

THE FINANCE BILL, 1986

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THE UNITED REPUBLIC OF TANZANIA



No. 10 of 1986

I ASSENT,

W. M. Mwanuzi

President

22/10/86

An Act to impose and to alter certain taxes, to amend certain written financial laws and to provide for other related matters

[.....]

ENACTED by the Parliament of the United Republic of Tanzania.

PART I

PRELIMINARY PROVISIONS

1. This Act may be cited as the Finance Act, 1986. Short title
2. Save where it is expressly provided to the contrary in respect of the commencement of any Part of this Act, this Act shall be deemed to have come into operation on the twentieth day of June, 1986. Commencement

PART II

AMENDMENT OF THE AIRPORT SERVICE CHARGE ACT, 1962

3. This Part shall be read as one with the Airport Service Charge Act, 1962, in this part referred to as "the principal Act". Construction Cap. 471
4. Section 3 of the principal Act is hereby amended in subsection (2), by substituting for the words "one hundred and forty shillings", the words of section 3, "two hundred shillings". Amendment

PART III

AMENDMENT OF THE CUSTOMS TARIFF ACT, 1976

5. This part shall be read as one with the Customs Tariff Act, 1976, in this Part referred to as "the principal Act". Construction Acts, 1976
6. Part A of the First Schedule to the principal Act is hereby amended in Chapters 1, 4, 5, 10, 11, 12, 14, 15, 17, 18, 19, 21, 22, 23, 25, 27, 28, 29, 30, 32, 34, 35, 36, 37, 38, 39, 40, 41, 43, 45, 47, 48, 49, 52, 55, 59, 62, 63, 64, 65, 68, 69, 70, 71, of the First Schedule Amendment of the First Schedule

73, 74, 75, 76, 78, 79, 80, 82, 83, 84, 85, 90, 91, 92, 97, 98, and 99 by substituting, save where the passage "(same)" appears, for the entries in the column headed "Tariff Heading" and the entries in the column headed "Import Duty" opposite the site following tariff numbers the following respective new entries:—

Tariff No.	Tariff Heading	Import Duty
01.01	(same)	25%
01.02	(same)	25%
01.03	(same)	25%
01.04	(same)	25%
01.05	(same)	25%
01.06	(same)	25%
04.02	(same):	
	A. (same)	25%
05.01	(same)	25%
05.02	(same)	25%
05.03	(same)	25%
05.04	(same):	
	A. (same)	25%
	B. (same)	25%
05.05	(same)	25%
05.06	(same)	25%
05.07	(same)	25%
05.08	(same)	25%
05.09	(same)	25%
05.10	(same)	25%
05.11	(same)	25%
05.12	(same)	25%
05.13	(same)	25%
05.14	(same)	25%
05.15	(same):	
	B. (same)	25%
	C. (same)	25%
10.01	(same)	25%
10.02	(same)	25%
10.03	(same)	20%
10.04	(same)	25%
10.05	(same)	25%
10.06	(same)	25%
10.07	(same):	
	A. (same)	25%
	B. (same)	25%
11.01	(same)	25%
11.02	(same)	25%
11.03	(same)	25%
11.04	(same)	25%
11.05	(same)	25%
11.06	(same)	25%
11.07	(same)	20%
11.08	(same)	20%
11.09	(same)	20%
12.01	(same)	25%
12.02	(same)	25%
14.01	(same)	25%
14.02	(same)	25%
14.03	(same)	25%
14.04	(same)	25%
14.05	(same)	25%
15.02	(same):	
	A. (same)	40%
	B. (same)	60%

Tariff	Tariff Heading	Import Duty
15.05	(same)	25%
15.06	(same)	25%
15.07	(same):	
	A. (same)	25%
	B. (same)	25%
	C. (same)	25%
	D. (same)	25%
15.09	(same)	25%
15.10	(same)	20%
15.14	(same)	25%
15.15	(same)	25%
15.16	(same)	20%
15.17	(same)	25%
17.01	(same)	25%
18.01	(same)	25%
18.02	(same)	25%
18.03	(same)	25%
18.04	(same)	25%
18.05	(same)	25%
19.01	(same)	25%
19.02	(same):	
	A. (same)	25%
21.06	(same):	
	A. (same)	25%
	B. (same)	25%
	C. (same)	20%
21.07	(same):	
	A. (same)	25%
	B. (same)	25%
22.08	(same):	
	A. (same)	20%
23.01	(same)	25%
23.02	(same)	25%
23.03	(same)	25%
23.04	(same)	25%
23.05	(same)	25%
23.06	(same)	25%
23.07	(same):	
	A. (same)	25%
	B. (same)	25%
25.23	(same):	
	A. (same)	25%
	B. (same)	25%
27.09	(same):	
27.10	(same):	
	I. (same)	25%
27.17	(same)	25%
28.01/58	(same):	
	(same)	25%
29.01/45	(same):	
	C. (same)	25%
30.03	(same):	
	D. (same)	25%
30.04	(same):	
	A. (same)	25%
32.04	(same):	
	B. (same)	25%
32.06	(same):	
	B. (same)	25%

