

## **YALIYOMO:**

- 1. SHERIA NDOGO YA ELIMU (MICHANGO YA MFUKO WA MAENDELEO YA ELIMU) YA MWAKA 2000. TANGAZO LA SERIKALI NA. 1/2001.**
- 2. SHERIA NDOGO YA ELIMU (MAHUDHURIO YA LAZIMA) ZA MWAKA 2000 TANGAZO LA SERIKALI NA. 3/2001.**
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- 8. KINONDONI MUNICIPAL COUNCIL (COUNCIL HEARLTH SERVICE BOARD ESTABLISHMENT) INSTRUMENT, 2001 GN NO. 43/2002.**
- 9. KINONDONI MUNICIPAL COUNCIL (RADIO, TELEVISION AND TELEPHONE TRANSMISSION TOWER CHARGES) BY-LAWS, 2001, GN NO. 44/2002.**
- 10. SHERIA NDOGO ZA HALMASHAURI YA MANISPAA YA KINONDONI (VIBALI VYA BURUDANI) ZA MWAKA 2004. TANGAZO LA SERIKALI NA. 193/2004.**
- 11. SHERIA NDOGO ZA HALMASHAURI YA MANISPAA YA KINONDONI (ADA NA USHURU) ZA MWAKA 2004. TANZANO SERIKALI NA. 194/2004.**

**SHERIA NDOGO YA ELIMU (MICHANGO YA MFUKO WA MAENDELEO  
YA ELIMU) YA M WAKA 2000. GN NO. 1/2001.**

Supplement No. 1

**SUBSIDIARY LEGISLATION**

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*To the Gazette of the United of Tanzania N. 1 ..... dated 3th January, 2001 Printed  
by the Government Printer Dar es Salaam by Order of Government*

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TANGAZO la Serikali na. 1 la tarehe 05/1/2001

**SHERIA YA FEDHA ZA SERIKALI ZA MITAA, 1982**

**(NA. 9 YA 1982)**

**SHERIA NDOGO**

***(Zimetungwa chini ya kifungu cha 6 na 16)***

**SHERIA NDOGO YA (MICHANGO YA MFUKO WA MAENDELEO  
YA ELIMU) TUME YA MANISPAA YA KINONDONI 2000**

1. Sheria hizi Ndogo zitajulikana kama Sheria Ndogo ya (Michango ya Mfuko wa Maendeleo ya Elimu) Tume ya Manispaa ya Kinondoni, 2000 na itaanza kutumika tarehe ambayo itachapishwa kwenye Gazeti la Serikali.
2. Sheria hii Ndogo itatumika kwenye eneo la Mamlaka ya Manispaa ya Kinondoni.
3. Katika Sheria hii Ndogo “Manispaa)” ina maana ya Manispaa ya Kinondoni.

**“Mfuko”** ina maana ya Mfuko wa Maendeleo ya Elimu Manispaa ya Kinondoni.

**“Afisa Muidhiniwa”** maaana yake ni yeyote wa Tume ya Manispaa aliyepewa jukumu la kukusanya michango ya Mfuko.

4. (1) Kutaendelea kuwepo Mfuko wa Maendeleo ya Elimu katika Manispaa ya Kinondoni ulioanzishwa mwaka 1995 na kupewa namba ya Usajili SO.8445.  
  
(2) Mfuko utaendelea kuwa chini ya ulinzi wa Bodi ya Mfuko na kutekeleza majukumu yake kama yalivyoanishwa kwenye Katiba ya Mfuko.  
  
(3) Manispaa ya Kinondoni itaendelea kuwa Mlezo wa Mfuko na kuratibu makusanyo na matumizi ya mapato ya Mfuko.
5. Hesabu za mapato na matumizi ya Mfuko zitaandaliwa na Bodi ya Mfuko na kuwasilishwa kwenye Manispaa ya Kinondoni miezi mitatu kabla ya mwisho wa Mwaka wa Fedha wa Manispaa.
6. (1) Kutakuwepo na michango ya Mfuko itakayotolewa kwa mujibu wa Jedwali la Sheria hizi Ndogo.  
  
(2) Michango ya Mfuko itakusanywa na Afisa Muidhiniwa na kuwekwa kwenye Akaunti maalum itayoanzishwa kwa ajili ya Mapato ya Mfuko.  
  
(3) Muda wa kulipa michango ya mfuko bila adhabu itakuwa ni tarehe 31 Julai ya kila mwaka na baada ya hapo mtu yeyote ambae atakuwa hajalipa michango yake atalipa mchango anaodaiwa na adhabu ya asilimia hamisini ya mchango anaodaiwa.
7. Mtu yeyote ambae atateuliwa kuwa mkusanya michango ya mfuko kwa mujibu wa Sheria hii Ndogo na ambae:-
  - (a) Atashindwa kuwasilisha kiasi chochote alichokusanya Au
  - (b) Atadao kutoka kwa mlipa michango zaidi ya kiasi anachostahili kulipa auAtashirikiana na mlipa michango ili alipe kiasi pungufu au kumsamehe mlipa michango asilipe kiasi anachotakiwa kulipa bila ya idhini.

Atakuwa ametenda kosa na akipatikana na hatia atalipa faini isiyozidi shilingi Eflu Hamsini au kutumikia kifungo kisichozidi miezi sita jela au adhabu zote mbili.

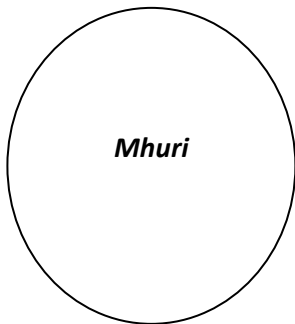
8. Mtu yeyote atakae kwenye kinyume na Sheria hizi Ndogo atakuwa ametenda kosa na akipatikana na hatia atalipa faini ya Shilingi Eflu Hamsini au kifungo cha miezi sita jela au vyote viwili.
9. Mtu yeyote atakae kuwa ameadhibiwa kwa mujibu wa kifungu cha 7 na 8 cha Sheria hizi Ndogo atalazimika kulipa michango yote anayodaiwa au fedha alizoshindwa kuwasilisha pamoja na gharama nyinginezo ambazo mfuko utakuwa umepata kutokana na makosa hayo.

#### **JEDWALI**

S/NO.	SAFU YA KWANZA WAHUSIKA	SAFU YA PILI MCHANGO
1.	Viwanda	100,000/= kwa mwaka
2.	Hoteli za Kitalii	100,000/= kwa mwaka
3.	Vituo vya mafuta	100,000/= kwa mwaka
4.	Shule binafsi <ul style="list-style-type: none"> <li>• Awali</li> <li>• Msingi</li> <li>• Sekondari</li> <li>• Taasisi</li> </ul>	20,000/= kwa mwaka 25,000/= kwa mwaka 30,000/= kwa mwaka 40,000/= kwa mwaka
5.	Hospitali za Binafsi <ul style="list-style-type: none"> <li>• Zahanati</li> <li>• Vituo vya Afya</li> <li>• Hospitali</li> </ul>	25,000/= kwa mwaka 25,000/= kwa mwaka 30,000/= kwa mwaka
6.	Wenye maduka makubwa jumla na rejareja	25,000/= kwa mwaka
7.	Wafanya biashara wenye Leseni za Biashara	25,000/= kwa mwaka
8.	Wenye Baa	25,000/= kwa mwaka
9.	Mabucha ya nyama	15,000/= kwa mwaka
10.	Mashine za kusaga	10,000/= kwa mwaka
11.	Kumbi za muziki/starehe	25,000/= kwa mwaka
12.	Mawakala wa Vinywaji:- <ul style="list-style-type: none"> <li>• Bia</li> <li>• Soda</li> </ul>	50,000/= kwa mwaka 40,000/= kwa mwaka
13.	Wanaomiliki mashine ya Kokoti	10,000/= kwa mwaka

14.	Wazabuni	70,000/= kwa mwaka
15.	Nyumba za kulala wageni: <ul style="list-style-type: none"> <li>• Vitanda 0=20</li> <li>• Vitanda 20-50</li> <li>• Vitanda zaidi ya 50</li> </ul>	25,000/= kwa mwaka 30,000/= kwa mwaka 35,000/= kwa mwaka

Nembo ya Halmashauri ya Manispaa ya Kinondoni imebandikwa kwenye Sheria Ndogo hizi kufuatia Azimio lililopitishwa katika Kikao cha Baraza la Madiwani la Halmashauri ya Manispaa ya Kinondoni kilichofanyika tarehe ..... Mwezi ..... 2013.



*Mhuri*

.....  
ENG. MUSSA B. NATTY  
**MKURUGENZI WA MANISPAA**  
**HALMASHAURI YA MANISPAA YA KINONDONI**

.....  
YUSUPH J. MWENDA  
**Mstahiki Meya**  
**Halmashauri ya Manispaa ya**  
**Kinondoni**

**NAKUBALI,**

**DODOMA**

**LEO TAREHE** .....

.....  
**MIZENGO PINDA (MB)**  
**Waziri Mkuu**

**SHERIA NDOGO YA (ELIMU MAHUDHURIO YA LAZIMA) ZA MWAKA  
2000 GN NO. 3/2001**

**SHERIA YA FEDHA ZA SERIKALI ZA MITAA, 1982**

**(NA. 9 YA 1982)**

**SHERIA NDOGO**

**(Zimetungwa chini ya kifungu cha 80)**

**SHERIA NDOGO ZA ELIMU (MAHUDHURIO YA LAZIMA) ZA  
TUME YA MANISPAA YA KINONDONI 2000**

1. Sheria Ndogo hizi zitajulikana kama Sheria Ndogo za Elimu (Mahudhurio ya Lazima) za Tume ya Manispaa ya Kinondoni za Mwaka 2000 na zitaanza kutumika tarehe ya kusainiwa na Waziri mwenye dhamana ya Serikali za Mitaa.

**Maelezo  
mafupi.**

2. Katika Sheria hizi.

**“Afisa Elimu”** maana yake ni Mtu yeyote aliye katika ajira ya Manispaa anayefanya kazi za Afisa Elimu wa Manispaa.

**Tafsiri**

**“Mzazi”** maana yake ni Baba au Mama wa Mwanafunzi.

**“Mlezi”** maana yake ni mtu yeyote aliyekabidhiwa kumlea na kumtunza mwanafunzi.

**“Mwalimu Mkuu”** maana yake ni Mwalimu aliye kwenye ajira ya Manispaa anayefanya kazi za Uongozi katika Shule.

3. Sheria Ndogo hizi zinamtaka kila Mzazi au Mlezi au Serikali ya Kijiji au Mtaa kuhakikisha mtoto mwenye Umri wa kwenda shule kuanzia miaka 7-12 anapelekwa shuleni, anaandikishwa, anahudhuria masomo na mzazi anamlipia ada mpaka atakapomaliza masomo ya Elimu ya Msingi.

**Wahusika**

4. (1)(i) Kwa mujibu wa Sheria Ndogo hizi itakuwa ni Kosa kwa Mzazi au Mlezi au mtu mwingine.

8

(a) Kushindwa au kukataa kumpeleka mtoto aliyefikia umri wa kwenda Shule.



**Kosa**

4-(1)(i) Kwa mujibu wa Sheria Ndogo hizi itakuwa ni Kosa kwa mzazi au mlezi au mtu mwingine:-

- (a) Kushindwa au kukataa kumpeleka mtoto alifefikia umri wa kwenda shule.
- (b) Kukatiza masomo ya mwanafunzi kwa kumwingiza kwenye Miradi kumtuma afanye kazi zingine za nyumbani kumpa mimba mtoto wa kike.
- (c) Kumwongoza kwa Mume au kumuolea Mke.

