



THE GOVERNMENT MOTOR VEHICLES ACT 2004

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ACT NO. 13 OF 2004

I ASSENT


{AMANI ABEID KARUME}
PRESIDENT OF ZANZIBAR
AND

CHAIRMAN OF THE REVOLUTIONARY COUNCIL

27 JAN
....., 2005

AN ACT TO PROVIDE FOR THE USE AND CONTROL
OF GOVERNMENT MOTOR VEHICLES AND
OTHER MATTERS RELATED THERETO

ENACTED by the House of Representatives of Zanzibar.

PART I
PRELIMINARY PROVISIONS

Short title and
commencement.

1.(1) This Act may be cited as the Government Motor Vehicles Act 2004, and shall come into operations on such date as the Minister may by notice published in the Gazette, appoint.

(2) The Minister may appoint different dates for the commencement of different parts or provisions of this Act.

Interpretations.

2.(1) In this Act, unless the context otherwise require:

"Approved workshop" means Government Central Workshop or any other government workshop or any other workshops appointed by the Minister;

"Chief Minister" means Chief Minister of the Revolutionary Government of Zanzibar;



- "Driving Permit" means a permit which allows the holder thereof to drive Government Motor Vehicle granted or deemed to be granted under section 20 of this Act;
- "Government" means the Revolutionary Government of Zanzibar;
- "Government driver" means a Government employee specially employed to drive Government Motor Vehicle or any other Government employee authorised to drive Government Motor Vehicle;
- "Government Motor Vehicles Superintendent " means an Officer appointed under the provision of Section 11 of this Act;
- "Government motor vehicles" means any motor vehicle property of the Government or any motor vehicle operated by its Institutions where maintenance and care of such motor vehicle is carried out by the Government;
- "Logbook" means a prescribed book used to record routes and its purpose made by Government Motor Vehicle;
- "Minister" means Minister responsible for Government Motor Vehicles;
- "Office Superintendent" means an Officer in charge of office Pool;
- "Office working hours" Means a duration which Government Motor Vehicles allowed to be driven without holding permits to drive after working hours and for practical purposes under this Act, is the time between 06:00 hours and 17:00 hours;
- "Permit to drive after office working hours" means a permit which authorises Government Motor Vehicles to be driven after office working hours;



"Transport Officer" means an Officer appointed under the provision of section 12 of this Act.

(2) In addition to the provision of subsection (1) of this section, if any other word or expression used in this Act is defined in Road Transport Act 2003 such word or expression shall in this Act, unless the context otherwise requires, have the meaning assigned to it in the Road Transport Act 2003.

Application of the Act.

3.(1) Unless otherwise expressly provided, this Act shall apply to all motor vehicles owned, or officially operated by the Government its parastatals and other Government organizations.

(2) This Act shall not apply to Government motor vehicles used or driven by the President and Chief Minister.

Road Transport Act 2003.

4.(1) In addition to the provisions of this Act, Government motor vehicles shall be subjected to registration, inspections and other requirements in accordance with the provisions of the Road Transport Act 2003.

(2) Notwithstanding the provision of subsection (1) of this section, Government motor vehicles excluding those operated by Parastatal organizations shall be exempted from all fees or charges under the Road Transport Act 2003.

PART II **ADMINISTRATION OF THE ACT**

Ministry responsible for Government Motor Vehicles.

5. The Ministry responsible for Road Transport shall be in charge for all matters on Government motor vehicles and drivers as provided by this Act.

Functions of the Ministry responsible for Government Motor Vehicles.

6. The functions of the Ministry responsible for Government motor vehicles and drivers under this Act are:

(a) to administer -



- (i) the use and maintenance systems on Government motor vehicles; and
- (ii) the engagement, training, transfers of Government drivers and other related matters;

as established under this Act;

- (b) to recommend and ensure maintenance of standardization in the Government motor vehicles fleet;
- (c) to determine and monitor the Government motor vehicles needs;
- (d) to re-allocate Government motor vehicles within the Government Institutions under the procedure prescribed by the Minister;
- (e) to evaluate Ministries' requests for additional motor vehicles;
- (f) to approve disposal of Government motor vehicles;
- (g) to mobilize Government motor vehicles from various Government Institutions for special temporary official functions;
- (h) to provide information on Government motor vehicles and drivers in accordance with this Act, or any other laws in force in Zanzibar; and
- (i) to exercise any other functions given to the Ministry under this Act.

