

THE UNITED REPUBLIC OF TANZANIA



No. 50 OF 1965

I ASSENT,

Julius K. Nyerere
President

14TH OCTOBER, 1965

An Act to suspend certain provisions relating to Local Government Elections

[1ST AUGUST, 1965]

ENACTED by the Parliament of the United Republic of Tanzania.

1.—(1) This Act may be cited as the Local Government Elections Laws (Suspension) Act, 1965, and shall be read as one with the local government elections laws. Short title, construction and duration

(2) This Act shall be deemed to have come into operation on the first day of August, 1965, and sections 3 and 4 of this Act shall, unless sooner repealed, expire on the first day of July, 1966.

2. In this Act, unless the context otherwise requires—

“local authority” means a city, municipal, town or district council;

“local government elections laws” mean the Municipalities Ordinance, the Local Government Ordinance, the Local Government Election (Urban Areas) Ordinance, the Local Government Election (Rural Areas) Act, and the Town Councils (Acquisition of Municipal Status) Act, and include any instrument or subsidiary legislation made under any such Ordinance or Act; Interpretation
Caps. 105, 333, 379, 462, 496

“member” in relation to a local authority, means an elected member or an appointed member of a local authority;

“specified period” means the period beginning on the first day of August, 1965 and ending on the expiry or earlier repeal of sections 3 and 4.

3.—(1) Notwithstanding the provisions of the local government elections laws, no member of a local authority shall retire from, or cease to be a member of, such local authority by reason of the expiry during the specified period of his term of office as a member of such local authority; but where, but for this subsection, any person would have been required to retire from, or would have ceased to be a member of, a local authority, his term of office as a member of the local authority shall be extended until the expiry of the specified period. Continuance of membership of local authorities notwithstanding expiry of term of office

- (2) Nothing in subsection (1) shall be construed as affecting—
- (a) any provision of the local government election laws providing for the disqualification or vacation of office of a member of a local authority for any cause other than the expiry of his term of office;
 - (b) the tenure by a member of a local authority of the office of mayor, deputy mayor, chairman or vice-chairman of a local authority, or of any seat on any committee of a local authority; or
 - (c) any power to remove a member of a local authority from office.
- (3) For the purposes of this section the term of office of a member of a local authority expires—
- (a) on the effluxion of the time prescribed as the term of office by the relevant local government elections law; or
 - (b) in the case of a member of a local authority chosen by lot to retire after some shorter period in order to facilitate a system of rotation, on the expiry of such shorter period.

Casual vacancies not to be filled except on direction of Minister

4. Notwithstanding the provisions of the local government elections laws, no vacant seat of a member of a local authority shall be filled, and no step shall be taken for the purpose of filling such seat, during the specified period unless the Minister for the time being responsible for local government directs it to be filled.

Validity of proceedings and acts

5. The validity of the proceedings or acts of any local authority shall not be prejudiced by reason of the reduction during the specified period of the numbers of the members of such local authority below the minimum (if any) prescribed by law, or by reason of any failure during the specified period to fill any casual vacancy.

Passed in the National Assembly on the thirteenth day of October, 1965.


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Clerk of the National Assembly