GOVERNMENT NOTICE NO. 138 published on 28/2/2020

THE EXECUTIVE AGENCIES ACT,

(CAP.245)

ORDER

(Made under section 3(1))

THE EXECUTIVE AGENCIES (e-GOVERNMENT AGENCY) (DISESTABLISHMENT) ORDER, 2020

Citation

1. This Order may be cited as the Executive Agencies (e-Government Agency) (Disestablishment) Order, 2020.

Interpretation

Act No. 10 of 2019

GN No. 252 of 2010

2. In this Order, unless the context otherwise requires-

"Authority" means the e-Government Authority established by the e-Government Act;

"e-GA" is an acronym of the e-Government Agency established by the Executive Agencies (e-Government Agency) (Establishment) Order, 2010.

Cessation of Ministerial Advisory Board

3. The Ministerial Advisory Board established under the e-GA shall, upon publication of this Order, cease its existence.

Transfer of powers

4. Notwithstanding the disestablishment made by this Order, all acts or transactions conducted or intended to be collected prior to the date of publications of this Order, shall be valid and remain in force as if such acts or transactions were conducted by the Authority.

Transfer of properties, assets and liabilities

5.-(1) All properties and assets in form of movable and immovable and any interests therein which were under the Agency shall be transferred to the Authority.

(2) All liabilities subsisting or arising from any act or omission by Agency are transferred to the Authority.

(3) For the purpose of subparagraph (2), any suit or charge subsisting or pending in any court of law or tribunal and any charge instituted by or on behalf of the Agency, shall be substituted in the name of the Authority and any damages or reliefs or any penalty arising thereby shall be payable to, or paid by or imposed on the Authority.

Transfer of officers and employees

6.-(1) Consequent upon disestablishment of the e-GA, all officers and employees of Agency shall, from the date of publication of this Order, be deemed to have been transferred to the Authority.

(2) For the purpose of subparagraph (1), the President's Office Public Service Management and Good Governance may allocate officers and employees transferred to the Authority and any officer or employee who may not be required or whose career cadre is not required subsequent to such transfer may be allocated to other public office as it deems fit.

Pension and terminal benefits

7.-(1) Pension and terminal benefits payable to any officer or any other employee transferred to the e-GA Authority or other public office shall continue to be paid by respective schemes to which each of such officers or employees was a member or beneficiary and Government contribution to such pension or terminal benefits schemes in respect of each of such officers and employees shall continue.

(2) For the purpose of subparagraph (1), the period during which an officer or employee served with e-GA shall be deemed as the period added to the period which the officer or employee served with the Authority or such other public office for the purpose of determining a period of reckonable service required by the laws governing pension or terminal scheme to which such officer or employee is a member or beneficiary.

Disestablishment GN. No. 252 of 2010

8. The Executive Agencies (e-Government Agency)(Establishment) Order, 2010 is hereby revoked.

Dodoma,
17/2/2020

GEORGE H. MKUCHIKA
Minister of State, President's Office Public Service Management and Good Governance