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THE UNITED REPUBLIC OF TANZANIA

***BILL SUPPLEMENT***

***No. 3***

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THE IMMIGRATION (AMENDMENT) ACT, 2014

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**NOTICE**  
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This Bill to be submitted to the National Assembly is published for general information to the public together with a statement of its objects and reasons.

Dar es Salaam,  
15<sup>th</sup> October, 2014

OMBENI Y. SEFUE,  
*Secretary to the Cabinet*

**A BILL**

*for*

**An Act to amend the Immigration Act and various laws relating to administration of the Tanzania Immigration Service.**

**ENACTED** by the Parliament of the United Republic of Tanzania.

**PART I**  
**PRELIMINARY PROVISIONS**

Short title                    **1.** The Act may be cited as the Immigration (Amendment) Act, 2014.

**PART II**  
**AMENDMENT OF IMMIGRATION ACT**  
**(CAP.54)**

Construction  
Cap. 54                    **2.** This Part shall be read as one with the Immigration Act hereinafter referred to as the “principal Act”.

General  
amendments                **3.** The principal Act is amended by deleting the word “Director” wherever it appears in the Act and substituting for it the word “Commissioner General”.

Amendment  
of section 3

4. The principal Act is amended in section 3 by-
- (a) deleting the definition of the term “child” and substituting for it the following definition-
    - Cap. 13 “child” has the meaning ascribed to it-
      - (a) in the case of Mainland Tanzania, under the Law of the Child Act; and
      - Act No 6 of 2011 (b) in the case of Tanzania Zanzibar, under the Children’s Act;”;
  - (b) deleting the definition of the term “Director”;
  - (c) deleting the phrase “a chairman of the peoples’ court” appearing in the definition of the term “Magistrate” and substituting for it the phrase “Regional Magistrate”;
  - (d) adding in their appropriate alphabetical order the following new definitions-
    - Cap. 241 ““Commission” means a Commission established under section 4 of the Police Force and Prisons Service Commission Act;
    - “Commissioned Officer” means an officer of the Tanzania Immigration Services Department of the rank of, or above the rank of assistant inspector;
    - “court” means a court of competent jurisdiction;
    - “Commissioner General” means the Commissioner General of Tanzania Immigration Services Department appointed in terms of Section 6 (1) of this Act;
    - “Department” means the Tanzania Immigration Services Department established under section 4 of this Act;
    - “Immigration Officer” means an Officer of the Department of a rank as specified under this Act, and includes the Commissioner General; and
    - “Non Commissioned Officer” means any Officer of the Department of the rank of, or below the rank of Sergeant Major;”.

Amendment  
of  
Part II

5. The principal Act is amended by repealing the whole of Part II and substituting for it the following-

“PART II

THE IMMIGRATION SERVICE DEPARTMENT

Establishment  
of Immigration  
Service  
Department

4.-(1) There is established, in the Ministry responsible for Home Affairs, a department known as the Tanzania Immigration Services Department.

(2) The Office of the Director of Immigration Services designated as such prior to the establishment of the Department is hereby converted to be the Department.

Appointment  
of  
Commissioner  
General

5.-(1) There shall be a Commissioner General of the Department who shall be appointed by the President.

(2) The Commissioner General shall be the chief executive officer of the Department.

Officers of the  
Department

6. Tanzania Immigration Service Department shall consist of the following officers-

(a) Commissioned  
Immigration Officers  
who shall be-

- (i) Commissioner General;
- (ii) Deputy Commissioner General;
- (iii) Commissioners;
- (iv) Deputy Commissioners;
- (v) Senior Assistant Commissioners;
- (vi) Assistant Commissioners;
- (vii) Superintendents;

- (viii) Assistant Superintendents ;
  - (ix) Inspectors;
  - (x) Assistant Inspectors; and
- (b) Non-Commissioned Immigration Officers who shall be-
- (i) Sergeant Major;
  - (ii) Staff Sergeant;
  - (iii) Sergeant;
  - (iv) Corporal; and
  - (v) Constable.

