

MUHIMBILI UNIVERSITY OF HEALTH AND ALLIED SCIENCES



CONSTITUTION OF MUHIMBILI UNIVERSITY OF HEALTH AND ALLIED SCIENCES STUDENTS’ ORGANIZATION

Revised version 2016

Contents

ARTICLE 1.....	3
ESTABLISHMENT, ACRONYM AND LOCATION.....	3
ARTICLE 2.....	3
INTERPRETATION AND ABBREVIATIONS	3
ARTICLE 3.....	5
OFFICIAL LANGUAGE	5
ARTICLE 4.....	5
COMPLIANCE STATEMENT	5
ARTICLE 5.....	6
NON DISCRIMINATION	6
ARTICLE 6.....	6
MEMBERSHIP, OBLIGATIONS AND RIGHTS OF MEMBERS.....	6
ARTICLE 7.....	7
POWERS OF MUHASSO	7
ARTICLE 8.....	8
PRINCIPAL ORGANS OF GOVERNANCE	8
ARTICLE 9.....	8
THE MUHASSO CABINET.....	8
ARTICLE 10.....	10
PRESIDENT.....	10
ARTICLE 11	14
VICE PRESIDENT	14
ARTICLE 12.....	15
PRIME MINISTER	15
ARTICLE 13.....	16
THE UNIVERSITY STUDENTS REPRESENTATIVES COUNCIL	16
ARTICLE 14.....	19
THE SPEAKER, DEPUTY SPEAKER AND CLERK	19
ARTICLE 15.....	21
JUDICIAL ORGAN	21
ARTICLE 16.....	22

EXECUTIVE COMMITTEES (EX-COMS)	22
ARTICLE 17.....	23
ELECTORAL ORGANS.....	23
ARTICLE 18.....	23
MUHASSO ELECTORAL COMMITTEE	23
ARTICLE 19.....	24
MUHASSO ELECTORAL APPELLATE BOARD	24
ARTICLE 20.....	24
ELECTIONS	24
ARTICLE 21.....	26
HALL COMMITTEE.....	26
ARTICLE 22.....	26
OATHS OF OFFICE	26
ARTICLE 23.....	26
FINANCE AND ACCOUNTABILITY	26
ARTICLE 24.....	27
AMENDMENT OF THE CONSTITUTION	27
ARTICLE 25.....	28
MISCELLANEOUS.....	28

ARTICLE 1

ESTABLISHMENT, ACRONYM AND LOCATION

- a) There shall be and is hereby established the Muhimbili University of Health and Allied Sciences Students Organization. The acronym of the organization shall be MUHASSO.
- b) This constitution shall be cited as MUHASSO Constitution of 2015 and shall be for the student's organization of Muhimbili University of Health and Allied Sciences.
- c) The headquarters of MUHASSO shall be allocated and operate at any place where all the University Administrative and students' activities shall take place. The office premise shall be at the officially allocated room(s) and/or hall(s) as the case may be.

ARTICLE 2

INTERPRETATION AND ABBREVIATIONS

The following words shall have the meaning assigned to them as follows

“Authority” means University Administration or Ministry responsible for higher education.

“Cabinet” consists of the President, Vice President, Prime Minister and Ministers and Deputy Ministers.

“Class Coordinators” means an appointed student who shall coordinate students' affairs in the class

“Class Representative” means an elected student who shall represent students in the USRC meetings as provided under this constitution.

“Council” has a meaning ascribed to it in the Universities act.

“Deputy Speaker” means the chief assistant to the Speaker and shall preside over the USRC meetings in absence of the speaker or in any case as stated in this constitution.

“Hall of residence” means the collection of blocks where students reside.

“Informal meeting” means any unscheduled meeting of any MUHASSO organ duly convened.

“Judicial Organ” means the Judicial and Disciplinary Affairs Committee and shall be established in accordance with the Students Organization constitution.

“MUHASSO members” mean the registered students of MUHAS having qualifications as

described under this constitution.

“Office Bearer” means the President, the Vice-President, the Prime Minister, Ministers and Deputy Ministers (if any) of respective ministries

“President” means a President of a student organization of Muhimbili University of Health and Allied Sciences.

“Presidential elections” means the election of the President and the Vice President.

“Rules” means the rules made by the USRC under the provisions of this constitution.

“Speaker” means the person who shall chair and preside over the meeting of the MUHASSO University Students Representative Council as the case may be and shall be elected as provided for in this constitution.

“Special problems” includes the need for legal services, counselling and guidance services, moral and social support.

“Students Baraza” means the general meeting of the students constituted as provided under Article 24(1) of this constitution.

“Students Organization” means the Association of the University students established under this constitution and approved by the Council of MUHAS

“Vice President” means a Vice President of a student organization of Muhimbili University of Health and Allied Sciences.

