THE CHEMIST PROFESSIONALS ACT, 2016

ARRANGEMENT OF SECTIONS

Section   Title

PART I
PRELIMINARY PROVISIONS

1. Short title and commencement.
2. Application.
3. Interpretation.

PART II
ESTABLISHMENT OF THE CHEMIST PROFESSIONALS’ COUNCIL

4. Establishment and composition of Council.
5. Functions of the Council.
7. Members of the Council and Committees.
10. Functions of the Registrar.
12. Remuneration of the members of the Council and Secretariat.
PART III
REGISTRATION, ENROLMENT AND ENLISTING OF CHEMISTS, CHEMICAL LABORATORY TECHNOLOGISTS AND ASSISTANT LABORATORY TECHNOLOGISTS

13. Qualification for registration, enrolment and enlisting.
15. Temporary registration.
17. Register, Roll and List.
18. Suspension, revocation or cancellation of certificates.
19. Restoration of names to the Register, Roll or List.
20. Restriction on the use of title.

PART IV
FINANCIAL PROVISIONS

22. Annual report and accounts.
23. Submission of annual financial report.
24. Management and control of funds.
25. Annual and supplementary budgets.
26. Operational principles.
27. Powers to invest.

PART V
DISCIPLINARY PROVISIONS

28. Receipts of complaints by the Registrar.
29. Temporary suspension pending inquiry.
32. Power to summon witness.
33. Failure to appear before the Council.
34. Appeals.

PART VI
GENERAL PROVISIONS

35. Regulations.
36. Rules.
The Chemist Professionals Act

37. Offences and penalties.
38. Publication of names of chemist professionals.
40. Compounding of offences.

SCHEDULE
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, 17th May, 2016  JOHN W. H. KIJAZI
Secretary to the Cabinet

A BILL

for

An Act to establish the Chemist Professionals’ Council and to provide for the powers, functions, management and regulation of the chemist, chemical laboratory technologist and the assistant chemical laboratory technologist, and to provide for related matters.

ENACTED by Parliament of the United Republic of Tanzania.

PART I
PRELIMINARY PROVISIONS

1. This Act may be cited as the Chemist Professionals Act, 2016 and shall come into operation on such date as the Minister may, by notice published in the Gazette, appoint.

2. This Act shall apply to Mainland Tanzania.

3. In this Act, unless the context otherwise requires:
   “assistant chemical laboratory technologist” means a person who holds a certificate in chemistry or any specialized discipline majoring in chemistry from a
recognized institution;
“certificate” means a certificate issued under section 16;
“chemist” means a person who holds a degree in chemistry or any specialized discipline majoring in chemistry from a recognized institution;
“chemical laboratory technologist” means a person who holds a diploma in chemistry or any specialized discipline majoring in chemistry from a recognized institution;
“chemist professional” means a chemist, chemical laboratory technologist or assistant chemical laboratory technologist registered, enrolled or enlisted, as such under this Act;
“committee” means any committee established under section 8;
“Council” means the Chemist Professionals’ Council established under section 4;
“financial year” means the financial year of the Government;
“Minister” means the Minister responsible for health;
“Register” means the Register of chemist professionals established under section 17;
“Registrar” means the Registrar of the Council appointed under section 9;
“supervisory authority” means any legal entity which serves as an employer of the chemist professional.
“Roll” means the Roll of chemical laboratory technologists established under section 17; and
“List” means the List of assistant chemical laboratory technologists established under section 17.
PART II
THE CHEMIST PROFESSIONALS’ COUNCIL

4.- (1) There is established a council to be known as the Chemist Professionals’ Council.

(2) The Council shall be a body corporate with perpetual succession and a common seal.

(3) The Council may, in its own name, be capable of-
(a) suing and being sued;
(b) acquiring, and holding movable and immovable property;
(c) borrowing and lending;
(d) entering into any contract or other transaction; and
(e) doing all or such other acts and things which a body corporate may lawfully perform, do or suffer to be done.

(4) Notwithstanding the preceding provisions of this section, the Attorney General shall have the right to intervene in any suit or matter instituted for or against the Council.

(5) Where the Attorney General intervenes in any matter pursuant to subsection (4), the provisions of the Government Proceedings Act, shall apply in relation to the proceedings of that suit or matter as if it had been instituted by or against the Government.

(6) For the purpose of subsection (4), the Council shall have the duty to notify the Attorney General of any impending suit or matter by, or against the Council.

(7) The Council shall consist of nine members to be appointed by the Minister as follows:
(a) a Chairman;
(b) a representative from the Government Chemist Laboratory;
(c) a representative of an umbrella society of chemist professional;
(d) a chemist of a level of senior or above representing public universities;
(e) a chemist of a level of senior or above representing private universities;
(f) a Law Officer representing the Attorney-General;
(g) a chemical laboratory technologist or assistant chemical laboratory technologist;
(h) a senior officer or above representing Public Service Management; and
(i) a police officer of a rank of Inspector or above representing the Inspector General of Police.

(8) Tenure of membership and procedures of the Council shall be as set out in the Schedule to this Act.

(9) The Minister may, by Order published in the Gazette amend the Schedule to this Act.

5.—(1) The Council shall be responsible for—

(a) registering, enrolling and enlisting of chemists, chemical technologists, and assistants chemical technologists, respectively; and
(b) setting standards, code of conduct and regulating practice of chemist professional.

(2) Without prejudice to the generality of subsection (1), the Council shall perform the following functions—

(a) advise the Minister on matters relating to the chemist professional;
(b) inquire into any query relating to a chemist professional;
(c) maintain and enhance integrity of the chemist professional;
(d) foster cooperation between the Council and other institutions or organisations, dealing with the chemist profession;
(e) administer the accounts and assets of the Council or any assets to be held in trust for the benefit of the Council;
(f) determine the fees payable to the Council for services performed by the Council under this Act;
(g) consider any matter affecting the chemist professionals, and take such action in connection therewith as the Council may consider necessary;
(h) issue, renew, replace and cancel chemist professional practising licence;
(i) conduct inspection; and
(j) carry out such other functions as the Minister may direct.

Powers of the Council

6.- (1) The Council shall have powers to-
(a) set qualification requirements of chemist professionals for the purpose of being registered, enrolled or enlisted;
(b) delegate any of its powers, and functions to any person registered under this Act for such period as it considers necessary, except powers:
   (i) to deal with disciplinary matters;
   (ii) to approve the annual budget, supplementary
budget, statement of financial position or any statement of account; and

(iii) to borrow.

c) remove or restore any name from the register, roll or list subject to such conditions as the Council may impose;

d) appoint any officer or inspector to conduct inspection or perform any duty or action on behalf of the Council;

e) demand any information from a person registered, enrolled or enlisted or involved in chemistry practice as it deems necessary;

f) inquire into any matter, complaint, charge or allegation of improper or disgraceful conduct against any person registered, enrolled or enlisted;

g) approve the annual budget of the Council; and

h) approve training institutions and curricula for chemist professional.

7. A person shall not be appointed a member of the Council or Committee unless such person is a citizen of Tanzania.

8.- (1) The Council may, for the purpose of ensuring efficient performance of its functions and exercise of its powers, establish such number of committees to perform functions as it may direct.

(2) Without prejudice to the generality of subsection (1), the Council shall establish committees relating to the following-

(a) registration, enrolment and enlisting;

(b) ethics and disciplinary; and
(c) practice review and professional advancement.

(3) The functions, composition and procedures of committees shall be prescribed in the regulations.

(4) A committee may co-opt any person to assist committee on any issue as it may consider necessary.

9.- (1) The Minister shall appoint a principal or senior chemist with a masters degree from the public service to be the Registrar of the Council.

(2) The Registrar shall be the Secretary to the Council.

(3) The Registrar shall, unless his appointment is terminated, hold office for a period of three years and shall subject to his satisfactory performance be eligible for reappointment for one more term of three years.

10.- (1) Subject to approval by the Council, the Registrar shall-
(a) cause to be published in the Gazette, as soon as may be practicable after registration, the particulars entered in the Register, Roll and List in respect of each person and any amendment or deletion of the particulars therein; and
(b) issue a certificate upon registration, enrolment, and enlisting and payment of prescribed fees.

(2) Without prejudice to the generality of subsection (1), the Registrar shall-
(a) keep proper accounts and other records relating to the funds and resources of the Council;
(b) establish one or more separate accounts in a credible commercial bank into which all monies received by the Council shall be paid.
in and out;
(c) prepare annual estimates of income and expenditure and adhere to any such estimates;
(d) implement the decisions of the Council;
(e) prepare and publish an annual report which shall include-  
   (i) an account of the operations of the Council during the year covered by the report;
   (ii) a set of audited accounts;
   (iii) such other matters as may be prescribed; and
(f) perform any other function that may be required under this Act or as the Council may direct.

11.- (1) There shall be a Secretariat of the Council which shall consist of-
   (a) the Registrar; and
   (b) other staff as appointed by the Council.
(2) The members of the Secretariat shall be public servants.

12. Members of the Council and the Secretariat shall be paid such allowances from the funds of the Council as the Minister may, after consultation with the Treasury Registrar, determine.

PART III
REGISTRATION, ENROLMENT AND ENLISTING OF CHEMISTS, CHEMICAL LABORATORY TECHNOLOGISTS AND ASSISTANT CHEMICAL LABORATORY TECHNOLOGISTS

13.- (1) A person intending to be registered, enrolled or enlisted as a chemist, a chemical laboratory technologist or an assistant chemical laboratory technologist, as the case
may be, shall apply to the Council in the manner to be prescribed by the Council.

