



QUEENSLAND

Land and Resources Tribunal

PRACTICE DIRECTION No. 1 of 2005

Compensation applications (petroleum and gas)

1. This practice direction applies to applications to the Tribunal for compensation under section 79R of the *Petroleum Act 1923* or section 533 of the *Petroleum and Gas (Production and Safety) Act 2004*.
2. To simplify and expedite the Tribunal's procedures for dealing with these applications, the following will now apply:
 - (a) Within 28 days after an application is made to the Tribunal, the applicant will file in the Tribunal and serve on the other party (the respondent) a compensation statement and any supporting affidavits or statutory declarations.
 - (b) Within 28 days after being served with that material, the respondent will file in the Tribunal and serve on the applicant a compensation statement (which should also identify any aspects of the applicant's compensation statement with which the respondent agrees or disagrees—and if the respondent disagrees, the reasons for any disagreement) and any supporting affidavits or statutory declarations.
 - (c) Within 7 days after being served with the respondent's material, the applicant will file in the Tribunal and serve on the applicant any material in reply to the respondent's material.
 - (d) If either party desires further time to comply with these procedures, that party should immediately contact the Tribunal case officer who will refer the request to the presiding member.
3. For paragraph 2—
 - (a) "applicant" means the party applying under section 79R(1) or section 533(1).
 - (b) "compensation statement" means a statement detailing the amount of compensation the party considers the Tribunal should determine having regard to the factors in section 79P or section 531.
4. The Tribunal will then decide the application on the papers and without an oral hearing, unless:
 - (a) either party makes a written request to the Tribunal for a hearing; or
 - (b) the Tribunal considers that a hearing is necessary.
5. As these procedures may also expedite the deciding of compensation applications which have been filed in the Tribunal but have not yet been heard, the Tribunal may require the parties to file in the Tribunal and to serve on the other party the material referred to above, by such dates as the Tribunal directs.

Gregory J Koppenol
President
23 February 2005