



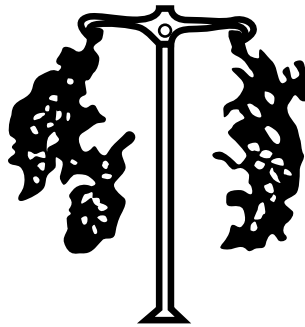
Zanzibar Legal Services Centre

Annual Report

2009

ZANZIBAR LEGAL SERVICES CENTRE

TRANSFORM JUSTICE



INTO PASSION

ANNUAL REPORT FOR THE YEAR

[1ST JANUARY TO 31ST DECEMBER, 2009]

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Message from the ZLSC Ag. Chairperson



For the Zanzibar Legal Services Centre, the year 2009 has been catastrophic. On 28th March, 2009 the Centre suffered its first blow. It lost one of its long serving members of the Board Maalim Khalfan Hemed Khalfan who was also the Executive Director of the Zanzibar Disabled Association – a partner organisation of the Centre. A further blow was to follow exactly three months later when the Chairman of the Board of Trustees and one of the founder members of the Centre, Prof. Haroub Miraji Othman passed away on 28th June, 2009. The Centre is yet to recover from this double blow. This is because it did not only shock the staff of the Centre but also the Board of Trustees, the various partners of the Centre, Zanzibaris and Tanzanians in general. The activities of the Centre were temporarily paralysed for almost a week.

For purposes of continuity of the work of the Centre, an extra ordinary meeting of the Board of Trustees was thus convened on 30th June, 2009 and it unanimously, appointed the long serving member of the Board Professor Chris Maina Peter to be its acting Chair.

Since then the work of the Centre has continued smoothly. More and more people appreciate its contribution to rule of law, human rights and good governance in the Isles. A growing number of the

members of the public with legal problems of various nature have benefited from the existence of the Centre. Luckily, not all was lost in the course of the year. The long-serving Co-ordinator of the Centre in Pemba, Advocate Iss-haq Ismail Shariff eventually agreed to consider serving as the Executive Director of the Centre as a whole. The normal recruitment process was put in place – the position of the Executive Director was advertised and in the interview that ensued Advocate Iss-haq was successful and was duly appointed to that position by the Board. He reported on duty on 1st April, 2009. This has been a very positive development in the Centre.

We have been able during the past year to have very successful dialogue with our partners on the continuing long term funding. This arrangement has seen Denmark, Finland and Sweden funding the Centre through a single basket which has eased the problem of the Centre. This funding is available for the period 2008 to 2011. Other donors who have assisted the Centre in the course of the year in single projects or activities include Sigrud Rausing Trust Fund; Friedrich Ebert Stiftung (FES); Save the Children UK; Save the Children Sweden; HakiElimu; Media Council of Tanzania and the Legal and Human Rights Centre. We are very grateful to all of them.

We are most grateful to our partners.

Prof. Chris Maina Peter
Ag. Chairperson
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 comprised of the following:

1. Prof. Chris Maina Peter, who is a Professor of Law, School of Law, University of Dar es Salaam, and Advocate, the High Court of Tanzania as Acting Chairman of the Board of Trustees.
2. Mrs. Safia Masoud Khamis, a Principal State Attorney Director of Public Prosecution Office and former Commissioner, Tanzania

Commission for Human Rights and Good Governance) as Member of the Board.

3. Mrs. Josefrieda G. Pereira, the Head of Department of Education: The School of Education, Arts and Sciences (SEAS); and State University of Zanzibar (SUZA); Tutor, English Micro-Scholarship programme and other language programmes at SUZA; Member of the Board.
4. Mr. Iss-haq Ismail Shariff, Executive Director of the Zanzibar Legal Services Centre and Advocate of the High Court of Zanzibar, Secretary to the Board.

The list of the Board Members of the Centre is reproduced in **Annex One**.

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). Embassy of Sweden; and
- (d). Sigrid Rausing Trust Fund.

It should be noted that three of

these institutions i.e. Royal Danish Embassy, Embassy of Sweden, and Embassy of Finland have been funding the Centre jointly through a Basket Fund Arrangement which is pegged to the Centre's Strategic Plan. This arrangement has been very helpful as it has enabled the Centre to effectively plan, implement and directly account for all expenses in a more structured way. The Sigrid Rausing Trust fund was 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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Remembering Maalim Khalfan Hemed Khalfan at SUZA in Zanzibar – June 2009



Re-organising - ZLSC Staff and Board Retreat at Jambiani on the East Coast of Unguja – July 2009

CHAPTER TWO

Reporting on Activities Done in the Year 2009

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.