Appointment of officers

7.-(1) The Deputy Commissioner General, Commissioner, Deputy Commissioner and Senior Assistant Commissioner shall be appointed by the President.

(2) Immigration officers from the rank of Assistant Inspector to the rank of Assistant Commissioner shall be appointed by the Commission.

(3) Immigration officers of the rank of, or below Sergeant Major shall be appointed by the Commissioner General.

Regions, Districts and entry or exit points

8.-(1) The Department shall be divided into Regions, Districts, entry or exit points and border posts as the Minister may determine.

(2) The responsibilities of the heads of each Region, District and entry or exit point office shall be to-

- (a) co-ordinate and manage all immigration matters within their area of jurisdiction;
- (b) advice the Government into their area of

- jurisdiction regarding matters pertaining to immigration;
- (c) collaborate and participate on security matters within their area of jurisdiction;
- (d) mobilize and sensitize the general public within their area of jurisdiction on immigration in relation to security and development;
- (e) prepare, organize and supervise working situation report within their area of jurisdiction;
- (f) facilitate and control immigration activities within their area of jurisdiction; and
- (g) undertake any such other responsibility as the Commissioner General may direct.

Administration of the Service

**9.**-(1) The Commissioner General shall, subject to this Act and directives of the President have command, superintendence and control of the Department.

(2) The Commissioner General shall, in the exercise of powers vested to him regarding the operational control of the Department, and subject to the orders, directions and guidance by the Minister, be responsible and accountable to the President.

Delegation of powers

**10.**-(1) A Commissioner may, unless otherwise provided under any written law, exercise powers or discharge duties of the Commissioner General.

(2) The Commissioner General may, unless otherwise directed by the Minister, authorize any immigration officer of the rank of, or above Senior Superintendent, whether by name or office, to exercise or discharge any of the powers or duties which the Commissioner General is by law entitled to exercise or discharge.

(3) Nothing in this section shall be deemed to derogate the powers or duties of the Commissioner General.

Disciplinary  
authority and  
procedure

**11.-(1)** The disciplinary authority of the officers appointed under section 7(1) shall be the President.

(2) The disciplinary authority of the officers appointed under section 7(2) shall be the Commission.

(3) The disciplinary authority of the officers appointed under section 7(3) shall be the Commissioner General.

(4) The disciplinary procedure for officers referred to under subsection (3) shall be as prescribed in the regulations made under this Act.

PART III  
POWERS, RIGHTS AND DUTIES OF IMMIGRATION  
OFFICERS

General duties  
of the Service

**12.-(1)** The general duties and responsibilities of immigration officers shall be to-

- (a) manage and monitor entry and exit of migrants;
- (b) safeguard national borders;
- (c) facilitate and manage movement of foreigners wishing to enter, stay and reside in the United Republic of Tanzania.
- (d) facilitate, control and grant citizenship to qualified alien immigrants;
- (e) counter any event which might be done by a foreigner or any other person that might jeopardize security and economic development and sustainability;
- (f) investigate national and transnational immigration crimes;
- (g) cooperate with other security organs in the maintenance of national security;
- (h) participate in regional integration with a view to identify illegal migrants;
- (i) facilitate and assist the issuance of national identity cards;
- (j) coordinate with regional and international agencies in the prevention of transnational organized



- crime;
- (k) monitor and coordinate immigration activities outside the United Republic of Tanzania;
- (l) combat illegal immigrant by cooperating with immigration departments of other countries and international organization that deals with immigration matters;
- (m) cooperate with embassies, consulates, airlines and other checkpoint stakeholders with a view to sharing or exchange of information relating to fraud activities;
- (n) conduct operations with a view to combat illegal immigrants and crimes relating to immigration;
- (o) conduct public awareness campaign on problem and danger of transnational organized crimes;
- (p) remove all prohibited, unwanted or undesirable immigrants;
- (q) register all alert listed persons and make follow-ups of all frequenters for security reasons;
- (r) receive deported Tanzanians and take appropriate legal measures against such deportees;
- (s) conduct patrols and investigation;
- (t) subject to the instrument of appointment by the

Director of Public Prosecutions, prosecute offences relating to immigration; and

- (u) perform any other functions as may be conferred on the Department by or under any other written laws.

