
STATUTORY INSTRUMENTS

2016 No. 912

The Energy (Transfer of Functions, Consequential Amendments and Revocation) Regulations 2016

Petroleum (Production) (Landward Areas) Regulations 1995

6.—(1) The Petroleum (Production) (Landward Areas) Regulations 1995⁽¹⁾ are amended as follows.

- (2) In regulation 2 (interpretation), after the definition of “Official Journal” insert—
““the OGA” means the Oil and Gas Authority;”.
- (3) In regulation 3(1) (application of the regulations), for “Secretary of State” substitute “OGA”.
- (4) In regulation 5 (applications for licences)—
 - (a) in paragraph (1)(a), for “Energy Development Unit, Department of Energy and Climate Change, London, SW1” insert “the OGA, Aberdeen AB10”;
 - (b) at the end of paragraph (1)(b) insert “, as set out in the Oil and Gas Authority (Fees) Regulations 2016⁽²⁾”;
- (5) in paragraph (2), for “Secretary of State” substitute “OGA”.
- (6) In regulation 9(1) (form of licences), for “Secretary of State” substitute “OGA”.
- (7) Omit regulation 10(3) (fees).
- (8) After regulation 11 (plurality of licences), insert—

“Review

- 12.—(1)** The Secretary of State must from time to time—
 - (a) carry out a review of these Regulations;
 - (b) set out the conclusions of the review in a report; and
 - (c) publish the report.
- (2) The report must in particular—
 - (a) set out the objectives intended to be achieved by these Regulations;
 - (b) assess the extent to which those objectives are achieved;
 - (c) assess whether those objectives remain appropriate and, if so, the extent to which they could be achieved in a less burdensome way.
- (3) The first report under this regulation must be published before the end of the period of five years beginning with the day on which this regulation comes into force.
- (4) Subsequent reports under this regulation must be published at intervals not exceeding five years.”.
- (9) Schedule 5 (model clauses for methane drainage licences) is amended as follows.

(1) [S.I. 1995/1436](#), amended by [S.I. 2009/229](#) and [2015/766](#); there are other amending instruments but none is relevant.

(2) [S.I. 2016/904](#).

- (10) In clause 1(1) (interpretation), for the definition of “the Minister” insert—
 - ““the OGA” means the Oil and Gas Authority.”.
- (11) In clause 2 (grant of licence), for “Minister” substitute “OGA”.
- (12) In clause 4 (right of licensee to determine licence), for “Minister” substitute “OGA”.
- (13) In clause 5 (payment of consideration for licence), for “Minister” (in both places) substitute “OGA”.
- (14) In clause 6 (records), for “Minister” (in both places) substitute “OGA”.
- (15) In clause 7 (power to inspect accounts), for “Minister” substitute “OGA”.
- (16) In clause 8 (records to be treated as confidential)—
 - (a) after “employment of the” insert “OGA or the”;
 - (b) for “Minister” (in both places) substitute “OGA”.
- (17) In clause 9 (notice of commencement and termination of operations), for “Minister” (in both places) substitute “OGA”.
- (18) In clause 10 (indemnity against third party claims), for “Minister” (in both places) substitute “OGA”.
- (19) In clause 11 (agreement not to assign), for “Minister” substitute “OGA”.
- (20) In clause 12 (power of revocation), for “Minister” substitute “OGA”.
- (21) In clause 13 (arbitration)—
 - (a) in paragraph (1), for “Minister” (in both places) substitute “OGA”;
 - (b) in paragraph (2), for “Minister” substitute “OGA”;
 - (c) in paragraph (2A), for “Minister” substitute “OGA”;
 - (d) in the Note after paragraph (2A), for “Minister” substitute “OGA”.