Powers of the Minister.

7. In exercising its functions under this Act, the Minister may:

- (a) transfer or refuse to transfer Government driver from one Government Institution to another under regulations prescribed by the Minister;



- (b) transfer Government motor vehicle from one Government Institution to another under regulations prescribed by the Minister;
- (c) order not to be used on public road any Government motor vehicle which does not meet safety standards prescribed under Road Transport Act 2003 until vehicle defect(s) have been satisfactorily corrected;
- (d) demand Government Institutions to submit their motor vehicles selected for use in official functions;
- (e) take, or recommend to be taken, disciplinary or legal measures on any person who fails to comply with the use or maintenance requirements as prescribed by the Minister under this Act;
- (f) provide advise or directions on any matter related to Government motor vehicle and drivers; and
- (g) exercise other powers given to the Ministry under this Act.

Establishment of the Government Motor Vehicles Committee.

8.(1) There is hereby established a Committee within the Ministry to be known as the Government Motor Vehicles Committee.

(2) The composition of the Committee, the tenure of members of the Committee and its procedures shall be as set out in the First Schedule to this Act.

Functions of the Committee.

9.(1) The functions of the Committee shall be to advise the Ministry on:

- (a) all matters related to standardization of Government Motor vehicles fleet;
- (b) all matters related to motor vehicle requirements for various Government Institutions;



- (c) all matters related to disposal of Government motor vehicles;
- (d) all matters related to the use and maintenance of Government motor vehicles;
- (e) all matters related to Government drivers; and
- (f) any other matter related to Government motor vehicles and drivers as may be required by the Minister.

(2) The Committee shall prepare a yearly report of Government motor vehicles and drivers for the Minister which shall contain information as stipulated in section 37(2) of this Act and any other information as the Minister may direct.

Government
Motor Vehicles
Superintendent.

10.(1) The Minister shall appoint a qualified person as a Government Motor Vehicles Superintendent who shall supervise all Government motor vehicles.

(2) The Superintendent shall be directly answerable to the Principal Secretary of the Ministry and shall be responsible for the daily discharge of the functions of the Ministry under this Act.

Transport
Officer.

11.(1) There shall be appointed a Transport Officer in each Ministry, department, parastatal organization or any other Government Institutions whose fleet size exceeds five motor vehicles.

(2) Where a motor vehicle fleet size in any Government Institution is less than five motor vehicles the duties of a Transport Officer as stipulated in section 13 of this Act shall be performed by an Office Superintendent.

(3) The Transport Officer required under subsection (1) of this section, shall be appointed by the heads of departments with the approval of Principal Secretaries, or heads of parastatal organizations or heads of other Independent Government organizations, and such appointment shall be based on at least minimum qualifications as shall be prescribed under this Act.



Duties of the Transport Officer.

12. The duties of Transport Officers shall be:
- (a) overall supervision of Government motor vehicles to ensure that their use and maintenance comply with various procedures prescribed under this Act;
 - (b) authorization of fuel supply to Government motor vehicles and monitoring misuse;
 - (c) signing of logbooks;
 - (d) assigning driving related tasks to Government drivers;
 - (e) monitor the performance of Government drivers;
 - (f) authorise and supervise maintenance and repair of Government motor vehicles; and
 - (g) liaising with Government Motor Vehicles Superintendent for any advice or directions.

PART III
OPERATION AND CONTROL OF
GOVERNMENT MOTOR VEHICLES

Standardization of Government Motor Vehicles fleet.

13.(1) The Government motor vehicle fleet shall be composed of special makes as set out in the Second Schedule to this Act.

(2) The Minister may, whenever necessary, and by notice in the Gazette, alter the Second Schedule by adding or subtracting other motor vehicle makes.

(3) Government motor vehicles not specifically used for the transportations of people or goods on road shall be exempted from standardization.

