An energy security situation (ESS) is a type of authorised matters variation which may be granted where there is a shortage of fuel product. ESS applications do not have a mandatory consultation period but must be submitted accompanied by a Statutory Declaration detailing the special circumstances. For more information relating to ESS variations, please visit the [Frequently Asked Questions](#) page.

Please note: This flowchart is representative only and does not replace the legislation. Please refer to the Coastal Trading (Revitalising Australian Shipping) Act 2012 and Coastal Trading (Revitalising Australian Shipping) Regulation 2012 (CT Regulation) to confirm legislative requirements.

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### Energy Security Situation Summary

<table>
<thead>
<tr>
<th>Cost</th>
<th>$200</th>
</tr>
</thead>
<tbody>
<tr>
<td>Consultation period</td>
<td>N/A</td>
</tr>
<tr>
<td>Processing timeframe</td>
<td>24 hours</td>
</tr>
</tbody>
</table>

$1.1.4$ of the CT Regulation lists the special circumstances for energy security situation as:

- **a)** “there is, or it is likely that there will be, a shortfall in the supply of liquid fuel product;
- **b)** the shortfall is the result of one or more of the following unforeseen events:
  - i) a partial or total shutdown of a fuel refinery;
  - ii) the failure of a gas, electricity, water or steam supply to a fuel refinery or terminal;
  - iii) a shortfall in the supply of liquid fuel product from overseas;
  - iv) fuel is found to be unsuitable to be used;
  - v) a severe weather event;
- **c)** the shortfall is having an adverse impact, or is likely to have an adverse impact, on one or more of the following:
  - i) the interests of consumers;
  - ii) the national economy
  - iii) regional development.”

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**Legend**

- Process undertaken by the applicant
- Process undertaken by the Shipping Business Unit (SBU)

**Process undertaken by the applicant**

1. Applicant identifies shortfall in supply of fuel, which meets the circumstances of $1.1.4$ in the CT Regulations
2. Applicant contacts the Shipping Business Unit to determine validity of ESS claim and availability of voyages to be varied
3. Applicant produces a Statutory Declaration giving details of the special circumstances to accompany their application
4. Applicant submits application for an ESS Authorised Matters variation through CTLS
5. SBU processes application and submits to the Minister’s Delegate
6. Applicant notified in writing of the decision and reason for decision
7. Details of the application are published on the Department’s website after each refusal

**Process undertaken by the Shipping Business Unit (SBU)**

1. The SBU advises applicant on the validity of the claim, how to apply for an ESS and the requirement for Statutory Declaration
2. Applicant submits application for an ESS Authorised Matters variation through CTLS
3. SBU processes application and submits to the Minister’s Delegate
4. The SBU advises applicant on the validity of the claim, how to apply for an ESS and the requirement for Statutory Declaration
5. Applicant submits voyage report after completion of voyage
6. Voyage reports are published on the Department’s website twice per month
7. ESS application approved; relevant voyage details amended
8. Details of the application are published on the Department’s website once per month
9. Application Refused
10. Application Granted

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*The Minister’s Delegate must consider ESS applications within 24 hours of receipt of complete application.*

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*Voyage reports must be submitted no later than 10 days after the completion of the voyage.*