Between January and December 2009 the Zanzibar Legal Services Centre carried out four activities under this strategic objective in both Unguja and Pemba islands: Enabling the people of both islands to access information through libraries in Unguja and Pemba; publication and dissemination of materials on legal and human rights issues; carrying out media programmes through the Radio Tanzania Zanzibar and Zanzibar Television; and joining other civil society players in the isles to establish and carry out discussions under the NGO Policy Forum. The various challenges encountered in these areas in the course of the year have also been explained.

(a). Provision of Access to Information through Libraries in Unguja and Pemba:

- (i). A total of 1479 people used the Centre's two libraries in Unguja and Pemba. Among

these 986 were males and 493 were females. These were people of different backgrounds and disciplines and from different sections of the community. Among them were University students, lecturers, paralegals and others who wanted to have some legal knowledge.

- (ii). IT services are still going on very well and users have been enjoying the services without any difficulties in accessing electronic information.
- (iii). The qualified librarian who had her contract ended in late 2008 had her contract renewed in order enable her to



Spreading the wings – ZLSC Paralegals are present in all constituencies in Unguja and Pemba!

continue rendering services to the Centres library and relieve the program officer who was temporarily holding the post of librarianship.

- (iv). 68 new law books were purchased from Law Africa for the twin libraries.
- (v). The librarian managing in the Pemba sub-office library who is not a qualified librarian was offered the opportunity to undergo librarianship course conducted at the Zanzibar State University in order to equip her with necessary skills for library services in Pemba office.
- (vi). Lighting in Pemba office library were improved.

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

Challenges

- Updating the Centres website was a difficult task to the Centre. However, by the end of 2009 the difficulties encountered had been solved. The Website is fully operational now and it is one of the main sources of information about the Centre to the outside world.
- The question of sufficiency of space for reading in the library is also a problem to the library users especially when putting into consideration

the ever increasing number of the users. This has forced the Centre to purposely restrict the users from reading in the library room. The space available outside the library room in Unguja is just too small for the large number of the library users. The situation is even more challenging in Pemba where, notwithstanding the smaller number of library users, the space available is extremely small.

- Lack of reliable heavy duty photocopiers for both libraries is still very big challenge in 2009. Availability of such a photocopier would have enabled library users to make copies for their references. A facility like that is a valuable asset in a library that does not lend books out.
- Question of ventilation in Pemba office library still remained a challenge as the permit to make some modification on the building was not granted by the landlord.

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

In 2009 the Centre managed to publish the following publications namely:

- (i). The *Tanzania Human Rights*

Report 2008 was prepared by the Centre jointly with the Legal and Human Rights Centre (LHRC). While LHRC covered the human rights situation on Tanzania Mainland, ZLSC dealt with the Zanzibar part of the Report. A total of 1000 copies (700 in English and 300 in Kiswahili) were printed for distribution to various interest groups including the public, government institutions, foreign missions and civil society organizations.

- (ii). A Manual for Paralegals titled *Kiongozi Cha Wasaidizi wa Sheria Zanzibar* was published by the Centre in the course of the year. This Manual is specifically intended to serve as the basic reference source to the Centre's Paralegals.
- (iii). A book titled *Haroub Othman: Farewell to the Chairman* was published to celebrated the life of the immediate former Chairman of the Centre and one of its founders. This book was launched in Zanzibar on 5th December, 2009.
- (iv). *ZLSC 2008 Annual Report* was also published in this year. It is worth noting that this is the first time that the Centre was publishing its Annual Report since its inception in 1992.

The Centre also distributed to the public and civil society organisations in Zanzibar the following publications that were very much informative on legal and human rights issues to the community at large.

Distribution of Books and other Materials

TITLE	NATURE OF DOCUMENT	NUMBER OF COPIES
Tanzania Human Right Report 2008	Books	1000
Human Rights Day	Brochures	200
The Constitution of Zanzibar 1984 and the Constitution of the United Republic of Tanzania, 1977.	Booklets	500
Greetings Cards 2009	Post Cards	200
Calendars 2009	Calendar	500
Death Penalty Abolition	Flyers and Stickers	
Centre's Profile	Flyers	400
2010 Diaries	Diaries	100
Wheel Covers	Wheel Covers	110
2010 Calendars	Calendars	500
T-Shirts and Caps on Legal Aid Day	T-Shirts and Caps	100

Challenges

- The books and most of the documents produced and distributed by the Centre are in the English language save for the two constitutions (i.e. the Constitution of the United Republic of Tanzania of 1977 and the Constitution of Zanzibar of 1984) and the Paralegal Manual hence a need to have translations or bilingual documents. This is the only way to ensure that the message sent by the Centre to the public is clearly understood.
- Publication of the ZLSC Newsletter has still been a difficult question to the Centre. This is mainly due to the bureaucracy in getting registration from the responsible Departments of the Revolutionary Government of Zanzibar. However, the Centre in late 2009 has been able to get the permits and the first issue is scheduled to be launched in early 2010.