Tariff No.	Tariff Heading	Import Duty
32.07	(same):	
	B. (same)	25%
32.09	(same):	
	B. (same)	25%
32.09	(same):	
	B. (same)	25%
32.10	(same)	25%
32.11	(same)	25%
32.12	(same)	25%
32.13	(same):	
	A. (same)	25%
	B. (same)	25%
34.03	(same):	
	A. (same)	25%
	C. (same):	
	(1) (same)	25%
	(2) (same)	25%
34.04	(same):	
	B. (same)	25%
34.05	(same)	25%
34.07	(same)	25%
35.03	(same):	
	B. (same)	25%
35.06	(same):	
	A. (same)	25%
	B. (same)	25%
36.07	(same):	
	A. (same)	25%
	B. (same)	25%
36.08	(same):	
	A. (same)	25%
	B. (same)	25%
37.01	(same):	
	B. (same)	25%
37.02	(same)	25%
37.03	(same)	25%
37.04	(same)	25%
37.05	(same):	
	B. (same)	25%
37.06	(same)	25%
37.07	(same):	
	C. (same):	
	(1) (same)	25%
	(2) (same)	25%
	(3) (same)	25%
37.08	(same)	25%
38.13	(same)	25%
38.14	(same):	
	A. (same)	25%
	B. (same)	25%
38.18	(same)	25%
38.19	(same):	
	A. (same)	25%
	B. (same)	25%
	C. (same)	25%
	D. (same)	25%
	E. (same)	25%
	F. (same)	25%
	G. (same)	25%
	H. (same)	25%
	I. (same)	25%

Tariff No.	Tariff Heading	Import Duty
39.07	(same):	
	B. (same) ...	25%
	C. (same) ...	25%
	E. (same):	
	(1) (same) ...	25%
	(2) (same) ...	25%
	F. (same) ...	25%
	H. (same) ...	25%
	I. (same) ...	25%
	J. (same) ...	25%
	(1) (same) ...	25%
	(2) (same) ...	25%
	K. (same) ...	25%
	L. (same) ...	25%
	M. (same) ...	25%
	O. (same) ...	25%
	Q. (same) ...	25%
	R. (same) ...	25%
	S. (same):	
	(2) (same) ...	25%
40.06	(same):	
	A. (same) ...	25%
40.07	(same) ...	25%
40.08	(same) ...	25%
40.13	(same):	
	B. (same) ...	25%
40.14	(same):	
	C. (same) ...	25%
40.16	(same) ...	25%
41.02/08	(same) ...	25%
41.09	(same) ...	25%
41.10	(same) ...	25%
43.03	(same):	
	A. (same) ...	25%
45.02	(same) ...	25%
45.03/04	(same):	
	B. (same) ...	25%
	D. (same) ...	25%
47.02	(same):	
	A. (same) ...	25%
48.01	(same):	
	A. (same):	
	(3) (same) ...	25%
	B. (same) ...	25%
	C. (same):	
	(1) (same) ...	25%
	(2) (same) ...	25%
48.02	(same) ...	25%
48.03	(same) ...	25%
48.04	(same) ...	25%
48.05	(same) ...	25%
48.06	(same) ...	25%
48.07	(same):	
	B. (same) ...	25%
48.08	(same) ...	25%
48.11	(same) ...	25%
48.12	(same) ...	25%
48.13	(same) ...	25%
48.14	(same) ...	25%

Tariff No.	Tariff Heading	Import Duty
	A. (same)	25%
	B. (same)	25%
48.15	(same):	
	B. (same)	25%
48.16	(same):	
	A. (same)	25%
	B. (same)	25%
48.17	(same)	25%
48.18	(same)	25%
48.19	(same)	25%
48.20	(same)	25%
48.21	(same):	
	B. (same)	25%
49.07	(same):	
	A. (same)	25%
49.08	(same)	25%
49.09	(same)	25%
49.10	(same)	25%
49.11	(same)	25%
	D. (same)	25%
52.01	(same)	25%
55.01/02	(same)	25%
59.01	(same)	25%
59.02	(same)	25%
59.03	(same)	25%
59.04	(same)	25%
59.05	(same):	
	C. (same)	25%
59.06	(same)	
	B. (same)	25%
59.07	(same):	
	B. (same)	25%
59.08	(same)	25%
59.09	(same)	25%
59.10	(same)	25%
59.14	(same):	
	A. (same)	25%
	B. (same)	25%
59.15	(same)	25%
62.02	(same):	
	A. (same):	
	(1) (same)	75% or Shs. 25/- per sq. metre whichever is higher.
	(2) (same)	75% or Shs. 25/- per sq. metre whichever is higher.
	(3) (same)	75% or Shs. 25/- per sq. metre whichever is higher.
	(4) (same)	75% or Shs. 25/- per sq. metre whichever is higher.
	(5) (same)	75% or Shs. 25/- per sq. metre whichever is higher.

Tariff No.	Tariff Heading	Import Duty
	B. (same)	20%
	C. (same)	75% or Shs. 25/- per sq. metre whichever is higher.
63.01	(same)	120% plus Shs. 500/- per bale of 50 kgs or Shs. 10/- per kg or part thereof.
64.01/		
04	(same):	
	A. (same)	25%
	B. (same)	25%
	C. (same)	25%
64.05	(same):	
	A. (same)	25%
	B. (same)	25%
64.06	(same)	25%
65.01	(same)	25%
65.02	(same)	25%
65.03	(same)	25%
65.04	(same)	25%
65.06	(same)	25%
65.07	(same)	25%
68.02	(same):	
	B. (same)	25%
	C. (same)	25%
	D. (same)	25%
68.03	(same)	25%
68.04	(same)	25%
68.05	(same)	25%
68.06	(same)	25%
68.07	(same)	25%
68.08	(same):	
	A. (same)	25%
	B. (same)	25%
68.09	(same)	25%
68.10	(same)	25%
68.11	(same):	
	B. (same)	25%
	C. (same)	25%
68.12	(same):	
	A. (same)	25%
	B. (same)	25%
	C. (same)	25%
	D. (same)	25%
68.13	(same):	
	A. (same)	25%
	B. (same)	25%
	C. (same)	25%
	D. (same)	25%
	E. (same)	25%
68.14	(same)	25%
68.15	(same)	25%
68.16	(same):	
	B. (same)	25%
69.04	(same)	25%
69.05	(same)	25%
69.06	(same):	
	A. (same)	25%

