

GOVERNMENT NOTICE NO. 886 published on 01/11/2024

THE ELECTRONIC AND POSTAL COMMUNICATIONS ACT,
(CAP. 306)

—
REGULATIONS
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(Made under section 165)

THE ELECTRONIC AND POSTAL COMMUNICATIONS (ELECTRONIC COMMUNICATIONS
EQUIPMENT STANDARDS AND E-WASTE MANAGEMENT) (AMENDMENTS)
REGULATIONS, 2024

Citation

GN. No.
919 of 2020

Amendment of
regulation 3

1. These Regulations may be cited as the Electronic and Postal Communications (Electronic Communications Equipment Standards and E-Waste Management) (Amendments) Regulations, 2024 and shall be read as one with the Electronic and Postal Communications (Electronic Communications Equipment Standards and E-Waste Management) Regulations, 2020, hereinafter referred to as the “principal Regulations.”

2. The principal Regulations are amended in regulation 3 by-

(a) adding in their appropriate alphabetical order the following definitions:

“collector” means a person authorized by relevant authority to collect e-waste directly from consumer or collection point for recycling, refurbishing or disposal;

“consumer” means any person who uses electronic communication or postal products or services;

“end of life” means a time when the electronic communication equipment is beyond manufacturers support or becomes non-functional or beyond economic repair;

“hazardous substance” means any chemical

waste, gas, medicine, drug, plant, animal or micro-organism, which is likely to be injurious to human health, life or the environment;

“manufacturer” means a person who produce or assemble an electronic communication equipment intended to be used in the United Republic;

“recycler” means a person who sort and processes e-waste into useful products, materials or substances;

“take back scheme” means initiatives organized by manufacturers, importers or resellers to collect electronic communication equipment that have reached their end of life from consumers for the purpose of recycling, refurbishing or disposal; and

“used electronic communication equipment” means an equipment that has been used before and is intended to be put back for reuse.

(b) deleting the definition of the term “recycling” and substituting for it with the following:

“recycling” means any operation by which waste materials are collected, sorted, and reprocessed into useful products, materials or substances; and

(c) deleting the terms “Manual Type Approval”, “Online Type Approval” and “customer”.

Amendment of regulation 4

3. The principal Regulations are amended in regulation 4 (4) by deleting the words “published by the Authority” and substituting for it the words “published by the relevant authority”.

Amendment of regulation 7

4. The principal Regulations are amended by deleting regulation 7 and substituting for it the following:

“Type approval certification process 7.-(1) An applicant shall, during type approval certification process-

(a) ascertain whether or not the model

of the equipment is type approved in the online system;

(b) register his account in the type approval system;

(c) fill in the online application form and attach the following:

(i) the equipment user manual;

(ii) the operational manual;

(iii) technical document consisting of a general description of equipment, technical data and facilities supported;

(iv) photographs of equipment (colour photographs, capturing front, rear, and side views);

(v) test reports or results and certificates if any, from accredited laboratory;

(vi) manufacturers declaration of conformity; and

(vii) any other documents as may be required by the Authority

(2) The Authority shall acknowledge receipt of the application and inform the applicant the status of the application through an email.

(3) For the purpose of this regulation, “type approval system” means a worldwide web system or application designated by the Authority for performing type approval.”

Amendment of regulation 17

5. The principal Regulations are amended by deleting regulation 17 and substituting for it the following:

“Obligation of manufacturer

17.-(1) A manufacturer of electronic communication equipment to be used in the United Republic shall-

(a) ensure that electronic communication equipment that are introduced in the market are pre-inspected in order to verify

whether or not they are type approved;

- (b) ensure that the equipment are not waste and are compliant with the level of hazardous substances prescribed by relevant laws;
- (c) register with the Authority the details of electronic communication equipment imported or manufactured within the United Republic;
- (d) provide information on the location of hazardous substances within the electronic communication equipment and procedures for dismantling electronic communication equipment upon reaching end-of- life; and
- (e) pay an advance eco levy fee, prescribed in the Schedule to these Regulations in respect of handling of the end-of-life processes of the electronic communication equipment.

(2) Without prejudice to the foregoing, a manufacturer of electronic communication equipment to be used in the United Republic may-

- (a) establish take back schemes and channels for management of e-waste in line with the principle of extended producer responsibility; or
- (b) enter into formal agreements with licensed collectors, recyclers, refurbishes or treatment facilities within or outside the United Republic.

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Addition of
regulation
17A.

