

GOVERNMENT OF SHARJAH

EXECUTIVE COUNCIL

SECRETARIAT GENERAL

Date: 10/01/2018

No.: 8-726/*.*./2018

Brother Sheikh Sultan bin Ahmad Sultan Al Qasimi

Deputy Chairman of the Sharjah National Oil Corporation

Greetings,

Subject: Executive Council Decision No. (1) of 2018

The General Secretariat of the Executive Council extends its warmest greetings and sincerest wishes of continued success and prosperity.

With reference to the above subject, we attach herewith for your Excellency Executive Council Decision No. (1) of 2018 concerning the protection of oil and natural gas establishments in the Emirate of Sharjah.

Kindly take the necessary action.

Thank you for your cooperation,

Sincerely,

For Advisor Sultan Ali bin Butti Al Mhairi

Secretary General of the Executive Council

GOVERNMENT OF SHARJAH

EXECUTIVE COUNCIL

Executive Council Decision No. (1) of 2018

Concerning

The Protection of Oil and Natural Gas Establishments in the Emirate of Sharjah

We, Sultan bin Mohammad bin Sultan Al Qasimi, Crown Prince, Deputy Ruler and Chairman of the Executive Council of Sharjah,

Having reviewed Law No. (2) of the year 1999 regarding the formation of the Executive Council of the Emirate of Sharjah and its Executive Regulations and amendments;

Law No. (2) of 1998 regarding the establishment of the Directorate of Town Planning and Survey in the Emirate of Sharjah;

Law No. (1) of 1999 regarding the establishment of the Sharjah National Oil Corporation;

Law No. (7) of 2017 regarding violations and administrative penalties in the Emirate of Sharjah; and

Pursuant to the presentation of the Deputy Chairman of the Sharjah National Oil Corporation, the approval of the Executive Council and in the best interest of the public;

Hereby issue the following decision:

Definitions

Article (1)

In the application of the provisions of this decision, the following words and phrases shall have the meanings shown opposite each, unless otherwise required by context:

Emirate	:	Emirate of Sharjah
Executive Council	:	Executive Council of the Emirate
SNOC	:	Sharjah National Oil Corporation
Government	:	Government departments, authorities and establishments and their equivalents
Entities	:	in the Emirate
Concerned Entities	:	Government Entities, SNOC and oil and natural gas corporations.
Person	:	Any natural or legal person.
Establishments	:	Oil and gas fields and wells, facilities, rigs and related excavation, drilling, production and refinery equipment; means for storage, transportation, shipping and pumping of oil and gas by sea or by land, ground-level or subterranean; whether fixed or movable; belonging to the SNOC, a Government Entity or oil and gas companies and corporations in the Emirate
Protection Zone	:	All areas surrounding the Establishments and measured from any point of their outer boundaries.

Article (2)

1. A Protection Zone shall be formed at a distance of at least 30 meters around Establishments which contain the following:
 - a. Dry wells
 - b. Subterranean oil and gas pipelines with a pressure less than (95) bar.
2. A Protection Zone shall be formed at a distance of at least 100 meters around Establishments which contain the following:
 - a. Ground-level pipelines.
 - b. Land oil and gas wells.
 - c. Manifolds.
 - d. Flare Pits.
 - e. Rigs.
 - f. Gas pumps in fields.
 - g. Subterranean pipelines with a pressure more than (95) bar.
3. A Protection Zone shall be formed at a distance of at least 100 meters around marine Establishments.
 - a. Ocean rigs.
 - b. Ocean pipelines.
 - c. Oil and gas shipping ports.
 - d. Ocean oil and gas wells.

Article (3)

Taking into consideration the provisions of Article (2) of this decision:

1. Persons shall be prohibited from entering Establishments and the Protection Zone without permits from the Concerned Entities, each according to their field of specialty.
2. Government Entities shall not designate lands within Protection Zones.
3. Persons may not conduct any infrastructure development or construction works within the Establishments and Protection Zones without approval from the Concerned Entities.
4. The SNOC, Government Entities and oil and gas corporations shall place common directions and warning signs in the Establishments and their Protection Zones.

Article (4)

The Concerned Entities will issue the permits and approvals stated under Article (3) of this Decision pursuant to the terms and conditions they deem appropriate.

Article (5)

Without prejudice to any penalty under any other applicable legislation:

1. An administrative penalty not less than (10,000) ten thousand dirhams shall be imposed on Persons who violate the provisions of clause (3) of Article (3) of this Decision. This administrative penalty shall be multiplied for repeat offenses that occur within one year of the first offense and will be equal to (50,000) fifty thousand dirhams.
2. An administrative penalty not less than (50,000) fifty thousand dirhams shall be imposed on Person whose conducts leads to or causes damage or failure to the Establishments or limits their operation; in addition to bearing all costs for repairing the Establishments and any environmental damages.

Article (6)

1. The concerned court may confiscate all materials, tools and methods used to commit any of the punishable acts listed in Article (5) of this decision.
2. The implementation of administrative penalties under Article (5) of this Decision shall not prejudice the criminal or civil liability of anyone who commits or aids in committing such acts.
3. Administrative penalties under Article (5) of this decision shall be collected for the benefit of the SNOC.

Article (7)

Employees nominated by the SNOC and designated by a decision of the Minister of Justice pursuant to Article (34) of the Penal Procedures Code issued under Federal Law No. (35) of 1992 shall be granted the capacity of judicial officers with regards to violations of the provisions of this decision and any regulations and decisions issued pursuant to it as they pertain to the performance of their duties.

Article (8)

The Executive Council shall issue the decisions and directions necessary to implement this Decision based on the recommendations of the Chairman.

Article (9)

This Decision shall come into effect as of the date of its issuance and each Concerned Entity shall implement it within their respective specialties and it will be published in the Official Gazette.

Issued by us on:

Tuesday: 21 Rabei Al Akhir 1439

Corresponding to: 09 January 2018

(Signed)

Sultan bin Mohammad bin Sultan Al Qasimi

Crown Prince, Deputy Ruler of the Emirate of Sharjah

Chairman of the Executive Council of Sharjah