The following abbreviations have been used in one or the other part of this constitution and shall have their long forms as;

CRs	Class Representatives
EX-COMS	Executive Committees
MEC	MUHASSO Electoral Committee
MUHAS	Muhimbili University of Health and Allied Sciences.
MUHASSO	Muhimbili University of Health and Allied Sciences Students Organization.
SoD	School of Dentistry
SoM	School of Medicine
SoN	School of Nursing

SoPHSS	School of Public Health and Social Sciences.
SoP	School of Pharmacy
TAMELASA	Tanzania Medical Laboratory Students Association.
TAMSA	Tanzania Medical Students Association
TAPSA	Tanzania Pharmaceutical Students Association
TASARTT	Tanzania Students Association of Radiotherapy Technology
TDSA	Tanzania Dental Students Association.
TEHSA	Tanzania Environmental Health Students Association.
UNSATA	University Nursing Students Association in Tanzania.
USRC	University Students Representative Council

Words, Phrases, expressions and other grammatical signs, not expressly defined herein shall be given an ordinary interpretation assigned to them depending on context and legal technique as the case maybe.

ARTICLE 3

OFFICIAL LANGUAGE

The official language of MUHASSO shall be English and/or Kiswahili.

ARTICLE 4

COMPLIANCE STATEMENT

1. MUHASSO understands and is committed to fulfil its responsibilities of abiding by Muhimbili University of Health and Allied Sciences policies.
2. Upon approval by the Council of Muhimbili University of Health and Allied Sciences, MUHASSO shall be a registered student organization at the Muhimbili University of Health and Allied Sciences. Muhimbili University of Health and Allied Sciences Students Organization shall comply with the laws of the United Republic of Tanzania as well as all Muhimbili University of Health and Allied Sciences regulations, policies and procedures.
3. In addition, MUHASSO shall adhere to the following:-
 - (a) Transparency in all its affairs.
 - (b) Accountability for its actions and omissions.

- (c) Observance of sense of responsibility in its decisions and pursuits.
- (d) Be guided by good moral principles.
- (e) Respect and implement gender mainstreaming.

ARTICLE 5

NON DISCRIMINATION

MUHASSO, an organization of Muhimbili University of Health and Allied Sciences is committed to provide equal opportunities and does not discriminate any one on the basis of race, religion, color, creed, national origin, sex, age, marital status, disability or status with regard to public assistance.

ARTICLE 6

MEMBERSHIP, OBLIGATIONS AND RIGHTS OF MEMBERS

1. Membership

All admitted and registered students of the Muhimbili University of Health and Allied Sciences herein referred to as University community who are taking undergraduate degree studies at MUHAS are lawful members of MUHASSO.

2. Obligations

Every member of MUHASSO:

- a) Shall uphold this constitution endeavour to education educate oneself to the best of ones capability to education for the benefit of humankind.
- b) Shall pay fees and annual subscriptions, when due, as may be prescribed from time to time by Rules made by USRC as established under this Constitution.
- c) Shall attend meetings regularly, carry out assignments, be an example of self-discipline, industriousness, ethical and academic responsibility, participate in all activities of MUHASSO and refrain from influencing MUHASSO or her office bearers in a way or manner which may appear to be prejudicial to the interest of the organization.
- d) Shall respect Student By-Laws as it is a condition for ones admission to University in accordance with the current By-Laws or as may be amended from time to time.
- e) Shall fully participate in overall activities of MUHASSO as prescribes in article 6(c) unless is it is ruled that the member has acted in a manner that is not appropriate to students and the act is prejudicial to the best interest of the organization.

3. Rights

Every member of MUHASSO;

- a) Shall have the right to participate in general activities of MUHASSO.
- b) Shall be eligible to vote or hold office when elected or appointed according to the provisions of this Constitution.
- c) Shall obtain and inspect copies of all documents of MUHASSO upon request from the Prime Minister.
- d) Shall receive all publications of MUHASSO, if any, as the case may be.
- e) As determined by USRC, shall have a right of appearance and appeal before any organ that may determine the member's vital interest for MUHASSO and the University at large.
- f) Shall have the right of audience and freedom of expression before all organs of MUHASSO and all the media provided that in the course of enjoyment of the rights stated in this constitution nothing should be construed to entitle a member of MUHASSO to hinder, in any way, other members to enjoy the same.
- g) Shall have the right to:
 - (i) Assemble;
 - (ii) Demonstrate; and
 - (iii) Express their opinion;

Provided that they do not cause breach of peace or disrupt the academic and administrative functions of the University.

4. Cessation of membership

Membership to the MUHASSO shall cease when any of the following occurs:

- a) Upon one ceasing to be a student of MUHAS by any reason whatsoever.
- b) Upon cessation of membership in accordance with the provisions of Article 6(2) of this Constitution

ARTICLE 7

POWERS OF MUHASSO

1. MUHASSO shall, in consultation with the Dean of Students, have powers:

- a) To revise the Constitution of the organization.

- b) To formulate the Election Rules.
- c) To establish the Code of Good Conduct.
- d) To prepare financial Regulations.
- e) To formulate rules governing peer support services.
- f) To organize and implement outreach programs.
- g) To represent students in appropriate University decision making organs.

ARTICLE 8

PRINCIPAL ORGANS OF GOVERNANCE

MUHASSO shall have three independent organs of governance namely:

- a) The MUHASSO Cabinet
- b) The University Students Representative Council (USRC)
- c) The Judicial organ.

ARTICLE 9

THE MUHASSO CABINET

1. Establishment

There shall be and is hereby established the MUHASSO Cabinet.

2. Composition

- a) The Cabinet shall be composed of
 - (i) The President
 - (ii) The Vice President
 - (iii) The Prime Minister
 - (iv) The Ministers

Deputy Minister can attend a meeting as invitees only where necessary.

