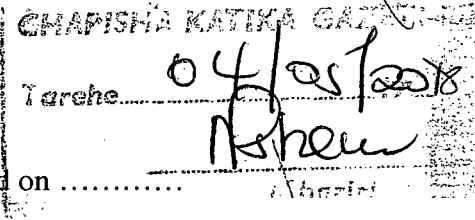


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THE PETROLEUM ACT  
(CAP.392)

**RULES**

*(Made under section 259(1))*

THE PETROLEUM (NATURAL GAS)(TRANSMISSION AND DISTRIBUTION  
ACTIVITIES) RULES, 2018

ARRANGEMENT OF RULES

PART I  
PRELIMINARY PROVISIONS

1. Citation and commencement
2. Application
3. Interpretation

PART II  
APPLICATION FOR A CONSTRUCTION APPROVAL

4. Application for a construction approval
5. Application to be accompanied by a fee
6. Publication of a construction approval
7. Grant of a construction approval
8. Duration of a construction approval
9. Notice of commencement
10. Exemption from construction approval
11. Construction approval obligations
12. Suspension and revocation of a construction approval

PART III  
LICENCE PROCEDURES

13. Obligation to obtain a licence
14. Licensing requirements
15. Application for a licence
16. Publication of a licence application
17. Grant of a licence
18. Refusal of an application
19. Validity of a licence
20. Application for transfer of a licence
21. Change of name

22. Modification of licence conditions
23. Application for relocation or alteration of a facility-
24. Change of shareholding structure
25. Application for renewal of a licence
26. Suspension or revocation of a licence
27. Special Protection to NOC

PART IV  
OBLIGATIONS OF A LICENSEE  
Sub-Part -1  
General Obligations of a Licensee

28. Compliance with applicable laws, codes and standards
29. Protection of lives and property
30. Compensation for loss suffered
31. Maintenance of records, provision and disclosure of information
32. National Petroleum and Gas Information System (NPGIS)
33. Confidential information
34. Customer service standards
35. Separation of accounts
36. Compliance with environmental laws and standards
37. Sanctions for violation of environmental laws

Sub-Part - II  
Technical Obligations of a Licensee

38. General Technical obligations of licensee
39. Emergency Preparedness and Response Plan
40. Warning signs
41. Line markers
42. Colour Coding
43. Compliance with specifications and standards
44. Approval of non-standard materials or methods
45. Pipeline design
46. Equipment pressure ratings, design of pressure relief and limiting devices
47. Instrument control, sampling pipe and components
48. Transmission line valves
49. Structural design requirements of vaults
50. Sealing, venting, and ventilation
51. Casing and modification under highway, road or railway
52. Precaution during construction
53. Ditch
54. Installation of pipe in the ditch
55. Protection from hazards
56. Approval for crossings against roads and railways
57. Underground clearance
58. Minimum earth cover
59. Nature of crossing the railways, roads and highways
60. Crossing over existing pipeline
61. Impact factor

- 112. Safety of adjacent pipeline
- 113. Exposing pipeline
- 114. Vehicles crossing pipeline
- 115. No fees for ground disturbance activities
- 116. Surface pipelines
- 117. Leakage surveys
- 118. Control and response to natural gas leakage
- 119. Report of leak, break or contact damage
- 120. Intentional release of gas
- 121. Leak detection and odorization
- 122. Natural gas odorization requirements for gas distribution

**PART V**  
**DISCONTINUANCE, ABANDONMENT AND DECOMMISSIONING**

- 123. Discontinuance and Abandonment
- 124. Discontinuance or abandonment of pipeline and resumption of a facility
- 125. Site restoration
- 126. Decommissioning Procedures

**PART VI**  
**PENALTIES AND REMEDIAL MEASURES**

- 127. Penalties and remedial measures

**PART VII**  
**GENERAL PROVISIONS**

- 128. Inspection of a facility
- 129. Investigation of a licensed facility
- 130. Prohibited acts against inspectors
- 131. Audits
- 132. Authority to supplement procedures as needed
- 133. Appeal

**PART VIII**  
**TRANSITIONAL PROVISIONS**

- 134. Transitional Provisions

**SCHEDULES**

“Council” means the National Environment Management Council established under the provisions of the Environment Management Act;

“Distribution Network” means all pipelines and parts of physical facilities through which natural gas products move in transportation, including, pipes, valves, and other appurtenances attached to the pipe, metering stations, pressure reducing station gas holders, and fabricated assemblies;

“distribution activity” means the activity of receiving, treating and delivering gas through an interconnected system of gas pipelines that has a maximum operating pressure under normal conditions not exceeding 10 bar gauge and any other approved equipment;

“distribution licence” means a licence issued by the Authority to an entity to undertake a distribution activity;

“distribution licensee” means a holder of a distribution licence;

“emergency” means a present or imminent event, outside the scope of normal operations, that requires prompt co-ordination of resources to protect the health, safety or welfare of people or to limit damage to property and the environment;

“emergency response plan” means a comprehensive plan to protect the public that includes criteria for assessing an emergency and procedures for mobilizing response personnel and agencies, establishing communications and ensuring coordination of the emergency response;

“EWURA Act” means the Energy and Water Utilities Authority Act;

“facility” means a place or petroleum infrastructure constructed and meeting internationally acceptable standards and includes pipelines, storage, buildings, compression stations and, pumping stations, pump house, firefighting systems in respect of which a regulated activity is carried out;

“facility surface lease” means the area leased by a licensee for, installation or facility connected to a pipeline, but does not include an access road to the installation or facility;

“flowing water” means water within a creek, stream, river, lake, ocean or other body of water;

“gas infrastructure” for purpose of these Rules means facilities for gas gathering, processing, transportation and distribution, liquefaction, re-gasification, storage, compressor stations, and for connection to end users;

“hand excavation” means excavation of a pipeline or part of a pipeline by hand and includes excavation by water or air jets;

“incident” means any of the following events:

- (a) an event that involves a release of gas from a pipeline, or of liquefied natural gas, liquefied petroleum gas, refrigerant gas, or gas from an LNG facility, and that results in death or personal injury, monetary loss or unintentional estimated

corrosion cracking when the licensed pipeline has  
disbanded or non-functional external coatings;

"operator" means a person who conducts a regulated activity;

"% SMYS" means the hoop stress level expressed as a percentage  
of the specified minimum yield strength of the pipe based  
on nominal wall thickness;

"polymeric" means consisting of either thermoplastic or thermo-set  
polymer engineering materials;

"regulated activity" means an activity necessary to operate  
transmission and distribution facility and includes all  
activities in this respect of such facility and any activity  
reasonably required in connection with transmission or  
distribution of natural gas by a pipeline or any other means;

"standards" means any specification or standards in relation to a  
petroleum product and natural gas applied by the Authority  
and as approved by the Tanzania Bureau of Standards  
pursuant to the Standards Act, or any other standards that  
are widely used for Best International Petroleum Industry  
Practices;

"Specified Minimum Yield Strength" (SMYS) means the stress  
value used to determine how much pressure a pipe can  
handle before it weakens;

"surface construction activity" means construction activity that is  
concentrated at the surface of the ground or at a depth of  
less than 30 centimeters and that does not result in a  
reduction of the earth cover over a pipeline to a depth that  
is less than the cover provided when the pipeline was  
installed;

"tariff" means a schedule or list of prices, rates, charge and fees  
for gas services rendered to any customer, and conditions  
attached thereto communicated publicly to regulate those  
activities that are subject to economic regulation;

"transmission activity" means delivering of natural gas from  
processing, re-gasification or storage facilities using  
pipelines that have a normal operating pressure exceeding  
10 bar gauge, special trucks, ships or any other means;

"transmission licence" means a licence issued by the Authority to  
an entity to undertake a transmission activity;

"transmission licensee" means a holder of a transmission licence;

"transmission network" means all pipelines with a normal  
operating pressure exceeding 10 bar gauge and parts of  
physical facilities through which natural gas products move  
including, pipes, valves, and other appurtenances attached  
to the pipe, metering stations, pumping stations, and  
fabricated assemblies; and

"Tribunal" means the Fair Competition Tribunal established under  
the provisions of the Fair Competition Act.

