

THE UNITED REPUBLIC OF TANZANIA

Supplement No. 1

7th January, 2022

SUBSIDIARY LEGISLATION

To The Gazette Of The United Republic Of Tanzania No. 1 Vol. 103 Dated 7th January, 2022

Printed By The Government Printer, Dodoma By Order Of Government

GOVERNMENT NOTICE No. 1 published on 7/1/2022

THE COLLEGE OF BUSINESS EDUCATION ACT, (CA. 315)

ORDER

(Made under section 5A (7))

THE COLLEGE OF BUSINESS EDUCATION (AMENDMENT OF SCHEDULE) ORDER, 2021

Citation
Cap. 315

1. This Order may be cited as the College of Business Education (Amendment of Schedule) Order, 2021 and shall be read together with the College of Business Education Act hereinafter referred to as the Act.

Amendment
of Schedule

2. The Act is amended by deleting the Schedule and replace it with the following:

SCHEDULE

(Made under section 5A(5))

TENURE OF OFFICE OF MEMBERS, PROCEEDINGS OF THE GOVERNING BODY AND
OTHER RELATED MATTERS

Interpretation	1. For the purpose of this Schedule- (a) "appointing authority" means, in relation to the Chairman of the Governing Body, the President and in relation to any other member, the Minister; and (b) "member" includes the Chairman.
Tenure of members	2. Members of the Governing Body shall hold the office for three years and, unless their membership is otherwise terminated due to misconduct or non-attendance at three successive meetings of the Body without reasonable excuse, shall be eligible to be reappointed for one further term.
Termination of appointment of members	3.-(1) Where any member absents himself without reasonable excuse from three consecutive meetings of the Governing Body, the Governing Body shall advise the appointing authority of the fact and the appointing authority may- (a) if such member is a member by virtue of his holding any other office, after consultation with the Ministry or organisation in which such other office exists, terminate the appointment of such member as member and appoint the holder of any other suitable office in the same Ministry or organisation to be a member in his stead; (b) if such member is a member by virtue of his having been nominated by any person, authority or organisation, direct such person, authority or organisation to terminate the appointment of such member and nominate another member in his stead. (2) Save with the consent in writing of the Minister, no person whose appointment as a member is terminated under this paragraph shall be eligible for re-appointment on the Governing Body for a period of two years from the date of such termination.
Quorum procedure and meetings	4.-(1) The Governing Body shall meet quarterly or at such times as may be necessary or expedient for the transaction of business. (2) At any meeting of the Governing Body four members thereof shall constitute a quorum. (3) At any meeting of the Governing Body the Chairman shall preside, or in the absence of the Chairman, the Vice-Chairman shall preside, or if no Vice-Chairman has been elected or if the Vice-Chairman is absent the members present at the meeting shall elect one of their members to be Chairman for that meeting. (4) In the event of an equality of votes the Chairman of the meeting shall have a casting vote in addition to his deliberative vote.

College of Business Education (Amendment of Schedule)

GN. No.1 (Contd.)

(5) Minutes in proper form of each meeting of the Governing Body shall be kept and shall be confirmed by the Governing Body at the next ordinary meeting and signed by the Chairman of the meeting.

(6) All acts, matters and things authorised or required to be done by the Governing Body shall be decided by resolution at a meeting of the Governing Body at which a quorum is present.

(7) A decision of the majority of members present and voting at a meeting of the Governing Body shall be deemed to be a decision of the Governing Body.

(8) The Governing Body shall have powers to decide on matters by way of circular resolution of relevant papers among the members and the expression of views of the majority of them in writing:

Provided that, any member shall be entitled to require that the decision be deferred and the subject matter be considered at a meeting of the Governing Body.

(9) The seal of the Governing Body shall be affixed by the Chairman or the Rector.

Vice
Chairman

5. The Governing Body may elect any member thereof to be Vice-Chairman of the Body.

Vacancies,
etc., not to
invalidate
proceedings

6. Subject to the provisions of paragraph 4, relating to a quorum, the Governing Body may act notwithstanding any vacancy in the membership thereof and no act or proceeding of the Governing Body shall be invalid by reason only of some defect in the appointment of a member or some person who purports to be a member.

Seal of
Governing
Body

(7) A decision of the majority of members present and voting at a meeting of the Governing Body shall be deemed to be a decision of the Governing Body.

Members to
be
reimbursed

8. The members may, if the Governing Body so determines, be reimbursed for all reasonable expenses incurred by them in the course of discharging their duties.

Body may
regulate its
proceedings

9. Subject to the provisions of this Schedule the Governing Bod may regulate its own proceedings.

Dodoma,
18th November, 2021

KITILA A. MKUMBO,
Minister for Industry and Trade