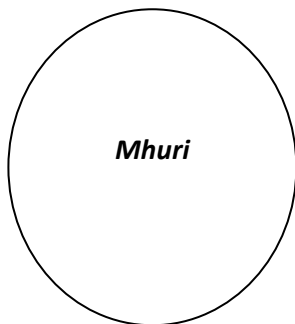
(ii) Kwa mujibu wa Sheria Ndogo hizi itakuwa ni kosa kwa mtu yeyote:-

- (a) Kumwajiri mwanafunzi katika kazi ya aina yoyote.
- (b) Kumtorosha mwanafunzi toka shuleni kwa nia ya kufanya naye mapenzi au kufunga Ndoa.
- (c) Kumchumbia aukumuona Mwanafunzi.
- (d) Kumchumbia au kumuoa mwanafunzi.

**Adhabu**

6. Mtu yeyote atakayetenda kosa kufuatana na maelezo ya makosa yaliyo katika Sheria Ndogo hii adhabu yake itatokana na tafsiri ya Sheria Kuu ya Elimu ya mwaka 1978.

Nembo ya Halmashauri ya Manispaa ya Kinondoni imebandikwa kwenye Sheria Ndogo hizi kufuatia Azimio lililopitishwa katika Kikao cha Baraza la Madiwani la Halmashauri ya Manispaa ya Kinondoni kilichofanyika tarehe ..... Mwezi ..... 2013.



**NAKUBALI,**

**DODOMA**

**LEO TAREHE** .....

.....  
*ENG. MUSSA B. NATTY*  
**MKURUGENZI WA MANISPAA**  
**HALMASHAURI YA MANISPAA YA KINONDONI**

.....  
*YUSUPH J. MWENDA*  
**Mstahiki Meya**  
**Halmashauri ya Manispaa ya Kinondoni**

.....  
**MIZENGO PINDA (MB)**  
**Waziri Mkuu**

**SHERIA NDOGO ZA (KILIMO CHA KOROSHO) ZA MWAKA 2000  
GN NO. 4/2001**

**SHERIA YA SERIKALI ZA MITAA (MAMLAKA ZA MIJI YA  
MWAKA 1982**

**(SHERIA NA. 8 YA 1982)**

**SHERIA NDOGO**

**(Zimetungwa chini ya kifungu Na. 80)**

**SHERIA NDOGO ZA (KILIMO CHA KOROSHO) ZA TUME YA MANISPAA  
YA KINONDONI 2000**

1. Sheria Ndogo hizi zitajulikana kama Sheria Ndogo za (Kilimo cha Korosho) za Tume ya Manispaa ya Kinondoni za mwaka 2000 na zitaanza kutumika kuanzia siku zitakapotangazwa kwenye gazeti la Serikali.

**Jina na  
muda wa  
kuanza**

**adhabu**

2. Katika Sheria hizi Ndogo:-

**“Mkurugenzi”** maana yake ni Mkurugenzi wa Manispaa ya Kinondoni.

**Maana  
za  
Maneno**

**“Afisa Kilimo”** ina maana ya Afisa yeyote anayefanya kazi chini ya Mkurugenzi mwenye taaluma ya kilimo kuanzia Wilaya, Tarafa, Kata, Kijiji, Mtaa au Kitongoji.

**“Bodi ya Korosho”** maana yake ni bodi itakayokuwa imeteuliwa kwa kipindi hicho kushughulikia zao la korosho kitaifa chini ya Sheria Na. 21 ya 1984 au kama itakavyorekebishwa mara kwa mara.

**“Kuhatarisha kilimo”** maana yake ni pamoja na kutofuata maagizo ya Afisa kilimo au Afisa Muidhiniwa kwa kutopalilia, kutoweka dawa, kuchoma moto, kukata mikorosho au kutotunza na kuendeleza shamba.

3. Kila mwananchi mwenye ardhi ambayo inaweza kustawisha korosho katika eneo la Manispaa ya Kinondoni sehemu ya vijijini isiyopungua ukubwa wa Ekari 3 atawajibika kupanda mikorosho katika ardhi hiyo katika eneo lisilopungua robo ya eneo zima na kuitunza kwa mujibu wa sheria hizi.

***Kutunza  
mikorosho***

4. Kila mkulima mwenye shamba la mikorosho katika eneo la Manispaa ya Kinondoni ikiwemo sehemu ya mijini na mitaa atawajibika kuitunza kuendeleza na kuipalilia mikorosho yake kwa mujibu wa maelekezo na utaalumu kutoka kwa Afisa Kilimo au Afisa muidhiniwa.

***Wajibu  
kwa  
kanuni  
za bodi  
ya  
korosho***

5. Bila kuathiri yaliyotajwa katika kifungu cha 3 na cha 4 hapo juu kila mkulima atawajibika kufuata kanuni zilizopo au zitakazotolewa ,mara kwa mara na Bodi ya Korosho Nchini ili kuendeleza zao la Korosho.

- Korosho zinunuliwe katika vituo maalum.

6. Kila mkulima wa korosho anayemiliki au kuhodhi shamba la korosho kwa namna yoyote ile, atawajibika kuwa amepalilia shamba hilo kabla ya tarehe 30 Juni kila mwaka isipokuwa kama itaelekezwa vinginevyo na Afisa Kilimo wa Manispaa. Tarafa, Kijiji, Kata au Kitongoji. Afisa muidhiniwa ambaye pia atawajibika au kuruhusiwa kuingia na kukagua shamba hilo au kumwita mkulima na kumpa maelekzo au amri na kwa mujibu wa sheria hizi kutoa taarifa ya miezi miwili kabla ya tarehe 30 juni kila mwaka kwa njia itakayokuwa inafaa akiwataka wakulima wawe wamepalilia mashamba yao ifikapo tarehe hiyo.

7. Hairuhusiwi kwa mtu yeyote au mmiliki wa mkorosho kukata au kufanya jambo lolote litakalohatarisha litakalodhoofisha au kuua mikorosho isipokuwa kwa idhini ya maandishi itakayotolewa na Afisa Kilimo au Afisa Muidhiniwa.

8. -(1) Hakuna mtu yeyote atakayenunua korosho katika eneo la Manispaa ya Kinondoni isipokuwa kama anacho kibali kilichotolewa na Mkurugenzi wa Manispaa ya Kinondoni na kuwa amelipia Ada na Leseni

inayoruhusiwa kufanya biashara.

(2) Hakuna mtu yeyote atakayeruhusiwa kununua korosho katika sehemu nyingine zaidi ya vituo vitakavyokuwa vimeidhinishwa.

9. Mtu yeyote atakayehitaji kununua korosho atawajibika kuandikiana mkataba na Manispaa kuhusiana na taratibu za yeye kufanya shushughli hiyo kama kigezo cha kulinda kibali chake na kwa kuzingatia kifungu Na. 8 na 9 cha sheria hizi Mkurugenzi wa Manispaa ataweza kufuta kibali hicho wakati wowote mnunuzi au mfaya biashara huyo atakapo kiuka matakwa ya sheria hizi.

10. Ili kurahisisha utekelezaji wa sheria hizi mahakama yaweza kuhamia katika eneo la tukio ili kuona hali halisi na ikithibitika kwamba kuna ukiukwaji wa wa sheria hizi yaweza kutoa uamuzi hapo hapo kwa mujibu wa sheria hizi.

***Mahakama  
kuhamia  
eneo la  
tukio***

11. Mtu yeyote ambaye ataacha shamba la mikorosho kua pori kwa kutolitunza, kuliendeleza au bila kupalilia kwa mujibu wa sheria hizi atakua ametenda kosa na atakua na hatia na anaweza kuhukumiwa kifungo cha miezi isiyozidi sita au kulipa faini isiyozidi shilingi arobaini elfu au vyote kwa pamoja kifungo na faini.

***Kosa  
kutopalilia  
shamba  
pori***

12. Mtu yeyote ambaye atafanya jambo lolote litakaloharibu mikorosho au litakalohatarisha kilimo cha mikorosho kwa mujibu wa kifungu Na.7 hapo juu atakua ametenda kosa na ikibainika atakua na hatia ya kutumikia kifungo kisichozidi mwaka mmoja au kulipa faini isiyozidi shilingi elfu mia moja au vyote kifungo na faini.

***Kosa  
kuhatarisha  
mikorosho***

13. Mtu yeyote amabaye atafanya biashara ya kununua korosho bila kibali cha Masispaa au kwa kukiuka matakwa ya sheria hizi au mtu yeyote atakayemuuzia korosho mtu asiye na kibali cha manispaa cha Manispaa au atakayekiuka matakwa ya sheria hizi au mtu yeyote atakayemsaidia mwingine kukiuka masharti ya sheria hizi atakua ametenda kosa

***Kosa  
kununua  
korosho bila  
kibali***

na ikibainika atatumikia kifungo kisichozidi mwaka mmoja jela au faini isiyozidi shilingi elfu mia moja au vyote kwa pamoja kifungo na faini na kama atakuwa hakulipa Ada au Ushuru unaohusika Mahakama itamuamuru kuulipa pamoja na adhabu.

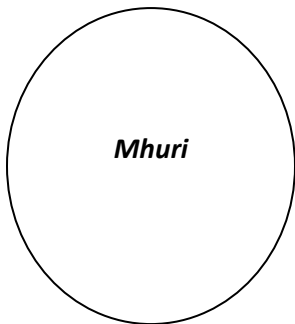
14. Mtu yeyote ambaye kwa namna yoyote ile atamsaidia mtu kutotekeleza sheria hizi au atazuia utekelezaji wa sheria hizi ndogo atakuwa ametenda kosa na ikibainika anaweza kuhukumiwa kifungo cha miezi sita au jela au faini isiyozidi Shilingi Eflu Arobaini au vyote kwa pamoja kifungo na faini.

*Kosa  
kumsaidia  
mtu  
kutotekeleza  
sheria hizi*

15. Ili kuondoa au kuharakisha maamuzi na adhabu chini ya sheria hizi mtu atakaye kuwa ametenda kosa na akakiri Mkurugenzi au Afisa Muidhiniwa anaweza kumtoza faini ya hapo kwa papo mtu huyo kwa kiasi kisichozidi Shilingi Eflu Ishirini na kumpatia stakabadhi ya Manispaa na pia kumuamuru arekebishe kosa hilo au vinginevyo.

*Uwezo wa  
Mkurugenzi  
kutoza  
faini na  
Amri*

Nembo ya Halmashauri ya Manispaa ya Kinondoni imebandikwa kwenye Sheria Ndogo hizi kufuatia Azimio lililopitishwa katika Kikao cha Baraza la Madiwani la Halmashauri ya Manispaa ya Kinondoni kilichofanyika tarehe ..... Mwezi ..... 2012.



.....  
*FOTUNATUS H. FWEMA*  
**Mkurugenzi wa Manispaa**  
**Halmashauri ya Manispaa ya Kinondoni**

.....  
**YUSUPH J. MWENDA**  
**Mstahiki Meya**  
**Halmashauri ya Manispaa ya Kinondoni**

**NAKUBALI,**

**DODOMA**

**LEO TAREHE** .....

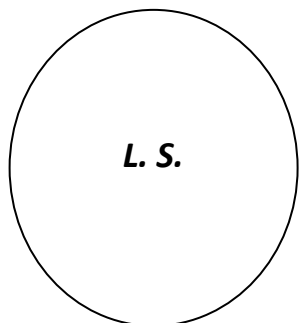
.....  
**MIZENGO PINDA (MB)**  
**Waziri Mkuu**

**KINONDONI MUNICIPAL COUNCIL (WASTE MANAGEMENT AND  
REFUSE COLLECTION FEES) BY-LAWS 2000 GN NO. 353/2001**



**Every institution organization or entry  
Undertaking the advertisement is hereby  
Appointed a "Rate collector" for purposes  
Of section 26 of Local Government Finances Act**

The Seal of the Kinondoni Municipal Commission was hereunto affixed in pursuance of Resolution of the Commission passed a meeting duly convened and held on the 15<sup>th</sup> day of September, 2000.



