

UNIVERSITY OF DAR ES SALAAM

Law Society

Newsletter



Inside the Newsletter

A JOURNEY THROUGH THE UNIVERSITY OF DAR-ES SALAAM SCHOOL OF LAW (UDSOL).

The journey in our beloved school is an exciting, full of glory and yet uneasy one. The School of law (UDSol) usually enrollsPage 1

MEMBERSHIP.

Who are members of UDLS?
.....see more on the Objectives of UDLS.

RECENT ACTIVITIES

see more on the.....

- Media Tour
- Tanzania Vision of Industrialization: Are the laws friendly?

ABOUT THE SOCIETY

The University of Dar es Salaam Law society is an independent organization that was established in the early 1960's by University of Dar es Salaam Faculty of law currently known as School of Law. This society was established to create a sense of awareness, unity and cooperation among its members and the entire community. It was the first organization at the faculty.

The UDLS has its own motto that is "JUSTICE FOR ALL". This is to mean the society has its roots in ensuring that justice, fairness, transparency are enhanced at the faculty and the members are being treated according to such basics and principles.

THE TRAUMA ABOUT OPTIONAL COURSES: WHAT IS THE CURE?

By
Jacob Mashenene
(LL.B Fourth year)

The option courses entail list of programs that one should pick amongst to supplement core courses. There are designated for 2nd, 3rd and 4th year Law students.....continue on page 12



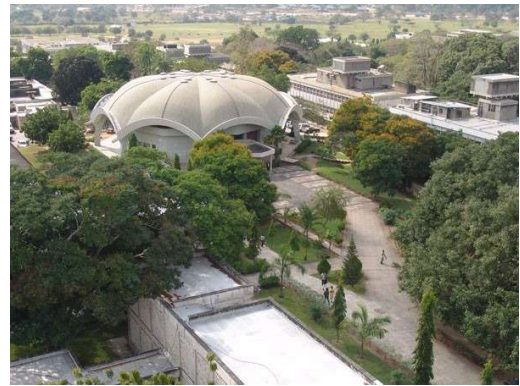
SHORT HISTORY OF THE UDSM SCHOOL OF LAW (FORMERLY FACULTY OF LAW).

With Prof. Hamudi Ismail Majamba

Dean of School of Law

The University of Dar es Salaam boasts over fifty-five years of providing legal education in Tanzania, and Africa in general. To be precise, the 25th day of October in 1961 witnessed the establishment of the first Faculty of Law in East Africa. The Faculty was established about two months before the independence of the then Tanganyika. The Faculty was tailor-made to cater for the professional needs of the emerging newly independent States of East Africa, at that time comprising of Kenya, Uganda, Tanganyika and Zanzibar. No wonder, each of the East African countries have had at least one Chief Justice and several other judges who graduated at the Faculty of Law.

At its inception, the Faculty was affiliated to the University of London and followed its curriculum. Despite this affiliation, the focus of its curriculum was designed to cater for local situations that were in line with the aspiration of the newly independent States of the region. From inception, therefore, the School's role was primarily focused on applied research out of necessity.



It had to advise the government in the codification of customary law, integration of court systems and matters of constitution making. Fifty years down the line, the School still stands at a unique position in the country and within the Region. Its academic staff comprises various members with vast and diverse knowledge, skills, and experience. Some of the staff members have stayed with the School for over forty years! Additionally, the School boasts a sizable number of young and energetic academicians ready to offer all they have to modernize the School without eroding its strong academic and foundational values.

If anyone wishes and desires to get legal education, and especially on questions relating to East, Central and South Africa, then the School of Law of University of Dar es Salaam is an unavoidable choice. Our graduates in the judiciaries of all the East African Countries, executive's offices, parliaments, and in various private and public offices stand as our witnesses.

For almost three decades after inception, the School offered a three year Bachelor of Laws (LL.B.) degree and a Certificate in Law Programme. In October 1999, it started offering a four-year LL.B. program, and in 2009, the Bachelor of Arts in Law Enforcement (BA. Law Enforcement) programme was conceived and implemented. In this regard, the School now offers three undergraduate programmes. At the postgraduate level, the School offers a Specialized Postgraduate Diploma in Law (SPGDL), Master of Laws (LL.M), Taught Master of Laws and the Doctor of Philosophy degree.

