



AN ACT TO ESTABLISH THE ZANZIBAR YOUTH COUNCIL

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ACT NO. 16 OF 2013

I ASSENT

{DR. ALI MOHAMED SHEIN}
PRESIDENT OF ZANZIBAR

AND

CHAIRMAN OF THE REVOLUTIONARY COUNCIL

30 June, 2014

AN ACT TO ESTABLISH THE ZANZIBAR
YOUTH COUNCIL AND TO PROVIDE FOR OTHER MATTERS
RELATED THERETO

ENACTED by the House of Representatives of Zanzibar

PART I
PRELIMINARY PROVISIONS

Short title and
Commencement.

1. This Act may be cited as the Zanzibar Youth Council Act of 2013 and shall come into force on such date as the Minister may, by notice in the gazette designate.

Interpretation.

2. In this Act unless the context requires otherwise:

"Council" means the Zanzibar Youth Council from Shehia to National levels Established under section 3 of this Act;

"Director" means the Director of Youth in the Ministry responsible for youth affairs;

"Minister" means the Minister responsible for youth affairs;

"Principal Secretary" means the principal secretary in the Ministry responsible for youth affairs;

"Ministry" means the Ministry responsible for youth affairs;



"Moral Misconduct" means the conduct against morality as determined by the disciplinary committee;

"President" Means the President of Zanzibar and Chairman of the Revolutionary Council.

"Youth" means a person of the age between 15 and 35 years;

"Members" means the members mentioned in section 4 of this Act;

"Ex officio invitee" means those invited guests who shall come from the public institutions to attend Zanzibar Youth Council meetings;

"Active leader of Political Party" means a person who holds leadership role or post at any level in a political party;

"Zanzibari" has the same meaning as prescribed in the Zanzibari Act No. 5 of 1985.

PART II ZANZIBAR YOUTH COUNCIL.

Establishment of Zanzibar Youth Council.

3.-(1) There is hereby Established the Zanzibar Youth Council with acronym ZYC which shall be a body corporate and shall:

- (a) have perpetual succession and an official seal;
- (b) be capable of suing and being sued;
- (c) be capable of holding and purchasing, acquiring, and disposing any movable or immovable property and can receive gift, grant and aids in its own name.

(2) The Council shall have the following hierarchical structure:-

- (a) Shehia Youth Council;
- (b) District Youth Council;
- (c) National Youth Council.

The membership of the Council.

4.-(1) The membership of the Council shall be open to all individual Zanzibari Youths through their Shehia Youth Councils.

(2) Any Zanzibari youth who accept the objectives of the Council may apply for membership by filling application form which shall be provided by the Secretary of the Shehia youth Councils.



(3) The member of the Council shall have the following rights and duties:-

- (a) to elect and be elected;
- (b) to give views, recommendations and advise to Council;
- (c) to attend the meetings at a time and place provided;
- (d) to be honest and truthful;
- (e) to keep secrecy on any information provided as such by the Council;
- (f) to be a role model in advocacy of youth issues, law, policies and programmes; and
- (g) to pay membership fees and subscriptions authorised by and for the purposes of the Council.

(4) A member or a leader of the Council may be suspended or removed from leadership or membership by disciplinary committee on the following grounds:-

- (a) for the breach of conditions, procedures or regulations of the Council; or
- (b) convicted of fraud, forgery, uttering a forged document, or for any offence under the Anti-Corruption and Economic sphere.

(5) A member or leader shall cease to be a member or leader of the Council by any of the following grounds:-

- (a) death;
- (b) inability to perform the function of his office arising from infirmity of body or mind proved by public authorized doctor;
- (c) being active leader of political party;
- (d) misbehavior or misconduct;
- (e) has been convicted of an offence in relation to corruption or moral offences;
- (f) upon attaining the age of 35 years and above;
- (g) upon giving thirty days notice of resignation to the Secretary; and
- (h) upon revealing his political zeal within the Council.



PART III OBJECTIVES AND POWERS OF THE COUNCIL

Objectives of
the Council.