Cap. 130

Cap.285

(3) The public shall be invited to submit comments and ~~representations~~ within fourteen days from the date of publication of the notice and the comments and representations shall be considered by the Authority in arriving at the decision on the application.

Grant of a  
construction  
approval

7.-(1) The Authority may, upon consideration of an application for construction approval:

- (a) deny the application;
- (b) grant the application and issue a construction approval; or
- (c) refer back the application.

(2) The Authority shall, while making a decision whether to grant or deny a construction approval, consider:

- (a) the applicant's compliance to land use laws;
- (b) the applicant's compliance to health, safety and environmental requirements; and
- (c) whether the facility provide for access to third party.

(3) The Authority shall cause to be published in the *Gazette* a construction approval issued under sub-rule (1).

(4) The applicant shall, after issuance of an approval by the Authority, be notified to come and collect the approval.

(5) The Authority shall, in the event that it denies an application for a construction approval, inform the applicant of such decision in writing, including the reasons thereof.

Duration of a  
construction  
approval

8.-(1) A construction approval issued by the Authority in rule 7 shall remain in force for such period as the Authority may allow provided that, in the event the holder of the said approval fails to commence construction within twenty-four months from the date it was issued such construction approval shall cease to have effect.

(2) The Authority may, upon an application by a holder of a construction approval extend the duration of the construction approval to such period as it may think fit.

Notice of  
commencement

9. Any person with a construction approval shall issue a notice of commencement to the Authority of construction thirty days prior to the commencement of construction.

Exemption from  
construction  
approval

10.-(1) No application for a construction approval shall be required:

- (a) for the replacement or repair of parts of a pipeline or parts of a pipeline liner if:
  - (i) the length of that pipeline or pipeline liner is less than one hundred metres and if such replacement or repair is carried out wholly within the existing right of way;
  - (ii) the sections of the pipeline or pipeline liner to be replaced or repaired require material

be liable to a fine of not less than twenty million shillings or imprisonment for a term not less than two years but not exceeding five years or both.

(3) Notwithstanding the penalty prescribed under sub-rule (2), the Authority shall, in the event it determines that any person has contravened the provisions of sub-rule (1) enter upon any building, premises or facility and close it down.

Licensing  
requirements

**14.-(1)** No person shall be issued with a transmission or distribution licence unless the application meets the necessary technical and financial requirements which include:

- (a) possession of a transmission or Distribution Network that is constructed in accordance with applicable law and internationally acceptable standards;
- (b) possession of adequate skilled personnel with relevant technical skills; and
- (c) proof of financial capability.

(2) Notwithstanding the generality of sub-rule (1), the Authority may issue a licence with specific conditions to be fulfilled within a prescribed time to an applicant who fails to meet some of the requirements in sub-rule (1).

Application for  
a licence

**15.-(1)** An applicant for a licence shall apply to the Authority for a licence by filling in the form prescribed in the Second Schedule.

(2) The application for a licence under sub-rule (1) shall be accompanied by a duly signed integrity pledge in the form provided in the Third Schedule and a non-refundable application fee to be prescribed by the Authority.

Publication of  
application

**16.-(1)** A licence application in rule 15, shall be evaluated to verify its completeness and legality of information contained therein and thereafter a notice of the application shall be published in at least two newspapers of wide circulation in Tanzania one in English and another in Kiswahili with a view to soliciting comments and representations on the application.

(2) The costs of publication of notices under sub-rule (1) shall be borne by the Authority.

(3) The public shall be invited to submit comments and representations within fourteen days from the date of publication of the notice and the comments and representations shall be considered by the Authority in arriving at the decision on the application.

Grant of a  
licence

**17.-(1)** The Authority may, upon consideration of an application for a licence:

- (a) deny the application;
- (b) grant the application and issue a licence; or
- (c) refer back the application.

(e) if no consent of the aggregator and/or NOC is granted pursuant to section 125(4) and 9(3) of the Petroleum Act, respectively.

(2) The Authority shall, in the event that it denies an application for a licence, within fourteen days from the date of decision inform the applicant of such decision in writing, including the reasons thereof.

Validity of a licence

**19.-(1)** Unless revoked or suspended, every licence granted under these Rules shall be valid for a period described on a licence however, the Authority may, on the written application of a licensee, extend or reduce the period for such further period as may determine.

(2) Notwithstanding sub-rule (1), the Authority shall revoke a licence of any licensee who fails to conduct the regulated activity for a period of six consecutive months during the licence term provided that the licensee provide the reason why the licence should not be revoked within twenty-one days.

Application for transfer of a licence

**20.-(1)** No licence shall be assigned or transferred to another person without a written approval of the Authority.

(2) Any transferor or assignor of a licence shall apply to the Authority by filling in the appropriate form prescribed in the Fourth Schedule.

(3) Notwithstanding the provisions of sub-rule (1) no application for a transfer or assignment of a licence shall be entertained by the Authority unless it is endorsed by the transferee or assignee.

(4) An application received by the Authority under sub-rule (2) of this rule shall be evaluated to verify its completeness and legality of information contained therein and thereafter a notice of the application shall be published in at least two newspapers of wide circulation in Tanzania, one in English and another in Kiswahili with a view to soliciting comments and representations on the application.

(5) If the applicant fails to comply with the requirements for transfer of a licence by reason of insufficient information in the application, the Authority shall within seven days, notify such applicant on such insufficiency and direct the Applicant to correct the deficiencies within thirty days from the date of service.

(6) The costs for publication of the notice made under sub-rule (4) shall be borne by the Authority.

(7) The public shall be invited to submit comments and representations within fourteen days from the date of publication of the notice and the comments and representations shall be considered by the Authority in arriving at the decision on the application.

(8) The Authority shall after the expiration of the notice in sub-rule (6) of this rule, evaluate the application together with comments received, if any, and make a decision whether to grant



expire.

~~(4) The Authority shall, in the event that it denies an application for renewal of a licence, inform the applicant of such decision in writing, including the reasons thereof.~~

(5) Notwithstanding the provisions of sub-rule (3) the Authority shall not renew the licence of a licensee who has, during the term of the licence which has expired or is due to expire, resisted or willfully neglected to comply with any order given by the Authority to the said licensee.

