

THE UNITED REPUBLIC OF TANZANIA

***BILL SUPPLEMENT***

***No. 11***

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THE ONE STOP BORDER POSTS ACT, 2015

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**NOTICE**

This Bill to be submitted to the National Assembly is published for general information to the public together with a statement of its objects and reasons.

Dar es Salaam,  
29<sup>th</sup> May, 2015

**OMBENI Y. SEFUE**  
*Secretary to the Cabinet*

**A BILL**

*for*

**An Act to provide for the establishment of One Stop Border Posts within the United Republic with a view to giving effect to the provisions of agreements on one stop border processing arrangements; to authorize application of the laws of the United Republic and the laws of adjoining States in One Stop Border Posts and to provide for other related matters.**

**ENACTED** by Parliament of the United Republic of Tanzania.

**PART I**  
**PRELIMINARY PROVISIONS**

Short title and  
commencement

**1.** This Act may be cited as the One Stop Border Posts Act, 2015 and shall come into operation on such date as the Minister may, by notice published in the *Gazette*, appoint.

Application	<p>2. This Act shall apply to one stop border posts established within the United Republic and shall apply to Mainland Tanzania as well as Tanzania Zanzibar.</p>
Interpretation	<p>3. In this Act, unless the context requires otherwise:</p> <p>“adjoining State” means a neighbouring State with which the Government of the United Republic enters into an agreement to establish a One Stop Border Posts;</p> <p>“agreement” means an agreement for the establishment of a one stop border post concluded between the United Republic of Tanzania and an adjoining State;</p> <p>“border control” means any border related control measure, check or authorisation provided for in the relevant legislation;</p> <p>“control zone” means the part of the territory of a host State within which officers of the adjoining States are empowered to effect border control, and includes the exclusive use area;</p> <p>“exclusive use area” means the area of the control zone dedicated for the exclusive use of an adjoining State;</p> <p>“facilitation agent” means any person other than an officer providing services to facilitate completion of border control by passengers or freight in accordance with the relevant legislation of States which are party to the agreement;</p> <p>“officer” means an officer responsible for conducting border controls in accordance with relevant legislations of states which are party to the Agreement concluded under this Act;</p> <p>“One Stop Border Post” means a border post established under an agreement between the United Republic and an adjoining State and includes control zone;</p> <p>“Minister” means the Minister, responsible for finance;</p> <p>“relevant legislation” in relation to-</p> <p>(a) the United Republic, means the laws listed in the Schedule;</p> <p>(b) any party to an agreement other than the United Republic, means laws listed in the agreement or in terms of any law of that party which corresponds to this Act.</p> <p>“relevant Minister” means the Minister responsible for the</p>

administration of any of the laws listed in the Schedule to this Act.

## **PART II**

### **ESTABLISHMENT OF ONE STOP BORDER POSTS**

Establishment  
of One Stop  
Border Post

**4.-(1)** The President may enter into or conclude an agreement with one or more adjoining States with the view to establishing one stop border posts within the United Republic.

(2) The President may, where he considers necessary, delegate the powers conferred under sub section (1) to the Minister.

(3) An agreement referred to under sub section (1) shall be made so as to-

(a) enable cooperation in border control operations between the United Republic and an adjoining State at a place located:

(i) in the territory of the United Republic of Tanzania; and

(ii) within a territory of one or more adjoining State;

(b) facilitate cooperation in:

(i) information and communication technology so as to enable seamless, reliable and effective information exchange;

(ii) exchange of intelligence information with a view to foster smooth and secure operations in the movement of people and goods within a border post; and

(c) empower officers as well as officials of one or more adjoining States to exercise extraterritorial border control in accordance with their respective national legislation, and includes the exercise of powers of arrest, search, seizure and detention of person or thing.