(c). Media Programmes

In 2009, the Media Desk intended to have 48 TV and 48 Radio Programmes making a total of 96 programmes in total. This covers number of 4 radio and 4 TV programmes every month.

This year - 2009 a total of 33 TV and 32 Radio programmes

were aired. 16 Radio and TV programmes were not aired due to reasons beyond the Centres control i.e. power failure at the Radio Station area. This was so serious in the last month of December 2009.

(d). Zanzibar NGO Policy Forum

In 2009 the Centre in collaboration with other NGOs of Unguja and Pemba managed to organize the Zanzibar NGO Policy Forum. The main aim of the Forum was to give the people of Zanzibar through CSOs opportunity to discuss various policies, Bills and other burning issues affecting their daily lives.

The very first meeting of the Forum was conducted in Pemba on April 2009 at the sub-office of ZLSC. In attendance were about 20 CSOs from Pemba and Unguja. In that meeting it was unanimously agreed that NGOs policy meetings will be held interchangeably every three months between Unguja and Pemba. Following that resolution, the second Forum meeting was held in Unguja on 20th June, 2009



A Court Clerk making a presentation before his colleagues during a training at Elimu Mbadala, Rahaleo, Unguja, Zanzibar - December, 2009.

at the ZLSC Offices. This time around participation had increased to 35 CSOs from both Unguja and Pemba isles. The Policy Forum meetings were being facilitated and funded by the United Nations Development Programme (UNDP).

ACTIVITIES REPORT 2009					
Activities	Budget as Per Strategic Plan 2009	Actual expenditure 2009	Variance	% Variance	% of Absorbed Funds as per STP Budget
Information Access, Media Programs, And Publications	145,300,000.00	59,839,440.00	85,460,560.00	58.82	41%

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 focused on specific issues of public interest. The activities undertaken by the Centre in this area involved two aspects. These were public processions and meetings to mark internationally recognised human rights days; and providing specific training in law and human rights to some interest groups related and close to the Centre and its functions. The activities undertaken by the Centre include the following:

(a). International Women’s Day Workshop – 8th March, 2009

As it has been done in all previous years, on 8th March, 2009 the Centre organised a well-attended workshop to mark the International Women’s Day. At this workshop lectures were delivered on various issues of law and policy which touch the common person on daily basis and particularly women. The Workshop was organised in collaboration with the Ministry of Women, Children, Employment and Youth of the Revolutionary Government of Zanzibar. The 100-plus participants were fully engaged in the topics covered by the resource persons invited. The discussion centred on:

- Laws affecting Women’s rights in Zanzibar.
- Importance of Observing proper procedures in rape cases.
- Women’s rights in the Zanzibar Constitution 1984 and United Republic Constitution 1977.
- How to lodge complaints in courts of law.



ZLSC Staff and Board Retreat at Umoja wa Walemavu, Unguja, Zanzibar preparing activities for the next year - December, 2009



Naima and Harusi consulting on how to argue against the Death Penalty at a Meeting in Pemba – October 2009

(b). The Day of an African Child – 16th June, 2009

The Centre in Commemoration of the day of the African Child 2009, in Collaboration with other national and international civil society organisations and Ministry responsible for children affairs in Revolutionary Government of Zanzibar marked the day by having an African Child Week which was finalized by a big procession which was widely covered in the media. The aim of all this was to unveil the two main international legal instruments on the rights of child namely:-

- (i). African Charter on the Rights and Welfare of the Child, 1990 and
- (ii). United Nation Convention on Children Rights (UNCRC), 1989.

Both instruments are hardly known by majority of Zanzibaris.