.....  
*FOTUNATUS H. FWEMA*  
**Commission Secretary,  
Kinondoni Municipal Council**

.....  
*YUSUPH J. MWENDA*  
**Commission Secretary,  
Kinondoni Municipal Council**

**I APPROVE**

**DODOMA**

**LEO TAREHE** .....

.....  
**MIZENGO PINDA (MP)**  
**Waziri Mkuu**

**THE LOCAL GOVERNMENT FINANCE ACT, 1982**

—————  
**(No. 9 OF 1982)**  
—————

**BY - LAWS**

*(Made Under Sections 6 and 13)*  
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**THE KINONDONI MUNICIPAL COMMISSION (WASTE MANAGEMENT AND REFUSE COLLECTION FEES) BY-LAWS, 2000**

1. These By-Laws may be cited as the Kinondoni Municipal Council (Waste Management and Refuse Collection Fees) By-Laws 2000 and shall come into operation on the date of publication in the **Gazette**.

**Application**

2. These By-Laws shall apply throughout the area of jurisdiction of the Kinondoni Municipality.
3. In this By-Laws:-

**“Authority”** means the Kinondoni Municipal Council.

**“Agent”** means any agent or contractor appointed by the authority to render refuse collection services on its behalf.

**“Chief Executive Officer”** means the Chief Executive Officer of the Authority.

**“Bulk waste”** includes large appliances machines, scrap or decrepit vehicles, furniture and other Solid Waste (other than construction or demolition debris or dead animals with weights or volumes greater than those allowed for bundle

waste or dustbins).

**“Bundle waste”** includes tree parts, shrubs, bush trimmings, news papers, magazines, cartons or Sold Waste securely tied as a package not exceeding one metre in length or 15kg in weight;

**“Domestic refuse”** means normal household waste produced on any residential building used wholly as a private dwelling.

**“Hazardous waste”** means waste which is toxic, flammable, corrosive, radioactive, explosive or otherwise dangerous in accordance with any National Environmental Protection Legislation and shall include motor oil diesel, fuel, gasoline (petrol) paint solvents, dry cell and vehicle batteries, pesticides and infections or any Hospital wastes, metallic and/or oily sludge’s from commercial and industrial establishments asbestos materials pesticides, radioactive wastes, etc.

**“Household”** means a Kaya, family or a set of parents which or without children.

“Liquid waste” means night soil and any effluent from cesspit tanks.

**“Frontage”** means all that piece of land between a house and the adjoining road inclusive of Road Reserve, drainage facility up to the middle of the relevant road.

**“Market”** means all designated market and includes, any place where a business which ordinarily is carried in designated markets is carried out.

**“Nuisance”** means anything whatsoever which is in such a condition or is so used or disposed of or is so unclean as to be dangerous to human life or limb injurious to heart of men or animals offensive likely to harbor mosquitoes, fillies rats or

vermin of any kind whatsoever likely to harbor mosquitoes flies rats or vermin of any kind whatsoever likely to give to or facilitate the spread of disease and likely injuriously to affect the food or water supply of the Municipality;

**“Occupier”** include any person in actual occupation of premises or a residential dwelling without regard to the title under which he occupies the premises and in the case of residential dwelling subdivided and let to lodgers or various tenants, the tenants;

**“Owner”** means title holder and includes any person lawfully claiming title under him or his agent or any person receiving rent or proceeds on his behalf.

**“Person”** means a natural person and includes a corporation whether aggregate or sole;

**“Premises”** includes lands, buildings, vehicles, railway carriage or other conveyances and tents, vans structures of any kind streams, lakes seashore, drains, or places open covered or enclosed, whether maintained or not under statutory authority and any ship boat or crane or other vessel lying in any sea river harbor or other water, or exdverso of any place within the limits of the Municipality;

**“Residential dwelling”** means building flat or any structure used as a private dwelling. It also includes undeveloped or partially developed land allotted for residential purposes;

**“Refuse collection Charge”** means the charge determined by the Authority as refuse collection charge as set out in the Schedules to these By-laws;

**“Service”** means the cleansing, removing, collecting and disposal of any refuse whether solid

or liquid waste;

**“solid waste”** means all refuse, rubbish or waste material generated by each household institutions commercial establishments, industries and includes all litter and clandestine piles of such wastes;

**“Street”** includes any street, road, highway, path, lake sanitary lane sand lane through-fare or public space to which the public have access and includes a bridge over which a roadway runs.

**“Trade refuse”** means all commercial and industrial waste arising from trading or industrial output or business of in the provision of services and includes all waste which is not domestic refuse as defined above.

Where any trade is carried in any residential building or any part thereof the whole of the waste arising there from shall be considered as trade refuse.

**Managem  
ent of  
solid and  
Liquid  
waste**

4. The Authority or its registered agents or contractors shall be exclusively responsible for the management of both solid and liquid wastes within the entire of its jurisdiction.
5. Every occupier and or tenants of any residential dwelling shall provide and maintain to the satisfaction of the Authority, a receptacle for domestic refuse of not less 50m<sup>3</sup> and fitted with a good and effective lid and shall daily cause to be placed within such receptacle the domestic refuse from the said residential dwelling in so far as the said receptacle shall be sufficient to contain the same.
6. Every occupier and/or tenant of any trade premises shall provide and maintain to the satisfaction of the Authority a receptacle for trade refuse of not less 70m<sup>3</sup> and fitted with a good and effective lid and shall daily cause to be placed within such receptacle the trade refuse from the said premises in so far as the said receptacle shall be sufficient to contain the same.
7. (1) No person shall place, or cause or permit to be placed upon the frontage of a house he owns or occupies any dirt, filth, rubbish, stone, or any sort of refuse.  
  
(2) It shall be the duty of every occupier of a house to clean, remove all wastes and maintain cleanness of the frontage of his house to the satisfaction of the authority.
8. -(1)No person shall demolish or cause any building to be demolish except with a written permission of the Authority.

(2) Every applicant for demolition permit shall pay to the Authority in advance the costs of removing all resultant debris. The costs shall be based on assessment made by the Authority as to the expected resultant debris.

9. –(1) Every occupier and every owner of premises where in bulk, industrial, hospital or hazardous waste is generated, shall manage, contain and ensure that all such bulk, industrial, hospital hazardous waste is treated and rendered harmless to human beings and other living organisms before being disposed of other conditions to be specified by the Authority and as may be directed by the Authority from time to time.

(2) Every occupier and every owner of trade premises wherein bulk waste is generated shall be responsible for the disposal of such waste and in accordance with the directions of the Authority or its agent.

(3) Any person who contravenes this By-law shall be guilty of an offence; and shall be liable on conviction to a fine of fifty thousand shillings or for a term not exceeding twelve months imprisonment or to both such fine and imprisonment.

10. –(1) The occupier of any residential dwelling or trade premises shall deposit or cause to be deposited all refuse arising from a residential dwelling or trade premises at a place directed by the Authority.

(2) Any person depositing refuse other than in accordance with the Authority shall be guilty of an offence under By-Law 24 hereof.

(3) No person shall throw or deposit or cause to be thrown or deposited in or upon any street or other public place any construction debris,

accumulation of dust, refuse, garbage, dead or decaying animal, vegetable matter or obnoxious matter.

(4) Any person contravening this By-Law shall be guilty of an offence and shall be liable on conviction to a fine not exceeding fifty thousand shillings or for a term not exceeding six months imprisonment or to both such fine and imprisonment.

11.       -(1) The Authority shall arrange for disposal of trade and domestic refuse collected respectively from trade premises and from residential dwellings and the Authority shall collect and dispose of or arrange for the collection and disposal of all refuse deposited as specified in By-Laws 5 and 6 hereof.

(2) No producer, trader, middleman or any other person engaged in business of perishable items shall bring into any market such perishables packed in a manner that necessitate use of grasses, tree leaves or any other part of a plant as covering material.

(3) It shall be lawful for the Chief Executive Officer or any other Officer or any other duly authorized officer to prescribe the type of container to be used for packing perishables designated for Kinondoni Municipality, upon such prescription every producer, trader middlemen shall conform to the prescription.

(4) The Authority may prohibit entrance into or order out of any market any perishable items packed in contravention of clause (1) and (2) of this By-Law.

12.       -(1) Every owner and every driver of any vehicle used for hire and transportation of construction material such as sand, soil, sandstone



and quarry shall not deposit or cause to deposited, litter or cause to be blown any such constriction material onto any street, road or highway.

*Refuse  
collection  
fees*

13. (1) Every household or Kaya and every occupier of trade premises shall pay at the end of every month refuse collection charges as provided for in the first Schedule to these By-Laws.

(2) Any person who fails or refuses to pay refuse collection charges on time shall be liable to a penalty of 25% of the refuse collection charge and in each case shall also be guilty of an offence under By-Law 24 hereof.

*Civil Liability*

14. Any refuse collection charge payable under By-Law 13 shall be a debt due to the Authority or its agent and may be recovered from the household or occupier as a civil debt by suit at the instance of the Authority or any person authorized by the Authority on its behalf.

15. Without prejudice to the method of recovery of refuse collection charge prescribed in By –Law 14 where any amount of the charge is due from any occupier the Authority or any other person duly authorized by the Authority, may file in a court of a Resident Magistrate having jurisdiction over the area in which an occupier resides or carries on business, a certificate stating the name and address of the head of household or Kaya or the occupier from whom the Refuse Collection Charge is due and the actual amount due and signed by the Chief Executive Officer of the Authority. Upon the filing thereof, the certificate shall be deemed to be a Complaint filed under Order XXXV of the Civil Procedure Act, and the Court shall proceed in accordance with the provisions of that order and in the event of a decree for payment by the household or Kaya or occupier of any sum found due, there shall also be ordered the payment of interest thereon at the rate of two per centum per month from the date on which the certificate was filed until payment.

16. Every certificate filed in a court of a Resident Magistrate pursuant to these By-Laws shall be ***prima facie*** evidence of the truth of the statement contained in that certificate. ***Evidence***

17. (1) There shall be paid by every garbage contractor a dumping fee. ***Dumping fee***

(2) Community Based Organization (CBO) and any other bodies or person(s) engaged in garbage collection shall pay dumping fee as shall be set by the Authority. Any contractor community based organization.

18. The Authority may authorize in writing any person to collect the refuse collection charge and may authorize any such person to exercise the powers of the Authority for collection including the power to institute court proceedings against any person failing to pay the refuse collection charge. **Delegation**

19. If nuisance exist upon or near any premises or residential dwelling by reason of trade or domestic refuse produced thereon or proceeding there from the Authority may serve upon the occupier of such premises or residential dwelling notice in writing requiring him to remove the nuisance with such period as may be specified in the notice and to prevent its recurrence and if after the expiry of such period as aforesaid such nuisance shall continue or shall be act, default or sufferance of the person upon whom notice shall have been served recur, such person unless he shall have ceased to be the occupier shall be guilty of any offence against these By-Laws. **Nuisance prohibited**

**Removal of  
Night Soil**

20. (i) The Authority may require the occupier of any premises or residential dwelling to make such arrangement for the removal and disposal of night soil as it may think fit.

(ii) No person shall discharge or cause to be discharged upon any street, road stream or river or any other public place any hazardous liquid waste or effluent.

**Unoccupied  
plots**

21. The occupier of any Plot or portion of a Plot or in the case of unoccupied plots the owner thereof shall not in any street or open place throw or lay down any dirt, filth rubbish stone or building materials or allow any offensive matter to run onto any street or Open Space from any house, pantry den heap, or the like.

**Various liability**

22. Every owner of any residential dwelling or trade premises will be vicariously liable for any Offence under these By-Laws committed by occupier of a residential dwelling or premises at that residential dwelling or premises.

**Power of entry**

23. Any Officer or agent of the Authority duly authorized in that behalf, may at all reasonable times, enter any residential dwelling or premises within the area of jurisdiction of the Authority for the purposes of conducting any inspection, inquiry or the execution of works under the provision of these By-Laws.

