

THE UNITED REPUBLIC OF TANZANIA



No. 7 OF 1979

I ASSENT,

Julius K. Nyerere
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President

23rd MAY, 1979

An Act to amend the Employment Ordinance

[.....]

ENACTED by the Parliament of the United Republic of Tanzania.

1. This Act may be cited as the Employment Ordinance (Amendment) Act, 1979, and shall be read as one with the Employment Ordinance.

Short title
Cap. 366

2. Section 105 of the Employment Ordinance is repealed and replaced by the following sections:—

Section 105
of
Cap. 366
repealed
and
replaced

“Prohibition
of the business
of recruit-
ment of
persons for
work

105.—(1) No person shall himself or through agents, whether in his own name or in any other name, carry on for profit, gain or reward or attempt to carry on for profit, gain or reward the business of recruiting or of forwarding persons to places of employment.

(2) Any person who, for himself or for any other person, carries on for profit, gain or reward or attempts to carry on for profit, gain or reward the business of recruiting or of forwarding persons to places of employment shall be guilty of an offence and shall be liable on conviction to a fine not exceeding five thousand shillings or to imprisonment for a term not exceeding twelve months or to both that fine and imprisonment.

Minister may
regulate
recruitment
of persons
for work

106.—(1) The Minister may from time to time make regulations consistent with the purposes and provisions of this Ordinance for the control of recruitment of persons for work and, without prejudice to the generality of this subsection, the Minister may, by regulations—

- (a) exempt from all or any of the provisions of those regulations any employer or category of employers or the recruitment by or on behalf of any employer or category of employers;
- (b) prescribing such measures as may be necessary to ensure that persons recruited for work shall be under suitable conditions at the place of employment;
- (c) prescribing the records to be kept and the returns to be rendered by employers in connection with recruitment operations;
- (d) prescribing the housing accommodation, feeding, medical and other arrangements to be made available to persons recruited for work and their families at the place of employment;
- (e) regulating the employment of persons recruited for work in any specified industry, business or undertaking;
- (f) prescribing anything which is necessary or desirable generally for the better carrying out of the purposes and provisions of this Part.

(3) Regulations made under subsection (1) may impose conditions, require acts or things to be performed or done to the satisfaction of the Labour Commissioner, a labour officer, medical officer or any other specified public officer, empower the Labour Commissioner, a labour officer, medical officer or any other specified public officer to issue orders, notices or directions either verbally or in writing requiring acts or things to be performed or done, or prohibiting acts or things from being performed or done, and prescribe periods within which the acts or things shall be performed or done or the conditions shall be fulfilled, and provide for appeal against any order, notice or direction so issued.

(4) All regulations made under this section shall be published in the *Gazette* and shall have the same force and effect as if they had been enacted in this Ordinance."

Passed in the National Assembly on the twenty-fifth day of April, 1979.

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Clerk of the National Assembly