(2) A person shall not be eligible for registration, enrolment or enlisting as a chemist professional and offer his services unless such person satisfies the Council that:

(a) he is a holder of-

(i) in the case of a chemist, a degree in chemistry or any specialized discipline majoring in chemistry from a recognized institution.;
(ii) in the case of a chemical laboratory technologist, a diploma in chemistry; and
(iii) in the case of an assistant chemical laboratory technologist, a certificate in chemistry or majoring in chemistry; and

(b) his professional and general conduct render him fit and proper to be registered as a chemist, a chemical laboratory technologist or an assistant chemical laboratory technologist, as the case may be.

(3) The Minister shall, upon consultation with the Council, make regulations prescribing for additional qualification requirements for registration, enrolment or enlisting as he may consider necessary.

14.- (1) A chemist shall not be registered as such unless the Council is satisfied that he has undergone internship training for a period of one year.

(2) The procedures and requirements for internship training shall be as prescribed in the regulations.

15.- (1) Where a person who is not ordinarily a resident of Tanzania satisfies the Coun-
The Chemist Professionals Act

The Council that:

(a) is or intends to be present in Tanzania in the capacity of a professionally qualified chemist for the express purpose of carrying out specific work or works for which he has been engaged for a period not exceeding twelve months;

(b) is or immediately before entering Tanzania was practising as a professional chemist and that he is eligible for registration under this Act; and

(c) his professional and general conduct renders him fit and proper to be registered.

he may be temporarily registered.

(2) The Council shall require any person applying for registration under this section, to appear before the Committee responsible for registration and to produce documents relating to his assignment or employment.

(3) The registration of a person under this section shall continue only while engaged on the specific assignment and on ceasing to be so engaged or on expiration of the period, his registration shall cease to have effect.

(4) Registration of a person under this section may be renewed as the Council deems fit.

(5) A person who contravenes the provision of this section commits an offence and shall, upon conviction, be liable to a fine of not less than five million shillings or to imprisonment for a term of two years or to both.

16.- (1) The Council shall issue a certificate to a relevant person who is registered, enrolled or enlisted under this Act.

(2) Subject to subsection (1), a certificate shall contain:

(a) full name and address of the applicant;
(b) academic qualifications and title; and
(c) such terms and conditions in respect of which a certificate is issued.

17.- (1) Subject to this Act, the Council shall establish, keep and maintain a Register, Roll and List of chemist professionals.

(2) Every person registered, enrolled or enlisted shall, before the 31st December of each year, file information with the Council in the prescribed manner for the retention of his name in the Register.

(3) The information to be submitted under subsection (2), shall be accompanied by a prescribed fee as set out in the regulations.

(4) The Council may remove any person from the relevant Register, Roll or List who does not comply with the provisions of subsections (2) and (3).

(5) A person may, after a payment of a prescribed fee and within such time as the Council may determine, inspect the Register, Roll or the List.

18.- (1) The Council may, upon being satisfied that the terms and conditions of issuance of a certificate have been violated-
(a) revoke, suspend or cancel the certificate, as the case may be;
(b) notify the person whose certificate has been revoked, suspended or cancelled; and
(c) delete from the Register, Roll or List the name of the person whose certificate has been revoked, suspended or cancelled, as the case may be.

(2) A person whose name has been deleted from the Register, Roll or List shall, within thirty days of such deletion, surrender to the Council the certificate issued under section 16.

(3) A person who fails to surrender the
The Chemist Professionals Act

15. Certificate within the prescribed period commits an offence under this Act.

19.- (1) Where a name of any chemist, a chemical laboratory technologist or an assistant chemical laboratory technologist has been deleted from the Register, Roll or List in accordance with the provisions of section 18, the name of that person shall not be entered in the Register, Roll or List except by order of the Council.

(2) Where an order has been made for the deletion of a person’s name from the Register, Roll or List, the Council may, on its own motion or on the application of the person concerned, and in either case, after holding such inquiry as the Council may deem proper, cause the name of the person to be restored to the Register, Roll or List upon payment of prescribed fee.

20.- (1) A person other than a chemist professional, a laboratory technologist or an assistant laboratory technologist shall not, on or after the commencement of this act, assume, take, exhibit or in any way make use of any title, emblem or description reasonably calculated to suggest that he is a chemist, a chemical laboratory technologist or an assistant chemical laboratory technologist.

(2) A person who contravenes subsection (1), commits an offence and shall, upon conviction, be liable to a fine of not less than one million shillings but not more than five million shillings or to imprisonment for a term not less than five years or to both.

PART IV
FINANCIAL PROVISIONS

21.- (1) Sources of funds for the Council shall include-
(a) monies as may be appropriated by
Parliament;
(b) any funds or assets which may be vested in or accrued from other sources;
(c) loans granted by the Government or by any other person or body;
(d) fees imposed and other charges collected from provision of services under this Act;
(e) gifts, grants and donations;
(f) proceeds derived from sale of assets and any other source of income identified by the Council; and
(g) any other money received by or made available to the Council for the purpose of its functions.

(2) The fees and charges payable under this Act shall be prescribed in the regulations.

22.- (1) The Council shall, at the end of each financial year, prepare an annual implementation report on the activities of the financial year and submit the report to the Minister.

(2) The Council shall ensure that the annual financial statements are prepared and audited by the Controller and Auditor General within three months after the end of each financial year.

(3) The financial statements shall include:
(a) statement of financial performance;
(b) statement of financial position;
(c) statement of cash flows;
(d) statement of changes of equity; and
(e) notes to the financial statements.

23.- (1) The Council shall submit to the Minister an audited financial report on those accounts three months after the end of each financial year.
(2) The Council shall prepare and submit to the Minister an estimate of the revenue and expenditure for the Council three months before the end of the preceding year.

(3) No expenditure shall be made unless authorized by the Council within the estimate of that financial year.

24.- (1) The Council shall keep books of accounts and maintain proper records of its operations in accordance with national accounting standards.

(2) The Council shall cause to be prepared and kept proper books of accounts and record with respect to-

(a) the assets and liabilities;
(b) the receipt and expenditure of monies and other financial transactions; and

(c) a statement of financial position and a statement showing details of the financial performance to be prepared in every financial year.

(3) The funds and resources of the Council shall be used for the better carrying out the objective of this Act.

(4) The Council’s expenditure shall be subject to monitoring and review.

25.- (1) Not less than one month before the beginning of any financial year, the Council shall approve the annual budget of the amount expected to be received and disbursed during that financial year.

(2) Where in any financial year, the Council requires to make any disbursement not provided for or of an amount in excess of the amount provided for in the annual budget for that year, the Council shall approve a supplementary budget detailing the disbursement.

(3) The annual budget and every supplementary budget shall be in the form and
manner as may be prescribed or directed by the Minister.

26.- (1) The Council shall-
   (a) open and operate all sets of books of accounts, ledgers, journal, and other subsidiary books of accounts in accordance with its accounting manual; and
   (b) review and change its documentation in order to facilitate the proper keeping of books of account as may be directed by the relevant authorities.

   (2) All cash received shall be deposited to the revenue account and payments shall be made from the expenditure account.

   (3) No expenditure shall be incurred from the funds of the Council unless that expenditure is part of the expenditure plan approved by the Minister.

27. The Council may, after obtaining approval of the Minister and in consultation with the Minister responsible for finance, invest any monies in such a manner as it deems fit.

PART V
DISCIPLINARY PROVISIONS

28.- (1) Where a chemist, a chemical laboratory technologist or an assistant chemical laboratory technologist is alleged to be unfit to practise as such, such complaint shall be lodged to the Registrar who shall forward the complaint to the Council.

   (2) For the purpose of this section, a chemist, a chemical laboratory technologist or an assistant chemical laboratory technologist shall be considered unfit to practise if that person:
       (a) has committed a professional misconduct;
(b) is incompetent;
(c) has been convicted of an offence under this Act or any other written law;
(d) is convicted of an offence involving dishonestly, fraud or moral turpitude;
(e) has committed any malpractice, negligence or breach any directive issued under this Act; or
(f) is mentally sick and approved as such by a medical board in Tanzania or any other licensing authority responsible for health regulation in any other jurisdiction.

(3) For the purpose of subsection (2), the term professional misconduct shall be construed to include:
(a) a contravention of this Act or the regulations;
(b) failure to abide by the terms, conditions or limitations of a registered, enrolled or enlisted chemist, a chemical laboratory technologist or an assistant chemical laboratory technologist, as the case may be;
(c) having a conflict of interest which affects the client and a chemist, a laboratory technologist or an assistant laboratory technologist;
(d) practising chemistry profession without a valid certificate of registration, enrolment, enlisting or temporary registration;
(e) an attempt to use as his own certificate, number or seal of another chemist, a chemical laboratory technologist or an assistant chemical laboratory technologist or to impersonate any registered chemist, a chemical laboratory technologist or an assistant chemical laboratory
The Chemist Professionals Act

20. (f) abetting or aiding illegal practise of chemist professional by any person;
(g) furnishing false information or document to the Council in order to secure a certificate of registration, enrolment or enlisting; or
(h) impersonation of a registered, enrolled or enlisted chemist professional or a holder of temporary registration certificate.

(4) Every complaint under this section shall be accompanied by a written statement made by the complainant or any person acting on his behalf or any other person interested in the act or omission giving rise to the complaint.

(5) Notwithstanding subsection (4), the Council may, on its own motion, initiate any preliminary inquiry into a chemist, a chemical laboratory technologist or an assistant chemical laboratory technologist if it is satisfied that the information received by the Council warrants holding a preliminary inquiry.

(6) Except for complaints arising under subsection (2), no inquiry shall proceed unless a statutory declaration by the complainant has been obtained.