Tariff No.	Tariff Heading	Import Duty
	B. (same)	25%
	C. (same)	25%
69.07	(same)	25%
69.08	(same)	25%
69.09	(same):	
	C. (same)	25%
69.10	(same):	
	A. (same)	25%
	B. (same)	25%
69.11	(same)	25%
69.12	(same)	25%
69.13	(same):	
	A. (same)	25%
	B. (same)	25%
69.14	(same):	
	A. (same)	25%
	B. (same)	25%
70.08	(same)	25%
70.09	(same)	25%
70.10	(same)	25%
70.11	(same)	25%
70.12	(same)	25%
70.13	(same)	25%
70.14	(same)	25%
70.15	(same)	25%
70.16	(same)	25%
70.17	(same):	
	C. (same)	25%
70.19	(same):	
	B. (same)	25%
70.20	(same):	
	B. (same)	25%
70.21	(same):	
	C. (same)	25%
71.05	(same)	25%
71.06	(same)	25%
71.07	(same)	25%
71.08	(same)	25%
71.09	(same)	25%
71.10	(same)	25%
71.11	(same)	25%
73.11	(same):	
	A. (same):	
	(1) (same)	25%
	(2) (same)	25%
	(3) (same)	25%
	(4) (same)	25%
73.11	(same):	
	A. (same)	25%
	B. (same)	25%
73.12	(same):	
	A. (same)	25%
	B. (same)	25%
73.13	(same):	
	A. (same)	25%
	B. (same):	
	(1) (same)	25%

Tariff No.	Tariff Heading	Import Duty
	(2) (same)	25%
	(a) (same)	25%
	(b) (same)	25%
	C. (same)	25%
	D. (same)	25%
73.14	(same)	25%
73.17	(same):	
	A. (same)	25%
	B. (same)	25%
73.18	(same)	25%
73.20	(same)	25%
73.21	(same)	25%
73.23	(same)	25%
73.24	(same)	25%
73.25	(same)	25%
73.26	(same)	25%
73.27	(same):	
	A. (same)	25%
	B. (same)	25%
73.28	(same)	25%
73.29	(same):	
	A. (same)	25%
	B. (same)	25%
73.31	(same)	25%
73.32	(same):	
	A. (same)	25%
	B. (same)	25%
	C. (same)	25%
73.33	(same)	25%
73.34	(same)	25%
73.35	(same):	
	B. (same)	25%
73.36	(same):	
	A. (same):	
	(1) (same)	25%
	(2) (same)	25%
	B. (same)	25%
73.38	(same):	
	B. (same):	
	(1) (same)	25%
	(2) (same)	25%
	C. (same)	25%
	D. (same)	25%
73.39	(same)	25%
73.40	(same):	
	C. (same)	25%
	F. (same)	25%
	G. (same)	25%
	K. (same)	25%
	N. (same)	25%
74.03	(same):	
	A. (same)	25%
	B. (same)	25%
74.04	(same):	
	A. (same)	25%
	B. (same)	25%
74.05	(same):	
	A. (same)	25%
	B. (same)	25%
74.05	(same)	25%

Tariff No.	Tariff Heading	Import Duty
74.07	(same)	25%
74.08	(same)	25%
74.10	(same)	25%
74.11	(same)	25%
74.12	(same)	25%
74.13	(same)	25%
74.14	(same)	25%
74.15	(same):	
	A. (same)	25%
	B. (same)	25%
74.16	(same)	25%
74.17	(same):	
	A. (same):	
	(1) (same)	25%
	(2) (same)	25%
	B. (same)	25%
74.18	(same)	25%
74.19	(same):	
	A. (same)	25%
	B. (same)	25%
75.02	(same)	25%
75.03	(same)	25%
75.04	(same)	25%
75.05	(same)	25%
75.06	(same):	
	A. (same)	25%
	B. (same)	25%
76.02	(same)	25%
76.03	(same):	
	A. (same):	
	(1) (same)	25%
	(2) (same)	25%
	B. (same)	25%
	C. (same)	25%
	D. (same)	25%
	E. (same)	25%
76.04	(same)	25%
76.06	(same)	25%
76.07	(same)	25%
76.08	(same)	25%
76.10	(same):	
	B. (same)	25%
76.11	(same)	25%
76.12	(same):	
	A. (same)	25%
	B. (same)	25%
76.13	(same)	25%
76.14	(same)	25%
76.15	(same):	
	A. (same)	25%
	B. (same)	25%
76.16	(same):	
	A. (same)	25%
	B. (same):	
	(1) (same)	25%
	(a) (same)	25%
	(b) (same)	25%
	(2) (same)	25%
	C. (same)	25%

Tariff No.	Tariff Heading	Import Duty
78-02	(Same)	25%
78-03	(Same)	25%
78-04	(Same)	25%
78-05	(Same)	25%
78-06	(Same)	
	A. (Same)	25%
	B. (Same)	25%
	C. (Same)	25%
79-02	(Same)	25%
79-03	(Same)	25%
79-04	(Same)	
	A. (Same)	25%
	B. (Same)	25%
79-05	(Same)	25%
79-06	(Same):	
	A. (Same)	25%
	B. (Same)	25%
80-02	(Same)	25%
80-03	(Same)	25%
80-04	(Same)	25%
80-05	(Same)	25%
80-06	(Same):	
	A. (Same)	25%
	B. (Same)	25%
82-02	(Same):	
	A. (Same)	25%
	B. (Same)	25%
82-03	(Same):	
	A. (Same)	25%
	B. (Same)	25%
	C. (Same)	25%
	D. (Same)	25%
82-04	(Same):	
	A. (Same)	25%
	B. (Same)	25%
82-05	(Same)	25%
82-06	(Same):	
	A. (Same)	25%
82-07	(Same)	25%
82-08	(Same)	25%
82-10	(Same)	25%
82-11	(Same):	
	A. (Same)	25%
	B. (Same)	25%
82-12	(Same)	25%
82-13	(Same)	25%
82-14	(Same)	25%
82-15	(Same)	25%
83-01	(Same):	
	A. (Same)	25%
	B. (Same)	25%
83-02	(Same):	
	A. (Same)	25%
	C. (Same)	25%
83-03	(Same)	25%
83-04	(Same)	25%
83-05	(Same)	25%
83-06	(Same)	25%
83-07	(Same):	

