

THE UNITED REPUBLIC OF TANZANIA



No. 18 OF 1997

I ASSENT,  
*Benjamin W. Mkapa*  
President  
*12 June, '97.*

An Act to amend certain written laws

[ ..... ]

ENACTED by the Parliament of the United Republic of Tanzania.

1. This Act may be cited as the Written Laws (Miscellaneous Amendments) Act, 1997. Short title

2. The Written Laws specified in the first and second columns of the Schedule to this Act are hereby amended in the manner specified opposite to each of them in the third column of the Schedule. Amendment of written laws

SCHEDULE

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
Cap. 390	The Land Survey Ordinance	<p>The Ordinance is amended—</p> <p>(a) in section 4(3) by deleting the words “fifty thousand shillings” and the words “twelve months” occurring in the third and fourth lines and substituting for them the words “one hundred and eighty thousand shillings” and the words “six months” respectively;</p> <p>(b) in section 6(2) by deleting the words “two thousand shillings” and substituting for them the words “three hundred and sixty thousand shillings or to imprisonment for a term not exceeding twelve months or to both such fine and imprisonment”.</p> <p>(c) in section 7—</p> <p>(i) by deleting in subsection (2) the words “five hundred shillings” and substituting for them the words “sixty thousand shillings or to imprisonment for a term not exceeding two months or to both such fine and imprisonment”;</p> <p>(ii) by adding the following new subsection—</p> <p>“(3) No town plan proposed in respect of any area covered by a survey plan duly approved by the Director, shall be implemented unless the Commissioner for Land has certified that any titles subsisting over the existing survey plan are null and void. Proof of expired titles outstanding on the survey plan shall include a certificate of entry on to the land register.”;</p> <p>(d) in section 9 by deleting the words “fifty thousand shillings” and the words “two years” occurring in the sixth and seventh lines and substituting for them the words “seven hundred and twenty thousand shillings” and the words “two years or to both such fine and imprisonment” respectively;</p>

- (e) in section 10 by adding the following new subsection—

“(3) Any person seeking an exemption from the payment of fees for services rendered by the Director, shall submit an application to the Minister responsible for Land Survey who shall forward such application with his appropriate comments to the Minister for Finance. The Minister for Finance shall make his decision and shall communicate his decision by order published in the *Official Gazette*.”.

- (f) in section 11(1) by deleting the words “fifty thousand shillings” and the words “two years” and substituting for them the words “seven hundred and twenty thousand shillings” and the words “two years” respectively;

- (g) in section 12(2) by deleting the words “two hundred thousand shillings” and the words “two years” and substituting for them the words “seven hundred and twenty thousand shillings” and the words “two years” respectively;

- (h) in section 15(2) by deleting the words “fifty thousand shillings” and the words “twelve months” and substituting for them respectively the words “three hundred and sixty thousand shillings” and words “twelve months or to both such fine and imprisonment” respectively;

- (i) in section 16(2) by deleting the words “fifty thousand shillings” and substituting for them the words “the words “three hundred and sixty thousand shillings” and the words “twelve months” respectively;

- (j) in section 17 by adding the following new subsection:

“(4) Any person aggrieved on account of a survey plan which has been approved by the Director, may file a complaint in the High Court at the Registry having jurisdiction over the area to which that plan relates.”;

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
Cap. 389	The Forests Ordinance	<p>(k) in section 31(3) by deleting the words "fifty thousand shillings" and the words "one year" and substituting for them the words "three hundred and sixty thousand shillings" and the words "one year" respectively.</p> <p>The Ordinance is amended—</p> <p>(a) in section 2—</p> <p>(i) by deleting the title "Chief Conservator of Forests" occurring in the third line and substituting for it the title "Director of Forestry and Beekeeping";</p> <p>(ii) by deleting the expression "Forest Department" and substituting for it the expression "Forestry and Beekeeping Division";</p> <p>(b) in section 20(c) by adding after the word magistrate" at the end of the sentence the words "and where any person is found guilty in respect of such property, it shall be forfeited to the Government."</p> <p>(c) in section 21—</p> <p>(i) by deleting the existing fine and substituting for it the fine of twenty thousand shillings;</p> <p>(ii) by deleting the existing fine and substituting for it the fine of one hundred thousand shillings;</p> <p>(d) in section 23 by deleting the existing fine and substituting for it the fine of five hundred thousand shillings;</p> <p>(e) in section 26(i) by deleting the existing fine and substituting for it the fine of three hundred thousand shillings;</p> <p>(f) by repealing the existing section 29 and substituting for it the following new section—</p>

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“29. The Director of Forestry and Beekeeping may award any amount not exceeding one half of any fine imposed for an offence against this Ordinance to the person who may have supplied such information as may have led to the conviction of an offender.”

(g) in section 30 (4) by deleting the existing fine and substituting for it the fine of three hundred thousand shillings.

Act No. 8 of 1992

The Local Government (Urban Authorities) Act

Section 14 is amended by adding the following new subsection—

“(5) The Minister may by order published in the *Gazette* postpone the election of the chairman of a Mtaa under subsection (4).”

Passed in the National Assembly on the 10th April, 1997

  
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Clerk of the National Assembly