

COUNCIL OF THE DISTRICT OF COLUMBIA

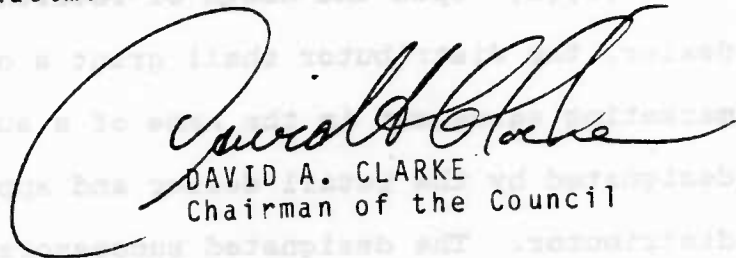
NOTICE

D.C. LAW 5-45

"Successor in Interest to A Gasoline Products Marketing Agreement Act of 1983".

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, P. L. 93-198, "the Act", the Council of the District of Columbia adopted Bill No. 5-12 on first and second readings, September 20, 1983 and October 4, 1983, respectively. Following the signature of the Mayor on October 21, 1983, this legislation was assigned Act No. 5-71, published in the November 4, 1983 edition of the D.C. Register, (Vol. 30 page 5635) and transmitted to Congress October 26, 1983 for a 30-day review, in accordance with Section 602 (c)(1) of the Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional Review Period has expired, and therefore, cites this enactment as D.C. Law 5-45, effective February 9, 1984.


DAVID A. CLARKE
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

October	26,27,28,31
November	1,2,3,4,7,8,9,10,14,15,16,17,18
January	23,24,25,26,27,30,31
February	1,2,3,6,7,8

D.C. LAW 5 - 45

AN ACT

EFFECTIVE FEB 09 1984

D.C. ACT 5 - 71

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

OCT 21 1983

To amend the Retail Service Station Act of 1976 to provide for the transfer or assignment of a gasoline franchise marketing agreement to a successor upon the retirement or death of the service station dealer and to require that the successor dealer be granted a certain trial marketing agreement by the distributor in the name of the successor dealer; and to provide that the successor dealer may, during the period of the trial marketing agreement, sell, assign or transfer the agreement.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,

That this act may be cited as the "Successor in Interest to a Gasoline Products Marketing Agreement Act of 1983".

Sec. 2. Section 4-205 of the Retail Service Station Act of 1976, effective April 19, 1977 (D.C. Law 1-123; D.C. Code, sec. 10-225), is amended by adding at the end thereof a new subsection (f) to read as follows:

D.C. Code,
sec. 10-225
Note:
D.C. Code,
sec. 20-741
(1981 ed.)

"(f)(1) Upon the death or retirement of a retail dealer, the distributor shall grant a one (1)-year trial marketing agreement in the name of a successor who has been designated by the retail dealer and approved by the distributor. The designated successors shall be limited to a retail dealer's spouse, adult children, adult stepchildren, and the approval of the designated successor by the distributor shall not be unreasonably withheld.

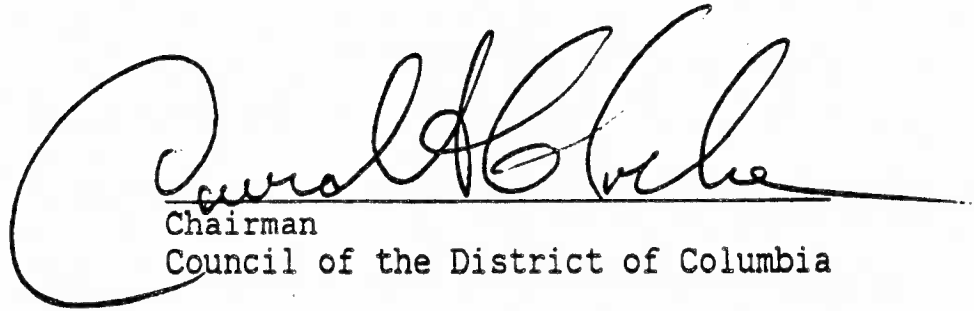
"(2) In order for the requirement in paragraph (1) to be effective, the retail dealer shall have provided

written notice to the distributor designating the successor dealer. The distributor shall approve or disapprove the designated successor, in writing, within sixty (60) days after receipt of the written designation notice. A distributor's failure to notify a retail dealer of the approval or disapproval of any designated successor shall be construed as an approval of the designated successor.

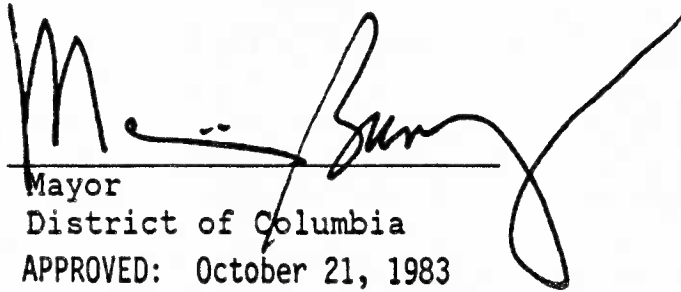
"(3) A one (1)-year trial marketing agreement shall contain the same terms and conditions as were contained in the marketing agreement in effect prior to the retail dealer's death or retirement. Pursuant to the provisions of this title, a successor dealer, with the approval of the distributor, may sell, assign, or otherwise transfer the trial marketing agreement granted under paragraph (1)."

Sec. 3. This act shall take effect after a 30-day period of Congressional review following approval by the Mayor (or in the event of veto by the Mayor, action by the Council of the District of Columbia to override the veto) as provided in section 602(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813; D.C. Code, sec.

1-233(c)(1)).



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED: October 21, 1983