- b) The MUHASSO Cabinet shall not exceed fifteen members in total of which 3/5 shall be appointed from amongst the USRC members and the remaining 2/5 may be appointed from outside of the USRC.
- c) The President shall preside over all Cabinet meetings and in the event of his/her absence the meetings shall be presided over by the Vice President and where both are absent then the Prime Minister shall preside.

- d) The appointment of Ministers and Deputy Ministers shall endeavour to achieve Proportionate representation as regards to gender, disability/people with special needs, colleges, Institutes and Schools.
- e) The Cabinet shall be the principal organ for advising the President in all matters regarding the exercise of his/her powers in accordance with the provisions of this constitution.

3. Power to Appoint Cabinet

All Ministers, including the Prime Minister and Deputy Ministers, shall be appointed by the President in consultation with the Vice President.

4. Functions and Accountability

The Cabinet shall have the following executive functions:-

- a) The day to day running of MUHASSO affairs;
- b) To prepare the budget of the Organization;
- c) To present reports on revenues and expenditure of day to day activities to the USRC meetings;
- d) To propose Bills, Regulations, and By-Laws of MUHASSO;
- e) To perform any other duty in the interest of MUHASSO meetings;
- f) For avoidance of doubt, all Cabinet Ministers, and Deputy Ministers shall be accountable to the President.

Notwithstanding the provisions of Article 9(4)(d), any bona-fide MUHASSO member may propose Bills, Regulations, and By-laws of MUHASSO in accordance with procedures laid down by USRC.

5. Tenure of office

- a) The tenure of the office of the Prime Minister, Cabinet Ministers and Deputy Ministers to the Ministries shall be one year.
- b) The office shall fall vacant upon the occurrence of any of the following events:
 - (i) If the incumbent dies or resigns
 - (ii) When the President revokes the appointment by removing incumbent from the office, such revocation and appointment shall be in formal writing.
 - (iii) Where the President resigns or is impeached or where both the offices of the President and the Vice President are vacant for other reasons than being absent.

6. Remuneration of the office Bearers

Cabinet member shall not be paid any salary, except allowances or being reimbursed only cost incurred in discharging his or her official duties stated under this Constitution or rules made under this Constitution or any other laws or rules and upon proof of the use of the same.

ARTICLE 10

PRESIDENT

1. Establishment

- (i) There shall be the President of MUHASSO who shall be the head of the MUHASSO Government.
- (ii) The President shall be responsible to constitute the MUHASSO Government, which shall comprise of the President, Vice President, Prime Minister, Ministers, and Deputy Ministers.

2. Discharge of Presidential functions

- (i) The President shall perform his/her duties in consultation with the Vice President and the Remaining members of the Cabinet
- (ii) In absence of the President of MUHASSO from the office, the President shall by notice in writing inform the Vice President or other MUHASSO leaders as stipulated in Article 10(7)(i) all the matters relating to his duties within three days.

3. Election to office

The President shall be elected by students in accordance with the provisions of this constitution and the Rules or Regulations made by the USRC pursuant to the provisions of this constitution.

4. Vacancy in the office of the President

- a) Subject to the provisions of this Constitution, the office of the President shall fall vacant and the election of the President shall be held. Otherwise, the vacancy shall be filled in accordance with the provisions of this Constitution, as the case maybe, upon the occurrence of any of the following events:
 - (i) Resignation of the President;
 - (ii) Death of the President;

- (iii) Impeachment of the President by the USRC;
- (iv) Discontinuation from studies; or
- (v) Expulsion or suspension from studies after having been found guilty of the disciplinary offences contained in the MUHAS Student By-Laws.
- (vi) Any other event or occurrence that may lead to the office of the President being vacant.

5. Eligibility for contesting for the Presidency

- (i) Any MUHASSO member shall not qualify to contest for the Presidential office if he/she is in first year or final year of study at MUHAS.
- (ii) Any person who holds the office as President shall serve for the term of one year and may be eligible for re-election to that office.
- (iii) All other matters concerning the procedures for the election of the President shall be as provided for in rules made by USRC.
- (iv) Any candidate contesting for the office of the President shall be declared duly elected President only if he/she has obtained more votes than the other contesting candidates in an election where not less than 1/3 of the total number of all registered MUHASSO members voted. He/she has obtained majority vote and the number of electorate duly registered by MUHASSO is not less than one third of all registered members of MUHASSO.

6. Tenure of office

- (i) Unless he/she sooner resigns or dies or is discontinued, expelled or suspended from studies, the person elected as a President shall hold the office of the President for period of one year from the date which he/she was elected President.
- (ii) A person elected president shall hold office of a President until;
 - (a) The day his or her successor assumes office,
 - (b) The day he or she dies while in office,
 - (c) The day he or she resigns from office, or
 - (d) He/she ceases to hold office of a President in accordance with the provisions of this constitution.

7. Absence from office

- (i) In the event that the president is absent, the duties and functions of the President shall

be discharged by one of the following in the following order

- (a) Vice President
- (b) Prime Minister
- (c) Speaker

- (ii) Where any of the persons specified in paragraphs (a) (b) and (c) of sub-article 7(i) above discharge the duties and functions of the office of the President by reason that the person preceding him is absent, such a person shall cease to discharge those duties and functions immediately after that other person preceding him/her returns and resumes to discharge the duties and functions of the office of the President.

