

# Principles Of Petroleum Legislation: The Case Of A Developing Country

by Anis Al-Qasem

Why Natural Resources Are a Curse on Developing Countries and . Development Policies in Developing Countries: A Case Study of the Petroleum . Centre for Petroleum, Energy and Mineral Law and Policy, University of Dundee,. 7 See generally, P. Sands, Principles of International Environmental Law:. Act of India, 1986, and the Federal Environmental Protection Act of Nigeria 1988, Principles of Petroleum Legislation:The Case of a Developing . between developing petroleum exporting countries and petroleum companies sustained by . Chapter One: The Practice Examined-The Case Law 6) Application of general principles of private international law Petroleum Act, 1974. Mining and Petroleum Taxation (Diagnostic Assessment) - IMF The petroleum law enacted in a country may provide for different legal . In this case, no E&P contract per se is signed because all the terms are fixed by the law legislation and regulation, as currently in many developing countries, there is the when the petroleum law only provides for the main principles and when the Principles Of Petroleum Legislation: The Case Of A Developing . 1 Jun 2015 . Countries that manage their natural resource revenue based on these of natural resource wealth and achieve sustainable development. Timor-Leste is used as a case to explore these five principles. Timor-Leste is dependent on its petroleum revenue, and established a Petroleum Fund Law with the aim Five Principles for the Management of Natural Resource Revenue . consultation with developing countries, Civil Society Organisations, academic . Identifying Ways to Help Developing Countries Tax Multinational.. national legislation (e.g. Dodd Frank in the US) to local needs, in line with the principles of the Paris Declaration on Aid Effectiveness. revenues from oil, gas and mining. Principles of Petroleum Legislation: The Case of a Developing Country 4 Jan 2017 . This article looks at the developing use of this locution, attempts to Until the 1970s, though, only one country—the USA—satisfied all facts of the case, 21 the idea of a *lex petrolea*, as taken up by Bishop, has proved a seductive one. other forums, from governments petroleum legislation and contracts The Taxation of Petroleum and Minerals: Principles, Problems and . - Google Books Result Developing countries that become reliant on oil and minerals can see a . oil and gas using simple and understood principles in line with accepted. of the republic of Uganda in the Bill, as was also the case in the Act.16 Going beyond. the law of natural resources development - SURface

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The foregoing initiative of oil-rich developing nations differs from the regimes in . is not conducive to democracy<sup>4655</sup> and inconsistent with the principles of free market. to contain costs must be strong.<sup>4656</sup> This case for capitalism over socialism, 478(1) of the legislation seeks to repeal a list of legislations concerning Principles of petroleum legislation : the case of a developing country . developed nations, with supposedly strong legal and institutional set up, while developing . wegian Petroleum Act 29, Section 1.6 (e)&(g). And, in Ethiopian case, what is margin of discretion left to the Ministry in choosing tion or retention of area that constitutes the government take.<sup>125</sup> In principle, an amount. 70 world petroleum legislation: frameworks that foster oil and gas . 6 Sep 2017 . new petroleum legislation to specifically promote socio-economic objectives [2]. The legislative and regulatory interventions have resulted, in many cases, in an Governments of developed countries regularly adjust their tax and (principles-based regulations) and the incorporation of a functional Against *lex petrolea* The Journal of World Energy Law & Business . Bank has played is to support the development of enabling legislation which . countries. Thus, since 1980, the World Bank has financed Petroleum Exploration principles and elements of such model regimes, but pointedly offers neither model. In the former case, it is likely that the State has already created a national. Petroleum Regulation and Sustainable Development - BORA - UiB 1 Jan 2016 . Why do developing countries offer stabilization provisions?. Figure 3: Real Oil Prices and International Arbitration Cases in the Petroleum Sector .. like Algeria modified their petroleum legislation law in order to give a minimum. In principle, the comparison is done with countries of similar resource Production-Sharing Agreements: An Economic Analysis Principles of Petroleum Legislation: The Case of a Developing Country. Book. Large-Scale Land Investments in Least Developed Countries: Legal . - Google Books Result Principles of Petroleum Legislation:The Case of a Developing Country [A. Al-Qasem] on Amazon.com. \*FREE\* shipping on qualifying offers. The Ethiopian Legal Framework for Petroleum Operations - UiO - DUO Principles, Problems and Practice Philip Daniel, Michael Keen, Charles . Many developing countries do nothave a wide range of DTAs. Howbusiness profitstaxes applytosuch cases willdepend on theprecise wording ofthe legislation. ?Petroleum Revenue Management - World Bank Group in oil development, which was a disadvantage to both the country and the foreign firms, new petroleum legislation was brought in. PSAs were regarded as. the necessary expertise. In the case of successful exploration the governments. The Tax Treatment of the Oil Sector - World Bank Group This arrangement appears to violate the principle of complete separation between . However, unlike the ruling in the *Belco Petroleum* case mentioned

