

**LIBRARY
OFFICE OF PARLIAMENT**

**IN THE THIRD MEETING OF THE FIRST SESSION
OF THE THIRD PARLIAMENT OF THE
FOURTH REPUBLIC OF GHANA**

**REPORT OF THE COMMITTEE ON
SUBSIDIARY, LEGISLATION**

ON THE

**EXPORT AND IMPORT (PROHIBITION OF
IMPORTATION OF USED LPG CYLINDERS)
INSTRUMENT, 2001, L.I. 1693**

November 2001

**REPORT OF THE COMMITTEE ON SUBSIDIARY LEGISLATION
ON THE EXPORT AND IMPORT (PROHIBITION OF IMPORTATION
OF USED LPG CYLINDERS) INSTRUMENT, 2001, L.I. 1693**

1.0 INTRODUCTION

The Export and Import (Prohibition of Importation of Used LPG Cylinders) Instrument 2001, L.I. 1693 was laid before the House and referred to the Committee on Subsidiary Legislation on 16th October, 2001 pursuant to Article 11 (7) of the Constitution and Standing Order 166.

2.0 REFERENCES

The following documents and enactments were considered by the Committee in considering the L.I.:

- i. The Standing Orders of Parliament
- ii. The Constitution of the Republic of Ghana
- iii. The Export and Import Act, 1995, Act 503
- iv. The Export and Import (Prohibition of Importation of used LPG Cylinders) Instrument 2001, L.I. 1693.

3.0 BACKGROUND

The Minister for Trade and Industry derives his authority to make these Regulations from sections 12 and 13 (a) of the Export and Import act, 1995, Act 503 which provides as follow:

- “12. The Minister may, by legislative instrument, prohibit or restrict the exportation or importation of such goods as may be specified in the

instrument;

“13. The Minister may, by legislative instrument, make regulations:

(a) restricting or prohibiting the export or import of any goods.”

4.0 **DELIBERATION**

The Committee was assisted by the Chief director of the Ministry of Trade and Industry and his technical team as well as officials from the Ministry of Energy.

5.0 **OBSERVATIONS**

This Instrument seeks to prohibit the importation of Used Liquified Petroleum Gas (LPG) Cylinders so as to ensure the safety of consumers and the nation at large.


It came to the notice of the Committee that, enough consultation were made between the Ministry of Trade and Industry, Energy and the Importers of the Used LPG Cylinders and Manufacturers of Cylinders before the L.I. was laid before Parliament.

It was also observed by the Committee that, there is no mechanism in place at the moment to determine the age as well as the expiratory date of imported Used LPG Cylinders in the country which definitely puts potential users at risk.

It again came to the notice of the Committee that there is not much difference in price between the Used Imported LPG Cylinders and the locally produced cylinders.

6.0 **RECOMMENDATION/CONCLUSION**

The Committee considers the L.I. 1693 consistent with the provisions of the parent Act and the Constitution and accordingly recommends that it should be allowed to come into force by the House with the effluxion of time.


.....
HON. AMOS BUERTEY
CHAIRMAN, COMMITTEE ON
SUBSIDIARY LEGISLATIONS


.....
ROSEMARY ARTHUR
CLERK TO THE COMMITTEE