



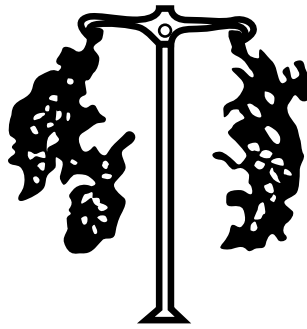
Zanzibar Legal Services Centre

Annual Report

2008

ZANZIBAR LEGAL SERVICES CENTRE

TRANSFORM JUSTICE



INTO PASSION

ANNUAL REPORT FOR THE YEAR

[1ST JANUARY TO 31ST DECEMBER, 2008]

ZANZIBAR LEGAL SERVICES CENTRE
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Message from the ZLSC Chairman



The work of the Centre continues to grow. More and more people appreciate its work and a growing number of people require its services. One of the major constraints that have been facing the centre has been the absence of the Executive Director. At the end of the year, the Board was able to approve the appointment of Mr. Iss-haq Sharif as the Executive Director, and he has agreed to start work from 1st April 2009.

We have been able during this year to have very successful discussions with our partners on long term funding. We thus signed a joint agreement with SIDA, DANIDA and the Embassy of Finland for basket funding for period 2008-2011. This will no doubt allay any anxieties and fears that we might have on future funding for the centre, and will enable us to work with no worries as from where we would get funding for this or that activity.

The Report is divided in two parts. In part one the Report covers the various activities of the Centre. Here, we have tried our level best to follow the 2008-

2011 Strategic Plan of the Centre. Part two of the Report contains the Annextures. These shade light on the Centre and its various activities in the course of 2008. They include The Board of Trustees of the Zanzibar Legal Services Centre; the Staff of the Centre in both Unguja and Pemba offices; publications of the Centre in the course of the year; some of the visitors to the Centre's Offices in Unguja and Pemba during the year; the number of legal aid clients served by the Centre in the course of the year; cases reported to the Centre through Paralegals in 2008; the public interest cases handled by the Centre during the year; the list of Paralegals of ZLSC, their Constituencies and the number of Shehias within the Constituencies, District and Region in Zanzibar and Pemba; and the Audited Accounts of the Centre.

We hope and believe that you will find this Report informative on the work of the Centre in the year 2008.

We are most grateful to our partners.

Prof. Haroub Othman
Chairman
Zanzibar Legal Services Centre

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CHAPTER ONE

Background and Profile of the Organisation

1.0 Introducing the Centre

The Zanzibar Legal Services Centre (hereinafter referred to as ZLSC or the Centre) was established in 1992. It is a non – governmental, voluntary, independent and non-profit making organisation whose major aim is to provide legal services to poor, women, children, the disabled and other disadvantaged sections of the society; popularise knowledge on the law; and produce publications in all areas of legal concern to the people of Zanzibar. The Centre strives to ensure that the people have a basic understanding of legal and human rights principles and can act on them in order to build a society based on rule of law, good governance and the observance of human rights norms.

The Centre is a body corporate and this shall have the right and capacity to sue and be sued in its own name and own both moveable and immoveable property. It shall have its own Official Seal and Emblem.

1.2 Purpose and Objectives

The Centre undertakes normal legal duties such as legal representation, litigation and arbitration in public interest cases for the poor and disadvantaged members of the Zanzibar society. In addition, the Centre provides

legal education to the public in order to raise people’s awareness on their basic rights and civic responsibilities. To this end, the Centre conducts, co-ordinates and commissions research on legal issues; arranges workshops and seminars to enable scholars and people from all walks of life to meet, discuss and develop policies on law; and to organise educational and scientific programmes for the purpose of training individuals and groups identified as being most likely to benefit from focussed and intensive communication of research results.

1.3 Vision

The vision of the Centre is to seek to ensure that every person in Zanzibar, especially the poor, women, children, the disabled and other disadvantaged and vulnerable sections of the society, has a basic understanding of legal and human rights principles and can act on them in order to build a society based on rule of law, good governance and the observance of human rights norms.

1.4 Mission

The Centre is dedicated to raising peoples’ awareness on their rights and responsibilities through the provision of legal and human rights education,

research on legal issues, conducting seminars, workshops, conferences, counselling and legal aid.

1.5 Activities

The main objectives of the Centre are implemented through among other avenues, Legal Counselling, Human Rights course, a Radio Programme with *Sauti ya Tanzania Zanzibar* and a Television Programme with Television Zanzibar; Legal Aid Camps; Para-legal Training; Film Shows; ZLSC Newsletter; Public Lectures; Conferences; Workshops; Seminars; and Specialised and Tailor-made training.

The Centre has also a Documentation Centre for legal and human rights text and publications. The Centre acts as a repository for all Zanzibar legal materials that can be used for research purposes.

1.6 Organisational Structure

ZLSC is a registered Trust with a Board of Trustees. The Board is the top policy-making organ of the Centre. It is assisted the Executive Director who is its Secretary. The current Board of the Centre is provided in **Annex One** to this Report.

Apart from its head office in Zanzibar Town, the Centre has also a sub-office in Chake Chake, Pemba.

1.7 The Staff and Secretariat of the Centre

The Centre has different cadres in its staff headed by the Executive Director who is the Chief Executive Officer

(CEO). The names of the current staff, their positions and job descriptions are provided in **Annex Two** to this Report.

1.8 Ethical Standards

According to the Constitution of the Centre, all persons participating in the operations of the Centre must show the utmost good faith to others in all matters relating to the Centre and must not use the Centre's facilities or influence to further private gain or any partisan, religious, ethnic or similar interests contrary to the objectives of the Centre.

1.9 The Strategic Plan 2008 – 2011

In early 2008, with the assistance of the Royal Danish Embassy in Dar es Salaam, the Centre prepared a Four-Year Strategic Plan covering the period 2008 to 2011. This plan drew experience from the previous plans of the Centre (2001-2003 and 2004-2008) which had been central in guiding the operations of the institution. The focus of the Plan was to ensure:

- (a). Increased public awareness on civic education and legal literacy;
- (b). Expanding the knowledge and competency of law enforcers and political, civic and religious leaders, legal aid facilitators;
- (c). Enhancing knowledge and competency of law enforcers and selected leaders on human rights;
- (d). Research, documentation and publication; and
- (e). Collaboration and networking.

1.10 Funding of the Centre

In the course of the current period, the Centre has been getting financial assistance to carry out its various activities from the following institutions:

- (a). Royal Danish Embassy;
- (b). Embassy of Finland;
- (c). Sigrid Rausing Trust Fund; and
- (d). Embassy of Sweden.

Later on, three of these institutions decided to establish a Basket Fund through which all their funds would be channelled. This was done in order to enable the Centre to effectively plan, implement and directly account for all expenses in a more structured way.

It is important to note that 2008 also marked the end of Phase IV support from DANIDA, which started in 2001. From 2009 - DANIDA would join SIDA and the Embassy of Finland in providing basket funding. In this year, will also witness the end of the small grant given to the Centre by Sigrid Rausing Trust fund specifically for the Paralegals programme.

The Centre's Legal Services Project operates within its Four-Year Strategic Plan. Therefore, it has been agreed that reporting on the implementation of planned activities, and adjusted budget is to be monitored according to the objectives stated out in the Strategic Plan.

1.11 Contact

The Centre can be contacted at the following address:

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Prof. Haroub and Bi. Kidude – the renown Zanzibari Taarab legend at one of the activities of the Centre in Unguja – November 2008

CHAPTER TWO

Reporting on Activities and Programmes

PART ONE: *Strategic Objective One* – To enable the people of Zanzibar to access information and be adequately informed about legal and human rights issues and stimulated to participate in ongoing debates about legal policies and laws.

Four activities were undertaken between January and December, 2008 under this strategic objective. These were:

- (a). Provision of Access to Information through the establishment and development of two Libraries – One in Unguja and the other in Pemba:
 - (i). Some 725 (597 males and 128 females) people were able to use the libraries of the Centre. The services provided included access to internet, books and photocopying facilities. Among the beneficiaries were the law students of the Universities and other institutions of higher learning.
 - (ii). Both libraries are also equipped with functioning

IT facilities to enable users to access electronic materials through the internet. A new and more up to date computer has been added in the Unguja library to provide more opportunity to the library users.

- (iii). The Centre purchased 64 new books, journals, periodicals, legislations, official gazettes and acquired various relevant pamphlets. These were distributed proportionally in the two libraries.
- (iv). The Centre is also subscribing for two local newspapers published in Dar es Salaam. These are *The Guardian* and *Mwananchi*.
- (v). The Centre has started the process of updating its website which will also be another source of legal and other materials on Zanzibar and beyond.
- (vi). A highly qualified and experienced librarian has been hired to manage the library in Unguja on full time basis.

There were challenges faced by the Centre in relation to the Library. These include:

- Increase in the number of users as the facility becomes known to the people of Zanzibar.
- Lack of reliable heavy duty photocopiers in both libraries to assist students who would like to copy parts of books and journals for their studies.
- The need to train the librarians on modern methods of handling the library including classification methods. This is urgently needed for the librarian in Pemba who is not a professional.
- The Ventilation and lighting in the case of Pemba library and the improvement of the furniture including the possibility of installing of an air-condition.