29. The Council may upon receipt of-
(a) a complaint against a chemist professional; or
(b) a report from a supervisory authority,
temporarily suspend a chemist professional from practising pending the completion of inquiry.

30.- (1) The Council shall, where it is of the opinion that a prima facie case has been established by the complainant, direct that an inquiry be held.
(2) The Council shall give opportunity for a chemist professional against whom misconduct is alleged, to appear before the Council to be heard, and may be represented by an advocate.

(3) Where a chemist professional fails to appear at an inquiry without reasonable excuse and the Council is satisfied that a notice was duly served, the Council may proceed with the inquiry as if the chemist professional was present.

31.- (1) The Council may, after due inquiry made in accordance with the provisions of this Act-

(a) order the removal of the name of the chemist professional from the register;
(b) order the suspension from the practice of the chemist professional for such period as the Council may consider necessary;
(c) caution, censure or otherwise reprimand the chemist professional; or
(d) impose fines or order payment of costs involved in the inquiry or such other cost as may be appropriate.

(2) The Registrar shall communicate the decision of the Council to the parties within seven days after determination of the inquiry.

32. The Council shall have power to summon any witness and may require him to produce documents for the purpose of conducting an inquiry.

33.- (1) A person who, having been served with a summons under section 32-

(a) fails, without reasonable cause, to appear before Council;
(b) fails to produce any document so required;
(c) refuses without reasonable cause to answer questions put to him by the Council; or
(d) willfully interrupts the proceedings of the Council or insults any member of the Council,
commits an offence.

(2) A person giving evidence before the Council shall be entitled to all privileges which he would have been entitled to as a witness before a court of law.

Appeals

34.-(1) A person who is aggrieved by a decision of the Council may, within three months from the date of notification of the decision, appeal to the Minister.

(2) The Minister shall, within thirty days after the receipt of the appeal, determine the appeal.

(3) The Minister may dismiss or allow an appeal or vary the decision of the Council or make any order as he may consider necessary.

(4) The Minister shall, within one month after determination of the appeal, avail the copy of the decision to the appellant.

PART VI
GENERAL PROVISIONS

35.-(1) The Minister may, in consultation with the Council, make regulations for the effective carrying out of the provisions of this Act.

(2) Without prejudice to the generality of subsection (1), the Minister shall make regulations prescribing for-

(a) forms, manner and procedures in which an application for registration, enrolment, enlisting or reten-
tion or cancellation of certificates;
(b) the appointment or designation, powers and qualifications of inspectors and the manner of conducting inspections for the purpose of this Act;
(c) fees and other charges;
(d) the custody of property management of the Council and Management of investment and expenditure of the funds of the Council; and
(e) procedure for conducting inquiries by the Council, and the attendance of witnesses and production of evidence at inquiries, including the power to take evidence on oath.

Rules

36.- (1) The Council may, with the approval of the Minister, make rules for the proper discharge of it functions under this Act.

(2) Without prejudice to sub section (1), the Council may make such rules prescribing for:

(a) the qualifications for registration, enrolment or enlisting;
(b) ethics and code of conducts for chemist professional practice; and
(c) any other matter which may be required for effective implementation of this Act.

Offences and penalties

37.- (1) A person who commits an offence for which no specific penalty is provided shall, upon conviction, be liable to a fine of not less than one million shillings but not exceeding two million shillings or to imprisonment for a term not exceeding one year or to both.

(2) A registered, enrolled and enlisted person shall not engage in illegal work or cooperate with anyone so engaged.

(3) A person shall not procure or attempt to procure registration or enrolment or
enlisting under a false or fraudulent declaration, certificate, application or representation, whether in writing or verbally or willfully makes or causes to be made any falsification in the Register.

(4) A person shall not practise as a chemist professional without being registered, enrolled or enlisted under this Act.

(5) A person who contravenes subsections (2), (3) and (4), commits an offence and shall, upon conviction, be liable to a fine of not less than one million shillings or to imprisonment for a term not less than two years or to both.

38. The Minister shall, by order published by in the Gazette, publish the names of chemist professionals.

39. Nothing that is done by the Chairman, a member of the Council, member of committee, employee or any other person authorized to perform, any function under this Act shall, if done in good faith in the performance or purported performance of the functions under this Act, render the member or officer personally liable for that matter or anything done.

40.-(1) The Council may, if it is satisfied that a person has committed an offence under this Act, compound the offence by accepting from such person a sum of money not exceeding five million shillings.

(2) Where an offence is compounded in accordance with subsection (1) and proceedings are brought against the offender for the same offence, it shall be a good defence for the offender to prove to the satisfaction of the court that the offence with which the offender is charged has been compounded under subsection (1).
The Chemist Professionals Act

(3) Any person who is aggrieved by any order made under subsection (1), may, within thirty days from the date of that order, appeal to the Minister.

(4) Where the person fails to comply with the order issued under this section, within the prescribed period, the Council shall, in addition to the sum of money ordered, require the person to pay an interest at the rate prescribed in the regulations.

(5) The Minister shall make regulations prescribing offences to be compounded and procedures for compounding of offences under this Act.

SCHEDULE
(Made under section 4)

APPOINTMENT, COMPOSITION AND PROCEDURES OF
THE COUNCIL

Chairman

1.- (1) The Chairman shall be appointed by the Minister and shall be a person of good standing, credibility and integrity, with an outstanding experience in chemicals management.

(2) The Council shall elect one of its members to be the Vice-Chairman.

Tenure of office

2.- (1) The Chairman and members of the Council shall, unless his appointment is terminated by the Minister, or he ceases in any other way to be a member, hold office for a period of three years and shall be eligible for reappointment for one more term.

(2) A Member appointed by virtue of their office shall cease to be a member upon ceasing to hold the office entitling appointment to the Council.

(3) A member of the Council shall cease to be a member if the member-

(a) dies or resigns for any reason;
(b) fails without good cause to attend three consecutive meetings of the Council;
(c) is convicted of a criminal offence for a term of, or beyond six months;
(d) becomes mentally ill; or
(e) is disqualified to practice under this Act.
(4) Where an office of a member falls vacant for any of the reasons under subsection (3), the Minister may appoint a person to fill the vacancy during the remainder of the term for which the vacating member was appointed.

(5) Where a member, who was appointed by virtue of his holding some other office, is unable for any reason to attend any meeting of the Council, he may nominate another person from his organization to attend the meeting in his place.

Meetings

3.- (1) The Council shall ordinarily meet at least once in every three months at such times and places as it deems necessary for transaction of its business.

(2) Notwithstanding subsection (1), the Chairman may, upon approval of two thirds of members, call an extra ordinary meeting to transact on matters requiring immediate attention.

(3) The Chairman or in his absence, the Vice-Chairman, may at any time call a special meeting upon a written request by a majority of the members.

(4) The Chairman or in his absence the Vice Chairman, shall preside at every meeting of the Council and in the absence of both, the Chairman and Vice Chairman, the members present shall appoint a member from amongst themselves to preside over the meeting.

Quorum

4.- (1) The quorum at any meeting of the Council shall be two thirds of the members in office.

(2) Matters proposed at a meeting of the Council shall be decided by a majority of the votes of the members present.

(3) The validity of any act or proceedings of a properly constituted Council meeting shall not be affected by reason of absence of any member or by the defect subsequently raised by the absent member.

Directives of the Council

5. All orders, directives, notices of the Council shall be signed by-
(a) the Chairman ; or
(b) the Secretary or any other officer authorized in writing in that behalf by the Secretary.

Seal

6. The Seal of the Council shall not be affixed on any instrument except in the presence of the Registrar or such other officer as the Council may appoint in that behalf.

Proceedings

7. Subject to this Schedule, the Council shall regulate its own proceedings.
OBJECTS AND REASONS

This Bill proposes for the enactment of Chemist Professionals Act, 2016. Specifically the proposed Bill makes provisions to how best the chemists, laboratory technologists or an assistant chemical laboratory technologists practice, and ethics shall be managed and controlled in Mainland Tanzania. The bill also intends to protect public from hazards caused by misconduct of chemist professionals in various sectors.

The proposed Bill is divided into VI main parts.

Part I provides for preliminary matters that include citation of the Act and the date of commencement and its application.

Part II provides for establishment and functions of Chemist Professional’s Council and Committees. The Council shall be the sole authority for registering, enrolling and enlisting of chemist professionals, laboratory technologists and assistant laboratory technologists, respectively.

This Part also provides for powers of the Council, appointment and functions of the Registrar. The main functions of Registrar among others to publish and issue a certificate upon registration, enrolment, enlisting and maintain the Register, Roll or the List. The Registrar shall also implement decisions of the Council, keep proper accounts and other records relating to the funds and resources.

Part III of this Bill contains provisions regarding registration, enrolment and enlisting of chemists, chemical laboratory technologists or assistant chemical laboratory technologists in Mainland Tanzania. This Part of the Bill also provides qualifications for registration, enrolment and enlisting of chemists, chemical laboratory technologists or chemical assistant laboratory technologists including temporary registration of chemists who are not residents in Mainland Tanzania.
Furthermore, provisions are made for internship training and. This Part also provides for suspension, revocation or cancellation of certificates.

Part IV provides for sources of funds for Council and power of the Council to invest any sum of money for furtherance of chemistry profession.

Part V provides for disciplinary provisions including handling of complaints against any chemist, chemical laboratory technologist or an assistant chemical laboratory technologist on unfitness to practice, failing to abide by terms or conditions and practices without a valid certificate.

This Part also provides for provisions on inquiry by the Council if the Chemist Professional is convicted of an offence involving dishonestly, fraud or moral turpitude related to professional or alleged to have committed any malpractice, negligence, or professional misconduct or breach of any directive made under this Act.

