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THE LOCAL GOVERNMENT ORDINANCE
(CAP. 333)

INSTRUMENT

ESTABLISHING THE MBINGA DISTRICT COUNCIL

Under section 4 of the Local Government Ordinance

THE LOCAL GOVERNMENT (MBINGA DISTRICT COUNCIL) INSTRUMENT, 1964

WHEREAS, I, JOB MARECELA LUSINDE, Minister for Home Affairs, am satisfied from inquiries I have made and caused to be made that there is among the inhabitants of and residents in the area set out in the First Schedule to this Instrument a general wish that the District Council established by this Instrument should be established:

NOW, THEREFORE, I, the said JOB MARECELA LUSINDE, in exercise of the powers conferred upon me by section 4 of the Local Government Ordinance, and with the prior approval of the National Assembly signified by resolution do hereby make the following Instrument: —

1. This Instrument may be cited as the Local Government (Mbinga District Council) Instrument, 1964. Short title

2. In this Instrument unless the context otherwise requires— Interpretation

"the Council" means the Mbinga District Council established by clause 3 of this Instrument;

"the Ordinance" means the Local Government Ordinance.

3. There is hereby established as from the first day of March, 1964, a District Council to be known as "Mbinga District Council." Establishment of the Council

4. The area under the jurisdiction of the Council is the area set out in the First Schedule hereto. Area under the jurisdiction of the Council

G.N. No. 232 (contd.)

Persons in respect of whom functions exercisable

5. The functions of the Council shall be exercisable in respect of all persons in the area under its jurisdiction.

Seal

6. The Seal of the Council shall be the following device:



Provided that until such time as a seal capable of reproducing such device can be procured, a rubber stamp bearing the inscription "Mbinga District Council" may be used in lieu of such seal.

Wards

7. The area under the jurisdiction of the Council for the purposes of this Instrument shall be deemed to be divided into twenty-eight wards as described in the Second Schedule hereto.

Constitution

8. The Council shall consist of—

(a) twenty-eight members to be appointed by the Minister, each to represent one ward in the area of the jurisdiction of the Council;

(b) not more than three other members to be appointed by the Minister; and

(c) not more than three other members co-opted by the Council under the provisions of Clause 10 of this Instrument.

Term of office of Members of the Council

9. Members of the Council shall retire at the end of three years from the date of their appointment:

Provided that those members first appointed by the Minister to represent Wards I to IX, as described in the Second Schedule hereto, shall retire at the end of one year from the date of their appointment, and those members first appointed by the Minister to represent Wards X to XIX, as described in the Second Schedule hereto, shall retire at the end of two years from the date of their appointment:

Substituted 432/66

And provided further that a member co-opted by the Council shall hold office for such period not exceeding three years as the Council shall determine.

Co-opted members

10. The Council may, in its discretion, at any time co-opt to be additional member of the Council not more than three persons.

Chairman and Vice-Chairman

11. The Chairman and Vice-Chairman shall be elected by the Council in accordance with the provisions of section 15 of the Ordinance, shall hold office for a period of one year, and shall be eligible for re-election to such office.

Council's meetings

12. The Council shall meet not less than three times in any one year.

G.N. No. 232 (contd.)

Functions

13. In addition to those functions conferred upon the Council by the Ordinance or by any other law for the time being in force, the Council—

(i) shall convey and bury all unclaimed corpses;

(ii) shall maintain as from the first day of July, 1964, all public highways from time to time classified under the provisions of section 13 of the Highways Ordinance as District Roads in the area of jurisdiction of the Council, and the bridges, culverts, drains and water courses appertaining thereto;

(iii) may maintain all those roads and the bridges, culverts, drains and water courses appertaining thereto formerly maintained in whole or in part by the Native Authorities of Songea District from funds provided in the annual estimates of those authorities;

(iv) shall maintain all roads other than Main or District Roads in the area of jurisdiction of the Council hitherto maintained in whole or in part out of public funds;

(v) shall take measures for the prevention or removal of damage or obstruction to roads which the Council is empowered to maintain;

(vi) may make and maintain new roads and streets, and bridges, culverts, drains and water courses appertaining thereto;