(b). Publication and Dissemination of Materials on Legal and Human Rights Issues:

The Centre published several books – either on its own or in collaboration with other institutions and made these available to the members of the public. It also purchased important publications available in public domain. Among the publications of the Centre was the *Tanzania Human Rights Report, 2007*. Other publications done

by the Centre in 2008 include: *Prespective on the Kadhi's Courts in Zanzibar*, by Dr. Hamudi Ismail Majamba (2008); *Possibility and Rationale of Establishing Kadhi Courts in Tanzania Mainland*, by Dr. Hamudi Ismail Majamba (2008); *Comparative Democracy and Cultural Wisdom: Africinity, Islam and the West*, by Prof. Ali A. Mazrui; and *Mufti Act of Zanzibar: The Fundamental Rights and Freedoms of Muslims on the Isles*, by Prof. Chris Maina Peter (2008). These books are indicated in **Annex Three**.

There were other publications which were acquired by the Centre and disseminated to the public during seminars, workshops, conferences and trainings include the Constitution of the United Republic of Tanzania, 1977 and the Constitution of Zanzibar of 1984. In addition, in the course of the year, the Centre did produce various posters, fliers, stickers, booklets, calendars as promotional materials on law, human rights, elections and its own profile. In this activity the Centre collaborated with the Legal and Human Rights Centre (LHRC); Tanganyika Law Society (TLS) and SAHRINGON.

There were challenges too in this area. These include:

- Realisation that more and more people in government (both central and local) needed the basic documents

for their day to day work. These include the Constitutions of the United Republic and that of Zanzibar as well as other legislation relevant to their specific departments. Therefore, more materials and documents are needed.

- The Centre was also unable to publish its newsletter due to technical problems. This is now envisaged to be published in 2009.

(c). Media Programmes

The Centre has agreements with both Radio Tanzania Zanzibar and Television Zanzibar. It therefore airs educational programmes on both facilities which are owned and controlled by the Revolutionary Government of Zanzibar (*Serikali ya Mapinduzi ya Zanzibar – SMZ*). These media facilities have one great advantage – they have a wider reach in comparison with the new emerging radios and cable television.

The target of the Centre was to air at least 50 Television Programmes and 80 Radio Programmes. However, due to power shedding including one which affected the isles for two full months, these targets could not be reached. By the end of 2008 some 48 Television Programmes and 48 Radio Programmes had been aired. It is anticipated that things will improve next year.

One single challenge faced in execution of this programme was irregular power supply which was unpredictable and disrupted most of the planned activities and also the availability of participants in programmes.

ACTIVITIES REPORT 2008						
Activities	Budget as Per Strategic Plan 2009	Actual expenditure 2008	Variance	% Variance		
Information Access, Media Programs, And Publications	154,300,000.00	9,762,720.00	144,537,280.00	94	6%	154,300,000.00

PART TWO: *Strategic Objective*
Two - To advocate for changes and reforms of legal policies and laws affecting the human rights and welfare of the people of Zanzibar.

In its advocacy work aimed at influencing reforms of policies and laws affecting human rights and welfare of the people of Zanzibar, the Centre conducted various activities focussed on specific issues of public interest. These activities include the following:

- (a). Workshop to Mark the International Women's Day – 8th March, 2008:

This workshop was organised in collaboration with the Ministry of Women, Children, Employment and Youth Development in Zanzibar (Pemba Office). This activity which was held in Chake Chake, Pemba attracted some 50 participants – both men and women. The topics covered in the presentations included Rights of Women in the Criminal Procedure and Penal Acts of Zanzibar; Human Rights and Women Development; and Filing of Civil Suits in Courts of Law. A similar Workshop was held in Unguja.

- (b). Abolition of Death Penalty – 10th October, 2008:

Death penalty is a controversial issue in Zanzibar precisely because of the dominance of the Islam – which many believe its supports capital punishment. Knowing this, the Centre has

been marking the death penalty abolition day annually. The aim is to sensitize the population on the need to abolish this form of punishment which the majority of the members of the international community believe to amount to torture, inhuman and degrading. The topics covered were Death Penalty in the Penal Laws of Zanzibar; and Death Penalty in the Context of Islamic Sharia. As a tradition, religious leaders are invited to address this topic in the context of their beliefs. Workshops against the death penalty were held simultaneously in Unguja and Pemba whereby 100 participants attended in Unguja workshop and 60 in Pemba workshop.

- (c). Paralegal Training:

Paralegals of the Centre were trained on various laws of Zanzibar with the aim of turning them into trainers in the same areas so as to influence the understanding of the law and its weaknesses and thus advocacy for change. The laws covered at length were the Zanzibari Registration Law; Election laws, Land laws, the Law of Contract; and the law relating to Arrest, Search and Investigation in Criminal Cases.

ACTIVITIES REPORT 2008						
Activities	Budget as Per Strategic Plan 2009	Actual expenditure 2008	Variance	% Variance		
Advocacy For Policy Reform	78,000,000.00	-	78,000,000.00	100	100%	78,000,000.00

PART THREE: *Strategic Objective Three* – To provide legal assistance, advice and counselling to the historically disadvantaged groups of people in the community (poor men and women, widows, elderly, children, youth, people with disabilities, workers, etc.

(a) Legal Aid Assistance and Counselling

The primary aim of the Centre which is also denoted in its name is to provide legal aid assistance and counselling. The aim is to reach the poor, disadvantaged sections of the population which include the women, children, the elderly and the disabled.

Therefore, each Programme Officer in the Centre is supposed to provide legal aid daily in the course of his or her duties at the Centre. In the course of the year a total of 799 clients visited the Centre and were served. This total is made of 318 men and 389 women. Most of the men had problems relating to land disputes; labour disputes; mob violence; and injury and compensation issues. As for women, they were affected by issues of inheritance; custody and maintenance of children; family and domestic violence; divorce and division of matrimonial property; and to some extent grievous bodily harm. Children on the other hand were touched by cases relating to labour disputes; inheritance; family and domestic violence; custody of children; and maintenance of children. The summary of the cases dealt with by the Centre in 2008 is provided in **Annex Five** of this Report. The cases handled by Paralegals in their specific constituencies and reported to the Centre are listed in **Annex Six**.

(b) Civic and Human Rights Training:

Training in the area of civic and human rights was carried out by Programme Officers of the Centre and sometimes by invited resource persons. There were training activities undertaken by Paralegals within their constituencies. The trainings done in 2008 include the following:

(i). Training for Local Government and Municipal Leaders CSOs and FBOs

The Centre carried out training of leaders at local and municipal levels in all districts of Unguja and Pemba between 17th May and 6th July, 2008. This two-day training was done in collaboration with the Ministry of State, President's Office, Regional Administration and the Revolutionary Government of Zanzibar Special Departments.

The aim and objective of these workshops was to create awareness on law, human rights and good governance. The targets were Shehas and Ward Counsellors. It is important that in the course of their duties they should avoid conflicts in the process of dispute settlement and income collection.

In Unguja and Pemba these trainings were carried out as follows:

- 17th – 19th May, 2008 – training for Urban District held at Haile Sellasie Secondary School with 82 participants;
- 24th and 25th May 2008- training for Micheweni District in Pemba held at Micheweni District Councils Office with 54 participants.
- 31st May – 1st June, 2008 – training for West District held at West District Council Hall, Mombasa with 77 participants;
- 31st May and 1st June 2008 – training for Wete District held at Ben Mkapa Teachers Training College Conference Hall, Wete Pemba with 36 participants
- 7th – 8th June, 2008 – training for South District held at Kitogani Secondary School with 50 participants;
- 14th – 15th June, 2008 – training for Central District held at Central Council Hall in Dunga with 63 participants;
- 14th and 15th June 2008 – training for Chakechake District held at Chake Chake District Councils offices conference hall at Wawi Chake Pemba with 50 participants.
- 21st and 22nd June 2008 – training for Mkoani District in Pemba held at ZAYADESA Conference hall in Mkoani Pemba with 48 participants.
- 27th – 28th June, 2008 – training for North 'B' District held at North 'B' District Council Hall in Kinduni with 62 participants; and

- 5th – 6th July, 2008 training for North A. District training held at North ‘A’ District Council in Mkokotoni with 50 participants.

Apart from Shehas and Counsellors, in attendance at these training activities were also paralegals, the media, staff of the Ministry and other officers, staff of the Centre and various facilitators. In total about 572 persons benefited from this training.

The subjects covered include: The Constitution of Zanzibar of 1984; Human Rights; Rule of Law; Land Laws; Duties and Responsibilities of Shehas in accordance with Law No. 1 of 1998; the Role of Local Governments in Good Governance; and Good Governance.

The participants were satisfied with the training and evaluated it positively.

(ii). Training Workshop for Trade Unionists

Another training was done for RAAWU Council Members and ZUPHE Council Members at their own request on 30th and 31st August, 2008. The topics covered were Employment Act, Labour Relations Act; Labour Law on Health and Safety Act, Compensation Act and History

of Trade Unions in Zanzibar. This was done in Unguja and attracted 30 participants.

This training was highly appreciated and participants requested that training of this nature should be an on-going process and urged those in decision-making positions should be exposed to this form of training.