In this occasion, the Centre also urged the Zanzibar population to pressurise the government to enact a municipal law on the rights of the child and the abolition of corporal punishment in homes and school. The civil society organisations in Zanzibar seized this opportunity to join together and prepare a network known as Zanzibar Network of Children Rights (ZANECRI) whose secretariat is hosted by the ZLSC. The main aim of ZANECRI is to stand for children's rights in Zanzibar as they are also human rights.

(c). Death Penalty Day – 10th October, 2009

Despite its controversy in Zanzibar due to Religious stand, the international day to mark the abolition of the death penalty 10th October, 2009 was a major occasion in the activities calendar of the Centre.

This was done on Pemba Island and a panel discussion was organised by the Centre whereby scholars from diverse religious sects made their presentations on the issue. There were two different sects of Islam i.e. the Sunnis and the Ibadhis and the Christians who were represented by a priest from the Seventh Day Adventist Church in Pemba. All the sects in principle were in consensus that they were against the imposition of death sentence but on different reasons. The Muslims argued that it was improper to justify a death penalty - in the name of Islam, arrived at in a secular criminal process. For them, this penalty could be considered legitimate if the process leading to its imposition was fully Islamic and not otherwise. As for the Christians, the death penalty – while could be justified under the Old Testament in the *Bible*, it was not supported in the New Testament.

In this event which was held at the Pemba Offices of the Centre, over 150 people attended. The position of the Centre against the death penalty was explained, argued

and strongly defended by four programme officers from ZLSC. In the process, these officers made a very clear presentation on the impact of the death penalty, the law, constitutional protection of the right to life and human rights. The following papers were presented:-

- Death Penalty in Tanzania.
- Death Penalty and Human Rights.
- Death Penalty in Zanzibar.
- Death Penalty in Islam.
- Death Penalty in Christianity

(d). Legal Aid Day 13th December, 2009

On 13th December, 2009, the Centre in collaboration with the other CSOs providing legal aid and assistance in Zanzibar i.e. Zanzibar Female Lawyers Association (ZAFELA), and Zanzibar Law Society (ZLS) organised an open air legal aid day programme to the people of Pemba. This event, which was held at Gombani Stadium in Chake Chake, was the first of its kind to be conducted on Pemba Island. Programme officers from the three legal aid providers assisted by the Pemba-based Paralegals of the Centre provided legal aid to different people who turned out on the occasion which had been widely advertised.

To mark this occasion, the Centre also printed and distributed

special T-shirts and caps to the people who specifically turned up and participated in this occasion.

(e). Human Right Day 10 December 2009

On 10th December, 2009 the Centre joined the rest of the world in commemoration of the Human Rights Day. A public discussion was organised at Ben William Mkapa Teachers' Training College in Wete, Pemba. Various topics on human rights were presented by members of the staff of the Centre and participants were invited to air out their views and opinions about human rights issues.

The topics presented on this day were as follows:-

- The Human Rights situation in Zanzibar.
- Human rights in international perspective.



Arriving at Zanzibar Port to attend a Conference to celebrate the life of Prof. Haroub Othman – December 2009. From left to right on the front line are Peter Haussler former Friedrich Ebert Stiftung National Co-ordinator; Prof. Chris Maina Peter, Ag. Chairperson, ZLSC; Ms. Rosemary Nyerere, former Member of Parliament; and Brigadier-General Charles Jitenga.

- Genesis of Human Rights.

In their contributions, the members of the public questioned the behaviour of the police and local leaders which, in their opinion, were not in conformity with human rights requirements and standards discussed in the papers presented.

During this commemoration, the Centre invited the member so the local government in Wete, Shehas, the police and the special forces of the Revolutionary Government of Zanzibar who all attended and were satisfied by the level of the debate and civility in the dialogue that took place.

(d). Paralegal Trainings

Paralegals are the backbone of the Centre. They assist the Centre reach where it would not have done so. They have easy access to the members of the public. It is therefore easy for them to interact with the people and where necessary solve their problems. It is therefore logical to train them in order to enable them to carry out their functions optimally. Thus, training was carried out on quarterly basis in 2009. i.e. one Training every three months.

In these trainings, various laws of Zanzibar were introduced and explained. The laws picked by the Centre were those which touch on the lives of the common Zanzibaris almost on daily basis and thus a source of headache. It was thus important to ensure that Paralegals are equipped with all necessary and basic legal skills to face legal

challenges in their daily work to educate the public and provide legal aid. The laws of Zanzibar covered are those on the following areas:

- Land law
- Law of Contract
- Criminal law
- Civil procedure
- Constitutions of Zanzibar 1984 and Tanzania
- Human Rights
- Good governance
- Human Rights watching
- Principles of Election Observation
- Report writing
- Laws governing transfer of properties in Zanzibar

These trainings were equally carried out in Unguja and Pemba.

