

TANGANYIKA



No. 78 OF 1962

ASSENT.

*[Signature]*

.....  
Governor-General

27. TH NOVEMBER, 1962

**An Act to amend the Matrimonial Causes Ordinance**

[12TH DECEMBER, 1962]

ENACTED by the Parliament of Tanganyika.

1. This Act may be cited as the Matrimonial Causes Ordinance (Amendment) Act, 1962, and shall be read as one with the Matrimonial Causes Ordinance. Short title and construction Cap. 364

2. Section 8 of the Matrimonial Causes Ordinance is hereby amended as follows:— Section 8 of Cap. 364 amended

(a) by deleting paragraph (d) thereof and by substituting therefor the following new paragraph:—

“(d) is incurably of unsound mind and has been under care and treatment for an aggregate of five years out of the eight years immediately preceding the presentation of the petition,”; and

(b) by deleting the sixteenth to twenty-eighth lines thereof (inclusive) and by substituting therefor the following:—

“For the purposes of this section, a person of unsound mind shall be deemed to be under care and treatment while he is resident (whether compulsorily or voluntarily and whether in Tanganyika or elsewhere) in an institution duly recognized by the Government as an institution for the care and treatment of insane persons, lunatics or mental defectives, or, when so resident, is temporarily admitted to some hospital, nursing home or similar institution for the purposes of receiving medical or surgical treatment therein, or is detained as a criminal lunatic under any law for the time being in force in Tanganyika or elsewhere. A certificate under the hand of the Minister for the time being responsible for medical services that any place is a duly recognized institution for the purposes of this section shall be receivable in all courts as conclusive evidence of that fact.”

Passed in the National Assembly on the twenty-sixth day of November, 1962.

*[Signature]*  
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Clerk of the National Assembly

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