



Attorney General's Office
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OFFICE OF THE GOVERNOR
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EXECUTIVE ORDER NO. 07-1993

MANAGEMENT OF PETROLEUM FACILITIES

Section 1. Preamble

The American Samoa Government is a large consumer of petroleum products and has the responsibility to assure that adequate terminal facilities and market conditions exist for the supply of petroleum fuels to users of industrial and transportation fuels. Because of the importance of petroleum supplies to the economy and welfare of the Territory, it is necessary to clarify and consolidate management responsibility for petroleum matters on behalf of the Government.

Section 2. Authority

This Executive Order is issued under the authority of Section 6 of Article IV of the Revised Constitution of American Samoa and Section 4.001 of the American Samoa Code Annotated.

Section 3. Management Responsibility

The Executive Director of the American Samoa Power Authority ("ASPA") shall have lead management responsibility and authority for all matters concerning the supply of petroleum fuels to American Samoa, including liaison with the operator of the Utulei tank farm, the airport storage facilities, and the fuel dock (the "Facilities"), liaison with petroleum suppliers, liaison with the American Samoa Petroleum Cooperative (the "Cooperative"), maintenance, construction and improvement of the Facilities, and collection of rents, terminal fees, and assessments (other than those collected by the Cooperative).

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Section 4. Legal Matters

The Attorney General shall have full responsibility and authority for all legal matters pertaining to petroleum supply and the Facilities, including any litigation, regulations, contracts, procurement, or disputes.

Section 5. American Samoa Petroleum Cooperative

Nothing in this Executive Order is intended to modify Executive Order No. 14-1992 or to affect the authority of the Cooperative to levy and collect rents, terminal fees and assessments for the construction, maintenance and refurbishment of the Facilities and to obligate and expend such funds for such purposes.

Section 6. Executive Departments and Officers

The Departments and Offices of the Executive Branch, including the Department of Public Works and the Territorial Energy Office, are authorized and directed to make available such personnel resources, and assistance as the Executive Director of ASPA may request to achieve the purposes of this Executive Order.

Section 7. Office of the Governor

The Executive Director of ASPA shall keep the Office of the Governor informed, through the Chief of Staff, of all major developments pertaining to the supply of petroleum fuels and the status of the Facilities.

Section 8. Effective Date

This Executive Order shall be effective upon execution.

Dated: May 17, 1993

P. Lutali
P. LUTALI
Governor of American Samoa

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As per standard list