



**AN ACT TO AMEND THE WEIGHTS AND MEASURES
(AMENDMENT) ACT, 2004**

ARRANGEMENT OF SECTIONS

<u>SECTION</u>	<u>TITLE</u>
1.	Short title and Commencement.
2.	Repeal and replacement of section 14.
3.	Repeal of Section 16.
4.	Amendment of section 19.
5.	Amendment of section 21.
6.	Amendment of section 33.
7.	Amendment of section 35.
8.	Amendment of section 37.
9.	Amendment of section 43.
10.	Amendment of section 45.
11.	Amendment of section 53.
12.	Amendment of section 57.



A CT NO. 1 OF 2004

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{ AMANI ABEID KARUME }
PRESIDENT OF ZANZIBAR

AND

CHAIRMAN OF THE REVOLUTIONARY COUNCIL

18th FEBRUARY, 2004

AN ACT TO AMEND WEIGHTS AND MEASURES
ACT NO. 4 OF 1983

ENACTED by the House of Representatives of Zanzibar.

Short title and
Commencement.

1.(1) This Act may be cited as the Weights and Measures (Amendment) Act, 2004 and shall come into operation immediately after being assented to by the President.

(2) This Act shall be read as one with the Weights and Measures Act, 1983 in this Act, referred to as the "Principal Act".

Repeal and
replacement of
section 14.

2. Section 14 of the principal Act is hereby repealed and replaced by the following:



"Establishment
of the weights
and measures
Council.

14.(1) There is hereby
established a Council for
weights and measures
which shall consist of not
less than seven and not
more than nine members
as follows:

- (a) a Chairman who shall be appointed by the President;
- (b) One member from each of the following institutions who shall be appointed by the Minister;
 - (i) Ministry of Communication and Transport;
 - (ii) Ministry of Trade, Industry, Marketing and Tourism;
 - (iii) Police Force;



- (iv) Attorney General's Office;
- (v) Zanzibar Chamber of Commerce;
- (vi) Department of Metrology;
- (vii) Two other members appointed by the Minister.

(2) The members of the Council shall elect one of their members to be vice chairman and in any meeting if the chairman and vice-chairman are absent, the members present shall elect a temporary chairman for that meeting.

(3) In appointing members referred in subsection (1) paragraph (vii) regards shall be made to appointing persons



from amongst economist and a person with adequate knowledge and experience in business affairs.

(4) The members shall hold office for a period of three years and may be eligible for re-appointment.

(5) The Council shall convene its regular meetings once after every three months but the chairman may at any time if need arises, call and convene a special meeting.

Repeal of
Section 16.

3. Section 16 of the principal Act is hereby repealed.

Amendment of
section 19.

4. Section 19 of the principal Act is hereby amended by renumbering section 19 as 19(1) and adding subsection (2) as follows:

“(2) Where any dormant equipment which is required to be stamped only after it has been installed at the place where it is to be used for trade, if, after the equipment has been so stamped, is in any way removed or dismantled and re-installed whether in the



same or some other place it shall not be used for trade after being so re-installed until it has been re-tested and re-stamped by an assizer."

Amendment of section 21.

5. Section 21 of the principal Act is hereby amended by deleting paragraph (c) and substituting for the following:

"(c) issue to the person in charge of such instrument a rejection note within the prescribed form to the effect that it has been rejected."

Amendment of section 33.

6. Section 33 of the principal Act is hereby amended by adding the words "if so requested by the assizer" after the words "he shall"

Amendment of section 35.

7. Section 35 of the principal Act is hereby amended by deleting subsection (2) thereof and substituting for the following:

"(2) Any person who contravenes or fails to comply with the provisions of this section shall be guilty of an offence and shall be liable on conviction to a fine not less than twenty thousand shillings or imprisonment for a term of one month or both such fine and imprisonment."

Amendment of section 37.

8. Section 37 of the principal Act is hereby amended in subsection (1) paragraph (c) by deleting the words "ten shillings" and



substituting for the words "one hundred shillings".

Amendment of section 43.

9. Section 43 of the principal Act is hereby amended by deleting the word "uses" appeared in the first line and substituting for the word "sells".

Amendment of section 45.

10. Section 45 of the principal Act is hereby amended in the marginal note by adding the words "measures and gauges" after the word "weights".

Amendment of section 53.

11. Section 53 of the principal Act is hereby amended by deleting subsection (1) thereof and substituting for the following:

"(1) Any person who contravenes the provisions of this Act or regulations made under this Act shall be guilty of an offence and shall be liable on conviction in the case of a first offence to a fine not less than one hundred thousand shillings or imprisonment for a term not exceeding four years or both such fine and imprisonment, and in the case of a second or subsequent offence to a fine not less than two hundred thousand shillings or imprisonment for a term not exceeding five years or both such fine and imprisonment."

Amendment of section 57.

12. Section 57 of the principal Act is hereby amended in subsection (2) by deleting



the words "one thousand shillings" and substituting for the words fifty thousand shillings.

PASSED in the House of Representatives on 14th day of January, 2004.

KJ Chande

**KHAMIS JUMA CHANDE
CLERK OF THE HOUSE OF REPRESENTATIVES**