

TANGANYIKA LAW SOCIETY

IN THE MATTER OF ANNUAL GENERAL MEETING OF 2024

**MOTION ON ENACTMENT OF ETHICS AND CODE OF CONDUCTS FOR
MEMBERS OF THE GOVERNING COUNCIL OF THE TANGANYIKA
LAW SOCIETY**

Made under *Regulation 21 (1) (c) of the Tanganyika Law Society (Meetings) Regulations, 2020* and any other enabling provisions of the Law.

FROM: HEKIMA MWASIPU, ADVOCATE; ROLL NO.5153

**TO: ALL MEMBERS OF THE TANGANYIKA LAW SOCIETY AT THE ANNUAL
GENERAL MEETING TO BE HELD AT DODOMA, IN AUGUST, 2024.**

WHEREAS: The Governing Council (GC) of the Tanganyika Law Society (TLS) is the apex governing board and executive machinery of the Society which is vested with all powers of governance and oversight of the affairs of the Tanganyika Law Society and its Objectives enshrined in **the Tanganyika Law Society Act, Cap 307 [R.E 2002]**; for and on behalf of Members;

WHEREAS: In furtherance of its powers, the Governing Council is entrusted with capacity to make Regulations on matters listed under **Section 31 (1) (a-k) of the Tanganyika Law Society Act**, as the Council may deem appropriate, to bind the members for proper conduct and regulation of the affairs of the Society;

WHEREAS: the GC has made several Regulations under **Section 31(1) of the Tanganyika Law Society Act**, touching different aspects listed thereunder, but there are no such specific Regulations made on the aspect of Ethics and Code of Conducts of Members of the Governing Council hence exposing a loop-hole for members to conduct themselves and handling the affairs of the Society without being regulated by any Code of Conduct of the matters related to the GC.

WHEREAS: In the recent times and in the advanced science and technology with increase of cyber misconducts; some members of the TLS Governing Council have been using the loop-hole of absence of the said Regulations, to disperse, circulate and share in social media or other platforms a crucially confidential information regarding correspondences to/from the GC or Top Officials, Leaders of the Society, other members of the GC or Secretariat, Members of the Society; or Proceedings of the GC meetings; the conduct which endangers the Esteem and Image of the Society while diminishing public confidence to the professional standards and integrity of the society, its Leaders, officials and members at large.

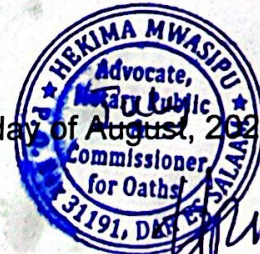
WHEREAS: This honourable Annual General Meeting should consider that Members of the GC which is the apex board of the TLS, by virtue of their membership in the GC; are exclusively entitled to receive or to know any or every information, including raw information regarding the Society, affairs of members and other Stakeholders; some of such information are of Confidential nature and secret which must not be shared, circulated or otherwise be communicated to the third party who is not member thereof.

NOWHEREFORE, I, Adv. Hekima Mwasipu wish to present this Motion before the Annual General Meeting of the Tanganyika Law Society, in August, 2024, in the following terms: -

(1) That Annual General Meeting of Tanganyika Law Society pass resolution that TLS Governing Council in terms of powers conferred to it under **Section 31(1)(l) of the Tanganyika Law Society Act**, make Ethics and Code of Conducts for Members of the Tanganyika Law Society Governing Council, in order to regulate all affairs of the GC for securing Confidentiality of its business, Esteem of the Society, behaviour of its Members, its Proceedings and generally highlighting the "DOS" and the "DONTs" for members of the GC. This honourable Annual General Meeting should resolve further that breach of confidentiality by a member of the GC should amount to Professional misconduct and be a ground for immediate cessation of his membership in the GC on top of such disciplinary actions taken upon him/her.

LODGED BY:

Dated and signed at Dar es Salaam this 7 day of August, 2024.



HEKIMA MWASIPU

TLS MEMBER

RECEIVED BY:

Lodged with the Tanganyika Law Society Secretariat at Dar es Salaam on this day of August, 2024.

NAMES: