

Assented to in Her Majesty's name and on Her Majesty's behalf this       day of       , 2014.

Mark Capes  
Governor



**ST.HELENA  
NO.       OF 2014**

Enacted.....  
Date of Commencement.....  
Published in the Gazette.....

**A BILL**

**FOR**

**AN ORDINANCE**

**to amend the Minerals Vesting Ordinance, Cap. 70, to extend the area within which minerals vest in, and are subject to, the control of the Crown.**

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Enacted by the Governor of St. Helena with the advice and consent of the Legislative Council of St. Helena.

**Citation and interpretation**

**1.** This Ordinance may be cited as the Minerals Vesting (Amendment) Ordinance, 2014.

**(2)** In this Ordinance, the “principal Ordinance” means the Minerals Vesting Ordinance, Cap. 70.

**Definitions**

- 2.** Section 2 of the principal Ordinance is amended—
- (a) by repealing the definition of “**Crown Land**”;
  - (b) by inserting the following definition after the definition of “minerals”:  
“**“nautical miles**” means international nautical miles of 1,852 metres;”.

## **Minerals vested in Crown**

**3.**      Section 3 of the principal Ordinance, other than the heading, is repealed and the following is substituted therefor:

**“3.**      It is hereby declared that all minerals being in, on or under any land or water, whether river, inland sea or ocean waters extending up to 200 nautical miles (measured from the baselines as established by articles 3 and 4 of the St Helena and Dependencies (Territorial Sea) Order 1989), or such greater distance as determined by the United Nations Convention on the Law of the Sea or as may be designated by the Commission on the Limits of the Continental Shelf from time to time, are vested in and are subject to the control of the Crown.”

## **Regulations**

- 4.**      Section 6 of the principal Ordinance is amended—
- (a)    by renumbering the existing text as subsection (1); and
  - (b)    by adding the following subsection:  
        **“(2)**    Without prejudice to the generality of subsection (1), the Regulations may make provision for the issue of licences and may prescribe the procedures and conditions for such licences”.

## **Application to Ascension and Tristan da Cunha**

**5.**      Section 7 of the principal Ordinance is repealed and the following is substituted therefor:

### **“Application to Ascension and Tristan da Cunha**

**7.**      Subject to the modifications specified in the Schedule to this Ordinance, all the provisions of this Ordinance shall apply to Ascension and Tristan da Cunha.”.

## **Amendment of Schedule**

- 6.**      The Schedule to the principal Ordinance is amended—
- (a)    by adding the words “and Tristan da Cunha” to the heading;
  - (b)    by repealing paragraph 1 and substituting the following therefor:  
        **“1.**    The word “Government” means Her Majesty’s Government in right of Ascension or Tristan da Cunha, as the case may be.”.

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### **EXPLANATORY NOTE**

*(This note does not form part of the Ordinance)*

This Ordinance amends the Minerals Vesting Ordinance, Cap. 70, to extend the area within which all minerals in, on or under the ocean waters extending up to 200 nautical miles are vested in and are subject to the control of the Crown. The Minerals Vesting Ordinance, Cap. 70, currently applies to Ascension but this Ordinance also extends its application to Tristan da Cunha.