

PETROLEUM AMENDMENT BILL 2014

SAMOA

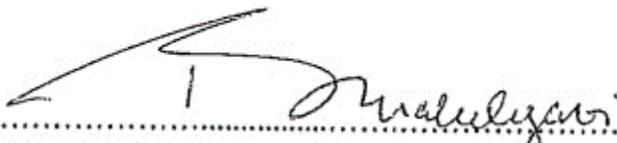
Explanatory Memorandum

Introduction

The Bill seeks to amend the Petroleum Act 1984 ('principal Act'). The main objective of the Bill is for the Government to monitor the importation of "bulk fuel" into Samoa.

Clauses:

- Clause 1:** - provides the short title and commencement.
- Clause 2:** - amends section 3 of the principal Act by adding the definition of "bulk fuel".
- Clause 3:** - inserts new section 10A.
- Clause 4:** - is a transitional provision for "bulk fuel" that has been loaded in the country of export for transshipment to Samoa and "bulk fuel" that is in Samoa for Customs clearance.



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(Hon TUILAEPFA Fatialofa Lupesoliai Aiono
Neioti Sailele Malielegaoi)

**PRIME MINISTER AND MINISTER RESPONSIBLE
FOR THE MINISTRY OF FINANCE**

PETROLEUM AMENDMENT BILL 2014

SAMOA

Arrangement of Provisions

- | | |
|---------------------------------|-----------------------------|
| 1. Short title and commencement | 3. New section 10A inserted |
| 2. Section 3 amended | 4. Transitional |

2014, No.

A BILL INTITULED

AN ACT to amend the Petroleum Act 1984 (“the Principal Act”).

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

1. Short title and commencement - This Act may be cited as the Petroleum Amendment Act 2014 and commences on the date it is assented to by the Head of State.

2. Section 3 amended - For section 3 of the Principal Act, add the following new definition in its correct alphabetical order:

““bulk fuel” means any petroleum imported as a fuel in quantities greater than 500,000 litres per annum and includes Liquefied Petroleum Gas in quantities of 500,000 litres per annum;”.

3. New section 10A inserted - After section 10 of the Principal Act, insert:

“10A. Importation of bulk fuel-(1) A person, other than a contractor, must not import bulk fuel except with the prior written consent of the Minister.

(2) The written consent:

(a) may be given with or without conditions; and

(b) must not be unreasonably withheld by the Minister.

(3) The request for written consent must be made in writing to the Minister.”.

4. Transitional - At the commencement of this Act, any bulk fuel that:

(a) has been loaded in the country of export for transshipment to Samoa; or

(b) is in Samoa for Customs clearance,

is not to be subject to the Minister’s consent under section 10A.