Regarding administrative arrangement, the School has three Departments which superintend the various courses offered. These are the Departments of Public Law, Private Law and Economic Law. It hosts the Center for the Study of Forced Migration (CFSFM), the Legal Aid Committee (LAC) and the Tanzania German Center for Eastern Africa Legal Studies.



UDLS PRESIDENT MESSAGE

PASCAL NKOLOLO

"LEADERSHIP IS GOOD COMMUNICATION BETWEEN THE LEADER AND THE LED...."

"I would like to invite you all to read this newsletter so that you can grab and explore all the essence behind the establishment of UDLS,

This newsletter will also outline the mission and agenda that the current UDLS carries perspective in anticipating the students agenda within school arena and beyond school margin lines.

UDLS being the top ranked student representative organisation within school arena as per its pro-founding constitution has delightedly put an emphasize in dedicating the common issues that concerning students affairs in all aspects of their college living sphere, the social-academic issues are main area of concentration UDLS ought to deeply deal with so that the areas can be lightened and hence soften members career path."

**PASCAL NKOLOLO
UDLS PRESIDENT
2018/2019**

Law Society

LEADERSHIP

The society is lead by the students who are members and the leadership is being attained by the general elections that are conducted in every academic year. However, currently the UDLS leaders are the following:

PRESIDENT OF THE SOCIETY

PASCHAL NKOLOLO

GENERAL SECRETARY

MORGAN OKETTA

MOOT-COURT CHAIRPERSON

CAROLINE CHITA

ASSISTANT GENERAL SECRETARY

JOSELYN M. SIMON

RESEARCHER NYERERE LAW JOURNAL

ODETHA KYAMANI

EDITOR NYERERE JOURNAL

ATUS KABUNGA

TREASURER

SARAPHINA STANLEY

The President's office of The University of Dar Es Salaam Law Society which have been vested an appointing powers by the UDLS Constitution of 2005, UDLS standing order/regulations and UDLS customs and after consultations with executive committee, appointed the following members of the society to carry different positions in UDLS as prescribed herein,

EXECUTIVE COMMITTEE MEMBERS

PLANNING OFFICER

LEONCE DAVID NDIKA

PUBLICITY & PUBLIC RELATIONS OFFICER

IDDI JUMAA KASSI

ACADEMIC AFFAIRS OFFICER

RICHARD MASHALLA

MOOT COURT GENERAL SECRETARY

MWACHA, WALTER

MOOT COURT RESEARCHER

MAGDALENA MSHANA

Standing committee members by virtue of article 12 of The UDLS Constitution of 2005 are,

SOCIAL MATTERS COMMITTEE

DUNSTAN MBUNDA

ADELINA LEONARD LAZARO

PAULINA ASSENGA

VICTOR NDUMBARO

FUND RAISING AND PROCUREMENT COMMITTEE

TRYPHONE MWANGOSI

FRANSICO PETER

NYOGOTO, HENULA STEPHEN

And by the virtue of Article 12 (4) of the constitution the President established the following committees with the hereby compositions,

LEGAL AFFAIRS AND GOVERNANCE COMMITTEE

SAMWEL KITWIMA (CHAIRMAN)

MANSOUZA JOHN KINGU

RUHURO WAKURU BUZANA

HADIA MGAYA

EXTERNAL AFFAIRS AND CO-OPERATIONS COMMITTEE

WILBARD MOSHI (CHAIRMAN)

ABESIGA LUCY, PAUL

PASCHAL KALLUA

ABDLLAH PILLI, H

CHIEF AUDITING GENERAL

RICHARD LIMIHAGAT GERALD

Law Society



UDLS MEMBERSHIP

This organization composes members who are students of the School, members of the staff and all School of Law alumni. Any student selected to join the School of Law is directly a member of the UDLS. However, each member pays an annual membership fee of 3,000/= at the beginning of each academic year.

