

GOVERNMENT NOTICE No. 61 published on 23/2/62

LA. 13/021

THE LOCAL COURTS ORDINANCE
(CAP. 299)

ORDER

Made under section 14

THE LOCAL COURTS (JURISDICTION) ORDER, 1962

1. This Order may be cited as the Local Courts (Jurisdiction) Order, 1962.

2. All local courts in Tanganyika shall have jurisdiction to enforce the provisions of the laws set out in the First Column of the First Schedule hereto subject to the limitation set out opposite in the Second Column.

3. The local courts set out in the First Column of the Second Schedule hereto shall have jurisdiction to enforce the provisions of the laws set out opposite in the Second Column subject to the limitation set out opposite in the Third Column.

4. The Local Courts (Jurisdiction) (Consolidation) Order, 1951, as amended from time to time, is hereby revoked.

R.L.
Cap. 299,
p. 24
Supp. 56,
Cap. 299,
p. 4
Supp. 57,
Cap. 299,
p. 2
Supp. 58,
Cap. 299,
p. 2
Supp. 59,
Cap. 299,
p. 1
G.Ns. 1961
Nos. 184,
384, 435
and 444

FIRST SCHEDULE

FIRST COLUMN	SECOND COLUMN
<i>Laws which may be enforced:</i>	<i>Jurisdiction only in respect of:</i>
Cap. 16 The Penal Code.	Section 116A.
Cap. 77 The Native Liquor Ordinance.	Section 35: 36
Cap. 106 The Markets Ordinance.	Rules made by the Governor-General and by-laws made by a township authority or native authority under section 4.
Cap. 153 The Animals (Protection) Ordinance.	Section 3.
Cap. 157 The Animals (Native Livestock) Ordinance. Native Livestock (Branding) Rules (Vol. VI, p. 1531).	All the rules.
Cap. 168 The Traffic Ordinance. The Traffic Rules (Supp. 57, Cap. 168, p. 48).	Offences in connection with pedal bicycles under sections 36, 51, 52, 53, 56 (i) and 70, and rules 18, 32, 43 (i), 69 and 70.
Cap. 183 The Native Tax Ordinance.	Sections 15 and 16: 13 and 14
Cap. 207 The Itinerant Traders Ordinance.	Sections 3 and 11.
Cap. 208 The Trades Licensing Ordinance.	Sections 3, 12 and 29.
Cap. 223 The Arms and Ammunition Ordinance.	Sections 13 (1), 31 (1) and (2). Section 22 where such offences relate to the manufacture of smooth bore muzzle-loading muskets.

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G.N. No. 61 (contd.)

	FIRST COLUMN	SECOND COLUMN
	<i>Laws which may be enforced:</i>	<i>Jurisdiction only in respect of:</i>
Cap. 223	The Arms and Ammunition (Native Authorities) Regulations (Supp. 57, Cap. 223, p. 35).	Regulations 6 and 7.
174/63 Cap. 302	The Fauna Conservation Ordinance.	Sections 12 (1) and (3), 18, 23 (1) and (3), 29, 30, 31, 33, 34 (1), (2), (3), (4), (5), (6), (8), (9), (10) and (12), 36, 49, 53 (1), (2A), (2B) and (2c). ¹³⁽⁴⁾
Cap. 304	The Public Order Ordinance.	Sections 4 and 8.
Cap. 353	The Native Authority (Rating) and Local Government (Tax) Ordinance.	The whole Ordinance.
Cap. 355	The Personal Tax Ordinance.	Sections 26, 35 and 40.
Cap. 389	The Forests Ordinance.	Sections 15 (1), (2) and (4), 16 (1) and (2), 18, 22, 23, 24, 26 (1) and (2).
	The Forests Rules, 1959 (Supp. 59, Cap. 389, p. 5).	Rules 9, 11 (2), 14, 15 (1) and 17.