Furthermore, this part of the Bill provides for provisions on disciplinary power of the Council, including removal of the name from the Register, Roll or the List suspension from the practice for a period that it may deem fit or caution, censure or otherwise reprimand the chemist, chemical laboratory technologist or the assistant chemical laboratory technologist.

Part VI of this Bill deals with General Provisions. It provides for offences and notifications, losses and expenses. The Bill further proposes for powers of Ministers to make and publish regulations for effective carrying out objectives and purpose of the Act and power to amend, vary, add or replace any Schedule made under this Act.

Dar es Salaam
10th May, 2016

UMMY A. MWALIMU
Minister for Health, Community Development, Gender, Elderly and Children
SHERIA YA WANATAALUMA WA KEMIA, 2016

MPANGILIO WA VIFUNGU

Kifungu

Kichwa cha habari

SEHEMU YA KWANZA
MASHARTI YA UTANGULIZI

1. Jina na tarehe ya kuanza kutumika.
2. Matumizi.
3. Tafsiri.

SEHEMU YA PILI
BARAZA LA WANATAALUMA WA KEMIA
NA MAFUNDI SANIFU KEMIA

5. Majukumu ya Baraza.
7. Wajumbe wa Baraza na Kamati.
8. Uundwaji wa kamati.
9. Uteuzi wa Msajili.
10. Majukumu ya Msajili.
11. Sekretarieti ya Baraza.
12. Malipo ya wajumbe wa Baraza.

SEHEMU YA TATU
USAJILI, UANDIKISHWAJI NA UORODHESHWAJI WA WAKEMIA, MAFUNDISANIFU KEMIA NA MAFUNDI SANIFU KEMIA WASAIDIZI

14. Mafunzo kwa vitendo.
15. Usajili wa muda.
16. Utoaji wa cheti.
17. Rejesta, Orodha na Listi.
18. Usitishaji, ubatilishaji au ufutaji wa cheti.
19. Urejeshaji wa majina katika Rejesta, Orodha au Listi.
20. Zuio la matumizi ya cheo.

**SEHEMU YA NNE**  
**MASHARTI YA FEDHA**

22. Taarifa za fedha za mwaka.  
23. Uwasilishwaji wa taarifa ya fedha ya mwaka.  
24. Usimamizi na udhibiti wa fedha.  
25. Bajeti ya mwaka na bajeti ya nyongeza.  
27. Mamlaka ya kuwekeza.

**SEHEMU YA TANO**  
**MASHARTI YANAYOHUSU NIDHAMU**

28. Upokeaji wa malalamiko kwa Msajili.  
29. Kusimamishwa kwa muda kupisha uchunguzi.  
30. Taratibu za uchunguzi.  
31. Mamlaka ya nidhamu ya Baraza.  
32. Mamlaka ya kumwita shahidi.  
33. Kushindwa kuhudhuria uchunguzi.  
34. Rufaa.

**SEHEMU YA SITA**  
**MASHARTI JUMLA**

35. Kanuni.  
36. Taratibu.  
37. Makosa na adhabu.

38. Kutangaza majina ya wanataaluma wa kemia.  
40. Ufililishaji wa makosa.

---

**JEDWALI**

---

30
Sheria ya Usimamizi wa Wakemia

TAARIFA

Muswada huu utakaowasilishwa Bungeni umechapishwa pamoja na madhumuni na sababu zake kwa ajili taarifa ya jumla kwa umma.

Dar es Salaam, JOHN W. H. KIJAZI
17 Mei, 2016 Katibu wa Baraza la Mawaziri

MUSWADA

wa

Sheria ya kuanzishwa Baraza la Wanataaluma ya Kemia, kuweka mamlaka, majukumu, usimamizi na udhibiti wa Wanataaluma ya Kemia; na kuweka masuala mengine yanayohusiana nayo.

IMETUNGWA na Bunge la Jamhuri ya Muunganao wa Tanzania.

SEHEMU YA KWANZA
MASHARTI YA UTANGULIZI

Jina na Tarehe ya kuanza kutumika
1. Sheria hii itajulikana kama Sheria ya Usimamizi wa Wanataaluma wa Kemia, 2016 na itaanza kutumika katika tarehe ambayo Waziri atatangaza kwenye Gazeti la Serikali.

Matumizi
2. Sheria hii itatumika Tanzania Bara.

Tafsiri
3. Katika Sheria hii, isipokuwa kama muktdaha utahitaji vinginevyo- “cheti” maana yake ni cheti kilichotolewa chi-
Sheria ya Usimamizi wa Wakemia

ni ya kifungu cha 17:
“kamati” maana yake ni kamati yoyote ili-youndwa chini ya kifungu cha 8;
“Baraza” maana yake ni Baraza la Wana-taaluma wa Kemia lililoanzishwa chini ya kifungu cha 4;
“mwaka wa fedha” maana yake ni mwaka wa fedha wa Serikali;
“fundii sanifu kemia msaidizi” maana yake ni mtu mwenye cheti cha kemia au fani katika kemia kutoka katika taasisi inayotambiwa;
“cheti” maana yake ni cheti kinachotolewa chini ya kifungu cha 16;
“mkemia” maana yake ni mtu aliyetunukiwa shahada ya kemia au fani nyingine katika kemia kutoka katika taasisi inayotambiwa;
“fundii sanifu kemia” maana yake ni mtu ambaye ametunukiwa stashahada ya kemia au fani nyingine katika kemia kutoka katika taasisi inayotambiwa;
“mwana taaluma wa kemia” maana yake ni mkemia, fundii sanifu kemia na fundii sanifu kemia msaidizi aliyesajiliwa, orodheshwa au kuwekwe kwenye listi kwa maana hiyo;
“Waziri” maana yake ni Waziri anayehusika na masuala ya afya;
“mwanataaluma” maana yake ni mkemia, fundii sanifu kemia au fundii sanifu kemia msaidizi aliyesajiliwa, orodheshwa au kuandikishwa kwa mujibu wa Sheria hii;
“Rejesta” itamaanisha rejesta iliyoanzishwa chini ya kifungu cha 19;
“Msajili” maana yake ni Msajili wa Baraza aliyeetuliwa chini ya kifungu 9; na
“mamlaka ya usimamizi” maana yake ni mamlaka yoyote iliyopo kisheria ambayo inatumika kama mwajiri wa wana-taaluma wa kemia.
“Orodha” maana yake ni Orodha ya mafundi
sanifu kemia iliyoanzishwa katika kifungu cha 17;
“List” maana yake ni Listi ya mafundi sanifu kemia wasaidizi iliyoanzishwa katika kifungu cha 17.

SEHEMU YA PILI
BARAZA LA WANATAALUMA WA KEMIA
NA FUNDI SANIFU KEMIA

4.- (1) Linaanzishwa Baraza litakalojulikana kama Baraza la Wanataaluma wa Kemia.
(2) Baraza litakuwa ni chombo kinachotambulika kisheria na litakuwa ni chombo endelevu na cha kudumu na kitakuwa na lakiri yake rasmi.
(3) Kwa kutumia jina lake, Baraza litakuwa na uwezo wa-
   (a) kushtaki na kushtakuwa;
   (b) kununua na kumiliki mali yoyote inayohamishika na isiyohamishika;
   (c) kukopa na kukopesha;
   (d) kuingopa mikataba au kufanya mi-amala yoyote ile; na
   (e) kufanya jambo au kitu chochote ambacho chombo chochote chenye hadhi ya kisheria kinaweza kufanya.
(4) Bila kujali masharti yaliyotangulia katika kifungu hiki, Mwanasheria Mkuu wa Serikali atakuwa na haki ya kuwingilia kati katika kesi au shauri lolote lililofunguliwa dhidi ya Baraza.
(5) Pale ambapo Mwanasheria Mkuu wa Serikali anaingilia kati katika shauri lolote kwa mujibu wa kifungu kidogo cha (2), basi masharti ya Sheria ya Mwenendo wa Mashauri dhidi ya Serikali, yatatumika.
(6) Kwa madhumuni ya kifungu kidogo cha (4), Baraza itakuwa na jukumu la kumta-rifu Mwanasheria Mkuu wa Serikali kuhusu shauri lolote lililofunguliwa au linalokusudiwa
Sheria ya Usimamizi wa Wakemia

kufunguliwa dhidi ya Baraza.

(7) Baraza litakuwa na Wajumbe tisa watakaoteuliwa na Waziri kama ifuatavyo-
(a) Mwenyekiti ambaye atateuliwa na Waziri;
(b) mwakilishi wa Mkemia Mkuu wa Serikali;
(c) mwakilishi wa chama cha wana-
taaluma wa kemia Tanzania;
(d) mkemia mmoja mwenye cheo cha uandamizi au zaidi anayewakilisha vyuo viku-
 vya vya umma;
(e) mkemia mmoja mwenye cheo cha uandamizi au zaidi anayewakilisha vyuo viku-
 vya binafsi;
(f) Afisa Sheria atakayependekewa na Mwanasheria Mkuu wa Serikali;
(g) fundi sanifu kemia au fundi sanifu kemia msaidizi;
(h) Afisa wa cheo cha uandamizi au zaidi kutoka Utumishi; na
(i) askari polisi wa cheo cha Inspekta au zaidi anayemwakilisha Inspekta Generali wa Polisi.

(8) Utaratibu kuhusu muda wa wajum-
be wa Baraza, taratibu za shughuli za Baraza
na mambo mengine kuhusiana na Baraza yatakuwa kama yanavyoonekana katika Jed-
wali la Sheria hii.

(9) Waziri anaweza, kwa amri itaka-
yochapishwa kwenye gazeti la Serikali, kufan-
ya marekebisho kwenye Jedwali la Sheria hii.