**Offence and Punishment**

24. Any person who refuses or fails to comply with provisions of these By-Laws or given false information in relation to any requirements of these By-Laws shall be guilty of an Offence and shall be liable on conviction to a fine not exceeding fifty thousands Shillings for a term not exceeding twelve months imprisonment or to both such fine and imprisonment.

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**FIRST SCHEDULE**

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**KINONDONI MUNICIPAL COUNCIL  
REFUSE COLLECTION CHARGE RATES (MZIMUNI  
MAGOMENI, NDUGUMBI, MAKURUMLA, KIJITONYAMA,  
MWANANYAMALA, MAKUMBUSHO, KINONDONI**

<b>S/NO</b>	<b>NAME</b>	<b>AMOUNT</b>
1.	Residential area per household (per month)	1,000.00
	Commercial Industrial & Institution	
2.	Tea Room (per month)	5,000.00
3.	Café (per month)	5,000.00
4.	Ice Parlour (per month)	10,000.00

5.	Restaurant (per month)	10,000.00
6.	Guest House (per month)	10,000.00
7.	Dispensary (domestic waste) (per month)	10,000.00
8.	Health centre (domestic waste) (per month)	10,000.00
9.	Hospital (domestic waste) (per month)	30,000.00
10.	Sawing mills (per trip) 4.5m3 6.0.m3 10.0m3	25,000.00 30,000.00 35,000.00
11.	Furniture making (per month)	20,000.00
12.	Metal workshops (per month)	
13.	Industrial (light waste)(per trip) 4.5m3 6.0m3 10.0m3	25,000.00 30,000.00 35,000.00
14.	Industries(heavy waste per ton)	5,000.00
15.	Wholesale shops (general)-(per month)	10,000.00
16.	Retail shops (food and other items)-(per month)	5,000.00
17.	Retail shops (other commodities)(per month)	10,000.00
18.	private Day Primary Schools(per months)	10,000.00
19.	Private Boarding Primary Schools(per Month)	15,000.00
20.	Private Day Secondary Schools-(per month)	10,000.00
21.	private Boarding Secondary Schools-(per month)	25,000,00
22.	Other learning Institution (per month)	25,000.00

23	Groceries-(per month)	10,000.00
24	Bar -(per month)	15,000.00
25	Butcher -(per months)	5,000.00
26	Pharmacy (I)-(per month)	10,000.00
27	Pharmacy (II)-(per month)	5,000.00
28	Markets (per trip) 4.5m3 6.0m3 10.0m3	25,000.00 30,000.00 35,000.00
29	Streets Market(magenge) per table-(per month)	2,000.00
30	Food vendor(mama ntilie)-(per month)	1,000.00
31	Truck offloading Farm Produce at unauthorized areas	10,000.00
32	Truck offloading Farm Produce at market per trip(2m3-6m3)	3,000.00
	Above 6.m3	5,000.00
33	Bus Stations (per bus per day)	500.00
34	Mosque/church(per month)	2,000.00
35	Small business(informal)-sector per month	1000.00
36	Informal dry cleaner tailors – (per month)	1,000.00
37	Informal Carpenter – (per month)	1,500.00
38	Shoe makers – (per month)	500.00
39	Electronic gadgets repair –per month)	2,000.00
40	Street Barbers - (per month)	1,000.00
41	Saloon (licensed) – per month)	5,000.00

42	Petrol Stations (per month)	30,000.00
43	Kerosine station – (per month)	3,000.00
44	Ware houses – (per month)	30,000.00
45	Charcoal stores –(per month)	2,000.00.
46	Hotels	
	Rooms 01 -10 per month	15,000.00
	Rooms 11 -20 per month	30,000.00
	Rooms 21 -30 per month	50,000.00
	Rooms 31 -50 per month	75,000.00
	Rooms 51 -100 per month	100,000.00
	Rooms 101- above per month	200,000.00
47	Offices	
	Staffs 01 – 10 per month	10,000.00
	Staffs 11 – 20 per month	20,000.00
	Staffs 21 – 30 per month	30,000.00
	Staffs 31 – 50 per month	40,000.00
	Staffs 51 – 100 per month	50,000.00
	Staffs 101 – above per month	100,000.00
48	Bundle Waste per month	20,000.00
49	Construction Waste per trip	25,000.00
50	Garage per month	5,000.00

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**SECOND SCHEDULE – (contd)**

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**KINONDONI MUNICIPAL COUNCIL  
REFUSE COLLECTION CHARGE RATES (TANDALE,  
MANZESE, MBURAHATI, HANANASIF, KIGOGO, MABIBO  
AND MAKUBURI)**

<b>S/NO</b>	<b>NAME</b>	<b>AMOUNT</b>
1	Residential area per household (per month)	1,000.00
	Commercial Industrial & Institution	

2	Tea Room (per month)	5,000.00
3.	Café (per month)	5,000.00
4	Ice Par lour (per month)	10,000.00
5	Restaurant (per month)	10,000.00
6	Guest House (per month)	10,000.00
7	Dispensary (domestic waste) (per month)	5,000.000
8	Health centre (domestic waste) (per month)	10,000.00
9	Hospital (domestic waste) (per month)	30,000.00
10	Sawing mills (per trip) 4.5M3 6.0M3 10.M3	25,000.00 30,000.00 35,000.00
11	Furniture making (per month)	20,000.00
12	Metal workshops (per month)	20,000.00
13	Industries (Light waste) per trip 4.5m3 6.0m3 10.0m3	25,000.00 30,000.00 35,000.00
14	Industries (heavy waste per ton)	5,000.00
15	Whole sale shops (general) (per month)	10,000.00
16	Retail shops (food and other items) – (per month)	5,000.00
17	Retail shops (other commodities) (per month)	10,000.00
18	Private Day Primary Schools (per month)	15,000.00
19	Private Boarding Secondary Schools – (per month)	25,000.00



20	Private Day Secondary Schools – (per month)	10,000.00
21	Private Boarding Secondary Schools (per month)	25,000.00
22	Institution per month	25,000.00
23	Groceries – (per month)	10,000.00
24	Bar – (per month)	15,000.00
25	Butcher – (per month)	5,000.00
26	Pharmacy (I) (per month)	10,000.00
27	Pharmacy (II) (per month)	5,000.00
28	Markets (per trip) 4,5m3 6.0m3 10.0m3	25,000.00 30,000.00 35,000.00
29	Streets Market (magenge) per table –(per month)	2,000.00
30	Food vendor (Mama Ntilie) (per month)	1,000.00
31	Truck Offloading Farm Produce at unauthorized areas	10,000.00
32	Truck offloading Farm Produce at market per trip (2m3-6m3)	3,000.00
	Above 6,m3	5,000.00
33	Bus Stations (per bus per day)	5,000.00
34	Mosque/Church (per month)	2,000.00
35	Small business (informal) – Sector per month)	1,000.00
36	Informal dry cleaner, tailors (per month)	500.00
37	Informal Carpenter – (per month)	2,500.00
38	Shoe makers (per month)	500.00

39	Electronic gadgets repair – (per month)	1,500.00
40	Street Barbers per month	500,00
41	Saloon (Licensed) (per month)	5,000.00
42	Petrol Stations (per month)	30,000.00
43	Kerosine Station (per month)	3,000.00
44	Ware houses (per trip)	30,000.00
45	Charcoal Stores – (per month)	2,000.00
46	Hotels	
	Rooms 01 -10 per month	15,000.00
	Rooms 11 -20 per month	30,000.00
	Rooms 21 -30 per month	50,000.00
	Rooms 31 -50 per month	75,000.00
	Rooms 51 -100 per month	100,000.00
	Rooms 101- above per month	150,000.00
47.	Offices	
	Staffs 01 – 10 per month	10,000.00
	Staffs 11 – 20 per month	20,000.00
	Staffs 21 – 30 per month	30,000.00
	Staffs 31 – 50 per month	40,000.00
	Staffs 51 – 100 per month	50,000.00
	Staffs 101 – above per month	100,000.00
48	Bundle Waste per month	20,000.00
49	Construction Waste per trip	25,000.00
50	Garage per month	5,000.00

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**THIRD SCHEDULE - (contd)**  
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**KINONDONI MUNICIPAL COUNCIL**

**REFUSE COLLECTION CHARGE RATES (UBUNGO,  
 KIMARA, MBEZI AND KIBAMBA)**

S/NO	NAME	AMOUNT
1	Residential area per household (per month)	1,000.00
	Commercial Industrial & Institution	
2	Tea Room (per month)	5,000.00
3.	Café (per month)	5,000.00
4	Ice Par lour (per month)	10,000.00
5	Restaurant (per month)	10,000.00
6	Guest House (per month)	10,000.00
7	Dispensary (domestic waste) (per month)	5,000.000
8	Health centre (domestic waste) (per month)	10,000.00
9	Hospital (domestic waste) (per month)	25,000.00
10	Sawing mills (per trip) 4.5M3 6.0M3 10.M3	25,000.00 30,000.00 35,000.00
11	Furniture making (per month)	22,000.00
12	Metal workshops (per month)	22,000.00
13	Industries (Light waste) per trip 4.5m3 6.0m3 10.0m3	25,000.00 30,000.00 35,000.00

14	Industries (heavy waste per ton)	5,000.00
15	Whole sale shops (general) (per month)	10,000.00
16	Retail shops (food and other items) – (per month)	5,000.00
17	Retail shops (other commodities) (per month)	10,000.00
18	Private Day Primary Schools (per month)	10,000.00
19	Private Boarding Secondary Schools – (per month)	15,000.00
20	Private Day Secondary Schools – (per month)	10,000.00
21	Private Boarding Secondary Schools (per month)	25,000.00
22	Institution per month	25,000.00
23	Groceries – (per month)	10,000.00
24	Bar – (per month)	15,000.00
25	Butcher – (per month)	5,000.00
26	Pharmacy (I) (per month)	10,000.00
27	Pharmacy (II) (per month)	5,000.00
28	Markets (per trip) 4,5m3 6.0m3 10.0m3	25,000.00 30,000.00 40,000.00
29	Streets Market (magenge) per table –(per month)	2,000.00
30	Food vendor (Mama Ntilie) (per month)	1,000.00
31	Truck Offloading Farm Produce at unauthorized areas	10,000.00
32	Truck offloading Farm Produce at market per trip (2m3-6m3)	3,000.00

	Above 6.m3	5,000.00
33	Bus Stations (per bus per day)	5,000.00
34	Mosque/Church (per month)	2,000.00
35	Small business (informal) – Sector per month)	1,000.00
36	Informal dry cleaner, tailors (per month)	500.00
37	Informal Carpenter – (per month)	1,500.00
38	Shoe makers (per month)	500.00
39	Electronic gadgets repair – (per month)	1,500.00
40	Street Barbers per month	500,00
41	Saloon (Licensed) (per month)	5,000.00
42	Petrol Stations (per month)	30,000.00
43	Kerosine Station (per month)	3,000.00
44	Ware houses (per trip)	30,000.00
45	Charcoal Stores – (per month)	2,000.00
46	Hotels	
	Rooms 01 -10 per month	15,000.00
	Rooms 11 -20 per month	30,000.00
	Rooms 21 -30 per month	50,000.00
	Rooms 31 -50 per month	75,000.00
	Rooms 51 -100 per month	100,000.00
	Rooms 101- above per month	150,000.00
47.	Offices	
	Staffs 01 – 10 per month	10,000.00
	Staffs 11 – 20 per month	20,000.00
	Staffs 21 – 30 per month	30,000.00
	Staffs 31 – 50 per month	40,000.00
	Staffs 51 – 100 per month	50,000.00
	Staffs 101 – above per month	100,000.00
48	Bundle Waste per month	20,000.00

49	Construction Waste per trip	25,000.00
50	Garage per month	5,000.00

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**FOURTH SCHEDULE - (contd)**

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**KINONDONI MUNICIPAL COUNCIL**