CONSTITUTION OF THE SOCIETY

The UDLS has its own constitution that governs and gives a general direction to the operation of the society, its members and leaders of the organization. The constitution of the University of Dar es Salaam Law Society has been amended in 2005 but currently there have been new proposed amendments concerning the Mwl Nyerere Law Journal.

ACTIVITIES OF THE SOCIETY

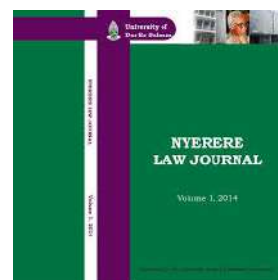
Being given the mandate by the 2005 constitution; the society has the following activities; the society has a task of dealing with both social and academic affairs of the students and all members. The following are activities of the society

- Preparing the publication of the Mwl. Nyerere Law Journal
- Preparing career affairs for law students
- Conducting the Moot courts and trials
- Conducting the Lawyers Night Dinner
- Providing legal aid to the community.
- Assisting students and members that have come in contact with the law
- Conducting interviews in the media with a legal perspective.

OBJECTIVES OF THE UDLS

The UDLS works hand in hand with the students and all members to ensure that there is:

- Good ground for law students to learn and acquire enough legal skills when at or off the faculty
- Promoting and encouraging cooperation among its members
- Supporting the members at times of social concerns
- Cooperating with the staff to create a good academic environment.



THE MWL NYERERE LAW JOURNAL.

This is one of the works done by the society. The journal is always prepared annually in each academic year and the current leadership is working hard to publish the 2018/2019 Mwl Nyerere Law Journal. It's a legal journal that comprises various texts and articles. The writers of the journal include both the students and staffs. The Mwl Nyerere Law Journal is prepared by a standing committee under the Researcher and Editor of the society. This journal enables students to acquire skills and some important legal data that are helpful for the legal field.



UDLS EXPECTATIONS



UDLS CAREER GUIDANCE TOUR

Most of the Private school students are lucky to have a Career Guidance since being in school and thus build self-awareness and identifying career and their details at large. This situation is different to government schools since most of students from Government schools reach form six and even graduated without self-awareness on their better chance of securing universities courses for their career.

UDLS has recognize it and feel it has an obligation towards helping the community through providing a career guidance tour to different schools so as to help them having self-awareness on their future career. Therefore, UDLS is expecting to roll Career Guidance for schools with Advance level in Dar es Salaam and other regions in which our fellow UDLS members are on vacation and there is a possibility to Organize a youth outreach.

CHARITY TOUR PROGRAM,

This is a program to meet at least 40-50 law (Advocates) and other educational stakeholders for finding sponsorships between 20-50 students for the next academic year. UDLS wish in the next academic year to minimize or eradicate the issue of law students failing to continue studying due to lack of tuition fees,

UDLS have planned to meet with these stakeholders like Mo Dewji Foundation, Tulia Trust Fund, Mwalimu Nyerere Foundation, Vodacom Foundation, Barclays, CRDB, NMB, HESLB, IPP, Anna Mkapu Foundation, Jakaya Kikwete Foundation, School Direct etc.

Recently, Mo Dewji Foundation have agreed to meet with UDLS President last month to discuss this matter, and also Tulia Trust Fund have also agreed upon such meetings

UDLS EXPECTATIONS; If UDLS will manage to meet with 20 stakeholders and if they will agree to fund 20 pairs each of which means we can help 40 Law students in the next academic year.



UDLS PARTICIPATED IN THE ICC MOOT COURT COMPETITION, 26TH MAY TO 2ND JUNE, 2018, AT LEIDEN UNIVERSITY, THE HAGUE

The University of Dar-es-Salaam Law Society (UDLS) participated in the ICC Moot Court Competition 2018 held at Universitat Leiden. The final rounds were held at ICC Trial Chamber in The Hague, Netherlands.

