

# THE MUHIMBILI MEDICAL CENTRE ACT 1976

## ARRANGEMENT OF SECTIONS

### PART I

#### PRELIMINARY

#### *Section*

#### *Title*

1. Short title and commencement.
2. Interpretation.

### PART II

#### THE MUHIMBILI MEDICAL CENTRE

3. Establishment of the Centre.
4. Functions of the Centre.
5. Construction.
- 6 Vesting of hospitals and provisions relating to land.
7. Muhimbili Hospital affiliated to the University of Dar es Salaam.

### PART III

#### ADMINISTRATION

8. The Board of Trustees.
9. Powers and duties of the Board.
10. Director.
11. Appointment of other employees of the Centre.
12. Superannuation benefits.
13. Management Committee.

### PART IV

#### FINANCIAL PROVISIONS

14. Funds and racecourse of the Centre.
15. Annual and supplementary budget.
16. Investment.
17. Power to borrow.
18. Accounts and audit.
19. Report by the Board.
20. Annual statement of accounts and report to be laid before the National Assembly.

**PART V**

## MISCELLANEOUS PROVISIONS

<i>Section</i>	<i>Title</i>
21.	Remuneration of members of the Board -
22.	Power of the Board to delegate.
23.	Minister may give directions to the Board.
24.	Liability of members of the Board. etc.
25.	Regulations.

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**FIRST SCHEDULE**  
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**SECOND SCHEDULE**  
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## THE UNITED REPUBLIC OF TANZANIA



No. 17 OF 1976

I ASSENT,

The signature of Julius K. Nyerere, President of Tanzania, written in cursive. Below the signature is the word 'President' in a stylized font.  
President

12TH NOVEMBER, 1976

**An Act to establish the Muhimbili Medical Centre**

[.....]

ENACTED by the Parliament of the United Republic of Tanzania.

**PART I**

## PRELIMINARY

1. This Act may be cited as the Muhimbili Medical Centre Act, 1976 and shall come into operation on such date as the Minister may, by notice in the *Gazette*, appoint.

Short title  
and  
commence-  
ment

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

Interpreta-  
tion

"academic staff" means the members of the staff of the Centre engaged wholly or partly in the performance of teaching duties;

"administrative staff" includes all other members of the staff of the Centre who are not members of the academic staff;

"the Board" means the Board of Trustees established under section 8;

"Centre" means the Muhimbili Medical Centre established by section 3;

"Director" means the Director of the Centre appointed under section 10;

"Minister" means the Minister for the time being responsible for matters relating to health services;

"student" means any person admitted to any course of study or training conducted by or on behalf of the Centre.

**PART II**

## THE MUHIMBILI MEDICAL CENTRE

- Establishment  
"of the Centre
- 3.-(1)** There is hereby established an institution which shall be known as the Muhimbili Medical Centre.
- (2) The Centre shall be a body corporate and shall-
- (a) have perpetual succession and an official seal;
- (b) in its corporate name, be capable of-
- (i) suing and being sued;
  - (ii) taking, purchasing or otherwise acquiring, holding, charging and disposing of property, movable or immovable; and
  - (iii) entering into contracts and doing and performing all other things or acts for the proper performance of its functions under this Act or any other written law which may lawfully be done or performed by a body corporate.
- Functions of  
the Centre
- 4.** The functions of the Centre shall be-
- (a) to control and manage the Muhimbili Hospital vested in the Centre by subsection (1) of section 6;
  - (b) to assume responsibility for the control and management of such other hospital as may be vested in the Centre under subsection (2) of section 6 or any other written law;
  - (c) to undertake medical care of out-patients and in-patients in accordance with medical ethics;
  - (d) to stimulate and promote programmes for the improvement or advancement of the health and general welfare of the people of the United Republic;
  - (e) to assist the Government and other public organizations or institutions in the formulation, implementation, review and revision of health education programmes for the benefit of members of the public;
  - (f) to equip and manage the Muhimbili Hospital as a consultant and teaching hospital;
  - (g) to provide services of a kind normally provided by consultant and teaching hospitals;
  - (h) to make provision for places and centres of learning, education, training and research in medical science and such other related subjects as the Board may, from time to time, decide;
  - (i) to carry out such programmes for the training of medical and other health personnel as may, from time to time, be assigned to the Centre on the direction of the Government;
  - (j) to prepare students in accordance with the principles of socialism accepted by the people of Tanzania to work with the people for the benefit of the nation;

