

THE UNITED REPUBLIC OF TANZANIA



No. 5 OF 1990

I ASSENT,

President

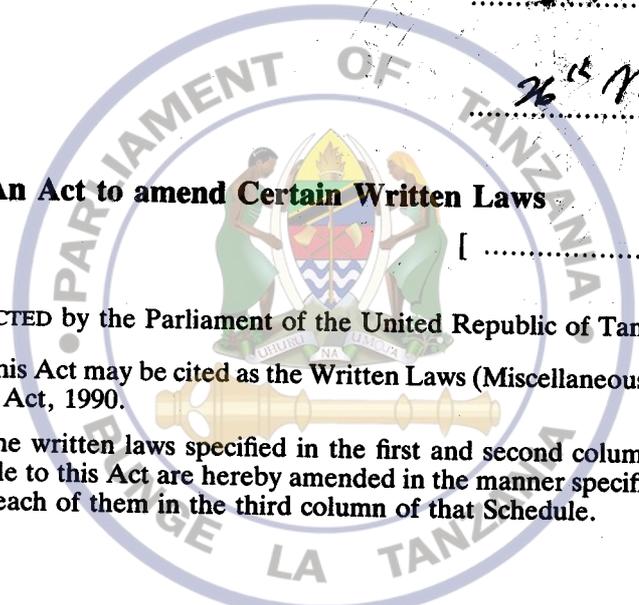
26th March 1990

An Act to amend Certain Written Laws

[.....]

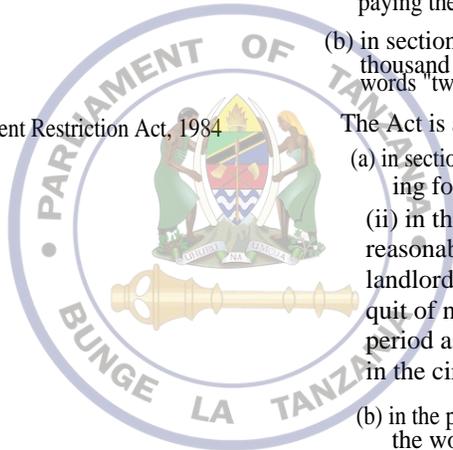
ENACTED by the Parliament of the United Republic of Tanzania.

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|---|-----------------------------------|
| 1. This Act may be cited as the Written Laws (Miscellaneous Amendments) Act, 1990. | 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 that Schedule. | Amendment of certain written laws |



SCHEDULE (Contd.)

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
Cap. 16	The Penal Code	<p>"The Penal Code is amended-</p> <p>(a) in section 332 A by deleting the words "one hundred shillings in respect of each note defaced" and substituting for them the words "five thousand shillings for each note defaced or in default of paying the fine, to imprisonment for a term of one year.";</p> <p>(b) in section 357 by deleting the words "six months" and "two thousand shillings" and substituting for them respectively the words "two years" and "fifty thousand shillings"</p>
Acts, 1984 No. 17	The Rent Restriction Act, 1984	<p>The Act is amended-</p> <p>(a) in section 25(1)(e) by deleting subparagraph (ii) and substituting for it the following:-</p> <p>(ii) in the case of commercial premises, they are reasonably required by the landlord and the landlord has given to the tenant a notice to quit of not less than six months or such other period as the Tribunal may consider reasonable in the circumstances.";</p> <p>(b) in the proviso to paragraph (e) of section 25 (1), by deleting the words "not exceeding two thousand shillings" and "six months" and substituting for them, respectively, the words "not less than fifty thousand shillings" and "two years"</p>
Acts, 1984 No. 19	Tanzania Cotton Marketing Board Act, 1984	<p>The Act is amended-</p> <p>(a) in section 2(1), by deleting the definition "Minister" and substituting for it the following:-</p> <p>"Minister" means the Minister for the time being responsible for crops marketing;</p> <p>(b) in section 5 by deleting subsection (1) and substituting for it the following:</p> <p>"(1) The Board shall be a general agent of the societies in all matters concerning the cotton industry and shall in that capacity exercise the following functions, namely—</p>





(c) to regulate and control the quality, marketing and export of cotton lint and to secure the most favourable arrangements for the marketing and export of cotton lint;

(d) to purchase on behalf or for the use of cooperative societies inputs, parts and spares available outside Tanzania and specialized inputs available inside Tanzania;

(e) to represent the Government and cotton producers at all international for a relating to or dealing with the cotton industry;

(f) to advise the Government on all matters affecting cotton production and its marketing.";

(c) The Act is amended by adding immediately after section 5 the following section:

5A. For the purposes of this Act, a society may discharge the following functions in relation to cotton, namely-

(a) to purchase cotton from the producers through primary societies.

