Statutory Instrument No. 44 of 1992

FINANCE AND AUDIT ACT
(Cap. 54:01)

NATIONAL PETROLEUM FUND ORDER, 1992

(Published on 29th May, 1992)

ARRANGEMENT OF PARAGRAPHS

PARAGRAPH

IN EXERCISE of the powers conferred on the Minister of Finance and Development Planning by section 25 of the Finance and Audit Act the following Order is hereby made —

1. This Order may be cited as the National Petroleum Fund Order, 1992, and shall be deemed to have come into operation on the 1st February, 1986. Citation

2. A special fund to be known as the National Petroleum Fund, hereinafter referred to as "the Fund", is hereby established. Establishment of Fund

3. The purposes of the Fund are to — Purposes of the Fund

(*a*) meet the engineering, construction and operational costs of the strategic storage facilities for Government fuel;

(*b*) purchase petroleum products for the Government's strategic oil stocks;

(*c*) stabilize prices charged by the oil industry;

(*d*) meet insurance premiums in respect of the insurance of Government's strategic oil installations and oil stocks.

4. (*a*) The Permanent Secretary, Ministry of Commerce and Industry, hereinafter referred to as "the accounting officer", shall be the public officer responsible for the administration of the Fund. Administration of the Fund

(*b*) The Minister shall appoint a management committee charged with determining the investment strategy and disbursement procedures of the Fund.

(*c*) The Minister may appoint an independent auditor to undertake audits of the Fund on such conditions as he shall in writing require.

(*d*) The management committee, shall, with the written approval of the Minister, cause the assets of the Fund to be prudently invested so as to retain the real value of the assets.

(*e*) The accounting officer may, with the written approval of the Minister, appoint a financial institution licensed in terms of the Financial Institutions Act, or a wholly owned subsidiary of such a financial institution, to undertake the day to day activities of the Fund. Cap 46:04

5. There shall be paid into the Fund — Payments into the Fund

(*a*) all monies received in respect of levies charged under the Control of Goods (Petroleum Products) (Levy) Regulations; Cap 43:07 Sub. Leg (*b*) such other money as shall be received from Government or which Government instructs to be paid into the Fund;

(*c*) income from the investment of moneys of the Fund.

Disbursements from the Fund

6. There shall be paid from the Fund —

(*a*) costs for the engineering, construction, and operation of the strategic storage, and distribution facilities for Government fuel;

(*b*) sums of money to the oil industry for the stabilization of prices in respect of petroleum products;

(*c*) such sums of money to the oil industry or Consolidated Fund as the Minister may from time to time determine;

(*d*) costs of the purchase of petroleum products for Government's strategic oil stocks;

(*e*) insurance premiums in respect of Government's strategic oil installations and oil stocks;

(*f*) management and audit expenses of the Fund;

(*g*) such other sums as the Minister may in writing approve.

Accounts of the Fund

7. (1) The accounting officer shall —

(*a*) keep and maintain proper accounts and records of the Fund;

(*b*) prepare in respect of the Fund for each financial year a balance sheet and statement of income and expenditure in such form and manner as the Accountant-General may approve;

(*c*) at the time of submission of the balance sheet and statement of income and expenditure, submit to the Minister proposals for dealing with any surplus in the Fund;

(*d*) maintain an account in which shall be recorded all receipts into the Fund; and all disbursements from the Fund accounts shall be reconciled monthly.

(2) The balance sheet and statement of income and expenditure shall be included in the annual statement of the Fund of the Accountant-General to the Auditor-General in accordance with section 34(2) of the Finance and Audit Act.

Repeal of S.I. 45 of 1988

8. The National Petroleum Fund Order, 1988, is hereby repealed.

MADE this 15th day of May, 1992.

F.G. MOGAE,
Minister of Finance and Development Planning.

L2/7/97 II