8. Collapse of the Government

If the offices of both the President and the Vice President are vacant by any other reasons provided under this constitution other than being absent, the whole of MUHASSO Government shall be presumed not to be in existence and in the duration not exceeding twenty one days there shall be conducted new Presidential election as per article 10(3). In such event, the MUHASSO Cabinet shall continue to discharge the Government functions until the new President and the Vice President are sworn in to hold office.

9. Removal of the President

- (i) The USRC may pass the resolution to remove the President from the office if a motion to Impeach the President is moved and passed in accordance with the provisions of sub-article 9(iv) of this article.
- (ii) No motion to impeach the President shall be passed unless it is alleged that the President;
 - (a) Has committed act(s) which violate(s) any provisions of this constitution,
 - (b) Has conducted himself in a manner which lowers the esteem of the office of the President.
- (iii) Any allegation against the President shall be signed by two thirds of all the USRC members and supported by signatures of MUHASSO members from each of the College, School and Institute and shall be served on the Speaker.
- (iv) The USRC shall not pass a motion to impeach the President unless;
 - (a) Upon the receipt of the notice by the Speaker, a special Committee of inquiry

shall be formed and approved by two third of the USRC members.

- (b) The Committee shall carry out investigations and shall submit its findings to the Speaker within fourteen days from the date the names of the Committee members are approved by USRC.
- (c) The Speaker shall inform the President of the allegations levelled against him.
- (d) When the Speaker receives the report, of the Committees findings he/she shall issue a seven clear days' notice to convene the USRC for the purpose of tabling before it the report by the special Committee of inquiry.
- (v) The Speaker shall serve upon the President the report of the Committee's findings, together with the notice convening USRC meeting.
- (vi) The report of the Committee's findings will be tabled before the USRC by the Chairperson of the special Committee of inquiry and the Speaker will give the President opportunity to respond to the reported findings in his/her own defense.
- (vii) The USRC shall deliberate on the reported findings and the Presidents response in defense and make a decision on whether or not the President should be impeached. A decision to impeach the President shall only be carried if passed by a two-thirds majority of the USRC members present and voting.
- (viii) An impeachment vote shall be taken at a meeting specifically convened for that purpose after a fourteen days' notice has been issued and served to each and every member of the USRC.
- (ix) The quorum at the USRC meeting convened for the purpose of taking an impeachment vote shall be 90% of the all the members of the USRC.
- (x) The impeachment vote shall be carried out if passed by not less than a two-thirds majority of all the USRC members.
- (xi) Where the impeachment against the President is successful he/she shall cease to hold the office immediately and the whole MUHASSO Cabinet shall have automatically been dissolved provided that the Vice President and the Prime Minister shall not be affected unless they are involved in the matter.

ARTICLE 11

VICE PRESIDENT

1. Establishment

There shall be a Vice President who shall be the Principal assistant to the President in respect of all matters concerning students generally and in particular shall:

- (i) Assist the President in making follow-up on the day to day activities of MUHASSO plans and programs.
- (ii) Perform all duties and functions assigned to him/her by the President. Perform all duties and functions of the office of the President when the President is out of the office.
- (iii) Without prejudice to the provisions Article 10 (4), the Vice-President shall be elected in the same election together with the President as a running mate. When a Presidential candidate is elected, the Vice-President shall have been elected.

2. Discharge of functions

The Vice President shall perform his/her duties in consultation with the President.

3. Election to office

The Vice President shall be elected by MUHASSO members in accordance with the provisions of this constitution and the Rules or Regulations made by USRC pursuant to the provisions of this constitution.

4. Taking of office

The Vice President shall assume the office of the Vice President on the same day the President assumes office.

5. Qualifications for election as Vice President

Qualifications for election as Vice President shall be the same as the qualifications for election as the President.

6. Tenure of office

Subject to sub-article (7) of this article the Vice President shall hold the office for a period of one year from the date he/she is elected as a Vice President.

7. Vacation of office

The Vice President shall hold the office until;

- (i) His/her tenure of office expires.
- (ii) He/she resigns.
- (iii) He/she dies while in office.
- (iv) He/she is discontinued from studies.
- (v) He/she is sworn in as a President after the office of the President has fallen vacant.

8. Accession to office of President

Where the office of the President becomes vacant by any reason provided under this constitution other than being absent, there shall be re-election of the President unless the former President has stayed in leadership for more than half of the ordinary tenure, in such case there shall not be re-election and the Vice President shall assume the duties of the President.

9. Vacancy of the office of the Vice President

Where the office of the Vice President falls vacant for the reasons provided under this Constitution, the incumbent Prime Minister shall act as the Vice President provided that the former Vice President has been in power for more than a half of his/her tenure. In case the former Vice president has been in power for less than half of his/her tenure, the president shall appoint any MUHASSO member to be the successor.

10. Removal from office

The USRC may pass a resolution to remove the Vice President from office provided that;

- (i) A petition is signed by 2/3 of the total number of members of USRC.
- (ii) The petition is submitted to the Speaker who shall form a committee of inquiry.
- (iii) The committee of inquiry will submit its findings to the Speaker for tabling in the USRC and the same process as provided under article 10(9) for the removal of the President applies.

ARTICLE 12

PRIME MINISTER

1. Appointment

There shall be the Prime Minister who shall be appointed by the President and approved by a simple majority of the USRC.

