



NOPSA Transition Issues

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NOPSA



What I'm going to talk about

- **Why NOPSA came about**
- **Cost Recovery**
- **Legislation – what's new**
- **Issues**



Current arrangements

- **Coastal Waters**
- **Commonwealth Waters**
- **Joint Authority / Designated Authority**
- **3 safety regulators: Victoria, W.A. and the Northern Territory**



Current Difficulties

- **Pay, Recruitment and Retention**
- **Critical mass difficult in any one State / NT**
- **Multiple Regulators State / NT**
- **Multiple Federal, State/NT laws**
- **Consistency and comparisons**



So what.....

- Industry and workforce made strong case for a single national regulator



Solution

- **Single regulator – Commonwealth Statutory Authority, with Advisory Board**
- **Regulate in Commonwealth and State waters**
- **Fully cost-recovered from industry**



Building the Organisation

- People
- Offices
- Systems
- Culture



Culture

- **Regulatory Body – strict attention to the various Regulations**
- **Enforce the law but help people comply**
- **Develop with stakeholders ways of working to achieve the above**
- **Develop NOPSA staff to enable good advice to be given**



What Legislation do we need ?

- Establish NOPSA
- Provide for cost recovery
- Improve the safety legislation



NOPSA Legislation - costs

- **Offshore Petroleum (Safety Levies) Regulations 2004**
- **Cost Recovery Impact Statement**
- **Payable on MODU Safety Case**

- **Copy available - Go to DITR website and Search for “Cost Recovery” or see Safety Levy regs**



Safety Case Levy

- Annual Safety Case Levy – main levy – will cover all normal activities (100% of NOPSA's estimated budget)
- These are:-
 - Routine visits/audits/investigations
 - Meetings with operators, contractors
 - Telephone discussions
 - Assessment of safety cases and revisions (where required)



Other charges

- **Investigations Levy – only for major incidents – payable by the Operator**
- **Fee-for-Service (for additional services as requested by the industry)***

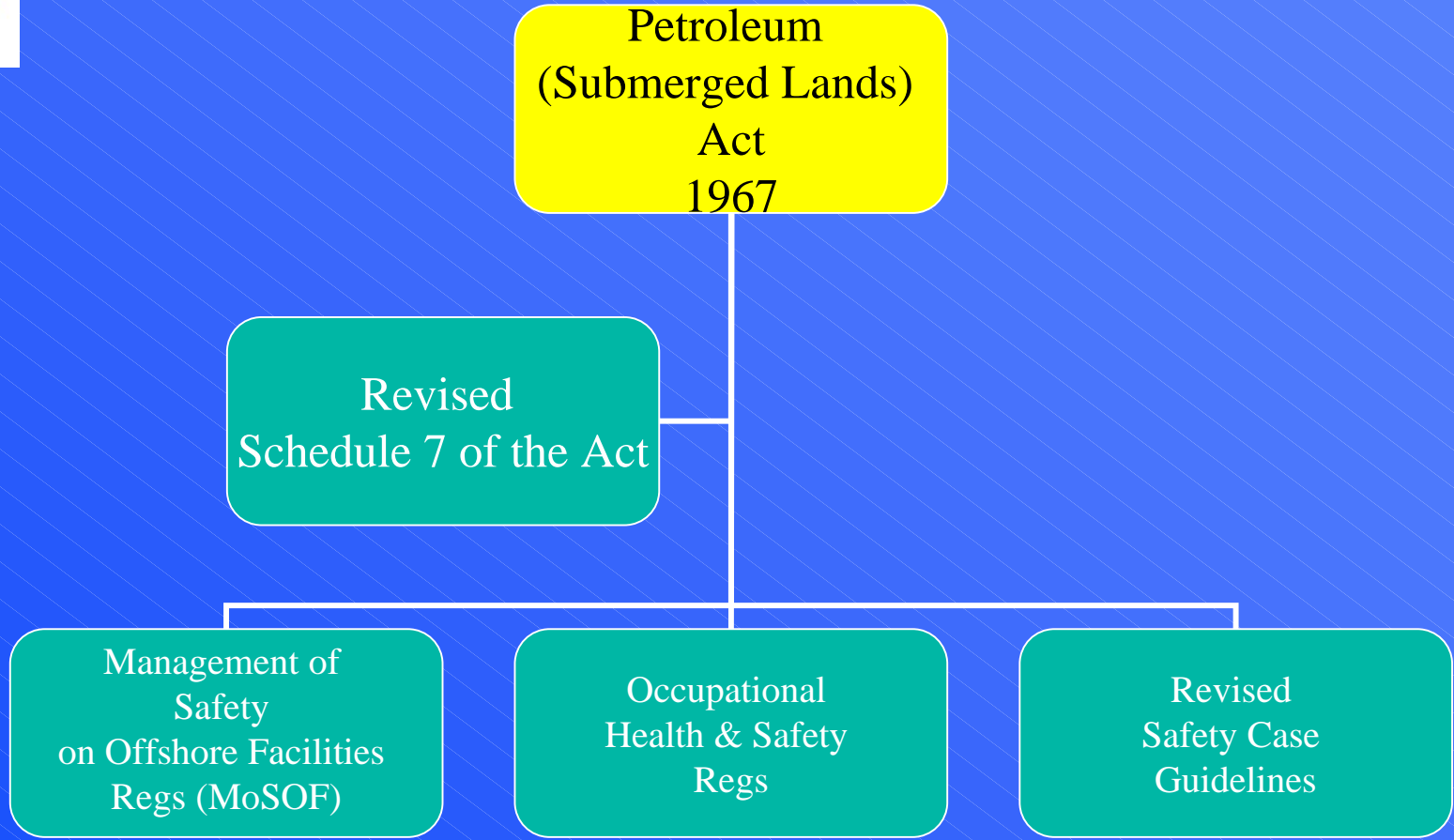


Safety Legislation

- No change to safety case approach
- Establish one body of OHS law to regulate all Australian waters
- Mirrored Legislation – State & Commonwealth
- New “Duties” of operators (for example)
- Amended Regulations – MoSOF, OHS
- New Safety Case Guidelines



What Legislation applies





What are the Issues

- **Who is an Operator ? ****
- **Bridging Documents – no legal requirement – but well proven approach**
- **What are the WOMP regs all about ?**
- **Do Directions to comply with the Schedule(s) still apply - Yes**



Transition Issues

- If you already have an accepted Safety Case and/or Bridging Document – it is still “accepted”
- If your Safety Case is in the process of being assessed, it will be handed over from Designated Authority (State) to NOPSA
- NOPSA will be requesting copies of existing Safety Cases and Emergency Response Plans



NOPSA Contacts

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Links etc.

- For a copy of the Cost Recovery Impact Statement - http://www.industry.gov.au/assets/documents/itrinternet/NOPSA_CRIS_Certified20041115110334.pdf?CFID=3559956&CFTOKEN=35277653
- For a copy of the new Safety Case Guidelines – go to NOPSA website and follow the link to download – beware – it is 190 pages
<http://www.nopsa.gov.au/safety.html>
- We only have unofficial copies of the amended regulations and the new schedule 7 – if you need copies of these documents – contact NOPSA through Ted or Ray
- All current legislation should be available from Scaleplus website, so new regs and schedule 7 should be there from 1 Jan.
- For copies of State Government legislation – contact the existing Designated Authority



Incident Reporting Number

- Reporting requirements remain the same
- Call NOPSA pager service on

08 9480 9427.