- (4) For subregulation (3):
  - (a) cores and cuttings, well data, logs, sample descriptions and other documents, relating to the drilling of a well, are taken to have been given to the Designated Authority not later than 1 month after the drilling of the well was, in the Designated Authority's opinion, substantially completed; and
  - (b) geophysical or geochemical data relating to geophysical or geochemical surveys are taken to have been given to the Designated Authority not later than 1 year after the geophysical or geochemical field work was, in the Designated Authority's opinion, substantially completed; and

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- (c) information submitted must, to the satisfaction of the Designated Authority, be sufficient to obtain an understanding of all activities undertaken and all processing and interpretations made as well as a full understanding of data and information collected.

*Note 1* Data may be submitted earlier than the times mentioned in paragraphs (a) and (b). However, the times are intended to ensure that the period of confidentiality of derivative data is not extended by the delaying of data submission.

*Note 2* Schedule 1 sets out time frames for giving other information to the Designated Authority.

- (5) For subsection 150G (2) of the Act:
- (a) the Designated Authority may require a person to pay a fee determined by the Designated Authority before the documentary information is made available to the person; and
- (b) if a person is required to pay a fee — the Designated Authority must not make the documentary information available to the person unless the fee has been paid.

## **Division 2                      Contested information**

### **34                      Making documentary information known — contested information**

- (1) For paragraph 150B (2) (c) of the Act, the Designated Authority may:
- (a) make documentary information that is contested information publicly known; or
- (b) make documentary information that is contested information available to a person (other than a Minister of the Commonwealth, of a State or of the Northern Territory);
- in accordance with the requirements in this regulation.
- (2) It is a requirement that the Designated Authority gave the person (*person 1*) who gave to the Designated Authority the applicable document containing the documentary information a notice inviting objections to the disclosure of the documentary

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information, within 30 days after the Designated Authority received the document.

- (3) It is a requirement that the notice invited person 1 to object to the disclosure of the documentary information within a period specified in the notice.
- (4) It is a requirement that:
  - (a) person 1 did not object to the disclosure of the documentary information within the period specified in the notice; or
  - (b) if person 1 objected to the disclosure of the documentary information — the objection has ceased to be in force.

**35 Arrangements relating to objections**

- (1) For regulation 34:
  - (a) person 1 may withdraw an objection by written notice given to the Designated Authority; and
  - (b) if person 1 makes an objection, the Designated Authority must, within 45 days after the Designated Authority receives the objection:
    - (i) consider the objection and either allow it wholly or partly or disallow it; and
    - (ii) notify the holder, in writing, of the decision; and
  - (c) if the Designated Authority allows an objection partly, or disallows the objection, the Designated Authority must also notify person 1 that, if person 1 is dissatisfied with the Designated Authority's decision, person 1 may, in accordance with this regulation, request the Minister to review the decision.
- (2) If person 1 is dissatisfied with the Designated Authority's decision, person 1 may, by written notice given to the Minister within 30 days after the day on which person 1 was notified under paragraph (1) (c), request the Minister to review the decision.
- (3) The request must set out the grounds for making the request.

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- (4) Person 1 may withdraw the request by written notice given to the Minister.
- (5) The Minister must, within 45 days after the Minister receives the request, review the decision and:
  - (a) confirm the decision; or
  - (b) revoke the decision and substitute another decision for it.
- (6) The Minister must notify person 1 of the following matters as soon as practicable after making a decision:
  - (a) the terms of the decision;
  - (b) if the decision is the confirmation of the decision of the Designated Authority — the reasons for the decision.
- (7) An objection ceases to be in force as follows:
  - (a) if person 1 withdraws the objection, the objection ceases to be in force when person 1 withdraws the objection;
  - (b) if person 1:
    - (i) does not withdraw the objection; and
    - (ii) does not request the Minister to review the Designated Authority's decision on the objection;the objection ceases to be in force when the Designated Authority notifies person 1 of the Designated Authority's decision;
  - (c) if person 1:
    - (i) requests the Minister, within 30 days, to review the Designated Authority's decision on the objection; and
    - (ii) does not withdraw the request;the objection ceases to be in force when the Minister notifies person 1 of the Minister's decision on review;
  - (d) if person 1:
    - (i) requests the Minister, within 30 days, to review the Designated Authority's decision on the objection; and
    - (ii) withdraws the request;the objection ceases to be in force when person 1 withdraws the request.