2. Functions

The Prime Minister shall be the Chief Executive Officer of the MUHASSO cabinet and shall be the leader of Government business in USRC.

3. Removal from office

The USRC may pass a resolution to remove the Prime Minister from office provided that

- (i) A petition is signed by 1/3 of the total number of members of USRC.
- (ii) The petition is submitted to the Speaker who shall form a committee of inquiry.
- (iii) The committee of inquiry will submit its findings to the Speaker for tabling in the USRC and the same process as provided under article 10(9) for the removal of the President shall apply mutatis mutandis (with necessary changes).

ARTICLE 13

THE UNIVERSITY STUDENTS REPRESENTATIVES COUNCIL

1. Establishment

There shall be and is hereby established the University Students Representatives Council.

2. Composition

The USRC shall be composed of;

- a) The Speaker.
- b) The Deputy speaker.
- c) The Clerk.
- d) The Prime Minister
- e) The Ministers
- f) The Students Representatives.

3. The Students Representatives

For the purposes of the composition of the USRC, the following shall be the students Representatives:

- (a) Two elected Class Representatives (CRs) from each class in each year of study from every school except for school of medicine which shall have some changes as stipulated below:
 - (i) **SoD:** Two CRs shall be elected from each year of study giving a total of ten (10) CRs.
 - (ii) **SoN:** Two CRs shall be elected from each year of study giving a total of eight (8) CRs regardless of number of programs.

- (iii) **SoPHSS:** Two CRs shall be elected from each year of study giving a total of six (6) CRs.
- (iv) **SoP:** Two CRs shall be elected from each year of study giving a total of eight (8) CRs.
- (v) **SoM:** Two (2) CRs shall be elected based on the course represented as (BMLS, BScRTT, and MD programs years, giving a total of twenty two (22) CRs.
- (b) Two (2) appointed EX-COM members from each school, except for school of medicine where there will be three appointed EX-COM members one from each programme
- (c) The chairpersons of all Academic Associations within MUHAS such as TAMSA, TAPSA, UNSATA, TDSA, TAMELASA, TASARTT and TEHSA.
- (d) Chairpersons and Secretaries of each Hall of residence.

4. Meetings

- a) The USRC shall convene not less than three times each semester according to the dates set in the University Almanac.
- b) The USRC may be convened at any other time by petition to the Speaker signed by at least 25% of the members of USRC, the Speaker shall, within two days from the date of receipt of such petition issue a three days public notice, for the meeting unless emergency condition demands a shorter notice. Where the Speaker fails to issue the notice for the meeting he/she shall automatically resign from the office and the Deputy Speaker shall proceed to convene the meeting. In the event the Deputy Speaker fails to convene the meeting, this provision shall apply mutatis mutandis.
- c) In the event where the Speaker and the Deputy Speaker resign automatically per article 13(4)(b) of this constitution, the Clerk of USRC shall convene the USRC meeting. Members of the USRC not less than 25% of all members shall choose amongst themselves the interim Speaker and the Deputy Speaker to preside over the USRC meetings.
- d) The quorum for the USRC meeting shall be 50% of the members and subject to the provision of this constitution its decision shall be carried out on the basis of 2/3 majority of all the members of the USRC.

5. Cessation of USRC Membership

The USRC membership can cease by:

- (i) Not attending two USRC meetings without prior notice duly served on the speaker of USRC.
- (ii) Death, discontinuation, expulsion from the University or de-registration.
- (iii) Any USRC member elected by constituencies shall lose USRC membership upon presentation to the Speaker of a resolution signed by not less than two thirds of the electorate that elected such a member. The resolution must be made at a meeting attended by at least two third of the students constituting the particular constituency and duly supervised and attested by the Dean of students.

6. Tenure of USRC Membership

All USRC members including office bearers shall hold office for one academic year and shall be eligible for re-election or re-appointment as the case may be, for another term

7. No remuneration rule

The office bearers and other members of the USRC shall not be entitled to any salary except the allowances and reimbursement of any expenses incurred by them in the performance of their respective duties as provided by the Rules and Regulations of MUHASSO

8. Powers of USRC

The USRC shall have powers;

- (i) To elect the Speaker, Deputy Speaker and the Clerk of the USRC.
- (ii) To approve the name of the Prime Minister.
- (iii) To confirm the Ministers and Deputy Ministers appointed by the President.
- (iv) To review and approve or disapprove policies and actions of MUHASSO Government whenever it considers necessary or desirable to do so.
- (v) To evaluate and take appropriate action on the annual general handover Report by the MUHASSO government.
- (vi) To consider and approve or otherwise authorize budgetary appropriations funds of MUHASSO government.
- (vii) To approve budget estimates presented by the MUHASSO government during the budget session.
- (viii) To make provisions in any appropriate manner for regular auditing of books of

accounts of organs of MUHASSO to ensure a sound, proper and efficient administration of MUHASSO.

- (ix) To meet in ordinary sessions not less than three times in each academic semester provided that the USRC shall meet in all other times as provided under Article13(4) of this constitution.
- (x) To discipline any member of the USRC office including suspension from office provided two thirds votes of the total number of USRC members support the Resolution.
- (xi) To establish committees as may be found necessary for the execution of its functions.
- (xii) To approve all MUHASSO publications.
- (xiii) To summon and question any Cabinet member for the purpose of enhancing accountability of MUHASSO government.
- (xiv) To make Rules and Regulations of MUHASSO.
- (xv) To perform any other duty in the interest of MUHASSO members provided that it is in compliance with Article 4 of this constitution.
- (xvi) To make decision or declaration on any matter this is not necessarily covered under this constitution.

