TANZANIA WEEKLY LEGAL DIGEST



IIth TO 15th AUGUST 2025

LAW | TAX | COMPLIANCE | NOTARY | ADVISORY

IIth August 2025

Source: The citizen

COURT OF APPEAL OVERTURNS DISMISSAL OF NAOT OFFICIALS

The Court of Appeal sitting at Arusha has reinstated a former National Audit Office of Tanzania (NAOT) employee (Head of Legal Services) after nullifying his dismissal over alleged embezzlement of his fraudulently obtaining TZS 123.3 million in 2016, ruling that the disciplinary process that led to his removal was conducted outside the legally mandate time frame. In a judgment delivered on August 7, 2025, a panel of three judges, Hon. Ferdinand Lila, Hon. Dr. Benhajj Shaaban Masoud, and Hon. Prof. Ubena Agatho, upheld part of Emmanuel Kitambwa's appeal, declaring the disciplinary committee's proceedings null and void that it violated Regulation 47(10) of the Public Service Regulations, which requires investigation to begin within 60 days of issuing a notice of charge. The ruling also set aside all subsequent decisions, including those made by the president and the High Court and ordered that Kitambwa be reinstated with pay if he has not reached retirement age. If already retired, he is to receive his salary from the date of suspension to retirement, plus all benefits due under the law.

Source: Daily News

CJ EULOGISES NDUGAI'S PRINCIPLE OF FAIRNESS

The Chief Justice, George Masaju has hailed the late former Speaker of the National Assembly, Job Ndugai, for his unwavering commitment to justice and national development. During the state funeral held in Dodoma, Chief Justice Masaju said Ndugai will be remembered for his dedication to ensuring fairness and equality within the judicial system. The late supervised the construction of the district court in Kongwa when that was not enough, he also ensured that the primary court was built in Kibaigwa Ward. Chief Justice also revealed that the late worked closely with former Speaker Anne Makinda and both at different times, as a visionary leader and extended strong cooperation that enabled him to perform his duties efficiently as Attorney General. Ndugai served as a Member of Parliament for Kongwa for five consecutive terms, passed away on Wednesday in Dodoma after suffering a sharp drop in blood pressure caused by a severe respiratory infection. He had already been nominated by CCM as the parliamentary candidate for Kongwa in the ongoing election process. He will be laid off to rest today at his home village of Msunjulile A, Sejeri Ward, Kongwa District in Dodoma.

12th August 2025

Source: The Guardian

TRA UNVEILS TAXPAYER'S LISTING OF ONLINE TRADERS.

Mr. Yusuph Mwenda, the Commissioner General, Tanzania Revenue Authority (TRA), has launched the national wide listing of online businesses at the launch event in Dar es Salaam, reiterating concerns over unregistered online enterprises, urging operators to register and comply with tax obligations. He was particular about those renting out properties on

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platforms like Airbnb plus online traders generating significant income but remaining outside tax remittance, stating that the campaign will focus on those earning over 4 million annually, that they will be liable to pay TZS100,000 yearly and setting September 1 as a registration deadline for online accommodation rentals. He added that tax payment to be imposed will reflect the income and capital of each business. TRA has reduced the value added tax (VAT) rate from 18 % to 16 % for taxpayers who make payments through online platforms and September 1, 2025 is the start of application of this reduction. Dr. Kadmon Mapana, executive secretary for the Tanzania Arts Council (BASATA), praised the integration of BASATA's systems with TRA's digital platforms, as it has simplified registration and tax payments in the creative sector.

Mr. John Daffa, an official of the Tanzania Communications Regulatory Authority (TCRA) sounded out that the TCRA, as a registrar of online platforms and communication firms, will closely work with TRA to ensure compliance in the digital economy. He added every Tanzanian should take pride in voluntarily paying taxes and contributing to the national development and ensuring sustainable revenue collection.

