

GOVERNMENT NOTICE No. 596 published on 25/8/2023

THE EWURA ACT
(CAP 414)

ORDER

(Made under section 22)

THE EWURA (DELEGATION OF POWERS) ORDER, 2023

ARRANGEMENT OF PARAGRAPHS

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THE ENERGY AND WATER UTILITIES REGULATORY AUTHORITY ACT,
(CAP. 414)

ORDER

(Made under section 22)

THE ENERGY AND WATER UTILITIES REGULATORY AUTHORITY
(DELEGATION OF POWERS) ORDER, 2023

PART I
PRELIMINARY PROVISIONS

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| Citation | 1. This Order may be cited as the Energy and Water Utilities Regulatory Authority (Delegation of Powers) Order, 2023. |
| Application | 2. This Order shall apply to all matters which the Board has delegated to its Committees, Management, Division and employees of the Authority and provide for the discharge of the delegated powers. |
| Interpretation | 3. In this Order, unless the context otherwise requires- |
| Cap. 414 | “Act” means the Energy and Water Utilities Regulatory Authority;
“Authority” means the Energy and Water Utilities Regulatory Authority established under the Act;
“Board” means the Board of Directors of the Authority;
“Division” means the Division of the Authority responsible for complaint hearing as required under Part VI of |

the Act;
“inspector” means an officer of the Authority responsible for conducting compliance monitoring;
“Legal and Corporate Affairs Committee” means the Legal and Corporate Affairs Committee of the Board;
“Management” means the management of the Authority.

PART II DELEGATION OF POWERS

Delegation to
Committees

4. The Board hereby delegates its powers as contained and provided for in the Board Charter to the Energy Committee, Water Committee, Audit and Risk Committee and Legal and Corporate Affairs Committee.

Delegation to
Legal
Committee

5. The Board hereby delegates its powers to the Legal and Corporate Affairs Committee to deliberate and decide on any complaint that has been lodged pursuant to Part VI of the Act.

Delegation to
Management

6. The Board hereby delegates to the Management the powers to-

- (a) issue compliance orders pursuant to section 39 of the Act;
- (b) issue an order for closure of any regulated facility;
- (c) impose any punitive measures;
- (d) require any person to supply goods or services;
- (e) issue summons requiring any person to furnish any information, produce a document to the Authority or appear before the Authority to give evidence orally;
- (f) require specific performance; and
- (g) issue any other order as may be deemed necessary.

Delegation to
Division

7. The Board hereby delegates to the Division the powers to hear and determine applications for interlocutory

orders and issue withdrawal orders in respect of withdrawn complaints pursuant to Part VI of the Act.

Delegation to
inspectors

8. The Board hereby delegates to inspectors its power to enforce compliance of the law including closure of any regulated facility, building or premise or transport unit on issues related to quality or where there is imminent danger to health, safety or environment.

Revocation
GN NO.
247 of 2012

9. The Energy and Water Utilities Regulatory Authority (Delegation of Powers) Order is hereby revoked.

Dodoma,
....., 2023

JAMES A. MWAINYEKULE
Director General