

1968 Bill 72

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First Session, 16th Legislature, 1967-68 Elizabeth II

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

## **BILL 72**

**An Act to amend The Mines and Minerals Act, 1962**

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THE MINISTER OF MINES AND MINERALS

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First Reading .....

Second Reading .....

Third Reading .....

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# BILL 72

1968

An Act to amend The Mines and Minerals Act, 1962

(Assented to \_\_\_\_\_, 1968)

**H**ER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

**1.** *The Mines and Minerals Act, 1962*, is hereby amended.

**2.** Section 2, subsection (1) is amended

- (a) as to clause (b) by striking out the words "and all other mineral substances in association therewith",
- (b) by adding the following clause after clause (d) :
  - (d1) "crude bitumen" means a naturally occurring viscous mixture, mainly of hydrocarbons heavier than pentane, that may contain sulphur compounds, and that in its naturally occurring viscous state is not recoverable at a commercial rate through a well;
- (c) by adding the following clause after clause (r) :
  - (r1) "oil sands" means sands and other rock materials which contain crude bitumen and includes all other mineral substances in association therewith;

**3.** Section 44 is amended by adding the following subsection:

(3) No university or other educational institution shall acquire an agreement in whole or in part by application or transfer in the name of the institution unless it is approved by the Minister as an institution that may hold an agreement.

**4.** Section 136 is amended by striking out clause (b) and by substituting the following:

- (b) where any portion of the spacing unit for the offset well overlies or underlies
  - (i) any portion of the spacing unit for a producing well, or

## **Explanatory Notes**

**1.** This Bill amends chapter 49 of the Statutes of Alberta, 1962.

**2.** Consequential to the amendment of The Oil and Gas Conservation Act.

Section 2(1), clause (b) presently reads:

2. (1) In this Act,

(b) "bituminous sands" means the oil sands and all other mineral substances in association therewith being within townships 84 to 104 inclusive in ranges 4 to 18 inclusive, west of the 4th meridian and occurring in the McMurray formation, being the stratigraphic formation lying above the upper Devonian carbonate sediments and below the Clearwater formation;

**3.** Universities or other educational institutions may be permitted to hold Crown mineral agreements.

**4.** For clarification.

Section 136, clause (b) presently reads:

136. Before the expiry of the period for drilling an offset well, the lessee may surrender

(b) where any portion of the spacing unit for the offset well overlies or underlies any portion of the spacing unit for a producing well, the strata to which the offset well requirement relates within its spacing unit.

- (ii) any formation that is subject to a unit operation,  
the strata to which the offset well requirement relates within its spacing unit.

**5.** Section 171, subsection (2) is amended by striking out clauses (b) and (c) and by substituting the following:

(b) "oil sands rights" means

- (i) the right to mine, quarry, work, remove, treat or process oil sands that occur in a zone designated by the Oil and Gas Conservation Board, including the recovery of any products therefrom whether above or below the surface, and
- (ii) the right to dispose of the oil sands and any products recovered therefrom.

**6.** This Act comes into force on the day upon which it is assented to.

**5. See note to clause 2 above.**

**Section 171(2), clauses (b) and (c) presently read:**

- (2) In this Part,
- (b) "oil sands" means the sands
  - (i) that contain a highly viscous crude hydrocarbon material,
  - (ii) that occur in a zone designated by the Oil and Gas Conservation Board, and
  - (iii) that in the opinion of the Minister are the correlative or equivalent of bituminous sands:
- (c) "oil sands rights" means
  - (i) the right to mine, quarry, work, remove, treat or process oil sands, including the recovery of any products therefrom whether above or below the surface, and
  - (ii) the right to dispose of oil sands and any products recovered therefrom.