Source: The Citizen

VP CALLS FOR CYBER PATROL IN THE RUN-UP TO ELECTION

Vice-President Hon. Dr. Philip Mpango has issued seven directives to the Tanzania Police Force, among them a call to intensify cyber surveillance to detect and analyses online content that could breach the law as the country approaches the General Election. Opening the annual conference of senior police officers at the Tanzania Police School in Moshi on Monday, August 11, 2025, Hon. Dr. Mpango urged the force to work closely with the Tanzania Communications Regulatory Authority (TCRA) and other state agencies to monitor and swiftly act on incitement and misinformation spread via social media and other platforms. He warned that artificial intelligence could be used to produce fake images and videos of candidates, potentially jeopardizing peace and stability. Thus, the Police Force must be fully prepared to conduct cyber patrols and take prompt legal action. Hon. Dr. Mpango emphasized impartial enforcement of electoral laws and cautioned citizens against taking the law into their own hands. Inspector General of Police, Mr. Camillius Wambura assured delegates that the security situation in the country was calm and that the police were fully prepared to safeguard peace before, during and after the poll.

CHIEF JUSTICE URGES INCLUSIVE LEGAL REFORMS

Chief Justice George Masaju has called for greater citizen participation in shaping laws and policies in strengthening the rule of law democracy and national warfare. While opening the national dialogue on Legal and Policy reform in Dodoma, Justice Masaju said reform must serve the public interest and uphold the constitution, not be driven by external pressure. The dialogue was organized by the Tanzania Human Rights Defenders Coalition (THRDC) in collaboration with the Tanganyika Law Society, Zanzibar Law Society, East Africa Law Society, Pan African Lawyers Union, Zanzibar Female Lawyers Association, with support from the European Union. Justice Masaju urged bar associations and citizens to ensure reforms are guided by Tanzania's history, culture and valued rather that imitating foreign systems without scrutiny. He also calls on professional associations and civil society groups to support national development, stressing that Tanzania belongs to all citizen with shared vision for a better future.

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13th August 2025

Source: The Citizen

TANZANIA TRAINS DIGITAL FORENSIC EXPERTS AMID MOUNTING CYBER THREATS

Tanzania has begun an ambitious programme to strengthen local ICT capabilities in digital forensics. The country seeks to equip experts with the skills to analyze and present electronic evidence in an era of growing cyber threats and emerging artificial intelligence (AI) risks. The government recognizes that without confidence in digital systems, from online payments to e-government services, citizens and investors alike will hesitate to fully embrace the opportunities. The Tanzania ICT Commission (ICTC), in collaboration with the Korea Internet and Security Agency (KISA), is conducting a weeklong cyber security training programme in Dar es Salaam from August I I to 15. The course brings together 33 Tanzanian participants from government institutions and the private sector to develop advanced skills in digital forensic analysis. Digital forensics, the practice of identifying, preserving, analysing and presenting digital evidence has become an essential part of criminal investigations worldwide. Experts say nearly all criminal activities today have a digital component, and the expertise to uncover this evidence is critical for law enforcement, corporate security, and the justice system.

WHAT GOVERNMENT SEEKS TO ACHIEVE WITH FIVE SEZS

The government has officially designated five areas as special economic zones (SEZs) to fasttrack industrial growth while ensuring that Tanzanians directly benefit from the country's ongoing economic transformation. The designated zones include the Nala Dry Port in Dodoma, the Benjamin Mkapa Special Economic Zone, Bugwagi, Kwala and Bagamoyo. These locations have been strategically chosen to leverage Tanzania's growing infrastructure, including their connection to the standard gauge railway (SGR), which provides efficient access to ports and regional markets. A key requirement for all SEZ investments is at least 30 percent of each project must be owned by local stakeholders or structured as a joint venture with Tanzanians. This is part of the government's broader effort to increase local participation in the economy and promote sustainable development. At the official launch on Tuesday, the Minister of State in the President's Office (Planning and Investment), Prof Kitila Mkumbo, highlighted that the campaign to promote investment in SEZs aligns directly with our Vision 2050, which places industrialization at the core of Tanzania's long-term development agenda. The goal is to transform Tanzania into an inclusive middle-income economy driven by a vibrant industrial sector, advanced infrastructure and strong export performance.

14th August 2025

Source: Daily News

BRELA, TMDA PARTNER TO SAFEGUARD PRODUCTS, INNOVATION.