(4) Notwithstanding the provision of subsection (1) of this section, motor vehicles offered to the Government as a grant not related to any project or motor vehicles given to



the Government through donors funded projects, which are not of standard make(s), shall be temporarily regarded as standard make(s) of Government Motor vehicles.

Insurance.

14.(1) All Government motor vehicles shall be insured under the third party cover from the government insurance company approved by the Ministry responsible for Finance.

(2) No person shall drive Government motor vehicle on the public roads without being insured.

(3) Any person who fails to comply with the requirement of subsection (2) of this section shall be guilty of an offence.

Maintenance and repair.

15.(1) It shall be unlawful for any Government motor vehicle to carry out maintenance and repair at any place other than the Government Central Workshops, or any other place that may be appointed by the Minister.

(2) Any person who contravenes the provision of subsection (1) of this section by:

- (a) sending Government motor vehicle for maintenance and repair at any place other than the Government Central Workshops, or other places appointed by the Minister; and
- (b) approving the payment for maintenance and repair made to a place other than those specified under subsection (1) of this section;

shall be guilty of an offence.

(3) The Minister shall prescribe procedures to be followed in sending Government motor vehicles to Workshops for repair and maintenance, payment of charges thereon, and other related matters.

Use of logbook.

16.(1) Any Government motor vehicle shall be not be driven on public roads without having a duly written and signed logbook as a proof of legitimacy of the trip being made.



(2) Logbooks, which shall in the prescribed form, shall be signed by Transport Officer, or, where motor vehicle fleet size is less than five motor vehicles, by Office Superintendent as provided by section 11(2) of this Act, or, in their absence, by any other officer authorised by head of department.

(3) Any person who contravenes the provision of subsection (1) of this section shall be guilty of an offence.

Permission to drive Government Motor Vehicle.

17.(1) A person must not drive a Government motor vehicle unless he is a holder of both:

- (a) a driving licence issued by the Authority under the Road Transport Act 2003; and
- (b) a permit to drive a Government motor vehicle issued by the Authority under this Act.

(2) Any person who contravenes the provision of subsection (1) of this section shall be guilty of an offence.

Application for a Government Motor Vehicle driving course.

18.(1) Any person may apply to the Authority for a Government motor vehicle driving course.

(2) Every application for a Government motor vehicle driving course shall be in the prescribed form and shall contain the prescribed particulars and shall be issued upon payment of prescribed fee.

(3) Upon making the application under this section the applicant is required to produce to the Authority a valid driving licence issued by or acceptable to the Authority.

Application and issue of a Government Motor Vehicle driving permit

19.(1) The Government motor vehicle driving permits shall be issued only to those who:

- (a) have passed a two weeks Government motor vehicle driving course; and
- (b) are already in the Government service.



(2) In order to satisfy the requirement of subsection (1)(b) of this section applications for Government motor vehicle driving permits shall be made in writing by employers of the would-be holders of the permits.

Government
Motor Vehicle
driving permit

20.(1) A permit to drive a Government motor vehicle issued by the Authority under subsection (1) of section 19 of this Act shall be in the prescribed form with the prescribed means of identifying the driver and shall authorize the holder thereof to drive such class or classes, or such type within any class or classes of motor vehicle as specified in his driving licence.

(2) No person shall be issued with or be entitled to possess more than one Government motor vehicle driving permit and no Government motor vehicle driving permit shall be transferable to any person.

Duration and
renewal of a
Government
Motor Vehicle
driving permit.

21.(1) A Government motor vehicle driving permit shall have the same period of validity as the holder's driving licence.

(2) Subject to preceding subsection (1) the holder of a Government motor vehicle driving permit whose driving licence is invalid shall not, pursuant to subsection (1) of section 20 of this Act, be allowed to drive any Government motor vehicle until his driving licence is renewed.

(3) Notwithstanding the provision of subsection (1) of this section, Government motor vehicle driving permit shall cease to be valid:

- (a) when the holder is suspended; or
- (b) when the holder is imprisoned; or
- (c) when the holder ceases to be a Government employee; or
- (d) for any other reason as directed by the Minister



(4) Government motor vehicle driving permits, which become invalid for reasons mentioned under subsection (3) of this section shall be returned immediately to the Authority.

