

BA.308/480/50/WC 1V/96



UNITED REPUBLIC OF TANZANIA
MINISTRY OF ENERGY
ENERGY AND WATER UTILITIES
REGULATORY AUTHORITY
(EWURA)



IN THE MATTER OF ROUTINE INSPECTION AT PETROLEUM WHOLESALE
OPERATIONS

AND

IN THE MATTER OF CHECKING ON COMPLIANCE WITH THE LAW WITH REGARD
TO PETROLEUM SALES AND STOCK MOVEMENT BY DALBIT PETROLEUM LTD,
JAMANA HOUSE, PUGU ROAD - DAR ES SALAAM

COMPLIANCE ORDER NO: 02-08-2024

REFERENCE NO: BA.308/480/50

(Made under section 39 of the EWURA Act, Cap. 414)

PRELIMINARIES

EWURA while conducting a sales audit exercise in order to establish compliance with the applicable law and regulations noted with concern that between 1st November 2022 to 31st October 2023, Dalbit Petroleum Ltd a wholesaler with Licence No. PWL-2022-008 with its registered office located at the **3rd Floor Jamana House, Pugu Road in Dar es Salaam Region** has been acting contrary to the applicable law.

FINDINGS

During the audit exercise by assessing petroleum products stock movement from 1st November 2022 to 31st October 2023, EWURA established that Dalbit Petroleum Ltd:

- (a) Stored petroleum products at unlicensed depots and sold petroleum products to unlicensed buyers as per **Annex 1** contrary to rule 25(2)(a)(i) of the Petroleum (Wholesale, Storage, Retail and Consumer Installation Operations) Rules, GN No. 150 of 2022; and
- (b) selling petroleum products above or below the cap price contrary to Rule 6(a) (ii) and (iii) of the EWURA Petroleum Products Price Setting Rules, GN No. 57 of 2022 as indicated in **Annex 2**.

- (c) Submitted inaccurate data that indicated sales made by Dalbit Petroleum Ltd were higher than available stock as detailed in **Annex 3** contrary to section 240(1)(b) of the Petroleum Act, Cap 392.

ORDER

Therefore, and based on the foregoing, EWURA has considered the matter in accordance with the applicable law and decided that **Dalbit Petroleum Limited** be and is **HEREBY ORDERED** to:

- a) immediately stop selling or offering for sale Petroleum Products to unlicensed persons;
- b) immediately stop selling petroleum products using un-approved prices and ensure at all times you sell petroleum products using approved wholesale cap price pursuant to Rule 6(a) (ii) and (iii) of the EWURA Petroleum Products Price Setting Rules, GN No. 57 of 2022; and;
- c) explain in writing within seven (7) days from the date of receipt of this Order why legal action should not be taken against Dalbit Petroleum Limited for contravening the above provisions of law and licence terms and conditions.

GIVEN under the seal of the Energy and Water Utilities Regulatory Authority this 5th August 2024.



Dr. James A. Mwainyekule
DIRECTOR GENERAL

Order served upon, and received by DALBIT T. LIMITED this 09 day of 08 2024.

Name SITID LUSHEMURA

Signature [Signature]

(Official Stamp)

Designation DELIVER

This Order is issued in duplicate. Sign both copies and retain your copy while the other copy is to be returned to the Authority to authenticate due service of the Order.





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Annex 1: List of unlicensed customers

Date	Customer Name	Invoice No.	Loading Depot	Product Type	Quantity (Litres at 20°C)
03-11-22	China Henan International Corp Grp	3182006220	World Oil Terminal 1	Diesel	35,809.20
04-11-22	China Railway 15 Bureau	3182006238	World Oil Terminal 1	Diesel	28,846.30
04-11-22	China Road And Bridge Corporation	3182006226	World Oil Terminal 1	Diesel	35,809.20
07-11-22	SBC Tanzania Ltd – Contracted Vehic	3182006235	Dalbit Mbeya (SBC)	Diesel	13,020.00
25-11-22	Kisma Transporters Limited	3182006303	TIPER	Diesel	19,820.00
08-12-22	Sino Hydro Corporation	3182006359	Worldoil Terminal 1	Diesel	35,816.40
05-04-23	China Henan International Corporat	3182006883	TIPER	Diesel	35,704.80
04-04-23	Abdalla J. Songoro	3182006878	Lake Oil	Kerosene	11,869.20
23-06-23	Kinyala General Traders	3182007295	Star Oil	Petrol	23,697.60
27-07-23	Swachen Enterprises Limited	3182007371	Kainji Lalji	Diesel	150.00
31-07-23	Siginon Tanzania Ltd	3182007421	Kainji Lalji	Diesel	10,840.00
30-08-23	Bitty Oil And Logistics Company Ltd	3182007510	World Oil Terminal 1	Petrol	302.12
31-08-23	Fair Construction Ltd	3182007498	World Oil Terminal 1	Diesel	35,845.20

Annex 2

A: List of Sales made above the cap price

Date	Customer Name	Invoice No.	Loading Depot	Product Type	Quantity (litres at 20°C)	Selling Price (TZS/L)	EWURA Wholesale Cap Price (TZS/L)
17-11-22	Kanji Lalji Limited	3182006237	Dalbit Mbeya – Kainji Lalji	Diesel	5,734.00	3,022.72	2,920.60
07-11-22	SBC Tanzania Ltd – Contracted Vehicles	3182006234	Dalbit Mbeya – SBC	Diesel	4,438.00	3,036.76	2,920.60
31-07-23	Siginon Tanzania Ltd	3182007421	Dalbit Mbeya - Kainji Lalji	Diesel	10,840.00	2,601.00	2,413.53
27-07-23	Swachen Enterprises Limited	3182007371	Kainji Lalji	Diesel	150.00	2,689.00	2,413.53

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Annex 2**B: List of Sales made below the floor price**

Date	Customer Name	Invoice No.	Loading Depot	Product Type	Quantity (Litres at 20°C)	Selling Price (TZS/L)	EWURA Wholesale Cap Price (TZS/L)	EWURA Wholesale Floor Price (TZS/L)
20-02-23	Esther Filling Station	3182006647	World Oil Terminal 1	Petrol	18,857.50	2,560.00	2688.38	2,565.00
29-03-23	Kobil Tanzania Limited (Plant)	3182006857	TIPER	Petrol	29,712.00	2,700.00	2836.38	2,713.38
06-04-23	Njombe Filling Station Co Ltd	3182006888	Lake Oil	Kerosene	34,141.2	2,600.00	2798.01	2,675.01

Annex 3 – Stock Variance

	PMS	AGO	IK
Opening Stocks on 01.11.2022	45,065	1,045,130	790,231
Imports	4,656,149	19,006,377	-
Localized	1,390,190	6,559,692	-
Products available for sale	6,091,404	26,611,199	790,231
Sales and bridging/transfers	5,678,766	31,709,096	1,162,163
Calculated Closing Stocks on 31.10.2023	412,638	-5,097,897	-371,932
Reported Closing Stock as on 31.10.2023	55,716.00	590,487.00	5,621.00
Variance	356,922.02	(5,688,384)	(377,553)
Variance (% of Stock available for sale)	5.86%	-21.38%	-47.78%

