



**Tuvalu**

**PETROLEUM (RATIONING)  
REGULATIONS**

**L.N.41/74**





Tuvalu

## PETROLEUM (RATIONING) REGULATIONS

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# PETROLEUM (RATIONING) REGULATIONS

L.N.41/74

## PETROLEUM ORDINANCE

Commencement [Date]

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### 1 Citation

These Regulations may be cited as the Petroleum (Rationing) Regulations.

### 2 Application

These Regulations shall apply —

- (a) to such island or other place as the Minister may by notice designate;
- (b) to all sales of petroleum whether by wholesale or retail.

### 3 Ration permits

- (1) The Minister may issue numbered permits (hereinafter referred to as ration permits) in such form as he may determine to any person authorising that person to buy petroleum.
- (2) Before issuing a ration permit the Minister may require such information and the production of such documents as he thinks fit.
- (3) A ration permit may contain such terms and be issued subject to such conditions as the Minister thinks fit and without prejudice to the generality of the foregoing may contain the terms that petroleum shall be bought and delivery thereof taken under the ration permit only —

- (a) in such quantity as may be specified during each such period of time as may be specified;
  - (b) from such premises as may be specified.
- (4) The Minister may at any time revoke a ration permit.

#### **4 Restrictions on sale of petroleum**

- (1) No petroleum shall be sold unless —
- (a) at the time of delivery of the petroleum to the buyer, the buyer produces to the seller a ration permit authorising the buyer to buy petroleum; and
  - (b) the petroleum is bought and delivery thereof taken in accordance with the terms of the ration permit produced under sub-paragraph (a) and with the conditions subject to which that permit was issued; and
  - (c) before the petroleum leaves the possession of the seller the seller marks the ration permit produced under sub-paragraph (a) in such a way as clearly to indicate the quantity of petroleum sold and the date of the transaction.
- (2) Where petroleum is sold in contravention of this regulation both the seller and the buyer of the petroleum shall be liable to a fine of \$100.
- (3) In this regulation “the buyer” and “the seller” include the servants and agents of the buyer and seller respectively.

#### **5 Record of sales to be kept**

- (1) Every person who sells petroleum shall keep a record of each sale in such form as the Minister may require clearly indicating the quantity of petroleum sold, the date of the transaction and the number of the ration permit produced under regulation 4 (1) (a) for the purpose of the sale.
- (2) Any person who contravenes these Regulations shall be liable to a fine of \$100.

#### **6 Presumptions**

In any proceedings for an offence under these Regulations the court shall presume —

- (a) that any allegation that a substance was petroleum is true; and
- (b) where delivery of any petroleum is proved to the satisfaction of the court that the delivery took place in pursuance of a sale,

unless the contrary is proved.

**7 Fraudulent falsification of ration permits etc.**

Without prejudice to the provisions of the Penal Code or of any other law any person who wilfully and with intent to defraud destroys, alters, mutilates or falsifies any ration permit or record required to be kept by regulation 5 (1) or who wilfully and with intent to defraud makes or concurs in making any false entry in or omits or alters or concurs in omitting or altering any material particular from or in any such permit or record shall be liable to a fine of \$100.

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**8 Delegation of Minister's powers**

The Minister may delegate by writing to any person or to the person for the time being holding any office he may specify, whether such office is a public office or not, the exercise of any power conferred on him by these Regulations.

**ENDNOTES**

**Table of Legislation History**

Legislation	Year and No	Commencement

**Table of Renumbered Provisions**

Original	Current

**Table of Endnote References**