
FIJI ISLANDS GOVERNMENT GAZETTE SUPPLEMENT

No. 41

FRIDAY, 18th DECEMBER

2009

[LEGAL NOTICE NO. 98]

COUNTER-INFLATION ACT
 (CAP. 73)

Counter-Inflation (Price Control) (Petroleum Prices) (No. 22) Order 2009

IN exercise of the powers conferred upon it by sections 9, 18 and 23 of the Counter - Inflation Act, the Prices and Incomes Board, with the approval of the Attorney General and Minister for Justice, Anti-Corruption, Public Enterprises, Industry, Tourism, Trade & Communications & Acting Minister for Finance makes the following Order—

Citation and commencement

1. This Order may be cited as the Counter-Inflation (Price Control) (Petroleum Prices) (No. 22) Order 2009 and comes into force on 17th December 2009.

Maximum prices

2.—(1) Subject to sub-paragraph (2) below, the prices set out in Schedule 1—Schedule 8 herein shall be the maximum retail or wholesale price, as the case may be, at which the goods mentioned therein may be sold in the areas so specified in the Schedule.

(2) Where the maximum price of an item listed in the Schedules is required to be rounded up to the nearest whole number by reason of the cessation of the 1 cent and 2 cents denominations, the consequential increase in the price of that item does not constitute a contravention of this Order.

Maximum prices

Schedule 1

3.—(1) The prices set out in Schedule 1 are the maximum retail or wholesale prices, as the case may be, at which the goods specified in it may be sold within the cities of Suva and Lautoka and the town of Lami.

Schedule 2

(2) The prices set out in Schedule 2 are the maximum retail or wholesale prices, as the case may be, at which the goods specified in it may be sold within the towns of Ba, Nadi, Nausori and Nasinu and the following areas—

- (a) from the prescribed boundary of the city of Lautoka to the prescribed boundary of the town of Nadi, up to 3 kilometres from the centre point of the Queen's Road on both sides of that road; and

- (b) from the prescribed boundary of the city of Lautoka to the prescribed boundary of the town of Ba, up to 3 kilometres from the centre point of the King's Road on both sides of that road.

Schedule 3

(3) The prices set out in Schedule 3 are the maximum retail or wholesale prices, as the case may be, at which the goods specified in it may be sold in any area on the island of Viti Levu, located within 1 kilometre from any public road except an area mentioned in Schedule 1 or 2.

Schedule 4

(4) The prices set out in Schedule 4 are the maximum retail or wholesale prices, as the case may be, at which the goods specified in it may be sold in any area on the island of Viti Levu not mentioned in Schedule 1, 2 or 3.

Schedule 5

(5) The prices set out in Schedule 5 are the maximum retail or wholesale prices, as the case may be, at which the goods specified in it may be sold within the town of Labasa and any area on the island of Taveuni within a radius of 8 kilometres from the Post Office at Waiyevo.

Schedule 6

(6) The prices set out in Schedule 6 are the maximum retail or wholesale prices, as the case may be, at which the goods specified in it may be sold in any area on the island of Taveuni, other than the area on that island mentioned in Schedule 5.

Schedule 7

(7) The prices set out in Schedule 7 are the maximum retail or wholesale prices, as the case may be, at which the goods specified in it may be sold within the town of Savusavu.

Schedule 8

(8) The prices set out in Schedule 8 are the maximum retail or wholesale prices, as the case may be, at which the goods specified in it may be sold within the town of Levuka.

Schedule 9

(9) The prices set out in Schedule 9 are the maximum retail or wholesale prices, as the case may be, at which the goods specified in it may be sold in any area on the island of Vanua Levu, within 10 kilometres from the prescribed boundaries of the towns of Labasa and Savusavu.

Schedule 10

(10) The prices set out in Schedule 10 are the maximum retail or wholesale prices, as the case may be, at which the goods specified in it may be sold in any area on the island of Vanua Levu, beyond 10 kilometres from the prescribed boundaries of the towns of Labasa and Savusavu and within 1 kilometre from any public road.

Schedule 11

(11) The prices set out in Schedule 11 are the maximum retail or wholesale prices, as the case may be, at which the goods specified in it may be sold in any area on the islands of Vanua Levu and Ovalau not mentioned in Schedule 5, 7, 8, 9 or 10.

Schedule 12

(12) The prices set out in Schedule 12 are the maximum retail or wholesale prices, as the case may be, at which the goods specified in it may be sold in any area within Fiji Islands, other than the islands of Taveuni, Vanua Levu, Viti Levu, Ovalau and areas beyond a radius of 3 kilometres from the jetty situated at Oinafa on the island of Rotuma.

