

GOVERNMENT NOTICE NO. 8 published on 10/01/2017

THE EXECUTIVE AGENCY ACT,

(CAP.245)

ORDER

(Made under 36 (1))

THE EXECUTIVE AGENCY (TANZANIA MINERAL AUDIT
AGENCY)(DISESTABLISHMENT) ORDER, 2018

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AGENCY)(DISESTABLISHMENT) ORDER, 2018

Citation	1. This Order may be cited as the Executive Agency (Tanzania Mineral Audit Agency) (Disestablishment) Order, 2018.
Interpretation GN. No. 362 of 2009	2. In this Order, unless the context otherwise requires- “Agency” means Tanzania Mineral Audit Agency established under the Executive Agency (Tanzania Mineral Audit Agency) (Establishment) Order, 2009; “Board” means the Tanzania Mineral Audit Agency Advisory Board established pursuant to the Executive Agency (Tanzania Mineral Audit Agency) Establishment Order;
Cap. 123	“Commission” means the Mining Commission established by section 21 of the Mining Act;
GN.No.362 of 2009	“employees” means employees of the Tanzania Mineral Audit Agency.
Disestablishment of Agency	3.-(1) The Agency is hereby disestablished. (2) Consequent upon disestablishment of the Agency, the Board is hereby dissolved.
Transfer of functions and powers	4. All functions under the Tanzania Mineral Audit Agency performed by the Agency, subject to section 21 of the Mining Act, are hereby transferred and shall be performed by the

Commission.

Transfer of properties, assets and liabilities 5.-(1) All properties and assets in form of movable and immovable and any interests of the Agency shall stand transferred to the Commission.

(2) All liabilities subsisting or arising from any act or omission by the Agency or Commission are hereby transferred to the Commission.

(3) For the purpose of sub-paragraph (2), any suit or charge subsisting or pending in any court of law or tribunal and any charge instituted by or on behalf of the Agency, there shall be substituted in lieu thereof the name of the Commission and any damages or reliefs or any penalty arising thereby shall be payable to, or paid by or imposed on the Commission, consequent upon disestablishment of the Agency and dissolution of the Board.

Transfer of officer and employees 6.-(1) Consequent upon disestablishment of the Agency, all officers and employees of the Authority shall, from the date of publication of this Order, be deemed to have been transferred to the Commission.

(2) For the purpose of sub-paragraph (1), the President's Office, Public Service Management shall allocate to public office all officers and other employees transferred to the Commission so that any officer or employee who may not be required or whose career cadre is not required subsequent to such transfer from the Agency.

Pension and terminal benefits 7.-(1) Pension and other terminal benefits payable to any officer or any other employee transferred to the Commission or to such other public office shall continue to be paid by respective schemes to which each of such officer or employee was a member or beneficiary and Government contribution to such pension or terminal benefits schemes in respect of each of such officer and employee shall continue.

(2) For purpose of sub-paragraph (1), the period during which an officer or employee served with the Agency shall be deemed as the period added to the period which the officer or

employee served with the Commission or such other public office for the purpose of determining a period of reckonable service required under the laws governing pension or terminal benefit scheme to which such officer or employee is a member or beneficiary.

Revocation
GN No.
362 of 2009

8. The Executive Agency (Tanzania Mineral Audit Agency)(Establishment), Order, 2009 is hereby revoked.

BY COMMAND OF THE PRESIDENT

Dar es Salaam
10th January, 2018

JOHN W.H. KIJAZI
Chief Secretary