

Assented to in Her Majesty's name this 27th day of May, 1964.

*H. Thompson*

*Officer Administering the Government.*



No. 4



1964

**Colony of the Falkland Islands.**

IN THE THIRTEENTH YEAR OF THE REIGN OF  
**HER MAJESTY QUEEN ELIZABETH II.**

WILLOUGHBY HARRY THOMPSON, M.B.E.

*Officer Administering the Government.*

**An Ordinance**

**To amend the Mining Ordinance.**

[6th May, 1964]

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows :—

1. This Ordinance may be cited as the Mining (Amendment) Ordinance, 1964, and shall be read as one with the Mining Ordinance, hereinafter referred to as the principal Ordinance.

2. Section 3 of the principal Ordinance is hereby repealed and replaced as follows —

“Areas to which Ordinance applies.”

3. This Ordinance shall apply only to unalienated Crown Lands including the seabed and subsoil beneath the territorial waters and on the continental shelf of the Colony and to lands the subject of an existing Crown Grant or Crown Lease the effect of which is to reserve minerals to the Crown.”

3. Section 12 of the principal Ordinance is hereby repealed and replaced as follows —

“Power to make Regulations.”

12. The Governor in Council may make Regulations for all or any of the purposes following —

- (i) the manner in which applications for any rights, licences and leases shall be made, and the forms to be used by the applicant;
- (ii) the information to be supplied by the applicant;

Title.

Date of commencement.

Enacting Clause.

Short title.  
Cap. 48.

Replacement of section 3 of the principal Ordinance.

Replacement of section 12 of the principal Ordinance.

- (iii) the forms of licences and leases;
- (iv) the fees and rents to be paid for any licence or lease granted;
- (v) the manner in which areas and boundaries shall be surveyed, marked and beacons and the fees payable in respect of such survey;
- (vi) the size and shape of the areas over which prospecting licences may be granted, and the areas in respect of which mining leases may be granted;
- (vii) the rights to be conferred by licences and leases and the terms and conditions, reservations and limitations upon which licences and leases may be held and enjoyed;
- (viii) the working conditions to be applied to mining leases;
- (ix) the construction and use of railways, tramways and roads;
- (x) the safe construction and erection of houses, pits, shafts, machinery and other works constructed, erected, or made for prospecting or mining purposes;
- (xi) the fencing off, or rendering secure of any of the works constructed, erected or made for prospecting or mining purposes;
- (xii) the proper working of mines, the method of drilling to be employed, and the time within which drilling shall commence;
- (xiii) the storage and conveyance of oil;
- (xiv) for securing the safety of persons employed and for the carrying on of drilling and working operations in a safe, proper and efficient manner and for the general protection of persons and property against fire and accident;
- (xv) the inspection of any works constructed, erected or made for drilling or working purposes, and the entry on lands for the purposes of such inspection;
- (xvi) the disposal of sludge and tailings and declaring any waterway to be sludge channels;
- (xvii) the contribution by parties benefited of a fair share of the costs and pumping in cases where pumping in one mine benefits other mines;
- (xviii) the disposal of any poisonous or noxious products the results of mining operations;
- (xix) the defiling or wasting of water, wherever situated and wherever obtained;
- (xx) the making of watercourses, ponds, dams and reservoirs, and the taking, diverting, and use of water on or flowing through any lands subject to any licence or lease;
- (xxi) the construction of pipe lines, oil tanks and wharves;
- (xxii) the assessment and payment of compensation for acts done by holders of licences and by lessees in the exercise of the rights conferred by such licences and leases;
- (xxiii) the renewal, transfer, assignment, surrender, determination, and revocation of licences and leases;
- (xxiv) the returns to be rendered and the nature of the accounts, books and plans to be kept by mining lessees and the holders of prospecting licences;
- (xxv) the rates of royalties to be paid to Government, the method of calculation of the amount of such royalties, and the manner and time of payment thereof;

- (xxvi) the conservation of the living resources of the territorial waters and the continental waters and the continental shelf of the Colony;
- (xxvii) the grazing of sheep and other animals on land subject to licences and leases;
- (xxviii) the prevention of any interference with fundamental oceanographic or other scientific research carried out within the territorial waters or on the continental shelf of the Colony;
- (xxix) the prevention of any interference with navigation within the territorial waters and on the continental shelf of the Colony;
- (xxx) generally any matter connected with the carrying of this Ordinance into effect."

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This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

  
*Clerk of the Legislative Council.*

Ref: 2298.