



AMMENDMENT TO THE LAW GOVERNING TRUSTS IN TANZANIA

The written miscellaneous amendment **no 3 of 2019** has amended a lot of laws of Trust incorporation act have made the following amendments to the law that govern trusts in Tanzania.

1. **AUTHORARTIVE NAME;**

- The Written miscellaneous amendment has amended the authoritative name of the person in charge when it comes to **The** Trustee Incorporation Act Cap 318. "Instead of the person to be addressed as Registrar- General as the authoritative name the person is now addressed as Administrator-General".
- The Written miscellaneous amendment has amended the authoritative name of the police person in charge when it comes to The Trustee Incorporation Act Cap 318. "Instead of been named a police officer or inspector they shall be addressed as other relevant investigation authorities".

2. **DEFINITONS;**

- **Trust** means a legal relationship created by personal acts, by an order of the court or operation of the law, when specified property or interests are placed under the control and management of a trustee or trustees for the benefit of another party or parties, called a beneficiary or beneficiaries, or for purposes specified under section 2(1), and excludes:
 1. 56, a non-governmental organization registered under the Non-Governmental Organizations Act;
 2. 212, a company registered under the Companies Act;
 3. 337, a society registered under the Societies Act;
 4. A trade union formed and registered under the Trade Unions Act;
 5. An agricultural association formed and registered under any written law other than this Act;
 6. 258, political party registered under the Political Parties Act;
 7. 49, a sports association or club registered under the National Sports Council of Tanzania Act; Act No. 10 of 2018
 8. A microfinance group (VICOBA) registered under the Microfinance Act;
 9. A cooperative society formed and registered under the Cooperative Societies Act; and
 10. Any trust which the Minister may, by Written Laws (Miscellaneous Amendments) (No.3) Act, 2019 order published in the Gazette, declare not to be a trust for the purpose of this Act; "trustee" means a person who holds, controls and manages property or any other interests for the benefit of a beneficiary or beneficiaries, or for purposes specified in section 2(1)."