(2) Save as provided for under subsection (1), officers of the Department shall, upon directives by Commissioner General, execute immigration functions in every accredited Tanzania Missions or Embassy.

General obligation of immigration officer

**13.** An immigration officer shall be bound to serve anywhere within the United Republic of Tanzania and may serve in any country or other places in accordance with the exigencies of the Department.

General right of the immigration officer.

**14.** An immigration officer shall, in performing his duties, have the rights as may be prescribed in the regulations.

Non disclosure of information.

**15.** An immigration officer shall not disclose directly or indirectly immigration information to any person except the Minister or any other person authorized by the Minister.

Powers to investigate and make inquiry

**16.** An immigration officer shall have powers to investigate and make inquiry on any person who has contravened or he has reasonable cause to believe that the person or about to contravene any provisions of this Act or any other written law.

Powers of  
arrest and  
detention

**17.**-(1) An immigration officer may, without warrant, arrest any person who has committed or is about to commit an offence under this Act or any other written laws.

(2) Immigration officers shall not use excessive force in exercising the powers conferred by subsection (1).

(3) Immigration officer of or above the rank of Superintendent may order the detention of any person in a lawful custody subject to an order of extradition, prohibited immigrant notice or deportation issued pursuant to this Act.

(4) Where an immigration officer has, in terms of subsection (3) ordered the detention of any person, he shall fill in a warrant of detention in the prescribed form in respect of such person and forward it to the officer in-charge of the police station or prison in which such person is to be detained.

Powers of  
search and  
seizure

**18.**-(1) An immigration officer shall have powers to seize, remove and detain anything which contains or appears to him to be or to contain or likely to contain evidence to prove the commission of an offence under this Act or any other written Laws.

(2) For the purpose exercising powers and performing duties under this Act, an immigration officer may-

(a) without warrant, stop, enter, board and search

- any person, aircraft, train, vehicle, vessel, ship, building, premises, godown, container, boat or any part thereof, in the United Republic of Tanzania;
- (b) without a search warrant, stop, enter, board and search any aircraft, train, vehicle, vessel, ship or any part thereof leaving or entering the United Republic of Tanzania in regard to goods carried therein; and
  - (c) require the in-charge of an aircraft, vehicle, train, vessel or ship arriving to the United Republic of Tanzania, to furnish a list of passengers and crew in the aircraft, vehicle, train, vessel or ship as the case may be together with such other information as may be prescribed.

(3) Any person who contravenes the provisions of subsection (2), commits an offence and is liable, upon conviction, to a fine of not less than one million shillings or to imprisonment for a term not less than twelve months, or to both.

(4) Where anything is seized in pursuance of the powers conferred by this section, the immigration officer shall issue a receipt acknowledging the seizure bearing the signature of the owner of the

thing and those of witnesses to the search, if any.

(5) Where a seizure is effected under this section, a list of all articles, documents and other things seized shall, by order of the court, be confiscated.

Entitlement to carry and use arms.

**19.** An immigration officer shall be entitled to use arms in the exercise of his functions, duties or powers conferred to him under this Act.

Recording of statement

Cap 20 and Act no 7 of 2004 of Zanzibar

**20.**-(1) Notwithstanding the provisions of any other written laws, an immigration officer shall have the same powers conferred upon a police officer under the Criminal Procedure Act, to examine any person acquainted with the facts and circumstances under investigation and reduce into writing any statement made by such person so examined for the purpose of criminal proceedings.

(2) In exercise of powers under subsection (1), the immigration officer shall record testimony of a suspect and witness by means of video, still picture and audio technology.

Conditional release

**21.**-(1) Subject to any direction by the Minister, a person under custody or detention may be granted conditional release in the manner and form prescribed by regulations.