ACTIVITIES REPORT 2009					
Activities	Budget as Per Strategic Plan 2009	Actual expenditure 2009	Variance	% Variance	% of Absorbed Funds as per STP Budget
Advocacy For Policy Reform	99,500,000.00	26,595,850.00	72,904,150.00	73.27	27%

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.*

Under this Strategic Objective three main activities were carried out throughout the year 2009. These were provision of legal aid, assistance and counselling; litigating public interest cases brought to the Centre by clients; and provision of civic and human rights training to various groups in order to empower them and their members to effectively pursue their rights. These activities are elaborated below:

(a). Legal Aid Assistance And Counselling

Provision of legal aid assistance and counselling is the mainstay of the Centre. It is the very reason that the Centre was established. Therefore, the Centre takes this activity very seriously. Therefore, as a rule, free legal aid and assistance and legal counselling is provided daily in the two offices in Unguja and Pemba and by all Programme Officers.

The Centre is organised in such a way that whoever visits it with a legal problem at any time during the working hours will be attended to. This of course is done after the person has fulfilled the Centre's criteria for the assistance. The Centre's criteria have two elements. One is the means test which is determined after the client has explained him/or herself and the income is roughly determined. The second element is the subject-matter test. As a rule the Centre takes civil matters only. Therefore, if the issue is criminal in nature the Centre will not take it up. However, there are exceptions to these general rules. These are in two areas. Firstly, if a matter is of public interest, then the whole criteria do not apply and the case is adopted. Also, if the case indicates serious human rights violation will be adopted by the Centre without giving weight to criteria. It should be noted that all clients who visit the Centre will be advised on their rights and the legal nature of their cases – even if at

the end of the day the cases will not be adopted by the Centre. This educates the clients on the matters troubling them and when they go elsewhere to seek for redress they have a rough idea about their cases and their gravity.

At the same time, the Centre assists these people in drafting all kinds of legal documents to be filed before the Courts. This includes pleadings, power of attorneys, affidavits, applications and all other legal documents. The staff who are enrolled as advocates also testify documents requiring certification for various purposes.

The aim of providing legal aid and assistance is to reach the poor, disadvantaged, and vulnerable sections of the population which include women, children, the elderly and the disabled. In so doing the Centre has also engaged the services of the Paralegals who work deep in the grass root level in the community. This is done in order to fully meet one of the Centre's core activities as enshrined in its Constitution.

In the course of 2009, the Centre received 1,259 people requesting for legal assistance in both Unguja and Pemba. This is elaborated clearly in the tables below.

Reported Cases in Unguja for 2009

Types of Case	Men	Women	Children	Total Number by Case
Land dispute	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	13	29	21	63
Maintenance for Children	0	25	15	40
Divorce & Matrimonial assets	0	35	0	35
Mob Violence	15	8	0	23
Injury and compensation dispute	15	5	0	20
Grievous bodily harm	12	23	9	44
Rent disputes	31	27	0	58
Total Number by Client	373	439	101	913

Reported Cases in Pemba for 2009

Types of Cases	Men	Women	Children	Total Number by Case
Land disputes	26	10	0	36
Labour disputes	0	0	0	0
Inheritance disputes/distribution of Properties	6	0	0	6
Custody of Children	0	7	0	7
Family and domestic violence	0	30	0	30
Human Rights	12	2	0	14
Defilement	0	0	15	15
Rape/ Early pregnancy	0	0	12	12
Criminal	12	3	0	15
Contract	11	0	0	11
Election	180	0	0	180
Injury and compensation dispute	2	0	0	2
Grievous bodily harm	0	0	0	0
Child abuse	0	0	18	18
Total Number by Clients	249	52	45	346

Paralegals, as indicated earlier in this report, play an important role in the provision of Legal aid and assistance at the grassroots level in the community. Paralegals both in Unguja and Pemba have helped the Centre in giving legal assistance in the community. In 2009, the Centre through the Paralegal desk has received a total



Training ZLSC Paralegals at Umoja wa Walemavu in Zanzibar – March 2009



Training the Special Forces of the Zanzibar Government at Gombani Stadium – Pemba – in April 2009

number of 743 cases in Unguja and Pemba as shown in the tables below.

