

REPUBLIC OF TANZANIA BILL

EXPLANATORY NOTE

THIS Bill deals with the position that has arisen by reason of the fact that on 26 April 1964 Tanganyika and Zanzibar united to form the Republic of Tanzania, while remaining a part of the Commonwealth.

Clause 1 relates to the Short Title and commencement. The Act is deemed to have come into force on 26 April 1964.

Clause 2 provides that existing laws shall continue to apply as if Tanzania had not become a Republic, unless any such law is duly altered in the future so as not to apply.

Clause 3 provides that during the period from 10 December 1963 to 26 April 1964, when Zanzibar was independent but was not united with Tanganyika, all law which was then in force shall be deemed to have applied as if Zanzibar had not ceased to be part of Her Majesty's Dominions.

Clause 4 provides that *clauses 2 and 3* extend to law of, or of any part of, New Zealand or any of the territories referred to in *clause 5*.

Clause 5: Subclause (1) provides that the new Act is to be in force in Niue and in the Tokelau Islands.

Subclause (2) makes the new Act a reserved enactment in Niue. The result is that the Niue Island Assembly may not make any Ordinance that is repugnant to the new Act.

Clause 6 consequentially repeals the Republic of Tanganyika Act 1963 and so much of the First Schedule to the Cook Islands Amendment Act 1964 (which sets out reserved enactments in Niue) as relates to the Republic of Tanganyika Act 1963.

Right Hon. Mr Holyoake

REPUBLIC OF TANZANIA

ANALYSIS

Title	3. Application of law to Zanzibar before union with Tanganyika
1. Short Title and commencement	4. Application of Act
2. Existing law to apply as if Tanzania had not become a Republic	5. Act in force in Niue and Tokelau Islands
	6. Repeals

A BILL INTITULED

An Act to make provision as to the operation of the law in relation to Tanzania, and persons and things in any way belonging to or connected with Tanzania, in view of Tanzania's having become a Republic within the Commonwealth

WHEREAS on the ninth day of December, nineteen hundred and sixty-two, Tanganyika became a Republic while remaining a member of the Commonwealth: And whereas on the 10 tenth day of December, nineteen hundred and sixty-three, Zanzibar ceased to be part of Her Majesty's dominions and became a member of the Commonwealth: And whereas on the twenty-sixth day of April, nineteen hundred and sixty-four, Tanganyika and Zanzibar united to form a Republic 15 now known as the United Republic of Tanzania: And whereas the United Republic of Tanzania has remained a member of the Commonwealth:

BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the 20 same, as follows:

1. Short Title and commencement—(1) This Act may be cited as the Republic of Tanzania Act 1966.

(2) Subject to section 3 hereof, this Act shall be deemed to have come into force on the twenty-sixth day of April, nineteen hundred and sixty-four.

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2. Existing law to apply as if Tanzania had not become a Republic—All existing law – that is to say, all law which, whether it is a rule of law or a provision of an Act of any Parliament or a provision of any other enactment or instrument whatsoever, has come into force or been passed or made before the commencement of this Act – shall, until provision to the contrary is made by the authority having power to alter that law, have the same operation in relation to Tanzania, and to persons and things in any way belonging to or connected with Tanzania, as it would have had if Tanzania had not become a Republic.

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3. Application of law to Zanzibar before union with Tanganyika—During the period that commenced on the tenth day of December, nineteen hundred and sixty-three, and ended with the commencement of this Act, all law – that is to say, all law which, whether it was a rule of law or a provision of an Act of any Parliament or a provision of any other enactment or instrument whatsoever, was for the time being in force – shall be deemed to have had the same operation in relation to Zanzibar, and to persons and things in any way belonging to or connected with Zanzibar, as it would have had if Zanzibar had not ceased to be part of Her Majesty's Dominions.

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4. Application of Act—Sections 2 and 3 of this Act extend to law of, or of any part of, New Zealand or any of the territories referred to in section 5 of this Act.

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5. Act in force in Niue and Tokelau Islands—(1) This Act shall be in force in the following territories:

(a) Niue:

(b) The Tokelau Islands.

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(2) The First Schedule to the Cook Islands Amendment Act 1964 is hereby amended by adding the following words:

“1966, No. 00—

The Republic of Tanzania Act 1966 | The whole Act.”

6. Repeals—The following enactments are hereby repealed:

- (a) The Republic of Tanganyika Act 1963:
- (b) So much of the First Schedule to the Cook Islands Amendment Act 1964 as relates to the Republic of Tanganyika Act 1963.

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