

TASMANIA

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**MINERAL RESOURCES LEGISLATION (BAN ON  
FRACKING) BILL 2026**

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**MINERAL RESOURCES LEGISLATION (BAN ON  
FRACKING) BILL 2026**

*(Brought in by Tabatha Anne Badger, MP)*

**A BILL FOR**

**An Act to amend the *Mineral Resources Development Act 1995***

Be it enacted by Her Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:

**1. Short title**

This Act may be cited as the *Mineral Resources Legislation (Ban on Fracking) Act 2026*.

**2. Commencement**

This Act commences on the day on which this Act receives the Royal Assent.

**3. Principal Act**

In this Act, the *Mineral Resources Development Act 1995*\* is referred to as the Principal Act.

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\*No. 116 of 1995

*Mineral Resources Legislation (Ban on Fracking) Act 2026*  
*Act No. of 2026*

s. 4

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**4. Section 7A inserted**

After section 7 of the Principal Act, the following section is inserted in Part 1:

**7A. Application of Act to certain activities**

(1) In this section –

*hydraulic fracturing* includes –

- (a) the process of injecting a substance, including water, into a bore under pressure for the purposes of stimulating a geological formation; and
- (b) a process that is prescribed as hydraulic fracturing for the purposes of this definition;

*mining authorisation* includes –

- (a) a lease; and
  - (b) a licence; and
  - (c) an authorisation under this Act to undertake mining, investigation or research.
- (2) A mining authorisation under this Act does not authorise a person to undertake hydraulic fracturing while carrying out

an activity, other than producing geothermal energy, under the authority of the mining authorisation.

- (3) A term or condition of a mining authorisation is void to the extent that the term or condition –
- (a) allows, permits or approves the undertaking of hydraulic fracturing while carrying out an activity, other than producing geothermal energy, under the authority of the mining authorisation; or
  - (b) purports to allow, permit or approve the undertaking of hydraulic fracturing while carrying out an activity, other than producing geothermal energy, under the authority of the mining authorisation.
- (4) For the avoidance of doubt, this section applies to a mining authorisation regardless of whether the mining authorisation was issued, granted or given before or after the commencement of this section.

## **5. Repeal of Act**

This Act is repealed on the first anniversary of the day on which this Act commenced.