5. The Council shall have the following objectives:
- (a) to foster among the Zanzibar youth spirit of a national identity, a sense of unity and self-respect as well as in depth awareness of social, economic and cultural prospects and diversities;
 - (b) to work as platform and representative organ of youth affairs in Zanzibar;
 - (c) to advocate for the empowerment of youth in order to make them productive members in the society;
 - (d) to represent youth interest within and outside the country.

Functions of the
Council.

6. The Council shall have the following functions:
- (a) to advise and make consultation with the Ministry in all youth issues and development programs;
 - (b) to advocate for the youth rights in Zanzibar and expansion of sustainable youth development mechanisms including policies, regulations, laws, principles and programs;
 - (c) to facilitate and strengthen partnership among registered youth organizations at national, regional and international levels which share the like objectives with the council;
 - (d) to design, monitor and evaluate pilot youth programs that can be later scaled up by youth organizations in line with National plans;
 - (e) to assist and encourage organizations interested in youth development in the initiation of youth training and development programs and research to support evidence-based youth programs and promote their use;
 - (f) in collaboration with the Ministry, to document and disseminate lessons learned and best practices related to youth programs;
 - (g) to mobilize and distribute resources in support of the implementation of youth programs and strengthen the capacity of youth groups or youth organizations;
 - (h) to initiate, operate and manage projects in support of youth social and economic development as it deems fit;



- (i) Organize and conduct meetings of the Zanzibar National Youth Council; and
- (j) to do such other functions as the Council deems fit in accordance with its objectives.

The power of the Council

7. For the better performance of its functions, the Council shall, subject to the provision of this Act, have power to: -

- (a) employ staffs of the Council in accordance with Public Service Act or any relevant legislation in Zanzibar;
- (b) invest or deal with any of the moneys not immediately required in such securities and in such a manner as it may think fit and to vary or realize such investments;
- (c) manage, insure, let, sell, alienate, mortgage or otherwise deal with any property of the Council as it may deem necessary or expedient;
- (d) receive donations or gifts in money or other property from any person or body of persons for the furtherance of its objectives, unless such person or body of persons are involved in unlawful or unethical activities;
- (e) publish, from time to time, such professional or other information as it deems necessary or expedient for the promotion of the objects of the Council;
- (f) approve and endorse youth programs; and
- (g) establish sub committees dealing on various issues of the Council.

The power of the Minister.

8.-(1) The Minister may give advice to the Council relating to the exercise of functions of the Council as it appears necessary for the interest of the youths.

PART IV STRUCTURE AND ORGANS OF THE COUNCIL

Zanzibar National Youth Council.

9. There shall be Zanzibar National Youth Council which shall consist of the following organs:-

- (a) National General Assembly;
- (b) Executive Council;
- (c) Secretariat.



The National
General
Assembly.

10.-(1) The National General Assembly is the highest decision making body of the Zanzibar Youth Council.

(2) The National General Assembly comprises the following members:-

- (a) Chairperson, secretary, three members from each District Council, secretary and three members from each region in Zanzibar by considering gender,
- (b) All Members of Executive Council;
- (c) two youth representatives elected by Zanzibar Students associations Network;
- (d) two youth representing and elected by Zanzibar Youth Organizations Network; and
- (e) two youth representing Youth with disability appointed by the Association of the people with disability.

(3) The National General Assembly shall have the following invited members who shall have no right to vote: -

- (a) The Principal Secretary of the Ministry for Youth affairs in Zanzibar;
- (b) Director of Department of the Ministry responsible for Youth Affairs in Zanzibar;
- (c) two members from public sectors who shall be invited according to their expertise to support National General Assembly and Non Governmental Organisations and other prominent persons with reference to the context of the meeting.

(4) The National General Assembly shall have the following functions:

- (a) to approve plans and programs of the Councils;
- (b) to receive, evaluate and approve reports of the Councils;
- (c) to elect the Chairperson and Vice Chairperson of the Council;
- (d) to elect the seven members of the Executive Council Provided that at least three out of them shall be females.



(5) The National General Assembly shall conduct its own meetings once in every year and shall be set to be attended by all members of the National General Assembly.

(6) The Extraordinary meeting of General Assembly may be held at any time where need arises.

The Executive Council.

