

# Environmental Prohibition Notice

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*Offshore Petroleum and Greenhouse Gas Storage Act 2006, Schedule 2A Clause 11A and 11B*

**Notice Number: RMS 1875**

## **ENVIRONMENTAL PROHIBITION NOTICE**

To: Jadestone Energy (Eagle) Pty Ltd

In conducting a petroleum environmental inspection in relation to the Montara Operations premises, I, [REDACTED], a NOPSEMA inspector appointed under section 602 of the *Offshore Petroleum and Greenhouse Gas Storage Act 2006* (the Act), am satisfied on reasonable grounds that an activity may occur at the premises that, if it occurred, would involve an immediate and significant threat to the environment.

I am satisfied that it is reasonably necessary to issue a prohibition notice to Jadestone Energy (Eagle) Pty Ltd in order to remove the threat.

The grounds that have satisfied me that an activity may occur at the premises that would involve an immediate and significant threat to the environment are:

- Cargo oil tank 2C (COT 2C) has structural integrity failure and is currently carrying 10,000m<sup>3</sup> of petroleum and has a temporary containment device installed in a 35mm hole (approximate) in the tank floor;
- Based on this known failure it is now reasonable to conclude that the structural integrity of the remaining cargo oil tanks is uncertain.

The activity at the premises that involves a threat to the environment is:

Loading of petroleum from the Montara Wellhead Platform to cargo oil tanks of the Montara Venture FPSO that do not have structural integrity.

The threat to the environment is:

Structural integrity failure of cargo oil tank(s) resulting in significant petroleum release into the Commonwealth marine area and other environmental sensitivities in the marine environment.

The environment that is subject to the threat is:

Any biological, social and economic features of the Commonwealth marine area and environment within NOPSEMA's jurisdiction including matters protected under Part 3 of the Environmental Protection and Biodiversity Conservation Act 1999.

I therefore direct Jadestone Energy (Eagle) Pty Ltd to ensure that the activity is not conducted, until NOPSEMA is satisfied that any cargo oil tank(s) used to load petroleum have structural integrity, and that the risk of further loss of petroleum has been reduced to ALARP and acceptable.

Action that may be taken that is considered adequate to remove the threat to the environment is:

1. Prevent further loss of containment of petroleum liquids by ensuring petroleum product does not exit leak point(s) in cargo oil tank 2C; and
2. Implement engineering controls to restore structural integrity of cargo oil tank 2C in a manner that prevents the recurrence of loss of containment to the marine environment; and
3. Assess the fitness for service of any tank capable of holding petroleum and undertake any appropriate remediation works prior to loading into that tank.

Or, by any other means that satisfies NOPSEMA the threat to the environment has been removed.

**Signed:**



**NOPSEMA inspector**

**Dated:** 20 June 2022

NOTES: (Please see back of form)

**NOTES:**

1. A person who fails to ensure that this notice is complied with, to the extent that it relates to a matter over which the responsible person has control, may be liable to a penalty of 600 penalty units (Schedule 2A, Clause 11A(6) of the Act).
2. This notice must be displayed in a prominent place at the premises and must not be tampered with or removed before the notice has ceased to have effect (Schedule 2A, Clauses 11B and 12 of the Act).
3. The notice may be issued to the titleholder by being given to the titleholder's representative at the premises who is nominated for the inspection (Schedule 2A, Clause 11B(3) of the Act).
4. As soon as practicable after issuing the notice, the NOPSEMA inspector will take reasonable steps to give a copy of the notice to, where applicable (Schedule 2A, Clause 11B(2) of the Act):
  - a. the operator's representative at the facility if the premises are a facility, and
  - b. the vessel master if the premises are a vessel under the command or charge of a master, and
  - c. the owner, if the premises are, or the plant, substance or thing is, owned by a person other than the titleholder or operator.
5. A notice ceases to have effect in relation to a titleholder when a NOPSEMA inspector notifies the titleholder that the inspector is satisfied that the titleholder, or another person, has taken adequate action to remove the threat to the environment (Schedule 2A, Clause 11B(6) of the Act). The titleholder may choose to provide such evidence as it considers relevant in order to satisfy the NOPSEMA Inspector that adequate action has been taken under this clause.
6. NOPSEMA must publish on its website an environmental prohibition notice within 21 days after the notice is issued, unless NOPSEMA is aware that the decision to issue the notice is the subject of an application for review by a court. (Schedule 2A, Clause 12A of the Act)
7. A titleholder who is aggrieved by the decision to issue or the content of this notice may make a complaint to NOPSEMA under the Regulatory Services Charter available on NOPSEMA's website or challenge the decision by way of a judicial review in Federal Court under the *Administrative Decisions (Judicial Review) Act 1977*.