9. Referendum

The USRC shall defer to a referendum any decision which is likely

- (a) To affect the delivery of students services.
- (b) To interrupt academic activity and,
- (c) To cause the breach of peace.

Nonetheless, and without derogating from the provision of Regulation 11(2) of the Universities (Students Organization) Regulation 2009 the USRC shall, in consultation with the Dean of Students, make Rules to guide the conduct of the referendum.

ARTICLE 14

THE SPEAKER, DEPUTY SPEAKER AND CLERK

1. Office of the Speaker

- a) There shall be a Speaker who shall be elected by the members of the USRC from amongst members of MUHASSO by majority votes.
- b) The Speaker shall not be a member of MUHASSO Cabinet.
- c) The Speaker shall convene and preside over the USRC meetings in accordance with the USRC Standing Orders.
- d) The Speaker shall cease to hold the office if he/she is removed from the office by a resolution of the USRC by votes of not less than two thirds of all USRC members if he/she violates any provisions of this constitution.
- e) The Speakers shall be the representative and spokes-person of the USRC where such representation is required.

2. Office of the Deputy Speaker

- (a) There shall be a Deputy Speaker who shall be elected from amongst the MUHASSO members by majority votes and shall be the Principal Assistant to the Speaker.
- (b) The Deputy Speaker shall convene and preside over USRC meetings in the absence of the speaker and he/she shall not be a member of MUHASSO Cabinet.
- (c) The Deputy Speaker can be removed from the office in the same manner as provided for the removal of the Speaker in Article 14 (1)(d).

3. USRC Clerk

- a) There shall be the Clerk of the USRC who shall be elected by the USRC members from amongst MUHASSO members by majority votes.
- b) The Clerk shall be responsible for the proper functions of USRC proceedings as provided for under the USRC Standing Orders.
- c) The Clerk can be removed from the office according to the procedures provided under article 14 (1)(d).
- d) Upon the absence of the USRC Clerk, the members of the USRC shall appoint any member of the USRC to assume the activities and the appointee shall cease to hold such a position when the USRC Clerk resumes his/her normal activities.

ARTICLE 15

JUDICIAL ORGAN

1. Establishment

- (a) There shall be and is hereby established the MUHASSO Judicial Organ (to be referred to in short as the “Judicial Organ”).
- (b) The Judicial Organ shall be composed of Chairpersons and Secretaries from every College, School and Institute whose jurisdiction (authority) shall be as specified in this Constitution or in any other Law or rules.
- (c) There shall be a Chairperson and Secretary to the Judicial Organ who shall be elected amongst the members of the Judicial Organ.

2. Powers

The Judicial organ shall have the following powers;

- (i) To act as a disciplinary authority and shall be capable of disciplining any MUHASSO Office bearer or any other member other than the President and the Vice President for malpractices, corruption and any other misconduct.
- (ii) To make the procedures and mechanisms on how to receive and resolve disputes from the halls of residences and classes for the purpose of resolving them with the aim of promoting harmony and tranquillity among the members. The decision of the Judicial Organ is final and conclusive subject to compliance with Article 6 (2) (d) of this constitution.
- (iii) Subject to consultation and approval with the Legal Council of MUHAS, the Judicial Organ is hereby vested with powers pertaining to the interpretation of this constitution subject to compliance with Article 6 (2) (d) of this constitution.
- (iv) To receive, through the Dean of Students and determine all election appeals from the MUHASSO Electoral Appellate Board and its decision shall be final and conclusive.

3. Functions

- (i) The body is vested with Judicial and Disciplinary powers over MUHASSO members and its organs.
- (ii) In addition to sub-article 4(i) the Judicial Organ shall have other functions as follows
 - (a) Perform any other matters as may be brought before it either by the USRC,

Cabinet or any other MUHASSO member(s).

- (b) For purposes of expediency and when need arises, the Judicial organ may invite the President, Vice President, the Speaker and any other office bearer, as the circumstances may require, to attend Judicial Organ meetings and give clarifications, evidence or opinion on any matter that needs their attendance.
- (c) The Judicial Organ shall have the sole jurisdiction to determine disputes that may arise from decisions by the Cabinet and the Student Representative Council. Any grievances arising from any determination by the Judicial Organ shall be referred for determination by the Students through the referendum procedure.

4. Tenure of the Judicial Organ

- (a) The tenure of the Judicial Organ shall be for the period of one year.
- (b) Membership to the Judicial Organ shall cease where a member fails to attend two meetings of the Judicial Organ without a prior notice duly served to the chairperson of the Judicial Organ or any member acting in that capacity.

5. Meetings

- (a) All meetings of the Judicial Organ shall be convened by Secretary to the Judicial Organ upon giving two days' notice after consultation with the Chairperson.
- (b) The quorum at every sitting of the Judicial Organ shall be not less than two-third of the members.
- (c) The Judicial Organ shall hold meetings provided that there shall be not less than three meetings per semester.
- (d) Where it appears that the Secretary to the Judicial Organ fails to convene the meeting or any other circumstances where it is important to convene, one third of the members of the Judicial Organ may ask the Secretary to convene the meeting, failure of which they may proceed to convene such a meeting.