Suspension or  
revocation of a  
licence

**26.-(1)** A licence may be suspended or revoked by the Authority if a licensee:

- (a) violates any of the provisions of the Act or conditions attached to the licence which affects the conduct of regulated activity;
- (b) obtained a licence by fraud or deliberate submission of false information or statements;
- (c) fails to comply with obligations conferred within the terms stated in the licence ;
- (d) persistently fails to comply with the approved local content plans;
- (e) interrupts services to other users without authorization of the Authority;
- (f) carries on business in a manner that is detrimental to the welfare or interest of other users;
- (g) violates the tariffs, rates and charges established by the Authority;
- (h) persistently fails or refuses to submit information to the NPGIS;
- (i) fails to comply with the applicable health, safety, service, quality or environmental standards, or any other additional standards as may be stated in the licence ; or
- (j) is convicted or found guilty of an offence relating to corruption, money laundering, economic crimes or tax evasion.

(2) The Authority shall not suspend or revoke a licence, unless a twenty-one days' notice of intention to suspend or revoke the said licence has been issued to a licensee.

(3) Notwithstanding the provisions of sub-rule (1), the Authority may waive the licence suspension if it is satisfied that a licensee has abstained from the act that caused the suspension and the reason for suspension no longer exists.

(4) The Authority shall, in the event it revokes a licence, and after consultation with the Minister, take necessary steps in order to ensure continuity of licensed activity in the service area under that licence.

Special  
protection to  
NOC

**27.** Notwithstanding the provisions of these Rules:

- (a) NOC shall apply for a licence and the Authority shall

- the applicable standards and in a manner that does not endanger public health, safety and environment;
- (k) operate pipeline facilities and conduct pipeline construction and operations in accordance with the maximum noise level limitations specified by the standards;
  - (l) inform the Authority as soon as practicable, but in any event not more than one hour after the occurrence of a hazardous situation or incident related to its regulated activity, occurring within its facility, provided that a detailed report including the steps taken or proposed to be taken to remedy such situation or to eliminate or minimize the hazard arising from such situation be submitted within time as stipulated in the Emergency Response Plan;
  - (m) when the facility is left unattended, ensure that it is left in the safest condition possible;
  - (n) employ a sufficient number of qualified personnel to ensure that the conduct of its regulated activity complies with these terms and conditions;
  - (o) submit to the Authority correct formal data, records, samples and information as the Authority may require;
  - (p) notify the Authority of any change of its address, name or location not later than seven days after such change;
  - (q) notify the Authority for approval thirty days before it installs additional facility related to its regulated activity;
  - (r) notify the Authority and its customers in writing ninety days prior to a planned decommissioning of a regulated activity;
  - (s) ensure that any service to be provided in the course of the regulated activity shall be just and reasonable and the licensee shall not show undue discrimination against any particular person of any class or description as regards any aspect of any service under this licence ;
  - (t) accord full cooperation to the Authority during inspection, investigation or monitoring exercise over the facility;
  - (u) establish and maintain records pursuant to the Act, regulations, these Rules, applicable laws, orders and directives of the Authority;
  - (v) provide the Authority with full access to its records, documents, sites and assets pursuant to these Rules and applicable laws;
  - (w) submit to the Authority the quantity of gas received from the aggregator and transported to the distribution operators;
  - (x) charge to customers a tariff as approved by the

administrator, executor or executrix of the estate of a deceased person.

Maintenance of records, provision and disclosure of information

**31.-(1)** A licensee shall at all times:

- (a) keep complete and accurate records and data related to its regulated activity; and
- (b) in accordance with the Authority's requirements and pursuant to its directions, promptly provide to the Authority documents, records, sample or information related to its regulated activity.

(2) Any person who refuses to furnish information or statement as required under sub-rule (1) (b) of this rule or furnishes false information or statement to the Authority shall be liable on conviction to a fine of not less than ten million Tanzania Shillings or to imprisonment for a term of not less than two years or both.

National Petroleum and Gas Information System

**32.-(1)** A licensee shall, through internet or short message services (sms) lodge to the NPGIS periodic reports and other information as may be prescribed by the Authority.

(2) A licensee who fails or refuses to provide information to the NPGIS as required by sub-rule (1) commits an offence and its licence shall be subject to suspension or revocation pursuant to rule 26

Confidential information

**33.-(1)** Any information received by the Authority from a licensee pursuant to these Rules and applicable law shall be presumed not to be confidential unless stated so by the licensee and the Authority shall evaluate such information and inform the licensee accordingly.

(2) A licensee shall not be entitled to withhold information from the Authority on the ground that it is confidential.

(3) A licensee may request the Authority not to circulate specific data or information that it has provided to the Authority, provided, that only the Authority shall determine that such information is confidential.

(4) The Authority shall limit or prohibit the publication of any information to the public in the event it makes a determination that such information is confidential.

(5) Notwithstanding the provisions of sub-rules (1), (2) and (3), any information as to health safety and environment shall not be treated to be confidential.

Customer service standards

**34.** Subject to approval by the Authority and as specified in the guidelines issued by the Authority a distributor licensee shall:

- (a) establish:
  - (i) a customer service charter;
  - (ii) service quality standards;
  - (iii) performance standards;

- management, effective leakage management, safety work permit or any other information as may be required by the Authority;
- (d) conduct training exercise in carrying out Emergency Response Plans;
  - (e) ensure that it is capable of adequately responding to gas leakages;
  - (f) ensure that the way leave and its surface condition is properly maintained in such a manner that:
    - (i) there is no encroachment or development within the pipeline way leave;
    - (ii) the pipeline crossing road, railway and water body is properly monitored;
    - (iii) pipeline markers at adequate intervals with warning signs and emergency contact numbers are present at all places;
  - (g) ensuring pipelines and related facilities are inspected regularly to maintain facility integrity and the same shall be conducted at:
    - (i) right of way and grading;
    - (ii) ditching;
    - (iii) line up and pipe surface inspection;
    - (iv) welding;
    - (v) coating;
    - (vi) tie-in and lowering;
    - (vii) backfilling, compaction and clean up;
    - (viii) pressure testing; and
    - (ix) special services for testing and inspection of activities including but not limited to station construction, river crossings, electrical installation, non-destructive tests, corrosion control, as may be required by the Authority;
  - (h) ensure the availability of adequate fire-fighting equipment;
  - (i) decommission a facility pursuant to these Rules and applicable laws;
  - (j) ensure that a facility and related equipment are calibrated, recalibrated or functional checks of the equipment performed for correct measurements and are in good working condition in accordance with manufacturer specifications, required standards and Best International Petroleum Industry Practices; and
  - (k) promptly notify the Authority of any unaccounted for natural gas.

Emergency  
Preparedness  
and Response  
Plan

**39.-(1)** A licensee shall prepare and maintain an Emergency Preparedness and Response Plan for the facility in accordance with Best International Petroleum Industry Practices and shall submit a copy to the Authority for review.

(2) Notwithstanding the provision of sub-rule (1), a

(b) within the land acquired for the pipeline and facing the highway, road, railway or watercourse;

(c) within distribution networking area; and

(d) if the pipeline right of way adjoins the right of way of a highway, road or railway, on the common boundary of the right of way but not within the right of way of the highway, road or railway.

(2) A licensee shall install temporary warning signs while surface restoration activities are in progress but shall install permanent warning signs in as soon as surface restoration activities are completed.

(3) A licensee shall, regardless of the operational status of the pipeline and for all pipelines, including abandoned pipelines, maintain pipeline warning signs and shall replace any pipeline warning sign that becomes defaced, worn out or illegible or that is missing or destroyed.

(4) If a pipeline or part of a pipeline has been removed, any existing warning signs in the area from which the pipeline or part of the pipeline has been removed shall also be removed.