The main challenge faced in providing training to various cadres was the fact that the Revolutionary Government of Zanzibar and its Departments were not prepared to share costs of the training with the Centre. They wanted the Centre to bear the whole cost of training of their people. Also some civil society actors too were not ready to accept the cost-sharing principle with the Centre and hence some programmes had to be postponed.

(c). Litigation and Public Interest Cases:

Public interest litigation is an important tool in human rights struggles. The Centre has therefore used it from time to time when it becomes necessary. In the course of 2008 some old cases continued and new ones were registered. The cases adopted by the Centre in the course of the year and their nature are provided in **Annex Seven** to this Report.

ACTIVITIES REPORT 2008

Activities	Budget as Per Strategic Plan 2009	Actual expenditure 2008	Variance	% Variance	
Legal Service Provision, Civic And Human Rights Training, Litigation Of Public Interest Cases.	156,000,000.00	14,277,070.00	141,722,930.00	91%	9%

PART FOUR: *Strategic Objective Four* – To facilitate and enabling environment and contribute towards increased participation of the Zanzibar citizens into national elections processes.

There will be national elections in 2010 in Zanzibar. Elections on the isles have always been controversial. The Centre participated in forming and hosting the Zanzibar Elections Monitoring and Observer Group (ZEMOG) which was responsible for observing and monitoring the first multiparty elections on the isles in 1995.

That was a great experience which taught the Centre a few lessons. One of these lessons is to prepare early for elections and not to wait until the last minute. Therefore, civic and voter education should not wait until the year of elections. It should be an ongoing process which is usually done even before the election fever rise. They should begin early in order for the population to internalise the rules and know their rights. To this end, in 2008 the Centre began preparations for elections education to the public. This was done in the various training activities where Zanzibar legislation was discussed. Also, in the Radio and Television programmes of the Centre, on several occasions the electoral law and the functions of the Zanzibar Electoral Commission were discussed at length. All these activities will be intensified in a more focussed way in 2009.

ACTIVITIES REPORT 2008						
Objective	Activities	Budget as Per Strategic Plan 2009	Actual expenditure 2008	Variance	% Variance	
PART FOUR: Strategic Objective Four- To facilitate an enabling environment and contribute towards increased participation of the Zanzibar citizens into national elections processes	National Election And Voter's Education	46,000,000.00	16,170,289.00	29,829,711.00	65	35%

PART FIVE: *Strategic Objective Five* – To strengthen the institutional capacity of ZLSC to become a responsive and effective organisation in managing the programmes, delivering services in the most efficient and professional approach.

(a). Recruitment of Staff

In order to strengthen its workforce, in the year 2008 the Centre recruited four members of staff. These were the Executive Director; Administrative and Finance Officer; a Secretary for the Pemba Office [who will also act as a receptionist and librarian] and the Office Attendant for the Unguja office who will also be the driver of the Centre's vehicle to be purchased soon. Their coming on board has eased pressure on the existing staff and improved the functioning of the Centre.

Also, one Programme Officer in Pemba who had been hired on part-time basis has not been offered a full time position by the Centre.

(b). Recruitment of Paralegals

The Centre has recruited 52 Paralegals to assist in its work in various parts of Unguja and Pemba. These are assigned to each constituency and two are from the special forces of the Revolutionary Government of Zanzibar. The list of all Paralegals of the Centre is reproduced in **Annex Eight** of this Report. The

Paralegals were thought to be a better way of replacing the mobile clinics which had originally established by the Centre but were found not be effective. The initial funding for this project was given by the Sigrid Rausing Trust Fund. As this was a one-time funding, ZLSC hopes that this important projected can be accommodated in the basket fund.

Currently the Centre is organising continuous training for the Paralegals in Unguja and Pemba so as to equip them with the rudimentary knowledge of the law. It is hoped that Paralegals will also be useful in the voter education and election monitoring for the 2010 general elections.

(c). Staff Development (Staff Training, Seminars, Exchange Visits, Workshops etc.)

The Board of Trustees invited two consultants to train and orient the members of staff in the internalisation of the process of implementing the 4-Year Strategic Plan of the Centre. This training also covered other issues of technical nature on finance and administration. This training which was also attended by the members of the Board was very helpful to the staff as they were able to understand their own internal situation better.

In addition to the normal trainings attended, members of staff of the Centre were invited and attended seminars, workshops and

international conferences within and outside the country. These meetings were on customary law; elections and NGO's participation; knowledge and information management technology; library training; human rights and business; Zanzibar Corruption Policy; human rights report writing; access to justice and legal aid; legal aid and paralegals; gender mainstreaming in Zanzibar; children and their rights; capacity building; and monitoring and evaluation.

It was ensured that all members of staff are provided the opportunity to participate in these various meetings. This has assisted in giving the members of staff confidence in dealing with their daily activities and it has improved their appreciation of the various problems faced in the course of assisting the poor and vulnerable members of the community.

(e) Equipments for the Centre

In order to be able to function optimally, the Centre did acquire various equipment and furniture in the course of the year. These include bookshelves, computer tables, chairs, filing cabinets, computers, printers and a telephone Switch Board to ease communication within the office.

At the same time, old and unusable equipment and furniture were disposed off through auction in which members of staff were not allowed to participate in order to avoid a conflict of interest situation.

(f). IT Services and Technical Support

IT services and technical support is highly underdeveloped in Zanzibar. Thus a few firms monopolise the branch and thus charge highly for their services. Currently, the Centre has a retainer system contract with ZANLINK to provide it with internet services for both Unguja and Pemba offices. Due to the existing high prices of internet facilities, only a few computers are connected to the internet in both offices. The management of the Centre is thus shopping for better deals in this area so that the Centre can enjoy maximum usage of internet in its various activities and particularly legal research.

The Centre also continued its search for a webmaster to develop the ZLSC Website which has been dormant for some time now. Discussions are on the way with the University of Dar es Salaam Computing Centre (UCC).

(g). The Auditors of the Centre

The accounts of the Centre were audited by Mangesho and Co. and they gave ZLSC a clean bill of health for the year 2008. Their verdict is attached to this Annual Report as **Annex Nine**.

ACTIVITIES REPORT 2008					
Activities	Budget as Per Strategic Plan 2009	Actual expenditure 2008	Variance	% Variance	
Institutional Governance (IG), Staff Salaries, Equipment , Office Running Costs	251,260,000.00	50,243,200.00	201,016,800.00	80	20%



Members of the Media Council in Zanzibar. They also Visited the Centre – November 2008



Members of the Police Force Participating in the Commemoration of the International Human Right day Organized by the Centre - December 2008

TOTAL EXPENDITURES AS PER STRATEGIC OBJECTIVES IN 2008

ACTIVITIES REPORT 2008						
Objective	Activities	Budget as Per Strategic Plan 2009	Actual expenditure 2008	Variance	% Variance	
PART ONE: Strategic objective one - To enable the people of Zanzibar to access information and be adequately informed about legal and human rights issues and be stimulated to participate in ongoing debate about legal policies and laws.	Information Access, Media Programs, And Publications	154,300,000.00	9,762,720.00	144,537,280.00	94%	6%
PART TWO: Strategic Objective Two- To advocate for changes and reforms of legal policies and laws affecting the human rights and welfare of the people of Zanzibar.	Advocacy For Policy Reform	78,000,000.00	-	78,000,000.00	100%	100%
PART THREE: Strategic Objective Three – to provide legal assistance, advice and counselling to the historical disadvantaged groups of people in the community (poor men and women, widows, elderly, children, youth, people with disabilities, workers, etc.	Legal Service Provision, Civic And Human Rights Training, Litigation Of Public Interest Cases	156,000,000.00	14,277,070.00	141,722,930.00	91%	9%

PART FOUR: Strategic Objective Four- To facilitate an enabling environment and contribute towards increased participation of the Zanzibar citizens into national elections processes	National Election And Voter's Education	46,000,000.00	16,170,289.00	29,829,711.00	65%	35%
PART FIVE: Strategic Objective five –To strengthen the institution capacity of ZLSC to become a response and effective organization in managing the programmes, delivering service in the most efficient and professional approach.	Institutional Governance (IG), Staff Salaries, Equipment , Office Running Costs	251,260,000.00	50,243,200.00	201,016,800.00	80%	20%
Total Amount		685,560,000.00	90,453,279.00	595,106,721.00	87%	13%



Marking Human Rights Day – 10th December 2008



Abolition of Death Penalty Campaign in Unguja – October 2008



The Way Forward – New Office in Pemba - June 2008!

CHAPTER THREE

Looking into the Future - The Way Forward

The year 2008 was very special to the Zanzibar Legal Services Centre. This is because three things happened which had a lot of influence on the development of the Centre as an institution.

Firstly, since inception, the Centre has had no administrative head i.e. the Executive Director. There had been temporary Directors on part-time basis but none had committed himself or herself to the Centre. However, at the end of the year, the Board of the Centre managed to convince the Co-ordinator of the Pemba Office of the Centre Mr. Iss-haq Ismail Shariff to take over this important position. Luckily, this time around, after a lot of convincing, he agreed to take up the challenge of running the Centre from early, 2009.

Secondly, since the passing of Bishop Douglas Toto of the Anglican Church of Zanzibar, who was a member of the Board of Trustees of the Centre, the Board was not full. In 2008, the Board managed to interest Mrs. Josefrieda Pereira of the State University of Zanzibar (SUZA) to join the Board as a Trustee. Without hesitation, Mrs. Pereira, who had participated in activities of the Centre before, accepted the challenge of serving in the Board of Trustees of the Centre. This completed the Board in accordance with the Constitution of the Centre of 1992.