ARTICLE 16

EXECUTIVE COMMITTEES (EX-COMS)

1. Establishment

There shall be and hereby established the EX-COMS for every School of the MUHAS headed by the School Chairperson and his/her Secretary.

2. Composition

Every EX-COM shall be comprised of School Chairperson, General Secretary and two (male and female) appointed EX-COM members of a respective school except for School of Medicine, in which the appointed EX-COM members shall be three (3), one from each programme.

3. Election and Appointment to the office

- a) The EX-COM Chairperson and General Secretary shall be elected by members of the respective school.
- b) The EX-COM Chairperson shall in, consultation with the General Secretary appoint three EX-COM members.
- c) The names of the EX-COM members appointed by the Chairperson shall be announced and submitted to the secretary of the MEC within three days (3) after such appointment, immediately after the results for EX-COM Chairperson and Secretary are announced.

4. Functions

The EX-COM Chairpersons and Secretaries of schools shall perform day today activities and shall be answerable to USRC through their three EX-COM appointees.

ARTICLE 17

ELECTORAL ORGANS

1. Establishment

There shall be and are hereby established the following electoral organs, which shall be responsible for election matters as respectively provided for in this Constitution, namely:

- (a) The Electoral Committee; and
- (b) The Electoral Appellate Board.

ARTICLE 18

MUHASSO ELECTORAL COMMITTEE

1. Composition

The MEC shall be comprised of five members from each school appointed by the Speaker in consultation and recommendation of the USRC members and shall supervise all electoral activities and act on their position for one term of election.

2. Chairperson and Secretary

There shall be Chairperson and the Secretary to the MEC who shall be elected by the members of the committee from amongst themselves.

3. Function

The MEC shall have powers to oversee and supervise the conduct of MUHASSO elections in accordance with the rules and procedures made by the USRC.

4. Powers

The MEC shall have all such powers in respect of the conduct of elections as provided in the Election Rules made by the USRC, including the declaration of winners and entertaining election petitions and other election grievances as detailed in the Election Rules, and its decision may be subject to appeal to the Electoral Appellate Board in accordance with the election Rules.

ARTICLE 19

MUHASSO ELECTORAL APPELLATE BOARD

1. Composition

The Electoral Appellate Board shall be composed of one member from each College, School and Institute elected by USRC from amongst them.

2. Chairperson and Secretary

There shall be chairperson and secretary to the Electoral Appellate Board who shall be elected by the members of the Electoral Appellate Board from amongst themselves.

3. Functions

The Electoral Appellate Board is hereby vested with the original jurisdiction to determine appeals from the MEC and any further appeal shall lie to the Judicial Organ whose decision on the matter shall be final and conclusive.

ARTICLE 20

ELECTIONS

1. General Elections

General Elections of student representatives and student leaders, other than the election of the President and Vice President, shall be conducted one week before the Presidential elections

and in accordance with the Election Rules.

2. Eligibility to Contest for Election

Any MUHASSO member is eligible to contest for any post in MUHASSO unless he/she

- (i) Has underperformed academically by obtaining a Grade Point Average (GPA) of less than 2.7 in the immediate previous academic year.
- (ii) Is disqualified for being a holder of an office in any political party.
- (iii) Does not meet the membership criteria as provided for in this Constitution.
- (iv) Has a criminal record for having been convicted for a criminal offence or has pending criminal prosecution in any court of law.
- (v) Has a record of being suspended from studies for any serious disciplinary offence, including acts of defiance, sexual offences, violence against fellow students or university staff, and theft.

3. Right to vote

Every registered student who has met the MUHASSO membership criteria shall have the right to vote in any MUHASSO election.

4. Secret ballot

Votes at any MUHASSO election shall be taken by a secret ballot. The ballot boxes shall be transparent, of a fixed number and which shall be counted, certified and recorded.

5. Validity of Election

Any MUHASSO election shall only be valid if it has the participation and voting by not less than one-third of the total number of MUHASSO members at MUHAS.

6. Election of the Speaker

- (i) The first meeting of the USRC shall be held within five days after the Presidential elections.
- (ii) The Speaker shall be elected within five days after Presidential elections.
- (iii) In case the election of the office of the Speaker is delayed for any good reason then before such election the USRC shall endorse the extension of time only to that election for the period which does not exceed seven days.

ARTICLE 21

HALL COMMITTEE

1. Establishment

There shall be in each Hall of Residence or Student Hostel, a Committee responsible for the discharge of all functions and duties in respect of each hall of residence or hostel.

2. Composition

The Committee shall be comprised of a Chairperson and Secretary to be elected by members of the respective hall/hostel on the date of ordinary general elections.

ARTICLE 22

OATHS OF OFFICE

1. Requirement to take Oath of Office

The following office bearers shall take oath of office before assuming the respective offices to which they are elected:

- (i) The President and the Vice President shall not assume office unless they have taken Oath of allegiance to be administered by the Commissioner for Oaths, within five days from the date of official results in the presence of the Dean of Students of MUHAS and the Chairperson of MEC.
- (ii) The Speaker, Deputy Speaker and the Clerk of the USRC shall take Oath of allegiance or such other Oath to be administered by the Commissioner for Oaths, within five days from the date of their election, in the presence of the Dean of Students of MUHAS.
- (iii) Prime Minister, Ministers and Deputy Ministers shall not assume their offices unless they have taken oaths of allegiance or such other Oath to be administered by the Commissioner for Oaths, within five days from the date of their approval by the USRC, for due discharge of the duties of their offices, in the presence of the Dean of Students of MUHAS ,President, Vice President and the Speaker.

