

THE WEIGHTS AND MEASURES ACT

(CAP. 340)

REGULATIONS

(Made under section 54 (1) (1), (q) and (bb))

THE WEIGHTS AND MEASURES (AMENDMENT) REGULATIONS, 2014

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|----------------------------|---|
| Citation | 1. These Regulations may be cited as the Weights and Measures (Amendment) Regulations, 2014 and shall be read as one with the Weights and Measures Regulations, 1960 hereinafter referred to as the "principal Regulations" |
| G.N No.339 of 1960 | |
| General Amendment | 2. The principal Regulations are amended by deleting the words "Chief Inspector of" whenever they appear in these Regulations and substituting for them the words "Commissioner for" |
| Amendment of Regulation 12 | 3. The principal Regulations are amended in regulation 12 by deleting-
<ul style="list-style-type: none">(a) the phrase "and proper person employed <i>bona fide</i>" and substituting for it the word "person";(b) the word "Form D" appearing in paragraph (d) and substituting for it the words "Form No.6". |
| Amendment of the title | 4. The principal Regulations are amended by deleting the title "REPAIR OF INSTRUMENTS" appearing immediately after regulation 176 and substituting for it the title "REPAIR OR MANUFACTURE OF MEASURING INSTRUMENTS OR SYSTEMS". |

Weights and Measures (Amendment) Regulations,

GN. No 348 (contd.)

Amendment of
regulation 177

5. The principal Regulations are amended in regulation 177
by –

- (a) deleting the marginal notes to that regulation and substituting for it the following new marginal notes:
"Repairer and manufacturer to be licensed";
- (b) adding immediately after sub-regulation (2) the following new sub-regulation:

GN NO, 444 of
2010

"(3) An application under this regulation shall be accompanied with an application fee prescribed in the Fees Regulations.

(4) The applicant of class E license shall submit the pattern together with technical drawings of the measuring instrument or system applied for to the Commissioner for approval."

Amendment of
regulations 178 to
188

6. The principal regulations are amended by deleting regulations 178 to 188 and substituting for them the following new regulations:

Persons to
whom licence
may be
granted

178. -(1) A license shall be granted to a person who satisfies the Commissioner for weights and measures that the person-

- (a) possess a certificate of secondary education and has undergone vocational training on legal metrology from any recognized institution;
- (b) has sufficient technical training or skill to carry out satisfactorily, the manufacture,

installation, service, overhaul or repair of the proposed measuring instruments or systems;

(c) has at his disposal, the tools, machinery or other resources necessary to carry out satisfactorily, the manufacture, service, overhaul or repair of the proposed measuring instruments or systems;

(d) has sufficient knowledge of these Regulations, to enable him to carry out the manufacture, installation, service, overhaul or repair of the proposed measuring instruments or systems in line with the requirements of these Regulations; and

(e) maintains a principal place of business and a business address as a manufacturer or repairer of instruments or systems.

(2) An applicant who is a non citizen shall be required, in addition to the requirements provided under these regulations, to produce all relevant documents including working permit from the relevant authority.

Type of
licences and
forms

179. -(1) A person may apply for a class "A", "B" "C" "D" or "E" license.

(2) A class "A" license shall be in the form prescribed in Form No.1 of the Sixth Schedule to these Regulations and shall be granted to a person who is capable of working on all types of measuring instruments or systems.

(3) A class "B" license shall be in the form prescribed in Form No.2 of the Sixth Schedule to these Regulations and shall be granted to a person who is capable of working on four to six types of specified measuring instruments or systems.

(4) A class "C" license shall be in the form prescribed in Form No.3 of the Sixth Schedule to these Regulations and shall be granted to a person who is capable of working on two to three types of specified measuring instruments or systems.

(5) A class "D" license shall be in the form prescribed in Form No.4 of the Sixth Schedule to these Regulations and shall be granted to a person who is capable of working on at least two types of measuring instruments or systems.

(6) A class "E" " license shall be in the form prescribed in Form No.5 of the Sixth Schedule to these Regulations and shall be granted to a person who is capable of manufacturing at least one type of measuring instruments or systems.