Schedule 13

(13) The prices set out in Schedule 13 are the maximum retail or wholesale prices, as the case may be, at which the goods specified in it may be sold in any area beyond a radius of 3 kilometres from the jetty situated at Oinafa on the island of Rotuma.

Calculation of retail or re-wholesale prices

4.—(1) Retail or re-wholesale prices for Premix outboard fuel and Kerosene (for household use only) are to be calculated in accordance with the Counter-Inflation (Price Control) (Percentage Control of Foodstuffs and Certain Household Products) (No. 8) (Amendment) Order 2008.

(2) The wholesale price for premix outboard fuel and kerosene mentioned in the Schedules are for delivery to service stations only by an Oil Company or its agents.

Packaging

5. Except where otherwise stated, prices referred to in paragraph 2 includes the cost of packaging.

Prices to be marked or displayed

6.—(1) Any person having for sale by retail any of the goods specified in any Schedule to this Order must cause the same to be legibly and conspicuously marked with the maximum retail price for the information of the public.

(2) If goods specified in any of the Schedules are not displayed for sale in an individual packet or container, a retailer complies with this Order if he displays in a prominent position a legible and conspicuous notice clearly indicating those goods to which the notice relates and the maximum retail price of the goods.

Calculation of price

7. If the maximum price ascertained in any of the Schedules includes a fraction of a cent, an amount of or in excess of one half () cent is to be reckoned as one cent, and an amount of less than one half () cent is to be ignored.

Value Added Tax (VAT)

8. Wholesalers must state Value Added Tax (VAT) separately in the invoice provided at the time of sale.

Revocation

9. The Counter-Inflation (Price Control) (Petroleum Prices) (No.21) Order 2009 is revoked.

SCHEDULE 1

THE CITIES OF SUVA AND LAUTOKA AND THE TOWN OF LAMI

GOODS	QUANTITY	RETAIL PRICE INCLUSIVE OF VAT	WHOLESALE PRICE EXCLUSIVE OF VAT
1. Motor Spirit (Unleaded)	per litre	\$2.05	177.74 c
2. Gasoil (diesoline)	per litre	\$1.76	153.43 c
3. Pre-mixed Outboard fuel	per litre	see para. 3	162.65 c
4. Kerosene - for household use only.	per litre (bulk)....	see para. 3	134.34 c
	per litre (bulk - if container supplied)....	-	165.34 c

SCHEDULE 2

THE TOWNS OF BA, NADI, NAUSORI AND NASINU AND THE FOLLOWING AREAS—

- (a) from the prescribed boundary of the city of Lautoka to the prescribed boundary of the town of Nadi, up to 3 kilometres from the centre point of the Queen's Road on both sides of that road; and
- (b) from the prescribed boundary of the city of Lautoka to the prescribed boundary of the town of Ba, up to 3 kilometres from the centre point of the King's Road on both sides of that road.

GOODS	QUANTITY	RETAIL PRICE INCLUSIVE OF VAT	WHOLESALE PRICE EXCLUSIVE OF VAT
1. Motor Spirit (Unleaded)	per litre	\$2.05	177.85 c
2. Gasoil (diesoline)	per litre	\$1.76	153.54 c
3. Pre-mixed Outboard fuel	per litre	see para. 3	162.76 c
4. Kerosene - for household use only.	per litre (bulk)....	see para. 3	134.45 c
	per litre (bulk - if container supplied)....	-	165.45 c

SCHEDULE 3

ANY AREA ON THE ISLAND OF VITILEVU, LOCATED WITHIN 1 KILOMETRE FROM ANY PUBLIC ROAD EXCEPT AN AREA MENTIONED IN SCHEDULE 1 OR 2.

GOODS	QUANTITY	RETAIL PRICE INCLUSIVE OF VAT	WHOLESALE PRICE EXCLUSIVE OF VAT
1. Motor Spirit (Unleaded)	per litre	\$2.05	177.96 c
2. Gasoil (diesoline)	per litre	\$1.77	153.65 c
3. Pre-mixed Outboard fuel	per litre	see para. 3	162.87 c
4. Kerosene – for household use only.	per litre (bulk).... per litre (bulk – if container supplied)....	see para. 3 -	134.56 c 165.56 c

SCHEDULE 4

ANY AREA ON THE ISLAND OF VITI LEVU NOT MENTIONED IN SCHEDULE 1, 2 OR 3

GOODS	QUANTITY	RETAIL PRICE INCLUSIVE OF VAT	WHOLESALE PRICE EXCLUSIVE OF VAT
1. Motor Spirit (Unleaded)	per litre	\$2.09	181.74 c
2. Gasoil (diesoline)	per litre	\$1.81	157.43 c
3. Pre-mixed Outboard fuel	per litre	See para. 3	166.65 c
4. Kerosene – for household use only.	per litre (bulk).... per litre (bulk – if container supplied)....	See para. 3 -	138.34 c 169.34 c

