



SUPPLEMENT No. 2
TO
THE SOVEREIGN BASE AREAS GAZETTE
No. 1658 of 9th July 2012
LEGISLATION

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PETROLEUM (AMENDMENT) ORDINANCE 2012

An Ordinance to amend the Petroleum Ordinance 1976

G. E. STACEY
ADMINISTRATOR

5th July 2012.

BE it enacted by the Administrator of the Sovereign Base Areas of Akrotiri and Dhekelia as follows:—

1. Short title and commencement

This Ordinance may be cited as the Petroleum (Amendment) Ordinance 2012 and comes into force on 1 August 2012.

2. Amendments to the Petroleum Ordinance 1976

The Petroleum Ordinance 1976(a) is amended in accordance with sections 3 to 7.

3. Amendment to section 2 (interpretation)

Section 2 is amended as follows—

(a) for paragraph (a) substitute—

- “(a) “petroleum class A” which includes the products usually known as liquid gas, aviation spirit, benzene, gasoline, petrol, motor spirit, petrolene, mineral naphtha, artificial turpentine, turpene, drialene, crude petroleum, low flash distillates, and other petroleum having a flashpoint below 23° Celsius;”;
- (b) in paragraph (b) for “73° but below 150° Fahrenheit” substitute “23° but below 60° Celsius”;
- (c) in paragraph (c) for “150° but below 300° Fahrenheit” substitute “60° Celsius”.

4. Amendment to section 4 (licences)

After section 4(5) add—

“(6) This section does not apply to liquid gas which is stored or kept in containers specific for that purpose with a total capacity of less than 500 litres.”.

5. Amendment to section 5 (marking of receptacles containing petroleum class A)

For the phrase in section 5(1) which starts with the words “all receptacles containing” and ends with the word “Turkish” substitute—

“all receptacles containing such petroleum, and the entrance to the space where the receptacles are stored, kept or offered for sale, must be marked in legible and block red letters against a white background with the words “PETROLEUM CLASS A” or “LIQUID GAS”, as the case may be, and “VERY INFLAMMABLE” in English, Greek and Turkish;”

6. Amendment to section 9 (power to make Regulations)

After subparagraph (k) in section 9(1) insert—

“(ka) laying down the minimum requirements for the professional qualifications that technicians handling liquid gas must hold;

(kb) laying down the minimum requirements for the construction and operation of liquid gas installations;”.

7. New section 9A (delegation of functions to the Republic)

After section 9 insert—

“9A. Delegation of functions to the Republic

(1) The functions specified in subsection (2) are general delegated functions for the purpose of the Delegation of Functions to the Republic Ordinance 2007**(b)**,

(2) The specified functions are —

(a) the function of an Area Officer in section 3;

(b) the functions of the Chief Officer in section 4; and

(c) the function of the Administrator in section 7.”.

Notes

(a) Ordinance 1/76, amended by Ordinance 26/00.

(b) Ordinance 17/07.

EXPLANATORY NOTE

(This note is not part of the Ordinance)

Introduction

1. This explanatory note relates to the Petroleum (Amendment) Ordinance 2012. It has been prepared by the Office of the Attorney General and Legal Adviser in order to assist the reader of the Ordinance. It does not form part of the Ordinance.
2. This note should be read in conjunction with the Ordinance. It is not, and is not meant to be, a comprehensive description of the Ordinance. So, when a section or part of a section does not seem to require any explanation or comment, none is given.

Particular points

3. The purpose of this Ordinance is to amend the Petroleum Ordinance 1976 (the “principal Ordinance”) to reflect relevant amendments to the Republic’s Petroleum Law (Cap 272) made by Laws 138(I)/2004 and 7(I)/2010. The principal Ordinance establishes the regulatory framework for the storage of petroleum and petroleum products.
4. Section 3 makes minor amendments to the definition of petroleum, adding the term “liquid gas” to the definition of petroleum Class A. The term liquid gas is defined in an amendment made to the principal Ordinance by Ordinance 26/00.
5. The amendment made by section 4 has the effect of exempting liquid gas stored in containers with a total capacity of less than 500 litres from the licensing regime for storage of petroleum.
6. Section 5 of the principal Ordinance requires receptacles used for storing petroleum class A to be marked as such. The amendment made by section 5 of this Ordinance extends the labelling requirement to the entrance to the area where the receptacles are stored.
7. The amendment made by section 6 extends the power to make regulations to the specification of qualifications for technicians handling liquid gas, and for liquid gas installations.
8. The functions delegated to the Republic were specified in Schedule 1 to the Delegation of Functions to the Republic Ordinance 2007. In accordance with current drafting practice section 7 inserts a new section 9A specifying these functions on the face of the Ordinance. The effect of the delegation is that officials of the Republic issue licences for the storage of petroleum.