(2) Where a person fails to comply with any of the conditions

under which a conditional release is issued, an immigration officer may, without warrant arrest and detain that person into custody.

Powers of  
refusal of entry

**22.** Where an immigration officer, after examining a person seeking to enter into the United Republic of Tanzania, is of the opinion that the entry of such person into the United Republic of Tanzania is contrary to the provision of this Act or any other written law, he may-

- (a) issue him an order of refused entry; or
- (b) cause such person to be detained pursuant to section 16 (3) and (4) of this Act pending the removal of such person from United Republic of Tanzania.”

Amendment  
of section 31

- 6.** The principal Act is amended in section 31 by-
- (a) deleting the words “not exceeding one ” appearing in subsection (2) and substituting for them the words “ not less than five”;
  - (b) deleting the words “not exceeding two hundred fifty thousand” appearing in subsection (3) and substituting for them the words “not less than one million”; and
  - (c) deleting the words “not exceeding three hundred thousand” appearing in subsection (4) and substituting for them the words “not less than one million five hundred thousand”.

Amendment  
of section 33

- 7.** The principal Act is amended in section 33 by-
- (a) adding immediately after paragraph (q) of subsection (1) the following new paragraph-
    - “ (r) providing for-
      - (i) discipline and punishment of the Department;
      - (ii) administration and command of

- the Department; and
- (iii) description of emblem, uniforms, equipments and rank specifications to be provided for the purpose of the Department;” and
- (b) deleting subsection (2) and substituting for it the following-
  - “(2) Regulations under paragraph (a) to (q) of subsection (1) may impose, for their breach, penalties of not less than three hundred thousand shillings or to imprisonment for a term not exceeding three years, or to both.”

Renaming of Part III to VI

**8.** The principal Act is amended by renaming Part III, IV, V and VI as Part IV, V, VI and VII respectively.

Renumbering of sections

**9.** The principal Act is amended by renumbering section 10 to 38 as section 23 to 51 respectively.

### PART III CONSEQUENTIAL AMENDMENTS

Amendment of Anti-Trafficking in Persons Act (Cap 432)

**10.** The Anti-Trafficking in Persons Act is amended in section 31 by deleting the words “who holds or have held the office of a Director of Immigration” appearing in subsection (1) and substituting for them the words “who have held the office of a Director of Immigration or who holds or has held the office of Commissioner General of Immigration Service Department.

Amendment of Police Force and Prisons Service Commission Act, (Cap 241)

**11.** The Police Force and Prisons Service Commission Act, is amended-

- (a) in the long title by inserting the word “Immigration” between the words “Police” and “and”;
- (b) by inserting the words “,Tanzania Immigration Service Department” between the words “Police Force” and “and”;
- (c) by inserting the words “,Tanzania Immigration Service Department” between the words “Police Force” and “and” wherever they appear in the principal Act;
- (d) by inserting the words “,Immigration” between the words “Police” and “and” wherever they

- appear in the principal Act;
- (e) in section 3(4) by inserting the words “Commissioner General of Immigration Service Department” between the words “Inspector-General of Police” and “and”;
  - (f) in section 4(2) by-
    - (i) inserting immediately after paragraph (e) the following-
      - (aa) the Commissioner General of Tanzania Immigration Service Department; and
      - (bb) the Commissioner of Immigration, Zanzibar;
    - (ii) renaming paragraphs (f) and (g) as paragraphs (h) and (i) respectively;
    - (iii) inserting immediately after the renamed paragraph (i) the following-
      - (aa) the Commissioner of Immigration In-Charge of boarder management and control; and
      - (bb) the Commissioner of Immigration In-Charge of administration and finance;
    - (iv) renaming paragraphs (h), (i), (j) and (k) as paragraphs (l), (m), (n) and (o) respectively; and
  - (g) in section 6(4) by inserting the words “,Commissioner General of Immigration Service Department” between the words “Inspector-General of Police” and “and”;
  - (h) in section 7 by-
    - (i) inserting the words “Commissioner General of Immigration Service Department” between a comma (,) and the words “the Principal Commissioner” appearing in subsection (4); and
    - (ii) inserting the words “,Commissioner General of Immigration Service Department” between the words “Inspector-General of Police” and “and” appearing in subsection (5).



of Terrorism Act, (Cap 19) Immigration” appearing in section 45 and 46 respectively and substituting for it the phrase “Commissioner General of Tanzania Immigration Service Department”.