11.-(1) The Council shall have an Executive Council, which shall be elected by the General Assembly and shall comprise of the following members:-

- (a) Chairperson;
- (b) Vice Chairperson;
- (c) Seven members elected by General Assembly;
- (d) Executive Secretary.

(2) The Executive Council shall perform the following functions:-

- (a) to supervise and coordinate the day to day activities of the Council;
- (b) to implement all resolutions made by the General Assembly;
- (c) to receive, review and approve the periodical plans, budgets and reports;
- (d) to monitor and evaluate the implementation of the program;
- (e) to prepare and submit plans and implementation reports to the National General Assembly; and
- (f) to prepare, coordinate and approve the elections of the leadership of the Council.

(3) The Executive Council shall meet quarterly unless there is an extra-ordinary meeting, which shall meet at any time where there is a need.

(4) The meeting shall be attended by all members of the Executive Council .

The Secretariat of National Youth Council.

12.-(1) There shall be Secretariat of the Council which shall be led by Executive Secretary who shall be appointed by the President.

(2) The Executive Secretary shall be the chief executive officer of the Council.

(3) A person shall qualify to be appointed Executive Secretary if he shall be:-



- (a) a holder of at least Bachelor Degree in Social Science or Law from recognised university;
 - (b) a Zanzibari.
- (4) The followings shall be an extra qualifications:-
- (a) if he shall have experience on various matters pertaining to youth's affairs;
 - (b) be honesty;
 - (c) ability to speak and write Kiswahili and English Languages; and
 - (d) ability to understand various resolutions pertaining to youth's affairs.
- (5) The Secretariat shall comprise of all the heads of departments of the National Youth Council and shall perform the following functions:
- (a) to prepare agenda of the meetings of the National General Assembly and Executive Council in consultation with the Chairperson;
 - (b) to prepare and submit to the Executive Council periodical implementation reports, programs, budgets and action plans;
 - (c) to take minutes of the meetings;
 - (d) to keep documents and records of the Council;
 - (e) to assist the Chairperson in disseminating information of the meetings;
 - (f) to perform all directives issued by the Executive Council in accordance with this Act;
 - (g) to employ staff on behalf of the Council; and
 - (h) to execute the day to day activities of the Council.
- (3) Subject to this Act, the Council may regulate Secretariat procedures to perform its functions.

The District
Youth Councils.

13. There is hereby established a District Youth Council in each District which consist the following two organs :-



- (a) District General Assembly; and
- (b) District Executive Committee

The District
General
Assembly .

14.-(1) The District General Assembly shall comprise of the following members:-

- (a) Chairperson and Vice chairperson;
- (b) All members of District Executive Committee;
- (c) District Youth officer who shall be secretary of the District Youth Council by his virtue;
- (d) Chairpersons from each Shehia Youth Council within the district.

(2) The District General Assembly shall have the following functions:-

- (a) to approve plans and programs of the Councils;
- (b) to receive, evaluate and approve periodical report of the Councils;
- (c) to elect the Chairperson and Vice Chairperson of the District Youth Council; and
- (d) to elect the seven members of the District Executive Committee.

Provided at least three out of seven members shall be females and one from Youth with disability.

(3) The District General Assembly shall conduct its own meetings once in every year and shall be attended by the members of the District General Assembly.

(4) The Extraordinary meeting of District General Assembly may be held at any time where the need arises.

District Executive
committee.

15.-(1) There shall be District Executive Committee at each District of Zanzibar and shall comprises the following members:-

- (a) Chairperson;
- (b) Vice Chairperson;
- (c) Seven members elected by District General Assembly;
- (d) Secretary of the District Youth Council.



(2) The District Executive Committee shall perform the following functions:-

- (a) to supervise and coordinate the day to day activities of the District Youth Council;
- (b) to implement all resolutions made by the District Youth General Assembly;
- (c) to prepare, review and approve the periodical plans, budgets and reports of the District Youth Council;
- (d) to monitor and evaluate the implementation of the program at district levels;
- (e) prepare and submit three years budgets, plans and implementation reports to the District General Assembly; and
- (f) to prepare and coordinate the elections of the leadership of the District Youth Council.

