

AS TABLED IN THE HOUSE OF ASSEMBLY

A BILL

entitled

CORPORATION OF ST. GEORGE'S (UNESCO WORLD HERITAGE FUND AND LEVY) ACT 2013

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WHEREAS it is expedient to provide for the establishment of the UNESCO World Heritage Fund for the purpose of maintaining, developing and promoting the UNESCO World Heritage site in the Town of St. George, and to impose a levy on gas and petroleum products landed at the Oil Docks in St. George's Parish to be paid into the Fund;

Be it enacted by The Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and the House of Assembly of Bermuda, and by the authority of the same, as follows:

Citation

1 This Act may be cited as the Corporation of St. George's (UNESCO World Heritage Fund and Levy) Act 2013.

Interpretation

2 In this Act—

“Corporation” means the Corporation of St. George's;

“Fund” means the UNESCO World Heritage Fund established under section 3;

“Minister” means the Minister responsible for the Municipalities.

CORPORATION OF ST. GEORGE'S (UNESCO WORLD HERITAGE FUND AND LEVY) ACT 2013

UNESCO World Heritage Fund

3 (1) There shall be established a Fund, known as the "UNESCO World Heritage Fund" to be administered by the Corporation of St. George's in accordance with this Act.

(2) The Fund shall be used to maintain, develop and promote the UNESCO World Heritage Site in St. George's.

(3) All moneys obtained by the Corporation under this Act shall be paid into the Fund.

(4) The Corporation may pay other moneys into the Fund, including any amounts which may be authorized by the Legislature from time to time as Government's contribution to the Fund.

Management of the Fund

4 (1) The Corporation shall maintain a record of transactions of the Fund and shall ensure that—

(a) all monies received are properly brought to account; and

(b) all payments out of the Fund are correctly made and properly authorised.

(2) The financial year of the Fund shall end on 31st December each year.

(3) The Corporation shall comply with any request of the Accountant General for information and documentation relating to the Fund.

Annual Report on the Fund

5 (1) It shall be the duty of the Corporation at any time prior to the 30th June in each year to forward to the Minister a statement in detail duly audited by an auditor to be approved by the Corporation showing—

(a) receipts and expenditure of the Fund during the preceding financial year; and

(b) such other information as the Minister may direct in writing.

(2) The Minister shall cause copies of the annual audited report of the Corporation to be laid before the Legislature as soon as practicable.

UNESCO World Heritage Levy

6 (1) The Corporation of St. George's may collect a levy of 0.25 cents per litre on all petroleum oils and petroleum gases of Headings 27.09, 27.10 and 27.11 in the First Schedule to the Customs Tariff Act 1970 which are imported via the ship terminal at the Oil Docks, St. George's.

(2) Any person landing any such products at the Oil Docks, St. George's, shall pay the levy imposed under this section to the Corporation of St. George's.

(3) The Minister of Finance may, by order subject to the affirmative resolution procedure, amend the amount of the levy specified in subsection (1).

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(4) The provisions of the Municipalities Act 1923 relating to the levying and collecting of wharfage on goods imported into the Port of St. George's shall have effect in relation to the levying and collecting of the UNESCO World Heritage Levy as if that Levy were wharfage authorized to be levied or collected under that Act.

Commencement

7 This Act comes into operation on such date as the Minister of Finance may appoint by notice published in the Gazette.

CORPORATION OF ST. GEORGE'S
(UNESCO WORLD HERITAGE FUND AND LEVY) BILL 2013

EXPLANATORY MEMORANDUM

This Bill seeks to establish the UNESCO World Heritage Fund and to provide for the Corporation of St. George's to impose a levy on gas and petroleum products landed at the Oil Docks, St. George's (Ferry Reach) for the purpose of maintaining, developing and promoting the UNESCO World Heritage site in St. George's.

Clause 1 is self-explanatory.

Clause 2 provides definitions.

Clause 3 establishes the UNESCO World Heritage Fund to be administered by the Corporation of St. George's and used to maintain, develop and promote the UNESCO World Heritage Site in St. George's.

Clause 4 makes provision for the management of the Fund.

Clause 5 provides for annual audited reports on the Fund to be prepared by the Corporation, submitted to the Minister and laid before the Legislature.

Clause 6 imposes a levy of 0.25 cents per litre on the specified oil and petroleum products landed at the Oil Docks, St. George's (Ferry Reach). The Minister of Finance may amend the amount of the levy by order subject to the affirmative resolution procedure.

Clause 7 provides for commencement.