THE CIVIL PROCEDURE CODE
(Cap. 33)

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ORDER

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(Made under section 81)

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THE CIVIL PROCEDURE CODE (AMENDMENT OF THE FIRST SCHEDULE) RULES, 2011

1. This Order may be cited as the Civil Procedure Code (Amendment) Order, 2011 and shall be read as one with the First Schedule to the Civil Procedure Code, hereinafter referred to as the "principal Order".

Citation

2. This Order shall be deemed to apply to all judgements, decisions decrees and orders of the court delivered, passed or issued before and after the coming into operation of this Order.

Application

3. The principal Order is amended in Order XX by—
    (a) re-designating Rule 7(1) as Rule 7; and
    (b) deleting sub-rule (2).

Amendment of Order XX

4. The principal Order is amended in Order XXXIX rule 35 by deleting sub-rule (5) and "substituting for it the following new sub-rule;
    "(5) Where a judge has vacated office after pronouncing judgement without signing the decree, the Registrar, Deputy Registrar or the District Registrar of the High Court shall sign the decree."

Amendment of Order XXXIX

5. The principal Order is amended in Order XLIII rule 1 by deleting paragraph (m) and substituting for it the following new paragraph:
    "(m) to exercise the powers and duties of a judge or of a magistrate and may pronounce judgements and sign decrees and make orders and transact the business of the High Court or the court of a magistrate."

Amendment of Order XLIII

Dar es Salaam,
21ˢᵗ March, 2011

MOHAMED C. OTHMAN,
Chief Justice

I CONSENT

Dar es Salaam,
28ᵗʰ March, 2011

HON. CELINA KOMBANI (MP),
Minister for Constitutional Affairs and Justice