#### Line markers

**41.-(1)** A licensee shall place and maintain line marker as close as practical over each buried main and pipeline or distribution line:

(a) at each crossing of a public highway and railroad; and

(b) wherever necessary to identify the location of the distribution line or main to reduce the possibility of damage or interference.

(2) Line markers must be placed and maintained along each section of a main and distribution line that is located above ground in an area accessible to the public or at any other location where it is necessary as a warning for public safety.

(3) The following words shall be written legibly on a background of sharply contrasting color on each line marker:

(a) the word "warning" "Caution" or "Danger" followed by the words "Gas (or name of gas transported) Pipeline" all of which, except for markers in heavily developed urban areas, must be in letters at least 1 inch (25 millimeters) high with ¼ inch (6.4 millimeters) stroke and the words must be translated to Kiswahili Language; and

(b) the name of the company and the telephone number (including area code) where the company can be reached at all times.

#### Colour coding

**42.** A licensee shall, in order to facilitate identification especially during product deliveries, ensure the pipelines and related equipment are identified by the following colour coding:

(a) natural gas	yellow ochre
(b) steam	silver-grey
(c) water	blue

## Standards.

Equipment  
pressure ratings,  
design of  
pressure,  
relieving and  
limiting devices

**46.-(1)** A licensee shall ensure that any valve, flange, fitting or other component connected to a pipeline has a manufacturer's rating that is equal to or greater than the maximum allowable operating pressure or maximum operating pressure as the case may be, authorized by the Authority.

(2) A licensee shall, if the applicable manufacturing standard or specification does not address the proposed service temperature, ensure the pressure ratings for all other components are de-rated to suit the service.

(3) A licensee shall ensure pressure relief station or pressure limiting station or group of those stations installed to protect a pipeline have enough capacity, and shall be set to ensure the following:

(a) the pressure shall not cause the unsafe operation of any connected and properly adjusted gas utilization equipment; and

(b) where failure of the pressure-control system, or other causes, could result in the maximum allowable operating pressure of the piping being exceeded by more than 10% or by 35kPa, whichever is the greater.

(4) A licensee shall install pressure control systems to allow pipeline operations at or below the maximum allowable operating pressure or maximum operating pressure as the case may be.

Instrument,  
control,  
sampling pipe  
and components

**47.-(1)** This rule applies to the distribution design of instrument, control and sampling pipe and components and it does not apply to permanently closed systems, such as fluid-filled temperature-responsive devices.

(2) All materials employed for pipe and components must be designed to meet the particular conditions of service and the following:

(a) each takeoff connection and attaching boss, fitting, or adapter must be made of suitable material, be able to withstand the MAOP and temperature of the pipe or equipment to which it is attached, and be designed to satisfactorily withstand all stresses without failure by fatigue;

(b) pipe or components that may contain fluids must be protected by heating or other means from damage due to freezing;

(c) pipe or components in which fluids may accumulate must have drains or drips;

(d) pipe or components subject to clogging from solids or deposits must have suitable connections for cleaning;

(e) the arrangement of pipe, components, and supports must provide safety under anticipated operating stresses;

(f) each joint between sections of pipe, and between pipe

precautions shall be taken to prevent damage.

(3) A licensee shall ensure inconvenience to the resident's area is minimized and safety of the public is given prime consideration.

Ditch

53. A licensee shall ensure depth, width and grade of ditch for the pipeline is appropriate for the route location, surface use of the land, terrain features, and loads imposed by roadways and railroads.

Installation of  
pipe in the ditch

54.-(1) The fitting of a pipe shall be done with adequate care to fit in the ditch without the use of external force to hold it in place until the backfill is completed in order to minimize the yield strength stresses that is induced to the pipeline by construction on pipelines operating at stresses of 20% SMYS or more.

(2) When long sections of a pipeline that have been welded alongside the ditch are lowered in, care shall be exercised so as not to jerk the pipe or impose any strains that may kink or put a permanent bend in the pipe.

(3) Backfilling shall be performed in a manner to provide firm support under the pipe, provided that, if there are large rocks in the material to be used for backfill, care shall be taken to prevent damage to the coating as per approved specifications.

Protection from  
hazards

55. A licensee shall take all practicable steps to protect each facility from washouts, floods, unstable soil, landslides, or other hazards that may cause the pipeline to move, damage or sustain abnormal loads.

Approval for  
crossings  
against roads  
and railways

56.-(1) A licensee shall, prior to the construction of a pipeline crossing railway, roads and other utilities, seek and obtain approval from the pertinent Authority of the facility to be crossed.

(2) Notwithstanding the provisions of sub-rule (1), a distribution licensee shall install mechanical reinforcement, structural protection, or suitable pipe to reduce the stress or redistribute the external loads acting on the pipeline if the sum of the circumferential stresses caused by internal pressure and newly imposed external loads exceeds 0.72 SMYS.

Underground  
clearance

57.-(1) A licensee shall ensure the pipeline is installed with at least 300 millimeters of clearance from any other underground structure not associated with the pipeline.

(2) Pipeline shall be installed with enough clearance from any other underground structure to allow proper maintenance and to protect against damage that might result from proximity to other structures.

Minimum earth  
cover

58. Unless otherwise authorized by the Authority, the minimum earth cover for any transmission pipeline shall at all times be the greater of the minimum earth cover specified in

control for  
buried or  
submerged  
pipelines

holders installed are externally coated and cathodically protected unless it can be demonstrated by test that the materials are resistant to corrosion in the environment in which they are installed; and

- (b) ensure within twelve months after installation electrically inspect the buried or submerged system.
- (2) Notwithstanding the requirement in sub-rule (1):
  - (a) if cathodic protection is not installed, the piping system shall be electrically inspected at intervals not exceeding five years; and
  - (b) the system shall be cathodically protected if electrical inspection indicates that a corrosive condition exists.

Coating System

**66.** A licensee shall ensure pipecoating is inspected, both visually and by an electric holiday detector just prior to lowering pipe into ditch and shall repair and re-inspect in the event damage to the coating is detrimental to effective corrosion control.

Protective  
coatings and  
surface  
preparation

**67.-(1)** A licensee shall apply external protective coating for the purpose of controlling external corrosion and shall ensure that:

- (a) each external protective coating which is an electrically insulating type have low moisture absorption and high electrical resistance;
- (b) each external protective coating is inspected just prior to lowering the pipe into the ditch and backfilling and any damage to coating shall be repaired; and
- (c) if coated pipe is installed by boring, driving, or other similar method, precautions shall be taken to minimize damage to the coating during installation.

(2) The holder shall test the integrity of the coating as soon as the pipeline is fully installed and repair should be effected with approved material and procedure at any defects in the coating.

Cathodic  
protection  
system

**68.-(1)** A licensee shall control the corrosion of metallic surfaces by using cathodic protection and shall be installed not later than one year after completion of construction.