(5) Any person who fails to comply with subsection (4) of this section shall be guilty of an offence.

Custody of a driving permit.

22.(1) Every driver of a Government motor vehicle shall keep in his motor vehicle his driving permit or certified copy thereof and shall produce the driving permit to the police officer or road transport officer when required to do so.

(2) Any driver who fails to produce the driving permit required by police officer or road transport officer under subsection (1) shall be guilty of an offence:

(3) No person shall be convicted of an offence under this section by reason of or by his failure to produce the driving permit or the certified copy thereof, if within 24 hours after being so required, he produces it at such place as may be specified at time of making such requirement.

Duplicate of driving permit.

23.(1) Where a driving permit has been lost, stolen or destroyed, or has become defaced or illegible, the Authority shall, on request being made to him on the prescribed form, and if he is satisfied that the request is justified, and on payment of prescribed fee, issue a duplicate of that permit which shall be of the same effect as the original.

(2) Where any driving permit which has been lost or stolen is subsequently found or recovered the person whom the duplicate thereof has been issued shall immediately surrender such duplicate to the Authority.

(3) Any person who contravenes the provision of subsection (2) of this section shall be guilty of an offence.

Misuse of Government Motor Vehicles.

24.(1) It shall not be lawful to:

(a) use for hire or reward any Government motor vehicle except under special situations as may be prescribed by the Minister;



- (b) use a Government motor vehicle for any purpose other than those authorised; and
- (c) deviate a Government motor vehicle from its authorised route unless on emergency.

(2) Any person who contravenes the provision of subsection (1) of this section shall be guilty of an offence.

Prohibition to drive Government Motor Vehicle after working hours without permit.

25.(1) It shall be unlawful to drive Government motor vehicle after official working hours on any day without a permit, issued by Principal Secretaries or heads of parastatals, or any other officer authorized by them.

(2) The permit issued under subsection (1) of this section shall be in the prescribed form and shall be granted only for prescribed reasons under this Act

(3) The provision of subsection (1) of this section shall not apply to:

- (a) Government motor vehicles operated by KMKM, JKU, Chuo Cha Mafunzo, Kikosi cha Zimamoto na Kikosi cha Valantia;
- (b) Government ambulances and fire engines; and
- (c) Government motor vehicles driven and used by presidential appointees; and
- (d) Government motor vehicle driven and used by retired leaders, Speaker, Retired Speaker and opposition leader.

(4) Any person who contravenes the provision of this section shall be guilty of an offence.

Parking after working hours.

26.(1) No Government motor vehicle shall be parked after working hours at any place other than areas designated by Principal Secretaries, heads of parastatals organization or heads of other Independent Government organizations



(2) Parking areas designated under subsection (1) of this section shall be communicated to the Commissioner of Police in Zanzibar and the Ministry together with the list of motor vehicles that may use such parking areas.

(3) The designated areas for parking Government motor vehicles after working hours shall be safe areas with adequate security as shall be prescribed under this Act.

(4) Upon the receipt of the designated areas the Government motor vehicles Superintendent shall inspect the areas and shall either approve or disapprove them, until action on his recommendations to improve the areas has been taken.

(5) The provision of subsection (1) of this section shall not apply when:

- (a) a motor vehicle is undergoing maintenance or repair at an approved workshop;
- (b) a motor vehicle is involved in an accident or suffers breakdown while on route or any other prescribed reasons that may lead such vehicle be unable to reach its designated parking area, in which case the driver shall report as soon as practicable to -
 - (i) the nearest safety place;
 - (ii) his Transport Officer or Office Superintendent as the case may be.

(6) Any person who contravenes the provision of this section shall be guilty of an offence.

Power to enter parking areas.

27. It shall be lawful for a Government Motor Vehicles Superintendent, or anyone working under his directions, at any time, with or without notice, to enter into any area after-office-hours designated parking areas for the purpose of ascertaining the maintenance of the required level of security.



Duty of
Government
driver.