- (k) to prepare students for such examinations as may be conducted by relevant competent authorities in respect of subjects included in training programmes carried out by the Centre under paragraph (i);
- (l) to provide advisory, consultancy and other services to the Government, organizations and individuals with respect to the Orderly development of medical services, health and general welfare amenities in the United Republic;
- (m) to undertake, either alone or in association with any other person or body of persons within or outside the United Republic, the development or production of pharmaceuticals, medical instruments and equipment;
- (n) on behalf of the Government, to provide to public hospitals laboratory services and services connected with the repair and maintenance of hospital and laboratory equipment;
- (o) to assist the Government and other public institutions in the formulation and carrying out of measures connected with quality control of pharmaceuticals;
- (p) to perform such other functions as are conferred upon the Centre by or under this Act or any other written law.

5. For the purposes of this Act "specified' hospital" means the Muhimbili Hospital and any other hospital the control and management of which is vested in the Centre by an order made under subsection (2) of section 6.

Construction

**6.-(1)** The control and management of the Muhimbili Hospital is hereby vested in the Centre.

Vesting of hospital and provisions relating to land

(2) The Minister may, after consultation with the Board, by order inland the *Gazette*, vest in the Centre the control and management of any other hospital which shall be specified in the order.

(3) The Centre shall be granted a right of occupancy over the land over which a specified hospital exists upon such terms and conditions as the President may approve:

Provided that until a right of occupancy is granted it shall be lawful for the Centre to exercise in relation to the land over which a specified hospital exists all the rights necessary for the performance of its functions which the owner of a right of occupancy may lawfully exercise over land comprised in a right of occupancy granted to him, and the fact that no right of occupancy has been granted to the Centre shall not affect the validity of anything done or omitted bona fide by any person in the execution or purported execution of his duties under this Act:

Provided further that no fee or duty shall, be charged or payable in respect of the issue to the Centre of a certificate in respect of a right of occupancy granted in accordance with this section.

Muhimbili  
Hospital  
affiliated  
to the  
University of  
Dar es Salaam  
Acts, 1970  
No. 12

7.-(1) Notwithstanding the provisions of the University of Dar es Salaam Act, 1970, but subject to the provisions of this Act, with effect from the date of the commencement of this Act such of the functions of the University of Dar es Salaam as are immediately before the commencement of this Act exercised by any authority within the University in relation to the Faculty of Medicine established by section 21 of the University of Dar es Salaam Act, 1970 and situated at the Muhimbili Hospital shall, by virtue of this section and without further assurance, vest in the Centre and the Faculty shall for all administrative purposes be managed and controlled as an integral part of the Muhimbili Hospital.

(2) For the purposes of this Act the Faculty of Medicine of the University of Dar es Salaam referred to in subsection (1) shall be deemed to be a place or centre of learning, education, training and research established by the Centre in accordance with the provisions of paragraph (h) of section 4.

(3) Save to the extent provided by subsections (1) and (2) or by any order made under subsection (4), the appropriate authorities within the University and, in particular, the Chancellor, the Council and the Senate of the University of Dar es Salaam shall continue to exercise their respective functions with respect to all academic matters in relation to the Faculty of Medicine as provided by or under the provisions of the University of Dar es Salaam Act, 1970.

(4) The President may, after consultation with the Board and the Senate of the University of Dar es Salaam, by the same or subsequent order in the *Gazette*-

- (a) modify any of the provisions of the University of Dar es Salaam Act, 1970 so as to provide for the representation of the Centre on the Council, the Senate or a Board of the University of Dar es Salaam;
- (b) modify any of the provisions of this Act to make provision for the representation of the Council, the Senate or a Board of the University of Dar es Salaam on the Board or a Committee established by or under the provisions of this Act empowered to exercise any of the functions of the Centre;
- (c) make such supplementary, transitional or consequential provisions as he may consider necessary or expedient to give effect or enable effect to be given to the purposes and provisions of this section.

### PART III

#### ADMINISTRATION

The Board of  
Trustees

8.-(1) There shall be a Board of Trustees of the Centre.

(2) The provisions of the First Schedule to this Act shall have effect as to the composition of the Board, the tenure of office of its members, termination of their appointment the proceedings of the Board and other matters in relation to the Board and its members as are provided for in that Schedule.

