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New South Wales

## Petroleum (Onshore) Amendment (NSW Gas Plan) Bill 2014

## Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

### Overview of Bill

The object of this Bill is to expunge certain pending applications for petroleum titles (being applications where the applicant is not currently the holder of a petroleum title over the area that is the subject of the application).

### Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent to the proposed Act.

#### Schedule 1 Amendment of Petroleum (Onshore) Act 1991 No 84

**Schedule 1** inserts new provisions into the Act that will expunge those pending applications for a petroleum title under the Act where the applicant is not currently the holder of a petroleum title over the area that is the subject of the application.

The new provisions also provide that:

- (a) application fees payable in respect of expunged applications are to be refunded, and
- (b) no compensation is payable by or on behalf of the State in connection with the operation of the new provisions.

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New South Wales

# Petroleum (Onshore) Amendment (NSW Gas Plan) Bill 2014

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New South Wales

# Petroleum (Onshore) Amendment (NSW Gas Plan) Bill 2014

No , 2014

#### A Bill for

An Act to amend the *Petroleum (Onshore) Act 1991* to provide for certain pending applications for petroleum titles to be expunged.

Petroleum (Onshore) Amendment (NSW Gas Plan) Bill 2014 [NSW]

Legislature of New South Wales enacts:	1
Name of Act	2
This Act is the Petroleum (Onshore) Amendment (NSW Gas Plan) Act 2014.	3
Commencement	4
This Act commences on the date of assent to this Act.	5
	Name of Act This Act is the <i>Petroleum (Onshore) Amendment (NSW Gas Plan) Act 2014.</i> Commencement

Schedu	le 1 Amendment of Petroleum (Onshore) Act 1991 No 84	1 2
Sche	dule 2	3
Inser	t after Schedule 1:	4
Sch	edule 2 Expunged petroleum title applications	5
1	Application	6
	This Schedule has effect despite any other provision of this Act.	7
2	Definitions	8
	In this Schedule:	9
	<i>expunged application</i> means an application for a petroleum title that is expunged by operation of this Schedule.	10 11
	<i>introduction date</i> means the date of introduction into Parliament of the Bill for the <i>Petroleum (Onshore) Amendment (NSW Gas Plan) Act 2014.</i>	12 13
3	Applications for petroleum titles expunged	14
	(1) Each application for a petroleum title under this Act that is specified in the Table to this clause is expunged by operation of this clause with effect on and from the introduction date.	15 16 17
	(2) An expunged application is void and of no effect and is not to be dealt with any further under this Act.	18 19

Table		
Column 1	Column 2	Column 3
Application Identifier	Application Number	Application Date
PELA	130	16 December 2009
PELA	135	31 March 2011
PELA	137	12 March 2012
PELA	144	28 November 2012
PELA	146	22 February 2013
PELA	147	22 February 2013
PELA	148	27 February 2013
PELA	150	11 November 2013
PELA	151	11 November 2013
PELA	152	11 November 2013
PSPAPP	48	15 December 2009
PSPAPP	54	21 November 2011
PSPAPP	56	22 February 2012
PSPAPP	57	22 February 2012
PSPAPP	62	21 June 2013
PSPAPP	63	6 December 2013

4	Refund of application fees for expunged applications			1
		appli	lodgment fee payable under section 12 in respect of an expunged cation ceases to be payable and if already paid is to be refunded to the on by whom it was paid.	2 3 4
5	Com	pensa	tion not payable	5
	(1)	Compensation is not payable by or on behalf of the State:		6
		(a)	because of the enactment or operation of this Schedule, the <i>Petroleum</i> (Onshore) Amendment (NSW Gas Plan) Act 2014 or any Act that amends this Schedule, or	7 8 9
		(b)	because of any direct or indirect consequence of any such enactment or operation (including any conduct under the authority of any such enactment), or	10 11 12
		(c)	because of any conduct relating to any such enactment or operation.	13
	(2)	2) This clause extends to conduct and any other matter occurring before the commencement of this clause.		14 15
	(3) In this clause:		is clause:	16
		comp	pensation includes damages or any other form of compensation.	17
		cond	uct includes any statement, or any act or omission:	18
		(a)	whether unconscionable, negligent, false, misleading, deceptive or otherwise, and	19 20
		(b)	whether constituting an offence, tort, breach of contract, breach of statute or otherwise.	21 22
		<i>stater</i> writin	<i>ment</i> includes a representation of any kind, whether made orally or in ng.	23 24
			<i>tate</i> means the Crown within the meaning of the <i>Crown Proceedings Act</i> or an officer, employee or agent of the Crown.	25 26