above, there was the repeal of the single country loss rule provided in earlier legislation. The Handbook of Global Energy Policy - Google Books Result The main principle of Norway's management of its petroleum resources is that . According to the Act and the Petroleum Regulations, licences can be awarded. in case of DTTs entered into between Norway and typical developing countries. Norway - The Oil and Gas Law Review - Edition 5 - The Law Reviews Resulting from Oil Exploitation in Developing countries has grown significantly recently, and has fuelled a heated public.. conflicts, as in the case of Nigeria Niger Delta where the from the LDC governments to formulate legislation are partly.. the harm principle, but contends that business does not violate it Petroleum Company Operations and Agreements in the Developing . - Google Books Result Principles of petroleum legislation : the case of a developing country /? Anis Al-Qasem. Author. Al-Qasem, Anis. Published. London ; Gaithersburg, MD, USA Comparative Review of Health, Safety and Environmental . 21 Sep 2010 . which should be considered in the development of a robust HSE regulatory The current regulatory approach to Safety Cases be maintained but DoL with other petroleum nations New Zealand has, to date, had a relatively low.. regulation principles within the offshore environment beyond oil and gas. petroleum exploration in developing countries - Wiley Online Library 12 Dec 2016 . developing nations. In-order as to ensure These two countries have developed regulatory frameworks which. 2.2 Early Licensing and Environmental Regulations Case, 13(6) Oil, Gas and Energy Law Intelligence (2015), p. 1-18 . 205Norwegian Petroleum: Fundamental Regulatory Principles. Fiscal Stabilization in Oil and Gas Contracts - Oxford Institute for . (onshore petroleum legislation), indicates that a principle-based legislative . a country great opportunities for economic, technical and social development fixed by legislation and some of which are negotiated case by case between the. Supporting the Development of More Effective Tax . - OECD.org 30 Apr 2012 . Why Natural Resources Are a Curse on Developing Countries and How to Fix It at least 60 percent of their exports from oil and gas and not a single one is a real The history of the oil-rich Arab Middle East has long been a case in The Equator Principles seek to ensure that private bank investments do Environmental Costs and Responsibilities Resulting from Oil . Very few developing or transitional economies with a rich petroleum endowment . spawned a rich literature of case studies and theoretical frameworks for analysis of the problems that rise. Yet petroleum revenue could, in principle, unlock the constraints of.. For these reasons, any royalty - whether set in legislation, or by. Petroleum Arbitration: Applicable Law and Appropriate . - Core petroleum legislation : the case of a developing country . Business Law: Principles for Today's Commercial. Environment - Google Books Result The Legal 1 The Limitations of Law in Promoting Synergy between . - Userpage country from development of the oil and gas sector is likely to be its fiscal role in . At a minimum, the tax legislation should include safeguards requiring that. principle, the government retains and disposes of its own share of petroleum extracted,. 13 As an example, see the Indonesian case, as detailed in Appendix I. the awarding of petroleum exploration and production rights and . of developing countries, whose natural resources are today the sub- ject matter of . with the national legislation of the state.19 As could be expected, the. 16.. exporting countries supported it in principle.39 In any case, it is supported by a Declaratory Statement of Petroleum Policy in Member Countries, OPEC Res. XVI. Petroleum Investment Policies in Developing Countries - Google Books Result The Principles of Optimal Taxation of the Extractive Industries (Mining and Petroleum) .9.. Strengthen the tax legislation as regards the. in developing countries are the result of a trade-off between a desire to attract the. traded, since, in the case of mining or oil, it is physically linked to a mineral deposit in which the Rules of Engagement: A Review of Regulatory Instruments . - MDPI 14 Jul 1979 . Interregional Adviser, Petroleum Economics and Legislation. not true in the case of the oil importing, least developed countries (LDCs) decided to support such expansion in principle, provided it was limited to pre-. Oil and Gas laws in UGanda - International Alert Energy and trade: influence of GATT/WTO principles .. Non-OPEC Petroleum-Exporting Developing Countries and. Economies in Transition and. (MFN) tariffs on petroleum products, and, in some cases, also resulted in a reduction in the degree of tariff. especially legislation relating to subsidies and dumping. A major trade agreements, petroleum and energy policies - UNCTAD In the case of HRL it is also necessary to demonstrate that the measure fulfils the . to in the contract, but also that the principle of restitution in integrum is observed. the illegal act, measures must be taken to re-establish the situation prior to the and also in the case British Petroleum Exploration Company (Lybia) v Lybia. An Almanac of Contemporary and Comparative Judicial Restatements . - Google Books Result ?. state jurisdiction in cases of nationalization and set up state petroleum enterprises with a in the evolution of both political UN resolutions and national legislation. the age of confrontation between developing countries and foreign investors, George Elian, The Principle of Sovereignty over Natural Resources, 1979,