

L.I. 1932

ENERGY EFFICIENCY (PROHIBITION OF MANUFACTURE,
SALE OR IMPORTATION OF INCANDESCENT FILAMENT
LAMP, USED USED REFRIGERATOR, USED REFRIGERATOR-
FREEZER, USED FREEZER AND USED AIR-
CONDITIONER) REGULATIONS, 2008

ARRANGEMENT OF REGULATIONS

Regulation

1. Prohibition of manufacture, sale or importation of incandescent filament lamp
2. Prohibition of importation and sale of used air-conditioner
3. Prohibition of importation and sale of used refrigerator, refrigerator-freezer and freezer
4. Powers of an inspector and a custom's officer
5. Exemption
6. Offences
7. Interpretation
8. Commencement

ENERGY EFFICIENCY (PROHIBITION OF MANUFACTURE,
SALE OR IMPORTATION OF INCANDESCENT FILAMENT
LAMP, USED USED REFRIGERATOR, USED REFRIGERATOR-
FREEZER, USED FREEZER AND USED AIR-
CONDITIONER) REGULATIONS, 2008

IN exercise of the power conferred on the Minister responsible for Energy by section 56 (1) (a) (i) of the Energy Commission Act, 1997 (Act 541), these Regulations are made this 7th day of October, 2008.

Prohibition of manufacture or importation of incandescent filament lamp

1. A person shall not import, manufacture, store, offer for sale or distribute an incandescent filament lamp.

Prohibition of importation of used air-conditioner

2. A person shall not
- (a) import a used air-conditioner, or
 - (b) offer for sale or distribute an imported used air-conditioner.

Prohibition of importation and sale of used refrigerator, refrigerator-freezer and freezer

3. A person shall not
- (a) import a used refrigerator, refrigerator-freezer, or freezer, or
 - (b) offer for sale or distribute an imported used refrigerator, refrigerator-freezer or freezer.

Powers of an inspector and a custom's officer

4. (1) An inspector appointed under section 52 of the Act may at any reasonable time enter any premises where the inspector has reason to believe that

- (a) an incandescent filament lamp is being manufactured, stored, offered for sale or being distributed, or
- (b) an imported used air-conditioner is stored, being offered for sale or distributed.

(2) An inspector shall seize an incandescent filament lamp manufactured, stored, offered for sale or which is being distributed in the country.

(3) An inspector or a customs officer shall seize

- (a) an incandescent filament lamp, or
- (b) a used air-conditioner

imported into the country and shall not release it to the importer.

*ENERGY EFFICIENCY (PROHIBITION OF MANUFACTURE,
SALE OR IMPORTATION OF INCANDESCENT FILAMENT
LAMP, USED USED REFRIGERATOR, USED REFRIGERATOR-
FREEZER, USED FREEZER AND USED AIR-CONDITIONER)
REGULATIONS, 2008*

(4) An incandescent filament lamp or a used air-conditioner seized under sub-regulations (2) and (3), shall be destroyed within four weeks after seizure and the offender shall be surcharged with the expenses incurred in the destruction.

(5) An inspector or customs officer who assists a person to contravene these Regulations commits an offence and is liable on summary conviction to a fine of not more than two hundred and fifty penalty units or imprisonment for a term of not more than twelve months or both.

Exemption

5. (1) Subject to subregulation (2), these Regulations do not apply to the following types of incandescent filament lamps:

- (a) motor vehicle lights;
- (b) flood lights;
- (c) halogen lights;
- (d) spotlights or searchlights;
- (e) airport runway lights;
- (f) street lights; and
- (g) special purpose lights, including theatre or stage lights.

(2) A person who intends to manufacture, import, store, offer for sale, distribute or dispose of an item listed in sub-regulation (1) shall obtain prior written approval from the Energy Commission.

Offences

6. (1) A person who
- (a) contravenes regulations 1, 2 or 3, or
 - (b) obstructs or interferes with an inspector in the performance of the inspector's functions,

commits an offence and is liable on summary conviction to a fine of not more than two hundred and fifty penalty units or a term of imprisonment of not more than twelve months or to both.

(2) Where an offence under these Regulations is committed by a body corporate, or by a member of a partnership or a firm, each member, director or officer concerned with the management of the firm commits an offence and is liable on summary conviction to a fine of not more than two hundred and fifty penalty units or a term of imprisonment of not more than twelve months or to both.

*ENERGY EFFICIENCY (PROHIBITION OF MANUFACTURE,
SALE OR IMPORTATION OF INCANDESCENT FILAMENT
LAMP, USED REFRIGERATOR, USED REFRIGERATOR-
FREEZER, USED FREEZER AND USED AIR-CONDITIONER)
REGULATIONS, 2008*

Interpretation

7. In these Regulations unless the context otherwise requires,
“Act” means the Energy Commission Act, 1997 (Act 541);
“Commission” means Energy Commission;
“floodlights” means an apparatus for illuminating in broad
beams;
“incandescent filament lamp” means a light bulb with tungsten
filament which is housed in a glass globe or housing;
“searchlight” means an apparatus for projecting a powerful
beam;
“special purpose lights” means high intensity lights used to illu-
minate places including studios, clubs, and theatres or for
the film industry or other specialized applications;
“streetlights” means lighted mounted on a pole to illuminate a
public street or highway; and
“used appliance” means a used refrigerator, refrigerator-freezer,
freezer and air-conditioner.

Commencement

8. These Regulations come into force six months after the date of
Gazette notification except regulation 3, which shall come into force
twenty-four months after the date of *Gazette* notification.

HON. FELIX KWASI OWUSU-ADJAPONG, M.P.
Minister responsible for Energy

Date of *Gazette* notification: 9th May, 2008.

Entry into force: 23rd October, 2008.

*This reprint supercedes the Energy Efficiency (Prohibition of Manufacture, Sale or
Importation of Incandescent Filament Lamp, Used Air-Conditioner) Regulations, 2008.
Dated 25th November, 2008.