



ANNO DECIMO NONO

GEORGII V REGIS.

A.D. 1928.

No. 1866.

An Act to provide for the Granting of Permits to Prospect for Oil, and for purposes incidental thereto.

[Assented to, November 1st, 1928.]

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 " Mining (Prospecting for Oil) Act, 1928 ". Short titles.

(2) The Mining Acts, 1893 to 1922, and this Act may be cited together as the " Mining Acts, 1893 to 1928 ".

(3) The Mining Act, 1893, is hereinafter referred to as " the principal Act ".

2. This Act is incorporated with the other Acts mentioned in Section 1 of this Act, and those Acts and this Act shall be read as one Act. Incorporation.

3. The Minister may grant to the holder of a miner's right a permit to prospect for oil on any specific mineral lands not exceeding twenty-five square miles in area. Permits to search for oil.

4. A fee of Ten Shillings for each square mile or portion thereof included in any permit under this Act shall be paid by the applicant therefor to the Minister before the issue of the permit. Fees.

5. No person shall, directly or indirectly, hold more than twenty-five square miles at one time under permit under this Act. Limitation on holding of permits.

6. Lands

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Exemption of certain lands.

6. Lands held under miner's right, search licence, or mining lease shall be exempt from the operation of permits under this Act.

Power to transfer.

7. A permit granted under this Act may, with the written consent of the Minister first had and obtained, be mortgaged, sublet, or transferred.

Conditions of permits.

8. Permits under this Act may be in the form in the Schedule hereto, and shall be in force for two years from the date thereof, and shall, subject to the regulations, authorise the holder, his assigns, servants and workmen—

- (a) to search and test the land comprised in the permit for mineral oil :
- (b) to remove from the said land an amount not exceeding one thousand gallons of mineral oil, for testing purposes only.

Duties of holders of permits.

9. (1) Every holder of a permit under this Act shall—

- (a) during each year of the currency of the permit carry out, or cause to be carried out, not less than one thousand feet of boring in search of mineral oil within the land comprised in such permit, or, alternatively, expend not less than One Thousand Pounds in searching for mineral oil within the land comprised in such permit :
- (b) furnish the Minister on or before the last day of each year of the currency of the permit with satisfactory evidence of compliance with the provisions of paragraph (a) of this section :
- (c) furnish the Minister quarterly with a record of drilling operations during the preceding quarterly period :
- (d) report to the Minister forthwith after the discovery of one hundred gallons of mineral oil.

And, if the holder of any permit shall make default in complying with the provisions of this section, his permit may be cancelled forthwith.

Moneys expended on geophysical prospecting or geological surveying.

10. Any money actually expended on geophysical prospecting or geological surveying within the land comprised in a permit by methods first approved in writing by the Minister shall be deemed to be expended in fulfilment of portion or the whole of the conditions required to be fulfilled by paragraph (a) of section 9, according to the sum actually expended, provided always that—

- (a) a full copy of the report and plans dealing with the geophysical prospecting or geological surveying, as the case may be, is deposited with the Minister :
- (b) vouchers giving proof of actual expenditure on this work are exhibited at the Department of Mines.

11. (1) Every

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11. (1) Every holder of a permit under this Act shall, during the currency of the permit, have a preferential right to an oil lease of not exceeding six hundred and forty acres of any part of the land comprised in the permit. Preferential right to oil lease.

(2) Upon the exercise of the preferential right the permit shall at once cease and determine, and shall be returned by the holder thereof to the Minister.

(3) When one thousand gallons of mineral oil have been produced from the land comprised in a permit the holder thereof shall exercise his preferential right to an oil lease within thirty days after receiving notice in writing from the Minister so to do. If the said right is not exercised as aforesaid within the said time, the Minister may cancel the permit forthwith.

12. Every holder of a permit under this Act who has given satisfactory evidence of full compliance with the conditions thereof, shall, on the expiration of the permit, have a preferential right to another permit for the same area on the same conditions. Preferential right to renewal of permit.

13. (1) The provisions of section 9 of the principal Act shall apply to any lands comprised within any permit under this Act. Application of principal Act, s. 9.

(2) The work prescribed in fulfilment of the conditions of this Act shall not be performed within one hundred and fifty yards of any borehole, well, reservoir, dam, dwellinghouse, factory or building unless full compensation therefor, determined in the manner provided in the said section, has first been paid to the owner.

14. The Governor may make regulations either of general or limited application for the purpose of carrying out the provisions of this Act. Regulations.

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

A. HORE-RUTHVEN, Governor.

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THE SCHEDULE.

SOUTH [Royal Arms.] AUSTRALIA.

Form of Permit to Prospect for Oil.

Pursuant to the Mining (Prospecting for Oil) Act, 1928, I hereby grant to (*set out name in full, address and occupation of the holder of the permit*), permission and authority to search and prospect the mineral lands being situated (*describe land sufficiently to identify it*), as shown in the plan herewith and containing (*set out area of land in square miles*), for mineral oil, subject to the provisions of the said Act and the Mining Regulations for the time being in force, so far as the same are applicable. This permit is to remain in force for two years from the date hereof, unless forfeited or determined in the meantime.

Dated the day of , 19 .
Fee, £ paid.

Minister of Mines.