

THE DAIRY INDUSTRY ACT,  
(CAP. 262)

**REGULATIONS**

*(Made under section 32)*

THE DAIRY INDUSTRY (TREATMENT AND DISPOSAL OF UNFIT  
MILK) (AMENDMENT) REGULATIONS, 2020

Citation  
GN. No.  
212 of 2007

**1.** These Regulations may be cited as the Dairy Industry (Treatment and Disposal of Unfit Milk) (Amendment) Regulation, 2020 and shall be read as one with the Dairy Industry (Treatment and Disposal of Unfit Milk) Regulation, 2007, hereinafter referred to as the “principal Regulations.”

Amendment of  
regulation 3

**2.** The principal Regulations are amended by deleting the definitions of the terms “Adulteration”, “Analysts”, “Inspector”, “milk” and “voluntary condemnation certificate” and substituting for them the following:

““adulteration” means addition of water or additives or any other substances in milk other than those permitted under the Tanzania Standards;

“analyst” means a qualified officer employed or authorized by the Board for the purpose of analyzing milk samples and reporting the findings to the Registrar;

“voluntary condemnation certificate” means a certificate issued by inspector in respect of seized milk which is unfit for human consumption with the consent of the owner of such milk.”

Amendment of  
regulation 10

**3.** The principal Regulations are amended in regulation 10, by deleting the words “fifty thousand” and substituting for them the words “one million”.

Addition of  
regulation 10A

**4.** The principal Regulations are amended by adding immediately after regulation 10 the following:

“Compounding  
of offence

**10A.**-(1) Where a person admits in writing that he has committed an offence under these regulations, the Registrar or any authorized officer, in writing, may, at any time prior to the commencement of the proceedings by a court of competent jurisdiction, compound such offence and order such person to pay a sum of money not exceeding one half of the amount of the fine to which such person would otherwise been liable to pay if he have been convicted of such offence.

(2) Subject to subregulation (1), a person whose an offence has been compounded shall fill compounding form prescribed in the Sixth Schedule to these Regulations and make payment of penalty imposed within fourteen days.

(3) Failure to make payment within the prescribed time, a person whose an offence has been compounded shall pay penalty and interest of twenty percent of such penalty.”

Amendment of  
Schedules

**5.** The principal Regulations are amended in the Schedules by-

(a) deleting the Fourth and the Fifth Schedules and replacing for them the following:

**“FOURTH SCHEDULE**

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TANZANIA DAIRY BOARD

**FORM “A”**

THE DAIRY INDUSTRY ACT NO. 8 OF 2004  
(Made under Regulation 7)

**SEIZURE FORM “A”: MILK AND MILK PRODUCTS TO BE LEFT  
UNDERCUSTODY OF THE OWNER**  
(To be filled in triplicate)

**1. Particulars of the owner**

Name of the owner: .....  
Phone No: .....  
Physical address: .....  
District: .....  
Postal Address: .....  
Region: .....  
Time of seizure: .....

**2. Declaration of an Inspector**

I .....(Name of Inspector) have reason to believe that the stock of milk/milk products detailed below which is in the possession of ..... at the premises situated at ..... contravenes the provisions of the Dairy Industry Act, 2004 and the regulations made thereunder and do hereby seize the milk/milk products under the provisions of the Act, and order you to keep the sealed stock in safe custody subject to such orders as may be issued subsequently in relation thereto. Be it known to you that removal or alteration or interference in any way with the milk/milk products without lawful authority is an offence under the Act.

**3. Details of milk/milk product seized**

S/N	Brand name	Common name	Qty in litres or kgs	Batch No.	Date of manufacture	Expiry date	Reason of seizure	Estimated Value (TZS)

**4. Descriptions of carrier/premise**

Name of carrier/premise .....  
 Registration number.....  
 Dimension/tonnage.....

**5. Declaration of the Owner or his Agent/Representative/any witness in absence of the owner/agent**

I declare that the named milk/milk products of .....Kilogram/Liters worth TZS .....have been seized and declare that the same have been left in the premise named above and hereby sign against my name and return the original of this certificates to the undersigned.

Names of owner or representative: .....  
 Signature of owner or representative: .....  
 Date: .....

**Full name of Witness No. 1** .....  
 Residential Address: .....  
 Signature of Witness: .....  
 Date: .....

**Full name of Witness No. 2** .....  
 Residential Address: .....  
 Signature of Witness: .....  
 Date: .....

**6. Full name and Signature of Inspectors**

Names (s)	Signature (s)	Date
1. ....	.....	.....
2. ....	.....	.....
3. ....	.....	.....

.....  
 Official Stamp

TANZANIA DAIRY BOARD

FORM "B"

THE DAIRY INDUSTRY ACT NO. 8 OF 2004  
(Made under Regulation 7)

**SEIZURE FORM "B": MILK AND MILK PRODUCTS TO BE  
REMOVED FROM THE PREMISES**

(To be filled in triplicate)

**1. Particulars of the owner**

Name of the owner: .....  
Pone No.: .....  
Physical address: .....  
District: .....  
Postal Address: .....  
Region: .....  
Time of Seizure: .....

