

THE UNITED REPUBLIC OF TANZANIA



No. 37 OF 1969

I ASSENT,

Julius K. Nyerere
President

24TH JULY, 1969

An Act to extend the Tenure of Office of members of a Local Authority

[1ST AUGUST, 1969]

ENACTED by the Parliament of the United Republic of Tanzania.

1.—(1) This Act may be cited as the Local Government Election Laws (Suspension) Act, 1969 and shall be read as one with the Local Government Election Laws. Short title, construction and duration

(2) This Act shall come into operation on the first day of August, 1969 and section 3 and section 4 shall expire on such date as the President may by notice in the *Gazette* appoint.

2. In this Act unless the context otherwise requires—

“local government election laws” means the Municipalities Ordinance, the Local Government Ordinance, the Town Councils (Acquisition of Municipal Status) Act, 1962 and the Local Government (Elections) Act, 1966 and include any instrument or subsidiary legislation made under any such Ordinance or Act; Inter-pretation Cap. 105 Cap. 333 Cap. 496 Acts 1966 No. 47

“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, 1969 and ending on the expiry of sections 3 and 4.

3.—(1) Notwithstanding the provisions of the local government election 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 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 on the effluxion of the time prescribed as the term of office by the relevant local government elections law.

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 seventeenth day of July, 1969.


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Clerk of the National Assembly