

Serial 285

Trans-Territory Pipeline and Blacktip Gas Projects (Special Provisions) Bill 2005

Ms Martin

**A BILL
for
AN ACT**

to make special provisions for the Trans-Territory Pipeline Project and the
Blacktip Gas Project, and for related purposes

NORTHERN TERRITORY OF AUSTRALIA
TRANS-TERRITORY PIPELINE AND BLACKTIP GAS PROJECTS
(SPECIAL PROVISIONS) ACT 2005

Act No. [] of 2005

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NORTHERN TERRITORY OF AUSTRALIA

Act No. [] of 2005

AN ACT

to make special provisions for the Trans-Territory Pipeline Project and the
Blacktip Gas Project, and for related purposes

[Assented to [] 2005]
[Second reading [] 2005]

The Legislative Assembly of the Northern Territory enacts as follows:

PART 1 – PRELIMINARY

1. Short title

This Act may be cited as the *Trans-Territory Pipeline and Blacktip Gas Projects (Special Provisions) Act 2005*.

2. Expiry

(1) If the Minister administering this Act declares, by notice in the *Gazette*, that this Act ceases to operate on and after a specified date, being a date not earlier than the date of the notice, this Act expires on that date.

(2) However, the Minister may not make such a declaration –

(a) before 31 December 2005; or

(b) after the construction work for a Project has commenced.

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Trans-Territory Pipeline and Blacktip Gas Projects (Special Provisions)
Act 2005

- (b) for the Trans-Territory Pipeline Project – the facilities mentioned in paragraphs (a) and (b) of the definition of Trans-Territory Pipeline Project;

"pipeline" has the same meaning as in the *Energy Pipelines Act*;

"Project" means the Blacktip Gas Project or the Trans-Territory Pipeline Project;

"road" has the same meaning as in the *Control of Roads Act*;

"Trans-Territory Pipeline" means a pipeline from Wadeye to Gove;

"Trans-Territory Pipeline Project" means the project for the construction and operation of the following facilities:

- (a) the Trans-Territory Pipeline;
- (b) all the associated infrastructure for the project;

"waterway" has the same meaning as in the *Water Act*.

PART 2 – CROSSING OF ROADS AND WATERWAYS

5. Road crossing

(1) Despite any other law of the Territory, the consortium for the Trans-Territory Pipeline Project may construct and operate the Trans-Territory Pipeline across a road.

(2) However, the consortium may only do so –

- (a) with the written approval of the Minister administering the *Control of Roads Act* (except Part IV) (the "Transport Minister"); and
- (b) in accordance with any conditions specified in the approval.

(3) For subsection (2)(b), the Transport Minister may specify any conditions that the Transport Minister considers appropriate, including any of the following:

- (a) the installation, operation and maintenance of safety devices for the crossing;
- (b) the construction, use and maintenance of the road at and on either side of the crossing.

**PART 3 – APPLICATION OF *NORTHERN TERRITORY ABORIGINAL
SACRED SITES ACT***

7. Effect of Authority Certificate

(1) This section has effect in relation to any Authority Certificate issued (whether before or after the commencement of this Act) under the *Northern Territory Aboriginal Sacred Sites Act* authorising any action to be taken for a Project.

(2) The consortium for the Project may, subject to the conditions of the Authority Certificate, take the action as if the consortium were the applicant for that Authority Certificate (whether or not that is in fact the case).

**PART 4 – APPLICATION OF *WASTE MANAGEMENT AND POLLUTION
CONTROL ACT***

8. Application

(1) The *Waste Management and Pollution Control Act* has effect as if the following had been inserted at the end of Schedule 2, Part 1 to that Act:

4. Constructing an onshore gas plant as part of the Blacktip Gas Project within the meaning of the *Trans-Territory Pipeline and Blacktip Gas Projects (Special Provisions) Act 2005*.

(2) The *Waste Management and Pollution Control Act* has effect as if the following had been inserted at the end of Schedule 2, Part 2 to that Act:

6. Operating an onshore gas plant as part of the Blacktip Gas Project within the meaning of the *Trans-Territory Pipeline and Blacktip Gas Projects (Special Provisions) Act 2005*.