(vii) may alter, divert or close any road, street or footpath which it is empowered to maintain either permanently or for such period as may be necessary to enable maintenance or repair thereof to be carried out;

(viii) may perform all or any of the functions specified in the following sub-sections of section 52 (1) of the Ordinance: —

(1), (3), (4), (5), (7), (10), (11), (12), (13), (14), (15), (16), (17), (18), (19), (20), (21), (22), (23), (24), (28), (29), (30), (31), (33), (34), (35), (36), (37), (38), (39), (40), (41), (42), (43), (44), (45), (46), (47), (48), (49), (50), (51), (52), (53), (54), (55), (56), (57), (59), (61), (62), (64), (65), (67), (68), (69), (70), (71), (72), (73), (74), (75), (76), (77), (79), (80), (81), (82), (83), (84), (85), (87), (91), (95), (96), (97), (98), (100), (101) (102), (103), (104), (105), (107), (109), (110), (113), (115), (116), (117), (122), (125), (127), (128), (129), (131), (132), (133), (134), 136), (137), (138), (139), (140), (141), (142), (145), (146), (147), (148), (149), (151) and (153);

(ix) may prepare schemes for consideration by the Government for the irrigation of land, the reconditioning of land, or the preservation of land, and the regulation or control of the use of land whether for agricultural, grazing, forestry or any other purpose whether of a like nature to the foregoing or not and may carry out or promote and control any such schemes that may have been approved by Government;

G.N. No. 232 (contd.)

(x) may build, equip and let dwelling houses for occupation by the employees of the Council;

(xi) may regulate the amount of open space in the front, at the rear and at the side of any dwelling house, or of any residential or public building;

(xii) may prohibit, regulate and control the cultivation or possession of poisonous or noxious plants;

(xiii) may establish, erect, equip and maintain social or welfare centres and public libraries;

(xiv) may arrange or conduct funerals, burials or cremations and otherwise provide undertaking facilities;

(xv) may take measures to prevent, eradicate or check the spread of sleeping sickness, and may declare any area to be an infected area and may prohibit or regulate in such area the residence and movement of persons, the cultivation of land, and the grazing of livestock;

(xvi) may provide for the control, regulation, inspection, supervision, licensing, suspension and closing of—

(a) social halls, dance halls and places of entertainment;

(b) lodging and eating houses;

(xvii) may take measures for the prevention of the pollution of water in any river, stream, water course, well or other water supply in the area;

(xviii) may operate for hire any machinery, vehicle or appliance;

(xix) may take measures for the promotion of tourism;

(xx) may establish, erect, equip, maintain, regulate and control hostels for travellers;

R.L. Cap. 333 p. 105

(xxi) may make payments in accordance with the Local Authorities (Expenses) Regulations, to the Chairman, Vice-Chairman or any member of the Council in respect of expenses incurred by them in the performance of their duties as Chairman, Vice-Chairman or members, as the case may be.

FIRST SCHEDULE

The Mbinga District.

SECOND SCHEDULE

WARD I:
The village areas of Mbinga, Mateka, Mkinga, Myangayanga, Mtindi, Luwaita, Kilimani, Halali, Maumba, Lipumba and Mtama.

WARD II:
The village areas of Mpepayi, Mtua, Lulimbo and Mabanda.

WARD III:
The village areas of Kigonsera, Kitanda, Iringa, Kitai, Makoro and Likonde.

G.N. No. 232 (contd.)

WARD IV:
The village areas of Gumbiro, Mbangamao, Magangana, Sepukila, Punga and Mipotopoto.

WARD V:
The village areas of Matiri, Kilindi, Ngeruke, Barabara, Lukalasi, Lihwili, Mapipili and Ndololela.

WARD VI:
The village areas of Pilikano, Mkumbi, Longa, Lugari, Linda and Makalanga.

WARD VII:
The village areas of Tingi, Mkolosi, Ngumbo, Makunguru and Upolo II.

WARD VIII:
The village areas of Litindo, Kingilikiti, Matalao, Upolo I and Lumeme.

