

4TH Floor, LAPF House Makole Road
P O Box 2857, Dodoma, Tanzania
Tel: +255-26 23 29002-3; Fax: +255-26 2329005
Email: 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 REQUIREMENTS BY EAST AFRICAN FOSSILS COMPANY LTD
(EAFCO) – MAJIMOTO PETROL STATION LOCATED AT MAJIMOTO
TOWNSHIP, MLELE DISTRICT IN KATAVI REGION**

(COMPLIANCE ORDER NO: 01-07-2018)

REFERENCE NO: BA.306/369/795

**(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 East African Fossils Company Ltd (“EAFCO”) have constructed a petrol station at Majimoto Township, Mlele District in Katavi Region 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 (Retail Operations) Rules, GN.No.168 of 2015, 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, EAFCO is operating a retail outlet without applying and obtaining a petroleum retail licence from the Authority contrary to section 131 (1) of the Petroleum Act, Cap.392 and Rule 11 of the Petroleum (Retail Operations) Rules, GN.No.168 of 2015, 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 laws and has decided that **East African Fossils Company Ltd (EAFCO) – Majimoto Petrol Station** located at **Majimoto Township, Mlele District in Katavi Region** be and is **HEREBY ORDERED** to;

- (a) immediately stop selling or offering for sale petroleum products at a facility located at Majimoto Township, Mlele 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 EAFCO 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
 - (ii) operating a retail outlet without a licence from EWURA contrary to section 131 (1) of the Petroleum Act, Cap.392 and Rule 11 of the Petroleum (Retail Operations) Rules, GN.No.168 of 2015.

GIVEN under seal of the Energy and Water Utilities Regulatory Authority this 5th day of July, 2018.

Yours sincerely,

ENERGY AND WATER UTILITIES REGULATORY AUTHORITY



Eng. Exaudi Fatael

ACTING DIRECTOR GENERAL

Order served upon, and received by

EAFCO MAJIMOTO PETROL STATION this *20* day of *AUGUST* 2018.

Name *LAKISLAUS MASINI*

Signature *[Handwritten Signature]*

(Official Stamp)

Designation *AFISA MAJIMO*

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.