



CAPITAL MARKETS TRIBUNAL

Understanding the Capital Markets Tribunal - Composition and Functions

Title: *"Your Guide to the Tribunal: Composition and Conflict of Interest Rules"*

What is the Capital Markets Tribunal?

The Capital Markets Tribunal (CMT) is an independent tribunal established under the *Capital Markets and Securities Act (Cap. 79)* to handle all disputes and appeals related to capital markets activities.

- **Key Roles:**
 - Resolve disputes involving regulatory authorities, market participants, and investors.
 - Ensure fairness, transparency, and integrity in market operations.
- **Composition of the Tribunal**

The Tribunal is composed of:

1. **Chairperson:** A sitting Judge of the High Court of Tanzania, appointed by the President of the United Republic of Tanzania in consultation with the Chief Justice of Tanzania.
2. **Four Members:**
 - Experts in capital markets.
 - One member must be a qualified lawyer.
 - Who are appointed by the Ministry responsible for Finance

- **Ensuring Integrity - Conflict of Interest Rules**
- **Disclosure:** Members must disclose any personal or family interest in cases under consideration.
- **Non-Participation:**
 - Members with conflicts must not participate in decision-making unless otherwise

- **Supporting the Tribunal**

The Tribunal is supported by a Secretariat who administer all administrative and other functions as directed by the Chairperson of the Tribunal. The Secretariat is Headed by the Registrar, who also act as the Secretary to the Tribunal.

Functions of the Registrar:

- Administrative management of the Tribunal.
- Coordinate case filings and ensure adherence to procedures.

- **Why it Matters**

The Tribunal is crucial for:

- Protecting investor rights.
- Ensuring accountability among market players.
- Promoting confidence in Tanzania's capital markets.

Contact Information:

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Disclaimer

This digest is intended to provide a simplified summary of the *Capital Markets and Securities Tribunal Rules, 2023* to help stakeholders understand key aspects of the procedures. While every effort has been made to ensure accuracy, this digest is for informational purposes only.

In the event of any conflict or discrepancy between the content of this brochure and the actual rules or the law, the provisions of the *Capital Markets and Securities Act* and the official *Capital Markets and Securities Tribunal Rules, 2023* shall prevail and take precedence. Stakeholders are advised to refer to the official legal documents or consult legal professionals for authoritative guidance.