GOVERNMENT NOTICE NO. 6

METROLOGY ACT

(No. 10 OF 2016)

METROLOGY (LICENCE OF COMPETENCY) REGULATIONS, 2021

IN EXERCISE of the powers conferred by section 30 of the Metrology Act, I, ROY AKUJUWE KACHALE-BANDA, Minister of Industry, make the following Regulations—

Citation

1. These Regulations may be cited as the Metrology (Licence of Competency) Regulations, 2021.

Interpretation

2. In these Regulations, unless the context otherwise requires—

"licence of competency" means a licence declaring that a person is competent to install, service or repack instruments, weights, and measures regulated under the Act or to operate public weighing instruments for a fee;

"licensee" means a person to whom a licence had been granted under regulations.

Application

3. A person shall apply for licence of competency, in writing, to Malawi Bureau of Standards.

(2) The person making the application shall state the name of personnel, affiliated company and area of competence to be assessed

Examination

4.—(1) Malawi Bureau of Standards shall, upon receipt of examination fees, examine an applicant with respect to his ability to install, service or repair instruments, weights and measures or to operate public weighing instruments regarding a particular class of instruments, weights and measures for which the applicant applies for a licence of competency.

(2) Malawi Bureau of Standards shall determine the manner in which the examination referred to in subregulation (1) is conducted.

Issue of Licence

5.—(1) Malawi Bureau of Standards shall issue a licence of competency to an applicant where Malawi Bureau of Standards is satisfied that the applicant has sufficient knowledge of the law relating to weights and measures and the applicant can install, repair or service instruments, weights and measures or operate public weighing instruments regulated under the Act.

(2) The licence of competency may be issued for all or any particular class of weighing or measuring instruments.

(3) Malawi Bureau of Standards shall issue the licence of competency in the format contained in the First Schedule hereto.

Duration and renewal of licence

6.—(1) A licence of competency shall be valid for twelve (12) months from the date of issue and shall be renewed each year.

(2) Where a licensee applies for renewal of the licence, Malawi Bureau of Standards shall renew the licensee if it is satisfied that the work of the licensee holder is satisfactory.

Refusal to grant or renew licence

7. Where Malawi Bureau of Standards refuses to grant or renew a licence of competency, it shall inform the applicant or licensee, as the case may be in writing, giving the reasons for the refusal.

Withdrawal of licence

8.— (1) Malawi Bureau of Standards may at any time withdraw a licence of competency if it is satisfied that a licensee has failed to comply with any law relating to weights and measures.

(2) Where Malawi Bureau of Standards decides to withdraw a licence of competency, Malawi Bureau of Standards shall advise the licensee in writing of the reasons for the withdrawal.

Appeal

9. Any person aggrieved by the decision of Malawi Bureau of Standards under these Regulations may, within thirty (30) days, from the day of receipt of the decision of Malawi Bureau of Standards, appeal to the Minister.

Fees

10. Malawi Bureau of Standards shall, from time to time, determine the fees for examination, issue and renewal of licence of competency.

FIRST SCHEDULE (reg. 5 (3))

MALAWI BUREAU OF STANDARDS

LICENCE OF COMPETENCY

Licence to install, repair or service instruments, weights and measures or to operate public weighing instruments*

Licence No:..... Year:.....

This is to certify that:

First Name:..... Surname:.....

employed by:.....

of postal and email address:.....

trading as:.....and located at .....

is/are* licensed to install, repair or service instruments, weights and measures of the following types:

.....

.....

.....

.....

Date:..... .....
Director General

(Seal of Malawi Bureau of Standards)

**Delete whichever is not applicable*

SECOND SCHEDULE (reg. 10)

FEES

Item	K	T
Application for licence of competency examination	6,000	00
Issuance of licence of competency	15,000	00
Renewal of licence of competency	15,000	00

Made this 21st day of January, 2021.

R. A. KACHALE-BANDA
Minister of Industry

(FILE NO: SUB.D.39:06)