**REFUSE COLLECTION CHARGE RATES (MSASANI,  
MIKOCHENI, KAWE AND KUCHUCHI)**

<b>S/NO</b>	<b>NAME</b>	<b>AMOUNT</b>
1	Residential area per household (per month)	1,000.00
	Commercial Industrial & Institution	
2	Tea Room (per month)	5,000.00
3.	Café (per month)	5,000.00
4	Ice Par lour (per month)	10,000.00
5	Restaurant (per month)	15,000.00
6	Guest House (per month)	10,000.00
7	Dispensary (domestic waste) (per month)	5,000.000
8	Health centre (domestic waste) (per month)	10,000.00
9	Hospital (domestic waste) (per month)	35,000.00
10	Sawing mills (per trip) 4.5M3 6.0M3 10.M3	25,000.00 30,000.00 35,000.00
11	Furniture making (per month)	22,000.00
12	Metal workshops (per month)	22,000.00
13	Industries (Light waste) per trip 4.5m3 6.0m3 10.0m3	25,000.00 30,000.00 35,000.00
14	Industries (heavy waste per ton)	5,000.00

15	Whole sale shops (general) (per month)	10,000.00
16	Retail shops (food and other items) – (per month)	5,000.00
17	Retail shops (other commodities) (per month)	10,000.00
18	Private Day Primary Schools (per month)	10,000.00
19	Private Boarding Secondary Schools – (per month)	15,000.00
20	Private Day Secondary Schools – (per month)	10,000.00
21	Private Boarding Secondary Schools (per month)	25,000.00
22	Institution per month	25,000.00
23	Groceries – (per month)	10,000.00
24	Bar – (per month)	15,000.00
25	Butcher – (per month)	5,000.00
26	Pharmacy (I) (per month)	15,000.00
27	Pharmacy (II) (per month)	10,000.00
28	Markets (per trip) 4,5m3 6.0m3 10.0m3	25,000.00 30,000.00 40,000.00
29	Streets Market (magenge) per table –(per month)	2,000.00
30	Food vendor (Mama Ntilie) (per month)	1,000.00
31	Truck Offloading Farm Produce at unauthorized areas	10,000.00
32	Truck offloading Farm Produce at market per trip (2m3-6m3)	3,000.00
	Above 6,m3	5,000.00



33	Bus Stations (per bus per day)	5,000.00
34	Mosque/Church (per month)	2,000.00
35	Small business (informal) – Sector per month)	1,000.00
36	Informal dry cleaner, tailors (per month)	5,000.00
37	Informal Carpenter – (per month)	1,500.00
38	Shoe makers (per month)	500.00
39	Electronic gadgets repair – (per month)	2,000.00
40	Street Barbers per month	500,00
41	Saloon (Licensed) (per month)	5,000.00
42	Petrol Stations (per month)	30,000.00
43	Kerosine Station (per month)	3,000.00
44	Ware houses (per trip)	30,000.00
45	Charcoal Stores – (per month)	2,000.00
46	Hotels	
	Rooms 01 -10 per month	15,000.00
	Rooms 11 -20 per month	30,000.00
	Rooms 21 -30 per month	50,000.00
	Rooms 31 -50 per month	75,000.00
	Rooms 51 -100 per month	100,000.00
	Rooms 101- above per month	150,000.00
47	Offices	
	Staffs 01 – 10 per month	10,000.00
	Staffs 11 – 20 per month	20,000.00
	Staffs 21 – 30 per month	30,000.00
	Staffs 31 – 50 per month	40,000.00
	Staffs 51 – 100 per month	50,000.00
	Staffs 101 – above per month	100,000.00
48	Bundle Waste per month	20,000.00
49	Construction Waste per trip	25,000.00
50	Garage per month	5,000.00

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**FIFTH SCHEDULE - (contd)**

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**KINONDONI MUNICIPAL COUNCIL**

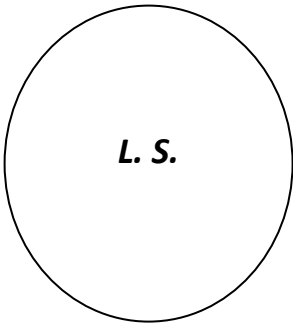
**REFUSE COLLECTION CHARGE RATES (BUNJU, GOBA  
AND MBWENI)**

<b>S/NO</b>	<b>NAME</b>	<b>AMOUNT</b>
1	Residential area per household (per month)	1,000.00
	Commercial Industrial & Institution	
2	Tea Room (per month)	5,000.00
3.	Café (per month)	5,000.00
4	Ice Par lour (per month)	10,000.00
5	Restaurant (per month)	15,000.00
6	Guest House (per month)	10,000.00
7	Dispensary (domestic waste) (per month)	5,000.000
8	Health centre (domestic waste) (per month)	10,000.00
9	Hospital (domestic waste) (per month)	35,000.00
10	Sawing mills (per trip) 4.5M3 6.0M3 10.M3	25,000.00 30,000.00 35,000.00
11	Furniture making (per month)	22,000.00
12	Metal workshops (per month)	22,000.00
13	Industries (Light waste) per trip 4.5m3 6.0m3 10.0m3	25,000.00 30,000.00 35,000.00

14	Industries (heavy waste per ton)	5,000.00
15	Whole sale shops (general) (per month)	10,000.00
16	Retail shops (food and other items) – (per month)	5,000.00
17	Retail shops (other commodities) (per month)	10,000.00
18	Private Day Primary Schools (per month)	10,000.00
19	Private Boarding Secondary Schools – (per month)	15,000.00
20	Private Day Secondary Schools – (per month)	10,000.00
21	Private Boarding Secondary Schools (per month)	25,000.00
22	Institution per month	25,000.00
23	Groceries – (per month)	10,000.00
24	Bar – (per month)	15,000.00
25	Butcher – (per month)	5,000.00
26	Pharmacy (I) (per month)	15,000.00
27	Pharmacy (II) (per month)	10,000.00
28	Markets (per trip) 4.5m <sup>3</sup> 6.0m <sup>3</sup> 10.0m <sup>3</sup>	25,000.00 30,000.00 40,000.00
29	Streets Market (magenge) per table –(per month)	2,000.00
30	Food vendor (Mama Ntilie) (per month)	1,000.00
31	Truck Offloading Farm Produce at unauthorized areas	10,000.00
32	Truck offloading Farm Produce at market per trip (2m <sup>3</sup> -6m <sup>3</sup> )	3,000.00

	Above 6,m3	5,000.00
33	Bus Stations (per bus per day)	5,000.00
34	Mosque/Church (per month)	2,000.00
35	Small business (informal) – Sector per month)	1,000.00
36	Informal dry cleaner, tailors (per month)	5,000.00
37	Informal Carpenter – (per month)	1,500.00
38	Shoe makers (per month)	500.00
39	Electronic gadgets repair – (per month)	2,000.00
40	Street Barbers per month	500,00
41	Saloon (Licensed) (per month)	5,000.00
42	Petrol Stations (per month)	30,000.00
43	Kerosine Station (per month)	3,000.00
44	Ware houses (per trip)	30,000.00
45	Charcoal Stores – (per month)	2,000.00
46	Hotels	
	Rooms 01 -10 per month	15,000.00
	Rooms 11 -20 per month	30,000.00
	Rooms 21 -30 per month	50,000.00
	Rooms 31 -50 per month	75,000.00
	Rooms 51 -100 per month	100,000.00
	Rooms 101- above per month	150,000.00
47	Offices	
	Staffs 01 – 10 per month	10,000.00
	Staffs 11 – 20 per month	20,000.00
	Staffs 21 – 30 per month	30,000.00
	Staffs 31 – 50 per month	40,000.00
	Staffs 51 – 100 per month	50,000.00
	Staffs 101 – above per month	100,000.00
48	Bundle Waste per month	20,000.00
49	Construction Waste per trip	25,000.00
50	Garage per month	5,000.00

The Seal of the Kinondoni Municipal Commission was hereunto affixed in pursuance of Resolution of the Commission passed a meeting duly convened and held on the 15<sup>th</sup> day of September, 2000.



.....  
*FOTUNATUS H. FWEMA*  
**Commission Secretary,  
Kinondoni Municipal Council**

.....  
*YUSUPH J. MWENDA*  
**Commission Secretary,  
Kinondoni Municipal Council**

**I APPROVE**

**DODOMA**

**LEO TAREHE** .....

.....  
**MIZENGO PINDA (MP)**  
**Waziri Mkuu**

**SHERIA NDOGO ZA HALMASHAURI YA MANISPAAYA KINONDONI  
(ULINZI WA UMMA) ZA MWAKA 2001.**

**SHERIA YA SERIKALI ZA MITAA (MAMLAKA ZA MIJI)  
YA MWAKA 1982**

**(NA. 8 YA 1982)**

-----  
**SHERIA NDOGO**  
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**Zimetungwa Chini ya kifungu Na. 80**  
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**SHERIA NDOGO ZA HALMASHAURI YA MANISPAA YA KINONDONI  
(ULINZI WA UMMA) ZA MWAKA 2002**

	<p>1. Sheria Ndogo hizi zitajulikana kama Sheria Ndogo za Halmashauri ya Manispaa ya Kinondoni (Ulinzi wa Umma) za Mwaka 2002 zitatumika katika eneo lote la Manispaa ya Kinondoni na zitaanza kutumika baada ya kusainiwa na Waziri mwenye dhamana ya Serikali za Mitaa.</p>	<b>Jina</b>
	<p><b>2. Katika Sheria hizi:-</b></p> <p><b>“Manispaa “</b> maana yale ni Halmashauri ya Manispaa ya Kinondoni.</p> <p><b>“Mkazi”</b> maana yake ni mtu yeyote ambaye anaishi ndani ya Halmashauri mwenye umri wa miaka 18 au zaidi.</p> <p><b>“Kaya”</b> maana yake mume, mke, watoto na mtu yeyote anayeishi kwa kumtegemea Mkuu wa Kaya.</p>	<b>Tafsiri</b>
	<p>3. Kila mkazi atawajibika kushiriki katika Ulinzi wa Umma kama utakavyoratibiwa na uongozi wa Mtaa, Kijiji au Kitongoji kwa usimamizi wa Kamati ya Maendeleo ya Kata.</p>	<b>Wajibu wa kushiriki katika Ulinzi</b>

	<p>4. Mkazi atahesabika kuwa ametekeleza kifungu cha 3 hapo juu iwapo atafanya yafuatayo:-</p> <p>i. Atashiriki ulinzi yeye mwenyewe kwa mujibu wa utaratibu utakaokuwa umepangwa na ungozi wa Mtaa, Kijiji au Kitongoji kwa usimamizi wa Kamati ya Maendeleo ya Kata.</p> <p>ii. Iwapo kaya yake itachangia kiasi cha fedha kilichoidhinishwa na Kamati ya Mtaa, Halmashauri ya Kijiji au Kitongoji, kutetemeana na hali halisi, kwa ajili ya kugharamia shughuli za ulinzi, kukodisha Kampuni ya ulinzi ya binafsi, kununua vifaa vya ulinzi kama tochi, betri, mishale, upinde, filimbi sare n.k.</p>	<b><i>Kuhesabika kuwa kumeshiriki katika Ulinzi</i></b>
	5. Kutaanzishwa kikundi cha ulinzi katika kila Mtaa, Kijiji, au Kitongoji katika Manispaa.	<b><i>Kikundi cha Ulinzi</i></b>
<b><i>Kiongozi wa Kikundi</i></b>	6. Kila kikundi cha ulinzi kitakuwa na kiongozi wake atakayetambulika kama Kamanda wa Kikundi.	
<b><i>Orodha ya Wakazi</i></b>	7. Kila Kamanda wa Kikundi atatakiwa kuwa na orodha ya wakazi wote wanaostahili kushiriki katika Ulinzi katika Mtaa au Kitongoji na orodha hiyo itahifadhiwa katika daftari maalum kwa kazi hiyo.	
<b><i>Wajibu wa Kamanda kusimamia zamu</i></b>	8. Kamanda wa Kikundi cha Ulinzi atasadiwa na Makamanda Wasaidizi ambao watawajibika kusimamia kila kikundi kitakachokuwa zamu kwa siku husika. Kila Kamanda Msaidizi atawajibika kuwasilisha orodha ya walinzi waliopo zamu ya ulinzi ya kila siku kwa Kamanda wa kikundi ambaye naye atawasilisha orodha hiyo kwa Mkuu wa Kituo cha Polisi kilicho karibu.	
<b><i>Makosa</i></b>	9. Ni marufuku mtu yeyote kutoshiriki katika ulinzi kushawishi mwingine asishiriki ama kumsaidia mwingine kukwepa kushiriki	



	katika ulinzi ndani ya Mtaa, Kijiji au Kitongoji kingine katika Manispaa.	
<b>Adhabu</b>	10. Mtu yeyote atakayekiuka au kwenda kinyume na kifungu chochote cha Sheria Ndogo hizi atakuwa ametenda kosa na akipatikana na hatia atatozwa faini ya Shilingi Elfu Hamsini (50,000/= au kifungu cha miezi mitatu jela au vyote kwa pamoja.	

