

THE DISTRICT DEVELOPMENT COUNCILS (ELECTIONS)
ACT, 1975

ARRANGEMENT OF SECTIONS

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THE UNITED REPUBLIC OF TANZANIA



No. 24 OF 1975

I ASSENT,

Jubus K. Nyere

 President

11TH AUGUST, 1975

**An Act to provide for Elections of the elected members of the
 District Development Councils**

[..... AUGUST, 1975]

ENACTED by the Parliament of the United Republic of Tanzania.

1. This Act may be cited as the District Development Councils Short title
 (Elections) Act, 1975.

2. In this Act, unless the context otherwise requires—

Interpretation

“Decentralization Act” means the Decentralization of Government
 Administration (Interim Provisions) Act, 1972;

“Development Council” means a District Development Council
 established by the Decentralization Act;

Acts, 1972
No. 27

“district” means an area within the jurisdiction a Development Council
 and includes any such area which, immediately prior to the
 dissolution of a Town Council pursuant to the provisions of the
 Decentralization Act, was within the jurisdiction of such Town
 Council;

“District Working Committee” in relation to a Development Council
 means the District Working Committee of the Party for the district
 over which the District Council has jurisdiction;

“election” includes a by-election;

“the Elections Act” means the Elections Act, 1970;

“Minister” means the Minister for the time being responsible for
 regional administration;

Acts, 1970
No. 25

“Regional Working Committee” in relation to a Development Council
 means the Regional Working Committee of the Party for the region
 within which the area of jurisdiction of the Development Council
 is situate.

Elected
members
of Develop-
ment
Councils

3.—(1) On a date appointed in that behalf by the Minister by an order in the *Gazette* there shall be elected, for every Development Council, as many elected members as there are wards in the district within the jurisdiction of that Development Council, and such elected members shall, with effect from the date following the date on which the election results are confirmed by the Electoral Commission in accordance with the Elections Act, be the elected members of the Development Council and thereupon the persons who are members of the Development Council by virtue of their having been, immediately prior to the dissolution under the Decentralization Act of the local authority formerly exercising jurisdiction over the area within the jurisdiction of the Development Council, elected members of such local authority, shall cease to be members of the Development Council.

(2) Subject to the provisions of this Act, the terms of office of elected members of a Development Council shall be five years and all the elected members shall retire on the fifth anniversary of the date on which they assumed their offices under the provisions of subsection (1) and their places shall be filled by the newly elected members (to be elected in accordance with the provisions of this Act) who shall come into office on that day:

Provided that in the case of a member elected in a by-election he shall hold office for the remainder of the term of office of his predecessor.

Provisions of
Elections Act
to apply
*mutatis
mutandis*

4.—(1) Subject to the provisions of this Act and any regulations made hereunder the provisions of the Elections Act which provide for, in relation to local authority elections, appointment of elections officers, constitution of polling districts, registration of voters, qualification, disqualification and objections to registration of voters, appeals relating to registration of voters and amendment of register, qualifications of candidates, primary and final nominations of candidates, designation of election day, withdrawal, death and absence of candidates, election campaign, election and voting procedures, election offences, avoidance of elections and election petitions, procedure and jurisdiction of courts and all other matters, acts and things appertaining to the election, or by-election of candidates for local authority elections shall apply, *mutatis mutandis*, to the election of elected members and the said provisions of the said Act shall take effect as if references in that Act—

- (a) to a local authority, were references to a Development Council;
- (b) to a district, were references to an area within the jurisdiction of a Development Council;
- (c) to a Town Clerk or an Executive Officer of a local authority, were references to a District Development Director;
- (d) to a local authority election, were references to the election of an elected member of a Development Council:

Provided that—

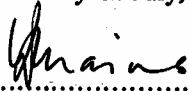
- (i) the function of establishing wards and dividing a district into wards conferred upon the Electoral Commission by section 6 of the Elections Act shall vest in the Minister;

- (ii) supervisory delegates for the election of an elected member of a Development Council shall be appointed by the Regional Working Committee from amongst persons nominated by the District Working Committee;
- (iii) references in the Elections Act to the Branch Annual Conference shall be construed as references to the Branch Executive Committee;
- (iv) the functions conferred upon the District Executive Committee by section 59 of the Elections Act shall be performed by the District Working Committee and the papers, declarations, certificates, reports and other documents required by subsection (4) of that section to be forwarded to the Commission shall be forwarded to the Regional Working Committee;
- (v) the functions conferred upon the Central Committee of the Party by section 60 of the Elections Act shall be performed by the Regional Working Committee.

(2) Where in any ward there are two or more branches of the Party the references to the Branch Executive Committee shall be construed, in relation to that ward, as references to a committee consisting of the members of the Executive Committees of all such branches, and the meeting of such committee shall be presided over by any such member elected in that behalf by the members present at the meeting.

5. The Minister may make regulations for the better carrying into effect of the purposes and provisions of this Act, and without prejudice to the generality of the foregoing may, by such regulations, further modify the Elections Act in its application to elections of the elected members.

Passed in the National Assembly on the sixteenth day of July, 1975.


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Clerk of the National Assembly