1987 No. 196

PETROLEUM PRODUCTION

Petroleum Production Regulations (Northern Ireland) 1987

Made	*15th April 1987*
Coming into operation . .	*1st June 1987*

The Department of Economic Development in exercise of the powers conferred by section 13(1) of the Petroleum (Production) Act (Northern Ireland) 1964(**a**) and now vested in it(**b**) and of every other power enabling it in that behalf, hereby makes the following Regulations:—

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Petroleum Production Regulations (Northern Ireland) 1987 and shall come into operation on 1st June 1987.

(2) In these Regulations—

"application" means an application for a licence made in accordance with regulation 3(1);

"Department" means the Department of Economic Development; and

"licence" means a licence granted under Section 2(1) of the Petroleum (Production) Act (Northern Ireland) 1964.

Applications for licences

2. Any person may apply in accordance with these Regulations for a licence.

3.—(1) An application for a licence shall be made in writing in the form specified in Schedule 1 and shall be sent to the Department accompanied by the fee prescribed by regulation 5 and by such evidence and particulars or documents in support thereof as are referred to in that Schedule and are appropriate to that application.

(2) If any of the matters stated in an application or any further information supplied by the applicant shall change after the application is made or after the information is given but before a licence is granted or the Department informs the applicant that the application is refused, the applicant shall forthwith give notice in writing to the Department of that change, giving particulars thereof.

(3) Every area in respect of which an application is made shall be a clearly defined area which shall as far as possible be compact and shall be described in the application which shall be accompanied by two copies of the 1:50,000

(a) 1964 c. 28 (N.I.) to which there are amendments not relevant to these regulations
(b) By S.I. 1982/846 (N.I. 11) Art. 4

outline Ordnance Survey Map or such other map as may be required by the Department, upon which shall be delineated the boundaries of the area in respect of which a licence is applied for.

(4) A licence may be granted in respect of any area, of not more than 350 square kilometres or less than 10 square kilometres, as the Department may determine.

(5) Where an applicant desires to make application for two or more separate areas, a separate application shall be made in respect of each such area, and no licence shall be granted in respect of two or more separate areas if the sum of those areas exceeds 350 square kilometres.

Form of licences

4. The model clauses set out in Schedule 2 are hereby prescribed for the purposes of section 13(1)(*d*) (incorporation by the Department in a licence) of the Petroleum (Production) Act (Northern Ireland) 1964.

Fees

5.—(1) With every application there shall be paid to the Department a fee of £1,000.

(2) If any application is refused in its entirety the Department shall repay to the applicant one quarter of the fee paid in respect of that application.

Revocation

6. The Petroleum Production (Licences) Regulations (Northern Ireland) 1965(**a**) and Petroleum Production (Fees) (Amendment) Regulations (Northern Ireland) 1978(**b**) are hereby revoked.

Sealed with the Official Seal of the Department of Economic Development on 15th April 1987.

(L.S.) *W. N. Drummond*
Under Secretary

(**a**) S.R. & O. (N.I.) 1965 No. 47
(**b**) S.R. 1978 No. 136

Form of Application for a Licence

PART I

1. Name of each applicant in full.

2. If the application is made by more than one person, the share of the beneficial interest in the licence which is to be held by each applicant.

PART II(A)

3. In respect of each applicant who is an individual—

(*a*) Name of applicant

(*b*) Usual residential address

(*c*) Nationality

(*d*) Occupation

4. In respect of each applicant which is a body corporate—

(*a*) Name of applicant

(*b*) Date and place of incorporation

(*c*) Principal place of business

(*d*) In the case of a company, its registered office

(*e*) Place of central management and control

(*f*) Particulars of each member of the board of directors or other governing body of the body corporate, as follows:—

(1) Full Name	(2) Usual Residential Address	(3) Nationality

5. In respect of each applicant which is a body corporate (B)—

(*a*) Particulars of capital authorised and issued as follows:—

(1) Class of Capital	(2) Amount Authorised	(3) Amount Issued	(4) (C) Voting Rights of Each Class

(*b*) Particulars of all holdings of not less than 5 per cent in number or value of any class of capital which has been issued by the body corporate as follows:—

(1) Name of Holder or Names of Joint Holders, in full	(2) Nationality of Holder(s)	(3) Class of Holding	(4) Amount

(*c*) Particulars of all capital issued to bearer, as follows:—

(1) Class of Capital	(2) Total Amount Issued	(3) Amount Issued to Bearer

6. For each applicant which is a body corporate, there shall accompany the application one copy of the three most recent years audited accounts of each such

applicant and one copy of the three most recent years audited accounts of any body corporate having control of such applicant. Sub-sections (2) and (4) to (6) of Section 302 of the Income and Corporation Taxes Act 1970 shall apply, for the purpose of determining whether for the purposes of this paragraph a body corporate has control of another body corporate, with the following modifications, namely—

(*a*) for the words 'the greater part' wherever they occur in the said sub-section (2) there shall be substituted the words 'one-third or more';

(*b*) in the said sub-section (6), for the word 'may' there shall be substituted the word 'shall', the words from 'and such attributions' onwards shall be omitted and in the other provisions of that sub-section any reference to an associate of a person shall be construed as including only a relative of his (as defined by section 303(4) of that Act), a partner of his and a trustee of a settlement (as defined by section 454(3) of that Act) of which he is a beneficiary.

7. For each applicant state the amount of capital for operations under this licence (*a*) at present available and (*b*) which can be made available and the source.

PART III

8. (*a*) Name of proposed operator.

(*b*) Details of previous experience in hydrocarbon prospecting or development work.

9. Names and qualifications of technical experts or advisers.

PART IV

10. Description and size in square kilometres of the area in respect of which a licence is desired and reference to the map which accompanies the application.

11. Details of the fees which accompany the application.

PART V

I/We hereby declare that the information given in Parts I, II, III and IV or annexed to or accompanying this application is correct.

Date

Signature of each applicant or, in the case of each applicant which is a body corporate, of a duly authorised officer whose capacity is to be stated (D)

To Minerals and Petroleum Unit
Department of Economic Development
Netherleigh
Massey Avenue
Belfast
BT4 2JP

NOTES

(A) If there is more than one applicant all the information relating to each applicant which is required in this Part should be grouped together. The groups should appear in the order in which the applicants are named in Part I.

(B) If the body corporate does not possess a capital structure, any comparable information concerning the items listed should be furnished.

(C) Column 4 of paragraph 5(*a*) need not be completed if a copy of the memorandum and articles of association, or other document setting out or defining the constitution, of the body corporate accompanies the application.

(D) Where there is more than one applicant, the applicant to which each signature relates should be identified.