



ANNO TRICESIMO QUINTO

ELIZABETHAE II REGINAE

A.D. 1986

No. 41 of 1986

An Act to amend the Oil Refinery (Hundred of Noarlunga) Indenture Act, 1958.

[Assented to 4 September 1986]

The Parliament of South Australia enacts as follows:

1. (1) This Act may be cited as the "Oil Refinery (Hundred of Noarlunga) Indenture Act Amendment Act, 1986". Short title.

(2) The Oil Refinery (Hundred of Noarlunga) Indenture Act, 1958, is in this Act referred to as "the principal Act".

2. Section 9 of the principal Act is amended by inserting after its present contents (now to be designated as subsection (1)) the following subsection: Amendment of s. 9—
Wharfage charges.

(2) The Indenture is amended as follows:

(a) by inserting in subclause (1) of clause 1 before the definition of "the Company's marine installations" the following definitions:

"feedstock" means any petroleum substance intended for use as feedstock in the manufacturing process in the refinery, not being a finished petroleum product:

"finished petroleum product" means a petroleum substance—

(a) that is intended for marketing without further processing or blending;

and

(b) that meets marketing specifications for finished petroleum products:

“Esso” means Esso Australia Ltd., a company incorporated in the State of New South Wales, and includes any person to whom a right, power, benefit or privilege under the Indenture is assigned or otherwise disposed of by that company pursuant to the Indenture:

“Mobil” means Mobil Oil Australia Limited, a company incorporated in the State of Victoria, and includes any person to whom a right, power, benefit or privilege under the Indenture is assigned or otherwise disposed of by that company pursuant to the Indenture.;

- (b) by striking out the first sentence in subclause (1) of clause 9 and substituting the following:

Inward wharfage on feedstock unshipped by means of the Company’s marine installations shall be payable only on the volume of that feedstock that equals the volume of petroleum products manufactured at the refinery from that feedstock and distributed for use only in South Australia by land to any place in the State or by ship to Port Adelaide.;

- (c) by striking out subclauses (2) and (3) of clause 9 and substituting the following subclauses:

(2) Subject to clause 10a, the rate of inward wharfage payable on feedstock pursuant to subclause (1) is \$1.6861 per kilolitre.

(3) Nothing in this clause renders feedstock that is brought into the refinery by land liable to inward wharfage.;

- (d) by inserting after clause 9 the following clause:

9a. Subject to clause 10a, inward wharfage on finished petroleum products unshipped by Esso or Mobil at the Company’s marine installations is payable at the rate of \$1.6861 per kilolitre.;

- (e) by inserting in clause 10 after its present contents (now to be designated as subclause (1)) the following subclause:

(2) Subject to clause 10a, outward wharfage on crude oil or condensate shipped by Esso or Mobil from the Company’s marine installations is payable at the rate of \$1.6861 per kilolitre.;

and

- (f) by inserting after clause 10 the following clause:

10a. If the rate of wharfage payable at Port Adelaide on goods falling under the heading “Bulk cargo-liquids” pursuant to regulations under the Harbors

Inward wharfage payable by Esso or Mobil on refined product imports.

Alteration of concessional inward and outward wharfage rate.

Act, 1936, is increased or decreased, the rate fixed by clauses 9, 9a and 10 shall be deemed to have been increased or decreased by the percentage of that increase or decrease.

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

D. B. DUNSTAN, Governor