

THE DAIRY INDUSTRY ACT,
(CAP. 262)

REGULATIONS

(Made under section 32)

THE DAIRY INDUSTRY (IMPORT AND EXPORT OF MILK AND MILK PRODUCTS
(AMENDMENT) REGULATIONS, 2020

Citation
GN. No. 329
of 2012

1. These regulations may be cited as the Dairy Industry (Import and Export of Milk and Milk Products) (Amendment) Regulations, 2020 and shall be read as one with the Dairy Industry (Import and Export of Milk and Milk Products) Regulations, 2012, hereinafter referred to as the "principal Regulations."

Amendment of
regulation 3

2. The principal Regulations are amended in regulation 3 by-
(a) deleting the definitions of the terms "Competent Authority", "inspector", "milk importer", "milk exporter" and "dairy" and substituting for them the following:

"Competent Authority" means an authority with legal mandate to perform a designated function;

"milk importer" means a person, or entity that buys milk and milk products, from milk producing country for sell into Tanzania;

"milk exporter" means a person, or an entity that produces or buys milk and milk products sells outside Tanzania;"

(b) inserting in its appropriate alphabetical order the following new definition:

"consignment" means batch of milk or milk products destined to be delivered to someone in one shipment or one load and within one documentation of all declarations;

Amendment of
regulation 4

3. The principal Regulations are amended by deleting regulation 4 and substituting for it the following:

"Registration
GN. No. 208 of
2007

4.-(1) No person or organization shall export or import milk and milk products before being registered by the Board.

(2) Application for registration as importer or exporter of milk and milk products shall follow procedures

provided under the Dairy Industry (Registration of Stakeholders) Regulations, 2007.”

Amendment of regulation 8

4. The principal Regulations are amended in regulation 8(2) by deleting figures “1.0%” and substituting for them figures “1.75%.”

Amendment of regulation 18

5. The principal Regulations are amended in regulation 18(d) by deleting the words "less than five hundred thousand" and substituting for them the words “exceeding five million”.

Addition of regulation 18A

6. The principal Regulations are amended by adding immediately after regulation 18 the following:

"Compounding of offences

18A.-(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 Eighth Schedule to these Regulations and make payment of penalty imposed within fourteen days.

(3) Failure to make payment within the prescribed time, a person whose an offence has been compounded shall pay penalty and interest of twenty percent of such penalty."

Amendment of Schedule

7. The principal Regulations are amended:
(a) by deleting the Second Schedule and substituting for it the following:

"SECOND SCHEDULE

(Made under regulation 7)

FORM NO. 1

APPLICATION TO IMPORT MILK AND MILK PRODUCTS

Ref.....
To be completed by the applicant

Part I:

Application Date:
Name of the Importer
TDB Registration No......

Address:

Tel. No.: Business Location:
E-mail: Street/Road: Town:
TIN no. VAT registration NO.:

Type of milk and milk products(Milk powder/UHT/Butter/Ghee/Pasteurised milk/ice cream/Dairy ice/Cheese/Yoghurt/Condensed milk/everporated milk/infant formula/Cream/cultured sour milk/Butter milk/Milk shake/Other milk products):
.....

Harmonized System (HS) Code for the milk and milk products
.....

Value F.O.B (Foreign currency from exporting country).....

Value (in words):

Quantity Kg/lt. (in figures):

Quantity Kg/lt. (in words)

Country of Origin*:

Destination:

Date of processing:

Date of Manufacture:

Use by Date:

Point of Entry:

Expected Landing Date:

Storage Premises: Town:

Street/Road: Warehouse No.: L.R./Plot No.:

Date of last import:

Quantity of last import (Kg/ton/lt): Value Tsh.....

Purpose of importation: Commercial Donation Domestic Other (specify)

(Tick where appropriate)

Quantity of similar locally produced milk and milk products(s) sold in last one month Kg/lt.....

Source of locally produced milk and milk products

Declaration:

I/we The undersigned of
(Company Name) and being the Agent/principal of(Name of Importer) do hereby
declare that the information and particulars declared herein are true and complete and I/We accept to comply fully with the
conditions and requirements provided by the Dairy Industry Act Cap 262 or any other Law relating to exports of milk
product.

Date Signature of Applicant.....Designation..... Note. Part 1: to be completed
by the applicant. Misleading information in part 1 may lead to invalidation of the application and/or prosecution.

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Part II: Evaluation

I have examined the application

Value F.O.B. (in figures): TZS.

Value (in words): TZS

I recommend /do not recommend

1.

2.

NameDesignation.....

Signed Date

The form is valid for **three months only**, for only one consignment from the date of approval.

FEE PAYABLE UNDER THESE REGULATIONS

- 1. Application fee TZS 30,000
- 2. Fee for the issue of permit 1.75% FOB value

Part III: Approval by the Registrar

This permission to import kg/ton/lt of (type of milk and milk products) is approved.

Registrar (Name)..... Signature
Official stamp

Note:

- 1. This form is Valid for one consignment only.
- 2. Fill in duplicate;
- 3. Attach the following: Pro-forma Invoice of the consignment, Animal health Import Certificate from the director of veterinary services, business license, certificate for Safety and Quality Compliance for Product and premise registration certificate from a competent authority."

(b) by adding immediately after the Seventh Schedule the following:

"EIGHTH SCHEDULE

(Made under regulation 18A(2))

TANZANIA DAIRY BOARD
THE DAIRY INDUSTRY ACT NO. 8 OF 2004

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

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