Cases Reported by Paralegals in Unguja

Nature of Cases	Male	Female	Children	Total
Theft	45	2	0	47
Matrimonial disputes	9	30	0	39
Land	25	6	0	31
Infliction of bodily harm	24	6	0	30
Rape	0	8	18	26
Community affray	10	8	0	18
Abduction	0	16	0	16
Death	8	7	0	15
Labour	12	0	0	12
Voter Registration	7	3	0	10
House breaking	10	0	0	10
Defilements	0	0	8	8
Drug abuse	8	0	0	8
Contract	3	1	0	4
Arson to house and estate	3	0	0	3
Civil disputes	2	0	0	2
Early pregnancy	0	0	20	20
Torture	0	0	15	15
Total	166	87	61	314

Cases Reported by Paralegals in Pemba

Types of Case	Men	Women	Children	Total Number by Case
Human Rights	10	4	0	14
Child abuse	0	0	18	18
Adultery	9	0	0	9
Rape	0	6	14	20
Criminal	14	4	0	18
Civil	23	31	0	54
Accident	1	0	0	1

Contract	9	2	0	11
Assault	12	28	0	40
Election	60	110	0	170
Land	20	18	0	38
Matrimonial	7	10	0	17
Property	2	4	0	6
Grievous bodily harm	0	0	0	0
Pregnancy	0	0	20	20
Total Number by Clients	167	217	52	436

In addition to providing legal advice and channelling cases to the Centre's offices in Unguja and Pemba, Paralegals are also given the duty of providing legal education in their respective constituencies. In execution of this task, Paralegals invite Programme Officers of the Centre to assist them and participate in this exercise.

One troubling area in the work of the Paralegals is protection of children from abuse. As the statistics in the table below indicate, in 2009 the cases of child abuse have been increasing alarmingly.

Child Abuse Statistical Summary from February to December, 2009

TYPES OF CASES	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEPT	OCT	NOV	DEC	TOTAL
CHILD ABUSE	5	3	0	1	1	0	1	1	1	0	0	13
SODOMY	1	0	0	0	0	0	0	-0	0	5	0	6
DEFILEMENT	0	0	0	0	0	0	0					0
RAPE	5	1	4	4	1	2	1	1	2	0	6	27
DESERTION AND ABANDONMENT	0	1	1	1	0	2	6	0	0	0	0	11
CUSTODY	0	0	1	1	2	0	16	0	0	0	0	20
CHILD LABOUR	0	0	1	1	2	0	1	0	0	0	0	5
TOTAL	11	5	7	8	7	4	33	2	3	5	6	82

Following the deployment of Paralegals in all constituencies of Unguja and Pemba, the Centre decided to introduce them to the governance organs in all Districts. This

exercise was done in all the 10 Districts of Zanzibar save for two for reasons which were beyond the powers of the Centre. This was done in order to infuse their services to the general task of the Revolutionary Government of Zanzibar to ensure that all people of Zanzibar have access to justice. The figure below shows how the Paralegal Recognition exercise was conducted by the Centre:-

Implementation of Paralegals Recognition Programme

DATE	LIST OF DISTRICTS	No. OF PARALEGALS	NO. OF SHEHAS
11/3/2009	SOUTH DISTRICT	4	18
11/3/2009	NORTH 'A' DISTRICT	5	32
11/3 /2009	WETE DISTRICT	5	34
12/3/2009	MKOANI DISTRICT	5	33
15/3/2009	NORTH 'B' DISTRICT	3	41
15/3/2009	CENTRAL DISTRICT	3	38
18/3/2009	MICHEWENI DISTRICT	4	30
23/3/2009	CHAKECHAKE DISTRICT	4	28
*Permission not Granted	URBAN DISTRICT	10	44
*Permission not Granted	WEST DISTRICT	9	38

*[Recognition of Paralegals from the Centre was not carried out in the two Districts – West and Urban due to the instructions of the Urban-West Regional Commissioner who was not happy by the Centre’s decision to assist the victims of the Tomondo demolitions to sue the Revolutionary Government of Zanzibar in the courts of Law]

(b). Litigation of Public Interest Cases

Litigation of cases brought by clients and which are of public interest nature is one of the most important tools which the Centre uses in the process of human right struggles. Before being taken as a case of public interest nature, the case has to be assessed by the Centre to know whether a case is of public interest or not. In 2009 the Centre has seen the necessity of using this tool in the following cases:-

1. *The Tomondo Demolition Case*, High Court of Zanzibar at Zanzibar, Civil Case No. 1 of 2009.
2. *Karim Omar Kombo v. Chake Chake District Commissioner*, Land Tribunal, Pemba Registry, Case No. 9 of 2009.
3. *Hamad Mussa Yussuf and 2 Others v. The Director of Zanzibar Electoral Commission and the Attorney General of Zanzibar*, High

Court of Zanzibar at Zanzibar, Civil Case No. 16 of 2009.