Tariff No.	Tariff Heading	Import Duty
	C. (Same)	25%
	D. (Same)	25%
83.08	(Same)	25%
83.09	(Same)	25%
83.10	(Same)	25%
83.11	(Same)	25%
83.12	(Same)	25%
83.13	(Same):	
	B. (Same)	20%
83.14	(Same)	25%
83.15	(Same)	25%
84.06	(Same):	
	D. (Same):	
	(2) (Same)	25%
84.10	(Same):	
	C. (Same)	25%
84.11	(Same):	
	C. (Same)	25%
84.12	(Same):	
	B. (Same)	25%
84.15	(Same):	
	B. (Same)	25%
84.19	(Same):	
	A. (Same)	25%
84.20	(same):	
	A. (same)	25%
	B. (same)	25%
84.30	(same):	
	B. (same)	25%
84.34	(same):	
	A. (same)	25%
84.35	(same):	
	A. (same)	25%
84.37	(same):	
	B. (same)	25%
84.38	(same):	
	A. (same)	25%
84.40	(same):	
	A. (same)	25%
84.41	(same)	25%
84.49	(same)	25%
84.50	(same)	25%
84.51	(same)	25%
84.52	(same)	25%
84.53	(same)	25%
84.54	(same)	25%
84.55	(same)	25%
84.59	(same):	
	B. (same)	25%
84.61	(same):	
	C. (same)	25%
84.63	(same):	
	C. (same)	25%
84.65	(same):	
	B. (same)	25%
85.01	(same):	
	C. (same)	25%
85.03	(same):	
	A. (same)	25%
	B. (same)	25%

Tariff No.	Tariff Heading	Import Duty
85.05	(same)	25%
85.06	(same):	
	A. (Same)	25%
	B. (same)	25%
85.07	(same):	
	B. (same)	25%
85.10	(same):	
	B. (same)	25%
85.12	(same):	
	B. (same)	25%
85.14	(same)	25%
85.15	(same):	
	A. (same)	25%
	C. (same)	25%
85.17	(same):	
	B. (same)	25%
85.18	(same):	
	B. (same)	25%
85.19	(same):	
	B. (same)	25%
85.21.	(same):	
	B. (same)	25%
85.22	(same):	
	A. (same)	25%
	B. (same)	25%
85.27	(same)	25%
85.28	(same):	
	B. (same)	25%
87.01	(same)	Free
90.03	(same):	
	A. (same)	25%
90.04	(same):	
	C. (same)	25%
90.07	(same):	
	B. (same)	25%
90.08	(same)	25%
90.09	(same):	
	B. (same)	25%
90.10	(same):	
	B. (same)	25%
90.13	(same):	
	B. (same)	-5%
90.16	(same):	
	A. (same)	25%
90.23	(same):	
	B. (same)	25%
90.24	(same):	
	B. (same)	25%
90.27	(same):	
	D. (same)	25%
90.28	(same):	
	C. (same)	25%
91.01	(same)	25%
91.02	(same)	25%
91.04	(same):	
	A. (same)	25%
	B. (same)	25%
91.05	(same)	25%
91.06	(same)	25%
91.07	(same)	25%

Tariff No.	Tariff Heading	Import Duty
91.08	(same)	25%
91.09	(same)	25%
91.10	(same)	25%
91.11	(same)	25%
92.01	(same)	25%
92.02	(same)	25%
92.03	(same)	25%
92.04	(same)	25%
92.05	(same)	25%
92.06	(same)	25%
92.07	(same)	25%
92.08	(same)	25%
92.09	(same)	25%
92.10	(same)	25%
92.12	(same):	25%
	C. (same)	25%
	D. (same)	25%
97.06	(same)	25%
98.01	(same)	25%
98.02	(same)	25%
98.03	(same)	25%
98.04	(same)	25%
98.05	(same)	25%
98.06	(same)	25%
98.07	(same)	25%
98.08	(same)	25%
98.09	(same)	25%
98.11	(same)	25%
98.12	(same)	25%
98.13	(same)	25%
98.15	(same)	25%
99.01	(same)	25%
99.02	(same)	25%
99.03	(same)	25%
99.04	(same)	25%
99.05	(same)	25%
99.06	(same)	25%

PART IV

AMENDMENT OF THE EDUCATION ACT, 1978

Construction Acts, 1978 No. 25 7. This Part shall be read as one with the Education Act, 1978, in this Part referred to as "the principal Act".

Commencement 8. This Part shall come into operation on the first day of January, 1987.

Repeal and replacement of Section 57 9. Section 57 of the principal Act is hereby repealed and replaced by the following:

57.—(1) No fees, subscriptions or contributions shall be charged, levied or collected as a condition of admission into or attendance at any private school except with the written approval of the Commissioner.

(2) Where a pupil admitted into or attending at any school is not a citizen of the United Republic or a person whose parents are ordinarily domiciled in the United Republic, any fees, subscriptions or contributions paid in relation to his

admission or attendance shall be in a prescribed foreign currency or other convertible currency approved by the Minister after consultation with the Minister for the time being responsible for finance.

PART V

AMENDMENT OF THE ELECTRICITY ORDINANCE

10. This Part shall be read as one with the Electricity Ordinance, and shall be deemed to have come into operation on the 1st day of July, 1986.

11. The Electricity Ordinance is hereby amended by inserting after section 60, the following section:

“Payment of charges in foreign currency

60A.—(1) Every consumer who is resident foreigner shall pay all charges for energy supplied to him in a prescribed foreign currency or other convertible currency approved by the Minister for the time being responsible for finance.