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- (8) If:
- (a) the Designated Authority disallows an objection, or if the Minister confirms a decision of the Designated Authority on review; and
  - (b) the objection was on the ground that the information was a trade secret;
- the documentary information to which that decision relates is taken not to be confidential information, and may be made publicly known or made available.
- (9) If:
- (a) the Designated Authority disallows an objection, or the Minister confirms a decision of the Designated Authority on review; and
  - (b) the objection was on the ground that the disclosure of the information would, or could reasonably be expected to, adversely affect the person in respect of the person's lawful business, commercial or financial affairs;
- the documentary information to which that decision relates is taken not to be confidential information or derivative information, and may be made publicly known or made available.
- (10) If the Designated Authority allows an objection, or the Minister's decision on review does not confirm the Designated Authority's decision:
- (a) any documentary information the disclosure of which was objected to on the ground that the information was a trade secret (whether or not the information was also objected to on the ground that the disclosure of the information would, or could reasonably be expected to, adversely affect the person in respect of the person's lawful business, commercial or financial affairs), and in respect of which the objection is allowed, must not be made publicly known, or made available, by the Designated Authority or the Minister otherwise than in accordance with the Act or these Regulations; and
  - (b) any documentary information:
    - (i) the disclosure of which was objected to solely on the ground that the disclosure of the information would,

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or could reasonably be expected to, adversely affect the person in respect of the person's lawful business, commercial or financial affairs; and

- (ii) in respect of which the objection is allowed; is taken to be derivative information other than confidential information and may be made publicly known, or made available, under regulation 33; and
- (c) any documentary information:
  - (i) the disclosure of which was objected to solely on the ground that the information was a trade secret; and
  - (ii) in respect of which the objection is disallowed; is taken not to be confidential information, and may be made publicly known or made available.
- (d) any documentary information:
  - (i) the disclosure of which was objected to:
    - (A) solely on the ground that the disclosure of the information would, or could reasonably be expected to, adversely affect the person in respect of the person's lawful business, commercial or financial affairs; or
    - (B) on both the ground that the information was a trade secret and the ground that the disclosure of the information would, or could reasonably be expected to, adversely affect the person in respect of the person's lawful business, commercial or financial affairs; and
  - (ii) in respect of which the objection is disallowed; is taken not to be confidential information or derivative information, and may be made publicly known or made available.

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**Part 7                      Miscellaneous****36                      Storage of documentary information and petroleum mining samples**

- (1) A holder must keep documentary information and petroleum mining samples in Australia unless the Designated Authority has authorised a holder to keep documentary information or petroleum mining samples outside Australia.

Penalty: 10 penalty units.

*Note* The holder may be in possession of the information or samples in accordance with an accepted DMP or in accordance with conditions imposed under subregulation 28 (3).

- (2) It is a defence to a prosecution under subregulation (1) if the Designated Authority has authorised the holder to keep the information or samples outside Australia.

*Note* A defendant bears an evidential burden in relation to the matter in subregulation (2) (see subsection 13.3 (3) of the *Criminal Code*).

- (3) If the Designated Authority has authorised a holder to keep documentary information or petroleum mining samples outside Australia, the holder must ensure that the information or samples are returned to Australia not later than:
- (a) 12 months after the authorisation is given; or
  - (b) a longer period authorised by the Designated Authority.

Penalty: 10 penalty units.

- (4) If the Designated Authority has authorised a holder to keep a core, plug or cutting outside Australia for the purpose of analysis, the holder must give the Designated Authority a report about the progress of the analysis not later than:

- (a) 12 months after the authorisation is given; and
- (b) the end of each subsequent period of 12 months.

Penalty: 10 penalty units.

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- (5) A holder must keep securely documentary information and petroleum mining samples that are in the holder's possession.

Penalty: 10 penalty units.

*Note* The holder may be in possession of the information or samples in accordance with an accepted DMP or in accordance with conditions imposed under subregulation 28 (3).

- (6) A holder must keep documentary information and petroleum mining samples in a way that makes retrieval of the document or other sample reasonably practicable.

Penalty: 10 penalty units.

*Note* The holder may be in possession of the information or samples in accordance with an accepted DMP or in accordance with conditions imposed under subregulation 28 (3).

- (7) It is a defence to a prosecution under subregulation (1), (3), (4), (5) or (6) if the defendant has a reasonable excuse.