28.(1) The Government driver's duties shall be:

- (a) to drive or transport people or goods from one place to another as shall be instructed by officer in charge of the vehicle, or by Transport Officer or Office Superintendent, or any other officer authorised by them;
- (b) to carry out daily maintenance and pre-trip inspection of the motor vehicle under his charge;
- (c) to report any disorders of the motor vehicle under his charge to Transport Officer or Office Superintendent or officer in charge of the vehicles; and
- (d) general care of the motor vehicles under his charge as shall be prescribed under this Act.

(2) Any driver who fails to perform his duties under subsection (1) of this section shall be guilty of an offence.

(3) In carrying out his duties, the Government driver is always required to comply with the requirements of the Road Transport Act 2003.

(4) No person other than the authorised Government driver shall be allowed to drive Government motor vehicle during office hours.

(5) Any person who contravenes the provision of subsection (4) shall be guilty of an offence.

Officers entitled
to possess a
Government
Motor Vehicle.

29.(1) Every Officer appointed by the President shall be entitled to possess a Government motor vehicle for use in carrying out his duties.

(2) Notwithstanding the provisions of subsection (1), the Government may, upon a written permission of the Secretary to the Revolutionary Council, allow other persons to possess Government motor vehicles, whether temporarily, and whether upon request or not.



(3) The type of vehicle each Government official shall be entitled to possess shall be as prescribed by the Minister after consultation with the Secretary to the Revolutionary Council.

(4) It shall be mandatory to any officer of any rank in possession of Government motor vehicle to sign handover agreement which stipulates his obligation to Government motor vehicle.

(5) The Minister shall prescribe the form of handover agreement and the procedure of signing on behalf of the Government.

(6) The Minister shall prescribe procedures for the use of Government motor vehicles after working hours or on holidays.

(7) Any officer who:

- (a) refuses to comply with the requirements of subsection (4) of this section;
- (b) does not comply with his obligation on Government motor vehicles;

shall be guilty of an offence.

Code of
Conduct.

30.(1) For the purpose of maintaining discipline in the handling of Government motor vehicles there will be adopted a Code of Conduct which shall be binding on Government drivers, Transport Officers, and all who have responsibilities on Government motor vehicles.

(2) Any breach of the Code of Conduct shall be a disciplinary offence.



PART IV **ENFORCEMENT**

Duties of Police
on Government
Motor vehicles.

31. Without prejudice on any powers and duties under any written law enacted in Zanzibar, it shall be the duty of the police:

- (a) to check any Government motor vehicle driven on public roads for the compliance of the requirements of various provisions under this Act;
- (b) to take legal measures on Government drivers whenever an offence under this Act is committed;
- (c) to keep records on all offences committed by Government drivers;
- (d) to prepare and submit quarterly reports to the Ministry and such reports shall include -
 - (i) number of offences committed by Government drivers;
 - (ii) number of accidents involving Government motor vehicles and their consequences.

Power to
demand
production of
driving permit
and other
documents.

32.(1) A police officer or road transport officer in uniform, at any time, may request any person driving Government motor vehicle to produce his driving permit, logbook or permit to drive after working hours.

(2) Any person who fails to comply with the police or road transport officer request as stipulated under subsection (1) of this section shall be guilty of an offence.



PART V **PENALTIES**

Penalties for
Offences under
Part III

33.(1) Any person who is found guilty under subsections 14(3), 15(2)(a), 21(5), 22(2), 23(3), 26(6), 28(2) and 29(6) shall be liable to all of the following penalties:

- (a) a disciplinary action as provided under the code of conduct; and
- (b) to pay the Government a fine of not less than thirty six thousand shillings but not exceeding sixty thousand shillings deducted from his salary at equal instalments as may be determined by the court, in addition to any loss or damage incurred on Government motor vehicle.

(2) Any person who is found guilty of an offence under subsection 15(2)(b) shall be liable to all of the following penalties:

- (a) a disciplinary action as provided under the code of conduct; and
- (b) to pay the Government a fine in shillings equals to the amount of money paid as charges for repair or maintenance of Government motor vehicle at a place other than the approved workshops.