Our team did not progress to the next stages as was the case for other African teams (Kenya, Gambia, South Africa and Nigeria). The team from Singapore won the competition

PARTICIPATION ON THE DEBATE CONCERNING HIV/AIDS AND THE LAWS IN TANZANIA.

Neema Mvungi

The IDLO in collaboration with legal aids of the university of Dar es salaam conducted a training workshop on HIV/ Aids in relation to the the law it was a three days training, it was held at white sand hotel, and from it a manual on HIV/ Aids was written down which was later launched in a different session that was held at west beach coral hotel. At the training workshop the participants included some staff members faculty of law of the university of Dar es salaam and students specially those pursuing the bachelor of laws degree. At the workshop session training was done by the IDLO representative miss Belice odama, and later members were arranged in groups in order to discuss what each person got from the training.

RECENT NEWS



DR JULIANA MASABO HAS BEEN REAPPOINTED AS THE ASSOCIATE DEAN

Dr Juliana Masabo has been reappointed as an Associate Dean of University of Dar es Salaam School of Law for 2018/2021 triennium. The current Associate Dean is Dr Juliana Masabo. Juliana Masabo, a Senior Lecturer at the School, is also acting as a Director of the Center for the Study of Forced Migration (CSFM). Dr Masabo holds Bachelor of Law degree (LL. B (Hons)-2003), Master of Laws (LL.M-2005), University of Dar es Salaam, and Doctor of Philosophy degree (PhD.-2012), University of Cape Town, South Africa.

Dr Masabo specialises in labor migration law, citizenship law, refugee law and human right law. She has done extensive research, teaching, and consultancy in labor migration law, citizenship refugee law, human rights law and related areas.

UDLS Leadership congratulate Dr Masabo for this well deserving appointment.

Later on participant had a debate on HIV/ aid and the laws specifically the laws in Tanzania. The workshop was a learning experience, since from the workshop students were able to know how HIV/ Aids is related to the but also to how much work them as future lawyers have since in some countries the is still HIV / Aids victim segregation, student also got to hear their teachers experience with HIV/ victims and how the handled the case. The workshop was a life learning experience and it gave the faculty of law a desire to start an optional course called health law.



UDLS MEDIA TOUR PROGRAMS

BY THE UDLS LEADERSHIP



UDSM LAW SOCIETY with its constitutional obligation to provide legal education for the public decided to make a media tour in some of the media here in order to meet the demands of its constitution, the Tour included the following Media,

1. TBC TAIFA
2. TBC FM
3. TBC INTERNATIONAL
4. AZAM TV
5. CLOUDS MEDIA



The said MEDIA TOUR PROGRAM was conducted in the period between July to September month where in addition on providing legal education, UDLS focused on Opportunities to advertise and find various Opportunities with consistency and need of UDLS members. This involved pursuing scholarships, employment opportunities and as well as advertise on different opportunities available at the University of Dar es salaam as provided in the UDLS constitution



UDLS MEDIA TOUR PROGRAMS



TANZANIA'S VISION OF INDUSTRIALIZATION: ARE THE LAWS FRIENDLY?

by
IDDI JUMAA KASSI

It was an honor representing University of Dar es salaam law society during Jambo Tanzania at TBC 1 and had a wonderful discussion for positive change to reach Tanzania's vision of industrialization. The topic subjected to our discussion based on the position and the influence of Tanzania laws towards Industrialization. The question was whether, are they friendly or not? The government has been making considerable efforts to change some regulations and especially practices that impact positively investments. However, there is still a long way to go

1. The biggest problem for most investors is the taxation. 30 percent tax on income of about Tshs 400k is too high. The same 30 percent is paid for someone who makes income of 1 billion. There needs to be different tax policies for small business and large business. The high tax makes it difficult for company to have any money to reinvest back in the Company for growth. Another issue is that there are too many taxes generally. A company can pay up to 10 different taxes. This is a big burden for companies and it stifles their growth

2. Lack of an integrated vision for the whole government when it comes to investments. So, for example, one ministry can say ok for a project but another ministry can say no to the same project. How can the same government have different viewpoints? It is counterproductive for the investor. Another example is when the Minister of Labour stated that now permits are being given in 2 weeks. However, immigration have not made similar statements. So, you find yourself that Labour may take 2 weeks but immigration may veto the same investor or take up to 8 weeks to grant a residence permit.