(3) The Minister may, by order in the *Gazette*, amend, vary or replace all or any of the provisions of the First Schedule to this Act.

**9.**-(1) Subject to the provisions of this Act, the management and control of the Centre shall be vested in the Board.

Power and  
duties of  
the Board

(2) In particular and without prejudice to the generality of subsection (1) the Board shall have power-

- (a) to administer the properties of the Centre, both movable and immovable;
- (b) to administer the funds and assets of the Centre;
- (c) to signify the acts of the Centre by use of the official seal;
- (d) on behalf of the Centre, to receive fees, grants, gifts and other moneys and to make disbursements to other persons or bodies of persons;
- (e) subject to the provisions of this Act, to appoint such employees of the Centre as the Board may consider necessary for the performance of the functions of the Centre;
- (f) to do all acts or things as may be provided for in this Act or as may, in the opinion of the Board, be necessary or expedient for the proper performance of the functions of the Centre.

**10.**-(1) The President shall appoint the Director of the Centre.

Director

(2) The Director shall hold office upon such terms and conditions as may be specified in relation to his office.

(3) The Director shall be the chief executive officer of the Centre and shall exercise such of the functions of the Centre as the Board may consider necessary to delegate to him to enable him to transact all the day-to-day business of the Centre, and in particular, but without prejudice to the generality of the foregoing and subject to any directions given by the Board, the Director shall have power to exercise supervision and control over acts and proceedings of all the employees of the Centre, including the academic staff and the administrative staff, and, subject to any restrictions that may be imposed by the Board, the power to dispose of all questions relating to the terms and conditions of the service of the employees of the Centre.

(4) In the exercise of the powers vested in him by this section or delegated to him by the Board, the Director shall comply with any direction of policy or of a general nature given to him by the Board and shall not, without the prior approval of the Board, whether given generally or specifically, depart or permit departure from the approved estimates of expenditure or from the approved establishment of the Centre or the normal procedures for dealing with any particular matter.

**11.**-(1) Subject to the provision of subsection (2), the Board may from time to time, appoint at such salaries and upon such terms and conditions as it may consider fit, the academic staff, the administrative

Appointment  
of other  
employees  
of the  
Centre

staff and other employees of the Centre as the Board may consider necessary for the proper and efficient conduct of the business and activities of the Centre.

(2) The appointment of all the academic staff of the Centre to be assigned' to the Faculty of Medicine of the University of Dar es Salaam the management and control of which is vested in the Centre by the provisions of subsection (1) of section 7 shall be made by a special committee to be known as the Joint Appointments Committee consisting of members representing respectively the Centre and the University of Dar es Salaam.

(3) The composition of the Joint Appointments Committee and the method of appointment or election of its members shall be prescribed by the Board after consultation and with the agreement of the Senate of the University of Dar es Salaam:

Provided that in the event of the Board and the Senate failing to reach agreement on the composition of the Joint Appointments Committee or the method of appointment or election of its members the matter shall be referred to the President who shall give such directions as he may consider fit, and the Board and the Senate shall be bound by all directions given by the President in respect of a reference made to him under this section.

(4) subject to any directions which may be given by the President under subsection (3), the Joint Appointments Committee shall be deemed to be a committee of the Board appointed under section 22 and in the exercise of the functions vested in it by this section the provisions of section 22 shall apply, with necessary modifications, in relation to the Joint Appointments Committee in the same manner as those provisions apply in relation to a committee of the Board appointed under that section.

Superannua-  
tion  
benefits

**12.** The Board may-

- (a) grant gratuities or other retirement allowances or benefits to the employees of the Centre;
- (b) establish and contribute to a superannuation fund for the employees of the Centre;
- (c) require any employee of the Centre to contribute to any superannuation fund so established and fix the amounts and method of payment of the contribution.

Management  
Committee

**13.-(1)** There shall be a Management Committee for the Centre.

(2) The provisions of the Second Schedule to this Act shall apply in relation to the composition of the Management Committee.

(3) The minister may, by order in the *Gazette*, amend, vary or replace all or any of the provisions of the Second Schedule to this Act.

