



ENERGY REGULATORS  
ASSOCIATION  
OF EAST AFRICA

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REF: EXCO/22/2021

EXECUTIVE COUNCIL MEETING (EXCO)

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ARUSHA, TANZANIA

7<sup>TH</sup> DECEMBER 2021

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**REPORT OF THE 22<sup>ND</sup> EXECUTIVE COUNCIL MEETING HELD ON TUESDAY 7<sup>TH</sup>  
DECEMBER 2021 AT 9.30 A.M.**

**AGENDA ITEM**

**MIN 1. EXCO/22/21: OPENING PRAYER**

The Opening Prayer was led by the Executive Secretary, Dr. Geoffrey Mabea.

**MIN 2. EXCO/22/21: CONSTITUTION OF BUREAU**

The Executive Secretary confirmed the Quorum for the 22<sup>nd</sup> EXCO Meeting and noted the attendance of EPRA, AREEN, EWURA, ZURA, ERA, PAU, and RURA.

**RECEIVED** the apologies of the substantive Heads of National Regulatory Institutions (NRI) and recognised their nomination and attendance of their representatives as follows;

- i) RURA, represented by Mr. Alexis Mutware
- ii) PAU, represented by Mr. Nurudin Njabire
- iii) ZURA, represented by Mrs. Zuhura Salim Omar

The Secretariat also recognised the presence of distinguished guests and observers, notably;

Mr. Kheri Mahimbali- the Deputy Permanent Secretary of the Tanzania Ministry of Energy and Mr. Charles Sangweni, the Acting Director General of Petroleum Upstream Regulatory Authority (PURA) of Tanzania. Others in attendance as observers include Mr. Selemani S. Justine of Tanzania's Petroleum Upstream Regulatory Authority (PURA).

### **MIN 3. EXCO/22/21: ADOPTION OF THE AGENDA**

**ADOPTED** the following agenda for the 22<sup>nd</sup> EXCO Meeting.

1. Opening Prayer.
2. Constitution of Quorum
3. Adoption of the Agenda
4. Declaration of Conflict of Interests
5. Introduction and Opening remarks
6. Tabling of the report from 21<sup>st</sup> EXCO Meeting held on 17<sup>th</sup> June 2021 via zoom video conferencing platform
7. Matters Arising from the 21<sup>st</sup> EXCO Meeting held on 17<sup>th</sup> June 2021 via zoom video conferencing platform
8. Tabling of the report from 13<sup>th</sup> AGA Meeting held on 18<sup>th</sup> June 2021 via zoom video conferencing platform
9. Matters Arising from the 13<sup>th</sup> AGA Meeting held on 18<sup>th</sup> June 2021 via zoom video conferencing platform.
10. Presentation of Portfolio Committees Reports;
  - (i) Economic Portfolio Committee
  - (ii) Legal Portfolio Committee
  - (iii) Petroleum Portfolio Committee
  - (iv) Technical Portfolio Committee on Electricity and Renewable Energy
11. EXCO Sub-Committees Reports;
  - (i) Report of EXCO Committee on Finance and Administration (CFA)
  - (ii) Report of EXCO's Strategic Planning and Human Resources Committee (SPHRC)
12. EREAs' Meetings Frequency and Venue
13. Any other business.



#### **MIN 4. EXCO/22/21: DECLARATION OF CONFLICT OF INTERESTS**

There was no conflict of interest reported by any of the members.

#### **MIN 5. EXCO/22/21: INTRODUCTION AND OPENING REMARKS.**

The Heads of Delegation of AREEN, EWURA, EPRA, ERA, ZURA, PAU and RURA introduced themselves and the members of their delegations; and gave brief remarks.

The Chair welcomed the members present and made his opening remarks. He thanked the Secretariat for organising and EWURA for hosting the 22<sup>nd</sup> EXCO meeting. He highlighted the challenges that the regulators and the Association have faced on account of the Covid-19 pandemic and appreciated the members for their consistency to ensure business continuity. He highlighted the need for NRIs and the Association to implement effective frameworks for consumer protection and effective regulation. Additionally, he noted the Secretariat's efforts to pursue anchorage to the EAC.

The Chairperson congratulated ERA for being ranked 1<sup>st</sup> in the 2021 ERI regulators assessment and noted that a lot can be achieved in regulatory effectiveness as a region.

In his remark, Mr. Kheri Mahimbali- the Deputy Permanent Secretary of the Tanzania Ministry of Energy, applauded the effort that EREA was making in the region and assured the Executive Council of the government's commitment to supporting PURA in becoming a full member of EREA.

#### **MIN 6. EXCO/22/21: TABLING OF THE REPORT FROM 21<sup>ST</sup> EXCO MEETING HELD ON 17<sup>TH</sup> JUNE 2021 VIA ZOOM VIDEO CONFERENCING PLATFORM**

The Secretariat tabled the report of the 21<sup>st</sup> EXCO meeting held on 17<sup>th</sup> June 2021 via zoom video conferencing platform. The EXCO;  
**ADOPTED** the report of the 21<sup>st</sup> EXCO held on 17<sup>th</sup> June 2021.

