



ANNO VICESIMO TERTIO

ELIZABETHAE II REGINAE

A.D. 1974

No. 125 of 1974

An Act to amend the Natural Gas Pipelines Authority Act, 1967.

[Assented to 12th December, 1974]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

1. (1) This Act may be cited as the "Natural Gas Pipelines Authority Act Amendment Act, 1974". Short titles.

(2) The Natural Gas Pipelines Authority Act, 1967, is hereinafter referred to as "the principal Act".

(3) The principal Act, as amended by this Act, may be cited as the "Pipelines Authority Act, 1967-1974".

2. This Act shall come into operation on a day to be fixed by proclamation. Commencement.

3. The long title to the principal Act is amended—

(a) by striking out the passage "Natural Gas";

and

(b) by striking out the passage "natural gas and derivatives thereof" and inserting in lieu thereof the word "petroleum".

Amendment of long title of principal Act.

4. Section 3 of the principal Act is amended—

(a) by striking out from subsection (1) the definition of "natural gas" and inserting in lieu thereof the following definition:—

"petroleum" means—

(a) any naturally occurring hydrocarbon, whether in a gaseous, liquid or solid state;

(b) any naturally occurring mixture of hydrocarbons, whether in a gaseous, liquid or solid state;

(c) any naturally occurring mixture of one or more hydrocarbons, whether in a gaseous, liquid or solid state, and one or more of the following, that is to say, hydrogen sulphide, nitrogen, helium and carbon dioxide;

Amendment of principal Act, s. 3—
Interpretation.

(d) any hydrocarbon or mixture of hydrocarbons produced by the refining of a substance referred to in paragraph (a), (b) or (c) of this definition;

(e) any mixture of a hydrocarbon or hydrocarbons so produced with another substance or other substances;

or

(f) any prescribed substance or prescribed mixture of substances;;

(b) by striking out from the definition of "pipeline" in subsection (1) the passage "natural gas" and inserting in lieu thereof the word "petroleum";

(c) by striking out from subsection (1) the definition of "producer company";

(d) by striking out from subsection (1) the definition of "the Authority" and inserting in lieu thereof the following definition:—

"the Authority" means the authority established under subsection (1) of section 4 of this Act.;

and

(e) by striking out subsection (2).

Amendment of
principal Act,
s. 4—
The Authority.

5. Section 4 of the principal Act is amended—

(a) by inserting in subsection (1) after the passage "authority which" the passage "on and after the commencement of the Natural Gas Pipelines Authority Act Amendment Act, 1974,";

(b) by striking out from subsection (1) the passage "Natural Gas";

(c) by striking out subsections (4) and (5) and inserting in lieu thereof the following subsections:—

(4) On the commencement of the Natural Gas Pipelines Authority Act Amendment Act, 1974, the chairman and members of the Authority in office immediately before that commencement shall by force of this subsection vacate their respective offices.

(5) Subject to this Act, on and after the commencement of the Natural Gas Pipelines Authority Act Amendment Act, 1974, the Authority shall consist of six members appointed by the Governor one of whom shall be appointed by the Governor to be the chairman of the Authority.;

and

(d) by striking out from subsection (6) the passage "or the body or bodies on whose recommendation that member was appointed,".

Enactment of
s. 4a of
principal Act—

6. The following section is enacted and inserted in the principal Act immediately after section 4 thereof:—

Reference to
Natural Gas
Pipelines
Authority.

4a. Where in any document or writing of any kind or in any Act, rule, regulation or any other enactment, a reference is made to the Natural Gas Pipelines Authority, on and after the commencement of the Natural Gas Pipelines Authority Act Amendment Act, 1974, that reference shall be read as a reference to the Pipelines Authority.

7. Section 5 of the principal Act is amended—

Amendment of
principal Act,
s. 5—
Term of office.

(a) by striking out subsection (1) and inserting in lieu thereof the following subsection:—

(1) A member shall be appointed for the term of office not exceeding five years and specified in his instrument of appointment.;

(b) by striking out from subsection (2) the passage “, subject to subsection (4) of section 4 of this Act,”;

and

(c) by striking out from subsection (5) the passage “a person eligible under this Act for appointment as a member shall, in accordance with this Act, be appointed” and inserting in lieu thereof the passage “the Governor shall appoint a person”.

8. Section 10 of the principal Act is amended—

Amendment of
principal Act,
s. 10—
Powers and
functions of
the Authority.

(a) by striking out from paragraph (a) of subsection (1) the passage “natural gas”, twice occurring, and inserting in lieu thereof in each case the word “petroleum”;

(b) by striking out from paragraph (c) of subsection (1) the passage “natural gas” and inserting in lieu thereof the word “petroleum”;

(c) by striking out from paragraph (d) of subsection (1) the passage “natural gas” and inserting in lieu thereof the word “petroleum”;

(d) by striking out from paragraph (e) of subsection (1) the passage “natural gas” and inserting in lieu thereof the word “petroleum”;

(e) by striking out from paragraph (f) of subsection (1) the passage “natural gas” and inserting in lieu thereof the word “petroleum”;

(f) by striking out from paragraph (g) of subsection (1) the passage “natural gas” and inserting in lieu thereof the word “petroleum”;

(g) by striking out from paragraph (h) of subsection (1) the passage “natural gas”, twice occurring, and inserting in lieu thereof in each case the word “petroleum”;

(h) by striking out from paragraph (i) of subsection (1) the passage “natural gas” and inserting in lieu thereof the word “petroleum”;

and

(i) by inserting in paragraph (b) of subsection (2) after the passage “to do such thing” the passage “in the public interest or”.

9. The following section is enacted and inserted in the principal Act immediately after section 10 thereof:—

Enactment of
s. 10a of
principal Act—

10a. Nothing in this Act shall be held or construed as authorizing or empowering the Authority to carry on the business of a petroleum refinery.

Authority not
to carry on
business as
petroleum
refinery

Amendment of
principal Act,
s. 12—
Power of
authority to
acquire land.

10. Section 12 of the principal Act is amended by striking out subsection (1) and inserting in lieu thereof the following subsection:—

(1) With the approval of the Governor the Authority may, either by agreement or compulsorily, acquire or take land for the purpose of constructing a pipeline or petroleum storage facilities connected to or to be connected with a pipeline and for purposes incidental thereto.

Repeal of
s. 13 of
principal Act.

11. Section 13 of the principal Act is repealed.

Amendment of
principal Act,
s. 14—
Power of
Authority to
borrow money,
etc.

12. Section 14 of the principal Act is amended by striking out from paragraph (a) of subsection (1) the passage "natural gas" and inserting in lieu thereof the word "petroleum".

Amendment of
principal Act,
s. 18—
Liability of
Authority to
pay rates and
and tax.

13. Section 18 of the principal Act is amended by striking out from paragraph (b) the passage "natural gas" and inserting in lieu thereof the word "petroleum".

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

M. L. OLIPHANT, Governor