Muhuri wa Halmashauri ya Manispaa ya Kinondoni umebandikwa katika Sheria hizi Ndogo kufuatia azimio la Mkutano wa Halmashauri ya Manispaa ya Kinondoni kilichofanyika tarehe 6 Novemba, 2001.

.....  
 FOTUNATUS H. FWEMA  
**Mkurugenzi wa Manispaa**  
**Halmashauri ya Manispaa ya Kinondoni**

.....  
 YUSUPH J. MWENDA  
**Mstahiki Meya**  
**Halmashauri ya Manispaa ya Kinondoni**

**NAKUBALI,**

**DODOMA**

**LEO TAREHE** .....

.....  
**MIZENGO PINDA (MB)**  
**Waziri Mkuu**

# THE LOCAL GOVERNMENT FINANCE ACT, 1982

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(No. 9 OF 1982)

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## BY - LAWS

*Made Under Sections 13 and 15(1)*

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### THE KINONDONI MUNICIPAL (PROPERTY RATE) BY-LAWS, 2002

1. These By-Laws be cited as the Kinondoni **Citation**  
Municipal Council (Property Rate) By-Laws 2002  
and shall come into effect on the day of  
publication in the Government Gazette.
2. These By-Laws shall apply to the whole of area of **Application**  
the jurisdiction of Kinondoni Municipal Council.
3. In these By-Laws, unless the context requires **Interpretati**  
otherwise:- **ons**  
  
**“Act”** means the Local Government Finance Act  
and the Urban Authorities (Rating) Act.  
  
**“Assessment”** means the property rate  
assessment made under there By-Laws. **Act Nos; 9**  
**of 1982 2 of**  
**1983**  
  
**“Council”** means the organ legally vested with  
responsibility to exercise the functions of Local  
Government in the Municipality of Kinondoni.  
  
**“Due date”** means the date on which the rate is  
required to be paid.  
  
**“Director”** means the Chief Executive Officer  
responsible for the management and control of  
the day-to-day affairs of the Authority.  
  
**“Ratable property”** means all houses within the  
area of jurisdiction of the Authority which are in  
actual occupation and all improvements on in or

under any such houses provided that they are not exempted from property rate.

**“Rate”** means a levy in property charged under these By-Laws.

**“Valuation Roll Phase I”** means the roll containing properties valued in 1994 in accordance with the provision of the Urban Authorities (Rating) Act 1983 and includes any supplementary roll thereon.

**“Residential Swahili House”** means ordinary residential building mainly comprising of two or three or three of four or five or six rooms and an open internal cordidor or veranda and built up of inferior materials and poor workmanship.

**“Standard Residential House”** means a residential building comprising of three or four or five or six rooms and is architecturally designed and does not have an open internal corridor.

**“Residential Commercial House”** means a building used for both residential and business Transactions.

**“Services Trade Houses/Industry”** means a building used for small business including godowns, small scales industries, and other related enter preurs.

**Assessment  
of Rate**

3.-(1) Any person who is the owner of a rateable property within the area of jurisdiction of the Kinondoni Municipality whose value shown in the Valuation Roll Phase I or supplementary valuation Roll Phase II prepared in accordance with the provisions of the Urban Authorities (Rating) Act , 1982 duly gazette in 1994 and 2001 shall be liable to payment of a rate being equal to zero point one five percentum (0.15%) of the rateable value shown in the Valuation Roll for residential properties and Zero point two percentum (0.2%) of rateable value shown in the valuation roll for commercial properties and other uses other than residential uses provided that the minimum propery rate payable shall not be less

than the sum of ten shunsand shillings. (T.Shs. 10,000/=)

(2) Any person who is the owner of reteable property within the area of jurisdiction of the Council which property is not included in any Valuation Roll referred to in sub paragraph (1) of paragraph 3 shall be liable to pay rate as specified in the first schedule of these By. Laws.

(3) Where the reteable property ownership comprises more than one of the above listed categories of properties a composite f the appropriate fKate rate taxes shall apply to that Owner and those various properties in the same cartilage.

**Payment of Rate**

4. The rate charged sub paragraphs (1), (2) and (3) of paragraph 3 of these By-Laws will be payable to the Council within thirty days from the date of serving the Demand Note, and not aafter the 30<sup>th</sup> day of June within is the due date.

5-(1) Where any rate remains unpaid after the date on which it becomes due and payable compounded interest at the rate of one percentum (1%) per month or part thereof shall be charged in accordance with the provisions of Section 47 of the Urban Authorities (Rating0 Act, 1983.

**Interest on unpaid Rate**

(2) Notwisting the provision of Paragraph 5(1) of this By-Laws where any rate remains unpaid after the year which the tax was due the Council shall be entitled to recover from the defaulter twenty five percetum (25%) of the unpaid principal amount.

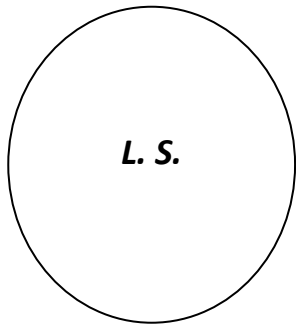
7. If the rate remains unpaid after the expiry of the due date the Director shall proceed to distraint upon the personal good and chatters in accordance with the provision of Section 26 of the Urban Authorites (Rating) Act, 1983.

**Distraint upon goods and Cattels**

8. Any person who fails to pay the rate prescribed under these By-Laws shall be liable to a fine of fifty thousand shillings or to imprisonment.

**Penalty**

The Seal of the Kinondoni Municipal Commission was hereunto affixed in pursuance of Resolution of the Commission passed a meeting duly convened and held on the 15<sup>th</sup> day of September, 2000.



.....  
*FOTUNATUS H. FWEMA*  
**Commission Secretary,**  
**Kinondoni Municipal Council**

.....  
*YUSUPH J. MWENDA*  
**Commission Secretary,**  
**Kinondoni Municipal Council**

**I APPROVE**

**DODOMA**

**LEO TAREHE** .....

.....  
**MIZENGO PINDA (MP)**  
**Waziri Mkuu**

## SCHEDULE "A" (UNDER BY-LAWS 3) CONTD FLAT RATE

S/N	WARDS	LOCATION	TAX SCHEDULE REF. NO.	USER/BUILT UP AREA (M)	RATE PER PROPERTY
1.	KUNDUCHI	KUNDUCHI, TEGETA, RAS KILOMONI, MBEZI, KILONGAWIMA	i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
2.	GOBA		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
3.	BUNJU		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00

			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
<b>4.</b>	<b>KIGOGO</b>		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
<b>5.</b>	<b>MBURAHATI</b>		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
<b>6.</b>	<b>MANZESE</b>		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00

			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
<b>7.</b>	<b>MZIMUNI</b>		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
<b>8.</b>	<b>MAGOMENI</b>		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
<b>9.</b>	<b>NDUGUMBI</b>		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00



			i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			v	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
<b>10.</b>	<b>MAKURUMLA</b>		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
<b>11.</b>	<b>MAKURUMLA</b>		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
<b>12.</b>	<b>HANANASIF</b>		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL	25,000.00

				AL RESIDENTIAL/DOUBLE	
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
<b>13.</b>	<b>KIJITONYAMA</b>		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
<b>14.</b>	<b>M/NYAMALA</b>		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
<b>15.</b>	<b>KINONDONI</b>		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO	100,000.00

				STOREY	
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
<b>16.</b>	<b>MAKUMBUSHO</b>		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
<b>17.</b>	<b>MBEZI</b>		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
<b>18.</b>	<b>UBUNGO</b>		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00

<b>19.</b>	<b>KAWA</b>		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
<b>20.</b>	<b>SINZA</b>		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
<b>21.</b>	<b>MAKUBURI</b>		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
<b>22.</b>			i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL	25,000.00

				AL RESIDENTIAL/DOUBLE	
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
<b>23.</b>	<b>KIMARA</b>		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
<b>24.</b>	<b>KIBAMBA</b>		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
<b>25.</b>	<b>MABIBO</b>		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO	100,000.00

				STOREY ABOVE TWO STOREY	
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
<b>26.</b>	<b>MSASANI</b>		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00
<b>27.</b>	<b>MBWENI</b>		i.	RESIDENTIAL/SWAHILI/TYPE Unplanned Area	10,000.00
			ii	RESIDENTIAL/SWAHILI/TYPE Planned Area	15,000.00
			iii	RESIDENTIAL/MODERN TYPE	20,000.00
			Iv	RESIDENTIAL/COMMERCIAL RESIDENTIAL/DOUBLE	25,000.00
			V	STOREY	80,000.00
			vi	COMMERCIAL	90,000.00
			vii	RESIDENTIAL TWO STOREY ABOVE TWO STOREY	100,000.00
			viii	COMMERCIAL	150,000.00
			ix	SERVICES TRADE	300,000.00

**SHERIA NDOGO ZA HALMASHAURI YA MANISPAA YA  
KINONDONI (USAFI WA MAZINGIRA) ZA MWAKA 2002**

Sheria Ndogo za Halmashauri ya Manispaa ya Kinondoni (Usafi wa Mazingira)

TANGAZO LA SERIKALI NA. 502 la tarehe 15/11/2002

**SHERIA YA SERIKALI ZA MITAA (MAMLAKA ZA MIJI) 1982**

(Na. 8 YA 1982)

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**SHERIA NDOGO**  
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*Zimetungwa chini ya kifungu Na. 148*

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**SHERIA NDOGO ZA HALMASHAURI YA MANISPAA YA KINONDONI  
(USAFI WA MAZINGIRA) ZA MWAKA, 2002**

1. .Sheria Ndogo hizi zitajulikana kama Sheria Ndogo za Halmashauri ya Manispaa ya Kinondoni (Usafi wa Mazingira) za mwaka 2002 zitatumika katika eneo lote la Manispaa ya Kinondoni na zitaanza kutumika baada ya kuchapishwa kwenye Gazeti la Serikali.
2. Katika Sheria hizi-

**“Manispaa”** maana yake ni Manispaa ya Kinondoni;

**“Nyumba ya kuishi”** maana yake ni jingo la mtu binafsi au Umma linalotumika kwa ajili ya makazi, biashara, ibada, viwanda, mifugo au matumizi mengine yoyote;

**“Mamlaka”** ,maana yake ni mamlaka ya Halmashauri ya Manispaa ya Kinondoni;

**“Afya”** maana yake ni hali timilifu ya kimwili, kiakili na kijamiii;



**“Afisa Afya”** maana yake ni Afisa wa Afya aliyeajiriwa na Halmashauri kwa nafasi hiyo;

**“Msaidizi wa Afya”** maana yake ni Msaidizi wa Afya aliyeajiriwa na Halmashauri kwa nafasi hiyo.

**“Chukizo la Afya”** maana yake ni kitu chochote kinachoweza kuleta madhara au kuhatarisha afya ya binadamu.

**“Chakula”** maana yake ni kitu chochote kinacholiwa na binadamu;

**“Maji”** maana yake ni kimiminika chochote kinachoweza kuitwa maji kikemia katika hali na sifa yake ya asili.

**“Jengo la biashara”** maana yake ni jingo lolote lililojengwa na kuidhinishwa na Mamlaka kufanya biashara iliyokusudiwa.