(3) The Executive Committee shall meet quarterly unless there is an extra-ordinary meeting, which shall meet at any time where there is a need.

(4) The meeting shall be attended by the members of the executive committee.

Shehia Youth Councils.

16.-(1) There is hereby established Shehia Youth Council in each Shehia which shall be responsible for overseeing a day to day ZYC activities at shehia levels.

(2) The Shehia Youth Council shall consist the following organs:-

- (a) Shehia Youth General Assembly;
- (b) Shehia Youth Executive Committee.

Shehia Youth General Assembly.

17.-(1) Shehia General Assembly shall be composed all members of Zanzibar Youth Council who reside at that Shehia .

(2) The Shehia Youth Councils shall have the following functions:-

- (a) to approve plans and programs of the Council;
- (b) to receive, evaluate and approve periodical report of the Council;
- (c) to elect the Chairperson, Vice Chairperson and Secretary of the Shehia Youth Council; and



- (d) to elect nine members to constitute the Shehia Youth Executive Committee provided that at least three out of seven members shall be females and one shall be youth with disability.

(3) The Shehia General Assembly shall meet annually unless there is an extraordinary meeting, which shall meet at any time where there is a need.

(4) The meeting shall be attended by all members of the Council reside at that Shehia.

Shehia Youth
Executive
Committee.

18.-(1) Shehia Youth Executive Committee shall be responsible to coordinate and supervise all the day to day activities of the Council at Shehia.

(2) The Shehia Youth executive committee shall comprise twelve members as follows:-

- (a) the chairperson and Vice Chairperson;
- (b) nine members of elected by Shehia Youth Council;
- (c) Secretary.

(3) Shehia Youth Executive Committee shall have the following functions:

- (a) to supervise and coordinate the day to day activities of the Shehia Youth Council;
- (b) to implement all resolutions made by the Shehia Youth General Assembly;
- (c) to prepare, review and approve the periodical plans, budgets and reports;
- (d) to monitor and evaluate the implementation of the program at Shehia level;
- (e) prepare and submit three years budgets, plans and implementation reports to the Shehia General Assembly; and
- (f) to prepare and coordinate the elections of the leadership of the Shehia Youth Council.

(4) The Shehia Executive Committee shall meet quarterly unless there is an extraordinary meeting, which shall meet at any time where there is a need.

(5) The meeting shall be attended by all members of the Executive Committee.



PART V FINANCIAL PROVISIONS

Funds of the Council.

19.-(1) The funds and resources of the Council shall consist of :-

- (a) money appropriated by the House of Representatives;
- (b) grants, gifts and donations;
- (c) fees by the members or services rendered by the Council; and
- (d) money that may, in any manner become payable to or vested in the Council in pursuance of the provision of this Act or in relation or incidental to carry out of its functions.

(2) The fund and resources of the Council shall be applied for the purpose for which the Council is established and in accordance with the directives of the Council.

(3) The Council shall open and maintain a bank account in a bank determined by the Council and the account shall be maintained as may be determined by the Council.

(4) Zanzibar National Youth Council shall take care and control of the financial affairs of the Council at all levels.

(5) The Council shall cause to be kept proper and correct account of all moneys received and expended by Councils at all levels.

Financial year.

20. The financial year of the Council shall be twelve months beginning the 1st day of July and ending on the 30th day of June in each year.

Estimates.

21.-(1) The Council shall within 21 days before the end of each financial year prepare and submit to the minister for his approval estimates of its income and expenditure for the next fiscal year.

(2) No expenditure shall be made out of the funds of the Council unless that expenditure is approved by Executive Secretary.

Accounts and Audit.

22.-(1) The Council shall keep proper books of account and shall prepare the annual financial statement of the accounts for the proceeding financial year not later than first three months of the new financial year.

(2) Such accounts shall be audited by the Controller and Auditor-General or an auditor approved by the Auditor-General in accordance with the Public Finance Act and other related laws governing Public Finance.



Payment of the membership fees.

23.-(1) There shall be a membership and subscription fees for all members of the Council and shall be paid through the Secretary of the Shehia Youth Council.

