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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 BY ABIA ANANIA MPANGILE- MANAMBA  
LUBRICANTS FAMILY FILLING STATION LOCATED AT LUGARAWA  
VILLAGE, LUDEWA DISTRICT IN NJOMBE REGION**

**(COMPLIANCE ORDER NO: 28-3-2019)**  
**REFERENCE NO: BA.306/369/1839/10**

**(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, Abia Anania Mpangile- Manamba lubricants Family Filling Station is operating a retail outlet located at Lugarawa village, Ludewa District in Njombe 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 **Abia Anania Mpangile -Manamba Lubricants Family Filling Station** located at **Lugarawa village, Ludewa District in Njombe Region** be and is **HEREBY ORDERED** to:

- (a) immediately stop undertaking petroleum operations at your facility located at **Lugarawa village, Ludewa District in Njombe Region in Njombe 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 28<sup>th</sup> day of March 2019.



Kapwete John  
**ACTING DIRECTOR GENERAL**

Order served upon and received by

ABIA A. MPANGILE .....this 17 .....day

of 04 .....2019.

Name ABIA A. MPANGILE .....

Signature Amangile .....

(Official Stamp)

Designation MMILIKI WA KITAO .....

**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.**