

GOVERNMENT NOTICE NO. 495 published on 26/12/2014

THE WEIGHTS AND MEASURES ACT,
(CAP. 340)

REGULATIONS

(Made under section 54)

THE WEIGHTS AND MEASURES (CREDIT AND DEBTS CONTROL)
REGULATIONS, 2014

PART 1
PRELIMINARY PROVISIONS

Citation 1. These Regulations may be cited as the Weights
and Measures (Credit and Debts Control) Regulations,
2014.

Interpretation 2. In the Regulations, unless the context otherwise
requires-

Cap. 340 “Act” means the Weights and Measures Act;

Cap. 245 “Agency” means the Weights and Measures Agency
established under the Executive Agencies Act;

“Commissioner” means the Commissioner for Weights
and Measures appointed under section 14 of the
Act;

“credit” means an expressed or implied agreement or
statutory obligation in which a customer receives
service, product or both, and agrees to pay the
Agency at some date in the future;

“customer” means the recipient of services or products
offered by the Agency for valuable consideration;

“debt” means a duty or obligation owed by party to pay
money to the Agency for the service rendered or
goods delivered under an express or implied
agreement;

“due date” means the date on which a debt is to be paid;

“Minister” means the Minister responsible for trade;

“legal metrology” means a part of metrology relating to activities which result from statutory requirements and concern measurements, units of measurement, measuring instruments and methods of measurement.

PART II
CREDIT AND DEBTS CONTROL

Mode of
payment

3.-(1) All services or products delivered by the Agency on credit to a customer the value of which exceeds fifty thousand shillings and less than ten million Tanzanian shillings shall be billed or invoiced by the Commissioner and be deposited into Agency’s bank account or paid by cheque within fourteen days from the date of receipt of the bill or invoice.

(2) Where the credit amount exceeds ten million shillings, the amount shall be paid to the Commissioner through inter-bank transfers within twenty one days from the date of receipt of the bill or invoice.

(3) As soon as practicable after the inter-bank transfer, a person effecting payment shall furnish evidence to the Agency in respect of the money paid.

Terms and
condition

4. Terms and conditions for service delivered on credit shall be clearly stated on the bill or invoice issued to the customer.

Legal action

5. Where a customer fails to pay billed amount plus interest within thirty days from the date demand notice is issued and served to him, the Commissioner shall institute a legal action against the customer.

Offence

6. Any person who contravenes the provisions of these Regulations commits an offence and is liable, on conviction, to a penalty provided for under the Act.

Appeal

7.-(1) A person who is aggrieved by the decision of the Commissioner may appeal to the Minister.

(2) Without prejudice to sub-regulation (1), an appeal to the Minister shall be written in the memorandum of appeal and shall-

- (a) contain grounds of appeal and be consecutively numbered specifying the points alleged to have been wrongly decided and nature of relief sought from the Minister; and
- (b) be signed and dated by the appellant.

Withdrawal
of appeal

8.-(1) The appellant may, at any time after filing an appeal issue a notice to the Minister that he does not intend to further prosecute the appeal.

(2) Upon receipt of written notice, the Minister shall mark the appeal withdrawn.

Debt registry

9. The Commissioner shall maintain a register at its principal office showing details of all credit made by the Agency and other form of public debt.

Dar es Salaam,
17th December, 2014

ABDALLAH O. KIGODA
Minister for Industry and Trade