

ACTS SUPPLEMENT

to The Uganda Gazette No. 77, Volume CXVI, dated 1st December, 2023

Printed by UPPC, Entebbe, by Order of the Government.

Act 28

Petroleum Supply (Amendment) Act

2023

THE PETROLEUM SUPPLY (AMENDMENT) ACT, 2023

ARRANGEMENT OF SECTIONS

Section

1. Amendment of section 3 of the Petroleum Supply Act, 2003
2. Amendment of section 5 of principal Act
3. Amendment of section 29 of principal Act
4. Insertion of Third Schedule in principal Act

THE PETROLEUM SUPPLY (AMENDMENT) ACT, 2023

An Act to amend the Petroleum Supply Act, 2003, to empower the Uganda National Oil Company Limited to be the supplier of all imports to the licensed oil marketing companies of petroleum products for the Ugandan market; to guarantee security of supply of petroleum products; to improve petroleum product stock holding levels within the country; to contribute to the competitiveness of consumer and retail pump prices; and for other related matters.

DATE OF ASSENT: 23rd November, 2023

Date of Commencement: 1st December, 2023

BE IT ENACTED by Parliament as follows:

1. Amendment of section 3 of the Petroleum Supply Act, 2003

The Petroleum Supply Act, 2003 in this Act referred to as the principal Act is amended in section 3—

- (a) by deleting paragraph (f);
- (b) by inserting immediately after paragraph (h), the following—

- “(i) to facilitate the Uganda National Oil Company or such other person nominated by the Minister, with the approval of Cabinet, to import all Petroleum Products, as listed in the Third Schedule to this Act, destined for the Ugandan market to guarantee security of supply of Petroleum Products in the country.”

2. Amendment of section 5 of principal Act

The principal Act is amended in section 5 by inserting immediately after the definition of “licensee” the following new definition—

“licensed oil marketing companies” means persons granted a petroleum supply operations licence under section 17 to import petroleum products into Uganda;”.

3. Amendment of section 29 of principal Act

The principal Act is amended by substituting for section 29, the following—

“29. Supply chain of petroleum products

(1) Subject to subsection (2), any person, whether Ugandan or foreign, may participate in all or any activities of the supply chain, in accordance with this Act and any other applicable laws.

(2) The importation and supply of petroleum products destined for the Ugandan market to the licensed oil marketing companies shall be undertaken by the Uganda National Oil Company Limited.

(3) Notwithstanding subsection (2), the Minister may, by statutory instrument, under exceptional circumstances, nominate such other person, with the approval of Cabinet, to import and supply all or a portion of petroleum products listed in the Third Schedule to this Act.

(4) For the purposes of subsection (3), the exceptional circumstances are—

- (a) where the Uganda National Oil Company Limited fails to import and supply petroleum products in any given month; or
- (b) where the Uganda National Oil Company Limited becomes insolvent.

(5) The licensed oil marketing companies shall purchase all their petroleum products requirements from the Uganda National Oil Company or such other person nominated by the Minister under subsection (3).”

4. Insertion of Third Schedule in principal Act

The principal Act is amended by inserting immediately after the Second Schedule the following—

“THIRD SCHEDULE

Section 29(3)

Petroleum Products to be sourced and supplied by the Uganda National Oil Company Limited

- 1. Premium motor gasoline or super petrol.
- 2. Automotive gasoil or diesel.
- 3. Jet A-1.
- 4. Dual purpose kerosene.”