

Tanzania

Public Corporations Act

National Estates and Designing Corporation (Board of Directors) Regulations, 1983

Government Notice 41 of 1983

Legislation as at 31 July 2002

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National Estates and Designing Corporation (Board of Directors) Regulations, 1983

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Commenced

[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.]

(Paragraph 5(4) of the National Estates and Designing Corporation (Establishment) Order)

[G.N. No. 41 of 1983]

1. Citation

These Regulations may be cited as the National Estates and Designing Corporation (Board of Directors) Regulations and shall be read as one with the National Estates and Designing Corporation (Establishment) Order¹.

2. Interpretation

In these Regulations, unless the context requires otherwise—

"**Board**" means the Board of Directors provided for in paragraph 5 of the Order;

"**Order**" means the National Estates and Designing Corporation (Establishment) Order².

3. Tenure of office

- (1) A member of the Board shall, unless his appointment is revoked or he otherwise ceases to be a member, hold office for any period which may be specified in the terms of his appointment or, if no period is specified, for a period of three years from the date of his appointment, and shall be eligible for re-appointment.
- (2) If any member is, without the permission of the Board, absent from more than three consecutive meetings of the Board, he shall, unless the Minister otherwise directs, cease to be a member of the Board.
- (3) A member of the Board may at any time resign by giving notice in writing to the Minister and from the date specified in the notice or, if no date is specified, from the date of the receipt by the Minister of the notice, he shall cease to be a member.

¹

G.N. No. 41 of 1983

²

G.N. No. 41 of 1983

4. Meetings

- (1) The Board shall meet at least once every three months and at any other times which may be necessary or expedient for the transaction of its business.
- (2) All meetings of the Board shall be convened by the Chairman or, in his absence from the United Republic or incapacity through illness, the Vice-Chairman, who shall appoint a suitable time, place and date for the holding of each meeting.
- (3) The Chairman or, in his absence, the Vice-Chairman, shall preside at the meetings of the Board, and in the absence of both the Chairman and Vice-Chairman from a meeting, the members present at the meeting shall elect one of their number to be Chairman for that meeting.

5. Quorum

- (1) A majority of the members of the Board shall constitute a quorum at any meeting of the Board.
- (2) All acts, matters and things, authorised to be done by the Board shall be decided by resolution at a meeting of the Board at which a quorum is present.
- (3) A decision of the majority of the members present and voting at a meeting of the Board shall be deemed to be a decision of the Board.
- (4) Every member of the Board shall have one vote and in the event of an equality of votes the Chairman of the meeting shall have a second or casting vote in addition to his deliberative vote.
- (5) Notwithstanding the provisions of paragraph (2) of this Regulation, where the Chairman or, in his absence from the United Republic or incapacity through illness, the Vice-Chairman, so directs, a decision may be made by the Board without a meeting by circulation of the relevant papers among all the members and the expression in writing of their views, but any member shall be entitled to require that that decision be deferred until the subject matter is considered at a meeting of the Board.

6. Minutes to be kept

Minutes in proper form of each meeting of the Board shall be kept and those minutes shall be submitted to the Board at its next meeting and, if confirmed by the members, shall be signed by the Chairman of the meeting.

7. Member to declare interest

It shall be the duty of every member of the Board who is in any way, either directly or indirectly, interested in any project or matter under consideration by the Board, to declare such interest to the Board, and the remaining members of the Board shall decide whether or not that member shall participate in the Board's deliberation upon the project or matter, or vote on any resolution pertaining to it.