SCHEDULE 5

THE TOWN OF LABASA AND ANY AREA ON THE ISLAND OF TAVEUNI WITHIN A RADIUS OF 8 KILOMETRES FROM THE POST OFFICE AT WAIYEVO

GOODS	QUANTITY	RETAIL PRICE INCLUSIVE OF VAT	WHOLESALE PRICE EXCLUSIVE OF VAT
1. Motor Spirit (Unleaded)	per litre	\$2.07	180.11 c
2. Gasoil (diesoline)	per litre	\$1.79	155.74 c
3. Pre-mixed Outboard fuel	per litre	See para. 3	169.85 c
4. Kerosene – for household use only.	per litre (bulk).... per litre (bulk – if container supplied)....	See para. 3 -	136.71 c 167.71 c

SCHEDULE 6

ANY AREA ON THE ISLAND OF TAVEUNI, OTHER THAN THE AREA ON THAT ISLAND MENTIONED IN SCHEDULE 5

GOODS	QUANTITY	RETAIL PRICE INCLUSIVE OF VAT	WHOLESALE PRICE EXCLUSIVE OF VAT
1. Motor Spirit (Unleaded)	per litre	\$2.08	180.61 c
2. Gasoil (diesoline)	per litre	\$1.79	156.24 c
3. Pre-mixed Outboard fuel	per litre	See para. 3	170.35 c
4. Kerosene – for household use only.	per litre (bulk).... per litre (bulk – if container supplied)....	See para. 3 -	137.21 c 168.21 c

SCHEDULE 7

THE TOWN OF SAVUSAVU

GOODS	QUANTITY	RETAIL PRICE INCLUSIVE OF VAT	WHOLESALE PRICE EXCLUSIVE OF VAT
1. Motor Spirit (Unleaded)	per litre	\$2.07	179.76 c
2. Gasoil (diesoline)	per litre	\$1.79	155.39 c
3. Pre-mixed Outboard fuel	per litre	see para. 3	169.73 c
4. Kerosene – for household use only.	per litre (bulk).... per litre (bulk – if container supplied)....	see para. 3 -	136.36 c 167.36 c

SCHEDULE 8

THE TOWN OF LEVUKA

GOODS	QUANTITY	RETAIL PRICE INCLUSIVE OF VAT	WHOLESALE PRICE EXCLUSIVE OF VAT
1. Motor Spirit (Unleaded)	per litre	\$2.10	182.24 c
2. Gasoil (diesoline)	per litre	\$1.78	154.92 c
3. Pre-mixed Outboard fuel	per litre	see para. 3	167.53 c
4. Kerosene – for household use only	per litre (bulk).... per litre (bulk – if container supplied)....	see para. 3 -	138.84 c 169.84 c

SCHEDULE 9

ANY AREA ON THE ISLAND OF VANUA LEVU, WITHIN 10 KILOMETRES FROM THE PRESCRIBED BOUNDARIES OF THE TOWNS OF LABASA AND SAVUSAVU

GOODS	QUANTITY	RETAIL PRICE INCLUSIVE OF VAT	WHOLESALE PRICE EXCLUSIVE OF VAT
1. Motor Spirit (Unleaded)	per litre	\$2.08	180.33 c
2. Gasoil (diesoline)	per litre	\$1.79	155.96 c
3. Pre-mixed Outboard fuel	per litre	see para. 3	170.07 c
4. Kerosene – for household use only.	per litre (bulk)....	see para. 3	136.93 c
	per litre (bulk – if container supplied)....	-	167.93 c

SCHEDULE 10

ANY AREA ON THE ISLAND OF VANUA LEVU, BEYOND 10 KILOMETRES FROM THE PRESCRIBED BOUNDARIES OF THE TOWNS OF LABASA AND SAVUSAVU AND WITHIN 1 KILOMETRE FROM ANY PUBLIC ROAD

GOODS	QUANTITY	RETAIL PRICE INCLUSIVE OF VAT	WHOLESALE PRICE EXCLUSIVE OF VAT
1. Motor Spirit (Unleaded)	per litre	\$2.09	181.61 c
2. Gasoil (diesoline)	per litre	\$1.81	157.24 c
3. Pre-mixed Outboard fuel	per litre	See para. 3	171.35 c
4. Kerosene – for household use only.	per litre (bulk)....	See para. 3	138.21 c
	per litre (bulk – if container supplied)....	-	169.21 c

