Panel Session 3: Simultaneous Solutions to Meet Community and Investor Expectations

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Jurisdiction of the single national regulator for offshore petroleum OHS and environmental management

Note: State and Northern Territory coastal waters conform more or less to the Australian continent and associated islands. Commonwealth waters extend seaward from the edge of the three nautical mile limit of designated coastal waters, to the outer extent of the Australian Exclusive Economic Zone at 200 nautical miles.
Maritime Zones and Access Rights

Relationship of maritime features, limits and zones
Maritime Zones and Access Rights

- State offshore petroleum minerals
- Commonwealth offshore petroleum minerals
- State managed fisheries (varies)
- Commonwealth managed fisheries (varies)

Key:
- TSB: territorial sea baseline
- CW: coastal waters
- TS: territorial sea
- CZ: contiguous zone
- EEZ: exclusive economic zone
- CS: continental shelf
Community Consultation and offshore petroleum environmental management

• Social licence v Regulatory licence

• Informed Consultation v Informed Consent

• Roles and responsibilities:
  - Decision-maker: the Regulator
  - Decision-informers: Proponent, ‘Community’
  - Decision arbiters

• Duty and burden of proof maintained on the proponent

• Challenges: Genuine consultation, community responsiveness, accurate reflection, information accessibility