

Petroleum Incident Regulations Consultation Papers
Respondent Meeting
PSE Kinsale Energy Ltd
Wednesday October 9th 2013

Location: CER Offices
Time: 14.15

Attended by:

Mike Murray	PSE Kinsale Energy
Fergal Murphy	PSE Kinsale Energy
Anthony McDonnell	PSE Kinsale Energy
Steve Davis	PSE Kinsale Energy
Sheenagh Rooney	CER
Roisin Cullinan	CER
Liam Murphy	CER
John Morgan	CER Consultant, GL Noble Denton
Martin Maple	CER Consultant, GL Noble Denton

Minutes:

1. *Introduction*

- All attendees were introduced.

2. *Discussion on PSE Kinsale Energy Response to the Petroleum Incident Regulations Consultation paper:*

PSE Kinsale Energy talked through their submission dated September 26th on the *Petroleum Incident Regulations Consultation paper*.

- A. Kinsale clarified the first comments (1) under **General Comments**. They claimed that not all of the items listed under 'prescribed occurrences' in the draft regulations can be linked back to the qualifying terms in 13V for materially increasing the risk of the events listed in 13U occurring.
- B. A number of issues were raised under **Guidance to the Regulations** topics in the Kinsale response in relation to the large class of events that would be caught by the literal interpretation of points (a) to (e) the definition of 'petroleum incident' in section 13A of the Act. The CER addressed these points together stating that the consultation aspect of the Petroleum Incident Regulations Consultation Paper related to the additional sections of the definition (well control and prescribed occurrences) as provided for under point (f) of the definition. (a) to (e) as set out in the Act are must be reported to the CER.
Kinsale stated that reporting all occurrences as per (a) to (e) is completely unworkable; goes beyond the remit of all other international regulatory regimes, and is not aligned with the intention of the Act to regulate safety. Kinsale stated they were strongly opposed to the CER's literal interpretation of the Act in this manner.

The CER acknowledged the difficulty posed by the literal meaning of the wording in the Act for both the industry and the CER. The CER will give further consideration to this matter prior to developing the final Petroleum Incident Regulations.

- C. Kinsale questioned where the threshold values in the prescribed occurrences originated from and claimed they were not typical. Kinsale commented that the definition of 'hazardous substance' should be amended in line with their submission comments.

The CER clarified that the definition of prescribed occurrences was based on a review of a number of international and national safety and petroleum reporting systems as per the consultation paper. The terms and values proposed in the consultation paper are based on the results of the review. The review included the reporting requirements of the International Regulators Forum.

The CER stated they will include timescales in the threshold values for releases where relevant.

The CER stated that it will give consideration to amending the definition of 'hazardous substance'.

Close.