(2) Notwithstanding the generality in sub-rule (1), a licensee shall ensure:

- (a) cathodic protection is controlled not to damage the protective coating, pipe, or components;
- (b) the owners of known underground structures which may be affected by installation of a cathodic protection system is notified of said installation and where necessary, joint bonding surveys shall be conducted by parties involved;
- (c) cathodic protection system is compatible with coating used on the pipeline; and
- (d) sufficient test stations or other contact points for electrical measurement to determine the adequacy of



Interference currents	<p>71.-(1) Each licensee whose pipeline system is subjected to stray currents shall have in effect a continuing programme to minimize the detrimental effects of such currents.</p> <p>(2) Each impressed current type cathodic protection system or galvanic anode system shall be designed and installed so as to minimize any adverse effects on existing adjacent underground metallic structures.</p>
Existing piping system	<p>72. A licensee shall establish procedures for determining the external condition of its existing buried or submerged piping systems and shall take appropriate action for the conditions found, including:</p> <ul style="list-style-type: none"> <li>(a) examining and studying records available from previous inspections and conduct additional inspections where the need for additional information is indicated;</li> <li>(b) installing cathodic protection on all buried or submerged piping systems that are coated with an effective external surface coating material; and</li> <li>(c) operating pressures on bare piping systems shall not be increased until they are electrically inspected and other appropriate actions are taken regarding condition of pipe and components.</li> </ul>
Corrective measures	<p>73.-(1) In the event corrosion exists, the licensee shall take appropriate corrective measures to ensure piping system, public or employee safety are maintained and these may include:</p> <ul style="list-style-type: none"> <li>(a) provisions for proper and operation of continuous cathodic protection facilities;</li> <li>(b) application of protective coating;</li> <li>(c) installation of galvanic anode;</li> <li>(d) application of impressed current;</li> <li>(e) electrical isolation;</li> <li>(f) stray current control;</li> <li>(g) other effective measures; or</li> <li>(h) any combination of the above.</li> </ul> <p>(2) A licensee shall, where pipeline and components are exposed to the atmosphere, ensure protection against external corrosion by use of corrosion resistant steel or application of protective coating or paint are applied.</p> <p>(3) A licensee may, in the case of internal corrosion of piping, use corrosion inhibitor, biocides, internal lining, cathodic protection or augmented to mitigate the internal corrosion.</p>
Internal corrosion	<p>74.-(1) A licensee shall ensure interior surface of a pipeline conveying a corrosive or potentially corrosive fluid is protected against corrosion.</p> <p>(2) A licensee shall establish procedures for determining the corrosive effect of the gas and the internal condition of its</p>

to be installed in a Class 1, and 2 locations and to at least 1.5 times the maximum allowable operating pressure if it is to be installed in a Class 3 or 4 location and maintained for at least 24 hours.

Recording  
pressure test  
results

**80.**-(1) A licensee shall keep records or chart of a pressure test for the full test period, with the commencement and termination points of the test identified.

(2) A licensee may use electronic pressure-recording instruments if:

- (a) a permanent paper copy of the test data is retained; and
- (b) the sampling rate and instrument sensitivity are sufficient to properly identify the expected deviations from normal test pressure.

(3) The range of the pressure-recording instrument referred to in this sub-rule (3) shall be recorded on the chart face or on the permanent paper copy of the test data.

(4) Each pressure-recording instrument shall be periodically calibrated to maintain accuracy to within 2% of its range, and the Authority may require verification of such calibration.

Unsatisfactory  
test

**81.** The Authority may, if evidence of satisfactory testing is not provided to the Authority on request, order for the pipeline be:

- (a) de-pressured;
- (b) purged, if necessary; and
- (c) pressure tested.

Alternative  
methods for  
establishing  
pipeline  
integrity

**82.** A licensee may apply to the Authority for approval to establish the integrity of the pipeline by methods other than pressure testing.

Pressure testing  
above 100%  
SMYS

**83.** If a pipeline is to be tested at a pressure that would cause a hoop stress greater than 100% SMYS, a licensee shall:

- (a) use liquid test media;
- (b) develop a detailed test procedure and submit a copy of it to the Authority on request;
- (c) plot a pressure-volume curve starting at 80% SMYS; and
- (d) prior to pressure testing, develop a detailed plan for spill containment and cleanup that can be implemented immediately in the event of a leak or break and submit a copy of the plan to the Authority on request.

Pressure near  
test head  
assembly

**84.** A licensee shall ensure test pressure for any part of a pipeline that is within 20 meters of the connection with the test head assembly is limited to a hoop stress level that is not greater than 90% SMYS.

field pressure test.

Retest

**91.**-(1) The Authority may require a pipeline to be retested if, it is in the Authority's opinion that, it may be unsafe for the pipeline to continue to be operated at the licensed operating pressure.

(2) The Authority shall issue a notice of at least fourteen days to the licensee prior to undertaking re-test.

Control of  
pressure of gas  
delivered from  
distribution  
feeder mains

**92.**-(1) A distribution licensee shall install and maintain pressure control facility of the distribution system to the maximum actual operating pressure of 414 kPa or 4.14 bar.

(2) Notwithstanding the provision of sub-rule (1), no other pressure limiting device is required if the maximum actual operating pressure is below 414kPa or 4.14 bar and a service regulator has the following characteristics:

- (a) a regulator capable of reducing distribution line pressure to pressures recommended for household appliances;
- (b) a single-port valve with proper orifice for the maximum gas pressure at the regulator inlet;
- (c) a valve seat made of resilient material designed to withstand abrasion of the gas, impurities in gas, cutting by the valve, and to resist permanent deformation when it is pressed against the valve port;
- (d) pipe connections to the regulator not exceeding the Normal Pipe Size (NPS) 2 (50 millimetres) in diameter;
- (e) a regulator that, under normal operating conditions is able to regulate the downstream pressure within the necessary limits of accuracy, and to limit the build-up of pressure under no-flow conditions to prevent a pressure that would cause the unsafe operation of any connected and properly adjusted gas utilization equipment;
- (f) maximum safe value;
- (g) relief valve vented; and
- (h) a self-contained service regulator with no external static or control lines.

(3) If the pressure control facility is or below 414kPa or 4.14 bar and does not meet the features in sub-rule (2) and service regulator fails, the licensee shall use suitable protective devices to prevent unsafe over pressuring of the customer's appliances.

(4) If the maximum actual operating pressure of the distribution system exceed 414 kPa or 4.14 bar, the licensee shall regulate and limit, the pressure of gas delivered to the customer by using:

- (a) a service regulator qualified under sub-rule (2) installed with a relief valve or an automatic shutoff between the upstream regulator and service regulator

openings, pipe, and fittings located between the system to be protected and the pressure relieving device and the size of the vent line, are adequate to prevent hammering of the valve and to prevent impairment of relief capacity;

- (g) where installed at a district regulator station to protect a pipeline system from over pressuring, be designed and installed to prevent any single incident such as an explosion in a vault or damage by a vehicle from affecting the operation of both the overpressure protective device and the district regulator;
- (h) except for a valve that will isolate the system under protection from its source of pressure, be designed to prevent unauthorized operation of any stop valve that will make the pressure relief valve or pressure limiting device inoperative; and
- (i) where appropriate, protected with rain caps to prevent the entry of water.

Change in  
pressure

**95.** A licensee shall apply for approval to convert a pipeline to convey a substance other than the substance authorized by the licence or to provide for a change in the licensed maximum allowable operating pressure of a pipeline.

Operations and  
maintenance  
manual

**96.-(1)** A licensee shall, within six months after being issued with a licence, prepare the Operations and Maintenance Manual and submit the same to the Authority for review and approval.

(2) A licensee shall use the Operations and Maintenance Manual, together with the provisions of the Act, these Rules, licence terms and conditions in addressing operation and maintenance issues related to a licensed activity.