Duration of
licence and
fees

180.- (1) Every license shall be granted for a period not more than one year and may be renewed for a further period not exceeding one year.

(2) There shall be paid in respect of every license or renewal of license, a fee as prescribed in the Fourth Schedule.

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Cancellation
of licence

181.- (1) The Commissioner may, at any time, cancel any license if the Licensee is convicted of an offence against these Regulations or otherwise fails to comply with any obligations imposed on him by these Regulations or the terms of the license.

(2) Any person aggrieved by the decision of the Commissioner under sub-regulation (1) may appeal to the Minister and, the decision of the Minister shall be final.

Licence to be
displayed

182. - (1) The licensee shall display his licence at a conspicuous place at his principal place of business.

(2) A person who contravenes sub-regulation (1) commits an offence.

Where
instruments
or system
may be
repaired

183. Any instrument may be serviced, overhauled or Repaired-

- (a) on the premises of the owner of measuring instrument or system;
- (b) at a place of business maintained by the licensee; or
- (c) on any other legally authorized premises.

Licensee to
issue
Certificates

184. -(1) Where a licensee of Class A, B, C or D licence has installed, serviced, overhauled or repaired any instrument, he shall issue to the owner of that instrument, a certificate in the form prescribed in Form No. 6 of the Sixth Schedule to these Regulations.

(2) A person who contravenes sub-regulation (1) commits an offence.

A licensee to
maintain
register

185. -(1) Every licensee of Class A, B, C and D shall maintain register in which shall be entered the following particulars-

- (a) the type of measuring instrument or system and the name of the owner;
- (b) the nature of defect in the measuring instrument or system;
- (c) the nature of the work done by the licensee on the instrument or system; and
- (d) the date on which the licensee attended to the instrument or system.

(2) A person who contravenes this regulation commits an offence.

Licensee to
submit
documents,
measuring
instruments
or system for
verification

186.-(1) Every licensee shall cause every measuring instruments or systems manufactured, installed overhauled, serviced or repaired by him to be examined by an Inspector for the purposes of verification, stamping or certifying before the instrument or system is put to use.

(2) For the purposes of the examination of measuring instruments or systems under this regulation, the licensee shall furnish the Inspector with documents and register maintained pursuant to regulation 10 (1) and such other information as the Inspector may

require.

(3) The authorized person shall seal or re-seal measuring instruments or systems only by means of sealing pliers so constructed as to impress upon every seal or sealing device such mark and number as the inspector may allot to him for the purpose of identification.

(4) A licensee of class "D" licence shall forward to the Inspector a notice in writing in Form No. 6 set out in the Sixth Schedule reporting every detail of such sealing or re-sealing.

(5) Any user or repairer of the instrument shall, within twenty four hours of such sealing or re-sealing, send to an inspector a request in writing to verify the measuring instrument or system.

(6) A person who contravenes this regulation commits an offence.

Verification
of test
weights and
measures

187. -(1) Every test or standard weight or measures used by a licensee shall be submitted to the Inspector not less than once every year for the purposes of verification.

(2) A licensee shall possess stamped testing measures of a pattern approved by the inspector and shall test each measuring instrument or system for accuracy before sealing or re-sealing.

Weights and Measures (Amendment) Regulations,

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(3) A person who contravenes this regulation commits an offence.

Offences

188.-(1) A person shall not, for gain or otherwise, install, service, overhaul or repair any measuring instrument or system except under, and in accordance with a license issued by the Commissioner.

(2) A person who contravenes the provisions of this regulation commits an offence.

General penalty

189. A person who is convicted for an for which no specific penalty is provided shall be liable-

- (a) in the case of a first offence to a fine not exceeding ten thousand shillings or to imprisonment for a term not exceeding three years, or to both such fine and imprisonment; and
- (b) in the case of a second or subsequent offence to a fine not exceeding twenty thousand shillings or to imprisonment for a term not exceeding seven years or to both such fine and imprisonment.

