

THE UNITED REPUBLIC OF TANZANIA

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SPECIAL BILL SUPPLEMENT

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THE WRITTEN LAWS (MISCELLANEOUS AMENDMENTS) (NO. 3) BILL, 2023

ARRANGEMENT OF SECTIONS

Section

Title

PART I
PRELIMINARY PROVISIONS

1. Short title.
2. Amendments of certain written laws.

PART II
AMENDMENT OF THE EXPORT PROCESSING ZONES ACT,
(CAP. 373)

3. Construction.
4. Amendment of section 2.
5. Amendment of section 14.

PART III
AMENDMENT OF THE SPECIAL ECONOMIC ZONES ACT,
(CAP. 420)

6. Construction.
7. Amendment of section 3.

export processing zones;”.

Amendment
of section 14

5. The principal Act is amended in section 14(2) by deleting the words “responsible for industries” appearing in paragraph (a).

PART III
AMENDMENT OF THE SPECIAL ECONOMIC ZONES ACT,
(CAP. 420)

Construction
Cap. 420

6. This Part shall be read as one with the Special Economic Zones Act, hereinafter referred to as the “principal Act”.

Amendment
of section 3

7. The principal Act is amended in section 3 by deleting the definition of the term “Minister” and substituting for it the following:

““Minister” means the Minister responsible for special economic zones;”.

OBJECTS AND REASONS

This Bill proposes to amend two laws the Export Processing Zones Act, Cap. 373 and the Special Economic Zones Act, Cap. 420.

This Bill is divided into Three Parts whereby, Part I deals with Preliminary Provisions which include the title of the Bill and the manner in which the laws proposed to be amended are amended in their respective Parts.

Part II and Part III of the Bill propose to amend the Export Processing Zones Act, Cap. 373 and the Special Economic Zones Act, Cap. 420. The Acts are amended in sections 2 and 3 respectively, by deleting and substituting the definition of the term “Minister”. Further, in line with the amendments in the definition of the term “Minister”, section 14 of the Export Processing Zones Act is proposed to be amended so as to delete the words “responsible for industries”. The aim of the proposed amendments is to ensure that implementation of the Acts is carried out by the Minister responsible for the respective matters in accordance with the Ministers (Assignment of Ministerial Functions) Notice issued by the President. This measure intends to remove the necessity of amending the Acts wherever there are any changes in the ministries.

MADHUMUNI NA SABABU

Muswada huu unapendekeza kufanya marekebisho katika Sheria mbili ambazo ni Sheria ya Kanda Maalum za Uwekezaji kwa ajili ya Mauzo Nje ya Nchi, Sura ya 373 na Sheria ya Kanda Maalum za Kiuchumi, Sura ya 420.

Muswada huu umegawanyika katika Sehemu tatu, ambapo Sehemu ya Kwanza inahusu Masharti ya Utangulizi yanayojumuisha Jina la Muswada na namna ambavyo Sheria mbalimbali zinapendekezwa kurekebisha na Muswada huu.

Sehemu ya Pili na Sehemu ya Tatu za Muswada zinapendekeza kurekebisha Sheria ya Kanda Maalum za Uwekezaji kwa ajili ya Mauzo Nje ya Nchi, Sura ya 373 na Sheria ya Kanda Maalum za Kiuchumi, Sura ya 420. Sheria hizi zinarekebisha katika vifungu vya 2 na 3, mtawalia kwa kufuta na kuandika upya tafsiri ya neno “Waziri”. Aidha, sambamba na marekebisho ya tafsiri ya neno Waziri, kifungu cha 14 kinapendekezwa kurekebisha kwa kufuta maneno “responsible for industries”. Lengo la marekebisho yanayopendekezwa ni kuhakikisha kuwa Sheria husika zinatekelezwa na Waziri mwenye dhamana na masuala husika kwa mujibu wa Hati Idhini ya Mgawanyo wa Majukumu ya Mawaziri ambayo hutolewa na Rais. Kwa sasa, Sheria hizi zinamtafsiri Waziri kama Waziri mwenye dhamana ya viwanda, ilhali jukumu la usimamizi wa masuala haya limehamishiwa Ofisi ya Rais - Mipango na Uwekezaji. Hatua hii itaondoa ulazima wa kufanya marekebisho katika sheria kila yanapotokea mabadiliko katika Wizara.

Dodoma,
5 Septemba, 2023

ELIEZER MBUKI FELESHI
Mwanasheria Mkuu wa Serikali