Duty to conduct  
inspection

**97.-(1)** A licensee shall, in accordance with the inspection intervals determined in the integrity management component of the Operations and Maintenance Manual, inspect the pipeline to assess:

- (a) the surface conditions on and adjacent to the right of way;
- (b) indications of any leak in the pipeline;
- (c) any construction activity performed by others;
- (d) any encroachment or development near the pipeline right of way;
- (e) steel pipeline system and determine the effectiveness of external corrosion mitigation procedures; and
- (f) any operating or discontinued metallic pipelines in a pipeline system to determine the necessity for, and the suitability of, internal corrosion mitigation procedures.

(2) Notwithstanding the provisions of sub-rule (1)(e), an inspection or test for external corrosion mitigation is not required

preventive maintenance, replacement, restoration or any other construction that may lead to an interruption or reduction of transmission or distribution services, issue a public notice in English and Kiswahili, not less than three days prior to undertaking such activity.

(2) The notice described in sub-rule (1) shall include date and hour of the transmission or distribution service interruption and the date and hour of intended restoration.

Preparation for  
emergency  
situations

**104.** A licensee shall take such actions as may be reasonably required in the Operations and Maintenance Manual to:

- (a) prepare for emergencies;
- (b) restore the transmission and distribution network; and
- (c) take part in exercises and tests.

Emergency  
repairs and  
rehabilitation

**105.-(1)** A licensee shall, in the event of damaged plant and equipment that might pose danger or a risk of injury to the public or to property, immediately upon being made aware of such damage, remove such danger or risk prior to conducting any emergency repairs or rehabilitation.

(2) A licensee shall promptly repair damaged parts of the facility and shall reconnect the consumers as quickly as possible.

(3) A licensee shall conduct all required replacement and rehabilitation activities pursuant to the Operations and Maintenance Manual, these Rules and licence terms and conditions.

(4) A licensee shall, in the event of service interruption or reduction of transmission or distribution services due to emergency for more than twenty-four hours, issue a notice to the public in both Kiswahili and English Language; informing them about such interruption or reduction in transmission or distribution service and the intended date and time for restoration of service.

Asset Integrity  
Management  
Plan

**106.-(1)** A licensee shall prepare and maintain an asset integrity management plan, and shall file a copy with the Authority for review.

(2) The asset integrity management plan shall provide for:

- (a) additional direction on how to evaluate internal inspection results to identify anomalies;
- (b) clarifying requirements for conducting risk assessment for integrity management;
- (c) expanding mandatory data collection and integration requirements for integrity management, including data validation;
- (d) requiring additional post-construction quality inspections to address coating integrity and cathodic protection issues;
- (e) safety features for pipeline launchers and receivers; and
- (f) systematic approach to verify a pipeline's MAOP and requiring licensee to report MAOP exceedances.

controlled area of a pipeline where uncontrolled access over the pipeline by ~~equipment~~ may cause damage to the pipeline, erect temporary fencing of the pipeline right of way to limit access.

(2) The location of crossings and the precautions to be taken to protect pipelines from damage at those locations shall be determined and agreed to by a licensee and the person responsible for the proposed ground disturbance and failing agreement, either party may apply to the Authority for a decision.

Approval of  
ground  
disturbance

**110.-(1)** When approval for a ground disturbance is requested from a licensee pursuant these Rules, such licensee shall respond in writing within twenty one days from the date the approval is requested.

(2) An approval granted by the Authority pursuant to these Rules may contain terms and conditions the Authority considers appropriate in the circumstances.

Duties of  
licensee and  
person  
undertaking  
ground  
disturbance

**111.-(1)** A licensee of an existing pipeline who has been notified of a proposed ground disturbance shall:

- (a) have a representative inspect the pipeline before the commencement of the ground disturbance to ensure that the identifying and marking referred to in sub-rule 108 (2) and (3) have been properly carried out;
- (b) ensure that its representative has in his or her possession when on the site of the ground disturbance a copy of the written approval for the ground disturbance;
- (c) ensure that its representative has completed a supervisory level training course in ground disturbance practices and is currently certified to supervise a ground disturbance; and
- (d) carry out any inspections of the ground disturbance that are necessary to ensure the continued safety of the pipeline.

(2) The person responsible for a ground disturbance shall keep all pipeline warning signs or markers referred to in sub-rule (3) of rule 108 visible and legible for the duration of the ground disturbance and shall replace or relocate them if necessary.

(3) A person undertaking a ground disturbance who exposes any part of a pipeline shall notify the licensee at least twenty four hours prior to backfilling the pipeline, and on being so notified, a representative of the licensee shall inspect without delay the exposed part of the pipeline before backfilling to ensure that no damage has occurred.

(4) A licensee shall retain a record of any inspections conducted under sub-rule (3) for a period of two years from the date the record is made and shall submit a copy of the record to the Authority on request.

Safety of

**112.** If in the opinion of the Authority it is desirable to do

consultation with the Authority.

(2) A licensee shall install:

- (a) a form of pressure-relieving device if any possibility of a pressure increase above the allowable maximum operating pressure exists due to a rise in ambient air temperature or solar heating;
- (b) a system to allow for adequate expansion or contraction due to temperature change;
- (c) temperature monitoring equipment if the pipeline material has temperature limitations;
- (d) suitable restraints to adequately control lateral or vertical movement; and
- (e) any other safety or operational systems the Authority considers appropriate.

(3) A licensee shall take additional precautions, including adding extra pipeline warning signs, entry and exit signs or providing other warnings to indicate the presence of a surface line, when:

- (a) equipment may be working in the vicinity of the pipeline;
- (b) off-road vehicular traffic may endanger the pipeline; or
- (c) any conditions may obscure or endanger the pipeline.

Leakage  
surveys

**117.-(1)** A licensee shall establish operating and maintenance procedure, provision for regular surveys for detecting leaks.

(2) A licensee shall conduct periodic leakage surveys in accordance with these Rules.

Control and  
response to a  
natural gas  
leakage

**118.-(1)** A licensee shall, in the event of gas leakage:

- (a) take all necessary steps pursuant to Best International Petroleum Industry Practices and emergency response plan to remedy the effect of such leakage; and
- (b) as soon as practicable and in any event not more than twenty-four(24) hours after the occurrence of such natural gas leakage, inform the Authority about such leakage.

(2) In the event a licensee fails to comply with sub-rule (1) of this rule within the period of time established by the Authority, the Authority may, by written notice, order such licensee to take such steps as the Authority may require in order to remedy the effect of such leakage at its own cost.

(3) Any licensee who fails to comply with an order of the Authority issued pursuant to sub-rule (2) of this rule commits an offence, and on conviction, shall be liable to a fine of not less than ten million shillings or to imprisonment for a term not less than two years or both.

(4) Without prejudice to the provisions of sub-rules (1), (2) and (3), any person who is affected by any leakage of natural gas and seeks redress, shall first lodge a complaint and the Authority

minimum requirements:

- (i) a leakage survey with leak detector equipment must be conducted in business districts, including tests of the atmosphere in gas, electric, telephone, sewer and water system manholes, at cracks in pavement and sidewalks, and at other locations providing an opportunity for finding;
- (ii) gas leaks, at intervals not exceeding fifteen months, but at least once each calendar year;
- (iii) a leakage survey with leak detector equipment must be conducted outside business districts as frequently as necessary, but at intervals not exceeding 5 years. However, for unprotected distribution lines, survey intervals must not exceed 3 years; and
- (iv) in addition to all above requirements, every service line must be visually inspected for signs of leakage, such as dead vegetation and gas smell in the air from buried pipe or above ground piping at the meter, at the time of every meter reading by the Meter Reader. All suspected leaks shall be reported to the Company the same day.