**2. Declaration of an Inspector**

I ..... (Name of Inspector) have reason to believe that the stock of milk/milk products detailed below found in the possession of ..... at the premises situated at ..... which contravenes the provisions of the Dairy Industry Act, 2004 and Regulations made thereunder and I hereby seize the milk/milk product.

**3. Details of milk/milk product seized**

S/N	Brand name	Comm on name	Qty in litres or kgs	Batch No.	Date of manufacture	Expiry date	Reason of seizure	Estimated Value (TZS)

**4. Descriptions of carrier/premise**

Name of carrier/premise .....  
Registration number.....  
Dimension/tonnage.....

**5. Declaration of the Owner or his Agent/Representative/any witness in absence of the owner/agent**

I declare that the milk/milk products of ..... Kilogram/Liters worth TZS ..... have been removed from the premise as mentioned above and hereby sign against my name as declaration and return the original of this certificates to the undersigned.

.....

Names of owner or representative  
Date.....

Signature of owner or representative

**Full name of Witness No. 1**.....  
Residential Address .....  
Signature of Witness.....  
Date: .....

**Full name of Witness No. 2** .....  
Residential Address: .....  
Signature of Witness: .....  
Date: .....

**1. Full name and Signature of Inspectors**

Names (s)	Signature (s)	Date
1. ....	.....	.....
2. ....	.....	.....
3. ....	.....	.....

.....  
Official Stamp

**FIFTH SCHEDULE**

**TANZANIA DAIRY BOARD**

**THE DAIRY INDUSTRY (TREATMENT AND DISPOSAL OF UNFIT MILK)  
REGULATIONS 2007**

*(Made under regulation 8)*

(To be filled in triplicate)

**CERTIFICATE OF CONDEMNATION OF MILK AND MILK PRODUCTS**

**PART A**

**1. Particulars of the owner**

Name of the owner: .....  
Phone No.: .....  
Physical address: .....  
District: .....  
Postal Address: .....  
Region: .....

**2. Details of milk/milk product**

S/ N	Brand name	Comm on name	Qty in litres or kgs	Batch no.	Date of manufac ture	Expi ry date	Estimated value (TZS)	Reason for disposal/conde mnation

**PART B**

I certify that I have examined the above named milk and milk products and am of the opinion that it is unfit for human consumption/contravenes the Act and its Regulations due to the facts stated above and hereby apply for condemnation/destruction/dispose at .....  
(Name of the Court) by means of .....

Date .....

.....  
Signature and Name of Inspector

**PART "C"**

I have considered the application made by an inspector for condemnation/destruction/dispose of milk or milk products and therefore I order it to be condemned or destroyed or disposed

.....  
Name of Magistrate                      Signature and stamp                      Date

**PART "D"**

I certify that the above named milk or milk product has been destroyed at.....in my presence.

.....  
Name of Inspector                      Signature and stamp                      Date

**Full name of Witness No. 1** .....  
Residential Address .....  
Signature of Witness.....  
Date: .....

**Full name of Witness No. 2** .....  
Residential Address .....  
Signature of Witness.....  
Date: .....

.....  
Official Stamp"



(b) adding immediately after the Fifth Schedule the following:

"

**SIXTH SCHEDULE**

TANZANIA DAIRY BOARD  
THE DAIRY INDUSTRY ACT, (CAP. 262)  
(Made under Regulation 10A (2))

**COMPOUNDING FORM**

(To be filled in triplicate)

**1. Particulars of the owner**

Name of the owner: .....  
Phone No: .....  
Physical address: .....  
District: .....  
Postal Address: .....  
Region: .....  
Time of Arrest: .....

**2. Declaration of an Inspector/authorized officer**

I ..... (Name of Inspector) have the reason to believe that .....(Name of Dairy) possess a stock of milk/milk products at the premises situated at .....contravenes the provisions of the Dairy Industry Act, 2004 and Regulations made thereunder that is:

- i. ....
- ii. ....
- iii. ....

and I hereby notify the offender that I intend to impose a penalty of TZS .....

Signed this.....Day of .....20.....at.....

**3. Details of milk/milk product Compounded**

S/N	Brand name	Comm on name	Qty in litres or kgs	Batch No.	Date of manufacture	Expiry date	Reason for Compounding	Compounded offence (TZS)

**4. Descriptions of carrier/premise**

Name of carrier/premise .....  
Registration number.....  
Dimension/tonnage.....

**5. Declaration of the Owner or his Agent/Representative/offender**

I consent that the named milk/milk products of .....Kilogram/Liters worth TZS .....Contravenes the Dairy Industry Act, 2004 and Regulations as named above and I hereby agree to pay a penalty of TZS..... as compounded offence within ..... Days from this day of (Date) .....

.....  
Name of owner or representative      Signature of owner or representative      Date

**For official use**

I, ..... being the Registrar/a person authorized by the Registrar; having considered the offence committed and the declaration and defense of the offender, do hereby compound /not compound offence named in item..... of 2<sup>nd</sup> paragraph above and order ..... to pay a sum of money of Tshs..... within ..... from this ..... day of.... 20.....

Names	Signature (s)	Date
.....	.....	.....

.....  
Official Stamp"

Dodoma,  
12<sup>TH</sup> July, 2020

**LUHAGA JOELSON MPINA,**  
*Minister for Livestock and Fisheries*