(2) A licensee shall, in charging for energy supplied to a consumer who is a resident foreigner, indicate the amount of the charge in the prescribed foreign currency, ensure that the resident foreigner pays the charges through the relevant bank in foreign currency and submit such periodical returns relating to the payment of charges in foreign currency to the Commissioner for Customs and Sales Tax as the Minister for the time being responsible for finance may prescribe.”;

(3) The provisions of this section shall apply, *mutatis mutandis* in respect of the application of the provisions of sections 58, 59 and 60 to any consumer who is a resident foreigner.

(4) For the purposes of this section, the expression “resident foreigner” includes any person, body of persons or office, of what ever description, title or designation, whether corporate or unincorporate and whether diplomatic, consular or otherwise, for the time being resident and conducting business in any premises in the United Republic the supply of energy to which is conducted under this Ordinance; but does not include any person who is an expatriate employee of the Government of the United Republic, the Revolutionary Government of Zanzibar or any parastatal organization or other person or public authority approved by the Minister for the time being responsible for finance.”.

PART VI

AMENDMENT OF THE FOREIGN COMMERCIAL VEHICLES (LICENCE) ACT, 1970

12. This Part shall be read as one with the Foreign Commercial Vehicles (Licensing) Act, 1970, in this Part referred to as “the principal Act”.

13. This Part shall be deemed to have come into operation on the 20th day of June, 1986.

14. Section 4 of the principal Act is hereby repealed and replaced by the following:

Construction and commencement
Insertion of Section 60A

Construction Acts, 1970 No. 23

Commencement

Repeal and replacement of section 4

“Licensing of foreign commercial vehicles 4.—(1) No foreign commercial vehicle shall enter the United Republic unless it is licensed in accordance with this Act.

(2) There shall be paid such fees in respect of licences issued under this Act as may be prescribed under section 9, subject to subsection (3).

(3) Save where the Minister, by writing under his hand or by regulations under section 9, provides for or permits the contrary, all fees paid in respect of licences issued under this Act shall be in such foreign currency as the Minister may prescribe”.

PART VII

AMENDMENT OF THE HOTEL LEVY ACT, 1972

Construction Acts, 1972 No. 23
Amendment of section 7A

15. This Part shall be read as one with the Hotel Levy Act, 1972.

16. Section 7A of the Hotel Levy Act, 1972, is hereby amended by deleting subsection (3) and substituting for it the following subsections:

“(3) The monthly levy determined by the Commissioner under subsection (1) in respect of any past period shall be the levy payable by the owner also in respect of the period subsequent to the date of such determination by the Commissioner until such time as the Commissioner is satisfied that the factors necessitating the application of the provisions of subsection (1) have ceased to exist in relation to the owner.

(4) Where any owner is aggrieved by a decision of the Commissioner made in pursuance of this section, he may appeal to the High Court in accordance with section 12(3), subject to subsection (5).

(5) Notwithstanding the right of appeal conferred by subsection (4), no appeal shall be admitted for hearing unless the Commissioner certifies to the High Court that the appellant has first paid the levy as determined by the Commissioner”.

PART VIII

AMENDMENT OF THE INCOME TAX ACT, 1973

Construction Acts, 1973 No. 33
Commencement

17. This Part shall be read as one with the Income Tax Act, 1973, in this Part referred to as “the principal Act”.

18. This Part shall be deemed to have come into effect on the first day of July, 1986.

Amendment of section 3

19. Section 3 of the principal Act is hereby amended in subsection (2), by substituting for paragraph (b) the following paragraph:

“(b) dividends or interest, except the initial twenty thousand shillings of any income accruing as interest on monies saved in any banks”.

Addition of section 32E

20. The Principal Act is hereby amended by adding after section 32D the following new section:

32E.—(1) A resident individual who, in any year of income—

(a) makes payments for Insurance on his life or that of his spouse or dependant child and such insurance secures a capital sum on death, whether or not in conjunction with any other benefit, and that insurance is made with an insurance company usually carrying on the business of life insurance in the United Republic;

- (b) has gain or profits in terms of Section 5(2)(f) or;
- (c) makes current contributions to any approved pension or provident fund,
for that year of income, shall be entitled to a personal relief, in this Act referred to as an insurance relief.
- (2) The provisions of Subsection (1) of section 32A shall not apply to insurance relief.
- (3) Nothing in this section shall be construed as providing for an insurance relief in respect of any premium paid under a policy of motor insurance.

21. Section 16 of the principal Act is hereby amended in subsection (2) by **Amendment** deleting the full-stop at the end of the paragraph (q), substituting a semi-colon for **of section 16** it and adding the following new paragraphs:—

- “(r) the monetary value of free housing or any housing allowances of employees in agricultural or livestock development farms;
- (s) such amount, not exceeding five percentum of a person's monthly salary, or four hundred shillings, whichever is the lesser amount, payable to an insurance corporation as monthly premium.”

22. The Second Schedule to the principal Act is hereby amended by **Amendment** inserting after paragraph 24 the following paragraph: **of Second Schedule**

24. Subject to this Schedule where in any year of income, the owner or tenant of any agricultural land used for the purposes of husbandry incurs capital expenditure to which this Schedule applies on—

- (1) The construction of or extension to any immovable building on such land erected for the purpose of—
 - (a) processing in any way the produce of such land or of any livestock;
 - (b) Storing—
 - (i) Feeds, fertilizers, insecticides and other inputs;
 - (ii) agricultural machinery; or
 - (iii) produce before or after processing, whether or not requiring to be processed;
 - (c) providing accommodation for livestock held on such land,
- (2) the installation of any power or water supply for irrigation including boreholes and water conservation;
- (3) the clearing of land not previously cultivated or previously neglected or abandoned and the planting thereon of permanent or semi-permanent crops,

an amount equal to twenty percentum of such expenditure shall be deducted in computing his gains or profits for such year of income or, at his election, for any subsequent year of income and it shall be lawful for such deduction be in such portions and from the gains or profits for such year and such subsequent years as he may appoint.

