

SUBSIDIARY LEGISLATION

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THE PUBLIC CORPORATIONS ACT, 1969
(No. 17 OF 1969)

DATA BASE Recc
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ORDER

Made under sections 3, 5 and 11

THE TANZANIA WILDLIFE CORPORATION (ESTABLISHMENT) ORDER, 1974

1. This Order may be cited as the Tanzania Wildlife Corporation Title (Establishment) Order, 1974.

2. In this Order, unless the context otherwise requires—
“the Act” means the Public Corporations Act, 1969; Interpreta-
tion
“animal” shall have the meaning assigned to that expression by section 2 of the Wildlife Conservation Act, 1974;
“Board” means the Board of Directors provided for in paragraph 6;
“the Corporation” means the Tanzania Wildlife Corporation established by paragraph 3;
“Minister” means the Minister for the time being responsible for natural resources;
“trophy” shall have the meaning assigned to those expressions by section 2 of the Wildlife Conservation Act, 1974;

3. There is hereby established a public corporation to be known as the Tanzania Wildlife Corporation. Establish-
ment of
Corporation

- 4.—(1) The functions of the Corporation shall be— Functions of
Corporation
- (a) to hunt and capture animals and to buy, sell, export or otherwise deal in live animals and trophies;
 - (b) to process and manufacture trophies;
 - (c) to establish and maintain abattoirs, cold storage plants and other plants and machinery necessary for the processing and marketing of wildlife meat and other animal products;
 - (d) to promote public interest, both within and outside the United Republic, in the Tanzania Wildlife;
 - (e) to establish and maintain animal parks, farms, zoos, aviaries, aquaria and like establishments;
 - (f) to manufacture, buy, sell, import, export or otherwise deal in equipment, material and goods necessary or expedient for effective performance of its functions;
 - (g) to participate in or undertake, on a commercial basis, any enterprise related to or connected with wildlife;

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- (h) to carry out, promote or sponsor research in any aspect of the wildlife industry and the marketing of trophies, animal meat and other animal products;
- (i) to manage the affairs of any corporation, company, firm or other body, the interests of which are transferred to or acquired by the Corporation under the ~~provisions~~ of any written law or otherwise;
- (j) to carry on its business operations and activities either within the United Republic or elsewhere, whether as principal, agent, contractor or otherwise, and either alone or in conjunction with any other person, firm or body corporate;
- (k) to do all such acts and things as may be necessary to uphold and support the credit of the Corporation and to attain and justify public confidence, and to avert or minimize any loss to the Corporation;
- (l) to do any act or thing or enter into any transaction which, in the opinion of the Board, is calculated to facilitate the proper and efficient carrying on of its activities and the proper performance of its functions as specified in this paragraph.

(2) The Corporation may perform its functions, either itself or through any contractor or contractors employed by the Corporation on such terms and conditions as the Board may approve.

(3) Nothing in this paragraph shall be construed as authorizing the Corporation or any officer of the Corporation to contravene any provision of the Act.

Authorized
capital

5.—(1) ~~The authorized nominal capital of the Corporation shall be twenty million shillings divided into twenty thousand shares having a par value of one thousand shillings each.~~

(2) The initial paid up capital of the Corporation shall be of such amount as the Minister may, after consultation with the Minister for Finance, determine and such determination shall be published in the *Gazette*.

(3) No person other than the United Republic shall be entitled to hold any share in the Corporation.

(4) Payment for any further share or shares issued by the Corporation and allotted to the United Republic shall be made in such a manner as the Minister, after consultation with the Board and the Minister for Finance, shall determine.

Management

6.—(1) The management of the Corporation is hereby vested in a Board of Directors.

(2) The Board shall consist of—

- (a) a chairman who shall be appointed by the President;
- (b) such other members being not less than five nor more than nine as the Minister may appoint, one of whom he shall nominate as its Vice-Chairman.

(3) The President may appoint a general manager of the Corporation.

(4) The Board may from time to time appoint on such terms and conditions as it thinks fit such officers and servants of the Corporation as may be necessary for conducting the business of the Corporation.

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(5) The Chairman and other members of the Board shall be entitled to such allowances and at such rates as the Minister may from time to time prescribe.

(6) The Minister may make regulations with respect to—

- (a) the appointment of and the tenure and vacation of office by the members of the Board;
- (b) the quorum, proceedings and meetings of the Board and determinations of the Board.

(7) Subject to the provisions of any regulation made under sub-paragraph (6) the Board shall have power to regulate their own procedure.

7. All salaries, fees, and other allowances whatsoever payable to the Chairman, a member of the Board, the general manager and other officers and servants of the Corporation, shall be paid out of the funds of the Corporation.

Salaries,
etc. to be
paid out of
Corporation's
funds

8.—(1) The seal of the Corporation shall be affixed by the Chairman, Vice-Chairman or the General Manager and witnessed by one other member of the Board.

Seal of
Corporation

(2) All contracts, guarantees, agreements, bonds, authorities, mortgages, charges, bills of exchange, promisory notes, bank drafts, letters of credit, securities and other instruments whatsoever to which the Corporation is a party, shall be executed on behalf of the Corporation—

- (a) by the general manager and a member of the Board; or
- (b) by such other person or persons as may be authorized by the Board in that behalf:

Provided that the general manager may, in writing, delegate his function under this sub-paragraph to any officer of the Corporation.

9. Subject to the provisions of any regulations relating to quorum made under sub-paragraph (6) of paragraph 6, the Board may act notwithstanding any vacancy in the membership thereof and no act or proceeding of the Board shall be invalid by reason only of some defect in the appointment of a member or a person who purports to be a member or, where such regulations provide for the appointment of an alternate member, in the appointment of such alternate member or a person who purports to be alternate member.

Board may
act notwith-
standing
vacancy

10. The Corporation may from time to time borrow such sums of money as it may require to meet any of its obligations or for the purposes of its business.

Borrowing
powers of
Corporation

11.—(1) The powers conferred on the President by section 6 of the Act are, in relation to the Board, hereby delegated to the Minister.

Delegation
of powers

(2) The Minister is hereby designated as the Minister for the purposes of the provisions of subsection (3) of section 7 of the Act which relates to the accounts of the Corporation.



Dar es Salaam,
7th September, 1974

JULIUS K. NYERERE,
President