SECOND SCHEDULE

PART I

FIRST COLUMN	SECOND COLUMN	THIRD COLUMN
<i>Courts possessing jurisdiction:</i>	<i>Laws which may be enforced:</i>	<i>Jurisdiction only in respect of:</i>
THE EASTERN PROVINCE:		
The Court of the Liwali Bagamoyo.	Cap. 133 The Plant Protection Ordinance.	Section 9.
	The Plant Protection (Coconut) Rules, 1947 (Vol. VI, p. 1432).	All the rules.
All Local Courts having jurisdiction in the Eastern Province.	Cap. 140 The Coconuts (Theft) Ordinance.	The whole Ordinance.
162 All Local Courts having jurisdiction in the Morogoro District.	Cap. 389 The Forests Ordinance.	Section 26 (3) Sections 15 (1), (2) and (4), 16 (1) and (2), 18, 22, 23, 24, 26 (1) and (2).
THE LAKE PROVINCE:		
The Courts of the Liwali, Mwanza, Shinyanga and Musoma townships.	Cap. 101 The Township Rules (Supp. 59, Cap. 101, p. 16).	Rules 8, 47 (1) and (3), and 62.
All Local Courts having jurisdiction in the Lake Province except the Courts of the Liwali, Mwanza, Shinyanga and Musoma townships.	Cap. 362 The Cotton Ordinance.	Sections 10, 42 (1) and 48.
	Cap. 365 The Intoxicating Liquors Ordinance.	Sections 31, 32, 45, 46, 48, 52, 53, 54, 57, 71 and 76.
THE NORTHERN PROVINCE:		
The Court of the Liwali, Moshi.	Cap. 93 The Food and Drugs Ordinance.	Section 17.
	Cap. 101 The Township Rules (Supp. 59, Cap. 101, p. 16).	Rules 8, 32, 80A and 86.
All Local Courts having jurisdiction in the Kilimanjaro District except the Court of the Liwali, Moshi.	Cap. 93 The Food and Drugs Ordinance.	Sections 12, 17 and 26.
	Cap. 365 The Intoxicating Liquors Ordinance.	Sections 31, 32, 45, 46, 48, 52, 53, 54, 57, 71 and 76.
	Cap. 389 The Forests Ordinance.	Section 26 (3).

FIRST COLUMN	SECOND COLUMN	G.N. No. 61 (contd.) THIRD COLUMN
<i>Courts possessing jurisdiction:</i>	<i>Laws which may be enforced:</i>	<i>Jurisdiction only in respect of:</i>
The Court of the Liwali, Arusha.	Cap. 101 The Township Rules (Supp. 59, Cap. 101, p. 16).	Rules 8 and 47 (3).
	Cap. 333 The Arusha Town Council (Traffic) By-laws, 1956 (Supp. 56, Cap. 333, p. 29).	By-laws 11, 12, 16, 17, 22 and 27.
All Local Courts having jurisdiction in the Mbulu District.	Cap. 133 The Plant Protection (Coffee) Rules, 1947 (Vol. VI, p. 1428).	All the rules.
All Local Courts having jurisdiction in the Kilimanjaro District.	Cap. 167 The Highways Ordinance.	Sections 37, 38, 39, 40, 41, 42, 43, 50 and 51.
The Local Courts of Endogikot, Gendi, Mwada and Khatesh.	Cap. 167 The Highways Ordinance.	Sections 37, 38, 39, 40, 41, 42, 43, 50 and 51.
The Divisional Local Courts of Hai, Vunjo and Rombo, and the Chagga Appeal Court.	Cap. 367 The Crops (Unlawful Possession) Ordinance.	The whole Ordinance.
The Local Courts of Enaboishu and Poli.	Cap. 167 The Highways Ordinance.	Sections 37, 38, 39, 40, 41, 42, 43, 50 and 51.
	Cap. 367 The Crops (Unlawful Possession) Ordinance.	The whole Ordinance.
The Local Courts of Loliondo and Monduli.	Cap. 367 The Crops (Unlawful Possession) Ordinance.	The whole Ordinance.
THE SOUTHERN PROVINCE:		
All Local Courts having jurisdiction in the Songea District.	Cap. 133 The Plant Protection (Tobacco) Rules, 1950 (Vol. II, 1947-50, p. 389).	Rule 7 (1).
THE SOUTHERN HIGHLANDS PROVINCE:		
All Local Courts having jurisdiction in the Mbeya and Rungwe Districts.	Cap. 133 The Plant Protection Ordinance.	Section 9.
	The Plant Protection (Coffee) Rules, 1947 (Vol. VI, p. 1428).	All the rules.
	The Plant Protection (Coconut) Rules, 1947 (Vol. VI, p. 1432).	All the rules.
All Local Courts having jurisdiction in the Iringa, Mbeya, and Njombe Districts.	Cap. 167 The Highways Ordinance.	Sections 37, 38, 39, 40 and 51.
THE TANGA PROVINCE:		
The Courts of the Liwalis of Tanga and Pangani.	Cap. 133 The Plant Protection Ordinance.	Section 9.
	The Plant Protection (Coconut) Rules, 1947 (Vol. VI, p. 1432).	All the rules.

