



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



IN THE MATTER OF ROUTINE INSPECTION AT RETAIL OUTLETS

AND

IN THE MATTER OF CHECKING ON COMPLIANCE WITH CONSTRUCTION  
APPROVAL REQUIREMENTS BY YAHYA JOSEPH MARWA T/A JOMAYA  
ENTERPRISES LOCATED AT PLOT NOS. 828 & 830, BLOCK "B", NYAMHONGOLO  
AREA, ILEMELA MUNICIPALITY IN MWANZA REGION

(COMPLIANCE ORDER NO: 17-11-2024)

REFERENCE NO: BA.306/369/3332/ Vol.I /2

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

**PRELIMINARIES**

EWURA has noted with concern that Yahya Joseph Marwa T/A Jomaya Enterprises has constructed a petroleum retail outlet at Plot Nos. 828 & 830, Block "B", Nyamhongolo Area, Ilemela Municipality in Mwanza Region without obtaining a construction approval from EWURA contrary to section 127(1) of the Petroleum Act, Cap. 392 and Rule 4(1) of the Petroleum (Wholesale, Storage, Retail, and Consumer Installation) Rules, GN. No. 150 of 2022. (See the attached Photo). The cited provisions obligate and compel any person intending to construct a petroleum facility including petroleum retail outlets to apply and obtain construction approval from EWURA prior to starting construction.

Constructing a petroleum facility without obtaining construction approval from EWURA is an offence punishable under the law.



## ORDER

**THEREFORE**, and based on the foregoing EWURA has considered the matter under the applicable laws and has decided that **Yahya Joseph Marwa T/A Jomaya Enterprises** be and **IS HEREBY ordered** to explain in writing within seven (7) days from the date of receipt of this Order why severe punishment should not be taken against him for constructing of a petroleum facility at **Plot Nos. 828 & 830, Block "B", Nyamhongolo Area, Ilemela Municipality in Mwanza Region** without obtaining construction approval from EWURA contrary to Section 127(1) of the Petroleum Act, Cap. 392 and Rule 4(1) of the Petroleum (Wholesale, Storage, Retail and Consumer Installation Operations) Rules, GN. No. 150/2022.



Dr. James A. Mwainyekule  
**DIRECTOR GENERAL**

Order served upon, and received by:

YAHYA JOSEPH MARWA.....this DECEMBER day of 5<sup>th</sup>.....2024.

Name REHEMA EDGAR KISUSANGE.....

Signature Edgar.....

(Official Stamp)

Designation Consultant.....

**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.**

### **Copy to be served to:**

Director General

The National Environment Management Council (NEMC)

Regent Estate - Mikocheni Plot No. 29/30

P.O. Box 63154

**DAR ES SALAAM**





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**Annexure: Pictures of the Yahya Joseph Marwa T/A Jomaya Enterprises**



**Picture No. 2. Tank farm area**