(3) Any person who is found guilty of an offence against subsections 16(3), 17(2), 25(4) and 32(2) of this Act shall be liable to all of the following penalties:

- (a) a disciplinary action as provided under the code of conduct; and
- (b) to pay the Government a fine of not less than forty eight thousand shillings but not exceeding seventy two thousand shillings deducted from his salary at equal instalments as may be determined by the court, in addition to any loss or damage incurred on Government motor vehicle;



(4) Any person who is found guilty of an offence under section 24(2) of this Act shall be liable to the following penalties:

- (a) a disciplinary action as provided under the code of conduct; and
- (b) to pay the Government a fine of not less than forty eight thousand shillings but not exceeding seventy two thousand shillings deducted from his salary at equal instalments as may be determined by the court, in addition to any loss or damage incurred on Government motor vehicle;
- (c) if there is anything loaded or goods carried, such things loaded or goods carried shall be forfeited to the government.

(5) Any person who is found guilty of an offence against section 29(7)(a) shall be liable to disciplinary action as provided under the Code of Conduct.

Other Offences.

34. Any person who is found guilty of offences under Parts IV and VI of this Act where the punishments are not provided shall be liable to all of the following penalties:

- (a) a disciplinary action as provided under the Code of Conduct; and
- (b) to pay the Government fine not less than twenty four thousand shillings but not exceeding seventy two thousand shillings deducted from his salary at equal instalments as may be determined by the court, in addition to any loss or damage incurred on Government motor vehicle.

Change of fines.

35. The Minister by notice published in the gazette may, whenever it deems necessary, change the amounts of monetary fines under this Act.



Forgery of permits.

36. If, with intent to deceive, any person:
- (a) forges or fraudulently alters or uses or fraudulently lends to or allows to be used by any other person a driving permit, or permit to drive Government motor vehicle after working hours, or a certificate on Government drivers training;
 - (b) makes or has in his possession any document so closely resembling such permits and certificates as to be calculated to deceive;

he shall be guilty of an offence.

PART VI MISCELLANEOUS PROVISIONS

Reports of Government Motor Vehicles and drivers.

37.(1) The Ministry shall prepare annual reports of all Government motor vehicles and drivers which shall be presented to the Revolutionary Council.

(2) The report shall contain the following information:

- (a) total Government motor vehicles fleet per makes and type of motor vehicles;
- (b) vehicle purchased by, or donated to, the Government;
- (c) vehicle disposed;
- (d) maintenance and repair of Government motor vehicles at Government Central workshops and other workshops;
- (e) Government drivers generally;
- (f) Compliance with the Code of Conduct;
- (g) any other information as the Revolutionary Council may direct; and



- (h) any recommendations of the Ministry.

Regulations.

38.(1) The Minister may make regulations consistent with this Act, in respect of any matter contemplated, required or permitted to be prescribed in terms of this Act, and generally regarding Government motor vehicle and drivers, and in any other respect for the better carrying out of the provisions or the achievement of the object of this Act, and in particular, but without prejudice to the generality of this subsection, may make regulations:

- (a) to regulate or prescribe -
- (i) the issue of permits and certificates;
 - (ii) the form and contents of the permits and certificate; and
 - (iii) the forms of applications;
- to be issued or used under this Act.
- (b) to provide for the training and testing of applicants for Government motor vehicle driver course and the manner in which the trainees are to be tested;
- (c) to prescribe and regulate -
- (i) the form and contents of logbooks;
 - (ii) the issue, use and custody of logbooks;
- (d) to prescribe the required qualifications for -
- (i) a Government Motor Vehicle Superintendent;
 - (ii) a Transport Officer;
- and provide methods of their appointments.



- (e) to regulate the transfers of Government motor vehicles and drivers from one Government Institution to another;
- (f) to provide guidelines on best maintenance of Government motor vehicles to ensure their most befitting mechanical soundness;
- (g) to provide procedures on repair and maintenance services for Government motor vehicles at the Government and other approved workshops;
- (h) to prescribe circumstances under which a Government motor vehicle can be used for hire or reward;
- (i) to prescribe circumstances under which a permit to drive a Government motor vehicles after official working hours can be issued and any condition that may be attached thereto;
- (j) to prescribe types and acceptable levels of security that must always be available at after-office-hours parking places for Government motor vehicles;
- (k) to provide guidelines for Government motor vehicles drivers on general care of motor vehicles under their charge;
- (l) to provide code of conduct for all whom under this Act, have responsibility on Government motor vehicles to ensure maintenance of discipline in their handling at all levels of the Government;
- (m) to prescribe the form and contents of a handover agreement between the officers entitled to possess Government motor vehicle and the Government and to provide the procedure of signing the agreement on behalf of the Government; and



(n) to provide procedure in evaluating motor vehicle makes and set minimum qualities a motor vehicle must have in order to be, or continue to be, accepted as a standard make for the Government motor vehicle fleet.