5.-1) Baraza litakuwa na wajibu wa-
(a) kuwasajili, kuwaorodhesha na ku-
waandikisha wanateknolojia na wanateknolojia wasaidizi wa kemia.
(b) kuweka viwango, kutunga kanuni za maadili na kudhibiti mwenendo wa wanataaluma ya kemia.

(2) Bila kuathiri masharti ya ujumla kifungu kidogo cha (1), Baraza litatekeleza
yafuatayo-

(a) kumshauri Waziri kuhusu masuala yanayohusu wanataaluma ya kemia;
(b) kuchunguza malalamiko yoyote dhidi ya mwanataaluma ya kemia;
(c) kusimamia na kuendeleza maadili ya taaluma ya kemia;
(d) kuendeleza ushirikiano baina ya Baraza na taasisi nyingine au mshirika mengine yanayojihuisha na taaluma ya kemia;
(e) kusimamia hesabu na mali za Baraza au mali nyingine zozote zilizokabidhiwa kwa manufaa ya Baraza;
(f) kuweka viwango vya tozo zitakazolipwa kwa Baraza kwa ajili ya huduma zitakazotolewa na Baraza;
(g) kushughulikia masuala yanayoathiri taaluma ya kemia, na kuchukua hatua stahiki kama ambavyo Baraza litaona inafaa;
(h) kutoa, kuhuisha, kurudisha na kufuta kibali cha kufanya kazi za mwanataaluma ya kemia;
(i) kutekeleza majukumu mengine ambayo Waziri ataelekeza; na

6.- (1) Baraza litakuwa na mamlaka yafuatayo-

(a) kuainisha sifa za mwanataaluma ya kemia atakayesajiliwa, kuo-rodheshwa au kuandikishwa;
(b) kukasimisha mamlaka na majukumu yake kwa mtu yeyote wa taaluma aliyesajiliwa chini ya Sheria hii na kwa kipindi kama itakavyoon-ekana inafaa, isipokuwa hatakasimu mamlaka ya-
   (i) nidhamu;
   (ii) kupitisha bajeti ya mwaka, bajeti ya nyongeza, taarifa

Mamlaka ya Baraza

35
Sheria ya Usimamizi wa Wakemia

(iii) kukopa kwa niaba ya Baraza.
(c) kuondoa au kurejesha jina kwenye rejestu au orodha kutegemeana na masharti ambayo Baraza litaweka;
(d) kuteua wakaguzi watakaofanya ukaguzi au kazi yoyote kwa niaba ya Baraza;
(e) kudai taarifa kutoka kwa mtu aliyesajiliwa, kuorodheshwa au kuandikishwa au kujiusishi na shughuli za kikemia pale itakapoonekana inafaa;
(f) kuchunguza suala lolote, lalamiko, shitaka au tuhuma za kukiuka maadili dhidi ya mtu aliyesajiliwa, kuorodheshwa au kuandikishwa;
(g) kupitisha bajeti ya mwaka ya Baraza;
(h) kuruhusu vyuo vya mafunzo kwa wanataaluma wa kemia.

7. Mtu hatateuliwa kuwa mjumbe wa Baraza au Kamati isipokuwa tu kama mtu huyo ni Mtanzania aliyesajiliwa, kuorodheshwa au kusajiliwa kama mwanataaluma wa kemia.

8.- (1) Baraza linaweza kwa madhumuni ya kuhamishia ufanisi katika kutekeleza majukumu yake na kwa mamlaka, kuanzisha kamati mbalimbali kufanya kazi zake, kama itakavyoelekezwa.
(2) Bila kuathiri masharti ya jumla ya kifungu kidogo cha (1), Baraza litaunda kamati zitakazohusika na masuala ya yafuatayo-
(a) usajili, uorodheshwa na uandikishaji;
(b) maadili na nidhamu; na
(c) mapitio ya utendaji na maendeleo ya taaluma.
(3) Majukumu, muundo na mienendo 36
(4) Kamati inaweza kumualika mtu yeyote kusaidia Kamati kuhusu suala lolote kadri itakavyoona inafaa.

9.- (1) Waziri atamteu mkemia mkuu au mkemia mwandamizi mwenye shahada ya uzamili kutoka kwenye utumishi wa umma kuwa Msajili wa Baraza.

(2) Msajili atakuwa katibu wa Baraza.

(3) Msajili atakuwa madarakani, isipokuwa kama ajira yake itatenguliwa, kwa kipindi cha miaka mitatu na atakuwa na fursa ya kuteuliwa tena kwa kipindi kimoja kingine cha miaka mitatu.

10.- (1) Baada ya kupata idhini ya Baraza, Msajili-

(a) atawezeshwa kuchapishwa katika Gazeti la Serikali, mara baada ya kusajili, taarifa zilizoingizwa kwenye rejeta au orodha kuhusiana na kila mtu, na kwa maelekezo ya Baraza, mabadiliko au kufutwa kwa taarifa zilizomo;

(b) atatoa vyeti baada ya usajili, uoredheshwaji na uandikishwaji wa wanataaluma pamoja na kulipa tozo stahiki;

(c) Bila kuathiri masharti ya jumla ya kifungu kidogo cha (1), Msajili-

(d) atatunza taarifa za akaunti na kum-bukumbu nyinginezo zinazohusu fedha na rasilimali za Baraza;

(e) atafungua akaunti moja au zaidi katika benki yoyote ya Biashara inayoaminika ili fedha zote zinazo-pokelewa kwa Baraza ziweze kuhifadhiwa;

(f) atandaa na kuzingatia makadario ya mapato na matumizi ya fedha kwa mwaka;

37
Sheria ya Usimamizi wa Wakemia

(g) atatekeleza maamuzi ya Baraza;
(h) atandaa na kutangaza ripoti ya mwaka ambayo itajumuisha-
   (i) akaunti ya uendeshaji ya Baraza kwa mwaka uliotajwa kwenywe ripoti;
   (ii) hesabu zilizokaguliwa; na
   (iii) masuala mengine yataka-
   (i) atatekeleza majukumu mengine ambayo yahitajika chini ya Sheria hii au yaliyoelekezwa na Baraza chini ya Sheria hii.

11.- (1) Kutakuwa na Sekretarieti ya Baraza ambayo itajumuisha maafisa na watumishi wa Baraza-
   (a) Msajili; na
   (b) Wafanyakazi wengine watakaoteuliwa na Baraza.
   (2) Maafisa na watumishi wa Baraza watakuwa watumishi wa Serikali.

12. Wajumbe wa Baraza na Sekretarieti watalipwa malipo kutoka katika mapato ya Baraza kama Waziri, baada ya kushauriana na Msajili wa Hazina, atakavyoomua.

SEHEMU YA TATU

USAJILI, UANDIKISHWAJI NA UORODHESHWAJI WA WAKEMIA, MAFUNDI SANIFU KEMIA NA MA-
FUNDI SANIFU KEMIA WASAIDIZI

13.- (1) Mtu anayekusudia kusajiliwa, kuorodheshwa au kuandikishwa kama mkemia, fundi sanifu kemia au fundi sanifu kemia msaidizi, kwa mtiririko huo, atawasilisha maombi kwenye Baraza kwa mujibu wa utaratibu iliyoainishwa kwenye Jedwali la Pili la Sheria hii.
   (2) Mtu hataweza kusajiliwa, kuorodheshwa au kuandikishwa kama mwana-
Sheria ya Usimamizi wa Wakemia

taaluma wa kemia isipokuwa-
(a) kama mtu huyo anayo-
  (i) shahada ya kemia au mchepuo wa kemia au fanı yoyote inayohusiana na kemia kutoka katika taasisi inayotambulika;
  (ii) stashahada, endapo mwombaji ni fundi sanifu kemia; na
  (iii) cheti, endapo mwombaji ni fundi sanifu kemia msaidizi;
(b) taaluma na mwenendo wake kwa ujumla vinamuwezesha kuwa na si-fa za kusajiliwa kama mwana-taaluma ya kemia.

(3) Waziri baada ya kushauriana na Baraza atatunga kanuni kwa ajili ya kuainisha vigezo vya ziada vitakavyotumika katika usajili, uorodheshaji na uandikishaji kadri litakavyoona inafaa.

Mafunzo kwa vitendo

14.- (1) Mkemia hatasajiliwa mpaka pale Baraza litakopoirdhisha kwamba amepitia mafunzo kwa vitendo kwa kipindi cha mwaka mmoja.

(2) Utaratibu na mahitaji ya mafunzo kwa vitendo yatakuwa kama yalivyoinishwa kwenye kanuni.

Usajili wa muda

15.- (1) Pale ambapo mtu ambaye si Mtanzania ataliridhisha Baraza kwamba-
  (a) yupo au ana dhamira ya kuwepo Tanzania, kutokana na sifa za kuwa mwanataaluma ya kemia, kwa len-go la kufanya kazi maalumu au ambayo amekuwa akihusika nayo kwa kipindi kisichozi mienie kumi na mbili;
  (b) kabla ya kuwinga Tanzania alikuwa anajishughulisha au akijishughulisha na taaluma ya kemia na anazo 39
sifa za kusajiliwa chini ya Sheria hii; na
(c) taaluma na mwenendo wake kwa ujumla vinamwezesha kuwa na sifa za kusajiliwa, anaweza akasajiliwa kwa muda.

(2) Baraza litahitaji mtu yeyote anayeomba kusajiliwa chini ya kifungu hiki kufika mbele ya kamati ya usajili na kuwasilisha nyaraka kuhusiana na kazi aliyopewa au ajira.

(3) Usajili wa mtu chini ya kifungu hiki utaendelea pale tu atakapokuwa anajibusisha na kazi maalumu aliyopewa na pale atakapoacha kujibusisha au muda utakapoisha usajili wake utakoma.