*Note* A defendant bears an evidential burden in relation to the matter in subregulation (7) (see subsection 13.3 (3) of the *Criminal Code*).

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**Part 8 Transitional arrangements****37 Documentary information or petroleum mining sample given to the Designated Authority before the commencement of these Regulations**

- (1) A holder that gave the Designated Authority documentary information, or a petroleum mining sample, before the commencement of these Regulations is not required to prepare a DMP in relation to the documentary information or petroleum mining sample.
- (2) A holder that:
  - (a) had documentary information, or a petroleum mining sample, before the commencement of these Regulations; and
  - (b) did not give the Designated Authority the documentary information or petroleum mining sample before the commencement of these Regulations;must have an accepted DMP in relation to the documentary information or petroleum mining sample not later than 2 years after the commencement of these Regulations.

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## Schedule 1 Requirements for DMP

(paragraph 17 (e))

### Part 1 Information and statements

- 101 A description of:
- (a) each activity to which the DMP relates; and
  - (b) each location at which each activity will be carried out.
- 102 A description of the reports and information, relevant to the activity, that the holder will make and keep.
- Note* These Regulations mention a number of items of information, but not all of the items will be relevant to a particular activity.
- 103 An explanation of:
- (a) whether the holder is to give the information to the Designated Authority without a request by the Designated Authority; and
  - (b) whether the holder will keep any information.
- Note* Some of the information mentioned in these Regulations must be given to the Designated Authority automatically. Other information will be given to the Designated Authority only if the Designated Authority asks the holder to give it.
- 104 A description of the media and formats in which information, cores, cuttings or samples will be held by the holder.
- 105 An explanation of how the media and formats mentioned in item 104:
- (a) are appropriate to the type and volume of data collected; and
  - (b) comply with any advice or information published by the Designated Authority; and
  - (c) comply with good industry practice.
- 106 An undertaking to allow reasonable access to any data that is made publicly available under the Act or these Regulations, and an explanation of how the holder will allow access to the data.

- 107      A description of the holder's arrangements to ensure that information is stored and preserved according to good archival practice.
- 108      A statement that the holder will give reports and information in accordance with:
- (a) the standard timetable set out in Part 2 of this Schedule; or
  - (b) a timetable proposed in the DMP.
- Note* The Designated Authority is not required to accept a DMP that proposes a timetable other than the standard timetable.
- 109      A summary of:
- (a) data management performance objectives against which performance by the holder in managing the data is to be measured; and
  - (b) measurement criteria that define those objectives.
- 110      An explanation of how the measurement criteria will confirm whether the data management performance objectives have been met.
- 111      A summary of the arrangements for:
- (a) securely storing documents and records at an address nominated by the holder; and
  - (b) maintaining the documents and records;
- in a way that makes retrieval of documents and other records reasonably practicable.
- 112      An acknowledgment that the holder is responsible for the collection, storage and submission of information, cores, cuttings and samples obtained during an activity, until the information, cores, cuttings or samples are submitted to the Designated Authority.
- 113      Any other information that is reasonably necessary to demonstrate that the DMP complies with these Regulations.

## **Part 2      Reports**

### **201      *Daily report***

A report must be given about drilling operations carried out on a day.

The report must include:

- (a) the name of the well; and
- (b) the drilled depth; and
- (c) the work carried out; and
- (d) the lithology of formations penetrated; and
- (e) any indication of petroleum; and
- (f) a summary of material usage; and
- (g) a leak off test summary; and
- (h) hole geometry; and
- (i) results of surveys made in the well bore; and
- (j) estimated daily and cumulative well costs.

One report in each week must include a rig inspection report.

A daily report must be given not later than midday on the day after the day to which the report relates.

2 copies of the report must be given to the Designated Authority.

### **202      *Weekly report***

If a geological or geophysical field survey is in progress, a report must be given about survey operations carried out during a week.

A weekly report must be given as soon as practicable after the end of the week to which the report relates.

### **203      *Monthly report***

A report must be given about production during a month.

