

GOVERNMENT NOTICE NO. 535 published on 17/7/2020

THE DAIRY INDUSTRY ACT,

(CAP. 262)

**REGULATIONS**

*(Made under section 32)*

THE DAIRY INDUSTRY (RAW MILK TRANSPORTATION) (AMENDMENT)  
REGULATIONS, 2020

Citation  
GN. No. 210  
of 2007

**1.** These Regulations may be cited as the Dairy Industry (Raw Milk Transportation) (Amendment) Regulations, 2020 and shall be read as one with the Dairy Industry (Raw Milk Transportation) Regulations, 2007, hereinafter referred to as the principal Regulations.

Amendment of  
title of  
principal  
Regulations

**2.** The principal Regulations are amended in the title by deleting the words “Raw Milk” and substituting for them the phrase “Milk and Milk Products”.

Amendment of  
regulation 3

**3.** The principal Regulations are amended in regulation 3 by deleting the definitions of the terms “Carrier”, “Carrier Permit”, “Inspector”, “Permit” and “milk”; and substituting for them the following:

““carrier” means any vehicle, air craft, ship, boat, canoe, cart, bicycle, motor cycle, train or any other transport vessel in or on which milk may be carried by or on behalf of the holder of a permit to any place whether for sale or otherwise;

“carrier permit” means a written document or sticker issued by the board to authorize a vehicle or container to be used for transportation of milk or milk products and shall be valid for one year from date of issue;”

Amendment of  
regulation 5

**4.** The principal Regulations are amended by deleting regulation 5 and substituting for it the following:  
“Restriction for use of

containers

**5.** Containers used for transporting milk shall not be used to transport any other object which is likely to cause contamination or milk deterioration.”

Amendment of regulations 7, 8, 9, 10, 11, 12, 13, 14 and 15

**5.** The principal Regulations are amended by-

(a) renumbering regulations 7, 8, 9, 10, 11, 12, 13, 14 and 15 appearing immediately after regulation 8 as regulations 9 to 17 respectively;

(b) deleting regulation 9 as renumbered and substituting for it the following:

“Condition for issuance of permit

**9.**-(1) The Registrar may issue a permit if he is satisfied that:

(a) containers or carrier fulfils the conditions specified under these regulations;

(b) the applicant has paid the relevant fees prescribed under the Third Schedule to these regulations.

(2) The Registrar may refuse to grant a permit to an applicant and notify him accordingly stating the reasons for his decision.

(3) An Applicant aggrieved by the decision of the Registrar may appeal to the Board.

(c) adding immediately after regulation 15 as renumbered the following:

“Lost or destroyed carrier permit

**15A.** Where the carrier permit has been lost or destroyed the holder may apply to the Board for consideration by filling the form set out in the First Schedule and pay the fees prescribed in the Fourth Schedule to these Regulations, and the Board, upon being satisfied with proof of loss or destruction of the carrier permit may issue a certified copy of the lost or destructed carrier permit.”

Amendment of regulation 17

**6.** The principal Regulations are amended by deleting regulation 17 as renumbered and substituting for it the following:

“Penalty

**17.** Any person who is convicted of an offence under these Regulations, shall be liable to a fine as prescribed in the Fourth Schedule to these Regulations or imprisonment for a term not exceeding four months or to both such fine and imprisonment.”

Addition of regulation 17A

**7.** The principal Regulations are amended by adding immediately after regulation 17 the following:

“Compounding of offences

**17A.-(1)** Where a person admits in writing that he has committed an offence under these regulations, the Registrar or any authorized officer, in writing, may, at any time prior to the commencement of the proceedings by a court of competent jurisdiction, compound such offence and order such person to pay a sum of money not exceeding one half of the amount of the fine to which such person would otherwise been liable to pay if he have been convicted of such offence.

(2) Subject to subregulation (1), a person whose an offence has been compounded shall fill compounding form prescribed in the Fifth Schedule to these Regulations and make payment within 14 days.

(3) Failure to make payment within the prescribed time as provided for in subregulation (2), a person whose an offence has been compounded shall pay a penalty and interest of twenty percent of such fine.”