(4) Usajili wa mtu chini ya kifungu hiki unaweza kuhuishwa kama baraza litakavyoona inafaa.

(5) Mtu yeyote atakayekwenda kin-yume na masharti ya kifungu hiki atakuwa anatenda kosa na atawajibika kulipa faini isiyopungua milioni tano au kifungo cha miaka miwili, au vyote kwa pamoja.

Utoaji wa cheti

16.- (1) Baraza litatoa cheti husika kwa aliyesajiliwa, kuorodheshwa au kuandikishwa na chini ya Sheria hii.

(2) Kwa kuzingatia kifungu kidogo cha (1), cheti hicho kitakuwa na:
   (a) majina kamili na anwani ya mwombaji;
   (b) sifa za kitaaluma na cheo; na
   (c) masharti ambayo yanahusiana na cheti kinachoteuliwa.

Rejesta, Orodha na Listi

17.- (1) Kwa kuzingatia Sheria hii, Baraza litanzaisha, litaweka na kutunza Rejesta na Orodha ya Wanataaluma wa Kemia.

(2) Kila mtu aliyesajiliwa, kuandikishwa au kuorodheshwa, kabla ya tarehe 31 Desemba ya kila mwaka, atapeleka taarifa zake kwenye Baraza kwa namna ilivyoinishwa
kwa ajili ya jina lake kuendelea kuwemo kwenye Rejesta.

(3) Taarifa zilizowasilishwa katika kifungu kidogo cha (1), zitaambatana na tozo iliyoainishwa.

(4) Baraza linaweza kumuondoa mtu yeyote kutoka katika Rejesta, iwapo hafuati masharti ya vifungu vidogo (2) na (3).

(5) Mtu anaweza, baada ya malipo ya ada iliyoainishwa na katika kipindi kitakacho-amuliwa, kukagua Rejesta, Orodha au Listi.

18.- (1) Baraza linaweza, kwa mujibu wa masharti ya Sheria hii na baada ya kuiridhika kwamba vigezo ya masharti ya utoaji cheti vimekuwa-
(a) kubatilisha, kusitisha au kufuta cheti kwa namna itakavyokuwa;
(b) kumtaarifu mtu ambaye cheti chake kimebatilishwa, kusitishwa au kufutwa; na
(c) kufuta jina la mtu ambaye cheti chake kimebatilishwa, sitishwa, au kufutwa kwa namna itakavyokuwa.

(2) Mtu ambaye jina lake limefutwa katika Rejesta, Orodha au List atapaswa, ndani ya siku thelathini tangu kufutwa, kuwasilisha katika Baraza cheti kilichotolewa chini ya kifungu cha 16.

(3) Mtu atakayeshindwa kuwasilisha cheti ndani ya kipindi kitakachowekwa atakua ametenda kosa.

19.- (1) Pale ambapo jina la mkemia, fundi sanifu kemia au fundi sanifu kemia msaidizi limefutwa kutoka katika Rejesta, Orodha au Listi kwa mujibu wa masharti ya kifungu cha 18, jina la mtu huyo halitaingizwa tena katika Jedwali, Orodha au List ama kwa ada au bila ya ada.

(2) Pale ambapo amri imetolewa kwa ajili ya kufutwa kwa jina la mtu huyo kutoka katika Rejesta, Orodha au Listi, Baraza
linaweza, lenywewe au kwa maombi ya mhusika, na kwa namna yoyote ile, baada ya kufanya uchunguzi kama ambavyo Baraza litaona inafaa, litawezesha jina la mtu huyo kurudishwa katika Rejesta, Orodha na Listi, ama kwa ada au bila ya ada.

20.- (1) Hakuna mtu, isipokuwa mwamataaluma ya kemia wakati au baada ya kuanza kutumika kwa Sheria hii, atajifanya, ata-chukua, atajonesha, kwa namna yoyote ile kutumia cheo, nembo, au maelezo ambayo yataashiria kwamba ni mkemia, fundi sanifu kemia au fundi sanifu kwemia msaidizi.

(2) Mtu yeyote atakayekwenda kin-yume na kifungu kidogo cha (1), atakuwa ametenda kosa na atawajibika kulipa fini isiyopungua milioni moja au kifungo kisichozidi miaka miwili, au vyote kwa pamo-ja.

SEHEMU YA NNE
MASHARTI YA FEDHA

21.- (1) Vyanzo vya mapato ya Baraza vitatokana na-
(a) fedha zilizoidhinishwa na Bunge;
(b) fedha zozote au rasilimali ambazo zinaweza kuwa zimebainishwa au kukusanywa kutoka vyanzo vingine;
(c) mikopo iliyoolewa na Serikali au na mtu au chombo kingine chochote;
(d) tozo na makusanyo yanayopokelewa kutokana huduma nyinginezo chini ya Sheria hii;
(e) zawadi, misaada na michango chini ya Sheria hii;
(f) mkopo kutoka Serikalini, kwa mtu au taasisi yeyote;
(g) mapato yatikanayo na mauzo ya mali au vyanzo vingine vya mapato
Sheria ya Usimamizi wa Wakemia

(2) Ada na tozo zitaainishwa kwenye Kanuni.

22.- (1) Baraza kila mwisho wa mwaka wa fedha litaandaa taarifa ya utekelezaji ya mwaka ya shughuli zilizofanyika katika mwaka wa fedha na kuwasilisha taarifa hiyo kwa Waziri.

(2) Baraza litahakikisha taarifa ya fedha ya mwaka imeandaliwa na kukaguliwa ndani ya kipindi cha miezi mitatu baada ya mwaka wa fedha.

(3) taarifa za fedha zitajumuisha-
(a) taarifa ya utendaji;
(b) taarifa ya utekelezaji wa kifedha;
(c) taarifa ya mtiririko wa mapato na matumizi;
(d) taarifa ya mabadiliko ya faida au hasara; na
(e) maelezo ya ufafanuzi wa taarifa za fedha.

23.- (1) Baraza litawasilisha kwa Waziri nakala za taarifa za hesabu zilizokaguliwa pamoja na taarifa iliyoandaliwa na Mkaguzi wa Hesabu miezi mitatu kila baada ya mwisho wa mwaka wa fedha.

(2) Baraza litaandaa na kuwasilisha kwa Waziri taarifa ya makadirio ya mapato na matumizi ya Baraza kwa mwaka wa fedha unaofuata kwa ajili ya kuidhinishwa.

(3) Hakuna matumizi yatakayofanyika kutoka kwendeledha za Baraza isipokuwa kwa idhini ya Baraza ndani ya makadirio ya mwaka wa fedha ambao matumizi hayo yatafanyika.

24.- (1) Baraza litatunza vitabu vya 43
Sheria ya Usimamizi wa Wakemia

udhibiti wa fedha

fedha na kuhifadhi kumbukumbu zake za uendeshaji kwa mujibu wa viwango vya kihasi-ibu vya kitaifa.

(2) Baraza litawezeshwa upatikanaji na utuzwaji wa vitabu sahihi vya fedha na kumbukumbu zinazohusu-

(a) mali na madeni;
(b) stakabadhi za matumizizi ya fedha na matumizizi mengineyo ya fedha; na
(c) taarifa ya hali ya fedha pamoja na taarifa inayoonyesha kiundani hali ya utendaji wa fedha katika kila mwaka wa fedha.

(3) Fedha na rasilimali za Baraza zitatumika kwa madhumuni yaliyowekwa na kusimamiwa kama ilivyoelekezwa chini ya Sheria hii.

(4) Matumizizi ya fedha za Baraza yanatakiwa kufuatiliwa na kupitiwa.

25.- (1) Katika muda usiopungua mwezi mmoja, kabla ya kuanza kwa mwaka wa fedha Baraza litaidhinisha bajeti kwa kiasi cha fedha kinachotarajiwa kupokelewa na kutolewa katika mwaka huo wa fedha.

(2) Iwapo katika mwaka wowote wa fedha, Baraza linahitaji fedha ambayo hai-kutengwa au kiasi ambacho ni zaidi ya kiasi kilichotengwa kwenye bajeti ya mwaka huo, Baraza itaidhinisha bajeti ya nyongeza itakayoonesha mgawanyo huo.

(3) Bajeti ya mwaka na bajeti ya nyongeza zitakuwa kwa namna itakavyoainishwa na kuelekezwa na Waziri.

26.- (1) Baraza-

(a) litafungua na kuendeshwa vitabu vyote vya fedha, leja, jarida na vitabu vingine vya ziada vya fedha kulingana na miongozo ya kihasi-bu; na
(b) litapitia na kubadili nyaraka ili
kuwezesha kujindesha kibiashara iwapo itahitajika kufanya hivyo.

(2) Fedha zote zitakazopokelewa zitawekwa katika akaunti ya mapato na malipo yatafanyika katika akaunti ya matumizi.

(3) Hakuna matumizi yatakayotoka katika fedha za Baraza isipokuwa kama matumizi hayo ni sehemu ya mpango wa matumizi yaliyoidhinishwa na Waziri.

27. Baraza linaweza, baada ya kupata ridhaa ya Waziri na kushauriana na Waziri mwenye dhamana na fedha, kuwekeza kiasi chochote cha fedha ambacho hakihitajiki kwa matumizi kwa wakati huo.

SEHEMU YA TANO
MASHARTI YANAYOHUSU NIDHAMU

28.- (1) Endapo patakuwa na tuhuma kwamba mkemia, fundi sanifu kemia au fundi sanifu kemia msaidizi hawezi kuendelea kutetekeleza majukumu ya taaluma hiyo, yatawasilishwa kwa Msajili ambaye baada ya kupokea atayawasilisha kwa Baraza.

