



# UNIVERSITY OF MINES AND TECHNOLOGY, TARKWA

SECOND SEMESTER EXAMINATIONS, MAY 2015

COURSE NO : PE 476  
COURSE NAME: **PETROLEUM LAWS AND REGULATIONS**  
CLASS : PE IV TIME: **3 HOURS**

Name: \_\_\_\_\_ Index Number: \_\_\_\_\_

**Answer all questions under each section; Questions have been set based on the GNPC Law of 1983, the Petroleum Exploration and Production Law of 1984 and the Petroleum Income Tax Law of 1987**

### Section A: Petroleum Income Tax Law. (12)

1. Deductions allowed in ascertaining chargeable income. For the purpose of computing the chargeable income of any person for any year of assessment there shall be deducted all outgoing and expenses wholly, exclusively and necessarily incurred by such person for the purpose of petroleum operations during the year of assessment including the following: Mention 5 of such outgoing and expenses **(5 marks)**
2. Deductions not allowed in ascertaining chargeable income. Mention any 5 item categories which the laws states no deductions shall be allowed **(5 marks)**
3. The amount of tax payable under this law by any person carrying on petroleum operations in respect of any year of assessment or quarterly period shall be.....of the chargeable income arising from such operations in respect of the said year or period. **(1 mark)**
4. Which persons are answerable for chargeable tax **(1 mark)**

### Section B: GNPC Law 1983 (34)

1. The board of directors of the corporation is constituted by how many persons? Mention and specify the constitution of the board of directors. **(4 mark)**
2. The ....., on the recommendation of the Minister, may remove a member of the Board from office before the expiration of the term of office if in the opinion of the ..... it is in the national interest to do so. **(2 mark)**
3. The meetings of the Board shall be held at the time and place determined by the ..... but the Board shall meet at least ..... in every ..... **(3 mark)**
4. The notice shall be delivered to each member of the Board at least ..... days prior to the meeting to which the notice relates unless a majority of the members of the Board decide to waive the requirements in respect of the notice under subsection **(2marks)**
5. In the absence of the chairman of the board, the meetings may be convened by ..... **(1 mark)**

6. The Board may delegate any of its functions under this Act to the ..... of the Corporation *(1 mark)*
7. Who is the current CEO appointed for the Ghana National Petroleum Corporation (GNPC) ..... *(2 marks)*
8. Mention 3 responsibilities of the Managing director of the corporation *(3 marks)*
9. The ..... shall each year audit the books and accounts of the Corporation. *(1 mark)*
10. Give the purpose of the creation or issuance of debt securities by the corporation. Mention 2 examples of debt securities *(2 marks)*
11. Give the purpose of establishing a sinking fund by the Corporation *(1 mark)*
12. .... shall supervise and monitor the operation of the special foreign exchange account by the Corporation to ensure that it is in conformity with the approved purposes for which the account was established. *(1 mark)*
13. In case of violation of by a person divulging an information which is considered by the Corporation to be of a confidential nature to a person other than the Minister, *(2 marks)*
  - a. where the offender is a member of the Board that member shall be dismissed from the Board by the ..... on the advice of the Minister;
  - b. where the offender is an employee of the Corporation, the employee shall be dismissed on approval by the .....
14. The approval of the Minister shall be required for certain acts of the Corporation: Mention them *(4 marks)*
15. Mention the objects of the Corporation *(2 marks)*
16. Mention 4 functions of the Ghana National Petroleum Corporation (GNPC) *(4 marks)*

### **Section C: Petroleum Exploration and Production Law of 1984 (32 Marks)**

1. .... shall represent the republic of Ghana in negotiation for and entry into petroleum agreements. *(1 mark)*
2. Any petroleum agreement entered into by the ..... shall be deemed to be approved by the ..... unless the ..... within a month of the entry by the Secretary into such an agreement disallows the agreement. *(3 marks)*
3. The Secretary shall prepare a reference map showing areas of potential petroleum fields within the jurisdiction of Ghana, divided into numbered areas and each of which shall be described as ..... *(1 mark)*
4. Subject to the provisions of this Law and such Regulations as may be prescribed, the ..... or ..... or ..... shall have the right to enter upon any land to carry out petroleum operations *(3 marks)*

5. Any person having a title to or interest in such land who suffers any loss or damage as a result of the petroleum operations shall be entitled to such ..... as may be determined by Law **(1 mark)**
6. Which categories of persons of any land does the law say may apply for compensations to be paid to them? **(2 mark)**
7. Which bodies or persons does the law specify the above categories of persons have to apply to for such compensations? **(2 marks)**
8. According to the law, compensations may be paid as a result of what? **(2 marks)**
9. Such application for compensation shall be copied to the ..... and ..... **(2 marks)**
10. Where a contractor declares a discovery to be non-commercial, the area which comprises the geological structure in which the discovery is located shall be ..... by the contractor **(1 mark)**
11. No operations shall commence to implement a development plan unless the plan has been approved by the ..... **(1 mark)**
12. Mention 4 obligations of the contractor or sub-contractor **(4 marks)**
13. Mention the rights of the contractor or sub-contractor as stipulated under this law **(3 marks)**
14. What are royalties? **(2 marks)**
15. Mention some of the duties of an auditor and state categories of items that can be audited as specified by the law **(4 marks)**
16. Any person authorised by the Secretary to inspect any petroleum operations and to ensure that such petroleum operations are carried out in accordance with the provisions of this Law and the Regulations of this section shall have the right at reasonable times to: Mention 3 **(3 marks)**
17. Mention any 2 instances of offences which may call for penalties **(2 marks)**

***O. K. Dankwa***