

GOVERNMENT NOTICE No. 54 published on 21/1/2022

THE TANZANIA SHIPPING AGENCIES ACT,
(CAP. 415)

REGULATIONS

THE TANZANIA SHIPPING AGENCIES (SHIPPING AGENTS) (AMENDMENT)
REGULATIONS, 2022

ARRANGMENT OF REGULATIONS

Regulation Title

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5. Amendment of regulation 8.
6. Amendment of regulation 25
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9. Amendment of regulation 31.
10. Amendment of regulation 38.
11. Amendment of the First schedule.
12. Amendment of the Second schedule.
13. Amendment of the Third schedule.

THE TANZANIA SHIPPING AGENCIES ACT,
(CAP. 415)

REGULATIONS

(Made under section 61(2)(g)(ii))

THE TANZANIA SHIPPING AGENCIES (SHIPPING AGENTS) (AMENDMENT)
REGULATIONS, 2022

- | | |
|---------------------------------|---|
| Citation | 1. These Regulations may be cited as the Tanzania Shipping Agencies (Shipping Agents) (Amendment) Regulations, 2022 and shall be read as one with the Tanzania Shipping Agencies (Shipping Agents) Regulations, 2018 hereinafter referred to as the “principal Regulations”. |
| G.N. No.
339 of
2018 | |
| Amendment
of
regulation 3 | 2. The principal Regulations are amended in regulation 3 by inserting in its appropriate alphabetical order the following new definition:
“coastal vessel” means ships operated to ply between ports on sea waters;
“freight tone” means a unit of charge equivalent to one cubic meter or weight tone whichever is greater; and
“gross freight” means freight money collected or to be collected without calculating the expenses relating to the running cost of the ship for the voyage undertaken. |
| Amendment
of
regulation 4 | 3. The principal Regulations are amended in regulation 4, by-
(a) designation the content of subregulation (1) as subregulation (2);
(b) add the following:
“There shall be three categories of shipping agencies licences as follows-
(i) sea vessel agent;
(ii) coastal vessel agent; and
(iii) inland waterways vessel agent”. |

- (c) renumbering subregulation (2), (3), (4), (5), (6) and (7) as subregulation (3), (4), (5), (6), (7) and (8) respectively;
- (d) in subregulation (4) as renumbered, by deleting the words “licence or”;
- (e) in subregulation (5) as renumbered, by
 - (i) deleting the words “licence of”;
 - (ii) deleting the words “five thousand” and substitute for it with the words “four thousand for sea port agent and one thousand for inland water ways and coastal agent”.

Amendment
of
regulation 5

4. The principal Regulations are amended in regulation 5, by-

- (a) deleting-
 - (i) the words “company” and “it” in the opening sentence and substituting for them the word “person” and “he”;
 - (ii) the content of paragraph (a) and substituting for it the following-
“(a) is not a ship owner, ship operator, charterer, dry port operator or clearing and forwarding agent”
- (b) adding immediately after paragraph (f) the following:
“(g) has no a shareholder who has a share in a clearing and forwarding or dry port company.”

Amendment
of
regulation 8

5. The principal Regulation is amended in regulation 8(1) by deleting the number “2:1” appearing in paragraph (b) and substituting for them the words “higher than 1:5.”.

Amendment
of
regulation
25

6. The principal Regulation is amended in regulation 25 by-

- (a) deleting the word “port” appearing in paragraphs (a) and (b) and substituting for it the words “vessel agent”;
- (b) adding immediately after paragraph (b) the following:

“(c)in case of coastal vessel agent:

- (i) not less than United States Dollars three thousand or its equivalent in Tanzanian shillings for a company wholly owned by Tanzanian citizen; or
- (ii) not less than United States Dollars twenty-five thousand or its equivalent in Tanzania shillings for a company owned jointly by Tanzania citizen and foreigner.”

Amendment
of
Regulation
27

7. The principal Regulation is amended in regulation 27 by deleting the words “margin of solvency of 2:1” and substituting for them the words “a level of solvency of higher than 1:5”.

