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Statutory Instrument No. 107 of 2020

ESSENTIAL SUPPLIES AND SERVICES ACT
(Cap. 22:05)

ESSENTIAL SUPPLIES AND SERVICES (PETROLEUM) REGULATIONS, 2020
(Published on 21st August, 2020)

ARRANGEMENT OF REGULATIONS

REGULATION

1. Citation
2. Interpretation
3. Operating hours for the sale of petroleum products
4. Restriction of sale by pump
5. Sale of petroleum products in containers
6. Illegal selling and buying of petroleum products
7. Offences and penalties
8. Revocation of S.I. No. 94 of 2020

IN EXERCISE of the powers conferred on His Excellency the President, by section 3 of the Essential Supplies Services Act, the following Regulations are hereby made —

1. These Regulations may be cited as the Essential Supplies and Services (Petroleum) Regulations, 2020. Citation
2. In these regulations — Interpretation
 - “emergency vehicles” means —
 - (a) air traffic control vehicles;
 - (b) emergency service vehicles;
 - (c) Government vehicles;
 - (d) public transport vehicles; and
 - (e) vehicles weighing 5 tons and above;
 - “petroleum product” means petrol and diesel;
 - “portable fuel container” means a jerry can; and
 - “re-seller” means a person who operates a premises in respect of which a filling station licence has been issued.
3. (1) A re-seller shall operate between 6 a.m. and midnight daily. Operating hours for the sale of petroleum products
(2) A person shall not —
 - (a) queue; and
 - (b) park a vehicle;
 at the premises of a re-seller beyond operating hours.
4. (1) A re-seller shall only sell petroleum products to a person by pumping the product into the person’s motorised mode of transport. Restriction of sale by pump
(2) A re-seller shall not sell more than P300 of petroleum product per vehicle:

Provided that the P300 limit shall not apply to emergency vehicles.
5. Notwithstanding regulation 3, a re-seller may sell petroleum products to a person who is not within a motorised mode of transport every Monday and Thursday from 6 a.m. to 6 p.m.: Sale of petroleum products in containers

Provided that —

 - (i) the re-seller shall only sell petrol by pumping the petrol into one portable fuel container not exceeding 20 litres, per person per day, and

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- (ii) the re-seller shall sell diesel by pumping the diesel into a portable fuel container or any other secure steel container.
- Illegal selling and buying of petroleum products
6. (1) A person who is not a re-seller shall not sell petroleum products.
(2) A person shall not buy petroleum products from a person who is not a re-seller.
- Offences and penalties
7. A person who contravenes or fails to comply with any provision of these Regulations shall be guilty of an offence and liable to a fine not exceeding P2000 or to imprisonment for a term not exceeding one year, or to both.
- Revocation of No. 94 of 2020
8. Statutory Instrument No. 94 of 2020 is hereby revoked.

MADE this 20th day of August, 2020.

DR. MOKGWEETSI ERIC KEABETSWE MASISI,
PRESIDENT.