3. The government is making efforts to digitalize processes and systems which is great as it means more transparency and less bureaucracy for investors. However, more needs to be done to digitalize many more areas.

Bureaucracy means that it takes more time and money to achieve an objective. This means many entrepreneurs or small businesses are penalized because budget is everything compared to a large company that can afford to wait for 6 months and pay accordingly.

4. Generally capital requirement for foreigner to get a permit is half a million USD in investment capital. This means a lot of the entrepreneurs and future inventors are essentially shut out of the market. With the reality of the place of entrepreneurship in Africa, it is a mistake to put such high capital requirements.

There must be well consultation to any enactment of the law that is likely to affect the stakeholders so as to smother the friendly relation between the government and the investors. However, the laws must be balanced to both the government and the investors.

UDLS MEDIA TOUR PROGRAMS



UDLS MEDIA TOUR ON TBC INTERNATIONAL

by
Saki Aggrey Mlimuka

The trending UDLS media tour knocked at the door of TBC International Radio. A very new and not yet popular program, "Face the Mic" airing every Friday from 1500hrs to 1600hrs featured UDLS' Saki Aggrey Mlimuka as one of the show's guests on the sunny Friday of the 3rd day of August, 2018.

The 60 minutes discussion on the Zimbabwe's Election Saga, had our representative sharing his views alongside a knowledgeable 'African Politics- Analyst' and Books author, Mr. Hassan Mkokola Chikusa. In a very unlikely way of media broadcasting, the discussion was not backed by jingles or adverts.

Despite the experienced Mr. Chikusa stealing the show with his experience and knowledge on African politics — Zimbabwe in particular, it was worth a representation of our Society from the very young Mlimuka who had some sensible contributions to the listeners.

Mlimuka was escorted by the incumbent President of UDLS, Paschal Nkololo who did not, however, take part in the heated discussion worth to begin a weekend with. The presenter, Mr. Deo Sarufu remarked that,

"UDLS in participating in such discussions, in spite of making the Law Society active, is creating a podium for young scholars to express themselves and being refined to be great leaders in the future."

He also added that he is looking forward for further discussions with our Law Society.

" On the other hand, the listeners were pleased with the discussion on the tender program which finds its waves through 95.3 f.m. (Dar es salaam). They further reckoned that the media tour is a good turnover for the growth of the Law Society "

said Saki



LAW OF MARRIAGE IN TANZANIA

by
Hadia Mgaya

It was an honour to have been a part of a radio show, "Wangapi" on TBC FM in which we discussed the law of marriage in Tanzania as well as the law of succession. I believe that the discussion will have played a large role in educating the public especially those in the rural areas where it is difficult to have access to legal assistance. Through the show, the public also got to ask questions which we responded to. I believe it is a great platform to reach out to the public.

THE TRAUMA ABOUT OPTIONAL COURSES

BY

JACOB MASHENENE

The option courses entail list of programs that one should pick amongst to supplement core courses. There are designated for 2nd, 3rd and 4th year Law students. Its rationale is to adhere to eligibility criteria for doing exams at UDSL. The criteria is outscored under rule 2 paragraph 3.1 of the General University Examination Regulations.

There is exhaustive list of option courses. However, the courses are fixed accordingly into respective semester. The following are the option courses offered at the UDSL for first semester; Banking Law, Criminology and Penology, International Trade & Finance, Tax law I, and Law of insurance

For the second semester are, Law of the sea, Gender & the Law, Capital Markets and Securities, Human Rights Law, Intellectual property Law, International Humanitarian Law, investment Law, Law of Negotiable instrument, Social Security Law, Tax Law, Refugee Law and Commercial & Consumer transaction.