Amendment
of
regulation
28

8. The principal Regulation is amended in regulation 28 by deleting the content of regulation 28 and substituting for it the following:

“Method of
calculating
level of
solvency

28. Method of calculating level of solvency specified under regulation 27 shall be as follows-
SolvencyRatio=

$$\frac{\text{Net Income (or Profit After Tax)+Depreciation+Amortisation}}{\text{Short term Liabilities+Long term Liabilities}}$$

Amendment
of
regulation
31

9. The principal Regulations is amended in regulation 31(b) by adding immediately after the words “government trophies” the words “fertilizer, industrial sugar, domestic sugar, edible cooking oil, wheat, oil products, gas, liquefied gas or any other liquid related products”.

Amendment
of
regulation
38

10. The principal Regulations are amended in regulation 38 by inserting subregulation (3) as follows:

“(3) Notwithstanding subregulation (1), where the service is rendered to none commercial cargo including personal effects, diplomatic, missionary goods, relief, humanitarian aid cargoes and military cargoes shall be exempted from shipping fees.”

Amendment
of First
Schedule

11. The principal Regulations are amended in the First Schedule by deleting Form No. 1 and substituting for it the following:



THE UNITED REPUBLIC OF TANZANIA MINISTRY OF
WORKS AND TRANSPORT TANZANIA SHIPPING
AGENCIES CORPORATION TASAC



FIRST SCHEDULE

(Made under regulations 4(1) and 10(1))

APPLICATION FOR A LICENCE TO CARRY ON BUSINESS AS A SHIPPING AGENT

1. Name of Applicant:
2. Postal Address:
3. Number of Certificate of Incorporation:
4. Date of issue:
5. Registered Place of Business:
Tel No: Fax No:
E-mail Address:
6. Type of licence applied for (*Please tick the appropriate category of licence*):
Sea Vessels Agents ☐ Coastal Vessels Agent ☐ Inland Waterways ☐
Vessels ☐ Agent ☐
7. Particulars of shareholding:

Name	Nationality	Address	Percentage

8. Particulars of Management Staff

Full Name	Designation/ Position	Citizenship	Age	Qualification		Years of experience	Date of appointment to present position
				Academic	Professional		

Tanzania Shipping Agencies (Shipping Agents) (Amendment)

GN. No.54 (Contd.)

9. Particulars of Other (non-Management) Staff

Full Name	Designation/ Position	Citizenship	Age	Qualification		Years of experience	Date of appointment to present position
				Academic	Professional		

10. What business other than that of shipping agency is carried on by the applicant?

11. Is any of the shareholders and/or Director of the applicant a ship owner, ship operator, charterer, dry port operator or clearing and forwarding agent? If yes, mention the name(s)

12. Particulars of Principal

(a) Principal operating regular Liner services to be represented (state whether Principal is also a ship owner, ship operator, charterer, dry port operator or clearing and forwarding agent):

Name of Principal:

The Principal is (*please tick as appropriate*) a ship owner/ship operator / charterer / dry port operator / clearing and forwarding agent.

Address:

.....

Routes:.....

(b) Principal operating Non-Liner Services to be represented (state whether Principal is also a ship owner, ship operator, charterer, dry port operator or clearing and forwarding agent):

Name of Principal operating Non-Liner Services:

.....

.....

The Principal is (*please tick as appropriate*) a ship owner/ship operator / charterer / dry port operator / clearing and forwarding agent:

Address:

.....

13. Particulars of Previous Licence: Licence No: Year:

.....

Tanzania Shipping Agencies (Shipping Agents) (Amendment)

GN. No.54 (Contd.)

14. Volume of cargo loaded and discharged in Tanzania by Lines represented by applicant in the last three years. (Please give break-down separately in respect of each year)

Year	Loaded in Metric Tons			Discharged in Metric Tons	
1 st	General Cargo	Liquid Cargo		General Cargo	Liquid Cargo
2 nd					
3 rd					

15. Reference on Company's Financial Resources and Liquidity: Evidence from Bank or Financial Institution / External Auditor (*attach relevant document*).

