

THE UNITED REPUBLIC OF TANZANIA



No. 1 OF 1982

I ASSENT,

*Julius K. Nyerere*

President

11TH MARCH, 1982

**An Act to amend Jumuiya ya Wafanyakazi wa Tanzania Act, 1979, to provide for the collection of JUWATA dues, the creation and collection of JUWATA service charges**

ENACTED by the Parliament of the United Republic of Tanzania.

1. This Act may be cited as Jumuiya ya Wafanyakazi wa Tanzania (Amendment) Act, 1981, and shall be read as one with Jumuiya ya Wafanyakazi wa Tanzania Act, 1979, in this Act referred to as "the principal Act".

Short title and construction

2.-(1) This section shall be deemed to have come into operation on the fifth day of February, 1978.

Insertion of new section 7A

(2) The principal Act is hereby amended by inserting, immediately after section 7, the following new section:

**7A.**-(1) In this section the expression "JUWATA dues" means any regular or periodic subscription required to be paid to JUWATA by any of its members under the Rules as a condition of his membership, but does not include any levy or subscription for a particular object or purpose.

"Juwata dues"

(2) The Secretary-General or his representative shall issue to every employer who employs any person or persons, up to any number, who are members of JUWATA, a written notice requiring employers--

(a) to deduct from the wages of his employees who are members of JUWATA the sums and at the periods specified in the notice; and

(b) to pay to JUWATA the sums to be deducted in the manner specified in the notice.

(3) The Secretary-General may, in lieu of serving separate notices to employers pursuant to the provisions of subsection (2), give the notice to all employers of persons who are members of JUWATA by publishing it in the *Gazette* and where the notice is so published all employers whom it is intended to affect shall be deemed to have notice of it.

(4) Upon a notice being given to an employer or employers pursuant to the provisions of subsection (2) or subsection (3), the provisions of the Trade Unions (Collection of Union Dues) Regulations, 1962, shall apply to the employer or employers as if the notice had been given to him or them under regulation 4 of those Regulations, and all references in those Regulations to "the trade union" shall be construed as references to JUWATA.

(5) Where any employer, to whom a notice is given under the provisions of subsection (2) or subsection (3), refuses or fails to comply with the provisions of the notice, he shall in addition to any fine payable under regulation 5 of the Trade Unions (Collection of Unions Dues) Regulations, 1962, be liable to pay to JUWATA a sum equal to three per centum month during which the sums deducted are not paid to JUWATA."

G.N. 1962  
No. 446

Addition of  
new sections  
7B and 7C

**3.-**(1) This section shall come into operation on such date as the Minister may, by notice published in the *Gazette*, appoint.

(2) The principal Act is hereby amended by adding, immediately after section 7A, the following new section:

"Creation  
of JUWATA  
service  
charges

7B.-(1) There is hereby created a levy to be known as JUWATA service charge which shall be paid once in each calendar month by every person who is not a member of JUWATA but who is employed in a place of work to which this section applies

(2) The sum of money payable by any employee as JUWATA service charge under this section shall be determined in the same manner as the sums of money payable by members of JUWATA as JUWATA dues under section 7A.

(3) This section shall apply to all places of work in mainland Tanzania where fifty or more per centum of the total number of the employees are members of JUWATA.

(4) Where the Minister or his representative is satisfied that the number of members of JUWATA employed by an employer at any place or places of work is fifty or more per centum of the total number of persons employed by him, he shall give a notice in writing to the employer notifying him that his place or places of work is or are subject to the provisions of this section.

(5) In computing the percentum of the total number of employees formed by the employees who are members of JUWATA the total number of employees shall not include persons who are, by any written law, prohibited or declared ineligible from being members of a trade union."

"Collection of JUWATA service charges

**7c.-** (1) Where an employer is given a notice in accordance with the provisions of section 7B(4), that employer shall, with effect from the date specified in the notice-

(a) deduct from the monthly wages of his employees who are not members of JUWATA the sums and at the periods specified in the notice; and

(b) pay to JUWATA the sums so deducted in the manner specified in the notice.

(2) The provisions of subsection (4) and (5) of section 7A shall apply) to the collection of JUWATA service charges under this section in the same manner and to the extent to which those provisions apply for the purposes of the collection of JUWATA dues."

Passed in the National Assembly on the twenty-sixth day of January, 1982.

  
Clerk of the National Assembly