



ANALYSIS

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1981, No. 116

**An Act to validate and confirm regulations made under the
Petroleum Demand Restraint Act 1981 and to revoke
certain regulations continued in force by that Act**

[23 October 1981

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

1. Short Title—This Act may be cited as the Petroleum Demand Restraint (Regulations Validation and Revocation) Act 1981.

2. Confirmation—The regulations specified in the First Schedule to this Act are hereby validated and confirmed, subject to the modification made by section 3 of this Act.

3. Modification of regulations—(1) The Petroleum Demand Restraint (Motor Spirits) Regulations 1981 are hereby modified by inserting, after regulation 4, the following regulation:

“4A. **General restrictions on retail sale of motor spirits**—
(1) No person shall sell any motor spirits at retail to any other person, or purchase any motor spirits at retail from any other person, unless—

“(a) At the time of the transaction the motor spirits are deposited—

“(i) By the seller or by an employee of the seller;

or

- “(ii) By the customer under the supervision of the seller or of an employee of the seller—
directly into the fuel tank of a motor vehicle or ship, being a motor vehicle or ship brought by the customer to the place of business of the seller and present at that place at the time of the deposit; or
- “(b) The quantity of motor spirits so sold or purchased does not exceed 5 litres and is delivered—
- “(i) By the seller or by an employee of the seller; or
- “(ii) By the customer under the supervision of the seller or of an employee of the seller.
- “(2) Every person who contravenes subclause (1) of this regulation commits an offence against these regulations.
- “(3) This regulation shall not apply—
- “(a) In New Zealand, if regulation 4 of these regulations is in force in New Zealand generally; or
- “(b) In any part of New Zealand, if regulation 4 is in force in New Zealand generally or in that part of New Zealand.
- “(4) This regulation is subject to regulations 8, 13, 14, 17, and 18 of these regulations.”
- (2) The regulation 4A inserted into the Petroleum Demand Restraint (Motor Spirits) Regulations 1981 by subsection (1) of this section shall, subject to subclause (3) of that regulation and to section 9 (1) of the Petroleum Demand Restraint Act 1981, come into force on a date to be appointed by Order in Council for the commencement of regulation 4A of those regulations.

4. Revocations—The regulations specified in the Second Schedule to this Act are hereby revoked.

5. Consequential amendments—The Petroleum Demand Restraint Act 1981 is hereby consequentially amended—

- (a) By omitting from the definition of the term “petroleum demand restraint regulations” in section 2 the words “; and includes the regulations specified in the Schedule to this Act”:
- (b) By repealing section 11:
- (c) By omitting from section 26 the words “Except as provided in section 11 of this Act,”:
- (d) By repealing the Schedule.

6. Saving—Nothing in this Act affects the power to amend, suspend, or revoke, under the Petroleum Demand Restraint Act 1981, the regulations specified in the First Schedule to this Act (including the regulation inserted by section 3 of this Act).

SCHEDULES

Section 2

FIRST SCHEDULE

REGULATIONS VALIDATED AND CONFIRMED

Title	Statutory Regulations Serial Number
The Petroleum Demand Restraint (Motor Spirits) Regulations 1981	1981/235
The Petroleum Demand Restraint (Motor Spirits) Regulations 1981, Amendment No. 1	1981/242

SECOND SCHEDULE

Section 4

REGULATIONS REVOKED

Title	Statutory Regulations Serial Number
The Economic Stabilisation (Conservation of Petroleum) Regulations (No. 3) 1979	1979/153
The Economic Stabilisation (Conservation of Petroleum) Regulations (No. 3) 1979, Amendment No. 1	1979/229
The Economic Stabilisation (Conservation of Petroleum) Regulations (No. 3) 1979, Amendment No. 4	1980/137
The Economic Stabilisation (Conservation of Petroleum) Regulations (No. 3) 1979, Amendment No. 5	1980/181

This Act is administered in the Ministry of Energy.