Natural gas  
odorization  
requirements for  
gas distribution

**122.-(1)** A distribution licensee shall odorize any gas distributed through distribution system or used for domestic purposes in a compressor plant, which does not naturally possess a distinctive odor, with a suitable gas odorant in sufficient continuous quantity to make the gas detectable by the sense of smell at gas concentration of 20% of lower explosive limit (20% LEL) .

(2) A licensee shall conduct concentration tests of the gas supplied through its facilities which requires odorization by using odorization equipment designed for the type and injection rate of odorant being used that complies with the following:

- (a) the odorant may not be deleterious to persons, materials, or pipe;
- (b) the products of combustion from the odorant may not be toxic when breathed nor may they be corrosive or harmful to those materials to which the products of combustion will be exposed;
- (c) the odorant may not be soluble in water to an extent greater than 2.5 parts to 100 parts by weight; and
- (d) equipment for odorization must introduce the odorant without wide variations in the level of odorant.

#### PART V DISCONTINUANCE, ABANDONMENT AND DECOMMISSIONING

Discontinuance  
and

**123.** A licensee shall not discontinue or abandon a pipeline except in accordance with these Rules:



programme.

(5) Without prejudice to the generality in sub-rule (3), when a pipeline or part of a pipeline is abandoned, the licensee shall-

- (a) remove any surface equipment, including pig traps, risers, block valves and line heaters, unless they are located within the boundaries of a facility that will continue to have other licensed equipment operating after the pipeline abandonment;
- (b) cut off the pipeline or the part of the pipeline to be abandoned below surface at pipeline level, except when it is located within the boundaries of a facility that will continue to have other licensed equipment operating after the pipeline abandonment;
- (c) purge the pipeline with fresh water, air or inert gas, none of which may contain added chemicals or corrosion inhibitors;
- (d) remove cathodic protection from the pipeline;
- (e) permanently plug or cap all open ends by mechanical means or welded means; and
- (f) identify all ends with a permanent tag that indicates the licensee, licence and line number, other end points, date of abandonment and abandonment media left inside the pipeline.

(6) A licensee shall, when an existing pipeline is exposed for any purpose and reveals a stagnant fluid trap or dead leg in an operating segment of the pipeline that resulted from a previous discontinuance or abandonment, remedy the stagnant fluid trap or dead leg by:

- (a) removing and replacing the affected parts of the pipeline;
- (b) establishing permanent access to the affected parts of the pipeline and subjecting them to a scheduled inspection programme;
- (c) confirming and documenting that the contained fluids are non-corrosive; or
- (d) some other method acceptable by the Authority.

(7) If the pipeline or the part of the pipeline to be discontinued or abandoned is either polymeric in composition or contains a polymeric liner, a licensee shall monitor the internal atmosphere for a period of time sufficient to determine that the polymeric materials are not evolving any hazardous gaseous constituents that would prevent the pipeline from complying with sub-rules (3) (c) and (f).

#### Site Restoration

**125.**-(1) The Authority shall, after confirming that the area where a licensed facility has been constructed has been restored to its original state by a licensee, issue a certificate of compliance to such licensee.

(2) For the purposes of sub-rule (1) of this rule "restore"

(2) The Authority shall have the right of access to inspect a facility, equipment and documents, and the licensee of the facility shall render such assistance to an inspector as may be required in the course of such inspection.

(3) Notwithstanding the generality of sub-rule (2) of this rule an inspector shall have the right and obligation to enter upon ~~any facility for the purpose of conducting an inspection.~~

(4) During inspection an inspector may:

(a) take samples of any substance or articles stored in a facility;

(b) make copies or take extracts from any book, accounts or records kept on a licensed facility;

(c) inspect machinery, equipment, appliances, meters, fittings and apparatus; and

(d) inspect any common carrier, facility, or installation.

(5) During inspection an inspector shall, with an order in writing, have the right and obligation to enter upon any facility and close it down where he determines that a licensed activity is being conducted in contravention of the Act, regulations, these Rules, applicable laws or terms and condition of a licence.

(6) An inspector may while discharging his obligation under sub-rule (5) of this rule seek the assistance of law enforcement institutions including the police and such institution shall provide the requested assistance to the inspector.

Investigation of  
a licensed  
activity

**129.-(1)** The Authority may on its own or a complaint by a third part, initiate investigation of a licensed activity relating to technical, economic and safety issues in the delivery of service to consumers:

(a) on incidents that result into damage of natural gas infrastructure, injury or loss of life or property; and

(b) investigations and enquiries into activities of licensees.

(2) Upon investigation, the Authority concludes that a licensee has not complied with the Act, regulations, these Rules, condition of its licence, or any applicable law, the Authority may issue a compliance order or penalty pursuant to the Act and these Rules.

Prohibited acts  
against  
inspectors

**130.-(1)** A licensee shall not:

(a) hinder or obstruct the Authority in the exercise of any of the powers conferred upon it under these Rules;

(b) use abusive, threatening or insulting language to an employee or inspector of the Authority;

(c) deny or fail to comply with a requirement, directive or notice of the Authority; and

(d) when required by the Authority to answer a question, deny or fail to answer such question to the best of his knowledge, information and belief.

(2) Any person who contravenes the provision of sub-rule (1) of this rule commits an offence and shall be liable, on

of non-compliance that have been noted.

- ~~(7) On completion of the audit exercise, the Authority:~~
- ~~(a) shall provide copy of the audit report to a licensee;~~
  - ~~(b) shall make the report available for public inspection during normal business hours at the Authority's office and post on the website a notice stating that the report is available;~~
  - ~~(c) may order a licensee to take any corrective action to remedy any case of non-compliance noted in the report; and~~
  - ~~(d) may publish or distribute copies of the report.~~

Authority to  
supplement  
procedures as  
needed

**132.** Where procedures are not provided for in these Rules, the Authority may do whatever is necessary and permitted by law to enable it to effectively and completely adjudicate on any matter before it.

Appeal

Cap 285

**133.** Any person who is aggrieved by the decision made by the Authority under Part II and III of these Rules may lodge an appeal to the Tribunal pursuant to the provisions of the Fair Competition Act.

## PART VIII TRANSITIONAL PROVISIONS

Transitional  
provisions

**134.-(1)** Any person who conducts a regulated activity whether licensed or not shall within twelve months after coming into force of these Rules, adjust its operations to comply with the provisions of these Rules.

(2) Where any lawful act or thing required or permitted to be done by or under the Act was done before the effective date of the Act, that act or thing shall be deemed to have been done under or by virtue of the Act.