The opting process determines carrier of a law student. Thus, a student must consider number of factors before selecting. First, what is his/her anticipated area of specialization? For instance, if it is in commercial law then a student is anticipated to opt commercial law courses. Such as, banking law, Tax Law I & II, Law of insurance, capital market and securities, and commercial & consumer Law.

Second, does he/she have right and adequate information about the course? Most students do not have right information about courses. The information about courses, lecturers, don'ts and do's

The most credible person to give information are members of staff, personal advisor given by UDSL and members of respective department. Thereafter, a student should spotlight if that course needs some basics from other courses.

For, example for one to study leniently Negotiable instrument, he/she needs at least to study banking law. Simply because, the concepts in banking law are widely extended in negotiable instrument. To understand lectures academic traits is important. Since, you will be preparing yourself to cope with their academic traits. For instance, the way they administer exams, and what they need exactly from student opting corresponding course.

Third, Does he/she able to accommodate such number of courses. Student should not take option courses by influence or so as to understand all. He/she must consider his/her learning capacity, time, resources and actual will into it. If all are in affirmative then, he will be home and dry to opt courses as much as he/she can.

For further discussion with him,
JACOB MASHENENE is a Fourth year
LL.B who is available through
+255 659 571 133
mashenenhej@gmail.com

A JOURNEY THROUGH THE UNIVERSITY OF DAR-ES SALAAM SCHOOL OF LAW (UDSOL).

BY MANSOUZA KINGU

The journey in our beloved school is an exciting, full of glory and yet uneasy one. The School of law (UDSol) usually enrolls cream students who for it does believe are the best. Here a fresher has to expect to meet a number of really great students both Tanzanian, Foreigners who shall inspire you in one way or another towards your journey in our honored School of Law.

The start of the academic journey shall make you feel so special due to various University circumstances that a fresher comes to meet that are comprised with the freedom that one gets during University. That can either be a take off to your academic journey or be an obstacle that is to make any fresher in the School of law or University of Dar es salaam enrolls fail, whilst instead to have believed in them being the cream and to do best of whom they are.

But some end up in the caging of freedom where they can't really seem to handle and have that control which is important to have. Since that's the most important thing that brings one in the University Dar es salaam or the school of law at the first place.

Hence the journey through the University of Dar es salaam School of law needs one to have focus, control, act in team work with other's either class mates, colleagues be brothers and sisters, leaders, lecturer's and all the staff available to your help as a student. One needs to remember that class attendance, concentration, note taking, consultation where needs be clarified, reading and preparation is crucial to a better and even best academic performance;

Thus includes during course work, tests and even University exams. Most students tend to relax, forget, make wrong decisions of what is important and on what is not important. Others during optional course selection do just select without having a vision of their law journey and rather influenced by fear that is created to this subject is hard and this isn't.

Forgetting that chosen to be here makes them capable and if capable you can do anything that you set your mind and commitment upon. If to adhere the aforementioned the University of Dar es salaam School of law is quit a great, honorable learning facility one can be proud of and work upon their great accomplishments as they make their time at the University of Dar es Salaam School of Law.

Render on togetherness, cooperation, commitment, consultation, class attendance and preparations. Besides that; we as the University of Dar es salaam Law Society take pride in warmly welcoming you to this journey throughout great achievements in our beloved School of law.

For further discussion with him,
MANSOUZA JOHN KINGU is a Third
year LL.B who is available through
+255 764 797 618

Law Society

As The department of Publicity and The Public Relations of UDLS, I would like to welcome you all to read the series of the UDLS official newsletters which will gather all Events that occurred or are anticipated to occur (Monthly basis newsletter)

Also, I would like to take this opportunity to invite anyone who would like to write different articles in the coming newsletters, There are exclusive pages specifically for educational and entertainment purposes for you to be able to educate or entertain the public of UDLS and the University of Dar es salaam at large about different issues.

The UDLS newsletter will also be available at the School of law website through

<http://sol.udsm.ac.tz/index.php/udsm-law-society>

If you need your article to appears in the next newsletter, Please contact the UDLS president Through

+255 678 131 482

or you can directly send to me via

i.dafkasi@outlook.com

Thank you!