

PUBLIC SEAL ACT, 1985

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I ASSENT



ALI HASSAN MWINYI
THE PRESIDENT OF ZANZIBAR AND
CHAIRMAN OF THE REVOLUTIONARY
CONCIL

15.2.1985

AN ACT TO PRESCRIBE THE PUBLIC SEAL AND
TO CONTROL AND REGULATE THE USE OF THIS
PUBLIC SEAL

ENACTED BY THE HOUSE OF REPRESENTATIVES OF ZANZIBAR.

Short title.

1. This may be cited as the Public Seal Act, 1985.

Interpretation.

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

"likeness" includes a photographic or pictorial reproduction, a sketch, a painting or any other form of reproduction or representation whatsoever and of any size or shape whatsoever;

"the Minister" means the Chief Minister;

"Public Seal" means the coat of arms of the Revolutionary Government of Zanzibar of the likeness specified in schedule to this Act and includes any emblem, insignia or ensign of the Revolutionary Government.

Public Seal.

3. The Public Seal shall be and shall be deemed to have been the Public Seal of the Revolutionary Government of Zanzibar with effect from the 12th day of January, 1985.

House to modify the Public Seal.

4. The House of Representatives may by law amend or modify the Public Seal.

Unlawful use of coat of arms.

5. (1) No person shall use the coat of arms or any likeness of the coat of arms:-

- (a) as a trade mark for any article sold or offered for sale;
- (b) on any article either attached thereto or reproduced thereon, which is sold, offered for sale or intended to be sold or offered for sale;
- (c) on any article, either attached thereto or reproduced thereon which is used by any person otherwise than for a purpose approved by the Minister;
- (d) in furtherance of or as an advertisement for any trade, business, industry, calling or profession.

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

Minister may exempt with or without conditions.

6. (1) The Minister may subject to such terms and conditions as the Minister may think fit to impose, and by writing under his hand, exempt any person or class of persons or any article or category of articles from any or all of the provisions of section 5(1).

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

Insulting the Public Seal.

7. Any person who does any Act or utters any word or publishes any writing with intent to insult or bring into contempt or ridicule the Public Seal or of any likeness thereof shall be guilty of an offence.

Penalties.

8. Any person who is guilty of an offence under section 5 or 6 or 7 shall be liable on conviction to a fine of fifty thousand shillings or to be sent to an Educational Centre for a period of three years or to both such fine and imprisonment.

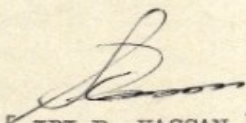
Consent of
Attorney
General.

9. No person shall be prosecuted for an offence under this Act without the consent in writing of the Attorney General.

SCHEDULE



Passed in the House of Representatives
on 22nd January, 1985.


[IDI P. HASSAN]
CLERK TO THE HOUSE OF
REPRESENTATIVES
ZANZIBAR

SHERIA YA MUHURI WA SERIKALI
YA 1985.

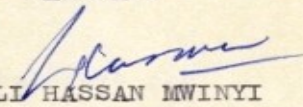
Sehemu:

1. Jina fupi
2. Tafsiri
3. Tarehe ya kutumika
4. Baraza kubadilisha Muhuri
5. Marufuku mtu kutumia Muhuri
6. Waziri kuruhusu matumizi ya muhuri
7. Kosa kwa kuukashif muhuri
8. Adhabu
9. Idhini ya Mwanasheria Mkuu kwa kushtakiwa.

SERIKALI YA MAPINDUZI YA ZANZIBAR

NAM. 1 YA 1985

NAKUBALI


ALI HASSAN MWINYI

RAIS WA ZANZIBAR NA MWENYEKITI
WA BARAZA LA MAPINDUZI.

15.2.1985

SHERIA KWA AJILI YA KUWEKA SHERIA YA
MUHURI WA SERIKALI NA KUDHIBITI NA
KUPANGA MATUMIZI YA MUHURI HUU WA
SERIKALI.

IMETUNGWA NA BARAZA LA WAWAKILISHI.