(4) The Management Committee shall be responsible to the Board in the exercise of the functions conferred upon it by or under this Act and shall, subject to the general or specific directions of the Board, have power, from time to time-



- (a) to review and make recommendations to the Director in respect of the management and administration of the Centre;
  - (b) to discuss any questions or matters within the scope of the functions of the Centre and relating to the responsibilities of the Director in respect of the Centre and make recommendations to the Director on any of those questions or matters;
  - (c) to make recommendations to the Director on any matter pertaining to the day-to-day management of the Centre;
  - (d) to consider recommendations made to the Committee by the Director and to take such action as it may consider appropriate;
  - (e) to make proposals to the Board on matters relating to the conduct of the business and activities of the Centre;
  - (f) to perform such other functions as may be delegated to it by the Board or conferred upon it by regulations made under this Act.
- (5) The Management Committee may, subject to any direction of the Board, meet at such intervals as it consider necessary for the transaction of business and shall act in accordance with the directions of the Board and report on its functions and actions to the Board in such manner and at such intervals as the Board may direct.
- (6) The provisions of the First Schedule to this Act shall apply, with necessary modifications, in relation to the tenure of office of the appointed and elected members of the Management Committee, termination of their appointment, the proceedings of the Committee and other matters in relation to the Committee and its members as are provided for in that Schedule.

#### PART IV

##### FINANCIAL PROVISION

- 14.. The funds and resources of the Centre shall consist of-
- (a) such sums as may be provided for the purposes of the Centre by Parliament, either by way of grant or loan;
  - (b) such funds or assets as may vest in or accrue to the Centre from other sources by way of fees, grants, gifts or in any other way;
  - (c) any sums which the Board may, subject to the provisions of section 17, borrow for the purposes of the Centre;
  - (d) any sum or property which may in any manner become payable to or vested in the Centre.
- 15.(I) In this Act "financial year" means any period not exceeding twelve consecutive months designated in that behalf by the Board-
- Funds and resources of the Centre
- Provided that the first financial year after the commencement of this Act shall commence on the date of the commencement of this Act and may be of a period longer or shorter than twelve months.
- (2) Not less than two months before the beginning of any financial year (other than the first financial year) the Board, shall, at its first meeting especially convened for that purpose, pass a detailed budget (in this Act called the "annual budget") of the amounts respectively-
- Annual and supplementary budget

- (a) expected to be received; and
  - (b) expected to be disbursed,
- by the Board during that financial year.

(3) If in any financial year the Board requires to make any disbursement not provided for, or of an amount in excess of the amount provided for, in the annual budget for the year, the Board shall, at a meeting, pass a supplementary budget detailing that disbursement.

(4) The annual budget and every supplementary budget shall be in such form and include such details as the Minister may approve.

(5) Forthwith upon the passing of the annual budget or any Supplementary budget the Board shall submit the budget to the Minister for his approval.

(6) The Minister shall, upon receipt of the annual budget or supplementary budget, approve or disapprove it or may approve it subject to such amendment as he may consider fit.

(7) Where the Minister has approved any annual budget or supplementary budget, the budget as approved by him, whether with or without amendment, shall be binding on the Board which, subject to the provisions of subsection (8), shall confine its disbursement within the items and the amounts contained in the applicable estimates as approved by the Minister.

(8) The Board may-

- (a) with the sanction in writing of the Minister, make a disbursement notwithstanding that the disbursement is not provided for in any budget;
- (b) from the amount of expenditure provided for in any budget in respect of any item, transfer a sum not exceeding two hundred thousand shillings to any other item contained in the budget;
- (c) adjust expenditure limits to take account of circumstances not reasonably foreseeable at the time the budget was prepared, subject to submitting a supplementary budget to the Minister within two months of the alteration of expenditure limits becoming necessary.

Investment

Acts, 1967  
No. 33

16. With the prior approval of the Minister, the Board may, from time to time, invest any part of the money available in any fund in investments authorized by the Trustees Investments Act, 1967 for the investment of any trust fund.

Power to  
borrow

17.-(I) With prior approval of the Minister, the Board may, from time to time, borrow moneys for the purposes of the Centre by way of loan or overdraft, and upon such security and such terms and conditions relating to repayment of the Principal and payment of interest as, subject to any direction by the Minister, the Board may consider fit.

(2) A person lending money to the Board shall not be bound to enquire whether the borrowing of that money by the Board has been approved by the Minister.