Thirdly, and most important, after many years of trying, the Centre managed to come out with its first Strategic Plan for 2008-2011. This feat opened the door for the development partners and friends

of the Centre to come in with Basket Funding of the activities of the Centre. This was a great relief to the Centre which was for years funded on a year to year basis and thus unable to attract high-calibre staff in its establishment. Since the inauguration of the Strategic Plan, the Centre has managed to attract some of the best Zanzibari lawyers to join as programme officers and this has improved its outreach programme and is now doing more to provide Zanzibaris with legal aid, assistance and counselling as well as educating them on their legal rights through training and radio and Television programmes.

These are all important achievements in a single year. However, there is no doubt that the effects of these fundamental changes in the Centre will take some time to begin bearing fruits. We hope and believe that our friends, stakeholders and Zanzibaris in general will be understanding and allow us time to organise our new house!

We are currently in a very strong position as a civil society player and look forward to performing well and serving our clients with total dedication and thus contribute to the democratisation of Zanzibar and the United Republic of Tanzania at large. Failure to meet the expectations of our clients, stakeholders, the public and development partners is not among the options on the table before us!



Paralegal Training – Unguja – August 2008



Members of the Commission for Human Rights and Good Governance (CHRAGG) visiting Zanzibar to sign a Memorandum of Understanding (MoU) with the Centre and Umoja wa Walemavu Zanzibar (UWZ) on Human Rights Training – June 2008

ANNEX ONE

The Board of Trustees of the Zanzibar Legal Services Centre in 2008

The Chair



Prof. Haroub Othman – Professor, Institute of Development Studies,
University of Dar es Salaam – Chairman of the Board



Prof. Chris Maina Peter – Professor of
Law, University of Dar es Salaam, and
Advocate, the High Court of Tanzania –
Trustee



Hon. Safia Masoud Khamis – former
Commissioner, Tanzania Commission of
Human Rights and Good Governance now
with the Office of the Director of Public
Prosecutions, Zanzibar - Trustee



Maalim Khalfan Hemed Khalfan,
Executive Director, Umoja wa Walemavu
Zanzibar (UWZ) - Trustee



Mrs. Josefrieda Pereira – Lecturer, State
University of Zanzibar – Trustee

ANNEX TWO

The Current Staff of the Zanzibar Legal Services Centre in 2008

The Executive Director

Vacant

F & A Officer



Mr. Emmanuel P. Chacha

The Accountant



Mrs. Leila Mussa Ahmed

Coordinator – Pemba Office



Mr. Iss-haq I. Shariff

PROGRAMME OFFICERS



Mr. Rashid
Abdallah



Mr. Makame
M. Khamis



Mrs. Naima
Said Azzan



Mr. Aziz H.
Mtela



Ms. Harusi
M. Mpatani



Mr. Mohamed
Hassan Ali

GENERAL SERVICES STAFF

Librarian



Ms. Zainab
Omar

Secretary



Ms. Rukia M.
Othman

Secretary



Ms. Siti H.
Mohamed

Office
Assistant



Mr. Hamza
Kuwa

Office
Assistant



Mr. Said R.
Hassan

Office
Assistant



Mr. Abdi
Mussa
Khamis

ANNEX THREE

Publication of the Centre in 2008



In 2008 the Centre published its own profile, the Human Rights Report; two works by Dr. Hamudi Majamba of the School of Law of the University of Dar es Salaam; a seminal work by the renowned Political Scientist from Kenya – Prof. Ali Mazrui and a critique of the Mufti Act of Zanzibar by Prof. Chris Maina Peter of the School of Law of the University of Dar es Salaam who is also a Member of the Board of Trustees of the Centre.

ANNEX FOUR

Some of the Visitors to the Centre's Offices in Unguja and Pemba in 2008



The Members of the Commission on Human Rights and Good Governance of the United Republic of Tanzania led by their then Chairperson Hon. Mr. Justice Robert Kisanga visiting the offices of ZLSC on June, 2008.



The Ambassador of Sweden to Tanzania and Representative of the Royal Danish Embassy in Dar es Salaam visiting the ZLSC offices in Zanzibar on 15th September, 2008. They also visited the Pemba Offices on the next day.



The Chief Justice of the United Republic of Tanzania Hon. Mr. Justice Augustino Ramadhani officially opening the new offices of ZLC in Chake Chake, Pemba on 19th June, 2008.



Members of the Media Council of Tanzania (MCT) led by their then Chair Prof. Issa G. Shivji visited the Centre on 11th November, 2008.



Mr. Nils from the Royal Danish Embassy in Dar es Salaam speaking at the opening of the ZLSC office in Chake Chake, Pemba on 19th June, 2008.



The Minister of Constitutional Affairs and Justice of the United Republic of Tanzania, Hon. Mathias Chikawe (MP), signing the Visitor's Book at the Zanzibar Offices of the Centre on 29th November, 2008.

ANNEX FIVE

Legal Aid Clients Served by the Centre in 2008

NUMBER OF CLIENTS SERVED BY THE CENTRE IN 2008 IN UNGUJA

TYPE OF CASE	MEN	WOMEN	CHILDREN	TOTAL NO. OF CASES
Land Disputes	133	118	0	251
Labour Disputes	83	51	21	155
Inheritance Disputes	45	62	27	134
Custody of Children	26	56	8	90
Family and Domestic Violence	0	28	21	49
Maintenance of Children	0	25	15	40
Divorce and Matrimonial Assets	0	35	0	35
Mob Violence	15	8	0	23
Injury and Compensation Disputes	15	5	0	20
Grievous Bodily Harm	1	1	0	2
Total Number of Clients	318	389	92	799

NUMBER OF CLIENTS SERVED BY THE CENTRE IN 2008 PEMBA

TYPE OF CASE	MEN	WOMEN	CHILDREN	TOTAL No OF CASES
Land Disputes	113	47	0	160
Civil Cases	43	27	0	70
Matrimonial Cases	2	39	0	41
Employment	19	6	0	25
Criminal Cases	23	1	1	25
TOTAL	200	120	1	321

ANNEX SIX

Cases Reported to the Centre through Paralegals in 2008

TYPE OF CASE	MALE	FEMALE	CHILDREN	REMARKS
LABOR DISPUTES	58	12	0	70 Cases: 25 were of working without contract, 30 cases were of unfair dismissal and 15 were of sexual harassment at workplace.
LAND DISPUTE	37	13	0	50 Cases: 17 were on inheritance and were referred to the Kadhis Courts, 13 were of double allocation of plot and were referred to the land tribunal and 20 cases were on confiscation of land by the Government without observing procedures laid down by law. These were also referred to the Land Tribunal.
MATRIMONIAL	2	15	0	17 Cases: 10 were on maintenance due to divorce or death of one parent. 3 were referred to the Ministry responsible with children, 7 were referred to the Kadhis Court and 7 on division of matrimonial assets were referred to ordinary courts
CRIMINAL	5	7	0	12 Cases: 9 were of rape and 3 were of theft. All the cases were referred to police and DPPs office for further steps.
CIVIL CASES	23	17	0	40 Cases: 17 involved assistance in the preparation of legal documents in Civil cases and 23 were ordinary claims which were solved right at the office by program officers.
TOTALS	125	64	0	

ANNEX SEVEN

Public Interest Cases Handled by ZLSC in 2008

1. *Mwanaisha Ali Said v. Chairman of the House of Representatives Service Commission and Three Others*, High Court of Zanzibar at Vuga, Civil Case No. 58 of 2003 and Civil Appeal No. 55 of 2006.

This is a labour case essentially but with political ramifications. It is case against the Speaker of the Zanzibar House of Representatives who had wrongly forced some officers in his office to be transferred allegedly for being responsible to leaking of the House's secrets to the opposition Chama Cha Wananchi – Civic United Front (CUF). The case went from the High Court of Zanzibar up to the Court of Appeal of Tanzania where it is at the moment.
2. *DPP v. Asha Salehe Shamte* (Criminal Case No. 191 of 2007).

This was a criminal case instituted by the office of the Director of Public Prosecutions of Zanzibar. The accused was alleged to have caused grievous bodily harm to another person. The accused believed that it was a framed up case and it was later withdrawn by the prosecution after failing to prosecute it.
3. *Secretary of RAAWU Zanzibar v. IMS Branch Secretary of RAAWU*, Regional Court in Vuga, Zanzibar (Civil Case No. 8 of 2007).
4. *Khamis Ali Khamis v. Commissioner of Police Zanzibar; the Inspector General of Police of Tanzania and the Permanent Secretary; Ministry of Home Affairs; and the Attorney General of the United Republic of Tanzania*, High Court of Zanzibar at Pemba, Civil Case No. 1 of 2008.

In this case the applicant one Khamis Ali Khamis was a police officer stationed to work in Pemba. He was employed in the force since early 90s and in 1995 he was appointed to attend a junior course for the promotion to be a corporal. In September 1995 he completed the course but as by then it was very close to October 1995 general election he was asked to remain in Zanzibar.

