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IN THE MATTER OF ROUTINE INSPECTION AT RETAIL OUTLETS

AND

**IN THE MATTER OF CHECKING ON COMPLIANCE TO
CONSTRUCTION APPROVAL AND LICENSING REQUIREMENTS AT
RETAIL OUTLETS AT EAST AFRICAN FOSSILS CO. LTD – EAFCO IKOLA
FILLING STATION LOCATED AT IKOLA AREA, TANGANYIKA
DISTRICT IN KATAVI REGION.**

(COMPLIANCE ORDER NO: 03-02-2019)
REFERENCE NO: BA.306/369/414/2

**(Made under section 39 of the EWURA Act, Cap. 414 and section 127 (1) of
the Petroleum Act, Cap. 392)**

PRELIMINARIES

EWURA has noted with concern that you have constructed a petrol station without having applied and obtained a construction approval from EWURA contrary to section 127 (1) of the Petroleum Act, Cap.392 and rule 4 of the Petroleum (Wholesale, Storage, Retail and Consumer Installation Operations) Rules, GN. No. 380 of 2018, which require any person intending to construct a petroleum installation facility to obtain a construction approval before construction of the same. Constructing a petroleum installation facility without obtaining a construction approval from EWURA contravenes the law and is punishable as such.

Furthermore, East African Fossils Co. Ltd - EAFCO Ikola Filling Station is operating a retail outlet located at Ikola Area, Tanganyika District in Katavi Region without applying and obtaining a petroleum retail licence from the Authority contrary to section 131 (1) of the Petroleum Act, Cap.392 and rule 10 of the Petroleum (Wholesale, Storage, Retail and Consumer Installation Operations Rules, GN. No. 380 of 2018, which require any person intending to operate a petroleum retail outlet to obtain a licence from EWURA. Operating a petroleum retail outlet without obtaining a licence from EWURA contravenes the law and is punishable as such.

ORDER

Therefore, and based on the foregoing EWURA has considered the matter in accordance with the applicable law and has decided that **East African Fossils Co. Ltd - EAFCO Ikola Filling Station** located at **Ikola Area, Tanganyika District** in **Katavi Region** be and is **HEREBY ORDERED** to:

- (a) Immediately stop undertaking petroleum operations at your facility located at **Ikola Area, Tanganyika District** in **Katavi Region**; and
- (b) explain in writing within seven (7) days from the date of receipt of this Order why severe punishment should not be taken against you for:
 - (i) undertaking construction of a retail outlet at **Ikola Area, Tanganyika District** in **Katavi Region** without obtaining a construction approval from EWURA contrary to section 127(1) of the Petroleum Act, Cap 392 and rule 4 of the Petroleum (Wholesale, Storage, Retail and Consumer Installation Operations) Rules, GN.No.380 of 2018; and
 - (ii) operating a retail outlet at **Ikola Area, Tanganyika District** in **Katavi Region** without a licence from EWURA contrary to section 131 (1) of the Petroleum Act, Cap.392 and rule 10 of the Petroleum (Wholesale, Storage, Retail and Consumer Installation Operations) Rules, GN.No.380 of 2018.

GIVEN under seal of the Energy and Water Utilities Regulatory Authority this 1st day of February, 2019.


Nzinyangwa E. Mchany
ACTING DIRECTOR GENERAL

Order served upon, and received by **EAFCO Ikola**
ROBERT MARIKA CHACHA this **05** day

of **03** 201**9**

Name **JOSEPH WAMBURA**

Signature 

(Official Stamp)

Designation **MANAGER**

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.