WARD IX:
The village areas of Mepepo, Ndondo, Gomalampepo, Malungu, Luhindo and Itembo.

WARD X:
The village areas of Litembo, Lituru, Mbugu, Ngwambo, Upeto, Kindimba, Wukiro and Mhagawa.

WARD XI:
The village areas of Kipololo, Ukata, Ngima, Lundumato and Mpikira.

WARD XII:
The village areas of Ndengu, Mpapa, Nyoni and Utiri.

WARD XIII:
The village areas of Langiro, Mkoa, Hagati, Kipapa, Matuta and Mkuka.

WARD XIV:
The village areas of Mikalanga, Ilela, Kinzeye, Muhekela and Ugano.

WARD XV:
The village areas of Mkinga, Hanga, Ngeleka, Kitogota, Maguu and Mapera.

WARD XVI:
The village areas of Chiwanda, Chimate, Ngombo, Upale, Chiwindi, Mtungwi and Tepela.

WARD XVII:
The village areas of Mtipwili, Undu, Matenje, Kwambe, Maliwa, Lukalo, Mbangamawe, Malinyi and Chiulu.

WARD XVIII:
The village areas of Mbamba Bay, Kilosa, Lushoto, Tembwe, Lukwawa, Linda, Nangombo and Mhalo.

WARD XIX:
The village areas of Chinula, Ndengee, Mandanda and Ngindo.

WARD XX:
The village areas of Liuli, Mango, Tumbi, Njambe, Puulu, Hongi and Mkali.

WARD XXI:
The village areas of Lipingo, Mbawa, Lundu and Ngindo.

WARD XXII:
The village areas of Ngumbo, Nindai, Yola, Nambingi, Malongo, Mkiri and Mbuli.

WARD XXIII:
The village areas of Mbaha, Litoho, Ndumbi Liweta, Lundu and Kihanga.

WARD XXIV:
The village areas of Lituhi, Mwera, Nkaya, Nkoma, Ngomajuu, Ngomachini, Ngongano, Chukuru, Ilunga, Ngawe and Njomole.

WARD XXV:
The village areas of Liparamba, Mitomoni, Lunyere, Sesenda and Luwogowogo.

G.N. No. 232 (contd.)

WARD XXVI:
The village areas of Ruanda, Ntunduwaro, Mkuru, Kindimba, Kinyinji and Luhagala.

WARD XXVII:
The village areas of Litumba/Ndyosi, Luchili, Kingole and Kitinyiko.

WARD XXVIII:
Litumba/Kuhemba, Lukali and Ngingama.

Made by the Minister for Home Affairs at Dar es Salaam this sixth day of February, 1964.

J. M. LUSINDE,
Minister for Home Affairs

Approval of the making of the above Instrument was signified by resolution of the National Assembly on the seventh day of February, 1964.

P. MSEKWA,
Clerk of the National Assembly

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THE MUNICIPALITIES ORDINANCE
(CAP. 105)

BY-LAWS

Made under section 70

THE TANGA MUNICIPAL COUNCIL (LICENSING AND CONTROL OF DOGS) (AMENDMENT) BY-LAWS, 1964

1. These By-Laws may be cited as the Tanga Municipal Council (Licensing and Control of Dogs) (Amendment) By-Laws, 1964, and shall be read as one with the Tanga Town Council (Licensing and Control of Dogs) By-Laws, 1960 (hereinafter referred to as the principal By-Laws).

Supp 60
Cap. 333
p. 15

2. By-Law 3 of the principal By-Laws is hereby amended: —

(i) by inserting immediately after paragraph (1) thereof the following paragraph, to be numbered (2)—

"(2) where a Veterinary Officer has made a written order, applicable to any part of the Municipality, for the inoculation of dogs under the provisions of subsection (3) of section 22 of the Animal Diseases Ordinance, no Licence shall be granted by the Council, and any licence already granted shall cease to be valid and any certificate of registration granted elsewhere shall cease to have effect in the Municipality, until the dog has been inoculated against rabies, unless the dog has been so inoculated with the period of two years immediately preceding the grant of the licence or certificate as the case may be."; and

R.L.
Supp. 59
Cap. 156
p. 4