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GOVERNMENT NOTICES

DEPARTMENT OF MINERALS AND ENERGY
No. R. 1192
4 November 2008
PETROLEUM PRODUCTS ACT, 1977 (ACT No. 120 OF 1977)
**REGULATIONS IN RESPECT OF THE SINGLE MAXIMUM NATIONAL
RETAIL PRICE FOR ILLUMINATING PARAFFIN**

1. Ms. Buyelwa P. Sonjica, Minister of Minerals and Energy, under section 2(1)(c) of the Petroleum Products Act, 1977 (Act No. 120 of 1977), determine that a maximum retail price for illuminating paraffin (excluding the price of any form of packaging) will become effective on the first Wednesday of each month.
2. The maximum retail price for illuminating paraffin, excluding the price of any form of packaging, for the period 5 November 2008 to 2 December 2008 will be 923.0 c/l.

3. Commencement

These regulations shall come into operation at **00:01 on 5 November 2008.**

No. R. 1193

4 November 2008

PETROLEUM PRODUCTS ACT, 1977 (ACT NO 120 OF 1977)

I, Buyelwa P. Sonjica, Minister of Minerals and Energy, in terms of Section 1A (1) (b) of the Petroleum Products Act, 1977 (Act No 120 of 1977) hereby determine the Slate levies applicable on petrol and diesel locally manufactured from crude oil, natural gas and coal, as well as imported and that the following procedures as reflected in the Schedule below be adhered to in terms of the administration of the Slate levies.

SCHEDULE**DEFINITIONS**

1. In this Schedule-

1.1 **“Licensed Distributor”** means any person who obtains fuel levy goods from a licensee of a customs and excise warehouse anywhere in the Republic of South Africa for removal to a purchaser in Botswana, Lesotho, Swaziland and Namibia or for export.

1.1 **“Products”** means all petrol and diesel grades.

1.2 **“Slate levy”** means a levy included into the pricing structures of products.

1.3 **“the Act”** means the Petroleum Products Act, 1977 (Act No 120 of 1977);

1.4 **“Undertaking”** means any licensed manufacturer and or importer (licensed wholesaler).

2. Undertakings must submit to the Central Energy Fund (Pty) Ltd on a monthly basis and in electronic format, not later than 30 days after the end of an Undertaking's accounting month, a copy of DA 159 or DA 160 as required by Rule 19A.06 to the Customs and Excise Act, 1964 (Act No 91 of 1964).

3. In the case of imported petrol or diesel copies of the Import Bill of Entry (DA 500) must be submitted by the Undertaking to CEF (Pty) Ltd not

later than 30 days after the completion of the pumping of the shipment and the cumulative Slate levy on the imported petrol and diesel volumes must be deposited into the CEF (Pty) Ltd account not later than 30 days after the date of the DA 500.

4. In the case of South African manufactured petrol or diesel, Undertakings must, on a monthly basis, pay the cumulative Slate levy income (volumes as per DA159/DA160 X applicable product Slate levy for that month) to CEF (Pty) Ltd. Undertakings must make a direct payment, within 60 days after the end of the Undertakings' accounting month, into the Central Energy Fund (Pty) Ltd's bank account at ABSA Bank, Rosebank, Account Number: 1790750361.
5. Licensed distributors may claim a refund from the Central Energy Fund for products uplifted from local refineries and the purchase of these products in Botswana, Lesotho, Swaziland and Namibia or destined for the export market. Such a claim must be accompanied by a certified copy of DA 160.
6. The average accounting month unit over/under recovery rate is the average differential between the actual daily BFP and the BFP as reflected in the retail prices of petrol grades and the wholesale prices of diesel grades reflected in the monthly Fuel Price Media Statement. The cumulative under/over recovery for an undertaking's month is the sum of each petrol and diesel grades' average unit over/under recovery times the volumes of each petrol and diesel grade **sold** for inland consumption. The monthly cumulative over/under recovery on each product for each undertaking will be calculated by CEF (Pty) Ltd based on (a) the sales volumes for that month and (b) the Central Energy Fund's calculated average unit over/under recovery for each grade of petrol and diesel for the same month.