These cases which have been instituted in the courts of law in both Unguja and Pemba islands are various stages at the moment.

(c). Civic and Human Right Training

In 2009 several trainings on civic education and human rights were carried out by the Centre. This is usually done by the Program Officers of the Centre, invited experts as well as the Paralegals in their respective areas of jurisdiction. In some of these training activities members of the Board of Trustees with specific expertise in certain areas are at times invited to participate. The training done include the following:-

(i). Zanzibar Union of Public Health Employees (ZUPHE) Training – Pemba

On 3rd and 4th January 2009 the Centre in Collaboration with Zanzibar Union of Public Health Employees (ZUPHE) organised a two days Seminar in Pemba at Hamisa Village Inn to Senior Officers of ZUPHE on Constitution and Zanzibar Labour Laws. 30 participants attended the Training out of which 14 were male and 16 female.

The topics covered were:-

- (i). Employment Act No 11 of 2005;

- (ii). Labour Relations Act. No 1 of 2005;

- (iii). Workers Compensation Act No 5 of 2005;

- (iv). Occupational Safety and Health Act No 8 of 2005;

- (v). Zanzibar Social Security Fund Act No 2 of 2005;

- (vi). History of Trade Union in Zanzibar; and

- (vii) Constitutions of Zanzibar 1984 and Tanzania 1977.

(ii). Zanzibar Government Special Department Trainings

Between 16th and 20th April, 2009 the Centre conducted training of senior officers of the Special Forces of the Revolutionary Government of Zanzibar in Unguja. A total of 50 participants attended including 45 Male and 5 Female officers. Various laws governing these Units including were covered in this training. In addition, the officers were exposed to human rights in general and to the main provisions of the Constitution of the United Republic of Tanzania of 1977 as well as the Constitution of Zanzibar of 1984.

The same Training was also repeated for the senior officers of the same forces based in Pemba a week later. In this training there were 46 males and 4 females. The topics covered in both trainings were:

- (i). Human Rights in General;

- (ii). Good Governance;
- (iii). Constitutions of Zanzibar and the United Republic of Tanzania;
- (iv). JKU Act, 2003 (Act No. 6 of 2003);
- (v). Volunteer Act, 2004 (Act No. 5 of 2004);
- (vi). Fire Brigade Act, 1999 (Act No. 7 of 1999);
- (vii) KMKM Act, 2003 (Act No. 1 of 2003); and
- (viii). Offenders Education Act, 2007 (Act No. 3 of 2007).

(iii). Training of Local Government and Town Councils Officers

On 8th and 9th August, 2009, the Centre conducted two days training to the officers of the Local Governments and Town Councils in Unguja. A total of 30 Participants attended the training where 18 Male and 12 Female participated in this training.

The topics taught to these officers were:-

- Constitution of Zanzibar of 1984 and United Republic of Tanzania of 1977;
- Good Governance in the Local Governments;
- The Laws Governing Local Governments in Zanzibar;
- Civil Procedure;
- Criminal Procedure; and
- Human Rights.

Similar training was also conducted in Pemba on 15th and 16th August, 2009. This training involved 17 Males and 13 Females. The topics chosen for these two training were specifically meant to address what these officers did in the course of enforcing local government legislation. It was also felt necessary to expose them to general issues relating to human rights and constitutional rights of the citizens they were supposed to serve in the course of their work.

(iv). Training of Trade Unions

Trade Unions are one of the Centre’s stakeholders and in 2009 several training of the trade unions were conducted by the Centre as follows:-

- 3rd and 4th January, 2009 Zanzibar Union of Public Health Workers (ZUPHE) training was conducted in Pemba 30 participants in total out of which’ males were 14 and females 16;
- 12th September, 2009 a one day training to members of Zanzibar Association of Tours Operators (ZATO) where 30 participants attended with 9 females and 11 males;
- 13th September, 2009 a one day training of members of

Zanzibar Tourism, Hotels, Conservation, Domestic and Allied Workers Union (ZATHOCODAWU) where 30 participants attended including 9 females and 21 males;

- 17th and 18th November, 2009 Zanzibar Association of Trade Unions Congress (ZATUC) training Unguja Males 17 and Females 13. Total 30 participants; and
- 8th and 9th December, 2009 ZATUC training Pemba. Males 19 and Females 11 total 30 participants.

