

TANGANYIKA



No. 61 OF 1962

I ASSENT,

Rh Tumbo
Governor-General

4TH OCTOBER, 1962

An Act to amend the Penal Code and consequentially to amend the Criminal Procedure Code

[5TH OCTOBER, 1962]

ENACTED by the Parliament of Tanganyika.

1. This Act may be cited as the Penal Code (Amendment) (No. 3) Act, 1962, and shall be read as one with the Penal Code.

2. The Penal Code is hereby amended by adding, immediately below section 89B thereof, the following new section: —

Short title and construction cap. 16
New section 89c added to cap 16

"Dissuading persons from assisting with self-help schemes

89c.-(1) Any person who, with intent to impede, obstruct, prevent or defeat any self-help scheme approved by the Regional Commissioner or the Area Commissioner or any self-help scheme of a type approved by the Regional Commissioner or the Area Commissioner, dissuades or attempts to dissuade any person from offering his services, or from assisting, in connection therewith, shall be guilty of an offence and liable on conviction to a fine not exceeding one thousand shillings, or to imprisonment for a term not exceeding six months, or to both such fine and imprisonment.

(2) In any prosecution for an offence against this section, the certificate of the Regional Commissioner or the Area Commissioner, as the case may be, that a self-help scheme named or described therein was approved by him on a specified date or that self-help schemes of the type described therein were approved by him on or before, a specified date, shall be conclusive evidence of such facts."

Amendment
of Cap. 20

3. Part A of the First Schedule to the Criminal Procedure Code is hereby amended by adding in their appropriate numerical positions the following new entries: -

"1.	2	3	4	5
89C	Dissuading persons from assisting with self-help schemes.	Shall not arrest without warrant.	Fine of one thousand shillings or imprisonment for six months or both.	Subordinate Court of a first or second class magistrate.
176A	Harbouring common prostitutes.	Shall not arrest without warrant	Fine of five hundred shillings for first offence, and of one thousand shillings for subsequent offences.	Any magistrate."

Passed in the National Assembly on the twenty-fifth day of September, 1962.


Clerk of the National Assembly