**MIN 7. EXCO/22/21: MATTERS ARISING FROM THE 21<sup>ST</sup> EXCO MEETING HELD ON 17<sup>TH</sup> JUNE 2021 VIA ZOOM VIDEO CONFERENCING PLATFORM**

The Secretariat submitted and reported matters arising from the 21<sup>st</sup> Executive Council held on 17<sup>th</sup> June 2021 via zoom video conferencing. The EXCO;

**OBSERVED;**

That eight (8) directives made by the 21<sup>st</sup> EXCO had been completed.

The EXCO **NOTED** and appreciated the former Director General of the Energy and Petroleum Regulatory Authority (EPRA)-Hon. Pavel Oimeke for his support and contribution to the Association. The Council further congratulated and welcomed Mr. Daniel Kiptoo Bargoria, the new substantive Director General of EPRA

**ADOPTED** the report of Matters arising and execution status of the 21<sup>st</sup> EXCO resolutions held on 17<sup>th</sup> June 2021.

**DIRECTED;**

The Secretariat to draft a letter of appreciation to Hon. Pavel Oimeke for his service and contribution to the Association.

**MIN 8. EXCO/22/21: TABLING OF THE REPORT FROM 13<sup>TH</sup> AGA MEETING HELD ON 18<sup>TH</sup> JUNE 2021 VIA ZOOM VIDEO CONFERENCING PLATFORM**

The Secretariat tabled the report of the 13<sup>th</sup> AGA meeting held on 18<sup>th</sup> June 2021 via zoom video conferencing platform.

The EXCO **NOTED** the report of the 13<sup>th</sup> AGA meeting held on 18<sup>th</sup> June 2021.

**MIN 9. EXCO/22/21: MATTERS ARISING FROM THE 13<sup>TH</sup> AGA MEETING HELD ON 18<sup>TH</sup> JUNE 2021 VIA ZOOM VIDEO CONFERENCING PLATFORM**

The Secretariat submitted and reported matters arising from the 13<sup>th</sup> AGA held on 18<sup>th</sup> June 2021 via zoom video conferencing platform.

**NOTED:**

- i) Five (5) out of thirteen (13) directives from the 13<sup>th</sup> AGA were completed. Eight (8) activities are work in progress;
- ii) The need to include timelines for the various directives for ease of follow up of the status of the resolutions by the EXCO;
- iii) The resolutions made going forward should be specific and measurable for ease of monitoring;



**DIRECTED;**

The Secretariat to finalise the activities noted as work in progress before the 14th AGA.

**MIN 10. EXCO/22/21: PRESENTATION OF PORTFOLIO COMMITTEE REPORTS**

**10.1. EXCO/22/21: ECONOMIC PORTFOLIO COMMITTEE**

The Economic Portfolio Committee (EPC) presented its progress implementation report for the financial year 2021/22 action plan and

The EXCO;

**OBSERVED:**

- i) The progress of implementation of the EPC action plan for the financial year 2021/22;
- ii) The EPC report had been comprehensively done and hence commended the committee;
- iii) The cost of connection comparison was not undertaken due to the different frameworks in the NRI member states;
- iv) There are substantial surpluses from the demand-supply balance; and
- v) The NRIs have performed poorly under the Electricity Regulatory Outcome Index.

**APPROVED and ADOPTED;**

The EPC report subject to the comments made and

**DIRECTED :**

- i) The EPC to compare the un-subsidised cost of connection in the various NRI member states;
- ii) That the EPC in collaboration with the other portfolio committees to provide guidance on how the surpluses can be utilised by member states;
- iii) EPC to consider analysing the generation cost in various countries from IPPs and state-owned utilities with a view of coming up with a harmonised generation tariff;
- iv) The demand-supply balance to break down the planned projects by technology to provide insights into the regional reserve margin and enable the member states to align their energy requirements accordingly.
- v) As a follow up to the electric mobility concept note, the EPC to prioritise the review of standards related to health, safety and environment before looking into regulations and policies.
- vi) EPC to benchmark the Electric Vehicle framework with European and other countries which have such frameworks in place;
- vii) Electricity Regulatory Outcome Index to be analysed further to come up with recommendations on how the region can improve.
- viii) The Secretariat to organise a workshop where the technocrats in the region can meet and share knowledge based on the ERI results.

#### **10.2. EXCO/22/21: LEGAL PORTFOLIO COMMITTEE**

The Legal Portfolio Committee (LPC) presented its progress implementation report for the financial year 2021/22.

The EXCO;

#### **OBSERVED;**

- i) EREA as an association does not have international recognition, which presents a challenge when the Secretariat is seeking financial support.

- ii) Various options have been provided for EREA to seek international recognition, with the recommended route being anchorage to the East African Community.