Amendment of
the Sixth
Schedule GN. No.
112 of 1979

7. The principal Regulations are amended by deleting the Sixth Schedule and substituting for it the following new Schedule:

Weights and Measures (Amendment) Regulations,

GN. No 348 (contd.)

SIXTH SCHEDULE"

Form No.1

WEIGHTS AND MEASURES AGENCY

WEIGHING INSTRUMENTS LICENCE

CLASS "A"

(The Weights and Measures Regulations)

Made under Reg.3 (2)

No. LA 000001

This licence is granted to.....

of.....

and authorizes him/her to install, overhaul, service or repair all types of weighing instrument throughout the Mainland Tanzania:-

This licence is valid until..... Date of issue:

.....
COMMISSIONER FOR WEIGHTS AND MEASURES

Weights and Measures (Amendment) Regulations,

GN. No 348 (contd.)

Form No.2

WEIGHTS AND MEASURES AGENCY

WEIGHING INSTRUMENTS LICENCE

CLASS "B"

(The Weights and Measures Regulations)

Made under Reg.3 (3)

No.LB 000001

This licence is granted to
of

And authorizes him/her to install, overhaul, service or repair not more than six and not less than four ..types of weighing instruments throughout the Mainland Tanzania:-

- 1.....
- 2.....
- 3.....
- 4.....
- 5.....
- 6.....

This licence is valid untilDate of issue.....

.....
COMMISSIONER FOR WEIGHTS AND MEASURES

Weights and Measures (Amendment) Regulations,

GN. No 348 (contd.)

Form No.3

THE UNITED REPUBLIC OF TANZANIA

WEIGHTS AND MEASURES AGENCY
WEIGHING INSTRUMENTS LICENCE

CLASS "C"

(The Weights and Measures Regulations)

Made under Reg.3 (4)

No. LC 000001

This licence is granted to.....
of.....

And authorizes him/her to install, overhaul, service or repair not more than three types of weighing instruments throughout the Mainland Tanzania:-

- 1.....
- 2.....
- 3.....

This licence is valid until Date of issue:.....

.....
COMMISSIONER FOR WEIGHTS AND MEASURES

Weights and Measures (Amendment) Regulations,

GN. No 348 (contd.)

Form No.4

THE UNITED REPUBLIC OF TANZANIA
WEIGHTS AND MEASURES AGENCY
MEASURING INSTRUMENTS LICENCE

CLASS "D"

(The Weights and Measures Regulations)
Made under Reg.3 (5)

No. LD 00001

This licence is granted to

of.....

.....

And authorizes him/her to erect, install, overhaul, adjust, service or repair measuring instruments listed hereunder throughout the Mainland Tanzania:-

1.

2.

3.

This licence is valid untilDate of issue.....

.....
COMMISSIONER FOR WEIGHTS AND MEASURES

Weights and Measures (Amendment) Regulations,

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Form No.5

THE UNITED REPUBLIC OF TANZANIA

WEIGHTS AND MEASURES AGENCY

WEIGHING/MEASURING INSTRUMENTS LICENCE

CLASS "E"

(The Weights and Measures Regulations)

Made under Reg.3 (6)

No. LE 00001

This licence is granted to

of

And authorizes him/her to manufacture the following type(s) of weighing/measuring instrument(s)
or systems listed hereunder throughout the Mainland Tanzania:-

1.
2.
3.
4.
5.

This licence is valid untilDate of issue:

.....

COMMISSIONER FOR WEIGHTS AND MEASURES

Weights and Measures (Amendment) Regulations,

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Form No.6

WEIGHTS AND MEASURES AGENCY

CERTIFICATE OF COMPLETION

(The Weights and Measures Regulations)

Made under Reg.8

I hereby certify that I have erected/installed/overhauled/serviced/repared the following instruments
or systems/viz

1.
2.
3.
4.
5.
6.

Owned by.....

Dated thisday of..... 20.....

.....
Licenced Repairer

Business Address

.....
.....
.....

*To be submitted to the Commissioner for weights and measures within
twenty four hours after completion of the work.*

Dar es Salaam,
09 July, 2014

ABDALLAH O. KIGODA
Minister for Industry and Trade