Jina fupi.

1. Sheria hii itajulikana kama Sheria ya
Muhuri wa Serikali ya mwaka 1985.

tafsiri.

2. Katika Sheria hii isipokua itapoelezwa
vyenginevyo—

"kufanana" maana yake inajumuisha mshabaha wa
picha ya rangi au aina yo yote ya mfano
wa picha au kitu cho chote kilichofanana
na picha chenye ukubwa na umbile lo lote.

"Waziri" maana yake ni Waziri Kiongozi.

"Muhuri wa Serikali" maana yake ni kielelezo cha
Serikali ya Mapinduzi ya Zanzibar ya aina
iliyoonyeshwa katika jedweli ya sheria hii
na ina maana ya alama yo yote ya taji au
kielelezo cha Serikali ya Mapinduzi.

tarehe ya
kutumika.

3. Muhuri wa Serikali utakuwa na utahesabiwa kuwa
umekua Muhuri wa Serikali ya Mapinduzi ya Zanzibar
kuanzia siku ya tarehe 12 Januari, 1985.

Baraza
kubadilisha
Muhuri.

4. Baraza la Wawakilishi linaweza kwa sheria kusahihisha, kurekebisha au kubadilisha Muhuri wa Serikali.

Marufuku
mtu
kutumia
muhuri.

5.(1) Mtu haruhusiwi kutumia kielelezo cha Serikali.

(a) kama alama ya biashara kwa kitu cho chote kilichouzwa au kinachouzwa;

(b) juu ya kitu cho chote kilichoambatanishwa au kilichokuzwa kutokana nacho, kilichouzwa, kinachouzwa au kinachokusudiwa kuuzwa au kilichowekwa kuuzwa.

(c) juu ya kitu cho chote kilichoambatanishwa au kilichokuzwa kutokana nacho kinachotumiwa na mtu ye yote ila iwapo ni kwa madhumuni yaliyokubaliwa na Waziri.

(d) Katika kuendesha au kutoa matangazo ya biashara yo yote shughuli, kazi wito au amali.

(2) Mtu ye yote anaekwenda kinyume na maelezo yaliyomo katika kifungu kidogo cha kwanza (1) ya kifungu hiki atakua mkosa.

Waziri
kuruhusu
matumizi
ya muhuri.

6. (1) Waziri anaweza kufuatana na masharti na kanuni ambayo atahisi zinafaa kuziweka na kwa kuandika kwa mkono wake akamruhusu mtu ye yote au kikundi cha watu au kitu cho chote au aina ya vitu kutokana na sehemu ya kifungu moja wapo au vyote ya kifungu 5(1).

(2) Mtu ye yote ataekwenda kinyume na vifungu vilivyomo katika kifungu kidogo cha (1) ya kifungu hiki atakua mkosa.

Kosa
kwa
kuukashifu
Muhuri.

7. Mtu ye yote anaefanya kitendo cho chote au anasema neno lo lote au anaechapisha maandishi ye yote kwa dhamiri ya kuukashifu au kuudharaulisha au kuudhihaki Muhuri wa Serikali au mshabaha wa Muhuri huo atakuwa ni mkosa.

Adhabu.

8. Mtu ye yote ataekuwa mkosa chini ya kifungu cha 5 au cha 6 au cha 7 apatikanapo na hatia atatiwa adabu ya faini ya shilingi elfu hamsini au atapelekwa Chuo cha Mafunzo kwa muda wa miaka mitatu au vyote faini kama hiyo na kifungo kama hicho.


Idhini ya
Mwanasheria
Mkuu kwa
kushtakiwa.

9. Mtu hatashitakiwa kwa kosa chini ya Sheria hii bila ya kwanza kupatikana idhini kwa maandishi ya Mwanasheria Mkuu.

JEDWELI



Imepitishwa katika Baraza la Wawakilishi
tarehe 22 Januari, 1985.


(Iddi Pandu Hassan)
KATIBU,
BARAZA LA WAWAKILISHI,
ZANZIBAR.