The report must include:

- (a) for each well:

- (i) its identification name and number; and
  - (ii) a summary of all work that has been performed on each well in the licence area during the previous month; and
  - (iii) the result of production tests, including the choke size used and the tubing and separation pressures observed during the test; and
  - (iv) its status at the end of the month; and
  - (v) the number of days of production; and
  - (vi) the cumulative quantities of liquid and gaseous petroleum, and water, that have been produced or injected as at the end of the month; and
- (b) the total estimated quantities of liquid and gaseous petroleum, and water, that have been produced or injected during the month; and
- (c) the total quantities of:
- (i) liquid and gaseous petroleum, and water, that have been produced; and
  - (ii) liquid and gaseous petroleum that have been used; and
  - (iii) gaseous petroleum that has been flared or vented; and
  - (iv) liquid and gaseous petroleum, and water, that have been injected; and
  - (v) liquid petroleum that has been stored; and
  - (vi) liquid and gaseous petroleum that have been delivered from the area; and
- (d) the cumulative quantities of liquid and gaseous petroleum, and water, that have been produced or injected as at the end of the month.

A monthly report must be given not later than the 15th day of the month after the month to which the report relates.

2 copies of the report must be given to the Designated Authority.

205 ***Annual Report***

A report must be given for each year after the exploration permit is awarded, about exploration for petroleum carried out in the adjacent area during the year.

The report must include:

- (a) a description of the exploration for petroleum that has been carried out; and
- (b) conclusions derived from the exploration; and
- (c) a list of the reports that the holder has given during the year; and
- (d) an outline of planned operations for the next year; and
- (e) if appropriate — updated interpretation maps of seismic and potential field data at an appropriate scale; and
- (f) a summary of the holder's annual expenditure on exploration for the quarter.

An annual report must be given not later than 1 month of the end of the title year to which the report relates.

2 copies of the report must be given to the Designated Authority.

206 ***Other reports***

A report must be given for well completion carried out in the adjacent area.

The report must be given not later than 6 months after the end of the activity.

2 copies of the report must be given to the Designated Authority.

### **Part 3      Standard timetable for giving other information**

- 301      Well data must be given not later than 6 months of the date on which the rig is released from the well.
- 302      Seismic data must be given not later than 18 months after the date of completion of the acquisition of the survey.
- 303      Other survey data must be given not later than 6 months after the date of completion of acquisition of the survey.
- 304      Information that:
- (a)      relates to the carrying out of a work program; and
  - (b)      is not mentioned in Part 2 or items 301 to 303;
- must be given not later than the end of the title year in which the information was created.

*Note 1* Information relevant to an activity must be submitted to the Designated Authority according to the standard timetable, unless the Designated Authority accepts a different timetable as part of accepting a DMP.

*Note 2* These Regulations mention a number of items of information, but not all of the items in this Part will be relevant to each activity.

## Notes to the *Petroleum (Submerged Lands) (Data Management) Regulations 2004*

### Note 1

The *Petroleum (Submerged Lands) (Data Management) Regulations 2004* (in force under the *Petroleum (Submerged Lands) Act 1967*) as shown in this compilation comprise Statutory Rules 2004 No. 111 amended as indicated in the Tables below.

Under the *Legislative Instruments Act 2003*, which came into force on 1 January 2005, it is a requirement for all non-exempt legislative instruments to be registered on the Federal Register of Legislative Instruments. From 1 January 2005 the Statutory Rules series ceased to exist and was replaced with Select Legislative Instruments (SLI series). Numbering conventions remain the same, ie Year and Number.

### Table of Instruments

| Year and Number | Date of notification in Gazette or FRLI registration | Date of commencement   | Application, saving or transitional provisions |
|-----------------|------------------------------------------------------|------------------------|------------------------------------------------|
| 2004 No. 111    | 3 June 2004                                          | 4 June 2004 (see r. 2) |                                                |
| 2007 No. 316    | 28 Sept 2007 (see F2007L03840)                       | 29 Sept 2007           | —                                              |

**Table of Amendments**

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**Table of Amendments**

ad. = added or inserted    am. = amended    rep. = repealed    rs. = repealed and substituted

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| <b>Provision affected</b> | <b>How affected</b> |
|---------------------------|---------------------|
| <b>Part 1</b>             |                     |
| R. 4 .....                | am. 2007 No. 316    |
| <b>Part 6</b>             |                     |
| <b>Division 1</b>         |                     |
| R. 29 .....               | am. 2007 No. 316    |
| <b>Part 7</b>             |                     |
| R. 36 .....               | rs. 2007 No. 316    |
| <b>Schedule 1</b>         |                     |
| Schedule 1 .....          | am. 2007 No. 316    |

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