ARTICLE 23

FINANCE AND ACCOUNTABILITY

1. Source of Funds

The source of **MUHASSO** funds shall be

- a) Students' contributions.
- b) Gifts.
- c) Fund raising.
- d) Any money appropriated by the University.
- e) Any kind of investment owned and conducted by MUHASSO.

2. Accountability for MUHASSO Resources and Property

- (a) The Minister responsible for finance shall be the in-charge for the collection and administration of all **MUHASSO** funds.
- (b) The Minister responsible for finance shall deposit all funds collected to **MUHASSO** accountant within twenty-four hours after the collection.
- (c) The Minister responsible for finance shall prepare and issue monthly financial reports to all **MUHASSO** organs not less than two times in every semester.
- (d) There shall be annual audit report of MUHASSO accounts by the Chief Internal Auditor of the University.
- (e) For the avoidance of doubts, financial matters shall be governed by MUHASSO Financial Regulations as issued from time to time by the USRC.
- (f) There shall be an annual subscription fee to be paid by every member of **MUHASSO**.

ARTICLE 24

AMENDMENT OF THE CONSTITUTION

1. This Constitution may be amended by two thirds majority of the USRC members, provided that the minister responsible for constitutional affairs shall prepare the proposed constitutional amendment provided that the process of amending the Constitution shall be governed by other rules and regulations of the University.
2. The USRC shall form a committee to publicize the proposed constitutional amendment for collection of students' views, comments or propositions.
3. The USRC Committee, after collection of the students' propositions, together with the proposed constitutional amendments shall submit the propositions to the USRC for deliberation.
4. The USRC will, after deliberation, make such further amendments, additions, or corrections to the submitted amendments as they deem appropriate.

5. For the purpose of amending this constitution, a duly constituted meeting shall be two thirds of all the USRC and the decision shall be by two thirds majority of the members who are present and vote.

ARTICLE 25

MISCELLANEOUS

1. Student Baraza

- a) There is hereby established a STUDENT BARAZA which shall be chaired by MUHASSO President at least two times per semester.
- b) The function of the STUDENT BARAZA is to act as a consultative forum to the president.
- c) For avoidance of doubt, the STUDENT BARAZA is not a decision making body.
- d) The STUDENTS BARAZA shall be conducted in the open discussion mode.

2. Affiliation

- a) MUHASSO may affiliate or be affiliated to an external organization provided that such affiliation must be approved by the MUHAS Council and be published (made known to) to the student community.
- b) MUHASSO shall not serve any political or religious interests of any individual or party within and/or outside Tanzania.
- c) The Dean of Students shall set down procedures to be approved by the Council for reviewing affiliation to external organization.

3. Dean of Students

- a) The Dean of Students of MUHAS shall be the administrative head of students' affairs.
- b) The Dean of Students may, in every three years, instruct the students' organization to review its constitution.
- c) The Students organization shall, at the end of every academic year, submit its performance report to the Dean of Students who shall submit the same to the University Council.
- d) If there is the dissolution of USRC and MUHASSO Government, all premises of MUHASSO shall be kept under the supervision of Dean of Students.

Without prejudice to the generality of the foregoing provision, the Dean of Students shall not extend his/her powers to direct governance of MUHASSO.

3. Appointment of block leaders

Each Chairperson of Hall of Residence in consultation with his/her Secretary shall have powers to appoint block leaders in their Halls of Residence for the easy running of their duties.

5. Student representation

- (a) In all meetings of the University Organs, the students' representation shall be as follows:
 - (i) **University Council:** The level of representation shall be limited to, the President and the Prime Minister.
 - (ii) **University Senate:** The level of representation shall be limited to, the President and the Minister responsible for academic affairs.
 - (iii) **Students Affairs Committee (SAC):** The level of representation shall be limited to the President and Vice President.
 - (iv) **Estates Committee:** The level of representation shall be limited to the President and the Minister responsible for buildings and maintenance
 - (v) **SUEC:** The level of representation shall be limited to, the President and the Minister responsible for academic affairs.
 - (vi) **School Boards:** The level of representation shall be limited to school's Chairperson and Secretaries
 - (vii) **Students' Service Bureau (SSB):** The level of representation shall be limited to President, Prime Minister and the Minister responsible for Security, Accommodation and Environment.
- (b) In the absence of the President, the President shall have powers to assign the Vice President or any other Minister to represent him/her in the meeting.
- (c) In all meetings at the level of Schools, Chairperson and his/her Secretary of the respective school shall represent the students of that school.
- (d) The Students representatives to the University Organs shall prepare a written report copied to the Dean of Students and submit it to the USRC save for the Representatives at School level who shall publicize their report through the notice boards of their respective schools.

6. Special problem

In the occurrence of any special problem to any member, the **MUHASSO** leaders shall bring the same to the attention of the Authority for determination.

7. All elections shall be conducted one week before presidential election.