6. The principal Regulations are amended by adding immediately after regulation 17 the following regulation:

“Obligation of
an importer

17A.-(1) An importer of electronic communication equipment shall ensure that a manufacturer complies with the requirements of regulation 17.

(2) Where an importer imports an electronic communication equipment which the manufacture fails to comply with the requirement of regulation 17, or a used electronic communication equipment, the importer will be responsible to fulfill the requirements of regulation 17.

(3) An importer shall not import used electronic communication equipment if such equipment-

- (a) is destined for disposal or recycling;
- (b) shows defects which affect its functionality;
- (c) is worn or damaged, thus affecting the marketability of the item;
- (d) that is destined for disassembly for spare parts; or
- (e) that has reached the end –of- life.”

Amendment of
regulation 18

7. The principal Regulations are amended by deleting regulation 18 and substituting for it the following:

“Obligations of
recycler and
refurbisher

18.The recyclers and refurbishers licensed to conduct their businesses in the United Republic shall-

- (a) establish recycling or refurbishing processes and facilities that are environmentally sound;
- (b) ensure that recycling or refurbishing processes and facilities comply with national and international standards;
- (c) ensure that the residues generated thereof during the recycling or refurbishing processes are disposed of to an authorized electronic waste

- treatment facilities;
- (d) enter into formal agreements with licensed collectors and electronic waste treatment;
- (e) ensure that refurbished electronic communication equipment meet the requirements for type approval; and
- (f) maintain and keep records of electronic communication equipment received for recycling or refurbishing and make such records available to the Authority.”

Amendment of regulation 20

8. The principal Regulations are amended by deleting regulation 20 and substituting for it the following:

“Obligation of bulk consumer

20. A bulk consumer of electronic communication equipment shall-

- (a) separate electronic waste from other forms of wastes to facilitate collection;
- (b) sell or donate electronic communication equipment that has reached the end of life to licensed collectors, refurbishers, recyclers or authorized collection centers;
- (c) return electronic communication equipment that have reached their end-of-life to authorised collectors;
- (d) follow recommended disposal processes for electronic communication equipment when they reach their end-of-life;
- (e) put in place an internal policy to facilitate electronic waste management;
- (f) maintain and keep records of electronic communication equipment that have reached their end of life and make such records available to the Authority when

- required;
- (g) support provision of awareness and consumer educations on electronic waste management;
- (h) enter into formal agreement with licensed collectors, refurbishers, recyclers or treatment facilities; and
- (i) support formation of collection centers for electronic waste.”

Amendment of regulation 21

9. The principal Regulations are amended by deleting regulation 21 and substituting for it the following:

“Obligations of the Authority

21. The Authority shall-

- (a) designate an external service provider for the pre-inspection and collection of advance eco-levy fees for electronic communication equipment imported into the United Republic through a competitive process;
- (b) keep a register of details of manufacturers and importers of electronic communication equipment used in the United Republic;
- (c) maintain a database of electronic communication equipment authorized for use in the United Republic;
- (d) facilitate the development of internal policies for electronic waste management for bulk consumers;
- (e) formulate project for the proper utilization of the collected eco levy fees with respect to the management of the end-of-life processes of electronic communication equipment; and
- (f) conduct awareness and provide consumer education on e-waste management.”

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Amendment of Schedule 10. The principal Regulations are amended by deleting the Schedule and substituting for it the following:

“ _____

SCHEDULE

_____”

(Made under regulation 17(1)(e))

List of Electronic Communication Equipment for which advance eco levy fees are applicable

S/N.	Categories of Products	HS CODE	Eco Levy per unit (US\$)
1	Calculating machines and pocket-size data recording, reproducing and displaying machines with calculating functions and communication capabilities; accounting machines, postage-franking machines, ticket-issuing machines and similar machines, incorporating a calculating device; cash registers; -Other electronic calculating machines incorporating a printing device with communication capabilities including POS Terminals	84702100	1.50
2	Portable automatic data processing machines, weighing not more than 10 kg, consisting of at least a central processing unit, a keyboard and a display	84713000	1.50
3	Other automatic data processing machines: comprising in the same housing at least a central processing unit and an input and output unit, whether or not combined	84714100	1.50
4	Other automatic data processing machines: other, presented in the form of systems	84714900	1.50
5	Processing units other than those of sub-heading 8471.41 or 8471.49, whether or not containing in the same housing one or two of the following types of unit : storage units, input units, output units	84715000	1.50
6	Automatic data processing machines and units thereof; magnetic or optical readers, machines for transcribing data onto data media in coded form and machines for processing such data, not elsewhere specified or included. -Input or output units, whether or not containing storage units in the same housing	84716000	1.50