**18.(1)** The Board shall cause to be provided and kept Proper books of accounts and records with respect to- Accounts and audit

(a) the receipt and expenditure of moneys by, and other financial transactions of, the Centre;

(b) the assets and liabilities of the Centre,

and shall cause to be made out for every financial year a balance sheet and a statement showing details of the income and expenditure of the Centre and all its assets and liabilities.

(2) Not later than six months after the close of every financial year the accounts including the balance sheet of the Centre in respect of that financial year shall be audited by the Tanzania Audit Corporation established by the Tanzania Audit Corporation Act, 1968.

Acts, 1968  
No. 1

(3) As soon as the accounts of the Centre have been audited, and in any case not later than six months after the audit, the Board shall submit to the Minister a copy of the audited statement of accounts together with a copy of the report on the statement made by the auditors.

(4) Every audited balance sheet shall be placed before a meeting of the Board and, if adopted by the Board, shall be endorsed with a certificate that it has been so adopted.

**19.** The Board shall, within six months after the close of each financial year, make a report to the Minister on the conduct of the business of the Centre during that financial year.

Report by  
the Board

**20.** The Minister shall as soon as practicable, and in any case not later than twelve months after the close of a financial year, lay before the National Assembly the following documents in relation to that financial year-

Annual  
statement  
of accounts  
and report  
to be laid  
before the  
National  
Assembly

(a) a copy of the audited statement of accounts of the Centre;

(b) a copy of the auditors' report, if any;

(c) a copy of the report by the Board.

## PART V

### MISCELLANEOUS PROVISIONS

**21.** The members of the Board shall be entitled to such remuneration, fees -or allowances for expenses as the Minister may, upon the recommendation of the Board, prescribe from time to time:

Remunera-  
tion of  
members  
of the  
Board

Provided that no remuneration, fees of allowances, except such -allowances for expenses as may be expressly authorized by the Minister, shall be paid to any member of the Board who is a public officer.

**22.(1)** Subject to the provisions of subsection (6), the Board may, from time to time, by writing under the official seal of the Centre, appoint committees of the Board and delegate, subject to such terms, conditions and restrictions as it may specify, to any committee of the Board or to any employee of the Centre, all or any of the functions, powers or duties conferred or imposed by or under this Act on the Board, and where any delegation is so made the delegated function, power or duty may be performed, or exercised by the delegate subject to the terms, conditions, and restrictions specified by the Board.

Power of  
the Board  
to delegate

(2) A delegation under subsection (1) may be made to the holder of an office under the Centre specifying the office but without naming the holder, and in every case where a delegation is so made each successive holder of the office in question and each person who occupies or performs the duties of that office may, without any further authority, perform or exercise the delegated function, power or duty in accordance with the delegation made by the Board.

(3) The Board may revoke a delegation made by it under this section.

(4) No delegation made under this section shall prevent the Board from itself performing or exercising the function, power or duty delegated.

(5) A delegation made under this section may be published in the *Gazette*, and upon its being so published shall be judicially noticed and shall be presumed to be in force unless the contrary is proved.

(6) The Board shall not have power under this section to delegate--

(a), its power of delegation; or

(b) The power to, approve the annual budget or any supplementary budget, the annual balance sheet or any statement of accounts.

Minister  
may give  
directions  
to the  
Board

**23.** The Minister may give to the Board directions of a general or specific character, which directions shall be consistent with the purposes and provisions of this Act, as to the performance by the Board of any of its functions under this Act, and the Board shall give effect to every direction given by the Minister.

Liability  
of members  
of the  
Board, etc

Cap. 16  
Acts, 1970  
No. 7  
Acts 1974  
No. 37

**24.** Without prejudice to the provisions of section 284A of the Penal Code or of the Specified Officers (Recovery of Debts) Act 1970 or of the Parastatal Employees (Recovery of Debts) Act, 1974 no act or thing done, or omitted to be done, by any person who is a member of the Board or employee or agent of the Centre shall, if done or omitted *bona fide* in the execution or purported execution of his duties as a member of the Board or employee or agent of the Centre, subject "t person to any action, liability or demand of any kind.