Amendment of Schedule

**8.** The principal Regulations are amended by-  
(a) deleting First, Second, Third and Fourth Schedules and substituting for them the following Schedules:

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\_\_\_\_\_  
**“SECOND SCHEDULE**

\_\_\_\_\_  
*(Made under Regulation 8(5))*  
\_\_\_\_\_

**TANZANIA DAIRY BOARD  
PERMIT FOR MILK CARRIERS, TRUCK, TANKER AND CONTAINERS**

This is to certify that the carrier/container/truck/tanker\* owned by M/S  
..... with registration no ..... Capacity ..... has  
been granted a permit to transport .....

Subject to the following conditions:-

1. The container shall carry milk only.
2. The container shall be made available for inspection at any time without prior notice.
3. The manner in which the business is to be conducted must conform to the requirements under the Act and Regulations made thereunder.
4. This Permit is not transferable.
5. Failure to comply with conditions under these regulations is an offence and subject to a fine as prescribed in fifth schedule of these Regulations and/or the permit shall be suspended or revoked.

.....    .....    .....  
Date    Signature of Registrar    seal

\* delete whichever inapplicable

\_\_\_\_\_  
**THIRD SCHEDULE**

\_\_\_\_\_  
*(Made under Regulation 10)*  
\_\_\_\_\_

**TANZANIA DAIRY BOARD**

**PERMIT FEES FOR MILK CARRIERS, TRUCK, TANKER AND CONTAINERS  
FOR TRANSPORTATION OF MILK**

The annual fees of permits issued by the Board to use carriers and/or containers for transportation of milk according to capacity shall be as follows:

Milk Tanker/Carrier/Container/Truck capacity (Litres)	Permit fee (TZS)
more than 5,000 litres	60,000/=
1001 – 5000 litres	50,000/=

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201 – 1000 litres	40,000/=
51- 200 litres	30,000/=
Less than 51 litres	0
Replacement of lost, stolen or destructed Permit.	10,000/=

**FOURTH SCHEDULE**

*(Made under Regulation 18)*

**TANZANIA DAIRY BOARD  
PENALTIES ON OFFENCES**

Milk Tanker/Carrier/Container/ Truck capacity (Litres)	PENALTIES	
	Carrier without permit	carrier which do not comply with the conditions
More than 5,000 litres	150,000/=	100,000/=
1001 – 5000 litres	120,000/=	80,000/=
201 – 1000 litres	90,000/=	60,000/=
51- 200 litres	70,000/=	50,000/=

(b) adding immediately after the Fourth Schedule the following Schedule:

**“FIFTH SCHEDULE**

*(Made under Regulation 17A(2))*

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**COMPOUNDING FORM**

*(To be filled in triplicate)*

**1. Particulars of the owner**

Name of the owner: ..... Pone No.: .....  
 Physical address: ..... District: .....  
 Postal Address: ..... Region: ..... Time of Arrest: .....

**2. Declaration of an Inspector/authorized officer**

..... *(Name of Inspector)* have the reason to believe that ..... *(Name of Dairy)* possess a stock of milk/milk products at the premises situated at

..... contravenes the provisions of the Dairy Industry Act, 2004 and Regulations made thereunder that is:

- i. ....
- ii. ....
- iii. ....

and I hereby notify the offender that I intend to impose a penalty of TZS .....

Signed this.....day of.....20.....at.....

**3. Details of milk/milk product Compounded**

S/N	Brand name	Common name	Qty in litres or kgs	Batch No.	Date of manufacture	Expiry date	Reason for Compounding	Compound ed offence (TZS)

**4. Descriptions of carrier/premise**

Name of carrier/premise .....

Registration number.....

Dimension/tonnage.....

**5. Declaration of the Owner or his Agent/Representative/offender**

I consent that the named milk/milk products of .....Kilogram/Liters worth TZS ..... Contravenes the Dairy Industry Act, 2004 and Regulations as named above and I hereby agree to pay a penalty of TZS ..... as compounded offence within ..... Days from this day of (Date) .....

.....  
Name of owner or representative

.....  
Signature of owner or representative

.....  
Date

.....  
Date

**For official use**

I, ..... being the Registrar/a person authorized by the Registrar; having considered the offence committed and the declaration and defense of the offender, do hereby compound /not compound offence named in item ..... of 2<sup>nd</sup> paragraph above and order ..... to pay a sum of money of Tshs ..... within ..... from this..... day of ....., 20.....

Names  
.....

Signature (s)  
.....

Date  
.....

.....  
Official Stamp”

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Dodoma,  
12<sup>th</sup> July, 2020  
*Fisheries*

**LUHAGA JOELSON MPINA**  
*Minister for Livestock and*