

2019

The Parliament of the
Commonwealth of Australia

SENATE

Hydraulic Fracturing Restriction (Fracking Ban) Bill 2019

No. , 2019

(Senator Ms. Lieselta)
(Written by tobycool2001_1)

**A Bill for an Act to place restrictions on hydraulic
fracturing, and for related purposes**

Written by Tobycool2001_1, 27/12/2018

Contents

Part 1—Preliminary	1
Division 1—Preliminary	1
1 Short title	1
2 Commencement	2
3 Act binds the Crown	2
4 Extension to external Territories	2
5 Object of this Act	2
Division 2—Definitions	3
6 Definitions	3
Part 2—Restrictions	4
7 Restriction on the use of hydraulic fracturing	4
8 Licences	4
9 Licence surrender	4

A Bill for an Act to place restrictions on hydraulic fracturing, and for related purposes

The Parliament of Australia enacts:

Part 1—Preliminary

Division 1—Preliminary

1 Short title

This Act is the *Hydraulic Fracturing Restriction (Fracking Ban) Act 2019*.

2 Commencement

- (1) Each provision of this Act specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this Act	1 July 2019.	1 July 2019

Note: This table relates only to the provisions of this Act as originally enacted. It will not be amended to deal with any later amendments of this Act.

- (2) Any information in column 3 of the table is not part of this Act. Information may be inserted in this column, or information in it may be edited, in any published version of this Act.

3 Act binds the Crown

This Act binds the Crown in each of its capacities.

4 Extension to external Territories

This Act extends to the external Territories.

5 Object of this Act

- (1) The object of this Act is to:
- (a) restrict hydraulic fracturing; and
 - (b) meet Australia's obligations to various emissions treaties and agreements.

Division 2—Definitions

6 Definitions

In this Act:

Hydraulic fracturing means the injection of a substance or substances into a bore under pressure for the purposes of stimulating a geological formation.

Exploration licence means a state or territory licence granting a person the ability to carry out the exploration of a mineral or petroleum.

Mining licence means a state or territory licence granting a person the ability to carry out the mining of a mineral or petroleum.

Retention licence means a state or territory licence granting a person the ability to hold a mineral or petroleum.

Part 2—Restrictions

7 Restriction on the use of hydraulic fracturing

A person must not carry out hydraulic fracturing.

8 Licences

No state or territory shall grant an exploration licence, a mining licence or a retention licence that relates to hydraulic fracturing.

9 Licence surrender

The issuer must repurchase any issued exploration licence, mining licence or a retention licence that relates to hydraulic fracturing within 12 months of this bill be assented at the same price that the licence was issued.