(2) Kwa madhumuni ya kifungu hiki, Mkemia, fundi sanifu kemia au fundi sanifu kemia msaidizi hatachukuliwa kuwa hafai kutetekeleza majukumu ya taaluma hiyo endapoa-
   (a) ametenda kosa kinyume na maadili ya taaluma;
   (b) umahiri wake katika kazi unatiliwashaka;
   (c) ametiwa hatiani kwa kosa lolote chini ya Sheria hii au sheria nyingine yoyote;
   (d) ametiwa hatiani kwa kosa la kuto-kuwa mwaminifu, udanganyifu au makosa yoyote yanayohusu kukosa uadilifu;
   (e) anatuhumiwa kuwa ametenda kosa lolote kinyume na mwenendo wa taaluma, uzembe au kukiuka.
mæelekezo yaliyotolewa chini ya Sheria hii;

(f) ana uduhaifu wa kiaxili na imethibishwa hivyo na bodi ya madaktari Tanzania au mamlaka ya uchunguzi wa kiafy ya ne ya nchi.

(3) Kwa madhumuni ya kifungu kidogo cha (2), neno “kinyume na maadili ya taaluma” litafasiriwa, kwa kufanya yafuatayo-

(a) kuvunja masharti yaliyo chini ya Sheria hii au kanuni;

(b) kusindwa kufuata vigezo, matakwa na mazuio ya usajili, kuandikishwa au kuoredheshwa kama mkemia, fundi sanifu kemia au fundi sanifu kemia msaadizi.

(c) kuwa na mwingiliano wa kimasilahi ambayo yataleta athari kwa mteja na mkemia, fundi sanifu kemia au fundi sanifu kemia msaadizi;

(d) kufanya kazi ya kitaaluma bila kuwa na cheti halali cha usajili, kuandikishwa, kuoredheshwa au cheti cha muda;

(e) kujariibu kutumia cheti, namba au muhuri wa moto wa mwanataaluma mwingine au kujifanya ni mkemia, fundi sanifu kemia au fundi sanifu kemia msaadizi;

(f) kusaidia kufanya kazi ya taaluma ya kemia kinyume na taratibu na mto yejote;

(g) kutoa taarifa au nyaraka za udanganyifu kwenye Baraza kwa ajili kupata cheti cha usajili, kuandikishwa au kuoredheshwa; au

(h) kujifanya kuwa mwanataaluma ya kemia aliyesajiliwa, kuandikishwa na kuoredheshwa au kuwa na cheti cha muda.

(4) Malalamiko yoyote chini ya kifu kungu hiki yataambatishwa na tamko la kisheria

46
Sheria ya Usimamizi wa Wakemia

Kusimamishwana kwa muda kupisha uchunguzi

29. Baraza linaweza baada ya kupokea-
(a) malalamiko dhidi ya mwanataalumu way a kemia; au
(b) ripoti kutoka kwa mamlaka ya usimamizi,
kumsimamisha kutekeleza majukumu ya kikemia kwa muda mwanataalumu yeyote wa kemia wakati anasubilibi uchunguzi kukamilika.

Taratibu za uchunguzi

30.- (1) Iwapo Baraza kwa maoni yake litaona kwamba kuna kesi ya kujibu, litaekieleza kufanyika kwa uchunguzi.

(2) Baraza litatoa fursa kwa mwanaataaluma ya kemia anayetuhumiwa dhidi ya ukiukaji wa maadili, kufika mbele ya Baraza kwa ajili ya kusilizwa na anaweza kwakilishwa na wakili.

(3) Iwapo mwanaataaluma wa kemia atashindwa kufika kwenye uchunguzi pasipo sababu maalum na endapo Baraza litaridhiku kuwa taarifa ilimfikia mwanaataaluma huyo Baraza laweza kuendelea na uchunguzi kama vile mwanaataaluma angekuwepo.

Mamlaka ya nidhamu ya

31.- (1) Baraza baada ya kufanya uchunguzi wa kina chini ya masharti ya Sheria
Sheria ya Usimamizi wa Wakemia

Baraza hii linaweza:-
(a) kutoa amri ya kuondoa jina la mwanataaluma ya kemia kwenye Rejesta;
(b) kutoa amri ya kusimamishwa kufanya kazi ya mwanataaluma ya kemia kwa kipindi kitakachooneka-na kinafaa;
(c) kutoa tahadhari au onyo kwa mwanataaluma ya kemia, au
(d) kutoza faini au kuamuru kulipwa kwa gharama zilizotumika katika uchunguzi au gharama nyingine, kama itakavyokuwa.

(2) Msajili, ndani ya siku saba baada ya uchunguzi kukamilika, atawasilisha maamuzi ya Baraza kwa pande zote zinazohusika.

Mamlaka ya kumuita shahidi

Baraza litakuwa na mamlaka ya kumuita shahidi yeyote muhimu na kumtaka kuwasilisha nyaraka kwa lengo la uchunguzi uliofanyika chini ya Sheria hii.

Kushindwa kuhudhuria uchunguzi

32. Baraza litakuwa na mamlaka ya kumuita shahidi yeyote muhimu na kumtaka kuwasilisha nyaraka kwa lengo la uchunguzi uliofanyika chini ya Sheria hii.

33.- (1) Mtu ambaye amepewa wito wa kuhudhuria na kutoa usahidi au nyaraka yoyote kwa ajili ya uchunguzi wowote uliofanyika chini ya kifungu cha 32-
(a) atashindwa bila sababu maalumu kutii wito;
(b) atashindwa kutoa nyaraka itaka-yohitajika;
(c) atakataa bila sababu maalumu kujibu maswali atakayoulizwa na Baraza; au
(d) kwa makusudi kuwingilia mwenendo wa mashauri ya Baraza au kumtukana mjumbe wa Baraza, anatenda kosa.

(2) Mtu yeyote atakayetoa usahidi mbele ya Baraza, kuhusiana na usahidi uliotolewa naye au nyaraka yoyote aliyoitoya, atakuwa na haki na wadhifa kama shahidi mbele ya mahakama.

48
Rufaa

34.- (1) Mtu yeyote ambaye hataridhishwa na maamuzi ya Baraza, anaweza kukata rufaa kwa Waziri ndani ya kipindi cha miezi mitatu kutoka tarehe ya kupewa taarifa ya maamuzi ya Baraza dhidi yake.

(2) Waziri, ndani ya siku thelathini tangu kupokea rufaa, ataamua rufaa hiyo.

(3) Waziri anaweza kubatilishwa, au kuruhusu rufaa yoyote au kubadilisha maamuzi ya Baraza au kutoa maelekezo mengine kadri itakavyokuwa lazima.

(4) Waziri baada ya kutoa uamuzi wa rufaa, atampatia mrufani, ndani ya mwezi mmoja, nakala ya maamuzi hayo.

SEHEMU YA SITA
MASHARTI JUMLA

Kanuni

35.- (1) Waziri kwa kushauri anaa na Baraza atatengeneza kanuni za utekelezaji wa malengo na madhumuni ya Sheria hii.

(2) Bila kuathiri masharti ya jumla ya kifungu kidogo cha (1), Waziri anaweza kutengeneza kanuni za kufafanua juu ya-

(a) namna, aina ya fomu na mwenendo wa maombi ya usajili, uorodheswaji, uandikishwaji au ubakishwaji na ufutwaji kwenye Rejesta;

(b) uteuzi, mamlaka na sifa za wakaguzi na jinsi ya kufanya ukuaguzi kwa madhumuni ya Sheria hii;

(c) tozo na gharama nyingine;

(d) kuhifadhi, kuwekeza na kutumia fedha na mali za Baraza; na

(e) taratibu za Baraza kufanya uchunguzi, kuita mashahidi na kutoa ushahidi katika uchunguzi, pamoja na mamlaka ya kuchukua ushahidi chini ya kiapo.
36.- (1) Baraza litaweka, kwa kuthibishwa na Waziri, taratibu za utekelezaji wa madhumuni na masuala mengine yanayohitajika chini ya Sheria hii.

(2) Bila kuathiri mamlaka yaliyotajwa chini ya kifungu hiki kwa ujumla wake, Baraza linaweza kuweka taratibu za-

(a) kuainisha sifa zitakazotambulika kwa mtu mwenye hadhi ya kusajiliwa, kuorodheshwa na kuandikishwa chini ya Sheria hii;
(b) kuainisha maadili na viwango vya utendaji vya wanataaluma ya kemia; na
(c) masuala mengineyo ambayo ni mhimu katika utekelezaji wa Sheria hii.

37.- (1) Mtu yeyote ambaye atatenda kosa kinyume na masharti ya Sheria au Kanuni za Sheria hii ambapo adhabu haijaainishwa atawajibika kulipa faini isiyozidi shilingi milioni moja au kifungo kwa kipindi kisichozi mwaka mmoja.

(2) Mtu yeyote aliyesajiliwa, kuorodheshwa chini ya Sheria hii hatajihusha na kazi zilizo kinyume cha Sheria au kushirikiana na mtu anayefanya kazi za aina hiyo.

(3) Mtu hatajipatia au kujaribu kujipatia usajili au kuorodheshwa au kuandikishwa kwa njia ya udanganyifu au chini ya tamko la uongo, hati, maombi au uwasilishaji, iwapo kwa maandishi au matamshi au kwa makusudi anafanya au kusababisha udanganifu kufanyika ndani ya Rejesta.

(4) Mtu yeyote ambaye atakiuka masharti ya kifungu kidogo cha (2) na (3) anatenda kosa na atawajibika, iwapo atatiwa hatiani, kulipa faini isiyopungua shilingi laki tano na kutumikia kifungo kwa kipindi cha miaka miwili, au yote.
38. Waziri, kwa amri itakayochapishwa kwenye Gazeti la Serikali, atatangaza majina ya Wanataaluma wa kemia.

