

THE UNITED REPUBLIC OF TANZANIA

ACT SUPPLEMENT

No. 4

22nd February, 2019

to the Gazette of the United Republic of Tanzania No. 8 Vol. 100 dated 22nd February, 2019
Printed by the Government Printer, Dodoma by Order of Government

THE WRITTEN LAWS (MISCELLANEOUS AMENDMENTS)
ACT, 2019

ARRANGEMENT OF SECTIONS

Section Title

PART I

PRELIMINARY PROVISIONS

1. Short title.
2. Amendment of certain Written Laws.

PART II

AMENDMENT OF THE LOCAL GOVERNMENT
(URBAN AUTHORITIES) ACT,
(CAP.288)

3. Construction.
4. Amendment of section 97.

PART III

AMENDMENT OF THE TANZANIA TOURIST BOARD ACT,
(CAP. 364)

5. Construction.
6. Amendment of section 3.
7. Addition of new section 3A.
8. Amendment of section 4.

9. Amendment of section 7.
10. Amendment of section 13.
11. Amendment of section 15.
12. Amendment of Schedule.#

THE UNITED REPUBLIC OF TANZANIA



NO. 4 OF 2019

I ASSENT

JOHN POMBE JOSEPH MAGUFULI
President

[13th February, 2019]

An Act to amend certain Written Laws.

ENACTED by Parliament of the United Republic of Tanzania.

PART I
PRELIMINARY PROVISIONS

Short title

1. This Act may be cited as the Written Laws (Miscellaneous Amendments) Act, 2019.

Amendment
of certain
Written
Laws

2. The Written Laws specified in various Parts of this Act are amended in the manner specified in their respective Parts.

PART II
AMENDMENT OF THE LOCAL GOVERNMENT (URBAN AUTHORITIES) ACT,
(CAP.288)

Construction
Cap.288

3. This Part shall be read as one with the Local Government (Urban Authorities) Act, hereinafter referred to as the “principal Act”.

Amendment
of section 97

4. The principal Act is amended in section 97 by deleting subsection (1) and substituting for it the following:

“(1) An urban authority may, in the by-laws it makes, annex to the breach of any by-law or any order made under it a fine, not exceeding three hundred thousand shillings or a term of imprisonment not exceeding twelve months or both and may subject to the limitations, annex different fines and different terms of imprisonment for successive or continuous breaches of any by-laws.”

PART III

AMENDMENT OF THE TANZANIA TOURIST BOARD ACT, (CAP. 364)

Construction
Cap. 364

5. This Part shall be read as one with the Tanzania Tourist Board Act, hereinafter referred to as the “principal Act”.

Amendment
of section 3

6. The principal Act is amended in section 3, by-

(a) inserting immediately after subsection (1) the following:

“(2) Notwithstanding the provisions of this section the Attorney General shall have the right through the Solicitor General to intervene in any suit or matter instituted by or against the Board.

(3) Where the Attorney General intervenes in any matter pursuant to subsection (2), the provisions of the Government Proceedings Act, shall apply in relation to the proceedings of that suit or matter as if it has been instituted against the Government:

Cap. 5
Provided that, the requirement of ninety days notice of the intention to the Government as stipulated under the Government Proceedings Act shall not apply where the Attorney General intervenes under this section.

(4) The Board shall have the duty through the

Ministry, to notify the Attorney General of any impending suit or intention to institute a suit or matter for or against the Board.

(5) The execution of any court order against the Board shall be done in accordance with the provisions of the Government Proceedings Act relating to the satisfaction of orders against the Government.”

(b) renumbering subsection (2) as subsection (6).

Addition of section 3A

7. The principal Act is amended by inserting immediately after section 3 the following new section 3A:

“Object and purpose of Board

3A. The object and purpose of the Board shall be to market Tanzania as a leading tourism destination for international and domestic tourists.”#

Amendment of section 4

8. The principal Act is amended in section 4, by deleting subsection (1) and substituting for it the following-

“(1) The functions of the Board shall be to develop and implement all aspects of marketing of Tanzania tourism destination and, in particular, but without prejudice to the generality of the foregoing:

- (a) to develop, implement and coordinate the Tourism Marketing Strategy for the destination;
- (b) to develop and be the custodian of Tanzania Destination Brand;
- (c) to establish, promote and enforce standards and guidelines on promotion of quality tourism for Tanzania destination;
- (d) to market domestic tourism;
- (e) to foster public and private sector stakeholders’ engagement and collaboration in marketing and promotion of tourism;
- (f) to promote Meetings, Incentive travel, Conferences and Events (MICE) tourism by undertaking but not limited to the following functions:

- (i) providing guidance, support and marketing services; and
- (ii) promoting investments in MICE facilities and services;
- (g) to encourage investments in tourism sector aimed at enhancing competitiveness of Tanzania destination;
- (h) to organize, conduct or co-ordinate exhibitions and related promotion platforms that aim at promoting tourism in Tanzania;
- (i) to encourage and provide technical support and promotion of cultural tourism enterprises and their products;
- (j) to conduct research, studies and surveys aimed at identifying tourism market and industry needs which are necessary for the purpose of carrying out its functions and advising stakeholders accordingly; and
- (k) to sensitize and support the local communities to benefit from available tourism opportunities.”

Amendment
of section 7

9. The principal Act is amended in section 7, by deleting paragraphs (a) and (b) and substituting for them the following-

- “(a) such moneys as may be appropriated by Parliament for the object and purpose of the Board;
- (b) any sums which may be provided from the Tourism Development Levy established under section 59 of the Tourism Act;”

Amendment
of section
13

10. The principal Act is amended in section 13(1), by deleting the words “General Manager” appearing in paragraph (b) and substituting for them the words “Managing Director”.

Amendment

11. The principal Act is amended in section 15:

of section
15

- (a) in subsection (1), by deleting the words "tourist agent" and substituting for them the words "tourism operator";
- (b) in subsection (2), by deleting the words "tourist agent" and substituting for them the words "tourist operator" and by deleting the words "not exceeding five hundred thousand shillings" and substituting for them the words "not less than one million shillings".

Amendment
of Schedule

12. The Schedule to the principal Act is amended in paragraph 1, by-

- (a) deleting subparagraphs (1) and (2) of the Schedule and substituting for them the following:

“(1) The Board shall consist of the Chairman who shall be appointed by the President and other members to be appointed by the Minister as follows-

- (a) the Director of Tourism;
 - (b) a representative of the Ministry of Foreign Affairs;
 - (c) a representative of the Ministry of Finance and Planning;
 - (d) two representatives of the Confederation of Tourism Operators appointed from amongst nine names nominated or proposed by associations of confederation; and
 - (e) a Certified Accountant.”
- (b) renumbering subparagraphs (3) and (4) as subparagraphs (2) and (3).

Passed by the National Assembly on the 31st January, 2019.

STEPHEN KAGAIGAI
Clerk of the National Assembly