Shortly after the result announcement, complainant was summoned by his superiors and was told that he was seen two days before the announcement very happy with the rumours that CUF had won the elections. He was taken to the martial court which finally dismissed him. He was unsatisfied with the way the case had been handled due to some procedural errors which were according to him done specifically to deny him his rights.

He managed to come to the centre

where it was realised that it is true that very important procedures were skipped and this is mainly his right to be heard and defend himself with the allegations he was facing. We have decided to pursue this case to ensure that rules set out in any law are properly observed without any kind of discrimination.

5. *Ali Kombo Saleh and 4 Others v. The Commander of KMKM Pemba*, Regional Magistrates Court at Chake Chake – Pemba, Civil Case No. 1 of 2008.

In this case 5 complainants were said to be smuggling cloves out of Zanzibar. On the way it is said that they were arrested by members of the Zanzibar Anti Smuggling Unit (the KMKM). After the arrest the procedure is that the suspects and their consignment are handed over to Police for further steps. This was however not done by members of KMKM instead they took the consignment of 120 bags of cloves and ordered the complainants to leave the area or else they will broke their legs using bullets. The KMKM officers then started firing bullets in the complainant's direction something which forced them to flee for a while and left the KMKM officers who took the bags of cloves away. Later on the complainants came back and demanded back their cloves but the KMKM officers refused and forced them to go away at gunpoint. Next day it was announced in the news Radio Zanzibar that KMKM officers managed to arrest 80

bags of cloves which were to be smuggled out of Zanzibar while the exact figure of cloves were 120 bags. Complainants reported the matter at the centre and a civil case against the commander of KMKM was filed.

This case is very strategic to the centre as cloves smuggling is an ordinary thing in Zanzibar and members of KMKM are making arrests very frequently but in most cases the cloves arrested end up in the private benefit of the officers of KMKM. In this case the cloves were said to have been sold to Zanzibar State Trading Corporation (ZSTC) but records shows that only 80 bags reached there and the proceeds whereabouts is till to date not known. This has been happened so many times and to different people thus we are of the opinion that this must be stopped by filling this type of cases in our courts.

ANNEX EIGHT

List of the Paralegals of ZLSC, their Constituencies and the Number of Shehias within the Constituencies, District and Region in Zanzibar and Pemba

ZANZIBAR LEGAL SERVICES CENTRE					
Paralegals list with their Respective Constituencies					
Name of the Paralegal	Gender	Constituency	Shehias within the Constituency	District	Region
1. Abass Khalfan Omar	Male	Vikosi	Wakuu wa Vikosi	SMZ	Unguja Urban West
2. Abdalla Juma Abdalla	Male	Mkwajuni	1. Kivunge 2. Mkwajuni 3. Muwange 4. Potoa 5. Kibeni	North 'A'	Unguja Urban West
3. Abdulkarim Mussa Said	Male	Mtambwe	1. Kisiwani 2. Mtambwe Kaskazini 3. Mtambwe Kusini 4. Mzambarauni 5. Piki	Wete	Pemba North

4. Abdulwahab Haji Khamis	Male	Chwaka	<ol style="list-style-type: none"> 1. Charawe 2. Cheju 3. Chwaka 4. Dunga Bweni 5. Dunga Kiembeni 6. Jendele 7. Marumbi 8. Michamvi 9. Ndiyani 10. Pongwe Pwani 11. Ukongoroni 12. Uroa 	Centre	Unguja Urban West
5. Ahmadi Alui Haji	Male	Magogoni	<ol style="list-style-type: none"> 1. Kinuni 2. Magogoni 3. Welezo 	Mjini Magharibi	Unguja Urban West
6. Ahmed A. Mussa	Male	Mji Mkongwe	<ol style="list-style-type: none"> 1. Kiponda 2. Mchangani 3. Mkunazini 4. Mwembe tanga 5. Vikokotoni 6. Kiponda 7. Malindi 8. Mchangani 9. Mkunazini 10. Mwembe tanga 11. Shangani 12. Vikokotoni 	Urban District	Unguja Urban West
7. Ali Abdi Hashim	Male	Vikosi	<ol style="list-style-type: none"> 1. Zimamoto 	Smz	Unguja Urban West

8. Ali Salim Ali	Male	Kitope	<ol style="list-style-type: none"> 1. Fujoni 2. Kilombero 3. Kinduni 4. Kitope 5. Kiwengwa 6. Matetema 7. Mbaleni 8. Mgambo 9. Mkadini 10. Pageni 11. Upenja 12. Kiomba Mvua 	North "B"	Unguja Urban West
9. Ally O. Hamdu	Male	Wizara ya Nchi Tawala Za Mikoa na Vikosi vya SMZ	<ol style="list-style-type: none"> 1. KVZ 	Zanzibar	Zanzibar
10. Ameir Haji Ameir	Male	Kanda ya Makundi	<ol style="list-style-type: none"> 1. Kajengwa 2. Kijini 3. Mtende 4. Mzuri 5. Nganani 	Kusini	Unguja Urban West
11. Amrani Said Suleiman	Male	Rahaleo	<ol style="list-style-type: none"> 1. Gulioni 2. Mlandege 3. Mwembe Ladu 4. Mwembe Shauri 5. Raha Leo 	Mjini	Unguja Urban West
12. Bimkubwa Sale Ismail	Female	Kwahani	<ol style="list-style-type: none"> 1. Kidongo Chekundu 2. Kwahani 3. Kwalimisha 4. Mikunguni 5. Muungano 	Mjini	Unguja Urban West

13. Captain Kombo Adeit Othman	Male	Vikosi	1. Vikosi	Zanzibar	Zanzibar
14. Daud Othman Kondo	Male	Ziwani	1. Kwale 2. Mbuzini 3. Mkoroshoni 4. Wara 5. Ziwani	Chake	Pemba South
15. Farida Ali Saleh	Female	Gando	1. Bopwe 2. Ukunjwi 3. Fundo 4. Gando 5. Junguni 6. Kizimbani	Wete	Pemba North
16. Fatma Haji Juma	Female	Kwamtipura	1. Kwamtipura 2. Mkele 3. Shauri Moyo	Mjini	Unguja Urban West
17. Fatma Khamis Ali	Female	Jangombe	1. Jang'ombe Gengeni 2. Jang'ombe Urus 3. Kwalinatioo 4. Matarumbeta	Mjini	Unguja Urban West
18. Fuad Soud Hemed	Male	Wete	1. Utaani 2. Jadida 3. Kipangani 4. Limbani 5. Pandani 6. Selemu	Wete	Pemba North

19. Haji Darous Bakar	Male	Kojani	<ol style="list-style-type: none"> 1. Kojani 2. Pembeni 3. Chwale 4. Kinyikani 5. Kiungoni 6. Maziwani 7. Mchangamdogo 8. Mpambani 	Wete	Pemba North
20. Hamida Juma Ali	Female	Chumbuni	<ol style="list-style-type: none"> 1. Chumbuni 2. Karakana 3. Mwembe Makumbi 	Mjini	Unguja Urban West
21. Hemed Said Massoud	Male	Tumbe	<ol style="list-style-type: none"> 1. Mihogoni 2. Kinowe 3. Shumba 4. Sizini 5. Tumbe Magharibi 6. Tumbe Mashariki 	Micheweni	Pemba North
22. Issa Mwinchumi	Male	Dimani	<ol style="list-style-type: none"> 1. Bweleo 2. Dimani 3. Fumba 4. Kisauni 5. Kombeni 6. Nyamanzi 7. Shakani 8. Tomondo 	West	Unguja Urban West
23. Juma Ali Mati	Male	Mkanyageni	<ol style="list-style-type: none"> 1. Kisiwa Panza 2. Chokocho 3. Michenzani 4. Shidi 	Mkoani District	Pemba South

24. Juma M. Ali	Male	Kiwani	1. Kendwa 2. Kiwani 3. Mtangani 4. Muambe 5. Shamiani	Mkoani District	Pemba South
25. Juma Salim Ali	Male	Wawi	1. Vitongoji 2. Mgogoni 3. Mvumoni 4. Ng'ambwa 5. Uwandani 6. Wawi 7. Vitongojini	ChakeChake District	Pemba South
26. Khadija J. Khamis	Female	Micheweni	1. Kiuyu 2. M/Ng'ombe 3. Majenzi 4. Micheweni 5. Mjini-Wingwi 6. Shumba Mjini	Micheweni	Pemba South
27. Khadija Shaaban Mwinyi	Female	Mpendae	1. Meya 2. Migombani 3. Mpendae	Mjini	Unguja Urban West
28. Khadija Suleiman Ali	Female	Mwana kwerekwe	1. Meli nne '4' 2. Mwanakwerekwe	Magharibi	Unguja Urban West
29. Khamis Chande Juma	Male	Tumbatu	1. Mkokotoni 2. Mto wa pwani 3. Pale 4. Pitanazako 5. Tumbatu Jongowe 6. Tumbatu Kichangani	Kati	Unguja Urban West

