
HEAD OFFICE

4th Floor, LAPF House Makole Road
P.O Box 2857, Dodoma, Tanzania

Tel: +255-26 2329002-3; Fax: +255-26 2329005

E-mail: info@ewura.go.tz

Website: <http://www.ewura.go.tz>

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 NINDE MADIBIRA FILLING STATION MBARALI
LOCATED AT MADIBIRA VILLAGE AREA, MBARALI DISTRICT IN
MBEYA REGION**

(COMPLIANCE ORDER NO: 15-03-2019)

REFERENCE NO: BA.306/369/2191/2

**(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 commencing 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, Ninde Madibira Filling Station - Mbarali is operating a retail outlet located at Madibira Village Area, Mbarali District in Mbeya Region without applying and obtaining a petroleum retail 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, 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 **Ninde Madibira Filling Station - Mbarali** located at **Madibira Village Area, Mbarali District** in **Mbeya Region** be and is **HEREBY ORDERED** to:

- (a) immediately stop undertaking petroleum operations at your facility located at **Madibira Village Area, Mbarali District** in **Mbeya 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 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 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 26th day of March 2019.



Kapwete John
ACTING DIRECTOR GENERAL

Order served upon and received by

NINDE FILLING STATIONS.....this 08.....day

of 04.....2019.

Name SILVANOUS MUSSA NINDE

Signature .....

(Official Stamp)

Designation Mumiliki wa Kituo

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.