FIRST COLUMN G.N. No. 61 (contd.)	SECOND COLUMN Laws which may be enforced:	THIRD COLUMN Jurisdiction only in respect of:
Courts possessing jurisdiction:		
All Local Courts having jurisdiction in the Tanga (Rural) and Pangani Districts.	Cap. 140 The Coconuts (Theft) Ordinance.	The whole Ordinance.
The Court of the Liwali, Tanga.	Cap. 333 The Tanga Township (Traffic) By-laws, 1956 (Supp. 56, p. 18).	By-laws 8, 11, 15, 16, 21 and 23.
THE WESTERN PROVINCE:		
All Local Courts having jurisdiction in the Katama District.	Cap. 156 The Animal Diseases Regulations (Supp. 59, Cap. 156, p. 23).	Regulations 29 (1), (2), (3), (9), (10) and (12), and 36.
All Local Courts having jurisdiction in the Western Province.	Cap. 167 The Highways Ordinance.	Sections 37, 38, 39, 40 and 51.
The Court of the Liwali, Tabora.	Cap. 333 The Tabora Township (Animals within the Township) By-laws, 1959 (Supp. 59, Cap. 333, p. 7).	All the By-laws.
All Local Courts having jurisdiction in the West Lake Province except the Court of the Town Headman, Bukoba.	The Tabora Township (Cultivation of Crops) By-laws, 1959 (Supp. 59, Cap. 333, p. 11).	All the By-laws.
THE WEST LAKE PROVINCE:		
All Local Courts having jurisdiction in the City of Dar es Salaam.	Cap. 365 The Intoxicating Liquors Ordinance.	Sections 31, 32, 45, 46, 48, 52, 53, 54, 57, 71 and 76.
THE DAR ES SALAAM EXTRA-PROVINCIAL DISTRICT:		
All Local Courts having jurisdiction in the City of Dar es Salaam.	Cap. 101 The Township Rules (Supp. 59, Cap. 101, p. 16). Township (Building) Rules (Supp. 59, Cap. 101, p. 51).	Rules 34, 35 and 86.
All Local Courts having jurisdiction in the City of Dar es Salaam.	Cap. 105 The Dar es Salaam Municipality (Streets) By-laws (Supp. 57, Cap. 105, p. 83).	Rules 62 and 64. All the By-laws.
All Local Courts having jurisdiction in the City of Dar es Salaam.	Cap. 133 The Plant Protection Ordinance.	Section 9.

All local Courts ... [D39/62]

FIRST COLUMN	SECOND COLUMN	G.N. No. 61 (contd.) THIRD COLUMN
<i>Courts possessing jurisdiction:</i>	<i>Laws which may be enforced:</i>	<i>Jurisdiction only in respect of:</i>
Court of the Kadhi, Dar es Salaam.	Cap. 140 The Coconuts (Theft) Ordinance.	The whole Ordinance.
	Cap. 134 The Cultivation of Noxious Plants (Prohibition) Ordinance.	Section 2.
<i>THE CENTRAL REGION... [174/63]</i>		
PART II		
All Local Courts having jurisdiction over Municipalities, Townships and Minor Settlements which are not subject to the jurisdiction of the Native Authorities.	Cap. 19 The Gambling Ordinance.	Sections 3, 4 and 5.
All Local Courts having jurisdiction over areas to which the provisions of Cap. 77 have been or will be applied.	Cap. 77 The Native Liquor Ordinance.	Sections 17, 21, 25, 26, 31, 32, 33 (2), 34 and 48 (1). <i>Substituted 139</i>
All Local Courts having jurisdiction over Municipalities and Townships.	Cap. 101 The Township Rules (Supp. 59, Cap. 101, p. 16).	Rules 10, 16, 17, 18, 20, 21, 23, 24, 25, 27, 28, 31 (3), (4), (5) and (6), 70, 80, 81 and 84.
All Local Courts having jurisdiction over Townships to which the provisions of the Townships (Compulsory Education) Rules have been or will be applied.	Cap. 101 The Township (Compulsory Education) Rules (Supp. 59, Cap. 101, p. 98).	All the rules.
All Local Courts having jurisdiction over Minor Settlements.	Cap. 102 The Minor Settlement Rules (Supp. 59, Cap. 102, p. 38).	All the rules.
All Local Courts having jurisdiction in the areas listed in the Schedule to the Plant Protection (Tobacco) Rules, 1950, except Local Courts having jurisdiction in the Songea District.	Cap. 133 The Plant Protection (Tobacco) Rules, 1934 (Vol. VI, p. 1437). The Plant Protection (Tobacco) Rules, 1950 (Vol. II, 1947-50, p. 391).	All the rules. All the rules.
All Local Courts having jurisdiction over areas in which a cess has been or will be imposed under section 3 of the African Produce (Cess) Ordinance.	Cap. 323 The African Produce (Cess) Ordinance.	Section 7.
All Local Courts having jurisdiction in areas where District Councils have been established.	Cap. 333 The Local Government Ordinance.	Sections 95, 96, 97, 99 and 101, and suits for the recovery of a rate and a penalty under section 94.
Grade "A" Courts.	Cap. 355 The Personal Tax Ordinance.	Section 27 in addition to jurisdiction conferred in the First Schedule.
All Local Courts having jurisdiction in areas where District Councils have been established.	Cap. 393 The African Chiefs (Special Powers) Ordinance.	All the Rules and Orders made under the Ordinance.

Dar es Salaam,
13th February, 1962

A. S. FUNDIKIRA,
Minister for Legal Affairs