39. Bila kujali suala alilotenda, Mkemia Mkuu wa Serikali, mjumbe yeyote wa Bodi, mjumbe wa kamati, mwajiliwa au mtu yeyote aliyepewa mamlaka ya kutekeleza majukumu chini ya Sheria hii, hatahesabiwa kuwa na hatia endapo ametenda kosa akiwa katika hatua za utekelezaji wa majukumu yake kwa nia njema kulingana na sheria, kanuni au sheria ndogondogo zilizotungwa chini ya Sheria hii.

40.-(1) Baraza linaweza, iwapo litadhirika kwamba mtu ametenda kosa chini ya Sheria hii, ufililisha kosa hilo kwa kupokea kutosha kwa mtu huyo kiasi cha fedha ambacho hakitozidi shilingi milioni tano.

(2) Iwapo kosa limefifishwa kwa mujibu wa kifungu kidogo cha (1) na shauri linaletwa dhidi ya mkosaji kwa kosa hilo hilo, itakuwa ni utetezi wa msingi kwa mkosaji kui-thitishia mahakama kwamba kosa ambalo anashtakiwa nalo limeshafifishwa chini ya kifungu kidogo cha (1).

(3) Mtu yeyote ambaye haridhishwi na amri yoyote iliyotolewa chini ya kifungu kidogo cha (1), anaweza, ndani ya siku thelathini tangu tarehe ya amri hiyo, kukata rufaa kwa Waziri.

(4) Iwapo mtu yeyote anashindwa kutekeleza amri iliyotolewa chini ya kifungu hiki ndani ya muda ulioanishwa, mbali na kiasi cha fedha kilichoamriwa, Baraza litamuamuru mhusika kulipa riba kwa kiwango kilichoainishwa kwenye kanuni.

(5) Waziri atatengeneza kanuni zinazoainisha makosa yatakayofishwa na utaratibu wa kufifisha makosa chini ya sheria hii.
JEDWALI
(Limetengenezwa chini ya kifungu cha 4)

UTEUZI, MUUNDO NA MWENENDO WA BARAZA

**Mwenyekiti**

1.- (1) Mwenyekiti anatakiwa awe mwelewa, mwa-minifu na mwenye maadili ambaye ana uzoefu kwenye masuala ya kemia.

(2) Wajumbe watamchagua kutoka miongoni mwa mjumbe mmoja atakayekuwa Makamu wa Mwenyekiti.

**Muda wa kukaa madarakani**

2.- (1) Mwenyekiti na wajumbe watashika nyazifa zao kwa kipindi chache miaka mitatu na watakuwa na sifa za kuteuliwa tena kwa kipindi kingine kimoja, isipokuwa pale uteuzi wao utakapokuwa umesitishwa na Waziri, au ujumbe wao utakuwa umesitishwa kwa sababu zozote zile.

(2) Kwa kipindi ambaye anateuliwa amekutoka kwa madaraka katika ofisi anayefika mwenyekiti, atakoma kuwa mjumbe mara atakapoachwa kushika madaraka katika ofisi anayefika mwenyekiti.

3.- (a) atafariki au kujiuzuru kwa sababu zozote zile;

(b) atashindwa kuhudhuria vikao vitatu vya Baraza mfurulizo bila sababu za msingi;

(c) amehukumiwa kwa makosa ya jinai kwa zaidi ya miezi sita;

(d) atapata ugonjwa wa akili; au

(e) Atazuiliwa kufanya kazi kwa mujibu wa Sheria hii.

(4) Pale mjumbe aliyeteuliwa atakoma kuwa kipindi kwa sababu zozote zile, atakoma kwa kipindi kilichobakia cheche miaka mitatu kwa sababu zilizoainishwa kwenye kifungu kidogo cha (3), Waziri atateua mtu mwingine kuziba nafasi yake na mtu aliyealiyeteuliwa atakwa kipindi kwa sababu zozote zile cheche miaka mitatu kwa sababu zilizoainishwa kwenye kifungu kidogo cha (3). Waziri atateua mtu mwingine kuhudhuria kikao cha dharura kujadili suala linalohitaji uamuzi wa haraka.

(5) Iwapo mjumbe wa Baraza ni mjumbe kutokana na ofisi anayelisha hatawezi kuthibitishwa kwa sababu zozote zile, anaweza kutokana na ofisi anayelisha hatawezi kuthibitishwa kwa sababu zozote zile.

**Vikao vya Baraza**

3.- (1) Baraza litakuwa na vikao katika halisi ya kawaida angalau kimoja kila baada ya miezi mitatu katika muda na sehenu kadiri itakavyoonekana inafaa ili kuendesha shughuli zake.

(2) Bila kujali kifungu cha (1), Mwenyekiti anaweza, baada ya kupata idhini ya theluthi mbili ya wajumbe kutisha kikao cha dharura kujadili suala linalohitaji uamuzi wa haraka.
Sheria ya Usimamizi wa Wakemia

(3) Mwenyekiti, au endapo hayupo, Makamu Mwenyekiti anaweza wakati wowote kuitisha kikao cha dharura baada ya kupokea maombi ya maandishi kutokea kwa wajumbe wálío wengi.

(4) Pale Mwenyekiti anapokuwa hayupo, vikao vitaongozwa na Vikao vitaongozwa na Mwenyekiti na Makamu Mwenyekiti na pale ambapo wote hawapo, wajumbe watakakuwepo kwenye kikao, watachagua mmoja wa wajumbe kuwa kuongoza kikao.

Akidi

4.- (1) Akidi ya katika kikao ya chochote cha Baraza litakuwa ni theluthi mbili ya wajumbe.

(2) Mambo ya mapendekezo katika kikao cha Baraza, yataamuliwa na idadi kubwa ya kura za wajumbe walio hudhuria.

(3) Uhalali wa taarifa yoyote ya kikao cha Baraza iliyoundwa kihalali hautaathiriwa na kukosekana kwa mjumbe yeyote asiyehudhuria au kwa kasoro itakayotolewa na mjumbe asihudhuria kikao.

Maelekezo ya Baraza

5.- (1) Maagizo, maelekezo, matangazo au hati iliyoundwa au kutolewana kwa niaba ya Bodi inatakiwa kutiwa saini na-

(a) Mweyekiti; au

(b) katibu au afisa yeyoye aliyeidhinishwa kwa maandishi kwa niaba yake.

Mhuri

6. Mhuri wa Baraza hautawekwa kwenye waraka wowote isipokuwa tu mbele ya Msajili au afisa mwingine wa Baraza atakayeteuliwa na Msajili.

Mienendo ya mikutano

7. Kwa kuzingatia masharti ya Jedwali hili, Baraza litasimamia mienendo ya mikutano.
MADHUMUNI NA SABABU


Muswada huu umegawanyika katika Sehemu Kuu Sita.

Sehemu ya Kwanza inahusu masuala ya awali ikihusisha tafsiri ya Sheria, tarehe ya kuanza kutumika na wigo wa matumizi ya Sheria hii.

Sehemu ya Pili inahusu uanzishwaji wa Baraza la Kusimamia Wanataaluma ya Kemia, kamati na majukumu yake. Sehemu hii pia inaainisha majukumu ya Baraza ambayo ni pamoja na kufanikiwa mafundi sanifu kemia wasaidizi. Aidha, Sehemu hii pia inabainisha mafundi sanifu kemia ambayo ni pamoja na kufanikiwa mafundi sanifu kemia wasaidizi.

Sehemu ya Tatu inaainisha masharti yanayohusu usajili, uandikishwaji wa uorodheshwaji wa kemia, mafundi sanifu kemia na mafundi sanifu kemia wasaidizi Tanzania. Sehemu hii inawezesha sifa za kusajili, kuweka ufanzo wa kuaanisha kufanikiwa na kushughulikia kwa ujumbe wa maudhui na ujumbe wa kitu. Sehemu hii inaandikishwa kwa kufanikiwa na kushughulikia kwa ujumbe wa maudhui na ujumbe wa kitu.

Sehemu ya Nne inahusu vyanzo vya mapato ya Baraza na inatao mamlaka kwa Baraza kuwekeza fedha ili kuendeleza wanataaluma ya kemia.
Sheria ya Usimamizi wa Wakemia

Sehemu ya Tano inabainisha vifungu vinavyohusu masharti ya nidhamu, upokeaji na ushughulikiaji wa malalami-ko dhidi ya mkemia, fundi sanifu kemia au fundi sanifu kemia msaidizi. Sehemu hii pia inabainisha vifungu kuhusu uchunguzi wa Baraza juu ya matendo ya mwanaataaluma ya kemia endapo ametuhumiwa kukiuka maadili ya wanataaluma ya kemia. Sehemu hii pia inabainisha vifungu vinavyohusu mamlaka ya nidhamu ya Baraza na taratibu za kukata rufaa.

Sehemu ya Sita inabainisha masharti ya jumla, kwa kuainisha vifungu vinavyohusu makosa na adhabu, utoaji wa taarifa na usababishaji wa hasara. Aidha, Sehemu hii inapendekeza kumpa Waziri uwezo wa kutengeneza kanuni za utekelezaji wa malengo na madhumuni ya Sheria inayopendekeza kutungwa. Sehemu hii pia inampa Waziri uwezo wa kufanyia mabadiliko ya kanuni na majedwali yaliyopendekezwa katika Sheria hii inapobidi.

Dar es Salaam, 10 Mei, 2016

UMMY A. MWALIMU
Waziri wa Afya, Maendeleo ya Jamii, Jinsia, Wazee na Watoto