Regulations

**25.-(1)** With the consent of the Minister the Board may make regulations for the better carrying out of the purposes and provision of this Act, and without prejudice to the generality of this subsection, may make regulations-

- (a) prescribing the conditions and terms upon which any specified facilities or services or categories of facilities or services within the scope of the functions of the Centre shall be provided to members of the public and other persons;
- (b) fixing the fees, rates and other charges for or in connection with the provision by the Centre of any facilities or services-,
- (c) providing for the proper management, control and administration of the Centre;

- (d) providing for and regulating discipline amongst employees and students of the Centre and disciplinary proceedings against them;
- (e) prescribing anything which may be prescribed under this Act;
- (f) providing for any matter which, in the opinion of the Board, is necessary to provide for the efficient performance of the functions of the Centre.

(2) Regulations made under this section shall be published in the *Gazette*:

Provided that where regulations are made which are not of general application the Board may, in addition to or in lieu of publication in the *Gazette*, publish the regulations in such manner as will, in the opinion of the Board, ensure the contents of the regulations coming to the notice of the persons or categories of persons in respect of which they apply and of the members of the public who might be affected, by the regulations.

### FIRST SCHEDULE

(Section 8 (2))

1. In this Schedule, unless the context otherwise requires, "appointing authority" in relation to a member of the Board other than an ex-officio member means the Construct-person or body of persons by whom the member was appointed or elected to the tion Board.

2.-(1) The Board shall consist of-

- (a) a chairman appointed by the President;
- (b) the following ex-officio members: -
  - (i) the Principal Secretary to the Ministry of Health, who shall be the Vice-Chairman;
  - (ii) the Principal Secretary to the Ministry of National Education;
  - (iii) the Regional Secretary of T.A.N.U. for the Dar es Salaam Region;
  - (iv) the Vice-Chancellor of the University of Dar es Salaam;
  - (v) all constituency members of the National Assembly representing districts within the Dar es Salaam Region;
  - (vi) the Chairman of the T.A.N.U. Branch at the Muhimbili Hospital;
  - (vii) the Director;
  - (viii) the Director of Manpower Development and Training of the Ministry of Health;
- (c) a member representing N.U.T.A. elected from amongst the employees of the Centre who are members of N.U.T.A.,
- (d) six members elected by the Management Committee from amongst its members;
- (e) three members representing students elected one each by postgraduate students, undergraduate students and all other categories of students, respectively;
- (f) not more than six other members appointed by the Minister.

Composition  
of the. Board

(2) The appointments to be made by the Minister shall be made from amongst persons who have had experience of, and shown capacity in medical science in any of its branches, health education, social welfare, financial matters, business management, administration or organization of workers.

3.-(1) A member (other than an ex-officio member) shall, unless his appointment is sooner determined by the appointing authority, or he otherwise ceases to be a member, hold office for such period as the appointing authority may specify in his appointment or, if no period is so specified for a period of three years from the date of his appointment, and shall be eligible for re-appointment.

Tenure of  
Appointment

(2) An ex-officio member shall cease to be a member upon his ceasing to hold the office by virtue of which he is a member.

