

GOVERNMENT NOTICE No. 185 Published On. 12/2/2021

THE MEAT INDUSTRY ACT,
(CAP.421)

REGULATIONS

(Made under section 34)

THE MEAT INDUSTRY (IMPORT AND EXPORT OF LIVESTOCK, MEAT AND MEAT
PRODUCTS) (AMENDMENT) REGULATIONS, 2021

Citation
GN No.
140 of 2014

1. These Regulations may be cited as the Meat Industry (Import and Export of Livestock, Meat and Meat Products)(Amendment) Regulations, 2021 and shall be read as one with the Meat Industry (Import and Export of Livestock, Meat and Meat Products) Regulations, 2014 herein after referred to as the “principal Regulations”.

Amendment
of regulation
16

2. The principal Regulations are amended by deleting regulation 16 and substituting for it the following:

“Offences and
penalties

16. Any person who contravenes any of provision of these Regulations for which no specific penalty is provided commits an offence and shall, upon conviction, be liable to a fine of not less than one hundred thousand shillings or to imprisonment for a term not exceeding four months or to both.”

Addition of
regulation
16A

3. The principal Regulations are amended by adding immediately after regulation 16 the following:

“Compounding
of offence

16A.-(1) The Registrar or any person authorized by him in writing

may compound any offence under these Regulations by requiring such person to pay a sum of money not exceeding one half of the amount of fine to which such person would have otherwise been liable to pay if he had been convicted of such offence by filling up the form as prescribed in Third Schedule to these Regulations.

(2) A person whose offence is compounded shall, within three days from the date of being issued with compounding form, have the right to-

- (a) submit his defence; or
- (b) admit an offence and mitigate against a penalty.

(3) The Registrar shall, upon considering-

- (a) the defence or mitigation of a person whose offence is compounded;
- (b) the report of the Inspector if any,

order payment of such sum of money as provided under the Act or these Regulations having consideration to the mitigation factors.

(4) The offender shall with regards to a fine ordered under sub regulation 3 shall-

- (a) where the offence relates to obstruction of an officer or Inspector in performance of his duties, pay the fine within twenty four hours from the time payment order is communicated to the offender;

(b) where the offence compounded is a subsequent offence, pay the fine within fourteen days from the time the payment order is communicated to the offender; and

(c) any other offence not referred in paragraph (a) and (b), pay the fine within fourteen days from the time the payment order is communicated to the offender.

(5) The Registrar may, where a fine is not paid upon the lapse of the time prescribed in subregulation (4), enforce the payment of the fine in court by making application for execution in manner applicable to a court.”

(6) Without prejudice to any other requirement, the application stated in subregulation (5) shall state the principal amount claimed, the interest accrued as per prevailing commercial interest rate and mode of execution.”

Amendment
of Schedule

4. The principal Regulations are amended in the Schedules by adding Immediately after the Second Schedule the following:

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THIRD SCHEDULE”

(Made under regulation 16A(1))

COMPOUNDING FORM

(To be filled in triplicate)

PART A

(To be filled in by the Registrar/an authorised officer or Inspector)

1. Particulars of the owner

Name of the owner: Phone No.:

Physical address: District:

Postal Address: Region: Date and Time:

2. Declaration of Registrar/Inspector/authorized officer

(Notification of compounding of offence to an offender)

I *(Name of the Registrar/Officer/Inspector)* have the reason to believe that/found that *(Name of contravening company/person/authorised officer)* possess a stock of Meat/Meat products/farm/vehicle/equipment at the establishment situated at contravenes the provisions of the Act, and these Regulations for:

i.contrary to.....

ii.contrary to.....

iii.contrary to.....

iv. State any other offence if any.....

and I hereby notify the offender that I intend to impose a penalty of TZS (in figures.....) as a penalty fine of such offence(s).

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

.....

Registrar/Inspector/authorised officer

3. Details of Meat/Meat products/Instrument subject to compounding

Name of Owner/Abattoir/Slab/Butchery/Carrier/Selling Centre/Supermarket/

Warehouse/Shops.....

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S/N	Brand name	Common name	Qty in kgs	Batch No.	Date of manufacture	Expiry date	Estimated value (TZS)	Compounded offence (TZS)

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

and saved upon the offender on.....day of.....20.....via.....

.....
Registrar/Inspector/authorised officer

PART B

(This part shall be filled in by the person compounded and must be submitted to the Board office within three days)

4. Declaration of the Owner or his Agent/Representative/offender

A. I.....being owner/agent/representative/offender named above.....consent that the named Meat/Meat products/instrument of.....Kilogram estimated worth TZSContravenes the Meat Industry Act, 2004 and or these Regulations as named above.

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

B. If you deny to commit the offence state your defence if any:-

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

C. If you pray for pardon or lenient penalty state your mitigation factors if any:-

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

.....
Name of owner/representative

.....
Signature and Stamp of owner/representative

.....
Date

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PART C
(For official use only)

I,being the Registrar/a person authorized by the Registrar;
having considered the offence committed, the declaration, defence and mitigating factors of the
offender, do hereby compound /not compound offence named in the 2nd paragraph above and
order.....to pay a sum of money of
Tshs.....(Tzs.....) via Control.....
No..... of this.....day of.....,
20.....within.....

Further, the offender is notified that failure to comply with this order within the time stated, the
principal amount shall attract penalty at the prevailing commercial rate and may be enforced in the
district court or the court of resident magistrate in the same manner as the decree of the Court.

Names	Signature	Date
.....		

.....
Official Stamp

Nb: Saved upon the offender on.....by way of.....

Dodoma,
1st February, 2021

MASHIMBA MASHAURI NDAKI
Minister For Livestock And Fisheries