

South Australia

**Petroleum and Geothermal Energy (Moratorium  
on Hydraulic Fracturing) Amendment Bill 2018**

A BILL FOR

An Act to amend the *Petroleum and Geothermal Energy Act 2000*.

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**The Parliament of South Australia enacts as follows:**

### **Part 1—Preliminary**

#### **1—Short title**

5 This Act may be cited as the *Petroleum and Geothermal Energy (Moratorium on Hydraulic Fracturing) Amendment Act 2018*.

#### **2—Amendment provisions**

In this Act, a provision under a heading referring to the amendment of a specified Act amends the Act so specified.

### **Part 2—Amendment of *Petroleum and Geothermal Energy Act 2000***

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#### **3—Insertion of Part 3 Division 1A**

Part 3—after Division 1 insert:

#### **Division 1A—Hydraulic Fracturing**

##### **7A—Moratorium on hydraulic fracturing**

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(1) Despite any other provision of this Act, the Minister must not, during the prescribed period, grant a licence under this Act that authorises the carrying out of hydraulic fracturing within the designated area.

(2) A condition of a licence that purports to authorise the carrying out of hydraulic fracturing will be taken to be void and of no effect.

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(3) Subsection (2) applies to a licence granted before or after the commencement of this section.

(4) No compensation is payable by or on behalf of the Crown, the Minister or any other person in connection with the operation of this section.

(5) In this section—

***designated area*** means the area comprised of the following council areas:

- (a) the area of the City of Mount Gambier;
- 5 (b) the area of the District Council of Grant;
- (c) the area of the Kingston District Council;
- (d) the area of the Naracoorte Lucindale Council;
- (e) the area of The District Council of Robe;
- (f) the area of The Tatiara District Council;
- 10 (g) the area of the Wattle Range Council;

***hydraulic fracturing*** means the high-pressure injection of a substance or a combination of substances into a wellbore so as to, or likely to, create fractures in rocks or rock formations;

15 ***prescribed period*** means the period beginning on the commencement of this section and ending on 17 March 2028;

***wellbore*** includes a tunnel or other hole drilled into the ground to aid in the exploration and recovery of natural resources.