

**THE ENERGY AND WATER UTILITIES REGULATORY AUTHORITY
(EWURA)**

COMPLAINT NUMBER: EWURA/33/1/401

BETWEEN

JOACHIM ALEX NDAMALYA COMPLAINANT

AND

TANZANIA ELECTRIC SUPPLY

COMPANY LIMITED RESPONDENT

ORDER

*(Made by the Legal and Corporate Affairs Committee of the Board of Directors
of EWURA at its 73rd Meeting held at Dar es Salaam on the 2nd day of March
2017)*

THIS COMPLAINT is coming for final determination before the Legal and Corporate Affairs Committee of the Board of Directors of EWURA on 2nd March 2017 for the Order that the Respondent:

- (a) shift the HT pole from his plot at the Respondent's cost;
- (b) pay the Complainant the sum of TZS 1,000,000.00 per month from the date of filing this complaint to the date of delivery of the award; and
- (c) pay the Complainant the costs of pursuing this complaint.

Following the mediation meeting held on 8th and 9th November 2016, this matter is marked settled with the Orders that:

- a) the Respondent should be given time to conduct a survey and liaise with TANROADS and the Complainant's neighbors and determine the cost of shifting the HT pole ;

- b) the Respondent should follow up and establish the rationale behind the erection of the said pole more than 80 meters from the main road;
- c) the Respondent should, on or before 8th January 2017, provide feedback to the Complainant and EWURA on the survey in (a) above and the cost of shifting the pole. Failure to provide such feedback by 8th January 2017 should mean that shifting the pole and the cost thereof should be borne by the Respondent; and
- d) the Complainant should withdraw his demand for compensation.

GIVEN UNDER SEAL of the Energy and Water Utilities Regulatory Authority (EWURA) in Dar es Salaam this 2nd day of March 2017.



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FELIX NGAMLAGOSI
DIRECTOR GENERAL