Amendment of The Refugees Act (Cap 37) **13.** Amendment of the Refugees Act is amended in section 6 by deleting the title “Director of Immigration Services” appearing in subsection (1)(b)(vii) and substituting for it the phrase “Commissioner General of Tanzania Immigration Service Department.”

Amendment of the Tanzania Citizenship Act, (Cap 357) **14.** Amendment of the Tanzania Citizenship Act is amended-

(a) in section 3 by-

(i) deleting the definition of the term “Director”; and

(ii) adding in the appropriate alphabetical order the following new definition-

Cap.54 “Commissioner General” means the Commissioner General of Tanzania Immigration Services Department appointed under the Immigration Act;

(b) by deleting the word “Director” wherever it appears in the Act and substituting for it the word “Commissioner General”; and

(c) by adding immediately after section 64 the new section 64A-

“Verification of citizenship **64A-(1)** The Commissioner General may, where circumstances require and within specified time, request a person to furnish to him certain documents or information for purposes of determination or verification of such person’s citizenship.

(2) The powers of the Commissioner General under subsection (1) may be exercised by an immigration officer or an authorised officer.

(3) Where powers of the Commissioner General are

Cap. 36 exercised by an authorised officer, the powers shall be limited to matters relating to registration and identification of persons as provided for under the Registration and Identification of Persons Act.

(4) The words “authorised officer” as used in this section means a registration officer or an assistant registration officer.”.

Amendment  
of the  
Tanzania  
Passports  
and Travel  
Documents  
Act  
(Cap. 42)

**15.** Amendment of the Tanzania Passports and Travel Documents Act is amended-

(a) in section 2 by-

(i) deleting the definition of the term “Director”;

(ii) deleting the definition of the term “department” and substituting for it the following new definition-

““department” means the Tanzania Immigration Service Department established under the Immigration Act;”;

(iii) adding in the appropriate alphabetical order the following definition-

““Commissioner General” means the Commissioner General of Tanzania Immigration Services Department appointed under the Immigration Act;”

(b) by deleting the word “Director” wherever it appears in the Act and substituting for it the word “Commissioner General”.

“Cap 54

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**OBJECTS AND REASONS**

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This Bill proposes amendments to the Immigration Act (Cap.54) and to the various laws relating to administration of the Tanzania Immigration Services. The amendments are intended to create a new organisation structure of the Tanzania Immigration Services Department and other matters related to the new structure.

The Bill is divided into Three Parts.

Parts I and II provides for the short title and proposes for the amendments of the Immigration Act (Cap.54) with the aim of replacing certain terms and designations in order to allow introduction of new terms, designations and organisation structure of the Service. The Part proposes to delete the terms “Director”, the meaning of the term “child” and a phrase “a Chairman of the people’s court”, and substituting for them the new terms and meanings.

Further, the Part, propose for deletion of the whole of Part II and substituting for them new Part II and III, which introduces sections 4 to 22 with a view of establishing the Immigration Service Department, providing for appointment of the Commissioner General and officers of the Department, division and other matters relating to administration of the Service.

Part III is the consequential amendment to various laws relating to the administration of the Tanzania Immigration Services.

The proposed section 13 proposes for the amendments to the Anti-Trafficking in Persons Act, Cap.432. The amendment aims at harmonising the Act with the new designation “Commissioner General” as introduced by the Immigration Act. Thus, it propose to delete the phrase “who holds or have held the office of a Director of Immigration” appearing in section 31 and substituting for it a phrase “who have held the office of a Director of Immigration or who hold or has held the office of Commissioner General of Immigration Service Department”.