- (b) has gain or profits in terms of Section 5(2)(f) or;
- (c) makes current contributions to any approved pension or provident fund,
for that year of income, shall be entitled to a personal relief, in this Act referred to as an insurance relief.
- (2) The provisions of Subsection (1) of section 32A shall not apply to insurance relief.
- (3) Nothing in this section shall be construed as providing for an insurance relief in respect of any premium paid under a policy of motor insurance.

21. Section 16 of the principal Act is hereby amended in subsection (2) by **Amendment** deleting the full-stop at the end of the paragraph (q), substituting a semi-colon for **of section 16** it and adding the following new paragraphs:—

- “(r) the monetary value of free housing or any housing allowances of employees in agricultural or livestock development farms;
- (s) such amount, not exceeding five percentum of a person's monthly salary, or four hundred shillings, whichever is the lesser amount, payable to an insurance corporation as monthly premium.”

22. The Second Schedule to the principal Act is hereby amended by **Amendment** inserting after paragraph 24 the following paragraph: **of Second Schedule**

24. Subject to this Schedule where in any year of income, the owner or tenant of any agricultural land used for the purposes of husbandry incurs capital expenditure to which this Schedule applies on—

- (1) The construction of or extension to any immovable building on such land erected for the purpose of—
 - (a) processing in any way the produce of such land or of any livestock;
 - (b) Storing—
 - (i) Feeds, fertilizers, insecticides and other inputs;
 - (ii) agricultural machinery; or
 - (iii) produce before or after processing, whether or not requiring to be processed;
 - (c) providing accommodation for livestock held on such land,
- (2) the installation of any power or water supply for irrigation including boreholes and water conservation;
- (3) the clearing of land not previously cultivated or previously neglected or abandoned and the planting thereon of permanent or semi-permanent crops,

an amount equal to twenty percentum of such expenditure shall be deducted in computing his gains or profits for such year of income or, at his election, for any subsequent year of income and it shall be lawful for such deduction be in such portions and from the gains or profits for such year and such subsequent years as he may appoint.

Amendment
of Third
Schedule

23.—(1) The Third Schedule to the principal Act is hereby amended in item 1 of HEAD B by deleting the table of rates of tax payable by individuals and substituting for it the following:—

<i>Monthly Income</i>	<i>Rate Payable</i>
Where such income does not exceed Shs. 1,000/-	NIL
Where such income exceeds Shs. 1,000/- but does not exceed Shs. 2,000/-	20% of the amount in excess of Shs. 1,000/-
Where such income exceeds Shs. 2,000/- but does not exceed Shs. 4,000/-	Shs. 200/- plus 25% of the amount in excess of Shs. 2,000/-
Where such income exceeds Shs. 4,000/- but does not exceed Shs. 6,000/-	Shs. 700/- plus 35% of the amount in excess of Shs. 4,000/-
Where such income exceeds Shs. 6,000/- but does not exceed Shs. 8,000/-	Shs. 1,400/- plus 40% of the amount in excess of Shs. 6,000/-
Where such income exceeds Shs. 8,000/- but does not exceed Shs. 10,000/-	Shs. 2,200/- plus 45% of the amount in excess of Shs. 8,000/-
Where such income exceeds Shs. 10,000/- but does not exceed Shs. 12,000/-	Shs. 3,100/- plus 50% of the amount in excess of Shs. 10,000/-
Where such income exceeds Shs. 12,000/- but does not exceed Shs. 14,000/-	Shs. 4,100/- plus 55% of the amount in excess of Shs. 12,000/-
Where such income exceeds Shs. 14,000/- but does not exceed Shs. 16,000/-	Shs. 5,200/- plus 60% of the amount in excess of Shs. 14,000/-
Where such income exceeds Shs. 16,000/- but does not exceed Shs. 18,000/-	Shs. 6,400/- plus 65% of the amount in excess of Shs. 16,000/-
Where such income exceeds Shs. 18,000/- but does not exceed Shs. 20,000/-	Shs. 7,700/- plus 70% of the amount in excess of Shs. 18,000/-
Where such income exceeds Shs. 20,000/-	Shs. 9,100/- plus 75% of the amount in excess of Shs. 20,000/-

(2) The Third Schedule to the Act is hereby amended by inserting after the item relating to "Child Relief" the following relief:

Insurance Relief

The amount of the insurance relief shall be five percentum of a person's monthly salary or four hundred shillings, whichever is the lesser amount.

PART IX

AMENDMENT OF THE LOCAL GOVERNMENT FINANCES ACT, 1982

This Part shall be read as one with the Local Government Finances Act, 1982

24.—(1) Section 6(1)(e) of the Local Government Finances Act is hereby amended by deleting the words "fifty percentum of" which appear in the first line. **Construction Amendment of section 6**

(2) Section 10 of the Local Government Finance Act, 1982, is hereby amended by adding, after subsection (5) the following:

(6) Notwithstanding the preceding provisions of this section in relation to the entitlement of any local government authority to any grant of any particular purposes the Government may, in considering the making of any grant, under this Section, 50 compute the grants to the pespective local government authorities as to take into account the existing capability of the Government to meet its obligations to the authorities and may, where necessary, reduce the amount of any grant the making of which is provided for by or under this Section.

