

Tanzania

## Tanganyika Red Cross Society Act

### Chapter 66

Legislation as at 31 July 2002

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## Tanganyika Red Cross Society Act Contents

|                                    |   |
|------------------------------------|---|
| 1. Short title .....               | 1 |
| 2. Interpretation .....            | 1 |
| 3. Establishment of Society .....  | 1 |
| 4. Purposes of Society .....       | 1 |
| 5. Governing body of Society ..... | 1 |
| 6. Power to make rules .....       | 2 |
| 7. Offences .....                  | 2 |
| 8. Transitional provisions .....   | 2 |

## Tanzania

# Tanganyika Red Cross Society Act

## Chapter 66

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*[This is the version of this document at 31 July 2002.]*

*[Note: This legislation has been thoroughly revised and consolidated under the supervision of the Attorney General's Office, in compliance with the Laws Revision Act No. 7 of 1994, the Revised Laws and Annual Revision Act (Chapter 356 (R.L.)), and the Interpretation of Laws and General Clauses Act No. 30 of 1972. This version is up-to-date as at 31st July 2002.]*

*[Act No. 71 of 1962]*

**An Act to establish the Tanganyika Red Cross Society and for related matters.**

### 1. Short title

This Act may be cited as the Tanganyika Red Cross Society Act.

### 2. Interpretation

In this Act, unless the context otherwise requires—

"**the Society**" means the Tanganyika Red Cross Society established by section 3.

### 3. Establishment of Society

There is hereby established a body corporate by the name of the Tanganyika Red Cross Society with perpetual succession and a common seal which shall in its corporate name be capable of suing and being sued and which shall have the power of holding, purchasing and otherwise acquiring, and of disposing of, property both movable and immovable.

### 4. Purposes of Society

(1) The purposes of the Society shall be—

- (a) in time of war, to furnish aid to the sick and wounded both of armies and among non-belligerents, and to prisoners of war and civilian sufferers from the effects of war;
- (b) in time of peace or war, to carry on and assist in work for the improvement of health, the prevention of disease and the mitigation of suffering throughout the world;
- (c) to do all things necessary, advantageous or convenient to or in connection with the better carrying out of the purposes of the Society.

(2) In carrying out the purposes for which it is established the Society shall make no distinction between persons which is based on any ground relating to race, nationality, sex, religion or political opinion.

### 5. Governing body of Society

(1) The governing body of the Society shall be an Executive Committee consisting of not more than thirty members of the Society appointed or elected in such manner as may from time to time be determined by the Executive Committee.

- (2) The Executive Committee may provide for the organisation of such divisions and branches of the Society in Tanzania as may seem to it expedient for the more effectual carrying out of the purposes of the Society.

## 6. Power to make rules

- (1) The Executive Committee may make such rules as it appears to the Executive Committee to be necessary or expedient for the government and conduct of the Society and in particular, but without prejudice to this generality, may make rules providing for—
  - (a) the organisation and functions of branches and divisions of the Society;
  - (b) the appointment and duties of officers of the Society;
  - (c) the custody of the property of the Society and the keeping and auditing of accounts;
  - (d) the use of the Red Cross emblem and badge by officers and members of the Society;
  - (e) the qualifications and functions of the members of the Society and their organisation into groups.
- (2) Notwithstanding the provisions of section 26 of the Interpretation Act <sup>1</sup>, it shall not be necessary for rules made under this section to be published in the *Gazette*.
- (3) The provisions of paragraph (e) of section 32 of the Interpretation Act shall not apply in respect of rules made under this section.

## 7. Offences

Any person who, falsely and with intent to deceive or defraud—

- (a) holds himself out to be a member or an agent of, the Society for the purpose of soliciting, collecting or receiving money or other property; or
- (b) wears or displays the emblem of the Red Cross or any colourable imitation of the emblem for the purpose of inducing the belief that the person is a member or an agent of the Society or that the person has been recognised by the Society as possessing any qualification for administering first-aid or other treatment for injury or sickness,

shall be guilty of an offence and shall be liable on conviction to a fine not exceeding one thousand shillings or to imprisonment for a period not exceeding six months or to both.

## 8. Transitional provisions

- (1) Upon the date of coming into operation of this Act the former Branch shall be dissolved and—
  - (a) all assets and liabilities of the former Branch shall be transferred to and vest in the Society without further assurance and the Society shall have all powers necessary to take possession of, recover and deal with such assets and discharge such liabilities;
  - (b) every agreement, whether in writing or not, and every deed, bond or other instrument to which the former Branch was a party or which affected the former Branch, and whether or not of such a nature that the rights, liabilities and obligations under such agreement could be assigned, shall have effect as if the Society were a party to or affected by that agreement instead of the former Branch and as if, for every reference, however worded and whether express or implied, in the agreement to the former Branch there were substituted in respect of anything to be done on or after such date of coming into operation, a reference to the Society;

<sup>1</sup>

- (c) any proceedings pending immediately before such date of coming into operation to which the former Branch was a party shall be continued as if the Society was a party to the proceedings thereto in lieu of the former Branch;
  - (d) the Executive Committee of the former Branch shall become the Executive Committee of the Society and shall continue as such until further provision in that behalf is made under section 5;
  - (e) all officers of the former Branch shall become the corresponding officers of the Society and, subject to the provisions of any rules made under section 6, shall continue in office for the period for which they were appointed or elected as officer of the former Branch.
- (2) In this section "the former Branch" means the Tanganyika Branch of the British Red Cross Society.