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THE UNITED REPUBLIC OF TANZANIA

ACT SUPPLEMENT

No. 8 ***13th November, 2013***

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SHERIA YA MAREKEBISHO (NA. 2) YA SHERIA YA MABADILIKO YA KATIBA YA MWAKA 2013

MPANGILIO WA VIFUNGU

Kifungu *Maelezo*

1. Jina

2. Marekebisho ya kifungu cha 22.

3. Marekebisho ya kifungu cha 24.

4. Marekebisho ya kifungu cha 26.

5. Marekebisho ya Sehemu ya Sita .

JAMHURI YA MUUNGANO WA TANZANIA

NA. 9 YA 2013

NAKUBALI,

JAKAYA MRISHO KIKWETE,
Rais
[13 Novemba, 2013]

Sheria ya kufanya marekebisho katika Sheria ya Mabadiliko ya Katiba, Sura ya 83.

IMETUNGWA na Bunge la Jamhuri ya Muungano wa Tanzania

1. Sheria hii itaitwa Sheria ya Marekebisho (Na.2) ya Sheria ya Mabadiliko ya Katiba ya Mwaka 2013 na itasomwa pamoja na Sheria ya Mabadiliko ya Katiba ambayo katika Sheria hii itajulikana kama "Sheria kuu". Jina

2. Sheria kuu inafanyiwa marekebisho katika kifungu cha 22 kwa: Marekebisho ya kifungu cha 22

(a) kufuta aya (c) ya kifungu kidogo cha (1) na kuiandika upya kama ifuatavyo:

"(c) wajumbe mia mbili na moja watakaoteuliwa na Rais kwa makubaliano na Rais wa Zanzibar kama ifuatavyo:

(i) wajumbe ishirini kutoka Taasisi zisizokuwa za Kiserikali;

(ii) wajumbe ishirini kutoka Taasisi za Kidini;
(iii) wajumbe arobaini na mbili kutoka Vyama vyote vya Siasa vyenye usajili wa kudumu;
(i) wajumbe ishirini kutoka Taasisi za Elimu;
(v) wajumbe ishirini kutoka katika makundi ya watu wenye ulemavu;
(vi) wajumbe kumi na tisa kutoka Vyama vya Wafanyakazi;
(vii) wajumbe kumi kutoka Vyama vinavyowakilisha Wafugaji;
(viii) wajumbe kumi kutoka Vyama vinavyowakilisha Wavuvi;
(ix) wajumbe ishirini kutoka Vyama vya Wakulima;
(x) wajumbe ishirini kutoka makundi mengine yoyote ambayo yana malengo yanayofanana."

(b) kufuta kifungu kidogo cha (2A) na badala yake kuweka kifungu kipya kifuatacho:

"(2A). Rais ataalika kila kundi lililotajwa katika kifungu kidogo cha (1)(c), kutoka kila upande wa Muungano kuwasilisha kwake orodha ya majina yasiyopungua manne na yasiyozidi tisa kwa ajili ya kufikiriwa kwa uteuzi, isipokuwa kwamba, orodha hiyo itaonyesha katika-

(a) kila jina linalopendekezwa umri, jinsia, uzoefu, sifa na mahali anapotoka mtu huyo;"
(b) itazingatia uwiano wa jinsia;

(c) Kufuta neno "usawa" katika kifungu kidogo cha (2B) na badala yake kuweka neno "uwiano".

Marekebisho kifungu cha 24

3. Sheria kuu inafanyiwa marekebisho katika kifungu cha 24 kwa:

(a) kuongeza, mara baada ya kifungu kidogo cha (1), kifungu kidogo kifuatacho:

"(2) Bila kujali masharti ya kifungu kidogo cha (1), Katibu wa Bunge la Jamhuri ya Muungano na Katibu wa Baraza la Wawakilishi kabla ya Bunge Maalum kuitishwa, watafanya maandalizi muhimu kwa ajili ya utekelezaji bora wa shughuli za Bunge Maalum."