PART X

AMENDMENT OF THE RENT RESTRICTION ACT, 1984

25. This Part shall be read as one with the Rent Restriction Act, 1984, in this Part referred to as "the Principal Act" and shall come into operation on the first day of July, 1986. **Construction Acts. 1984 No. 17**

26. The Principal Act is hereby amended by adding immediately after section 17 the following new section— **Addition of a new section 17A**

17A.—(1) Every tenant who is a resident foreigner and rents premises in such areas as the Regional Tribunal may specify, shall pay all rent in a prescribed foreign currency or other convertible currency approved by the Minister for the time being responsible for finance. **Payment of Rent in foreigner currency**

(2) The Regional Tribunal shall, indicate the amount of rent payable in the prescribed foreign currency.

(3) For the purposes of this section, the expression "resident foreigner" includes any person, body of persons or office, of whatever description, title or designation, whether corporate or unincorporate and whether diplomatic, consular or otherwise, for the time being resident an conducting business in any premises in the United Republic, but does not include any person who is an expatriate employee of the Government of the United Republic, the Revolutionary Government of Zanzibar or any parastatal organisation or other person or public authority approved by the Minister for the time being responsible for finance".

17B.—(1) Every person who is the land lord of a resident foreigner and in relation to whose premises the tenant pays rent in foreign currency shall submit the details of the tenancy arrangements to the commissioner of Customs and Sales Tax who shall cause to be registered— **Registration returns and payment of rent**

(a) the name of the tenant and of the landlord;

- (b) the location of the rented premises;
- (c) the date of tenancy, length and other terms of tenancy; including the amount of the rent in foreign currency, and
- (d) arrangements under which the rent is paid.

(2) Every resident foreigner shall pay the rent under this section into a bank in such account as shall be prescribed by the landlord and notified to the Commissioner of Customs and Sales Tax.

(3) Every landlord and every bank into which rents are paid under this section shall make such returns to the Commissioner of Customs and Sales Tax as may be prescribed.

(4) Every person who refuses, neglects or otherwise fails to comply with the provisions of this section is guilty of an offence and shall be liable on conviction to a fine not exceeding fifty thousand shillings or imprisonment not exceeding five years or to both such fine and imprisonment.

PART XI

AMENDMENT OF THE ROADS TOLLS ACT, 1985

Construction
Acts, 1985
No. 13

27. This Part shall be read as one with the Roads Tolls Act, 1985, in this Part referred to as "the Principal Act".

Amendment
of
section 4

28. Section 4 of the Principal Act is hereby amended—

- (a) in subsection (1), by adding immediately after the words "public roads" which appear in the second line the words "and public ferries" and by adding immediately after the words "public road" which appear in the last line the words "and a public ferry".
- (b) in subsection (2) by adding immediately after the words "public roads" which appear in the second line the words "or a public ferry" and by adding immediately after subsection (2) the following new subsection—

"(3) The Minister may, in the Order made under subsection (2) provide for the payments of the roads tolls to be made for such length of time as he may specify in that Order."

- (c) By deleting the whole of subsection (2) and substituting for it the following new subsections—

"(2) The road toll payable under this Act may be paid either upon the vehicle in question passing through a point along a public road or a public ferry within a scheduled toll station or upon the purchase of fuel by its owner or driver at a fuel filling station within a scheduled toll station and the Minister may, in that order determine the rate of toll to be paid in respect of every vehicle.

- (d) by adding immediately after the new subsection (2) the following subsection—

"(3) Notwithstanding the generality of sub-section (2) payment of the road toll in respect of vehicles bearing foreign registration shall be made in foreign convertible currency, on such a rate as the Minister shall, in that Order, made under subsection (2), determine:

Amendment
of the
Third
Schedule

31. The Third Schedule to the Principal Act is amended by adding immediately below item 14 the following new items—

	Location	Public Road or Ferry
15. Same	Korogwe—Moshi
16. Kilimanjaro International Airport	Moshi—Arusha
17. Mikumi	Morogoro—Iringa
18. Magogoni	Dares Salaam—Kigamboni
19. Utete	Rufiji—Utete—Lindi—Kibiti
20. Kigongo-Busisi	Lake Victoria Sengerema Geita Bukoba

PART XII

AMENDMENT OF THE SALES TAX ACT, 1976

Construction
Acts, 1970
No. 13

32. This Part shall be read as one with the Sales Tax Act, 1976 in this Part referred to as "the Principal Act".

33. The First Schedule to the Principal Act is hereby amended in chapters 22, 24, 27, 36 and 55 by substituting, save where the passage "(same)" appears, for the entries in the Column head "Tariff Heading" and the entries in the Column headed "Sales Tax Rate" opposite the following tariff numbers the following respective new entries:—

Tariff No.	Tariff Heading	Sales Tax Rate
22.01	(same):	
	A. (same)	70%
	B. (same)	70%
22.02	(same):	
	A. (same)	70%
	B. (same)	70%
22.03	(same):	
	A. (same)	165%
	B. (same)	165%
	C. (same)	2/20%
22.09	(same):	
	A. (same)	275%
	B. (same)	275%
	C. (same)	275%
24.02	(same):	
	A. (same)	150%
	B. (same)	
	(1) (same)	100%
	(2) (same)	125%
	(3) (same)	100%
	(4) (same)	125%
	(5) (same)	125%
	(6) (same)	150%
	(7) (same)	150%
	(8) (same)	150%
	(9) (same)	150%
	C. (same):	
	(1) (same)	Free
	(2) (same)	100%
	D. (same)	100%
	E. (same)	Free
	F. (same):	
	(1) (same)	Free
	(2) (same)	100%
	G. (same)	Free

