

Registration of Project

ISSN 0856-034X

Supplement No. 28

15th July, 2005

SUBSIDIARY LEGISLATION

*to the Gazette of the United Republic of Tanzania No. 28 Vol. 86 dated 15th July, 2005
Printed by the Government Printer, Dar es Salaam, by Order of Government*

GOVERNMENT NOTICE No. 195 published on 15/7/2005

THE CONTRACTORS REGISTRATION ACT, 1997

(ACT No. 17 OF 1997)

BY-LAWS

Made under section 35

THE CONTRACTORS REGISTRATION (AMENDMENT) BY LAWS, 2004

1. These By-laws may be cited as the Contractors Registration (Amendment) By-laws, 2005 and shall be read as one with the Contractors Registration by laws, 1999 hereinafter referred to as the "principal By-laws."

Citation

GN. No. 340 of 1999

2. The principal By-laws are amended in paragraph 8 by deleting subparagraph (2) and substituting for it the following—

Amendment of paragraph 8

"(2) Foreign contractors shall be limited to class only."

3. The principal By-laws are amended by adding immediately after paragraph 19 the following new paragraphs—

Addition of paragraph 19A

19A.—(1) Every contractor who is awarded a contract or sub contract in excess of Tanzania shillings ten million or a sum to be determined by the Board, shall within fourteen days from the date of acceptance in writing of the offer to perform construction works contract, apply for

"Registration of projects"

Contractors Registration (Amendment)

G.N. No. 195 (contd.)

registration to the Board on the prescribed form specified in the Second Schedule to these By-laws.

(2) A contractor who applies for registration under subparagraph (1), shall be required to pay a non refundable fee of ten thousand shillings within twenty one days from the date of submission of the application.

(3) The application under paragraph (1) shall contain the particulars of the project or projects for which the application is made together with a copy of the letter of acceptance from the client.

(4) The Registrar of the Board shall within fourteen days from the date of receiving the application under subparagraph (2), process the application.

Procedure
for registration

19B-(1) The Registrar may in determining the matter under paragraph 19A-

- (a) grant registration of the project and issue a project registration stiker to the applicant as provided for under the Third Schedule to these By-laws;
 - (b) reject the application and inform the applicant in writing stating the reasons for the decision within seven days from the date of the decision.
- (2) Subject to subparagraph (1) the Registrar may reject the application for registration of the project if-
- (a) the applicant does not qualify in terms of the provisions of the Contractors Registration Act, 1997 and its Regulations made there under execute the project he has acquired;
 - (b) the project in question is not in the name of the applicant;
 - (c) the application is not accompanied by a letter of acceptance of offer to perform construction works;
 - (d) the project has already been registered by the Board in the same category; or

Contractors Registration (Amendment)

G.N. No. 195 (contd.)

(e) it is the opinion of the Board that such a project should not be registered.

19C. The Contractor whose project is granted registration under paragraph 19B shall affix the project registration sticker on the signboard that indicates the particulars of the project throughout the executive of the project.

Requirement to affix the project registration sticker

19D. The Contract shall, upon completion or termination of project and within twenty one days from the date of such completion or termination inform the Board in writing of the completion or termination of the project.

Project completion or termination

19E. Any contractor who, contravenes the provisions of paragraph 19A, 19C and 19D commits an offence and on conviction is liable to a fine of equal to 1% of the contract or five 500,000 hundred thousand shillings whichever is higher.

Offences

4. The First Schedule to the principal By-laws is amended by deleting the whole of Table 1 and Table 2 and substituting for them the following—

Amendment of the First Schedule

"TABLE 1 CLASS LIMIT FOR VARIOUS TYPES OF CONTRACTORS

Class Limit for any Single Contract (In Million TShs.)					
	Civil	Building	Mechanical	Electrical	Specialist
One	unlimited	Unlimited	Unlimited	Unlimited	Unlimited
Two	4,500	1,200	750	750	150
Three	1,000	900	450	450	75
Four	750	600	300	300	-
Five	450	300	150	150	-
Six	200	150	75	75	-
Seven	100	75	30	30	-

Contractors Registration (Amendment)
G.N. No. 195 (contd.)

TABLE 2 MINIMUM TECHNICAL QUALIFICATIONS

<i>Type of Contractor</i>	<i>Minimum Qualifications</i>
Civil	Professional qualified person in Engineering, Architecture and Quantity Surveying or FTC in Engineering.
Mechanical	Professional Qualification person in Engineering, Architecture Quantity Surveying or Trade Test Grade I in Mechanical related works.
Electrical	Professional Qualified person in Engineering, Architecture, Quantity Surveying or Trade test Grade I in Electrical related works.
Specialist	Professional Qualification person in Engineering, Architecture and Quantity Surveying or Trade test Grade I in Electrical related field or trade test Grade I.
Building	Professional Qualified person in Engineering, Architecture, Quantity Surveying or Building related field;" or trade test Grade I.

Addition
of new
Schedules

5. The principal By-laws are amended by adding immediately after the First Schedule, the following new Schedules.

"SECOND SCHEDULE"

(Under Paragraph 19A(3))

APPLICATION FORM FOR PROJECT REGISTRATION

Part I: To be filled by Contractor applying for Registration of Project:

Name of Contractor:
 Type of Contractor:
 Category: Local/Foreign
 Address: Physical Location:
 Postal Address:
 Tel:

Class:

Fax No:

E-mail:

Name of Client:
 Address: Physical Location:
 Postal Address:
 Tel:

Fax No:

E-mail: