

THE UNITED REPUBLIC OF TANZANIA



No. 43 OF 1969

I ASSENT,

Julius K. Nyerere
President

6TH NOVEMBER, 1969

An Act to amend the Customary Leaseholds (Enfranchisement) Act, 1968

[7TH NOVEMBER, 1969]

ENACTED by the Parliament of the United Republic of Tanzania.

1. This Act may be cited as the Customary Leaseholds (Enfranchisement) (Amendment) Act, 1969 and shall be read as one with the Customary Leaseholds (Enfranchisement) Act, 1968 (hereinafter referred to as the "principal Act"). Short title Act 1968 No. 47

2. Section 3 of the principal Act is amended in subsection (1)— Section 3 of Act No. 47 of 1968 amended
- (a) in the definition "landlord" by deleting the semi-colon at the end and by inserting the following words:—"and includes any person who, under any customary law, is entitled to possession of a parcel of land in occupation of another person;";
 - (b) in the definition "tenant" by inserting after the word "landlord;" in the sixth line the words—"and includes the person in occupation of a parcel of land where some other person is entitled to recover possession from him under customary law, whether or not the person so in occupation holds the land under any lease or agreement;".

3. Section 13 of the principal Act is repealed and replaced by the following section:— Section 13 Act 1968 No. 47 repealed and replaced

"Appeals 13.—(1) Where any party to any proceedings before a Tribunal is aggrieved by an order or decision of the Tribunal in such proceedings he may appeal therefrom to the Minister.

(2) The Minister may make regulations—

- (a) prescribing the manner in which an appeal may be made to him under this section;
- (b) providing for the time in which such appeal may be made;
- (c) regulating the procedure in any such appeal.

(3) The decision of the Minister on any appeal under this section shall be final and shall not be subject to review in any court.”.

Validation
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4. For the avoidance of doubts it is hereby declared that the principal Act shall be deemed to have come into operation with effect from the 1st August, 1969 notwithstanding that the notice under section 1 of the principal Act was not published until the 8th August, 1969.

Passed in the National Assembly on the twenty-fourth day of October, 1969.


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Clerk of the National Assembly