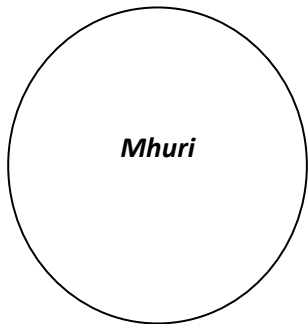
**“Usafi wa Mazingira”** unatafsiriwa kama hali ya kupambana na njia zote katika mazingira ya binadamu ambazo zinaleta au zinaweza kuleta madhara kimaendeleo, kiafya na kimaisha.

3. Kila mwenye nyumba ya kuidhi katika eneo la Manispaa lazima ahakikishe kuwa nyumba yake ina choo safi kwa matumizi ya wakazi wa nyumba hiyo. Pia ni lazima kwa nyumba yoyote iliyokaribu na mtandao wa maji machafu kwa maelekezo na idhini ya Mamlaka husika kuunganisha kwenye mtandao huo.
4. Endapo katika ukaguzi wa Afya itagundulika kuwa nyumba yoyote ya kuishi haina choo au choo kilichopo hakifai kwa matumizi, Afisa wa Afya au Msaidizi wa Afya atatoa ilani kwa mwenye Nyumba au iwapo hapatikani kwa Mpangaji au wapangaji ikieleza masharti ya kufanya ili kurekebisha hali hiyo. Wakati masharti hayo yanatekelezwa, Manispaa inaweza kuamuru nyumba hiyo isitumike kwa shughuli za makazi hadi hapo masharti hayo yatakapokuwa yametimizwa.

5. Ni marufuku kuoga, kufua na kuosha vyombo katika eneo la bomba au kisima cha maji ya umma.
6. Ni marufuku kuosha magari katika eneo lolote la Manispaa bila kuomba na kupata kibali cha Manispaa.
7. Ni marufuku kuchimba mchanga, kokoto, mawe katika vyanzo vya mito barabarani, eneo la wazi au kujenga kisima cha maji bila ruhusa ya Manispaa.
8. Ni marufuku kwa mtu yeyote kuchoma, kuchemsha, kupika na kuuza chakula cha aina yoyote kando kando ya barabara na maeneo mengine bila idhini ya Manispaa.
9. Ni marufuku kufanya matengenezo makubwa ya gari au pikipiki nyumbani, barabarani, au kwenye maeneo ya wazi (Open Space). Pia ni marufuku kugesha gari bovu au sehemu ya gari bovu barabarani. Shughuli kuhusu magari inayoruhusiwa majumbani au barabarani ni matengenezo madogo, yasiyozidi saa moja na yasiyoruhusisha kumwaga oil. Kazi zingine zote kuhusu matengenezo ya magari zitatakiwa kufanyika kwenye barabara za maegereji yaliyoruhusiwa na Manispaa.
10. Ni marufuku mtu yeyote kutupa barabarani, kwenye uchochoto au eneo la wazi taka taka za aina yoyote.
11. Ni marufuku kupakua na kuhifadhi bidhaa za vyakula katika majengo ambayo hayajaidhinishwa kiafya kwa shughuli hizo. Mazao yote lazima yashushiwe kwenye masoko.
12. Ni marufuku kufanya biashara ya pombe ya aina yoyote katika nyumba ya kuidhi au kwenye akiba za barabara au mitaani.
13. Ni marufuku kwantu yeyote kuuza matunda au bidhaa zingine za vyakula barabarani au kuanzisha magenge ya vyakula na biashara Ndogo Ndogo (masoko) bila ruhusa ya Manispaa.
14. Ni marufuku kuunganisha bomba la maji machafu katika mifereji ya maji ya mvua.

15. Ni marufuku kufungulia au kutiririsha maji ya choo au machafu katika mkondo asili wa maji ya mvua au barabarani au mfereji wa barabara wa maji ya mvua.
16. Ni marufuku kumwaga, kuelekeza au kutiririsha maji machafu kutoka vyooni, na bafuni au macaroni au baada ya kufua au kuosha vyombo kwenda barabarani au uchochoroni au eneo la wazi.
17. Mtu yeyote atakayekiuka au kwenda kinyume na kifungu cha 14, 15 na 16 cha Sheria Ndogo hizi na atatakiwa kuondoa mfereji wa maji machafu aliyunganisha kwa gharama zake.
18. Ni marufuku kukojoa au kunya (kwenda haja Ndogo au kubwa) barabarani au mitaani au sehemu yoyote isiyokusudiwa kama sehemu ya kujisaidia (choo).
19. ni marufuku kufanya mikusanyiko ya kidini au kiutamaduni wakati wa milipuko ya magonjwa ya kuambukiza.
20. Ni marufuku kwa mwenye nyumba au wapangaji kusababisha kuwepo kwa mazalio ya mbu au viluwiluwi katika mazingira ya nyumba yake.

Nembo ya Halmashauri ya Manispaa ya Kinondoni imebandikwa kwenye Sheria Ndogo hizi kufuatia Azimio lililopitishwa katika Kikao cha Baraza la Madiwani la Halmashauri ya Manispaa ya Kinondoni kilichofanyika tarehe ..... Mwezi ..... 2014.



.....  
*FOTUNATUS H. FWEMA*  
**Mkurugenzi wa Manispaa**  
**Halmashauri ya Manispaa ya Kinondoni**

.....  
*YUSUPH J. MWENDA*  
**Mstahiki Meya**  
**Halmashauri ya Manispaa ya Kinondoni**

**NAKUBALI,**

**DODOMA**

**LEO TAREHE** .....

.....  
**MIZENGO PINDA (MB)**  
**Waziri Mkuu**

**KINONDONI MANICIPAL CONCIL (COUNCIL HEALTH SERVICE BOARD ESTABLISMENT) INSTRUMENT, 2001 GN NO. 43/2002.**

## SUBSIDIARY DEGISLATION

To the Gazetie of the Limited Republic of Tanzania No. 4 Vol 83 dated  
23th January 2001

**Printed of the Government Printer, Dar es Salaam by order of Government**

**GOVERNMENT Notice NOTICE NO 43 published on 25/1/2002**

**THE LOCAL GOVERNMENT (URBAN AUTHORITIES) ACT, 1982**

**(NO 8 OF 1982)**

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Made under section 52A  
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**THE KINONDONI MUNICIPAL COUNCIL, (COUNCIL HEALTH SERVICE BOARD  
ESTABLISHMENT) INSTRUMENT 2001.**

1. This instrument may be cited as the Kinondoni Municipal Council (Council Health Service Board Establishment) Instrument, 2001 and shall come into operation the date of its publication in the Gazette. **Citation**
2. The Instrument shall apply throughout the jurisdiction of the Kinondoni Municipal Council. **Application**
3. In this Instrument unless the context otherwise requires. **Interpretation Act No. 8 of 1982**  
**“Act”** means the Local Government (Urban Authorities) Act 1982,  
**“Health Centre Committee”** means committee established under section 25 of this Instrument.  
**“Health Centre Management Team”** means a team of head of section or unities of Health Centre.  
**“Ward development Committee”** means establishment under section 15 of the Local Government (Urban Authorities) Act 1982.  
**“Dispensary Committee”** means a committee establishment under section 35 (1) of this Instrument;

**“Health Centre Committee”** means committee established under section 25 of this Instrument.

**“Health Centre Management Team”** means a team of head of section or unities of Health Centre.

**“Ward development Committee”** means establishment under section 15 of the Local Government (Urban Authorities) Act 1982. **Act No. 8 of 1982**

**“Dispensary Committee”** means a committee establishment under section 35 (1) of this Instrument;

**“Council Health Management Team”** means a technical health managerial organ of the District established under section 13 of this Instrument;

**“Dispensary”** means a primary health care facility, which offers outpatient services; including maternal and child health services, and may have up to four beds for observation of patients for not more than 24 hours;

**“District”** means a includes a city, municipal or town;

**“Health Centre”** means a health facility usually located at the Ward level, offering outpatient and inpatient health care services with a bed capacity of about 15 beds;

**“Hospital”** means a level –hospital established in the Municipality empowered to supervise all health service in the Di health Centre,

**“Designated Hospital”** means a voluntary agency level 1 – hospital establishment empowered to act as Municipal hospital on contractual agreement with the Ministry of Health.

**“Health Facility”** means and includes a hospital, health centre, medical and dental clinics, dispensary, pharmacy, health laboratory, diagnostic center ,maternity home and nursing home, and such other facilities established or organized for purposes of delivering health service;

**“Medical Officer of Health”** means a medical practitioner who is the of ficer in change of health service in the Municipal;

**“Public health facilities”** means a health facility that is mainly owned managed by the Governmental to address people’s needs;

**“Non-Governmental Organization (NGO) Health Facility”**

means a health facility owned, financed and run by an organization or an association.

Normally is a charitable non-profit making with the aim of complimenting public or private services and operated within laid down regulations of the government;

**“Private health Facility”** means a health facility owned and managed by an individual or corporate body mainly for profit;

**“Board”** means the Council Health Service Board established under section 4(1) of this Instrument;

**“Council”** means the Municipal Council established under organ established under 5 of the Local Government (Urban Authorities) Act 1982;

**“Regional Health Management Team”** means a managerial organ established by the \ministry of Health.

**“Ward Health Committee”** means a Committee established under section 32 of this Instrument;

**“Ministry”** means Ministry responsible for Health.

**Establishment of the Board**

4-(1) There is hereby established a Board to be known as the Council Health service Board.

(2) The Offices of the Board shall be within the Municipal Council.

5-(1) The Board shall be composed of the following members; namely;- (a) Selected members:

**Composition of the Board**

(a) Selected members:-

(i) Four community services users of the facility of whom at least two shall be women;

(ii) One representative each from a non-profit voluntary agency and a private for profit health care facility, appointed by the council from among health care facilities which have entered into a service agreement with the Board;

(iii) The Chairman of the Council economic, Health and education Services committee.

(b) Secretariat:

(i) The Council Planning Officer;

(ii) The Medical Officer of Health who shall be the



secretary to the Board;

(iii) One representative from the hospital; and

(iv) One representative from the Regional Health Management Team.

(2) The Chairman shall be elected from amongst members specified under paragraph (a) of this section.

(3) members specified under paragraph (a) other than members specified under paragraph (b) of subsection (1), shall have voting rights in any decision of the Board.

(3) members specified under paragraph (a) other than members specified under paragraph (b) of subsection (1), shall have voting rights in any decision of the Board.

6-(i) Member of the Board shall hold office for a period of three years from the date of their nomination and cease to be a member after expiry of that period, but shall be eligible for re-nomination.

**Tenure of Office and mode of selection**

(2) At the end of the tenure of office of the current Board, the current Board, the Council Director shall announce to the public the open vacancy which require competent personnel to fill them by filling special special application from and submit them to the Council.

(3) If any the vacancy occurs in the membership of the Board by the reason of death, resignation, permanent incapacity or any other reason, another person shall be nominated by the Council to fill up the vacancy and person so nominated shall hold office for the remaining term, provided that, nothing in this section shall be construed as allowing to nominate another person if the remaining period is less than six months.

(4) The person so nominated as per subsection (3) above shall be eligible re-election.

(5) If the Board fail to fulfill its expected obligations as stipulated by the relevant Council By-Laws, the Council shall dissolve the Board and arrayed for an immediate election.

(6) Selection of applicant shall be made by the Council Management Team and thereafter be forward to the Full council through the Finance and Administration Committee.