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7	Automatic data processing machines and units thereof; magnetic or optical readers, machines for transcribing data onto data media in coded form and machines for processing such data, not elsewhere specified or included; -Other units of automatic data processing machines with communication capabilities	8471800	1.50
8	Automatic data processing machines and units thereof; magnetic or optical readers, machines for transcribing data onto data media in coded form and machines for processing such data, not elsewhere specified or included with communication capabilities	84719000	1.50
9	Line telephone sets with cordless handsets	85171100	1.50
10	Smartphones	85171300	1.50
11	Telephones for cellular networks mobile telephones or for other wireless	85171400	1.50
12	Other Telephone sets	85171800	1.50
13	Base stations	85176100	1.50
14	Machines for the reception, conversion and transmission or regeneration of voice, images or other data, including switching and routing apparatus	85176200	1.50
15	Other, Parts of apparatus for transmission or reception of voice, images or other data, including apparatus for communication in a wired or wireless network (such as a local or wide area network)	85176900	1.50
16	Sound recording or reproducing apparatus Using magnetic, optical or semiconductor media	85198100	0.65
17	Transmission apparatus for radio-broadcasting or television	85255000	0.65
18	Transmission apparatus incorporating reception apparatus	85256000	0.65
19	Radio navigational aid apparatus	85269100	0.65
20	Radio remote control apparatus	85269200	0.65
21	Pocket-size radio-cassette-players	85271200	1.50
22	Radio-broadcast receivers capable of operating without an external source of power apparatus combined with sound recording or reproducing apparatus	85271300	1.50
23	Radio-broadcast receivers capable of operating without an external source of power: other than Pocket-size radio cassette-players and Other apparatus combined with sound recording or reproducing apparatus	85271900	1.50
24	Radio-broadcast receivers not capable of operating without an external source of power, of a kind used in motor vehicle combined with sound recording or reproducing apparatus	85272100	1.50

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25	Radio-broadcast receivers not capable of operating without an external source of power, of a kind used in motor vehicle, other than combined with sound recording or reproducing apparatus	85272900	1.50
26	Radio-broadcast receivers, not capable of operating without an external source of power, of a kind used in motor vehicles: combined with source combined with sound recording or reproducing apparatus	85279100	1.50
27	Radio-broadcast receivers, not capable of operating without an external source of power, of a kind used in motor vehicles: not combined with sound recording or reproducing apparatus but combined with a clock	85279200	1.50
28	Radio-broadcast receivers, not capable of operating without an external source of power, of a kind used in motor vehicles:—Other than not combined with sound recording or reproducing apparatus but combined with a clock	85279900	1.50
29	Equipment capable of directly connecting to and designed for use with an automatic data processing machine of heading 84.71	85285200	1.50
30	Projectors	85285900	1.50
31	Equipment capable of directly connecting to and designed for use with an automatic data processing machine of heading 84.71	85286200	1.50
32	Reception apparatus for television, whether or not incorporating radio-broadcast receivers or sound or video recording or reproducing apparatus excluding Set Top Boxes	85286900	8.50
33	Set Top Boxes	85286900	0.65
34	Reception apparatus for television, whether or not incorporating radio-broadcast receivers or sound or video recording or reproducing apparatus Not designed to incorporate a video display or screen excluding Set Top Boxes	85287100	8.50
35	Set Top Boxes	85287100	0.65
36	Reception apparatus for television, color, whether or not incorporating radio-broadcast receivers or sound or video recording or reproducing apparatus – Unassembled excluding Set Top Boxes	85287210	8.50
37	Set Top Boxes	85287210	0.65
38	Reception apparatus for television, color, whether or not incorporating radio-broadcast receivers or sound or video recording or reproducing apparatus Other excluding Set Top Boxes	85287290	8.50
39	Set Top Boxes	85287290	0.65
40	Reception apparatus for television, whether or not incorporating radio-broadcast receivers or sound or video recording or reproducing apparatus,	85287310	8.50

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	monochrome, unassembled excluding Set Top Boxes		
41	Set Top Boxes	85287310	0.65
42	Reception apparatus for television, whether or not incorporating radio-broadcast receivers or sound or video recording or reproducing apparatus, monochrome excluding Set Top Boxes	85287390	8.50
43	Set Top Boxes	85287390	0.65”

Dodoma,
11th October, 2024

JERRY WILLIAM SILAA
*Minister for Information, Communications
and Information Technology*