Appointment of temporary member	<p>(3) Any member (other than an ex-officio member) may at any time resign by giving notice in writing to the appointing authority and from the date specified in the notice or, if no date is so specified, from the date of the receipt of the notice by the appointing authority, he shall cease to be a member.</p> <p>4.-(1) Where any member (other than an ex-officio member) is by reason of illness, absence from the United Republic or any other sufficient cause, unable to perform his duties as a member the appointing authority may appoint a temporary member in his place and the temporary member shall cease to hold office upon the resumption of office of the substantive member</p> <p>(2) Where an ex-officio, member is unable to perform his duties as a member for any sufficient cause he may appoint a person from the organization or institution which he represents to represent him during the period of his incapacity.</p>
Secretary	5. The Director shall act as the Secretary of the Board.
Meetings	<p>6.-(1) Subject to any general or specific direction the Minister the Board shall meet not less than four times during every financial year and at such additional times as may be fixed by the Chairman or, if he is absent from the United Republic or unable for any sufficient cause to act, the Vice-Chairman.</p> <p>notice specifying the place, date and time of the meeting shall be sent to each member at his usual place of business or residence not less than ten days before the date of the meeting. In case the Chairman is unable to act by reason of illness, absence from the United Republic or any other sufficient cause, the Vice-chairman may convene the meeting.</p> <p>(3) The Chairman or, in his absence, the Vice-Chairman shall be bound to convene a special meeting of the Board upon receipt of a request in writing in that behalf signed by not less than ten members. Notice of not less than ten days shall be given to all members in the manner prescribed in sub-paragraph (2).</p> <p>(4) The Chairman, the Vice-Chairman or a temporary chairman elected in accordance with the provisions of paragraph 7 (2) presiding at any meeting of the Board invite any person who is not a member to participate in the deliberations of the Board, but any person so invited shall not be entitled to vote.</p>
Procedure	<p>7.-(1) One-half of the total number of members or ten members, whichever is the lesser number, shall form a quorum for a meeting of the Board.</p> <p>(2) The Chairman shall preside at every meeting of the Board. In the absence of the Chairman from a meeting of the Board, the Vice-Chairman shall preside. In the absence of both the Chairman and the Vice-Chairman from any meeting the members present shall elect one of their number to be a temporary chairman of that meeting.</p> <p>(3) At any meeting of the Board a decision of the majority of the members present and voting shall be deemed to be a decision of the Board. In the event of an equality of votes the chairman of the meeting shall have a casting vote in addition to his deliberative vote.</p> <p>(4) The Board may act notwithstanding any vacancy in its membership.</p>
Decision by circulation of papers	8. Notwithstanding the provisions of paragraph 7, where the Chairman or, in his absence, the Vice-Chairman so directs, a decision may be made by the Board without a meeting by circulation of the relevant papers among all members and the expression in writing of the views of the majority of the members, but any member shall be entitled to require that the decision be deferred and the subject-matter be considered at a meeting of the Board.
Minutes of meetings	9. Minutes in form of each meeting of the Board shall be kept and shall be confirmed by the Board at the next meeting and signed by the chairman of the meeting.
The official seal of the Centre	<p>10.-(1) The official seal of the Centre shall be of such shape, size and form as the Board may determine.</p> <p>(2) The official seal of the Centre shall not be affixed to any instrument or document except in the presence of the Director or such other employee of the Centre as the Director may appoint in that behalf.</p>
Execution of documents	<p>11. All regulations, appointments, instruments or documents made, issued or executed by or on behalf of the Centre or the Board shall be sealed with the official seal of the Centre and shall be signed by-</p> <p>(a) the Chairman of the Board; or</p> <p>(b) the Director; or</p> <p>(c) any other member of the Board or employee of the Centre authorized in writing in that behalf by the Board.</p>

**12.** No act or proceeding of the Board shall be invalid by reason of any defect or irregularity in the appointment of any member or by reason that any person who Purported bona *fide* to act as a member at the time of the act or proceeding was in fact disqualified or not entitled to act as a member.

**13.** Where any member (other than an *ex-officio* member) absents himself from three consecutive meetings of the Board without sufficient cause the Board shall advise the appointing authority of the fact and the appointing authority may terminate the appointment of the member and appoint another member in his Place.

**14.** Subject to the provisions of this Schedule the Board shall have power to regulate its own proceedings.

Proceedings  
not invalida-  
ted by  
irregularity

Absence  
from three  
consecutive  
meetings

Board may  
regulate its  
own  
proceedings

## SECOND SCHEDULE

(Section 13(2))

### The Management Committee

The Management Committee shall consist of-

- (a) the following *ex-officio*, members:-
  - (i) the Director, who shall be Chairman;
  - (ii) the Dean of the Faculty of Medicine or his representative;  
Health;
  - (iii) the Chief Administrator of the Muhimbili Hospital;
  - (iv) the Matron of the Muhimbili Hospital;
- (b) four members appointed or elected one each by-
  - (i) Postgraduate students;
  - (ii) interns at the Muhimbili Hospital;
  - (iii) the T.A.N.U. Branch at the Muhimbili Hospital;
  - (v) the N.U.T.A. Branch at the Muhimbili Hospital;
- (c) four members representing students generally appointed ,or elected from amongst the students in any manner approved by the Board;
- (d) other members each of whom shall be a person for the time being holding Or acting in the office of Head of Division within the Centre;
- (e) not more than ten other members each of whom shall be a person for the time being holding or acting in the office of Head of Department within the Centre appointed or elected in any manner approved by the Board;
- (f) two other members appointed by the Board.

For the purposes of this Schedule references to a "Division" within the Centre shall be taken as references to a separate administrative branch of the Centre comprising two Or more Departments and the term "Department" shall be construed as a Separate administrative branch of the Centre which is subordinate to a Division.

Passed in the National Assembly on the twenty-first day of October, 1976.



Clerk of the National Assembly