

GOVERNMENT NOTICE No. 69 published on 20/2/2026

THE FERTILIZERS ACT,
(CAP. 378)

REGULATIONS

THE FERTILIZERS (COMPOUNDING OF OFFENCES)
REGULATIONS, 2026

ARRANGEMENT OF REGULATIONS

Regulation Title

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3. Notification of offence.
4. Procedure after offence notification.
5. Denial of offence.
6. Payment and default.
7. Issue of official receipt.
8. Habitual offender.
9. Report to Director of Public Prosecutions.

SCHEDULES

GN. No. 69 (Contd)

Procedure after
offence
notification

4.-(1) A person who receives a notification under regulation 3 shall, within seven days from the date of receipt of the notification, either admit or deny the offence:

Provided that, the Director may, on reasonable grounds, accept the admission of commission of an offence after the expiry of seven days.

(2) Where the person admits the offence, such person shall fill in the admission Form No. 2 set out in the First Schedule.

(3) Where the person intends deny the offence, he shall fill in Denial of Offence Form No.3 set out in the First Schedule.

Denial of
offence

5. A person who fails or refuses to-

(a) sign a Notification Form; or

(b) fill in the Admission Form,

shall be deemed to have disputed commission of an offence, and the Authority shall proceed with the necessary actions for institution of charges.

Payment and
default

6.-(1) A person who admits the commission of an offence shall pay the compounded amount.

(2) Compounded amount shall be deposited into the Consolidated Fund within seven days from the date of compounding order.

(3) Where the compounded amount remains unpaid by the offender for more than sixty days, the Authority may, enforce the order in the same manner as a decree of a court for the payment of the amount.

Issue of official
receipt

7. An authorised officer shall issue an official receipt to a payer of the amount compounded under these Regulations.

Habitual
offender

8. Where the offender commits an offence which has been previously compounded on more than three occasions, an authorised officer shall refrain from compounding the offence further and shall forthwith take necessary actions for institution of charges.

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Report to
Director of
Public
Prosecutions

9. The Authority shall submit a quarterly report of all compounded offences to the Director of Public Prosecutions which shall contain the following information:

- (a) name and particulars of the offender;
- (b) offence committed and the relevant provision of the law;
- (c) date and place of commission of offence;
- (d) compounded amount; and
- (e) any other relevant information as may be required by the Director of Public Prosecutions.

FIRST SCHEDULE

(Made under regulation 3(1), and 4 (2) and (3))

FORM No.1

NOTIFICATION OF OFFENCE

(Made under regulation 3(1))

To.....Address.....

- 1. You are charged with the following offence (s):
(a)contraryto.....of.....
(b)contrary to.....of.....
(c)contrary to.....of.....
2. If you WISH to admit commission of the offence (s) you should complete "ADMISSION FORM" attached hereto and return it together with this notification to the Director within seven (7) days from the date of service of this notification.
3. If you DO NOT WISH to admit to have committed the offence (s) you are required to complete "INTENTION TO ANSWER CHARGE FORM" attached hereto and return it together with this notification to the Director together with your response, in writing, to the charges mentioned above, within seven (7) days from the date of service of this notification.
4. In the event you admit to the offence(s) listed under paragraph 1 you shall be liable to pay a compoundable amount as follows:

Table with 4 columns: S/N, Offence, Prescribed Fine under the Law (TZS), Compounded Amount (TZS)

.....
Authorised Officer

.....
Signature

Date:

Received by (Offender or Offender Representative)

Signature:

Finger Print.....

Date:

ADMISSION OF OFFENCE
(Made under regulation 4(2))

I of
(residential or business address) being the
(owner/director/manager/representative)
of..... (name of
fertilizer dealer) plead guilty to the charge(s)
No..... set out in the Notification Form.

I request that the offence(s) be compounded.

I undertake to pay the requisite compoundable amount of TZS
..... within a period of seven days from the date hereof.

I understand that an interest of 20% per week will be charged upon failure to pay
the compounded amount within seven days and after sixty days the Authority shall
enforce the order in the same manner as a decree of a court for the payment of the
amount stated in the notification and interest.

