

Tanzania

Criminal Procedure Act

Criminal Procedure (Police Supervision) Rules, 1952

Government Notice 344 of 1952

Legislation as at 31 July 2002

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Criminal Procedure (Police Supervision) Rules, 1952

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[This is the version of this document at 31 July 2002.]

[Note: This legislation has been thoroughly revised and consolidated under the supervision of the Attorney General's Office, in compliance with the Laws Revision Act No. 7 of 1994, the Revised Laws and Annual Revision Act (Chapter 356 (R.L.)), and the Interpretation of Laws and General Clauses Act No. 30 of 1972. This version is up-to-date as at 31st July 2002.]

[G.Ns. Nos. 344 of 1952; 231 of 1963]

1. Citation

These Rules may be cited as the of Criminal Procedure (Police Supervision) Rules.

2. Notification of release of supervisee

Before the date of the release from prison of any person in respect of whom an order has been made under the provisions of section 341 of the Criminal Procedure Act (hereinafter referred to as the Act) that he shall be subject to police supervision (hereinafter referred to as a police supervisee), the officer in charge of such prison shall inform the officer in charge of the Identification Bureau, Dar es Salaam, of the date of the release of such police supervisee and, where he has not been directed to reside within the limits of a specified district, the district in which such supervisee intends to reside.

3. Procedure upon release

Every police supervisee shall on his release from prison be informed by the officer in charge of the prison of the requirements with which the court has directed him to comply under section 342 of the Act and such officer shall issue to the police supervisee an identity card, in the form set out in the Schedule hereto, in which shall be filled in the several particulars specified respecting such police supervisee, so far as those particulars may be applicable to him.

4. Notification of address

When any police supervisee has been directed to comply with all or any of the requirements specified in paragraph (b), (c), (d) and (e) of subsection (1) of section 342 of the Act and has not been directed to reside within the limits of a specified district he shall, before the date on which he is entitled to be released from prison, inform the officer in charge of the prison of the place at which he intends to reside after his release, and the officer shall record under his hand the name of the place in the identity card of the police supervisee.

5. Written consent to be recorded

When any administrative officer or police officer gives his written consent under the provisions of paragraph (b) or (c) of subsection (1) of section 342 of the Act to any police supervisee such consent shall be recorded by the administrative officer or police officer or by the person in charge of the office of the administrative officer or police officer in the identity card of the police supervisee.

6. Record of notification of address

When any police supervisee has been directed under the provisions of paragraph (d) of subsection (1) of section 342 of the Act to keep the police officer or administrative officer in charge of the district in which he resides notified of the house or place in which he resides, any such notification and the date thereof shall be recorded by the police officer or administrative officer or by the person in charge of the office of the police officer or administrative officer in the identity card of the police supervisee.

7. Endorsement of identity card

- (1) When any police supervisee has been directed under the provisions of paragraph (e) of subsection (1) of section 342 of the Act to present himself, whenever called upon so to do by the administrative officer or police officer in charge of the district in which he resides and is in prison, the administrative officer or police officer, as the case may be, shall, before the date on which such police supervisee is entitled to be released from prison, inform the police supervisee through the officer in charge of the prison of the place at which and the date on which such police supervisee is to present himself and the officer in charge of the prison shall endorse the identity card of the police supervisee accordingly.
- (2) Whenever a police supervisee, after the date of his release from prison, presents himself when called upon at any place, the person in charge of the place at which he has been called upon to present himself shall record the fact in the identity card of the police supervisee.
- (3) If through illness or other reasonable cause (the proof of which shall lie upon him) any police supervisee is prevented from presenting himself in person, as directed under the provisions of section 342 of the Act, he may report to any officer of the local authority which has jurisdiction in the area in which he resides.
- (4) In any case where a police supervisee has, in accordance with the provisions of paragraph (3) of this rule, reported to an officer of a local authority the officer shall inform the person to whom the police supervisee should have presented himself, as directed under the provisions of section 342 of the Act, as soon as may be convenient, that such police supervisee has reported to him.

8. Production of identity card

- (1) Every police supervisee shall produce his identity card whenever he requires consent to transfer his residence or to leave the district in which he resides or whenever he makes any notification or whenever he presents himself in accordance with the provisions of the Act or of any rules made thereunder.
- (2) If any police supervisee loses his identity card, he shall forthwith report the loss to the administrative officer or officer in charge of the district in which he resides who shall apply to the officer in charge of the Identification Bureau, Dar es Salaam, for a new identity card and on receipt of the new identity card the administrative officer or police officer, as the case may be, shall issue it to the police supervisee with the necessary particulars entered therein.

9. Surrender of identity card

At the end of the term of police supervision ordered by the court the police supervisee shall surrender his identity card to an administrative officer or police officer for transmission to the officer in charge, Identification Bureau, Dar es Salaam.

10. Copy of Rules to be annexed to identity card

A copy of these Rules shall be annexed to each identity card issued to a police supervisee.

Schedule (Sections 341 to 343)

Police supervision

[Editorial note: The forms have not been reproduced.]