

THE UNITED REPUBLIC OF TANZANIA



No. 4 OF 1974

I ASSENT,


President

11 APRIL, 1974

An Act to amend the Interim Constitution of Tanzania, 1965

[11TH APRIL, 1974]

ENACTED by the Parliament of the United Republic of Tanzania.

1. This Act may be cited as the Interim Constitution of Tanzania (Amendment) Act, 1974 and shall be read as one with the Interim Constitution of Tanzania, 1965. Short title and construction Cap. 596

2. Section 25 of the Interim Constitution of Tanzania, 1965, is amended— Section 25 of Cap. 596 amended

- (a) in subsection (3), by deleting the word "eight" which occurs in the second line and substituting therefor the word "five";
- (b) by adding immediately below subsection (4) the following new subsections:—

"4A. Where as a result of any change in the boundaries of Districts or of wards it becomes necessary to adjust the boundaries of any constituencies, the Electoral Commission may, acting with the approval of the National Assembly signified by resolution, effect such adjustments in the boundaries of the constituencies as may be necessary.

4B. Where the boundaries of two or more constituencies are adjusted under subsection (4A), the constituency member of any such constituency prior to such adjustment shall continue to hold office as a constituency member and shall be deemed to have been duly elected by the constituency within which, subsequent to such adjustment, the majority of the polling districts of the constituency by which he was elected lie:

Provided that in the event of any doubt as to which of the readjusted constituency any such constituency member is to be deemed to have been elected by, the matter shall be referred to the Electoral Commission whose ruling thereon shall be final.”.

Section 34A of Cap. 596 amended—

3. Section 34A of the Interim Constitution of Tanzania, 1965 is amended—

(a) in subsection (5) by deleting the word “Attorney-General” and substituting therefor the word “the Chairman of the Leadership Committee”;

(b) by adding the following subsection:—

“(6) In this section and in sections 34B and 37 “the Leadership Committee” means the Committee for the Enforcement of the Leadership Code established by the Committee for the Enforcement of the Leadership Code Act, 1973.”

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Section 34B of Cap. 596 amended—

4. Section 34B of the Interim Constitution of Tanzania, 1965 is amended—

(a) in subsection (3) by deleting the words “the Attorney-General” and substituting therefor the words “the Chairman of the Leadership Committee”;

(b) in subsection (4), by adding, immediately after the words “Attorney-General” in the fifth line, the words, “the Chairman, members and officers of the Leadership Committee.”.

Section 5 of Cap. 596 amended

5. Section 37 of the Interim Constitution of Tanzania, 1965 is amended in subsection (2c) by deleting the words “Attorney-General” and substituting therefor the words “the Chairman of the Leadership Committee.”.

I hereby certify that the Bill for this Act was passed by the National Assembly in accordance with the provisions of section 51 of the Constitution.

Dar es Salaam,
10th April, 1974

Sam Munguwa
Speaker

Passed in the National Assembly on the twelfth day of March, 1974.

Mwindad
Acting Clerk of the National Assembly