30. Khamis Juma Sheha	Male	Nungwi	1. Nungwi 2. Kiguda 3. Fukuchani 4. Tazani 5. Kidoti	North "A"	Unguja Urban West
31. Khamis Usi Khamis	Male	Matemwe	1. Kandwi 2. Kijini Matemwe 3. Kikombweni 4. Matemwe 5. Pwani Mchangani	North "A"	Unguja Urban West
32. Kheri Abdalla Mussa	Male	Magomeni	1. Kwa wazee 2. magomeni 3. Nyerere 4. Sogea	Mjini	Unguja Urban West
33. Kitu Hassan Suleiman	Female	Kiembe Samaki	1. Chukwani 2. Kiembe Samaki	Maghararibi	Unguja Urban West
34. Madai Simai Mussa	Male	Makunduchi	1. Dimbani 2. Kibuteni 3. Kizimkazi	Kusini	Unguja Urban West
35. Makame M. Mwadini	Male	Bububu	1. Bububu 2. Kibweni 3. Mwanyanya 4. Sharifumsa	West District	Unguja Urban West
				West	
36 Mgeni Haji Nassor	Male	Fuoni	1. Fuoni Kibondeni 2. Kijitoupele 3. Maungani 4. Pangawe	West District	Unguja Urban West
37. Mtumwa H. Ali	Female	Chambani	1. Mgagadu 2. Minazini 3. Mizingani 4. Mkungu 5. Ngwachani 6. Ukutini	Mkoani	Pemba South

38. Muhamad Idris Makame	Male	Muyuni Kanda ya Pwani	1. Bwejuu 2. Kibigija 3. Kikadini 4. Kikadini 5. Paje	Kusini	Unguja Urban West
39. Mwinyimvua Abdi Nzukwi	Male	Dole	1. Bumbwi Sudi 2. Dole 3. Kianga 4. Kizimbani 5. Mtofaani 6. Mwera	West	Unguja Urban West
40. Nassor H. Haji	Male	Mkoani	1. Changaweni 2. Makombeni 3. Makoongwe 4. Mbuguani 5. Mbuyuni 6. Michenzani 7. Uweleni	Mkoani	Pemba South
41. Nassor M. Hassan	Male	Uziini	1. Gulioni 2. Bambi umbuji 3. Mpapa 4. Pagali 5. Uzini 6. Mgeni haji 7. Mitakawani 8. Tunduni 9. Mchangani 10. Kiboje 11. Mwembe Shauri 12. Gona 13. Miwani	Central District	Unguja South
42. Ngwali Khamis Omar	Male	Mfenesini	1. Chuini 2. Kama 3. Kihinani 4. Mbuzini 5. Mfenesini 6. Mwakaje	Magharibi 'B'	Unguja Urban West

43. Omar Ali Khamis	Male	Donge	<ol style="list-style-type: none"> 1. Donge Mchangani 2. Donge Mtambile 3. Donge Vijibweni 4. Karange 5. Mahonda 6. Mnyimbi 7. Muwanda 	North "B"	Unguja Urban West
44. Omar J. Suleima	Male	Chonga	<ol style="list-style-type: none"> 1. Dodo 2. Kilindi 3. Matale 4. Mgelema 5. Pujini 6. Chonga 	Chake	Pemba South
45. Rahiman Hassan Hamad	Female	Kikwajuni	<ol style="list-style-type: none"> 1. Kikwajuni Bondeni 2. Kikwajuni Juu 3. Kisiwa Majongoo 4. Kisiwa ndui 	North "B"	Unguja Urban West
46. Ramadhan K. Khmis	Male	Amani	<ol style="list-style-type: none"> 1. Amani 2. Amani 3. Kilimahewa Bondeni 4. Kilimahewa Bondeni 5. Kilimahewa Juu 6. Kilimahewa Juu 7. Sebleni 8. Sembeni 	Mjini	Unguja Urban West

47. Sabah Bakar Hassan	Female	Koani	<ol style="list-style-type: none"> 1. Buugi 2. Binguni 3. Jumbi 4. Kidimni 5. Kikungwi 6. koani 7. Machui 8. Ng'ambwa 9. Ubago 10. Unguja Ukuu Kaebona 11. Unguja Ukuu Kaepwani 12. Uzi 	Central District	Unguja South
48. Said Kh. Amour	Male	Kengeja	<ol style="list-style-type: none"> 1. Kangani 2. Kengeja 3. Mjimbini 4. Mkungu 5. Mtambile 	Mkoani	Pemba South
49. Saleh A. Iberahim	Male	Muyuni	<ol style="list-style-type: none"> 1. Kitongani 2. Muyuni A 3. MuyuniB 	South District	Unguja South
50. Salim Kassim Hamad	Male	Ole	<ol style="list-style-type: none"> 1. K/Kigogoni 2. Kangagani 3. Minungwini 4. Mjini Ole 5. Ole 	Mkoani	Pemba North
51. Salma N. Issa	Female	Chake	<ol style="list-style-type: none"> 1. Chachani 2. Chanjaani 3. Kichungwani 4. Madungu 5. Msingini 6. Tibirizi 7. Weshu 	Chake	Pemba South
52. Salma R. Mohd	Female	Konde	<ol style="list-style-type: none"> 1. Kifundi 2. Konde 3. M/Mashariki 4. Makangale 5. Msuka Magharibi 	Micheweni	Pemba North

53. Ussi Jecha Simai	Male	Chaani	<ol style="list-style-type: none"> 1. Bandamaji 2. Chaani Kubwa 3. Chutama 4. Gamba 5. Kinyasini 6. Kisongoni 7. Masingi Chaani 8. Mcheza Shauri Chaani 9. Moga 	North "A"	Unguja Urban
54. Yahya A. Omar	Male	Mtoni	<ol style="list-style-type: none"> 1. Mtoni 2. Mtoni Kidatu 3. Mtopepo 	Urban West	Unguja Urban West
55. Yusufu T. Makame	Male	Bumbwini	<ol style="list-style-type: none"> 1. Kidanzini 2. Mafufuni 3. Makoba 4. Mangapwani 5. Misufini 6. Zingwezingwe 	North 'B'	Unguja Urban West
56. Zaina Omar	Female	Magogoni	<ol style="list-style-type: none"> 1. Finya 2. Kinyasini-Pemba 3. Mapofu 4. Mjananza 5. Mlindo 6. Mtemani 7. Njuguni 	Micheweni	Pemba North

ANNEX NINE

Audited Accounts of the ZLSC

**ZANZIBAR LEGAL SERVICES CENTRE (ZLSC)
P.O.BOX 3360
ZANZIBAR**

**MANAGEMENT AUDIT REPORT
ON THE
FINANCIAL STATEMENTS FOR THE
YEAR ENDED 31ST DECEMBER 2008**

**E.K. MANGESHO & COMPANY
CERTIFIED PUBLIC ACCOUNTANTS
P.O. BOX 20098
TEL: 022 2180117
FAX NO 022,2180008
DAR ES SALAAM.**



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Certified Public Accountants

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E-Mail: ekmangesho@hotmail.com

ZANZIBAR LEGAL SERVICES CENTRE (ZLSC)

MANAGEMENT LETTER

1.0 BACKGROUND

The Zanzibar Legal Services Centre (ZLSC) is a non- governmental organization (NGO) registered in Zanzibar on 29/05/1992 under the Land Perpetual Succession Decree (Cap 101) and later given a Certificate of Compliance under section 58 of the Societies Act No. 6 of 1995 by the Registrar of Societies.

Zanzibar Legal Services Centre has managed to establish itself, work and grow in the field of human rights, legal literacy and legal aid.

ZLSC offices are located in Zanzibar stone town and a branch office in Pemba.

Since inception, Donors have been funding the Centre's activities including the running costs of the Centre. The Donors are mainly The Embassy of Denmark and Sida while the Embassy of Finland, the Royal Netherlands Embassy, UNDP, FES, FNF, Sigrid Rausing Trust and others support specific projects of the Centre.

1.2 OBJECTIVES

The objectives of ZLSC are to provide legal aid services to the disadvantaged sections of the Zanzibar community, namely the poor, women, children and the disabled.

The services provided include legal literacy Programmes and legal counselling, legal and human rights training, publications of newsletter and books and radio and TV Programmes.

The Centre also conducts workshops and training courses for both the public and specialized groups like councillors, mass media workers, police, advocates, judges, teachers and others.

1.3 STRUCTURE AND ACTIVITIES

ZLSC office operates as Head office under the Board of Trustees managed by the Chairman while the branch at Pemba is managed by a Program Coordinator.

The Head of Finance and administration is responsible for all financial and staff matters.

Program Officers are responsible for the implementation of work plans and projects in relation to the terms and conditions of the grants and agreements.

2.0 SCOPE OF THE AUDIT

2.1 Our audit was carried out in accordance with International Standards on Auditing (ISA) and included such tests and controls on the transactions as we considered necessary under the circumstances.

We planned and performed our audit so as to obtain all the information and explanation which we considered necessary in order to provide us with sufficient evidence to give a reasonable assurance about whether the Financial Statements are free from material misstatement.

The audit also included an assessment of the significant estimates made by management in the preparation of the financial statements and whether appropriate accounting policies have been consistently applied and adequately disclosed.

We obtained an understanding of the internal control structure and design of relevant policies and procedures, and assessed control risk.

The management of ZLSC is responsible for the preparation of the Financial Statements and establishment and maintenance of a sound internal control structure.

Our responsibility as auditors is to express an opinion on the financial statements based on our audit.

2.3 The audit was for the year ended 31st December 2008 and the audit was carried out during the month of September 2009 at ZLSC offices located at Stone Town Zanzibar.