Signature of the person issued with the notification
.....

Finger print (thumb):

Date:

Received by:

Name of the Authorised Officer

Signature:

Date:

DENIAL OF OFFENCE
(Made under regulation 4(3))

FORM No.3

I of
(residential or business address) being the
(owner/director/manager/representative)
of..... (name of
fertilizer dealer) intend to answer charge (s)
No.....set out in the Notification Form
attached.

Signature of the person issued with the notification
.....

Finger print (thumb):

Date:

Received by:
Name of the Authorised Officer

Signature:

Date:

SECOND SCHEDULE

(Made under regulation 3(2)(b))

Section or Regulation	OFFENCE	COMPOUNDING OF OFFENCE
s.8	Deals with unregistered fertilizer or fertilizer supplements	(i) Tshs 20,000,000 for manufacturers and importers; (ii) Tshs 10,000,000 for dealers in export, handling, wholesaling, storage and distribution; (iii) Tshs 500,000 for retailers.
s.9(4)	Change of particulars of a registered fertilizer, fertilizer supplement or sterilizing plant without notifying the Director.	(i) Tshs 20,000,000 for manufacturers and importers; (ii) Tshs 15,000,000 for dealers in export, handling, wholesaling, storage and distribution; (iii) Tshs 2,000,000 for retailers.
s.13	Operating fertilizer business without a license	(i) Tshs 15,000,000 for manufacturers and importers; (ii) Tshs 10,000,000 for dealers in export, handling, wholesaling, storage and distribution; (iii) Tshs 200,000 for retailers.
s.14(2) and (3)	Failure to surrender a suspended or cancelled license to the Director within such time as may be prescribed.	(i) Tshs 10,000,000 for manufacturers and importers; (ii) Tshs 5,000,000 for dealers in export, handling, wholesaling, storage and distribution; (iii) Tshs 200,000 for retailers.
s.18(4)	Failure to report to the Director on any change of ownership of the business or any other change of registered premises.	(i) Tshs 10,000,000 for manufacturers and importers; (ii) Tshs 5,000,000 for dealers in export, handling, wholesaling, storage and distribution; (iii) Tshs 200,000 for retailers.
s.20(2)(a)	Manufacturing, selling, offering for sale, exposing for sale or possessing for sale a fertilizer or fertilizer supplement derived from animal carcass without sterilizing in a	Tshs 10,000,000 for manufacturers

The Fertilizers (Compounding of Offences) Regulations

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Section or Regulation	OFFENCE	COMPOUNDING OF OFFENCE
	registered sterilizing plant.	
s.24	Failure to keep and/or provide requested fertilizer or fertilizer supplement records.	(i) Tshs 5,000,000 for manufacturers and importers; (ii) Tshs 2,500,000 for dealers in export, handling, wholesaling, storage and distribution; (iii) Tshs 200,000 for retailers.
s.25	Import or export fertilizer without the permit	5% of the CIF value of the fertilizer imported or USD 10 per tan of the fertilizer to be exported.
s.31(1)	Carrying out fertilizer business in a manner likely to cause any adverse effect to human health or the environment.	(i) Tshs 10,000,000 for manufacturers and importers; (ii) Tshs 5,000,000 for dealers in export, handling, wholesaling, storage and distribution; (iii) Tshs 200,000 for retailers.
s.41(1)(c)	Obstruct the Director, Inspector, Analysts or any officer responsible for the enforcement of the Act	(i) Tshs 10,000,000 for manufacturers and importers; (ii) Tshs 5,000,000 for dealers in export, handling, wholesaling, storage and distribution; (iii) Tshs 500,000 for retailers.
s.41(1)(d)	operates a fertilizer sterilizing plant which is not registered under this Act;	Tshs 10,000,000/=
s.41(1)(f)	wilfully refuses to provide any information required by the Inspector, Analyst or any other official engaged in carrying out the duties and functions under this Act and the regulations made thereto;	(i) Tshs 5,000,000 for manufacturers and importers; (ii) Tshs 2,000,000 for dealers in export, handling, wholesaling, storage and distribution; (iii) Retailers will be charged Tshs 200,000
s.41(1)(g)	sells any fertilizer or fertilizer supplement in the container of which a false or misleading statement in connection with such contents is printed or written;	(i) Tshs 10,000,000 for manufacturers and importers; (ii) Tshs 5,000,000 for dealers in export, handling, wholesaling, storage and distribution; (iii) Tshs 200,000 for retailers.

