

THE UNITED REPUBLIC OF TANZANIA

Supplement No. 23

14th June, 2024

SUBSIDIARY LEGISLATION

To The Gazette of the United Republic of Tanzania No.25 Vol. 105 Dated 14th June, 2024
Printed by The Government Printer, Dodoma by Order of Government

GOVERNMENT NOTICE NO. 468 published on. 14/6/2024

THE CAPITAL MARKETS AND SECURITIES ACT,
(CAP. 79)

RULES

(Made under section 136J)

THE CAPITAL MARKETS AND SECURITIES TRIBUNAL (AMENDMENT) RULES, 2024

Citation
GN. No
649 of 2023

1. These Rules may be cited as the Capital Markets and Securities Tribunal (Amendment) Rules, 2024 and shall be read as one with the Capital Markets and Securities Tribunal Rules, 2023 hereinafter referred to as the principal Rules.

Amendment of
rule 6

2. The principal Rules are amended in rule 6 by deleting subrule (1) and substituting for it the following:
“(1) There shall be a Secretariat of the Tribunal which shall be headed by the Registrar to perform all administrative functions of the Tribunal.”.

Amendment of
rule 16

3. The principal Rules are amended in rule 16(2) by deleting the words “before or”.

Amendment of
rule 20

4. The principal Rules are amended in rule 20, by-
(a) deleting subrule (2) and substitute for it the following:
“(2) Where an appeal is dismissed under subrule (1), the appellant shall be precluded from bringing an appeal in respect

of the same cause of action:

Provided that, the appellant may make an application to set aside dismissal order and, if he satisfies the Tribunal that there was sufficient cause for his non-appearance when the matter was called for hearing, the Tribunal may make an order setting aside the dismissal upon such terms and may appoint a day for proceeding with the appeal.”; and

(b) adding immediately after subrule (2) the following:

“(3) An order under subrule (2) shall not be made unless a notice of application has been served on the opposite party.”.

Amendment of
rule 38

5. The principal Rules are amended by deleting the reference to rule 38 and substituting for it the reference to rule 37.

Dodoma,
13th May, 2024

CHAIRMAN OF THE TRIBUNAL,
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