(b) to make secondary payments to the producers depending on the availability and amount of the proceeds from the sales made by the society;

(c) to ensure the storage of cotton and its classification and grading;

(d) to own lint and cotton seed until they are sold.

(e) to transport or facilitate the transfer of graded cotton to an agreed venue or venues at which the Board may receive it and process it for sale abroad;

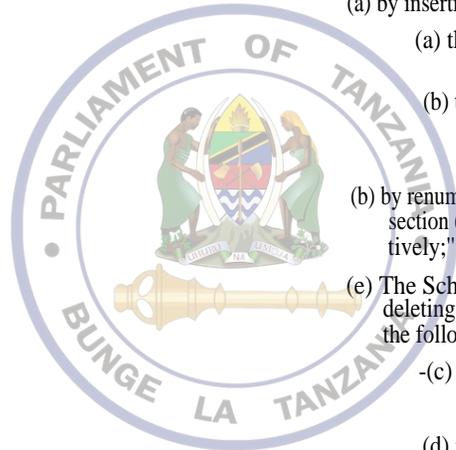
SCHEDULE (Contd.)

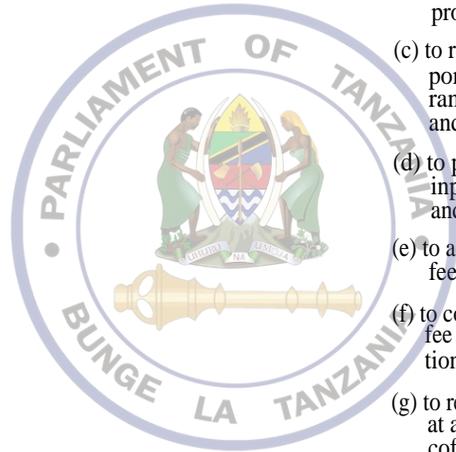
FIRST COLUMN

SECOND COLUMN

THIRD COLUMN

		<p>(f) to supply to producers inputs, parts and spares required for the cultivation and production of cotton.</p> <p>(d) "Section 37 is amended in subsection (1)-</p> <p>(a) by inserting immediately before paragraph (a) the following-</p> <p>(a) the regulation of business relationships between the societies as principals and the Board as their agent;</p> <p>(b) the determination of circumstances in and conditions under which any society may sell cotton directly or through person other than the Board;</p> <p>(b) by renumbering paragraphs (a), (b), (c), (d) up to (g) of subsection (1) as paragraphs (c), (d), (e), (f) up to (1), respectively";</p> <p>(e) The Schedule to the Act is amended in paragraph 1(l) by deleting subparagraphs (c) and (d) and substituting for them the following:</p> <p>- (c) six members appointed by the Minister to represent the societies;</p> <p>(d) not more than, for other members to be appointed by the Minister. ;</p>
<p>Act, 1994 No. 18</p>	<p>Tanzania Coffee Marketing Board Act, 1984</p>	<p>The Act is amended-</p> <p>(a) in section 2 (1) by deleting the definition "Minister" and substituting for it the following, "Minister means the Minister for the time being responsible for crop marketing;"</p> <p>(b) in section 4 by deleting subsection (1) and substituting for it the following:</p>





"(1) The Board shall be a general agent of the societies in that capacity exercise the following functions, namely-

- (a) to seek, develop and establish coffee markets within and outside the country, and to undertake the marketing and exportation of coffee;
- (b) to collect, collate, refine and disseminate all information concerning coffee and promote its use for the promotion and development of the coffee industry;
- (c) to regulate and control the quality, marketing and export of coffee and to secure the most favourable arrangements for the internal and external marketing and the export of coffee;
- (d) to purchase on behalf or for the use of the societies inputs, parts and spares available outside Tanzania; and specialised inputs available inside the country;
- (e) to advise the Government on all matters affecting coffee production and its marketing;
- (f) to cooperate in the promotion of the marketing of coffee within the framework of any international organization or agreement concerned with such matters;
- (g) to represent the Government and the coffee producers at all international for relating to or dealing with the coffee industry.";

(c) by adding immediately after section 4 the following section:

Function of societies in relation to coffee

4A. For the purposes of this Act, a society may discharge the following functions in relation to coffee, namely-

- (a) to purchase coffee from the producers through primary societies or otherwise and to hull or cure it before transferring it to the custody of the Board for domestic or export marketing;

SCHEDULE (Contd.)