2.4 As auditors we are not required to search specifically for frauds and therefore our audit cannot be relied upon to disclose such matters. However, our audit was planned so that we would have reasonable expectation of detecting material misstatements in the accounts resulting from irregularities or fraud. The responsibility for prevention and detection of irregularities or frauds rests with the Centre's management who are also responsible for maintenance of adequate system of internal control.

3. APPRAISAL OF ZLSC PERFORMANCE

3.1 BOOKS OF ACCOUNT

ZLSC is required to prepare and maintain proper books of accounts to record all transactions on account of all the Income received from Donors and from other sources and to account for all the Expenditure in accordance with the Donor agreement budgets, program activities, strategic plans and cash requests.

A review of ZLSC records revealed that all the necessary books of account were properly maintained, that is the Cash book, and Petty cash book, Vouchers and Program ledgers were in accordance with the 2008 budget, implementation plans and Agreements with Donors.

3.2 RECORD KEEPING

ZLSC is required to maintain proper records of documents for receipts and payments as recorded in the Receipts and Payments Cash Book, the Petty cash book and Journal vouchers including supporting documents like receipts, pay in slip, invoices, contract agreements, bank statements etc.

A review of ZLSC records and documentation revealed that proper accounting records like payment vouchers and supporting documents like invoices, receipts, contract agreements etc were properly maintained, secure and adequately kept in accordance with the funding agreements.

3.3 INTERNAL CONTROLS

The management of ZLSC is responsible for the establishment and maintenance of an adequate system of internal control to ensure that both assets and liabilities are safeguarded against loss or unauthorized use or disposition.

A review of ZLSC revealed that there are adequate policies and procedures outlined as per the ZLSC Structure, the 2004 – 2008 five year Strategic Plan, Budget and Donor Funding Agreements, Implementation Plans and Financial Policies and Procedures.

3.5 FINANCIAL REPORTS

The ZLSC Financial Statements present fairly in all material respects the balances as per the Statement of Affairs and the Statement of Income and Expenditure summary, the budget line items and requests of funds as at the end of the year.

4. BUDGET V/S ACTUAL EXPENDITURE

The Revised Budget for implementing the ZLSC activities including Management and Administration of ZLSC as per the 2004 - 2007 Budget was Tshs. 606,671,000 whereby the Embassy of Denmark contributed Tshs. 440,000,000, the Embassy of Finland Tshs. 72,000,000 and Sigrid Rausing Trust Tshs. 94,710,000.

The whole amount of Tshs. 606,671,000 was released to ZLSC by the end of the year however the actual expenditure up to 31st December 2007` was Tshs. 278,000,254 indicating an implementation rate of 46% according to the budget leaving a balance of 54% not implemented.

During the year 2008 the balance of funds remaining from the previous year 2007 were used to implement the unimplemented activities as per the Revised Budget including strengthening the capacity of the centre by the employment of permanent and qualified staff in legal aid, legal literacy and human rights and acquisition of essential equipment.

During the year 2008 ZLSC signed a Memorandum of Understanding with the Danish International Agency (DANIDA), the Swedish International Development Agency (Sida) and The Embassy of Finland as funding Partners in respect of the Basket Funding Arrangement for the Centre's Strategic Plan 2008 – 2011.

The total contributions to the basket Funding during the year 2008 was Tshs. 348,000,000.00 from the Embassy of Denmark and Tshs. 142,608,144.00 from the Embassy of Sweden. Expenditure from the Basket Funding was effective January 2009 in accordance with the 2008 – 2011 Strategic Plan.

5. CONCLUSION

5.1 The Financial Statements resulting from the ZLSC books of account and records present fairly in all material respects the statement of affairs and the income and expenditure of ZLSC for the year ended 31st December, 2008 in accordance with the Donor agreed budgets and implementation plans and in conformity with the basis of accounting.

Lastly we would like to thank the management and staff of ZLSC for the cooperation extended to us during the course of the audit.

**E. K. MANGESHO & COMPANY
CERTIFIED PUBLIC ACCOUNTANTS**

**ZANZIBAR LEGAL SERVICES CENTRE (ZLSC)
P.O.BOX 3360
ZANZIBAR**

**REPORT AND FINANCIAL STATEMENTS
FOR THE YEAR ENDED 31ST DECEMBER 2008**

**E.K. MANGESHO & COMPANY
CERTIFIED PUBLIC ACCOUNTANTS
P.O. BOX 20098
TEL: 2180117
DAR ES SALAAM.**



E.K. MANGESHO & COMPANY

Certified Public Accountants

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AUDITORS REPORT TO THE TRUSTEES OF ZANZIBAR LEGAL SERVICES CENTRE

1. We have audited the Financial Statements of **ZANZIBAR LEGAL SERVICES CENTRE (ZLSC)** for the year ended 31st December, 2008 set out on pages 2 to 3 in accordance with International Standards on Auditing.

2. RESPECTIVE RESPONSIBILITIES OF THE TRUSTEES AND AUDITORS

The Trustees of Zanzibar Legal services Centre are responsible for the preparation of the financial statements and adopting suitable accounting policies. Our responsibility as auditors is to express an independent opinion on the financial statements based on our audit and report that opinion to you.

3. BASIS OF OPINION

We conducted our audit in accordance with International Standards on Auditing issued by the International Federation of Accountants (IFAC).

An audit includes examination on a test basis, of evidence relevant to the amounts and disclosures in the financial statements. It also includes an assessment of the significant estimates and judgements made by management in the preparation of the financial statements, and of whether the accounting policies are appropriate to ZLSC circumstances, consistently applied and adequately disclosed.

We planned and performed our audit so as to obtain all the information and explanation which we considered necessary in order to provide us with sufficient evidence to give a reasonable assurance that the financial statements are free from material misstatements, whether caused by fraud, error or other irregularity. In forming our opinion we also evaluated the adequacy of internal control and the overall presentation of information in the financial statements.

4 OPINION

In our opinion the financial statements referred to above present a true and fair

view of the state of affairs of ZLSC and the income and expenditure statement for the period then ended in accordance with the budget, financing agreements and in conformity with the basis of accounting.

E.K. MANGESHO & COMPANY

CERTIFIED PUBLIC ACCOUNTANTS

DAR ES SALAAM

ZANZIBAR LEGAL SERVICES CENTRE
STATEMENT OF INCOME AND EXPENDITURE FOR THE YEAR

ENDED 31ST DECEMBER, 2008			
	NOTE	31-12-2008	31-12-2007
INCOME			
Balance B/F		429,904,892.00	215,722,558.00
Grant from the Embassy of Denmark	2(i)	348,000,000.00	240,000,000.00
Grant from Sida	2(ii)	142,608,144.00	0.00
Grant from the Embassy of Finland	2(iii)	0.00	83,250,000.00
Grant from UNDP	2(iv)	0.00	23,000,000.00
Sigrid Rausing Trust	2(v)	0.00	49,140,000.00
Other Income	3	2,363,141.00	1,804,864.00
Total Funds Available		922,876,177.00	612,917,422.00
EXPENDITURE			
Training	6	0.00	1,084,500.00
Office Machines (Computers & Accessories)		0.00	1,284,800.00
Salaries and Wages		91,430,050.00	31,545,575.00
Stationery and Secretarial Services		5,043,400.00	4,465,950.00
Office Rent		6,480,000.00	1,000,000.00
Telephone		2,051,150.00	2,827,661.00
Postage		869,524.00	385,770.00
Maintenance and Repairs		6,943,120.00	1,815,000.00
Electricity		685,420.00	475,870.00
Auditors Fees		2,650,000.00	1,800,000.00
Medical Expenses		601,350.00	237,400.00
Contingency		14,094,745.00	984,316.00
Civic Education and Legal Literacy		23,285,000.00	0.00
Capacity Building		61,660,823.00	14,751,111.00
Monitoring		3,615,600.00	11,486,320.00
Programmes		49,638,900.00	60,104,880.00
Board		2,778,200.00	4,239,878.00
Books		0.00	5,250,219.00
Documentation		2,322,160.00	617,960.00
Terminal Benefits		3,855,450.00	159,560.00
Training/Research on Human Rights		23,094,120.00	7,399,400.00
Radio and T/V Programmes		0.00	2,022,000.00
Legal aid Camps		0.00	5,543,000.00
Research on Poverty Reduction		0.00	20,923,060.00
Internet		4,731,000.00	2,437,700.00
Water and Sewage		2000.00	0.00
Public Interest Cases		0.00	65,000.00
Collaborative/Effective Net Working		3,076,400.00	0.00
Office Expenses		1,325,450.00	105,600.00
Total Expenditure	6	310,233,862.00	183,012,530.00
Surplus Carried Forward	4	612,642,315.00	429,904,892.00
Total		922,876,177.00	612,917,422.00

Notes 1-6 to the statements form part of the Accounts

.....
 CHAIRMAN

.....
 DATE

ZANZIBAR LEGAL SERVICES CENTRE
STATEMENT OF AFFAIRS AS AT 31ST DECEMBER 2008

ASSETS	31-12- 2008	31-12-2007
	Tshs.	Tshs.
Bank Balance		
Foreign A/c No 021105001094	0.00	0.00
Local Tshs. A/c No 021103001170	612,515,902.00	429,287,937.00
Cash on Hand		
Local cash Tshs.	126,413.00	616,955.00
Total Cash/Assets	612,642,315.00	429,904,892.00

CAPITAL ACCOUNT/ LIABILITIES		
Cash Difference Surplus/(Loss)	0.00	0.00
Net Surplus	612,642,315.00	429,904,892.00
Total Capital/Liabilities	612,642,315.00	429,904,892.00

Notes 1-6 to the statements form part of the Accounts

.....

