ANGUILLA

REVISED REGULATIONS OF ANGUILLA

under

PETROLEUM ACT
R.S.A. c. P40

Showing the Law as at 31 December 2022

This Edition was prepared under the authority of the Revised Statutes and Regulations Act, R.S.A. c. R55 by the Attorney General as Law Revision Commissioner.

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Revised Regulations of Anguilla: P40-1

PETROLEUM ACT (R.S.A. c. P40)

CONSTRUCTION AND USE OF LICENSED PETROLEUM WAREHOUSES REGULATIONS

Note: These Regulations are enabled under section 16(1) of the Petroleum Act, R.S.A. c. P40.

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SCHEDULE: Licence

Licensing of warehouses

1. No warehouse shall be licensed under these Regulations unless—

(a) the position thereof has been approved by the Comptroller of Inland Revenue; and
(Act 6/2010, s. 41)

(b) the Chief Engineer has certified that such warehouse is constructed in accordance with section 4.

Form of licence

2. A licence to store petroleum in a warehouse shall be in the form set out in the Schedule.

Fee

3. The fee for any licence granted under these Regulations shall be $500 per annum or any part thereof.

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Construction

4. (1) Warehouses shall be constructed to a design approved by the Chief Engineer. Such warehouses shall be of reinforced concrete or of stone or brick, and shall have a roof of non-inflammable material, and shall have double iron doors with slots or recesses therein arranged as far as possible to prevent leakage of gas or air, and shall have floors of sand or earth.

(2) There shall be exhibited on every warehouse so as to be clearly visible from every side thereof a permanent notice or notices bearing the words, "Danger Petroleum".

(3) Any person contravening this section is guilty of an offence.

Position

5. No warehouse shall be licensed for the storage of petroleum unless such warehouse is not less than 30 feet from the nearest building, but the Chief Engineer may specially approve of the licensing of a warehouse which is less than 30 feet from the nearest building if the exterior of such nearest building is constructed of non-inflammable material.

Storage of petroleum

6. All petroleum shall be stored under the supervision and in accordance with the instructions of the Comptroller of Inland Revenue. Volatile petroleum shall be stored separately from petroleum which is not volatile.

(Act 6/2010, s. 41)

Leaking containers

7. Any containers in a licensed warehouse found to be in a leaking condition shall be dealt with in accordance with the instructions of the Comptroller of Inland Revenue and, if the licensee of such warehouse fails to comply with such instructions, he is guilty of an offence.

(Act 6/2010, s. 41)

Precautions against fire

8. (1) No person in a warehouse shall—

(a) smoke or have any naked light therein;

(b) have on or about his person any matches or implements for producing flame or fire; or

(c) bring thereinto or use any artificial light of any description except a light incapable of igniting any inflammable vapour outside of the lamp itself.

(2) Any person contravening this section is guilty of an offence.

Provision of sand or extinguisher

9. (1) There shall be maintained in every warehouse to the satisfaction of the Comptroller of Inland Revenue an adequate quantity of sand in suitable receptacles to be used in case of fire or some efficient type of foam extinguisher.

(Act 6/2010, s. 41)

(2) If the licensee of such warehouse fails to comply with this section, he is guilty of an offence.

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Copy of regulations to be displayed

10. A copy of these Regulations shall be displayed in a conspicuous place in every warehouse and in the Inland Revenue Department.

(Act 6/2010, s. 41)

Penalty

11. Any person guilty of an offence against these Regulations is liable on summary conviction to a fine of $5,000 or to a term of imprisonment of 6 months or to both.

Citation

12. These Regulations may be cited as the Construction and Use of Licensed Petroleum Warehouses Regulations, Revised Regulations of Anguilla, P40-1.

SCHEDULE

(Section 2)

LICENCE

The warehouse known as …… situate in ……. is hereby licensed as a petroleum warehouse in accordance with the Petroleum Act, and the regulations made thereunder. Not more than …… imperial gallons of ……... may at any time be stored in this warehouse.

This licence expires on the ……. day of ……., 20…….. .

……
Comptroller of Inland Revenue

Dated …….

(Act 6/2010, s. 41)

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