The proposed section 14 provides for amendment of the Police Force and Prisons Service Commission Act, Cap.241. The amendments are intended to introduce the Tanzania Immigration Service Department in the Act. In so doing, the Act will be known and be cited as “the Police, Immigration and Prisons Service Commission Act, Cap.241.” Therefore,

among other things, matters of welfare, discipline and promotion of immigration officers will be dealt with in the Act. The section also introduces various designations and terms in the Act, for purposes of facilitating the transferring of the immigration service in the Act.

The proposed section 15 provides for amendment of the Prevention of Terrorism Act, Cap.19. The amendments are made in order to harmonise the term used in the Act with those under immigration laws, by deleting the phrase “the Principal Commissioner of Immigration” appearing in section 45 and 46 and substituting for it a phrase “Commissioner General of Tanzania Immigration Service Department”.

The proposed section 16 proposes amendment to the Refugees Act, Cap.37. The section proposes to delete the phrase “Director of Immigration Service” and substituting for it a phrase “Commissioner General of Tanzania Immigration Service Department”. The aim of the amendment is to harmonise the amendments made in the Immigration Act and this Act.

The proposed section 17 proposes to amend the Tanzania Citizenship Act, Cap.357. The amendments aims at harmonising the Act with amendments proposed in the Immigration Act, particularly, by deleting the definition of the term “Director” and substituting for it the term “Commissioner General.” The Part also introduces a new section 64A with the view of giving the Commissioner General mandate to determine or verify citizenship of any person, when circumstances necessitate. Further, it empowers the Commissioner General to delegate such power to an authorised officer.

The proposed section 18 provides for the amendment of the Tanzania Passports and Travelling Documents Act, Cap.42. The amendments proposed are aimed at harmonising the Act with the amendments made under the Immigration Act. In so doing, it deletes the definition of the term “Director” and the meaning of the term “department”.

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**MADHUMUNI NA SABABU**  
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Muswada huu unapendekeza marekebisho katika Sheria ya Uhamiaji (Sura 54) pamoja na sheria nyingine mbalimbali zinazohusu masuala ya utumishi wa Idara ya Uhamiaji. Marekebisho yanayopendekezwa yanakusudia kuleta muundo mpya wa utumishi. Idara ya Utumishi wa Uhamiaji Tanzania pamoja na masuala mengine yanayohusiana na muundo huo mpya.

Muswada huu umegawanyika katika sehemu Tatu.

Sehemu ya Kwanza inaainisha Jina la Sheria inayopendekezwa.

Sehemu ya Pili inaainisha marekebisho katika Sheria ya Uhamiaji, Sura ya 54 kwa kufuta baadhi ya misamiati na vyeo kwa azma ya kuruhusu matumizi ya misamiati na vyeo vipya vinavyoendana na muundo mpya kwa madhumuni hayo. Sehemu hii inapendekeza kufuta msamiati “Mkurugenzi”, maana ya msamiati “mtoto” na kirai” “Mwenyekiti wa mahakama ya wananchi” na kuweka misamiati na maana mpya zinazoendana na mabadiliko hayo. Hali kadhalika, Sehemu hii inapendekeza kufuta sehemu yote ya pili na kupendekeza Sehemu mpya ya Pili na Tatu yenye vifungu vipya kutoka kifungu cha 4 hadi cha 22 kwa dhamira ya kuunda Idara ya Utumishi wa Uhamiaji, kuanisha masharti ya uteuzi wa Kamishna Jenerali na maafisa wa Idara hiyo, vitengo vya Idara hiyo na masuala mengine yanayohusu uendeshaji wa Utumishi wa Uhamiaji.

Sehemu ya Tatu inapendekeza kufanya marekebisho katika Sheria mbalimbali, marekebisho haya yanatokana na marekebisho yaliyofanywa chini ya Sheria ya Uhamiaji kwa lengo la kuoanisha marekebisho hayo na Sheria hii.