7. The maximum accumulated funds available in the Slate account administered by CEF (Pty) Ltd will be utilised in full, on a monthly basis, to finance a negative Slate balance. Payments to Undertakings will be in line with the monthly contribution Undertakings have made to the negative Slate Account. CEF (Pty) Ltd will make such payments within 14 days after the end of the calendar month.
8. In the case where the cumulative Slate balance by product group is positive, the accumulated funds in the Slate Account at CEF (Pty) Ltd will not be utilised.
9. Undertakings must submit to CEF (Pty) Ltd, not later than 30 days after the end of an Undertaking's accounting month, the volumes of petrol and diesel that an Undertaking has sold at a BFP other than the BFP in the applicable price structures of petrol and diesel in the previous accounting month. Undertakings must submit external audit certificates to CEF (Pty) Ltd on the above by the end of April each year. The Central Energy Fund (Pty) Ltd must keep record of the cumulative under/over recovery by product for each individual Undertaking.
- 10 In the case of late payments by Undertakings, the Central Energy Fund (Pty) Ltd must issue an invoice for interest to the undertakings in line with section 80(1)(b) of the Public Finance Management Act, 1999 (Act No.1 of 1999).
- 11.Undertakings will be penalised by R2,000.00 for the non-compliance to paragraphs 2 and 4 each.
- 12.This Schedule will come into operation at 00h01 on Wednesday, 5 November 2008.

No. R. 1202

4 November 2008

PETROLEUM PRODUCTS ACT, 1977
(ACT No. 120 of 1977)

AMENDMENT OF THE REGULATIONS IN RESPECT OF PETROLEUM PRODUCTS

The Minister of Minerals and Energy has, under section 2 (1) (c) of the Petroleum Products Act, 1977 (Act No. 120 of 1977), made the regulations set out in the Schedule.

SCHEDULE

Definitions

1. In these regulations "the Regulations" mean the regulations published by Government Notices Nos. R.1 of 3 January 2006, and R.99 of 28 February 2006, and 201 of March 2006, and R.334 of 4 April 2006, and R.415 of May 2006, and R.530 of June 2006, and R.662 of July 2006, and R.809 of August 2006, and R.893 of 5 September 2006 and R. 987 of 3 October 2006, and R. 1097 of 5 December 2006, and R.6 of January 2007, and R. 107 of February 2007, and R.197 of 7 March 2007, and R.299 of 4 April 2007, and R.388 of 2 May 2007, R.495 of June 2007, R.563 of 4 July 2007 and R.695 of 31 July 2007, R.825 of 4 September 2007 and R.918 of 2 October 2007, R.1057 of 6 November 2007, R.1154 of 4 December, and R.135 of 5 February R 2008, and R.269 of 4 March 2008, R.376 of 1 April 2008, R.522 of 6 May 2008, R.628 of 3 June 2008, R.716 of 2 July 2008, R.841 of 5 August 2008 and R.951 of 2 September 2008. R.1077 of 01 October 2008.

Substitution of Regulation 3 of the Regulations

2. The following regulation is hereby substituted for regulation 3 of the Regulations:

"3. Petrol price zone					
	Unleaded			Lead Replacement Petrol	
	91 Octane	93 Octane	95 Octane	93 Octane	95 Octane
1A	857	865	872	865	872
2A	860	868	875	868	875
3A	861	869	876	869	876
4A	863	871	878	871	878
5A	865	873	880	873	880
6A	869	877	884	877	884
7A	872	880	897	880	887
8A	875	883	900	883	890
9A	878	886	903	886	893
10A	880	888	905	888	895
11A	882	890	907	890	897
13A	888	896	913	896	903
15A	888	896	913	896	903
17A	890	898	915	898	905
19A	891	899	916	899	906
57A	872	880	887	880	887
69A	891	899	906	899	906
3B	866	874	881	874	881
6B	868	876	883	876	883
7B	871	879	886	879	886
8B	874	882	889	882	889
9B	875	883	890	883	890
10B	878	886	893	886	893
12B	880	888	895	888	895

"3. Petrol price zone					
	Unleaded			Lead Replacement Petrol	
	91 Octane	93 Octane	95 Octane	93 Octane	95 Octane
14B	882	890	897	890	897
3C	858	867	874	867	874
4C	860	868	875	868	875
5C	863	871	878	871	878
6C	867	875	882	875	882
7C	868	876	883	876	883
8C	869	877	884	877	884
9C	871	879	886	879	886
10C	878	886	893	886	893
11C	882	890	897	890	897
12C	888	896	903	896	903
13C	889	897	904	897	904
14C	893	901	908	901	908
15C	893	901	908	901	908
16C	893	901	908	901	908
17C	894	902	909	902	909
57C	868	876	883	876	883
58C	869	877	884	877	884
60C	878	886	893	886	893
61C	882	890	897	890	897
62C	888	896	903	896	903
63C	889	897	904	897	904
64C	893	901	908	901	908
67C	894	902	909	902	909
31J	888	896	903	896	903
32J	898	906	913	906	913
33J	903	911	918	911	918
34J	903	911	918	911	918
35J	903	911	918	911	918
36J	899	907	914	907	914
37J	915	923	930	923	930

Commencement

3 These regulation will come in to operations on 00:01 on 5 November 2008