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

16. We declare that to the best of our knowledge, all the statements and attachments forming part of this application are true and correct. We undertake to notify any changes in title Board of Directors, shareholders, location of business premises or information related to the company.

Full Name:

Title:

Signature:

(Official Stamp /Seal)

Date:

Amendment
of Second
Schedule

12. The principal Regulations are amended by deleting the Second Schedule and substituting for it the following:



THE UNITED REPUBLIC OF TANZANIA MINISTRY OF WORKS AND
 TRANSPORT
 TANZANIA SHIPPING AGENCIES CORPORATION
 TASAC



SECOND SCHEDULE

(Made under Regulations 4(2)(a), 6(1) and 15)

SHIPPING AGENCY APPLICATION AND LICENCING FEES

ITEM	DESCRIPTION	AMOUNT
		(United States Dollars)
1	Application Fees (All Categories)	50.00
2	Annual Licence Fees:	
2.1	Sea Vessels Agent	3,000.00
2.2	Coastal Vessels Agent	500.00
2.3	Inland Waterways Vessels Agent	500.00
3	Duplicate Licence Fees:	
3.1	Sea Vessels Agent	350.00
3.2	Coastal Vessels Agent	100.00
3.3	Inland Waterways Vessels Agent	50.00

Amendment of Third Schedule

13. The principal Regulations are amended by deleting the Third Schedule and substituting for it the following:

Tanzania Shipping Agencies (Shipping Agents) (Amendment)

GN. No.54 (Contd.)



THE UNITED REPUBLIC OF TANZANIA MINISTRY OF
WORKS AND TRANSPORT TANZANIA SHIPPING
AGENCIES CORPORATION TASAC



THIRD SCHEDULE

(Made under regulations 38(2) and 38(3))

SHIPPING FEES FOR SEABORNE CARGO DESTINED TO OR FROM TANZANIA

A: IMPORTS							
ROUTE	Petroleum & Products	Dry Bulk	Liquid Bulk	General Cargo			
				Loose Machinery & Vehicles	Containerized		
	TEU (20’)	FEU (40’)	FEU (40’)				
	Standard	Standard	High Cube				
	Rate per ton (in USD)	Rate per ton (in USD)	Rate per ton (in USD)	Rate per freight (in USD)	Rate per Container (in USD)		
USA/CANADA/SOUTH AMERICA	0.43	0.43	1.07	2.49	49.84	99.67	124.59
FAR EAST/ CHINA/ MALAYSIA/ SINGAPORE/ THAILAND	0.43	0.43	1.07	2.49	49.84	99.67	124.59
AUSTRALIA / NEW ZEALAND	0.43	0.43	1.07	2.49	49.84	99.67	124.59
NORTH WEST CONTINENT / UNITED KINGDOM (EUROPE)	0.36	0.36	1.07	2.14	42.72	85.43	106.79
INDIA AND PAKISTAN	0.43	0.43	1.07	2.14	42.72	85.43	106.79
ARABIA GULF / PERSIA	0.36	0.36	0.36	1.07	21.36	42.72	53.40
SOUTH AFRICA	0.36	0.36	0.36	1.07	21.36	42.72	53.40
OTHERS (INCLUDING EAST AFRICA AND WEST AFRICA)	0.36	0.36	0.36	1.07	21.36	42.72	53.40
B: EXPORTS							
ROUTE	NON-CONTERISED CARGO				CONTAINERISED CARGO		
	Rate per ton (in USD)				TEU (20’)	FEU (40’)	FEU (40’)
					Standard	Standard	High Cube
					Rate per Container (in USD)		
ALL DESTINATIONS	0.36				7.12	14.24	35.60
C: EXEMPTIONS							
None commercial cargo including personal effects, diplomatic, missionary goods, relief, humanitarian aid cargoes and military cargoes are exempted from shipping fees.							

Dodoma,
14th January, 2022

MAKAME M. MBARAWA
Minister for Works and Transport