(2) Money collected from membership fees shall be kept in special account as prescribed by the Council and Shehia Council may use reasonable amount from such fund for the purpose of running its activities which include implementation of Youth programs.

Investment of Funds.

24. The Council may invest any of its funds in securities in which the Council may by law, invest trust funds, or in any other securities which the National General Assembly shall be responsible for endorsement and approval from time to time.

PART VI MISCELLANEOUS PROVISIONS

Emblem and seal of the council.

25.-(1) The Council shall pass an emblem and official seal, which shall be the symbol of the Councils at all levels.

(2) The seal of the Council shall be in such form as may be determined by the Executive Council and shall be kept as shall be prescribed by the Council.

(3) The affixing of the seal shall be authorised by the Chairperson or the Vice-chairperson, the Executive Secretary or any other person authorized on that behalf by the Council.

Regulations.

26.-(1) The Minister may make regulations for better carrying out of the provision of this Act.

(2) Without prejudice to the generality of subsection (1), the Minister may, upon advice of the Council, make regulations relating to:-

- (a) procedures for the Administration of the Council;
- (b) Election procedures;
- (c) Employment procedures;
- (d) Financial procedures;
- (e) Regulate or prescribing for any matter or thing which is required or permitted to be regulated, prescribed or provided in connection with the Council.



Tenure for the office.

27.-(1) A member of the Council, other than an ex officio member shall, subject to the provisions of this Act, hold office for a period not exceeding three years, on such terms as may be specified in the instrument of the member's appointment, but shall be eligible for reappointment for another term of three years.

(2) The members of the Council shall be appointed at different times so that the respective expiry dates of their terms of office fall at different times.

Meeting procedures.

28.-(1) The Council shall ordinarily meet at such time and place as it deems necessary for the transaction of business.

(2) The Chairman, or in his absence, the Vice Chairman, may call meeting of Council, and shall call special meeting of the Council, upon written request by a majority of the members in office.

(3) The Chairman or in his absence, the Vice-Chairman shall preside at every meeting of the Council, in the absence of both the Chairman and Vice chairman, the members present shall appoint a member from amongst themselves to preside the meeting.

Election and Voting procedures.

29.-(1) The general election of the Zanzibar Youth Council shall be held every three years.

(2) The Minister shall make regulations for conducting elections and voting procedures of the council.

Quorum.

30. More than half of the members constitute a quorum for any meeting of the Council, save that the decision of any meeting of the Council shall not be made by less than two-thirds of the members present.

Disciplinary procedures.

31.-(1) The Council shall formulate disciplinary committee and shall develop the rules and procedure for undertaking disciplinary measures against its members.

(2) No one shall be disciplined unless has been offered a chance to state and defend his or her case before the disciplinary committee.

(3) There shall be a right to appeal against the disciplinary measures to the General Assembly.

The resolutions of the Council.

32. A resolution at a meeting of the Council shall require the affirmative votes of the simple majority of the members present.



Gender equality: 33. The Council shall make sure that gender equality principles are observed and considered at all programs and leadership of the Council.

Leadership of the Council: 34.-(1) The Chairperson and Vice Chairperson shall have the following qualifications:

- (a) must be between 18 to 32 years of age;
- (b) he must have at least an ordinary certificate of secondary education;
- (c) must have good character; and
- (d) must be a Zanzibari.

(2) In any circumstance where a chairperson is a male, the vice chairperson must be female and vice versa.

(3) The Chairperson and Vice Chairperson shall be elected by the General Assembly and shall be the head and supervisor of the day to day activities of the Council and shall preside all the meetings of the council at respective level, except at secretariat.

(4) Chairperson and Vice Chairperson shall be the main spoke-persons of Council.

(5) The Executive Secretary shall be appointed by the President and shall be the chief executive officer and responsible for the day to day management of the Council.

(6) The Executive Secretary shall also be the Secretary of the General Assembly and Executive Council and shall have the duties to call and chair the meetings of the secretariat.

PASSED on the House Representative on the 12th December, 2013.

YAHYA KHAMIS HAMAD
CLERK OF THE HOUSE OF REPRESENTATIVES
OF ZANZIBAR