

**Authorised Version No. 002**  
**Climate Change Regulations 2011**

**S.R. No. 128/2011**

Authorised Version incorporating amendments as at  
13 February 2013

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**PART 1—PRELIMINARY**

**1 Objective**

The objective of these Regulations is to prescribe the information to be recorded in the Register of Carbon Sequestration Agreements.

Reg. 1  
(Heading)  
substituted by  
S.R. No.  
20/2013  
reg. 5(1).

Reg. 1  
amended by  
S.R. No.  
20/2013  
reg. 5(2)(3).

\* \* \* \* \*

Reg. 1(a)–(c)  
revoked by  
S.R. No.  
20/2013  
reg. 5(4).

**2 Authorising provision**

These Regulations are made under section 64 of the **Climate Change Act 2010**.

**3 Definition**

In these Regulations—

*the Act* means the **Climate Change Act 2010**.

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Pt 2 (Heading  
and regs 4, 5)  
revoked by  
S.R. No.  
20/2013 reg. 6.

**PART 3—REGISTER OF CARBON SEQUESTRATION  
AGREEMENTS**

**6 Register of Carbon Sequestration Agreements to be  
maintained by the Secretary**

(1) The Register of Carbon Sequestration Agreements maintained by the Secretary must include, in relation to each Carbon Sequestration Agreement—

(a) the names of the parties to the agreement;  
and

(ab) whether the right granted under the agreement is a carbon sequestration right or soil carbon right; and

(b) the description of the land to which the agreement applies; and

(c) the date on which agreement was made; and

(d) the effective date of the agreement; and

(e) the term of the agreement; and

(f) if the agreement is varied, the date on which it was varied; and

(fa) if the agreement is transferred, the name of the person to whom the agreement is transferred and the effective date of the transfer; and

(fb) if the right granted under the agreement is assigned, the name of the person to whom the right is assigned and the effective date of the assignment; and

(g) the effective date of the ending of the agreement.

Reg. 6(1)(ab)  
inserted by  
S.R. No.  
20/2013  
reg. 7(1).

Reg. 6(1)(fa)  
inserted by  
S.R. No.  
20/2013  
reg. 7(2).

Reg. 6(1)(fb)  
inserted by  
S.R. No.  
20/2013  
reg. 7(2).

(2) The Secretary—

- (a) must ensure that the Register of Carbon Sequestration Agreements is available for inspection at the principal office of the Department; and
- (b) must cause a copy of the Register of Carbon Sequestration Agreements to be available on the Department's website; and
- (c) must cause a copy of each Carbon Sequestration Agreement made and varied to be available for inspection at the principal office of the Department; and
- (d) must cause a copy of each Carbon Sequestration Agreement made and varied to be available on the Department's website.

**7 Corrections and amendment of the Register of Carbon Sequestration Agreements**

- (1) The Secretary, if satisfied that it is necessary to do so to reflect the current status of a record or information, may—
  - (a) correct any error in a recording; or
  - (b) amend any recording; or
  - (c) delete or cancel any recording.
- (2) The Secretary may correct or amend the Register of Carbon Sequestration Agreements by—
  - (a) adding, cancelling or deleting a recording; or
  - (b) adding, altering or deleting particulars or details contained in a recording.

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## **8 Removal from the Register of Carbon Sequestration Agreements**

The Secretary may remove from the Department's website a Carbon Sequestration Agreement after that agreement has ended.

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## ENDNOTES

### 1. General Information

The Climate Change Regulations 2011, S.R. No. 128/2011 were made on 15 November 2011 by the Governor in Council under section 64 of the **Climate Change Act 2010**, No. 54/2010 and came into operation on 15 November 2011.

The Climate Change Regulations 2011 will sunset 10 years after the day of making on 15 November 2021 (see section 5 of the **Subordinate Legislation Act 1994**).

Climate Change Regulations 2011  
S.R. No. 128/2011

**Endnotes**

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**2. Table of Amendments**

This Version incorporates amendments made to the Climate Change Regulations 2011 by statutory rules, subordinate instruments and Acts.

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Climate Change Amendment Regulations 2013, S.R. No. 20/2013

*Date of Making:* 12.2.13

*Date of Commencement:* 13.2.13: reg. 3

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### 3. Explanatory Details

#### Table of Applied, Adopted or Incorporated Matter

The following table of applied, adopted or incorporated matter is included in accordance with the requirements of regulation 5 of the Subordinate Legislation Regulations 2004.

| <b>Statutory rule provision</b> | <b>Title of applied, adopted or incorporated document</b>  | <b>Matter in applied, adopted or incorporated document</b> |
|---------------------------------|--|--|
| Regulations 4 and 5             | Australia's National Greenhouse Gas Accounts: State and Territory Greenhouse Gas Inventories 2009, published by the Commonwealth Department of Climate Change and Energy Efficiency, April 2011. | Appendix 3—<br>State and Territory Emissions Trends.       |