

GOVERNMENT NOTICE No. 793 published on 3/11/2023

THE LAW SCHOOL OF TANZANIA ACT,
(CAP. 425)

RULES

(Made under section 2(3))

THE LAW SCHOOL OF TANZANIA (EXEMPTION OF CERTAIN OFFICERS) RULES, 2023

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SCHEDULE

THE LAW SCHOOL OF TANZANIA ACT,
(CAP. 425)

RULES

(Made under section 2(3))

THE LAW SCHOOL OF TANZANIA (EXEMPTION OF CERTAIN
OFFICERS) RULES, 2023

PART I
PRELIMINARY PROVISIONS

- Citation 1. These Rules may be cited as the Law School of Tanzania (Exemption of Certain Officers) Rules, 2023.
- Interpretation 2. In these Rules, unless the context otherwise requires -
- Cap. 425 “Act” means the Law School of Tanzania Act;
- Cap. 341 “Council” means Council for Legal Education established under the Advocates Act;
- “exemption” means exemption from the requirement of attending the Law School of Tanzania;
- “judicial officer” has the meaning ascribed to it under the Judiciary Administration Act;
- Cap. 298 “public service” means any service in a public office defined under the Public Service Act.

PART II
QUALIFICATIONS

- Qualifications 3.-(1) An applicant shall not be eligible for exemption under the Act unless:
- (a) he possesses the qualifications prescribed under section 2(2) of the Act; and
 - (b) he has experience in the field of law for not less than ten years.

**PART III
PROCEDURE FOR EXEMPTION**

Application for
exemption

4.-(1) An application made under these Rules shall be by way of petition in Form No. 1 prescribed in the Schedule to these Rules.

(2) An application under this rule shall be submitted to the Chief Justice electronically and shall state-

- (a) name and address of the applicant;
- (b) position held in public service or judicial office; and
- (c) experience exposing the applicant to sufficient knowledge in legal practice within the United Republic of Tanzania.

(3) The application shall be accompanied by-

- (a) recommendation note from the Attorney General;
- (b) letter of introduction of the applicant from the employer;
- (c) certified copy of a letter of first appointment;
- (d) certified copy of a letter of confirmation of employment;
- (e) certified copy of a promotion letter making him eligible for exemption;
- (f) curriculum vitae;
- (g) certified copies of academic and professional certificates; and
- (h) certified copy of a national identity card.

(4) Without prejudice to the provisions of subrule (3), the applicant may furnish any other relevant information in support of his application.

(5) The Chief Justice may, in his discretion, dispense with any of the requirements prescribed in subrule (3) or require the applicant to furnish any other relevant information as it may be necessary for the purpose of scrutiny of the application.

Scrutiny of applications

5.-(1) Upon receipt of an application, the Chief Justice shall direct the Council to scrutinise the application and make recommendations on the eligibility of the applicant for exemption.

(2) Upon receipt of directions from the Chief Justice, the Council shall-

- (a) verify and satisfy itself on the completeness of the application;
- (b) examine eligibility of the applicant; and
- (c) perform any other duty as the Chief Justice may direct.

(3) After completion of scrutiny, the Council shall submit its recommendations in writing to the Chief Justice.

Determination of applications

6. Upon receipt of the recommendations from the Council, the Chief Justice may-

- (a) if satisfied that the applicant is eligible for exemption, grant the application and notify or cause the applicant to be notified in writing on the exemption; or
- (b) if not satisfied with the application-
 - (i) require the applicant to furnish further particulars for his consideration; or
 - (ii) refuse the application and notify or cause the applicant to be notified in writing of the refusal and reasons thereof.

Certificate of exemption

7. An applicant granted exemption under these Rules shall be issued with a Certificate of Exemption in Form No. 2 prescribed in the Schedule.

SCHEDULE

FORM NO. 1

IN THE MATTER OF THE LAW SCHOOL OF TANZANIA ACT
[CAP. 425]

IN THE MATTER OF PETITION FOR EXEMPTION
UNDER SECTION 2(2) OF THE LAW SCHOOL ACT

BY THE.....PETITIONER

PETITION FOR EXEMPTION

(Made under rule 4(1))

The Honourable Chief Justice,
of The United Republic of Tanzania,
The Court of Appeal of Tanzania,
P.O. Box 9004,
Dar es Salaam.

Your Lordship,

The humble petition of (Name) of..... (Address) states as follows:

1. That, your Petitioner is a citizen of the United Republic of Tanzania born on the _____. A copy of his birth certificate is attached herewith and marked “.....” forming part of this Petition.
2. That, the Petitioner received his education in the following schools: -
 - (a) Primary Education:
_____School, from _____ to_____.
 - (b) Secondary Education:
 - (i) _____School, from _____ to _____.
 - (ii) _____School, from _____ to_____

Copies of Academic Certificates for Ordinary and Advanced Level are attached herein and marked as Annexure “.....” and “.....” respectively.

Law School of Tanzania (Exemption of Certain Officers)

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3. That, the Petitioner joined _____University and was awarded a Bachelor of Laws Degree (LL.B.) in (month/year)Certified copies of the Academic Transcript and Degree Certificate are attached hereto and marked as Annexure “.....” and “.....” respectively.

4. That, the following is the Petitioner’s employment background
.....
.....
.....
.....
.....

5. That, the Petitioner’s experience in legal practice within the United Republic of Tanzania is as follows:
.....
.....
.....
.....

6. That, the Petitioner attaches the following documents in support of his Petition:
 - (a) letter of introduction of the applicant from the employer;
 - (b) certified copy of a letter of first appointment;
 - (c) certified copy of a letter of confirmation of employment;
 - (d) certified copy of a promotion letter;
 - (e) curriculum vitae;
 - (f) certified copies of academic and professional certificates; and
 - (g) certified copy of a national identity card.

Your Petitioner prays that Your Lordship may be pleased to exempt him from the requirement of attending the Law School of Tanzania.

DATED and SIGNED at _____ this _____ day of _____ 20.....

.....
(PETITIONER)

FORM NO. 2

IN THE MATTER OF THE LAW SCHOOL OF TANZANIA ACT

[CAP. 425]

AND

IN THE MATTER OF PETITION FOR EXEMPTION

UNDER SECTION 2(2) OF THE LAW SCHOOL ACT

CERTIFICATE OF EXEMPTION

(Made under rule (7))

WHEREAS,upon application(name) has proved to my satisfaction to fulfill the requirements for exemption under section 2 (2) of the Act and rule 4(1) of the Law School of Tanzania (Exemption of Certain Officers) Rules, 2023.

NOW THEREFORE, pursuant to the provisions of section 2(2) of the Act, I hereby exempt from the requirement of attending the Law School of Tanzania.

Dated this..... day of.....20.....

.....

Chief Justice

Dar es salaam
13th October, 2023

IBRAHIM HAMIS JUMA
Chief Justice