

FAIR TRADING AMENDMENT BILL 2013

SAMOA

Explanatory Memorandum

Introduction

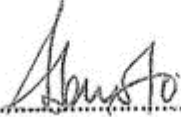
The Bill proposes to amend sections 49 and 51(7) of the Fair Trading Act 1998 ('Principal Act'):

- to have the Chairperson of the Prices Control Board ('Board') sign off on Price Orders and in his or her absence, the Chief Executive Officer of the Ministry of Commerce, Industry and Labour (MCIL) to sign on behalf of the Board. This avoids having to obtain the signatures of all members of the Board (as per current law); and
- to have the Supervisor of the Fair Trading Division perform secretariat duties and assist the Board with the administration of matters referred to the Board for its consideration.

Clauses:

- Clause 1:** - provides the short title and commencement of the Act.
- Clause 2:** - renumbers the current section 49 as subsection (1), and inserting a subsection (2), to provide for the Chairperson of the Board to sign off on Price Orders on behalf of the Board and for the Chief Executive Officer of MCIL to sign in the absence of the Chairperson.

Clause 3: - amends section 51(7) by substituting “Chief Executive Officer” with “secretary”.



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(Hon FONOTOE Nuafesili Pierre Laufo)

**MINISTER FOR COMMERCE, INDUSTRY
AND LABOUR**

FAIR TRADING AMENDMENT BILL 2013

SAMOA

Arrangement of Provisions

1. Short title and commencement
2. General powers and duties of the Board
3. Meetings of the Board

2013, No.

A BILL INTITULED

AN ACT to amend the Fair Trading Act 1998 ('Principal Act').

BE IT ENACTED by the Legislative Assembly of Samoa in Parliament assembled as follows:

1. Short title and commencement-(1) This Act may be cited as the Fair Trading Amendment Act 2013.

(2) This Act commences on the date of assent by the Head of State.

2. General powers and duties of the Board - Section 49 of the Principal Act is amended as follows:

- (a) renumbering the current provision as subsection (1); and
- (b) after subsection (1), insert:

“(2) An Order made under subsection (1)(a) may be signed on behalf of the Board by the Chairperson, or in his or her absence the Chief Executive Officer.”.

3. Meetings of the Board - In section 51(7), for “Chief Executive Officer” substitute “secretary”.