SCHEDULE 11

ANY AREA ON THE ISLANDS OF VANUA LEVU AND OVALAU NOT MENTIONED IN SCHEDULE 5, 7, 8, 9 OR 10

GOODS	QUANTITY	RETAIL PRICE INCLUSIVE OF VAT	WHOLESALE PRICE EXCLUSIVE OF VAT
1. Motor Spirit (Unleaded)	per litre	\$2.11	183.61 c
2. Gasoil (diesoline)	per litre	\$1.83	159.24 c
3. Pre-mixed Outboard fuel	per litre	See para. 3	173.35 c
4. Kerosene – for household use only.	per litre (bulk)....	See para. 3	140.21 c
	per litre (bulk – if container supplied)....	-	171.21 c

SCHEDULE 12

ANY AREA WITHIN FIJI ISLANDS, OTHER THAN THE ISLANDS OF TAVEUNI,
VANUA LEVU, VITI-LEVU, OVALAU AND AREAS BEYOND A RADIUS OF 3
KILOMETRES FROM THE JETTY SITUATED AT OINAFA ON THE ISLAND OF
ROTUMA

GOODS	QUANTITY	RETAIL PRICE INCLUSIVE OF VAT	WHOLESALE PRICE EXCLUSIVE OF VAT
1. Motor Spirit (Unleaded)	per litre	\$2.22	193.40 c
2. Gasoil (diesoline)	per litre	\$1.93	168.09 c
3. Pre-mixed Outboard fuel	per litre	See para. 3	178.31 c
4. Kerosene – for household use only.	per litre (bulk)....	See para. 3	149.00 c
	per litre (bulk – if container supplied)....	-	180.00 c

SCHEDULE 13

ANY AREA BEYOND A RADIUS OF 3 KILOMETRES FROM THE JETTY
SITUATED AT OINAFA ON THE ISLAND OF ROTUMA

GOODS	QUANTITY	RETAIL PRICE INCLUSIVE OF VAT	WHOLESALE PRICE EXCLUSIVE OF VAT
1. Motor Spirit (Unleaded)	per litre	\$2.26	196.40 c
2. Gasoil (diesoline)	per litre	\$1.96	171.09 c
3. Pre-mixed Outboard fuel	per litre	see para. 3	181.31 c
4. Kerosene – for household use only.	per litre (bulk)....	see para. 3	152.00 c
	per litre (bulk – if container supplied)....	-	183.00 c

Made this 10th day of December 2009.

L. NAIMAWI
Acting Secretary
Prices and Incomes Board

Approved by me this, 10th day of December 2009.

A. SAYED-KHAIYUM
Attorney General and Minister for Justice,
Anti-Corruption, Public Enterprises, Industry,
Tourism, Trade & Communication &
Acting Minister for Finance

[LEGAL NOTICE NO. 97]

LAND TRANSPORT ACT 1998
(ACT NO. 35 OF 1998)

Land Transport (Public Service Vehicles) (Amendment) Regulations 2009

IN exercise of the powers conferred upon me by Section 113 of the Act, and after consulting with the Authority, I make these Regulations:

Citation

- 1.—(1) These Regulations may be cited as the Land Transport (Public Service Vehicle) (Amendment) Regulations 2009;
- (2) In these Regulations, the Land Transport (Public Service Vehicle) Regulations 2000 is referred to as the “Principal Regulation”.

Transfer of Permits

2. Regulation 11 of the principal Regulations is revoked and replaced—
 - “11(1) The Authority shall not transfer any unexpired permit unless the Authority considers it otherwise and under reasonable circumstances.
 - (2)—(a) Any application for transfer of a permit shall be made to the Authority.
 - (b) Any holder of the permit who intends to transfer any unexpired permit shall transfer the permit to the Authority

- (3)—(a) The Authority shall cause the permit to be sold by auction or public tender to the highest bidder
- (b) The amount collected shall be shared on a percentage basis. The revenue percentage shall be 50% for the Authority and 50% for the Permit Holder.
- (c) The Authority shall transfer the permit to the successful bidder to be the new permit holder.
- (d) The highest bidder shall meet all the requirements of application before the Authority effects the transfer of the permit.
- (4) Subject to subregulation (1), the Authority may, upon application being made transfer a permit for any unexpired term of the permit if the holder of the permit has died, become insane, permanently incapacitated or terminally ill and cannot conduct the business involving the permit;
- (5) Before transferring a permit, the Authority must be satisfied that the person nominated under subregulation (4) is a fit and proper person to hold a permit and that adequate provision will be made for the observance of any condition or restriction imposed in respect of the permit.
- (6) The person nominated to hold the permit under subregulation (5), must not have any conviction an offence for the last 6 years, the penalty for which is imprisonment for 3 months or more, or disqualification from driving for any period of time”.

Dated this 11th day of November 2009.

T. L. NATUVA
Minister for Works and Transport