The Fertilizers (Compounding of Offences) Regulations

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Section or Regulation	OFFENCE	COMPOUNDING OF OFFENCE
s.41(1)(h)	makes any false or misleading statement in connection with any fertilizer or fertilizer supplement;	(i) Tshs 10,000,000 for manufacturers and importers; (ii) Tshs 5,000,000 for dealers in export, handling, wholesaling, storage and distribution; (iii) Tshs 200,000 for retailers.
s.41(1)(i)	willfully destructs or tempers with any information required for proper administration of the Act or regulations made thereto;	(i) Tshs 15,000,000 for manufacturers and importers; (ii) Tshs 5,000,000 for dealers in export, handling wholesaling, storage and distribution; (iii) Tshs 500,000 for retailers.
s.40(1)(j)	fails to comply with an order issued under the Act;	(i) Tshs 10,000,000 for manufacturers and importers; (ii) Tshs 5,000,000 for dealers in export, handling, wholesaling, storage and distribution; (iii) Tshs 500,000 for retailers.
s.41(1)(k)	tampers with any sample taken in terms of the Act, or with anything seized in terms of the Act;	(i) Tshs 10,000,000 for manufacturers and importers; (ii) Tshs 5,000,000 for dealers in export, handling, wholesaling, storage and distribution; (iii) Tshs 500,000 for retailers; (iv) Any other person will be charged Tshs 5,000,000.
s.41(1)(m)	having been duly summoned to appear before the Board, fails without lawful excuse so to appear;	(i) Tshs 10,000,000 for manufacturers and importers; (ii) Tshs 5,000,000 for dealers in export, handling, wholesaling, storage and distribution; (iii) Tshs 200,000 for retailers
s.41(1)(o)	sells fertilizer or fertilizer supplements above the indicative price;	(i) Tshs 10,000,000 for manufacturers and importers; (ii) Tshs 5,000,000 for dealers in export, handling, wholesaling, storage and distribution; (iii) Tshs 500,000 for retailers.
s.41(1)(p)	sells fertilizer or fertilizer supplements in an open bag or packaging or labelling in a manner contrary to the requirements of the Act;	(i) Tshs 10,000,000 for manufacturers and importers; (ii) Tshs 5,000,000 for wholesaler and distribution; (iii) Tshs 200,000 for retailers;

The Fertilizers (Compounding of Offences) Regulations

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Section or Regulation	OFFENCE	COMPOUNDING OF OFFENCE
s.41(1)(q)	not being qualified as Inspector or Analyst purports to act in that behalf; or	(i) Tshs 5,000,000/=
s.41(1)(r)	makes use, in connection with any fertilizer or fertilizer supplement, of any certificate, invoice or other document issued in respect of any other fertilizer or fertilizer supplement which is no longer valid,	(i) Tshs 10,000,000 for manufacturers and importers, (ii) Tshs 5,000,000 for dealers in export, handling, wholesaling, storage and distribution. (iii) Tshs 200,000 for retailers.

Section or Regulation	OFFENCE	COMPOUNDING OF OFFENCE
reg.36	Selling fertilizer in a package which does not contain a label showing the name and grade of each compound or ingredient in the fertilizer	(i) Tshs 20,000,000 for manufacturers and importers; (ii) Tshs 10,000,000 for wholesaler and distribution; (iii) Tshs 500,000 for retailers.
s.41(1)(o)	Selling of fertilizer or fertilizer supplements above the ceiling price;	(i) Tshs 10,000,000 for manufacturers and importers, (ii) Tshs 5,000,000 for dealers in export, handling, wholesaling, storage and distribution. (iii) Tshs 500,000 for retailers.

Dodoma,
11th February, 2026

DANIEL G. CHONGOLO
Minister for Agriculture