



VICTORIA  
GOVERNMENT GAZETTE

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[1968

*Petroleum (Submerged Lands) Act 1967 of Victoria, and Petroleum (Submerged Lands) Act 1967-1968 of the Commonwealth.*

ARRANGEMENT BETWEEN HIS EXCELLENCY THE GOVERNOR-GENERAL OF THE COMMONWEALTH OF AUSTRALIA AND HIS EXCELLENCY THE GOVERNOR OF THE STATE OF VICTORIA.

AN ARRANGEMENT made between HIS EXCELLENCY THE GOVERNOR-GENERAL OF THE COMMONWEALTH OF AUSTRALIA, acting with the advice of the Federal Executive Council, and HIS EXCELLENCY THE GOVERNOR OF THE STATE OF VICTORIA, in the Commonwealth of Australia, by and with the advice of the Executive Council of the State, WHEREBY, in pursuance of section 15 of the *Petroleum (Submerged Lands) Act 1967-1968 of the Commonwealth* and of section 16 of the *Petroleum (Submerged Lands) Act 1967 of the State*, IT IS ARRANGED as follows:

1. The powers and functions of the Designated Authority under the Commonwealth Act and the Regulations in respect of the adjacent area of the State may be exercised and performed—

- (a) by the person who for the time being holds the office of Minister of Mines of the State; and
- (b) by a person who is for the time being performing the duties, or acting for or on behalf of the holder, of the office of Minister of Mines of the State.

2. A person who is entitled to exercise the powers and perform the functions of the Designated Authority in respect of the adjacent area of the State by virtue of clause 1 of this Arrangement may, by instrument under his hand, delegate to a person holding office in the State all or any of such of those powers and functions as are hereinafter specified in relation to that person, namely—

- (a) to a person who for the time being holds, or who is authorized for the time being to act as the holder of, an office specified in Part A of the First Schedule hereto—the powers and functions specified in Part B of that Schedule;
- (b) to a person who for the time being holds, or who is authorized for the time being to act as the holder of, the office specified in Part A of the Second Schedule hereto—the powers and functions specified in Part B of that Schedule;

(c) to a person who is an officer of the Department of Mines of the State and is an inspector appointed under section 125 of the said *Petroleum (Submerged Lands) Act 1967-1968 of the Commonwealth*—the powers and functions specified in the Third Schedule hereto.

3. A person who is entitled to exercise the powers and perform the functions of the Designated Authority in respect of the adjacent area of the State by virtue of clause 1 of this Arrangement shall, when delegating a power under section 101 of the *Petroleum (Submerged Lands) Act 1967-1968 of the Commonwealth* or under section 101 of the said *Petroleum (Submerged Lands) Act 1967 of the State*, take appropriate steps to ensure—

- (a) that the delegate exercising the power under the delegation shall do so only in case of urgency in which it is not reasonably practicable for the person first mentioned in this clause to exercise the power; and
- (b) that the delegate forthwith reports to the person first mentioned in this clause concerning each exercise of the power.

4. A person to whom a power or function is for the time being delegated in accordance with clause 2 of this Arrangement may exercise the power or perform the function in accordance with the instrument by which the power or the function has been delegated.

5. This Arrangement shall take effect on and from the day it is made as hereinafter appears.

6. In and for the purposes of this Arrangement, except where a contrary intention appears—

- (a) "the State" means the State of Victoria;
- (b) "the Commonwealth Act" means of *Petroleum (Submerged Lands) Act 1967-1968 of the Commonwealth* and the Acts with which that Act is incorporated and, if the Commonwealth Act is at any time amended, means the Commonwealth Act as so amended;

- (c) "the Regulations" means the regulations under the Commonwealth Act as in force for the time being; and
- (d) words that are defined in the Commonwealth Act have the same respective meanings as in the Commonwealth Act.

## FIRST SCHEDULE.

Clause 2 (a).

## PART A.—OFFICE OF DELEGATE.

The Secretary for Mines.

The Director, Petroleum and Natural Gas Branch, Department of Mines.

## PART B.—POWERS AND FUNCTIONS.

All the powers and functions of the Designated Authority under the Commonwealth Act as in force at the date of this Arrangement except the powers and functions of the Designated Authority under—

- (a) the following sections or sub-sections of the Petroleum (Submerged Lands) Act 1967-1968 of the Commonwealth:—

18 (1.), 22 (1.) and (4.), 24 (3.), 25, 27, 32, 33 (1.), 35 (1.), 36 (1.), 40 (4.), 42, 43 (1.), 44 (2.), 47 (1.), (2.) and (3.), 48 (3.), 49 (1.), (2.), (3.) and (4.), 50, 51 (3.) and (4.), 53, 55, 56, 58, 59, 63, 65 (1.), (2.), (3.), (4.), (5.), (6.), (8.) and (10.), 67 (1.), 69, 70, 71 (4.) and (5.), 72 (1), 73, 74 (1.), 78 (6.), (7.), (8.) and (9.), 81 (6.), (7.) and (10.), 82 (2.), 88 (4.), 91 (1.), 93, 103 (1), 104 (3.) and (4.), 105, 109 (1.), 110 (2.), 112, 114 (1.), 125 and 138 (2.);

- (b) sections 6, 7 and 9 and paragraph (b) of section 10 of the Petroleum (Submerged Lands) (Royalty) Act 1967 of the Commonwealth; and

- (c) sub-sections (3.) and (6.) of section 4 of the Petroleum (Submerged Lands) (Registration Fees) Act 1967 of the Commonwealth.

## SECOND SCHEDULE.

Clause 2 (b).

## PART A.—OFFICE OF DELEGATE.

The Registrar of Petroleum Titles, Department of Mines.

## PART B.—POWERS AND FUNCTIONS.

The powers and functions of the Designated Authority under the following sections or sub-sections of Division 5 of Part III. of the Petroleum (Submerged Lands) Act 1967-1968 of the Commonwealth:—

76 (2.), (3.), (4.) and (6.), 77, 78 (4.), 79 (2.), 81 (5.) and 87 (2.) and (3.).

## THIRD SCHEDULE.

Clause 2 (c).

## POWERS AND FUNCTIONS.

The powers and functions of the Designated Authority under the following section or sub-section of Division 6 of Part III. of the Petroleum (Submerged Lands) Act 1967-1968 of the Commonwealth:—

97 (2.) and 101.

Dated this First day of April, 1968.

CASEY,  
Governor-General.

By His Excellency's Command,

DAVID FAIRBAIRN,  
Minister of State for National Development.

ROHAN DELACOMBE,  
Governor.

By His Excellency's Command,

JIM BALFOUR,  
Minister of Mines.