

GOVERNMENT NOTICE NO. 88 published on 14/2/2025

THE PETROLEUM ACT,
(CAP. 392)

RULES

(Made under section 259 (1))

THE PETROLEUM (MARINE LOADING AND OFF-LOADING OPERATIONS)
(AMENDMENT) RULES, 2025

Citation 1. These Rules may be cited as the Petroleum (Marine Loading and Off-Loading Operations) (Amendment) Rules, 2025 and shall be read as one with the Petroleum (Marine Loading and Off-Loading Operations) Rules, 2018 hereinafter referred to as the “principal Rules”.

GN. No.
379 of 2018

Addition of
rule 5A

2. The principal Rules are amended by adding immediately after rule 5 the following:

“Publication of
construction
approval
application

5A.(1) An application for a construction approval submitted to the Authority shall be evaluated to verify the completeness and legality of the information provided, and thereafter a notice of the application shall be published in at least two newspapers of wide circulation in Tanzania one in English and another in Kiswahili or any other media for purposes of soliciting comments and representations on the application.

(2) The costs of publication of a notice under subrule (1) shall be borne by the Authority.

(3) The public shall be invited to submit comments and representations within fourteen days from the date of publication of the notice and the comments and representations shall be considered by the Authority in arriving at the decision on the application.”.

Amendment
of rule 6

3. The principal Rules are amended in rule 6-
- (a) in subrule 2, by adding immediately after paragraph (c) the following:
“(d) any objection or representation received from the public pursuant to rule 5A.”;
 - (b) by deleting subrule 5 and 6; and
 - (c) by renumbering subrule (7) as subrule (5).

Amendment
of rule 7

4. The principal Rules are amended by deleting rule 7 and substituting for it the following:

“Validity and duration of commencement of construction 7.-(1) The construction approval issued by the Authority under rule 6 shall cease to have effect in the event the holder of the said approval fails to commence construction within twenty-four months from the date of issue.

(2) An application for extension of commencement of construction shall be made before the expiration of twenty-four months prescribed under subrule (1).

(3) The Authority shall, in making decision for extending the time of commencement of construction, consider the economic viability of the project and the Applicant’s commitment towards commencing the construction.

(4) Subject to subrule (3), the Authority may, on its own motion or upon application by a holder of a construction approval, extend the period for commencement of construction for a duration not exceeding twenty-four months.”.

Addition of
rule 36A

5. The principal Rules are amended by adding immediately after rule 36 the following:

“Validity of the registration certificate 36A.-(1) A petroleum independent surveyor registered under rule 36 shall be issued with a certificate provided in the Second Schedule and shall be valid for a period of five years.

(2) The Authority may withdraw registration of any registered petroleum independent surveyor who fails to comply with the provisions of the Act, these Rules and any other applicable law or

registration terms and conditions.”.

Addition of
rule 36B

6. The principal Rules are amended by adding immediately after rule 36A the following:

“Renewal of
registration

36B.-(1) A registered petroleum independent surveyor who intends to renew registration shall, not less than three months before expiration of the registration term, apply to the Authority for a renewal of the certificate.

(2). An application for a renewal of a certificate under subrule (1) shall be made through Licence and Order System and shall be accompanied by-

- (a) a tax clearance certificate;
- (b) accreditation by the international certification organizations, including but not limited to IFIA, ISO9001, ISO 17020 and 1725;
- (c) possession of a laboratory in Tanzania capable of performing every relevant test as specified by the Tanzania Bureau of Standards (TBS) or proof of permitted access thereof; and
- (d) non-refundable application fee for renewal of registration.”.

Amendment
of Schedule

7. The principal Rules are amended in the Second Schedule by deleting the words “one year” appearing in the last paragraph between the words “for” and “from” and substituting for them the words “five years”.

Dodoma,
..... 2025

JAMES A. MWAINYKULE
Director General