(a) Contact name:	Date requested
(b) Position in organisation:	Date received

3. If the applicant is a Joint Venture with other entity, provide particulars:

(a) Official Names of Directors: (b) Official Names of Partners: (c) Nationality: (d) Shareholding (%):  (e) Physical address: (f) Postal address: (g) E-Mail:	Further action required?  Date requested    Date received
---	---

**Part 1B – Details of Construction**

4. Type of construction approval applied for:

(a) <input type="checkbox"/> Natural Gas Transportation  (b) <input type="checkbox"/> Natural Gas Distribution (c)  (d) <input type="checkbox"/> Other (specify) <input type="checkbox"/>	<b>FOR EWURA USE ONLY</b>  Further information required?  Further action required?  Date received
---	---

5. Type of application

(a) <input type="checkbox"/> New (b) <input type="checkbox"/> Extension	
--	--

6. Application Fee amount and method of payment

(a) Amount: <input type="checkbox"/> TShs..... <input type="checkbox"/> US\$ ..... (b) Mode: <input type="checkbox"/> Cash <input type="checkbox"/> Cheque <input type="checkbox"/> Other (specify)	<input type="checkbox"/> Yes <input type="checkbox"/> No
--	--

7. Fees Payment Receipt No.

	<input type="checkbox"/> Yes <input type="checkbox"/> No
--	--

**Part 1C – Financial Information**

	<b>FOR EWURA USE ONLY</b>

13. State the specific areas to which regulated gas will be supplied.

--

Further information required?

☐ Yes ☐ No

**Part3– Declaration by the Applicant**

I..... (insert name) being..... (insert title/position) hereby declare that I am authorized to make this application on behalf of the applicant (*insert the name of the applicant.....*). I further declare that to the best of my knowledge the information supplied herein are correct.

**SWORN/AFFIRMED** at.....  
by the said.....who is identified to  
me by...../known to me personally  
the latter being known to me personally this  
.....day of .....20...

.....  
**DECLARANT**

**BEFORE ME:**

**COMMISSIONER FOR OATHS**

**NOTE:**

If this application form is completed electronically it must be printed out, signed before a Commissioner of Oaths and shall, with the necessary supporting documents be submitted to EWURA Headquarter office or at Zonal Office

(d) *Facsimile:*

(e) *Cellular Phone:*

(f) *E-mail:*

(g) *Website address:*

(h) *Contact name*

(i) *Position in organisation*

☐ Yes ☐ No

**FOR EWURA USE ONLY**

4. If the applicant is a Joint Venture with other entity, provide particulars:

(a) *Official Names of Directors:*

(b) *Official Names of Partners:*

(c) *Nationality:*

(d) *Shareholding (%):*

(e) *Physical address:*

(f) *Postal address:*

(g) *E-Mail:*

Further action required?

Date requested

Date received

**Part1B – Details of Application**

5. Type of licence applied for:

(a) ☐ *Natural Gas Transportation*

(b) ☐ *Natural Gas Distribution*

**FOR EWURA USE ONLY**

Further information required?

Further action required?

6. Type of application

(a) ☐ *New*

(b) ☐ *Renewal*

(c) ☐ *Extension*

7. Application Fee

(a) *Amount:* ☐ *TShs*..... ☐ *US\$* .....

(b) *Mode:* ☐ *Cash* ☐ *Cheque* ☐ *Other (specify)*

Correct fees paid?

☐ Yes ☐ No

Further action required?

8. Fees Payment Receipt No.

**FOR EWURA USE ONLY**

Action completed?

**Part1C – Financial Information**

9. Provide financial capability either-

(a) *an audited financial statement; or*

(b) *a bank guarantee or a credit facility; or*

(c) *a bank statement showing a credit balance; or*

(d) *an unequivocal letter of comfort from a financial institution or a bank.*

**FOR EWURA USE ONLY**

All documents submitted in full?

☐ Yes ☐ No

--

<input type="checkbox"/> Yes <input type="checkbox"/> No
Date received

<b>Part3– Declaration by the Applicant</b>	
I.....(insert name) being..... (insert title/position) hereby declare that I am authorized to make this application on behalf of the applicant ( <i>insert the name of the applicant</i> .....). I further declare that to the best of my knowledge the information supplied herein are correct.	
<b>SWORN/AFFIRMED</b> at..... by the said.....who is identified to me by...../known to me personally the latter being known to me personally this .....day of .....20...	}  <b>DECLARANT</b>
<b>BEFORE ME:</b>  <b>COMMISSIONER FOR OATHS</b>	
<b>NOTE:</b> If this application form is completed electronically it must be printed out, signed before a Commissioner of Oaths and shall, with the necessary supporting documents be submitted to EWURA Headquarter office or at Zonal Office	

practices in their business processes; and institutionalize the whole process to promote sustainability of the integrity initiative.

6. To confirm our commitment to this pledge, we hereby commit ourselves as a company and individuals to be bound in all aspects by this integrity pledge and shall be responsible for all the consequences which may result to non-compliance to this pledge.
7. To fight any form of corruption practices whereby zero tolerance action will be taken against any employee, staff or other person involved in corruption in relation to the business, regardless of position and status;
8. To report any corrupt or unethical practices that occur in the business place to the appropriate Authority;
9. We shall also ensure that our employees and agents comply with this pledge and in any event of non-compliance we commit ourselves to be responsible for their action.

Signed by ..... for and on behalf of  
..... this ..... day  
of ..... [2018]

Signature .....  
Designation:.....

Witness  
Name:.....  
Signature:.....  
Designation:.....



<b>I agree to the Licence being transferred to the applicant(s) below:</b>			
<b>Name and physical Address of the Transferee:</b>		<b>Date:</b>	
<b>Business Organisation (Sole proprietor, Company, Partnership)</b>		<b>Position:</b>	
<b>Principal Officer (only if the transferee is a company or partnership)</b>		<b>Date:</b>	<b>Company Seal</b>
		<b>Signature:</b>	
<b>Names of Partners or Shareholders</b>		<b>1.</b>	
		<b>2.</b>	
		<b>3.</b>	
		<b>4.</b>	
		<b>5.</b>	
		<b>6.</b>	
		<b>7.</b>	

<b>This section to be completed by the Applicant(s)</b>			
<p>1. I the undersigned, being the new occupier of the premises detailed in the application, hereby apply for the transfer of the current licence and I hereby declare that the information stated herein in regard to the transferee are true to the best of my knowledge.</p> <p>2. In the event of a licence being transferred:</p> <p>(a) I agree to abide by the conditions laid down by EWURA and applicable laws, and not to alter in any way the approved arrangements of the facility without the written approval of EWURA, nor use the said facility for any other purpose than those prevailing at the time the licence is transferred;</p> <p>(b) the licence shall have the like effect in all respects as if no transfer had been made; and</p> <p>(c) all duties and responsibilities that were to be fulfilled by the transfer or automatically shift to the transferee as if no transfer was made.</p>			
<b>Date</b>			
<b>Signed:</b>		<b>Position:</b>	
<b>Print Name</b>			

**FIFTH SCHEDULE**

*(Made under Rule 23(1))*

**APPLICATION FORMAT FOR FACILITY RELOCATION OR ALTERATION**



7<sup>TH</sup> Floor, LAPF Pension Fund Tower, Opposite Makumbusho Village, Kijitonyama

P O Box 72175, Dar es Salaam, Tanzania

Tel: +255-22 2923513-18; Fax: +255-22 2923519

Email: [info@ewura.go.tz](mailto:info@ewura.go.tz)

Website: <http://www.ewura.go.tz>

	Particulars	Response
1.	Name of the licensee	
2.	Licence Number	
3.	Licensed activity	
4.	Describe the nature of alteration or relocation	
5.	Describe the financial implication (how the project will be funded)	
6.	Describe the environmental and social impact including remedial measures (attach any relevant document)	
7.	Time frame of the proposed alteration or relocation	
8.	Any other relevant information	

Dar es Salaam,  
....., 2018

  
**NZINYANGWA E. MCHANY**  
*Director General*