

THE UNITED REPUBLIC OF TANZANIA



No. 49 OF 1965

I ASSENT.

Tulius K. Nyerere
President

14TH OCTOBER, 1965

An Act to confer upon the National Executive Committee of the Party the like privileges relating to the summoning of witnesses, the taking of evidence and the production of documents as are enjoyed by the National Assembly

[15TH OCTOBER, 1965]

ENACTED by the Parliament of the United Republic of Tanzania.

1. This Act may be cited as the National Executive Committee Short title (Powers and Privileges) Act, 1965.

2. In this Act, unless the context otherwise requires—
“the National Assembly Ordinance” means the Legislative Council Interpretation Cap. 359 (Powers and Privileges) Ordinance;

“the National Executive Committee” means the National Executive Committee of the Party and includes a Committee appointed by such National Executive Committee in accordance with the constitution of the Party;

“the Party” means the Party the constitution of which is for the time being set out in the First Schedule to the Constitution of Tanzania. Acts 1965 No. 43

3. This Act shall apply to Tanganyika and, in respect of Union Application matters, to Zanzibar.

4.—(1) Subject to the provisions of this section, the National Executive Committee shall have and may exercise the like powers and privileges as are conferred on the National Assembly by Part III of the National Assembly Ordinance (which relates to the summoning of witnesses, the taking of evidence and the production of documents). Powers and privileges of the National Executive Committee

No. 49 National Executive Committee (Powers and Privileges) 1965

(2) The National Executive Committee shall have and may exercise such powers and privileges subject to the like restrictions and qualifications as those to which the enjoyment and exercise of the comparable powers of the National Assembly are subject, and the Secretary-General of the Party shall have the like functions in relation thereto as are conferred on the Speaker and the Clerk of the National Assembly by Part III of the National Assembly Ordinance.

Witnesses
and
proceedings

5. The provisions of sections 14, 15 and 17 of the National Assembly Ordinance (which relate to the privileges of witnesses and the evidence of proceedings, and deem proceedings to be judicial proceedings for certain purposes) shall apply, with the necessary modifications, in relation to the powers and privileges conferred upon the National Executive Committee by this Act and to proceedings in the Committee in exercise of such powers and privileges.

Offences

6.—(1) Any person who—

- (a) disobeys any order made by the National Executive Committee for attendance or for the production of documents unless such attendance or production be excused as provided in Part III of the National Assembly Ordinance as applied for the purposes of this Act; or
- (b) refuses to be examined before, or to answer any lawful and relevant questions put by, the National Executive Committee unless such refusal be excused as aforesaid; or
- (c) presents to the National Executive Committee any false, untrue, fabricated or falsified document with intent to deceive the National Executive Committee,

shall be guilty of an offence and shall be liable on conviction to a fine not exceeding four thousand shillings or to imprisonment for a term not exceeding two years or to both such fine and imprisonment.

(2) No prosecution for an offence under the Act shall be instituted except with the written sanction of the Attorney-General.

Passed in the National Assembly on the thirteenth day of October, 1965.


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Clerk of the National Assembly