The Business Registration and Licensing Agency (BRELA) and the Tanzania Medicines and Medical Devices Authority (TMDA) have signed a cooperation agreement aimed at strengthening protection of intellectual property in the pharmaceuticals and medical devices sector. The deal signed on Tuesday, in Dar es Salaam by BRELA Chief Executive Officer Godfrey Nyaisa and TMDA Director General Dr Adam Fimbo seeks to ensure product owners are protected though trademark registration alongside licensing for the use of medicines and medical devices. Mr. Nyaisa said the agreement will enhance efficiency by enabling both institutions to share information on registered trademarks used in medicines and medical devices, conduct joint educational inspections, provide training, exchange

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technical expertise and raise public awareness on intellectual property rights. He also explains that once BRELA registers a trademark, the owner obtains exclusive rights to prevent others from using it. However, when this involves drug names, there is a risk that prohibited or non-genetic names could be privately owned as trademarks, potentially denying other stakeholders the right to use them on their products. Dr. Fimbo said that although BRELA and TMDA are established under different laws, some of their responsibilities overlap, particularly in the protection of trademarks and patents. He also adds that collaboration will make it easier to identify products in the market and improve the business environment in Tanzania.

Source: The Citizen

THIRTY TONNES OF NARCOTIC DRUG DISGIUSED AS FERTILISERS SEIZED

The Drug Control and Enforcement Authority (DCEA) has intercepted a total of 30 tonnes of mitragyna speciosa, a new type of narcotic drug, smuggled into Tanzania disguised as fertilizer for vegetable and flower gardens. The latest seizure involved 18.5 tonnes packed in 756 bags inside a 40-foot container, brought into the country for repackaging and sale in both local and international markets. Laboratory tests later confirmed that the shipment contained narcotics, not fertilizer. This follows a June operation in which officials intercepted another 11.5 tonnes of the same drug, also shipped in a 40-foot container and labeled as fertilizer. Both shipments entered through the Port of Dar es Salaam with full documentation and were delivered to storage facilities before being seized. DCEA Commissioner General Aretas Lyimo said seven suspects have been arrested in connection with the latest seizure, including two Sri Lankan nationals and five Tanzanians. He added that the suspects were also behind the June shipment and have carried out similar operations in other countries without being caught.

15th August 2025

Source: Daily News

SADC, EAC TO FAST TRACK PEACE, AID FOR DR CONGO.

The Southern Africa Development Community (SADC) and East African Community (EAC) have agreed to accelerate efforts to mobilize resources for peace and humanitarian aid in the Democratic Republic of Congo (DRC). This decision was made during a joint emergency virtual summit held on Wednesday, 13th August 2025 that brought together heads of states and government from both regional blocks. The goal of the summit was to merger the EAC and SADC peace processes for the DRC into single, unified "Africa lead Process" under the African Union (AU). During the summit, the leaders also approved the appointment of former Botswana President, Hon. Dr Mokgweetsi Masisi, to the panel of peace facilitators for the DRC. This decision was initially reached at a joint summit held in Nairobi, Kenya, on August 1, 2025. Tanzania Vice-President Hon. Dr. Philip Mpango represented President Hon. Dr. Samia Suluhu Hassan at the summit, which was co-chaired by Kenyan President Hon. Dr. Willium Ruto, the chairperson of the EAC and Zimbabwean President Hon. Dr. Emmerson Mnangagwa, the chairperson of SADC.

Source: The citizen

ROAMING GAINS EAC INTERGRATION IS FEASIBLE

The dramatic drop in the cost of phone calls from Tanzania to other East Africa Community (EAC) states marks a significant stride in dismantling the barriers that have long hindered regional communication. A 61% fall, from TZS 627.80 per minute in March to TZS 247.52 in

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June, reflects regulatory success and signals a tangible shift towards a more connected East Africa. The Tanzania Communications Regulatory Authority (TCRA) attributes this changes to the harmonized regional policy on roaming charges under the EAC One Network Area (ONA) framework. The impact has been immediate, and pro found. Cross border call minutes have surged from just over nine million in April-June quarter of 2021 to more than 156 million in the same period this year. When communication becomes affordable, connection flourish, families remain closer, businesses expand their reach and cross border cooperation strengthens. This transformation underscores the economic and social power of the policy alignment. The ONA initiative, covering Kenya, Uganda, Tanzania, Rwanda, Burundi and South Sudan, aims to create a single telecommunications market in the region. Planned inclusion of the Democratic republic of Congo and Somalia will further enhance its impact. As East Africa embraces the digital age, such reforms should not be an exception but a norm, extending beyond voice communication to internet data and other digital services.