(b) kubadilisha kifungu kidogo cha (2) mpaka cha (6) kuwa kifungu kidogo cha (3) mpaka cha (7);

(c) kufuta maneno "katika masharti ya kuazimwa" yanayoonekana katika kifungu kidogo kipya cha (6) na badala yake kuweka maneno "wameazimwa".

4. Sheria kuu inafanyiwa marekebisho katika kifungu cha 26 kwa kufuta vifungu vidogo vya (3), (4), (5), (6) na (7). Marekebisho ya kifungu cha 26

5. Sheria kuu inafanyiwa marekebisho katika sehemu ya sita kwa:- Marekebisho ya sehemu ya sita

(a) kufuta kichwa cha habari na badala yake kuweka kichwa cha habari kifuatacho: "MASHARTI YA JUMLA";

(b) kufuta vifungu vya 31 mpaka 36;

(c) kuvipa namba upya vifungu vya 37 na 38 kuwa 31 na 32.

Umepitishwa na Bunge tarehe 09 Novemba, 2013.

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Katibu wa Bunge

THE CONSTITUTIONAL REVIEW (AMENDMENT NO. 2) ACT, 2013

ARRANGEMENT OF SECTIONS

Section *Title*

1. Construction.
2. Amendment of Section 22.
3. Amendment of Section 24.
4. Amendment of Section 26.
5. Amendment of Part VI.

THE UNITED REPUBLIC OF TANZANIA

NO. 9 OF 2013

I ASSENT,
JAKAYA MRISHO KIKWETE,
President

[13 Novemba, 2013]

An Act to amend the Constitutional Review Act, Cap. 83.

ENACTED by Parliament of the United Republic of Tanzania.

1. This Act may be cited as the Constitutional Review (Amendment No. 2) Act, 2013 and shall be read as one with the Constitutional Review Act, hereinafter referred to as the "principal Act". Construction

2. The principal Act is amended in section 22 by: Amendment of section 22

(a) deleting paragraph (c) of subsection (1) and substituting for it the following:

"(c) two hundred and one members appointed by the President in agreement with the President of Zanzibar as follows:

(i) twenty members from Non-Governmental Organisations;

(ii) twenty members from Faith Based Organisations;

(iii) forty two members from all fully registered Political Parties;
(iv) twenty members from Learning Institutions;
(v) twenty members from groups of persons with disabilities;
(vi) nineteen members from Trade Union Organisations;
(vii) ten members from associations representing livestock keepers;
(viii) ten members from fisheries associations;
(ix) twenty members from agricultural associations; and
(x) twenty members from any other groups of persons having common interest;

(b) deleting subsection (2A) and substituting for it the following:

"(2A) The President shall invite each group specified under subsection (1)(c) from both sides of the union to submit to him a list of not less than four names and not more than nine names for consideration of appointment, provided that, the list shall-

(a) for every name proposed, indicate the age, gender, experience, qualifications and place of abode for that person;
(b) take into consideration gender parity."

(c) deleting the word "balance" appearing in paragraph (b) of subsection (2B) and substituting for it the word "parity."

Amendment of section 24

3. The principal Act is amended in section 24 by:

(a) adding immediately after subsection (1) the following new subsection:

"(2) Notwithstanding the provisions of subsection (1), the Clerk of the National Assembly and the Clerk

of the House of Representatives shall, before the proclamation of the Constituent Assembly, make necessary preparations for better carrying out of the Constituent Assembly business."

(a) renaming subsections (2) to (6) as subsections (3) to (7);

(b) deleting the word "secondment" appearing in the renamed subsection (6) and substituting for it the word "attachment."

4. The principal Act is amended in section 26 by deleting subsections (3), (4), (5), (6) and (7). Amendment of section 26

5. The principal Act is amended in Part VI by: Amendment of Part VI

(a) deleting the heading and substituting for it with the following "GENERAL PROVISIONS";

(b) repealing sections 31 to 36;

(c) renumbering sections 37 and 38 as sections 31and 32 respectively.

Passed in the National Assembly on the 9th November, 2013.

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Clerk of the National Assembly