



New South Wales

Mine and Petroleum Site Safety (Cost Recovery) Regulation 2025

under the

Mine and Petroleum Site Safety (Cost Recovery) Act 2005

[*The following enacting formula will be included if this regulation is made—*]

Her Excellency the Governor, with the advice of the Executive Council, has made the following regulation under the *Mine and Petroleum Site Safety (Cost Recovery) Act 2005*.

Minister for Natural Resources

Explanatory note

The object of this regulation is to remake, without substantial changes, the *Mine and Petroleum Site Safety (Cost Recovery) Regulation 2019*, which is repealed on 1 September 2025 by the *Subordinate Legislation Act 1989*, section 10(2).

This regulation—

- (a) authorises money to be paid from the Mine and Petroleum Site Safety Fund (the **Fund**) to meet certain expenditure incurred by the Department of Primary Industries and Regional Development (the **Department**), and
- (b) requires the Secretary of the Department (the **Secretary**) to prepare a report containing an overview of payments made from the Fund during the financial year, and
- (c) authorises members of staff of the State Insurance Regulatory Authority as a class of persons to whom the Secretary may delegate the Secretary's functions under the *Mine and Petroleum Site Safety (Cost Recovery) Act 2005*.

This regulation comprises or relates to matters set out in the *Subordinate Legislation Act 1989*, Schedule 3, namely matters of a machinery nature.

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Mine and Petroleum Site Safety (Cost Recovery) Act 2005

Part 1 Preliminary

1 Name of regulation

This regulation is the *Mine and Petroleum Site Safety (Cost Recovery) Regulation 2025*.

2 Commencement

This regulation commences on 1 September 2025.

Note— This regulation replaces the *Mine and Petroleum Site Safety (Cost Recovery) Regulation 2019*, which is repealed on 1 September 2025 by the *Subordinate Legislation Act 1989*, section 10(2).

3 Definition

In this regulation—

the Act means the *Mine and Petroleum Site Safety (Cost Recovery) Act 2005*.

Note— The Act and the *Interpretation Act 1987* contain definitions and other provisions that affect the interpretation and application of this regulation.

Part 2 Mine and Petroleum Site Safety Fund

4 Additional payments from Fund

For the Act, section 7(1)(e), money required to meet expenditure incurred by the Department in the following circumstances is authorised to be paid from the Fund—

- (a) in carrying out regulatory activities under or in connection with the *Explosives Act 2003*,
- (b) in the administration or execution of the *Explosives Act 2003*,
- (c) in exercising functions under or in connection with the *Protection from Harmful Radiation Act 1990*.

5 Report of payments from Fund

- (1) For the Act, section 17(1), the Secretary must, within 6 months after the end of each financial year, prepare a report containing an overview of payments made from the Fund during the financial year.
- (2) The report must be published on a publicly accessible website maintained by the Department.

Part 3 Miscellaneous

6 Delegation

For the Act, section 14(b), members of staff of the State Insurance Regulatory Authority are authorised as a class of persons.

7 Savings

An act, matter or thing that, immediately before the repeal of the *Mine and Petroleum Site Safety (Cost Recovery) Regulation 2019*, had effect under that regulation continues to have effect under this regulation.