Tariff No.	Tariff Heading	Import Duty
27.10	(same):	
A.	(same)	Free
B.	(same)	
	(1) (same)	50%
	(2) (same)	60%
C.	(same):	
	(1) (same)	Shs. 2,000/- per cubic metre at 20°C.
	(2) (same)	Shs. 685/- per cubic metre at 20°C.
D.	(same):	
	(1) (same)	Shs. 1,950/- per Cu. metre at 20°C.
	(2) (same)	Shs. 3,250/- per Cu. metre at 20°C.
E.	(same)	Shs. 1,950/- per Cu. metre at 20°C.
F.	(same)	Free
G.	(same):	
	(1) (same)	Shs. 300/- per Cu. metre at 20°C.
	(2) (same)	Cts. 50 per Kg.
H.	(same)	Free
I.	(same)	25%
27.11	(same)	10%
36.06	(same)	
A.	(same)	25%
B.	(same)	25%
C.	(same)	25%
55.07/09	(same)	
D.	Kitenge and Khanga	100%
E.	Drills, Twills and Linen	—
	(1) For making school uniforms by certification of the Commissioner or authorized Office	25%
	(2) Other	100%
F.	Other	100%

PART XIII

AMENDMENT TO THE TANZANIA POSTS AND TELECOMMUNICATIONS CORPORATION ACT, 1977

34. This Part shall be read as one with the Tanzania Posts and Telecommunications Corporation Act, 1977, in this Part referred to as "the principal Act" and shall come into operation on the first day of July, 1986. Acts, 1972 No. 15

35. The principal Act is hereby amended by inserting immediately after section 114 the following new section— Insertion of a new Section 15

Payment of charges in foreign currency 115.—(1) All charges payable by any resident foreigner in respect any telex, telephone or telegraph service shall be paid in a prescribed foreign currency or other convertible currency approved by the Minister for the time being responsible for Finance.

(2) The Minister may, in the regulations made under section 63, 76, or any other provisions in this Act governing the provision of services specified in sub-section (1) of this section, prescribe the amounts payable in foreign currency.

(3) For the purposes of this section, the expression "resident foreigner" includes any person, body of persons or office of whatever description, title or designation, whether corporate or unincorporate and whether diplomatic, consular or otherwise, for the time being resident or conducting business in any premises in the United Republic; but does not include any person who is an expatriate employee of the Government of the United Republic, the Revolutionary Government of Zanzibar any parastatal organization or other person or public authority approved by the Minister for the time being responsible for finance."

Further amendment 36. The Principal Act is further amended by renumbering sections 115 to 117 in Part VI as 116 to 118.

PART XIV

AMENDMENT TO THE URBAN WATER SUPPLY ACT, 1981

Acts, 1981 37. This Part shall be read as one with the Urban Water Supply Act, 1981, in this part referred to as "the Principal Act" and shall come into operation on the first day of July, 1986.

38. Section 33 of the Principal Act is amended by—

Amendment of section 33

(1) inserting immediately after subsection (1) the following new subsections—

"Payment of charges in foreign currency

(2) With effect from the first day of July, 1986, all rates, fees or other charges payable under the provisions of subsection (1) by any resident foreigner shall be paid in a prescribed foreign currency or any other convertible currency approved by the Minister for the time being responsible for finance.

(3) The Minister may by the notice under subsection (1) prescribe the amount payable in foreign currency.

(4) For the purposes of this section, the expression "resident foreigner" includes any person, body of persons or office of whatever description, title or designation, whether corporate or unincorporate and whether diplomatic, consular or otherwise, for the time being resident or conducting business in any premises in the United Republic; but does not include any person who is an expatriate employee of the Government of the United Republic, the Revolutionary Government of Zanzibar or any parastatal organization or other person or public authority approved by the Minister for the time being responsible for finance.

(2) by renumbering the rest of sub-sections (2) to (4) as (15) to (17).

PART XV

AMENDMENT OF THE IMMIGRATION ACT, 1972

Construction 39. This Part shall be read as one with the Immigration Act, 1972, in this Part referred to as "the principal Act".

Commencement 40. This Part shall be deemed to have come into operation on the 1st day of August, 1986.

Insertion of section 10A 41. The Principal Act is hereby amended by inserting immediately after section 10 the following new section:—

“Immigra-
tion
purchase
local
currency”

10A.—(1) Every non-resident who is permitted to enter the United Republic shall, at the point of entry, purchase such local currency from an authorized dealer, being at any rate not less than the equivalent of US 50, as is sufficient to facilitate his payment for the initial costs of his entry and stay in the United Republic.

(2) There shall be established in relation to every entry point a post at which persons entering the United Republic may purchase local currency pursuant to subsection (1).

(3) Any person who fails or refuses to comply with the provisions of this section is guilty of an offence and shall be liable to imprisonment for a term of six months or a fine not exceeding three thousand shillings or to such fine and imprisonment.”

PART XVI

AMENDMENT OF THE STAMP DUTY ACT, 1972

42. This Part shall be read as one with the Stamp Duty Act, 1972, in this Part referred to as “the principal Act”. Construction

43. The principal Act is hereby amended by inserting immediately after section 14 the following new section: Insertion of section 14A

“Power of
Commis-
sioner
to estimate
duty payable”

14A.—(1) Where the Principal Secretary is satisfied that any person who is liable to pay duty under this Act evades it or so manages his affairs that he makes it difficult for the duty payable by him to be ascertained or paid, he may, according to the best of his judgment, estimate the monthly duty payable by such person.

(2) Where the Principal Secretary determines the monthly duty payable by any person under subsection (1), the duty shall be deemed to be the duty payable by that person for the period prior to the determination, and shall thereafter be the duty payable monthly by that person until such time as the Principal Secretary is satisfied that the reasons for the estimation and determination of duty payable under this section have ceased to exist”.

PART XVII

TRANSITIONAL PROVISIONS

44. The Minister may, not later than the 31st day of December, 1986, make such provisions in any written law, subject to subsequent approval of the National Assembly, intended to make better provisions to ensure the payment and collection of monies in respect of fees, services, charges and other payments required under any part of this Act to be paid in foreign currency.

Passed in the National Assembly on the thirty-first day of July, 1986.

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Clerk of the National Assembly