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(b) to ensure the storage of coffee, and its transport and storage before transfer to the Board;

(c) to own the coffee until it is sold;

(d) to make secondary payments to the producers depending on the availability and amount of the proceeds from the sales made by the society;

(e) to supply to producers inputs, parts and spares required for the cultivation and production of coffee;

(f) to purchase various goods and sell them for use by peasants. ;

(d) Section 37 is amended in subsection (2)-

(i) by inserting immediately before paragraph (a) the following:

"(a) providing for the regulation of business relationships between the societies as principals and the Board as their agent;

(b) providing for the determination of circumstances in and the conditions under which a society may sell coffee directly or through a person other than the Board;"

(ii) by renumbering paragraphs-

(a), (b), (c) up to (h) of subsection (2) as (c), (d), (e) up to (i), respectively;

(e) the Schedule to the Act is amended in paragraph I (1) by deleting item (c) and substituting for it the following:

"(c) six members appointed by the Minister to represent the societies;"

Acts, 1984
No. 21

The Tanzania Cashewnut Marketing Board
Act, 1984

The Act is amended in section 4-

"(a) in section 2 (1), by deleting the definition "Minister" and substituting for it the following:
"Minister" means the Minister for the time being responsible for crops marketing;"

(b) by numbering the existing section 4 as section 4(1);

(c) by deleting paragraph (b) and substituting for it the following:

"(b) to monitor developments in the markets and in prices and advise the Government on all matters affecting the cashewnut market generally, and in the fixing of producer prices in particular;"

(d) by adding, immediately after paragraph (b) the following paragraph:

"(c) to represent the Government and producers at all international for a dealing with matters concerning the cashewnut industry;"

(e) by renumbering the existing paragraphs (c), (d), (e), (f), (g),

(f) by adding after subsection (1) the following:

"(2) The Board shall, in performing its functions, coordinate and cooperate with cooperative societies so as to facilitate the effectual discharge by the cooperative societies of their agreed and Prescribed functions in relation to-

(a) the purchase of cashewnuts, kernels and by products from the producers, and the storage of the same for sale;

(b) the regulation and control of quality, and the specification and grading of cashewnuts and kernels;

(c) the ownership of cashewnuts and kernels until they are sold;

(d) the transportation of cashewnuts to centres for transfer to the Board;



SCHEDULE (Contd.)

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(e) the rendering of secondary payments to the producers after the actual sale of the cashewnuts."

Section 27 is amended in subsection (1)-

(i) by inserting immediately before paragraph (a) the following:

"(a) to provide for the regulation of business relationships between the societies as principals and the Board as their agent;

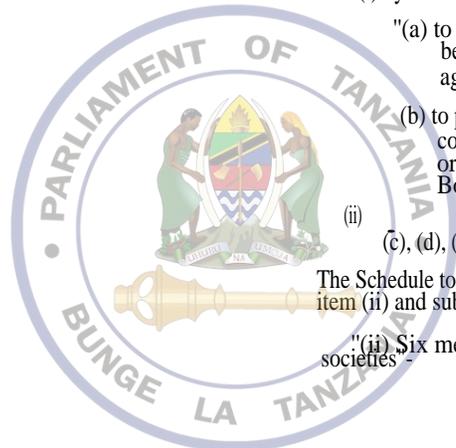
(b) to provide for the determination Of circumstances in and conditions under which the societies may sell cashewnuts or kernels directly or through a person other than the Board;"

(ii)

(c), (d), (e) up to 0), respectively;

The Schedule to the Act is amended in paragraph 1 (1) (b) by deleting item (ii) and substituting for it the following:

"(ii) Six members appointed by the Minister to represent the societies -



Passed in the National Assembly on the 29th day Of January, 1990.

MMwindad

Clerk of the National Assembly