(2) The regulations made by the Minister under subsection (1) may provide for penalties for a contravention thereof and for different penalties in the case of successive or continuous contraventions.

(3) All regulations and directions made in connection with this Act shall be published in the *Gazette*.

Repeals.

39. The provision of subsection (4) of section 3 of Cap. 136 on Motor Vehicle (Third Party Risk) is hereby repealed.

PASSED in the House of Representatives on the 12th day of October, 2004.

KJ Chande

KHAMIS JUMA CHANDE
CLERK OF THE HOUSE OF REPRESENTATIVES



FIRST SCHEDULE
(Under Section 8 (2))

COMPOSITION, MEETINGS, PROCEDURES, ETC OF
GOVERNMENT MOTOR VEHICLES COMMITTEE

| | |
|--|--|
| Composition of Committee | <p>1.(1) The Government Motor Vehicles Committee shall consist of the following members:</p> <ul style="list-style-type: none">(a) Director of Transport and Licensing who shall be a Chairman of the Committee;(b) Government Motor vehicles Superintendent;(c) Head of Government Stock Verification;(d) Chief Mechanical Engineer from the Government Workshop;(e) Head of Transport and Licensing Department, Pemba office;(f) Head of Traffic Police in Zanzibar;(g) The Secretary who shall be appointed by the Minsiter. <p>(2) The Committee shall elect one of their member to be a Vice Chairman for a term of one year from the date of his election and shall be eligible for re-election.</p> |
| Tenure of the members to the Committee | <p>2. The chairman and all other members of the Committee shall continue to be as members of Committee so long as they hold their posts as indicated in subsection (1) of the preceding section.</p> |
| Meeting of the Committee. | <p>3. (1) The Committee shall ordinarily meet for the transactions of its business at any time and place decided upon by the Committee, but shall meet at least once every three months in a year.</p> |



(2) The Chairman or, in his absence, the Vice Chairman, may at any time call a special meeting of the Committee, and shall call a special meeting of the Committee upon a written request by a majority of the members of the Committee in Office.

(3) The Chairman or, in his absence, the Vice Chairman shall preside at all meetings of the Committee and in the absence of both the Chairman and Vice Chairman the members present shall appoint a member from among themselves to preside such a meeting.

(4) More than half of members of the Committee shall constitute a quorum at any meeting of the Committee.

(5) The Committee may invite any person who is not a member to participate in the deliberation of the committee but any person so invited shall have no vote at the meeting.

(6) All the decisions of the Committee shall be made by resolution of the majority of the members present at the meeting and in the event of an equality of votes the chairperson shall have a second or casting vote.

(7) The validity of an act or proceeding of the Committee shall not be affected by any vacancy among its members.

Minutes.

4. The Committee shall cause to be recorded and kept minutes of all proceedings of its meetings, and the minutes of each meeting of the Committee shall be confirmed by the Committee at the next meeting and signed by the Chairman of the meeting and a copy shall be presented to the Minister.

Proceedings.

5. Subject to the provision of this Schedule the Committee shall have powers to regulate its own proceedings

Sitting allowance.

6. The chairman and the members of the Committee shall be paid sitting allowance as the Minister may determine from time to time.



SECOND SCHEDULE
(Under Section 14)

| Categories | Types | Makes |
|-----------------------------|------------------------|--|
| Passenger carrying vehicles | Saloon | Toyota Mercedes Benz |
| | Station Wagon | Toyota Nissan Suzuki Land rover |
| | Bus | Toyota Nissan Isuzu Hino |
| | Double Cabin (Pick up) | Toyota Nissan |
| Cargo carrying vehicles | Pick up | Toyota Nissan |
| | Truck | Isuzu Tata Hino |