**APPROVED and ADOPTED;**

The LPC report and directed that;

- i) The Secretariat to proceed with the option of anchorage to the East African Community;
- ii) The Secretariat to develop a roadmap with specific timelines detailing the procedure on anchorage to EAC highlighting the key risks and possible bottlenecks;
- iii) The Secretariat to be accompanied by one EXCO member to engage the Secretary-General of EAC;
- iv) NRI heads should sensitise their respective ministers on EREA anchorage before the next EAC sectoral meeting; and
- v) In the next meeting in Arusha, the EXCO to consider visiting the East African Community to formally introduce EREA.

**10.3. EXCO/22/21: PETROLEUM PORTFOLIO COMMITTEE**

The Petroleum Portfolio Committee (PPC) presented its progress implementation report for the financial year 2021/22.

The EXCO;

**OBSERVED;**

- i) The progress implementation of the action plan for the Petroleum Portfolio Committee (PPC).
- ii) There is a scheduled Oil and Gas and Geothermal training on January 17th and 18th, 2022. The NRIs have been requested to participate.



**APPROVED and ADOPTED;**

The TPC report and directed;

- i) Terms of reference for the portal to be developed comprehensive and cover all sectors.
- ii) The Secretariat to follow up the development of the terms of reference.

**RESOLVED** to recommend to the AGA;

To approve the Upstream Petroleum Portfolio Committee's renaming to the Petroleum Portfolio Committee (PPC), which will address the whole petroleum value chain, i.e. Upstream, Mid-stream and Downstream Petroleum.

**10.4. EXCO/22/21: TECHNICAL PORTFOLIO SUB-COMMITTEE ON ELECTRICITY AND RENEWABLE ENERGY**

The Technical Portfolio Sub-Committee on Electricity and Renewable Energy presented its progress implementation report for the financial year 2020/21.

The EXCO;

**OBSERVED;**

The naming of the committee as Electricity and Renewable Energy Portfolio Committee has not been formally approved by the AGA;

**APPROVED and ADOPTED;**

The Report from the TPC Sub-committee on Electricity and Renewable Energy and directed;

TPC Sub-committee on Electricity and Renewable Energy to work together with the LPC to review the status of Energy Efficiency regulations implementation in member states.

**RESOLVED** to recommend to the AGA;

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To approve the renaming of the Technical Portfolio Committee to Electricity and Renewable Energy Committee

**MIN 11. EXCO/22/21: EXCO SUB-COMMITTEES REPORTS;**

**11.1. EXCO/22/21: COMMITTEE ON FINANCE AND ADMINISTRATION(CFA)**

The Chairperson of the EXCO sub-committee on Finance and Administration (CFA) tabled their report for consideration by the EXCO.

The EXCO **APPROVED** and **ADOPTED** the Committee on Finance and Administration (CFA) report.

**11.2. EXCO/21/21: STRATEGIC PLANNING AND HUMAN RESOURCE COMMITTEE**

The Chairperson of the EXCO sub-committee on Human Resource and Strategic planning tabled their report for consideration by the EXCO.

The EXCO **APPROVED** and **ADOPTED** the report by the Human Resource and Strategic Planning committee.

**MIN 12. EXCO/22/21: EREA MEETINGS FREQUENCY AND VENUE**

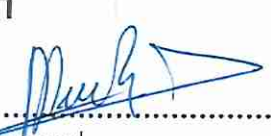
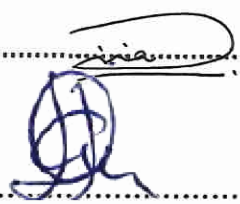


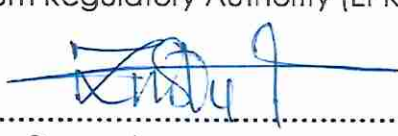
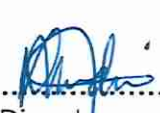
The EREA calendar of activities for the financial year 2021/22 was presented by the Secretariat.

The EXCO **NOTED** the EREA calendar of activities for the financial year 2021/22 as approved by the 13th AGA.

**MIN 13. EXCO/21/21: ANY OTHER BUSINESS**

There being no other business, the meeting was adjourned at 1524hrs.

Signed this 17th December 2021

- (1) **Mr. Alexis Mutware**.....  
Chairperson, for Director General,  
Rwanda Utilities Regulatory Authority (RURA)
- (2) **Eng. Ziria Tibalwa Waako**.....  
Member, Chief Executive Officer,  
Electricity Regulatory Authority (ERA)
- (3) **Eng. Godfrey H. Chibulunje** .....  
Member, Ag. Director General  
Energy and Water Utilities Regulatory Authority (EWURA)
- (4) **Mr. Balthazar Nganikiye**.....  
Member, Director General,  
Authority for Regulation of Water and Energy Sectors (AREEN)
- (5) **Mr. Daniel Kiptoo BARGORIA**.....  
Member, Director General,  
Energy and Petroleum Regulatory Authority (EPRA)
- (6) **Ms. Zuhura Omar** .....  
Member, for Director General  
Zanzibar Utilities Regulatory Authority (ZURA)
- (7) **Mr. Nurudin Njabire** .....  
Member, for Executive Director,  
The Petroleum Authority of Uganda (PAU)



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