Kifungu cha 13 kinapendekeza marekebisho katika Sheria ya Usafirishaji Haramu wa Watu, Sura ya 432. Marekebisho haya yanalenga kuoainisha vyeo vilivyo katika Sheria hii na kile cha “Kamishna Jenerali” kama yanavyopendekezwa katika Sheria ya Uhamiaji. Hivyo basi, inapendekeza kufuta maneno “ambaye anashika au aliyeshika cheo cha Mkurugenzi wa Uhamiaji “yanayoainishwa katika kifungu cha 31 na kuweka maneno “ambaye ameshika cheo cha Mkurugezni wa Uhamiaji au anayeshika au aliyeshika cheo cha Kamishna Jenerali.”

Kifungu cha 14 kinaainisha marekebisho katika Sheria ya Tume ya Utumishi wa Jeshi la Polisi na Magereza, Sura ya 241. Marekebisho yanakusudia kuingiza Idara ya Uhamiaji Tanzania katika Sheria hii. Kwa kutekeleza hilo, Sheria hiyo itafahamika na kuitwa “Sheria ya Tume ya Utumishi wa Jeshi la Polisi, Uhamiaji na Magereza, Sura ya 241”. Hivyo basi, pamoja na mambo mengine masuala ya mambo ya maslahi, nidhamu na upandishaji vyeo wa maafisa uhamiaji utashughulikiwa katika Sheria hii. Sehemu hii pia inaainisha vyeo na misamiati mbalimbali katika Sheria hii, kwa azma ya kufanikisha uingizaji wa muundo wa uhamiaji katika Sheria hii.

Kifungu cha 15 kinaainisha marekebisho katika Sheria ya Kupambana na Ugaidi, Sura ya 19. Marekebisho yanafanywa kwa ajili ya kuleta utangamano wa misamiati inayotumika katika Sheria hii na zile zinatotumika katika sheria za uhamiaji, kwa kufuta maneno “Kamishna Jenerali wa Uhamiaji” yanayoonekana katika vifungu vya 45 na 46 na kuweka maneno “Kamishna Jenerali wa Idara ya Uhamiaji”.

Kifungu cha 16 kinapendekeza marekebisho katika Sheria ya Wakimbizi, Sura ya 37. Sehemu hii inapendekeza kufuta maneno “Mkurugenzi wa Uhamiaji” na kuweka maneno “Kamishna Jenerali wa Idara ya Uhamiaji Tanzania”. Lengo la marekebisho haya ni kuoanisha marekebisho yanayofanywa katika Sheria ya Uhamiaji na Sheria hii.

Kifungu cha 17 kinapendekeza marekebisho katika Sheria ya Uraia wa Tanzania, Sura ya 357. Dhamira ya mapendekezo haya ni kuoanisha masharti ya Sheria hii na marekebisho yanayopendekezwa katika Sheria ya Uhamiaji, hususan, kufuta msamiati “Mkurugenzi” na kuweka msamiati “Kamishna Jenerali.” Sehemu hii pia inapendekeza kifungu kipyua cha 64A kwa madhumuni ya kumpa madaraka ya kuthibitisha uraia wa mtu yeyote (Mtanzania) endapo mazingira yatahitaji au kulazimisha hivyo. Hali kadhalika, inampa madaraka Kamishna Jenerali kugatua madaraka yake kwa afisa muidhiniwa.

Kifungu cha 18 kinaainisha marekebisho katika Sheria ya Pasi na Nyaraka za Kusafiria, Sura ya 42. Marekebisho yanayopendekezwa yanakusudia kuleta utangamano baina ya Sheria hii na marekebisho yanayopendekezwa katika Sheria ya Uhamiaji. Katika kutekeleza hilo, Sehemu hii inapendekeza kufuta msamiati “Mkurugenzi” na maana ya msamiati “idara”.

Dar es Salaam,  
10 Oktoba, 2014

MATHIAS M. CHIKAWA,  
*Waziri wa Mambo ya Ndani ya Nchi*