



ANNO DECIMO SEPTIMO

ELIZABETHAE II REGINAE

A.D. 1968

No. 36 of 1968

An Act to amend the Petroleum Act, 1940-1967.

[Assented to 19th December, 1968.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

1. (1) This Act may be cited as the "Petroleum Act Amendment Act, 1968". Short titles.

(2) The Petroleum Act, 1940-1967, as amended by this Act, may be cited as the "Petroleum Act, 1940-1968".

(3) The Petroleum Act, 1940-1967, is hereinafter referred to as "the principal Act".

2. Subsection (1) of section 3 of the principal Act is amended by striking out the passage "that may be" in the definition of "petroleum". Amendment of principal Act, s. 3— Interpretation.

3. Subsection (1) of section 4 of the principal Act is amended by striking out the passage "or helium" in paragraph (b) of the proviso. Amendment of principal Act, s. 4— Rights of Crown to petroleum.

4. Subsection (1) of section 7 of the principal Act is amended by striking out the passage "and shall be in the form and contain the information prescribed by the regulations". Amendment of principal Act, s. 7— Mode of applying for licences.

5. Section 13 of the principal Act is amended by striking out subsection (4). Amendment of principal Act, s. 13— Bond.

Enactment of new s. 18d of principal Act—

Statements and accounts.

6. The following section is enacted and inserted in the principal Act after section 18c :—

18d. A licensee who holds a petroleum exploration licence shall furnish the Minister with such statements and accounts relating to the expenditure of moneys for, or in connection with, petroleum exploration conducted in pursuance of the licence, as the Minister may, by notice in writing served personally or by post upon the licensee, require, or as may be prescribed.

Amendment of principal Act, s. 27—

Right to petroleum production licence.

7. Section 27 of the principal Act is amended by inserting after subsection (3) the following subsection :—

(4) Upon the grant of a petroleum production licence, the area comprised therein, shall be excised from the area comprised in the petroleum exploration licence.

Amendment of principal Act, s. 32—

Term and renewal of petroleum production licence.

8. Subsection (2) of section 32 of the principal Act is amended by striking out the passage “the manner and form prescribed” in paragraph (a) and inserting in lieu thereof the passage “a manner and form approved by the Minister”.

Amendment of principal Act, s. 33—

Rights conferred by petroleum production licence.

9. Section 33 of the principal Act is amended by inserting after the passage “production of” the passage “, and exploration for,”.

Amendment of principal Act, s. 35—

Royalty.

10. Subsection (4) of section 35 of the principal Act is amended by striking out the passage “in the prescribed form” and inserting in lieu thereof the passage “in a form approved by the Minister”.

Amendment of principal Act, s. 38—

Surrender of licence.

11. Subsection (4) of section 38 of the principal Act is amended by striking out the passage “his mining operations” and inserting in lieu thereof the passage “operations in pursuance of the licence”.

Repeal of s. 45 of principal Act and enactment of new s. 45—

Rights reserved to the Crown.

12. Section 45 of the principal Act is repealed and the following section is enacted and inserted in lieu thereof :—

45. (1) Notwithstanding the grant or issue of a licence under this Act or under any corresponding previous enactment—

(a) there is, and shall be deemed always to have been, reserved to the Crown ;

and

(b) the licence, if it does not expressly contain the reservation, shall be deemed to contain a reservation of,

the right to grant, upon such terms and conditions as the Minister thinks fit, such rights of way or easements through, upon, over or in any land comprised in the licence as are reasonably required for the development or working of that land or other land containing petroleum deposits, or for the treatment or transportation of the products of such land by or under the authority of the Minister, or any licensee, or for or in connection with any public purpose.

(2) Any right reserved or deemed to have been reserved to the Crown by virtue of subsection (1) of this section may be exercised by the Minister and any grant made in exercise of any such right may, subject to this Act and to the terms and conditions, if any, upon which the grant was made, be varied or revoked by the Minister.

13. Section 55 of the principal Act is amended—

Amendment of
principal Act,
s. 55—
Records, etc.

(a) by inserting after paragraph (b) the following paragraphs :—

(c) a record of the machinery and equipment used in the course of operations conducted in pursuance of the licence ;

(d) a record of the geophysical and geological surveys and examinations undertaken by him, or under his authority, in the area comprised in the licence and the results of those surveys and examinations ;

and

(e) the quantity and quality of any petroleum encountered in the course of operations conducted in pursuance of the licence. ;

and

(b) by striking out subsection (2) and inserting in lieu thereof the following subsection :—

(2) The licensee shall deliver to the Minister copies of all records and logs kept pursuant to this section at such time, or at such periodic intervals, as the Minister may, by notice in writing served personally or by post upon the licensee, require.

Repeal of
s. 57 of
principal Act.

14. Section 57 of the principal Act is repealed.

Amendment of
principal Act,
s. 62—
Accidents.

15. Subsection (1) of section 62 of the principal Act is amended by striking out the passage “notice in the form prescribed by regulation and containing the particulars indicated in the form” and inserting in lieu thereof the passage “report containing detailed particulars of the nature and cause of the accident and of the bodily injuries sustained by any person or persons”.

Amendment of
principal Act,
s. 80e—
Mode of
application
for licence.

16. Subsection (1) of section 80e of the principal Act is amended by striking out the passage “made in the prescribed manner and form” and inserting in lieu thereof the passage “addressed to the Director of Mines”.

Amendment of
principal Act,
s. 80p—
Licensee to
furnish
information,
accounts, etc.

17. Subsection (1) of section 80p of the principal Act is amended by inserting after the word “pipeline” the passage “as the Minister may, by notice in writing served personally or by post upon the licensee require or”.

In the name and on behalf of Her Majesty, I hereby
assent to this Bill.

J. W. HARRISON, Governor.