CHAIRMAN

.....

DATE

ZANZIBAR LEGAL SERVICES CENTRE

NOTES TO THE ACCOUNTS

NOTE 1.

1.1. BACKGROUND

The Zanzibar Legal Services Centre (ZLSC) is a non-governmental organization (NGO) registered in Zanzibar that has managed to establish itself, work and grow in the field of legal literacy, legal aid and human rights.

ZLSC was registered on 29/05/1992 under the Land Perpetual Succession Decree (Cap 101) and later given a Certificate of Compliance under section 58 of the Societies Act No. 6 of 1995 by the Registrar of Societies.

The objectives of ZLSC are to provide legal aid services to the disadvantaged sections of the Zanzibar community, namely the poor, women, children and the disabled.

The services provided include Legal Literacy Programmes and Legal Counselling, Legal and Human Rights Training, Publications of Newsletter and Books and Radio and TV Programmes. The Centre also conducts workshops and training courses for both the public and specialized groups like councillors, mass media workers, police, teachers and others.

Since inception, Donors have been funding the Centre's activities including the running costs of the Centre. The Donors are mainly DANIDA and SIDA while the Embassy of Finland, the Royal Netherlands Embassy, UNDP, FES, FNF, Sigrid Rausing Trust and others support specific projects of the Centre.

Since 1998 SIDA and DANIDA have

been financing various activities of ZLSC which include legal literacy Programmes, legal counselling, purchase of office furniture and equipment as well as the running costs of the centre. In addition, other donors gave specific support for human rights activities and legal literacy.

During the year 2005 the Embassy of Denmark, the Embassy of Finland and the Royal Netherlands Embassy each signed a specific agreement with Zanzibar Legal Services Centre to support the various activities of the centre as per the Action Plan for the Period from 1st May to 31st December, 2005.

During the year 2006 the activities of ZLSC were financed by the balance of funds from the above donors as most of the funds were received during the last quarter of the year 2005 hence there was not enough time to carry on the activities of the centre as per the Action Plan for the period 1st May to 31st December, 2005 which was overdue.

An Agreement was also signed between The Sigrid Rausing Trust and ZLSC in July 2006 whereby the Trust granted funds to ZLSC to finance strengthening of paralegal programmes in 50 constituencies in Zanzibar and Pemba for the period 2007/2008.

ZANZIBAR LEGAL SERVICES CENTRE NOTES TO THE ACCOUNTS CONT'D

During the year 2008 the activities of the Centre continued to be financed by the balance of funds of the activities ear marked to be implemented during 2005 and 2006 period together with additional funds of amount Tshs. 240 million received in June 2007 granted by the Embassy of Denmark directed towards the implementation of the remaining year 2007/2008 activities of ZLSC's Five Year Strategic Plan 2004-2008.

Also during the year 2008 the balance of funds issued by Sigrid Rausing Trust to Centre were used towards strengthening of paralegal programmes in Zanzibar and Pemba.

In addition an amount of Tshs. 348 million and Tshs. 142.6 million were received as advance funds from the Embassy of Denmark and the Embassy of Sweden respectively during the month of December 2008 towards implementation of the Strategic Plan 2008 – 2011 (Basket funding)

1.2. BUDGET

The total budget for the Embassy of Denmark and the Embassy of Finland agreements with ZLSC as per the plan of activities for the Centre for the period from 1st May to 31st December 2005 carried over to year 2006, 2007 and 2008 is as follows;

DANIDA	440,000,000
Embassy of Finland	<u>215,058,200</u>
Grand Total	<u>655,058,200</u>

The Sigrid Rausing Trust grant agreement provided for a budget of **Tshs. 95,943,691** to finance strengthening of paralegal programmes for the period 2007/2008. Tshs. 46,803,691.20 was released in October, 2006 while Tshs. 49,140,000 was released in September, 2007.

ZANZIBAR LEGAL SERVICES CENTRE NOTES TO THE ACCOUNTS CONT'D

NOTE 2.

INCOME

During the year 2008, the ZLSC received funds from the following donors in addition to the balance brought forward from the previous year to finance its activities.

Donor	Details	31-12-2008 Tshs.	31-12-2007 Tshs.
	Balance B/F	429,904,892.00	215,722,558.00
(i) Embassy of Denmark	Grant from the Embassy of Denmark	<u>348,000,000.00</u>	<u>240,000,000.00</u>
	Total	348,000,000.00	240,000,000.00
(ii) Sida	Grant from Sida	<u>142,608,144.00</u>	<u>0.00</u>
	Total	142,608,144.00	0.00
(iii) Embassy of Finland	Grant from the Embassy of Finland	<u>0.00</u>	<u>83,250,000.00</u>
	Total	0.00	83,250,000.00
(iv) UNDP	Grant from UNDP	<u>0.00</u>	<u>23,000,000.00</u>
	Total	0.00	23,000,000.00
(v) The Sigrid Rausing Trust	Grant from Sigrid Rausing Trust	<u>0.00</u>	<u>49,140,000.00</u>
	Total	<u>0.00</u>	<u>49,140,000.00</u>
	Grand Total	<u>920,513,036.00</u>	<u>611,112,558.00</u>

NOTE 3.

OTHER INCOME

(i) Legal Resource	0.00	616,964.00
(ii) Institutional fees	445,000.00	900,000.00
(iii) Others	<u>1,918,141.00</u>	<u>287,900.00</u>
	<u>2,363,141.00</u>	<u>1,804,864.00</u>

ZANZIBAR LEGAL SERVICES CENTRE

NOTES TO THE ACCOUNTS CONT'D

NOTE 4.

4.1 Surplus Funds (item) as at 31/12/2007

	31-12- 2008	31-12-2007
Bank Balance	Tshs.	Tshs.
Foreign A/c No 021105001094	0.00	0.00
Local Tshs. A/c No 021103001170	<u>612,515,902.00</u>	<u>429,287,937.00</u>
Cash on Hand		
Local cash Tshs.	126,413.00	616,955.00
Total Cash/Assets	612,642,315.00	429,904,892.00
CAPITAL ACCOUNT/LIABILITIES		
Cash Difference Surplus/(Loss)	0.00	0.00
Net Surplus	612,642,315.00	429,904,892.00
Total Capital/Liabilities	<u>612,642,315.00</u>	<u>429,904,892.00</u>

4.2 Surplus Funds

Balance Funds Relates to	31-12- 2008	2008/2011	TOTAL	TOTAL
	<u>Tshs.</u>	<u>Tshs.</u>	<u>Tshs.</u>	<u>Tshs.</u>
Embassy of Denmark	45,993,289.00	348,000,000.00	393,993,289.00	219,857,126.00
Embassy of Sweden	0.00	142,608,144.00	142,608,144.00	0.00
Embassy of Finland	39,951,387.00	0.00	39,951,387.00	133,306,816.00
Grant from UNDP	2,076,940.00	0.00	2,076,940.00	2,076,940.00
Sigrid Rausing Trust	17,014,900.00	0.00	17,014,900.00	60,029,495.00
ZLSC Receipts	16,997,655.00	0.00	16,997,655.00	14,634,515.00
Total Cash/Assets	<u>122,034,171.00</u>	<u>490,608,144.00</u>	<u>612,642,315.00</u>	<u>429,904,893.00</u>

ZANZIBAR LEGAL SERVICES CENTRE NOTES TO THE ACCOUNTS CONT'D

LIST OF FIXED ASSETS

Details	Qty	Donor	2008 Tshs.	2007 Tshs.	2006 Tshs.	1999 to 2005 Tshs.
Books			0	0	0	6,406,282
Computer & Accessories	1	DCHR	0	0	0	1,453,488
Furniture & Equipment			0	0	0	1,452,020
Photocopier	1	Danida	0	0	0	2,300,000
Computer	1	William Ackroyd	0	0	0	Not known
Computer	1	Sida	0	0	0	704,662
Printer, UPS and Scanner	1	Sida	0	0	0	555,088
Computer & Accessories		Sida/Danida	0	0	0	4,615,960
Furniture & Equipment			0	0	0	976,400
Books		Sida/Danida	0	0	0	2,700,000
Furniture & Equipment		UNDP	0	0	0	7,680,000
Computers & Accessories	3	UNDP	0	0	0	4,033,500
Computer & Accessories	2	Danida	0	1,284,800	1,715,000	0
Computer & Accessories	3	ZLSC	0	0	2,196,840	0
Computers and Accessories	10	Danida	19,690,456	0	0	0
Office Furniture Unguja & Pemba		Danida	11,341,678	0	0	0
Office Equipment (PABX)		Danida	6,589,960	0	0	0
Total value			37,622,094	1,284,800	3,911,840	32,877,400

Fixed assets bought during the year are not capitalized but written off against the Grant Funds, hence no depreciation has been provided for.

ZANZIBAR LEGAL SERVICES CENTRE
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