

GOVERNMENT NOTICE No. 661 published on 25/11/2022

THE TANZANIA SHIPPING AGENCIES ACT,
(CAP. 415)

REGULATIONS

(Made under section 61(1))

THE TANZANIA SHIPPING AGENCIES (PERFORMANCE BENCHMARKS)
(AMENDMENT) REGULATIONS, 2022

Citation
GN No. 116
of 2022

1. These Regulations may be cited as the Tanzania Shipping Agencies (Performance Benchmarks)(Amendments) Regulations, 2022 and shall be read as one with the Tanzania Shipping Agencies (Performance Benchmarks) Regulations, 2022 hereinafter referred to as the “principal Regulations”.

Deletion and
replacement
of regulation
14

2. The principal Regulations are amended by deleting regulation 14 and substituting for it the following:

“Assessment
in respect to
clearing and
forwarding
services

14. The performance of the Corporation in matters relating to clearing and forwarding services as specified under section 7(1) of the Act shall be carried out by the Assessment Team at least twice annually”.

Addition of
regulations
14A, 14B
and 14C

3. The principal Regulations are amended by adding immediately after regulation 14, the following:

“Composition
and
qualifications
of Assessment

14.A -(1) The Minister shall, for the purpose of carrying into effect the objects of regulation 14, appoint an

- Team Assessment Team which comprises of the following.
- (a) a senior officer from the Ministry responsible for maritime transport;
 - (b) a senior officer from the Ministry of Finance and Planning;
 - (c) a senior officer from the Office of Treasury Registrar; and
 - (d) a representative from a recognized association of consumers of maritime transport services with experience of not less than five years in maritime transport matters.
- (2) A person shall not qualify to be appointed under sub regulation (1) unless such person possess a minimum qualification of a degree in one or more in the fields of business administration, economics, statistics, transport, logistics or commerce from a recognized institution.
- (3) The members referred to in sub regulation (1) shall serve for three years and, on satisfactory performance of their functions, such time may be extended for one further term.
- (4) The Minister shall, amongst the members of the team, appoint a chairman who shall serve for three years.

Results of performance assessment of Corporation 14B -(1) Upon making assessment under these Regulations, the Assessment Team shall submit the results thereof to the Minister for

guidance.

(2) The Minister shall, upon review of the result of the performance assessment, submit to the Corporation so that corrective measures if any, to be taken.

(3) Where the Corporation is not satisfied with the assessment results made by the assessment team, may lodge to the Minister an application for review within twenty one days from the date of issuance of the assessment report.

Review of
results of
performance
assessment

14C –(1) The Minister shall, if satisfied with the grounds of review advanced by the Corporation, appoint independent persons to carry out another assessment.

(2) Unless where a review has been preferred, an assessment report issued in pursuance to the provisions of regulation 14 shall be final and conclusive”.

Dodoma,
14th November, 2022

MAKAME M. MBARAWA,
Minister for Works and Transport