**Meetings of Council Health Service Board**

(7)-(1) The Board shall ordinarily meet quarterly in every calendar on request in writing signed by not less than one

third of the total number of members of the Board when the need arises.

(2) The Chairman may convene an extraordinary meeting of the Board on request in writing signed not less than one third of the total number of members of the Board when the need arises.

8;-(1) A half of the total number of members in office shall constitute a quorum at any meeting of the Board.

2) A decision of the majority of member present and voting at a meeting of the Board shall be used in Board's meetings.

(3) Secret vote system shall be used in Board's meeting.

(4)Every member of the Board shall have one vote and in event of equality of votes, the Chairman of the meeting shall have a second or casting vote in addition to his deliberative vote.

9;-(1) (a) person shall qualified to be a member of the Board if (a) shall be a Tanzania citizen;

For representative from NGO'S, and Voluntary Agency, the question of citizenship shall not apply:

(b) He has attained the age of 25 years and above;

(c) Applicants shall have at least completed secondary education and Above.

(2) All sever elected members shall not hold any elected posts through any political party.

(3) A councilor or an employee of the Council, whether elected or not, save for the Chairman of Economic, Health and Education Services Committee is not slowed to be a voting member of the Board.

10;-(1)the roles, functions and responsibilities of the Board shall be as follows:

***Roles and  
function of  
the Board***

(a) To ensure that the population receives appropriate and affordable promotive preventive curative and rehabilitativehealth care services;

(b) to discuss, amend health plans, budget and submit to the council for approval;

(c) to receive, analyses and approve implementation of reports from the Council Hearth Management Team;

- (d) to identify, mobilize and solicit financial resources for running council health services;
- (e) to mobilize adequate resources that will ensure effective, efficient and equitable access to health services in the District.
- (f) To support Council Health Management Team in managing and administering health resources;
- (g) To prepare and recommend on a Council wide health plan and budget to the standing committee responsible for health services;
- (h) To promote sustainable health infrastructure and reliable logistics and supply systems;
- (i) To develop, supervise and manage health services in the district.

11. Relationship of the Board with community, stakeholders and other authorities shall be as follows:-

***Relationship of the Board with Community stakeholders and other authorities***

- (a) the Board shall ensure full involvement of the Local Community in Priority identification, planning, financial contributions, monitoring and evaluation of health services delivery;
- (b) The Board shall be accountable to the Council hereby:-
  - (i) the Council health plans and technical and financial reports shall be Reviewed quarterly or annually by the Economic, Health and education Services and Financial and Administration committees and approved by the Full Council.
  - (ii) The Board shall conduct its activities in such a way that shall maximize the efficiency of the Council and its existing organs without Council jeopardizing the Board's autonomy.
- (c) the Council Health Management Team shall be a technical be a Technical structure for implementing decision passed by the Board.
- (d) In respect of council economic, Health and education Service Committee:-
  - (i) All plans and progress reports shall pass this Committee in order to facilitate the Board and Committee relationship.
  - (ii) Close collaboration with other sectors will be actively

searched by the Board towards the implementation of joint efforts in priority areas within the Council.

(e) With No-Governmental Organizations Private Providers and Donors:-

(i) Members representing the voluntary agency, Non Governmental Organizations and Private Providers in the Board will facilitate the relationship;

(ii) The Board will require a proof from Council Health Management Team that other stakeholders have been involved in the planning process;

(iii) The Board shall solicit for funds from all various sources including Councils, Voluntary Agency Community and donors.

(f) The Regional Health Management Team shall provide technical support and advisory role.

(g) The Ministries responsible for Local Government and Health shall give technical support to the Board by formulating policies, regulatory framework and monitoring of the Board's activities.

**Source and Management of Funds**

12-(1) The sources of funds for the Board shall be:-

- (a) Community contributions
- (b) Community Health Funds
- (c) Cost sharing and user charges and fees
- (d) Council revenue collection
- (e) Donors and partners
- (f) Central Government grants
- (g) Other sources

(2) There shall be a single health services account to be known as account number 6. The account shall follow Local Government Financial Regulations and signatories shall be as prescribed from time to time.

(3) The Board shall maintain Funds account for the purposes of Community Health Fund initiatives. The account will maintain revenues from sales for Council facilities. The account will be used to contribute re-sources to Account No. 6 of the Council in financing health services Signatories of this

special account will be as stipulated in the By-Law establishing community Health Fund.

(4) The Council shall appoint own accountant who shall oversee health accounts under the Medical Officer of Health.

(5) The Medical Officer In-charges of Health shall initiate and originate all payments.

(6) Both accounts shall be audited following the prevailing Government regulations.

(7) By-Laws for Community Health Fund shall be formed for purposes of management of its activities in the particular area.

13. There shall be established of each district, the Council Health Management Team.

***Establishment  
of Council  
Health  
Management  
Team***

14-(1) The Council Health Management Team shall consist of:

***Composition  
of the  
Council  
Health  
Management  
Team***

(a) Municipal Medical Officer of Health

(b) Municipal Health Secretary

(c) Municipal Nursing Officer

(d) Municipal Health Officer

(e) Municipal Pharmacist and

(f) Municipal Officer Incharge of Municipal Hospital

)2) The Council Health Management Team may Co-opt any person to provide expertise and other assistance but such a person shall not take part in the final decision of the Team.

15. The Roles and function of the Council Health Management Team shall be:

***Roles and  
functions of  
the Council  
Health  
Management  
Team***

(a) To prepare comprehensive district health plans in the district health needs and National Planning Guidelines.

(b) To ensure that hospitals health centres and dispensaries implement health activities community owned resource persons and the communities as per comprehensive district health plan.

(c) To ensure the provision of transport drugs vaccines medical

supplies equipment and reagents to hospitals health centers and dispensaries.

(d) To respond to epidemics emergencies and preventive measures accordingly.

(e) To carry out supportive supervision to district staff at all level in the district.

(h) To ensure that data collection analysis, utilization and feedback are used by health workers to plan and implement proper interventions.

(g) To ensure legislation, rule regulations, professional othics and codes of conduct are adhered to in the district.

(i) To identify priority areas organize and conduct operational tearch in the district.

(j) To compile and analyse quarterly and annually technical and all financial reports and submit them to the Council Health service Board and to the Regional Health Management Team.

(k) To organize meetings of all key health partners operating in the district in order to identify and coordinate all health activities.

(i) To organize and support outreach health services.

(m) To monitor and evaluate implementation of health activities in the district.

**Establishment of Hospital Governing Committee**

16. There shall be established for each Hospital under the Management and supervision of the council a committee to be referred to as a Hospital Governing Committee.

**Composition of Hospital Governing Committee**

17-(1) The Hospital Governing Committee shall consists of:-

(a) Clected members:-

(i) Three persons of reputable character clected from amongst the members of the community receiving health services or registered to receive services from the hospital.

(ii) Two persons selected by the Council from members of the Health Centre Committee and Dispensary Committee within the area of jurisdiction of the Council.

iii) One person appointed by the Council from voluntary agencies providing services within the area of jurisdiction of the Council.

(iv) One person appointed by the Council from private for profit health facility providing services within the area of jurisdiction of the Council.

(b) Secretariat

(i) (One member from the Council Health Service Board.

(ii) Medical Officer in-charge of the Council Hospital who shall be a secretary.

(iii) One representative from the Office of the District Medical Officer/Medical Officer of Health .

(2) At least one third of the members shall be Women.

(3) Hospital Governing Committee may invite persons who are not their members to provide expertise and the assistance but such invited persons shall not take part in the final decisions of the Committee.

18-(1) The Hospital Governing Committee members shall have the following qualifications:-

- (a) Be a citizen of the United Republic of Tanzania.
- (b) Be 25 years age and not older than sixty five year.
- (c) The level of education shall be Primary School or above, and can read and Write in Swahili.
- (d) All seven elected members shall not hold any political post.

**Qualification  
of members  
of the  
hospital  
Governing  
Committee**

19-(1) Subject to the provision of sub-section (2) and (3) of this section all members of the Hospital Governing Committee shall be elected in accordance with principles of democracy and transparency.

**Procedure  
for electing  
Hospital  
Governing  
Committee**

(2) The position of membership to the Hospital Governing Committee shall be advertised in the newspaper circulating in the area of jurisdiction of the Council and such advertisement shall call upon qualified persons to submit application to the Council Director.

(3) Selection of elected candidates shall be made by Full Council through the Economic Health and Education Committee after being recommended by Council Management Team.

20-(1) The Tenure of Officer of a member of the Hospital Governing Committee shall be three years and at the end of that period a member can be eligible for re-election for another term of three years only. **Tenure of Officer**

(2) If the Hospital Governing Committee fails to fulfil its expected obligations the Council shall reprimand or dissolve the committee and arrange for an immediate election.

21-(1) The Hospital Governing Committee shall hold ordinary meetings for the transaction of its business at least once in every month at place and date and such time as the Committee may decide. **Meetings of the Hospital Governing Committee**

(2) The Chairman of the Hospital Governing Committee may after consultation with the Secretary of the Committee convene a special or extra ordinary meeting on such time as it may deem necessary.

(3) Notice of every meeting shall be sent to the members not less than two days before the date appointed for the meeting notifying members in writing of the place date and time of the meeting and of the business proposed to be transacted at the meeting.

**Functions of Hospital Governing Committee** 22-(1) The functions, roles and responsibilities of the Hospital Governing Committee shall be;

- (a) Oversee proper management or resources of the Hospital.
- (b) Receive discuss and pass proposals for Hospital plans and budgets and submit to the Council for approval through Council Health Service Board.
- (c) Receive and discuss the implementation reports prepared by Hospital Management Team.
- (d) Identify mobilize and solicit financial resources for the financing of the Hospital services.
- (e) Liaise with other health committees and partners in health provision and promotion.
- (f) To make recommendations on employment training and deployment to the relevant body of the Council so as to ensure proper effective and efficient human resource.
- (g) Provide feedback to the community on hospital operations and development plans.



24. There shall be established for each Health Centre a Health Centre Committee which shall be composed of:-

- (a) Three members selected one each from a ward within the area.
- (b) Two members appointed by the Council from the Dispensary Committee.
- (c) Two members appointed one each from private for profit and private for non-profit in the area.
- (d) The Officer in-charge of the Health centre who shall be the Secretary.
- (e) One member from the Ward Development Committee.

(2) Health Centre Committee may invite other person who are not members of the Health Centre Committee to provide expertise and other assistance but such invited persons shall nor take part in the final decisions of the committee,

(3) At least one third of the members shall be women.

(4) Chairman of Health Centre Committee shall be selected from amongst its members.

25. As person shall be qualified for appointment as a member of a Health Centre Committee if he or she satisfies the following conditions:-

**Qualification  
for  
membership**

- (a) He/She is a citizen of United Republic.
- (b) He/She has attained the age of twenty one years and not older than sixty five years.
- (c) The level of his/her education is Primary School or above and can read and write in Kiswahili.
- (d) He/She does not hold any political elected post and shall not be employee of the Council.

26-(1) The term of Office of a member shall be three years and all the members shall retire on three anniversary of the date on which they assumed their Offices and if not re-appointed newly appointed members who shall come in Office on that day shall fill their places.

(2) Any appointed member may resign by giving a written notice of one month to the Chairman.

(3) Where a member resigns or dies the vacant post the newly appointed member shall hold Office only for the remainder of the term of his/her predecessor but shall be eligible for re-appointment.

(4) If the Health Centre Committee fails to fulfil its expected obligations the council shall reprimand or dissolve the committee and arrange for an immediate election.

(27-(1) The Committee shall hold ordinary meetings for the transactions of its business at least once in every three months at a place date and such time as it may decide provided that the Committee may convene a special meeting as it may deem fit.

(2) The Chairman of the Committee may convene a special meeting of the Committee after he receives a written request to that effect signed by not less than one third of all the members of the committee stating clearly the purposes for which the special meeting is to be convened.

***Functions  
of Health  
Centre  
Committee***