In all these trainings the five Zanzibar Labour laws, Constitutions of Zanzibar and Tanzania were taught to the participants as follows:-

- Constitutions of Zanzibar of 1984 and United Republic of Tanzania of 1977;
- Human Rights;
- Human Rights and Business;
- Employment Act, 2005 (Act No 11 of 2005);
- Labour Relations Act, 2005 (Act No. 1 of 2005);
- Occupational Health and Safety Act, 2005 (Act No. 8 of 2005);
- Workers Compensation Act, 2005 (Act No. 5 of 2005); and

- Zanzibar Social Security Fund Act, 2005 (Act No. 2 of 2005).

The aim of all these training activities was to introduce the working people to the several labour-related legislation which have been introduced in Zanzibar recently. Very few workers and their leaders know about these laws and their impact on their lives.

(v). Training of Court Clerks and Paralegals

Court clerks play a very important role in the process of administration of justice. They stand between those wanting to access the courts and the court officers. They can therefore block justice if they are not well trained and are not exposed to ethics and human rights. Given this strategic



Prof. Hamza Njozi, the Vice Chancellor of Muslim University Morogoro launching publications of the Zanzibar Legal Services Centre. Next to him are Prof. Haroub Othman; Prof. Chris Maina Peter; and Ms. Harusi Mpatani. This was in May, 2009.

position of clerks, the Centre, at the invitation of the judiciary in Zanzibar, embarked on a thorough training of court clerks. In order to benefit from this exercise, it was felt important to mix the clerks and paralegals. This decision paid dividends almost immediately because it gave the two groups the opportunity to meet, know each other and work together smoothly in future.

On 11th and 12th December, 2009, a training of Court Clerk and Paralegals was conducted in Pemba where 40 Court clerk and 20 Paralegals participated in this training. The topics taught were:-

- Constitutions of Zanzibar and the United Republic of Tanzania;
- Ethical Standards for Court Clerks;
- Civil Procedure;
- Criminal Law and Procedure; and
- Human Rights.
- Rules of Natural Justice

Similar Training was also conducted in Zanzibar on 19th and 20th December 2009 where by 60 Court Clerks and 38 Paralegals were trained on those very same topics which were taught in Pemba. In these two trainings the ratio on gender participation was as follows: In Pemba training – 32 Males – and 28 Females; and in Unguja training – 54 Males and 44 Females.

ACTIVITIES REPORT 2009					
Activities	Budget as Per Strategic Plan 2009	Actual expenditure 2009	Variance	% Variance	% of Absorbed Funds as per STP Budget
Legal Service Provision, Civic And Human Rights Training, Litigation Of Public Interest Cases	163,000,000.00	73,665,180.00	89,334,820.00	54.81	55%

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

Zanzibar is a very political society and Zanzibaris in general take politics very seriously. Therefore, elections are very important to the isles. Knowing this, the Centre has always been in the forefront in facilitating free and fair elections in Zanzibar. This has been through provision of voter education, monitoring and

observing elections.

Year 2010 will be elections year in the whole of Tanzania including Zanzibar. These elections are scheduled for October, 2010. However, due to their importance, preparations for these elections have commenced almost a year in advance and the Centre is fully involved. It has embarked on ensuring that these elections are not only free and fair but peaceful as well. The Centre has been using its Programme Officers and the Paralegals as observers and monitors. Trainings of the Paralegals and the Programme Officers in this respect have already been conducted.

In February, 2009 the Centre applied and was granted elections observer status from Zanzibar Electoral Commission (ZEC) to observe the 2010 Zanzibar Elections. From that point it has embarked in the observation of the ongoing voters registration exercise conducted throughout Zanzibar 50 constituencies. The Centre using its Paralegals and Programme Officers has managed to observe the First Phase of registration in all constituencies in Unguja and Pemba and will be embarking on the coming Second Phase of registration. The report of this exercise will be officially issued at the end of the whole exercise in October, 2010.

The Centre is also in the final preparations to embark on the Voters Education Exercise for the coming elections. Paralegals and Programme Officers have already been prepared for the task. The Centre is currently offering wider Civic Education to various institutions and interest groups such as teachers and other stakeholders in order to align them with specific voter's education.

ACTIVITIES REPORT 2009					
Activities	Budget as Per Strategic Plan 2009	Actual expenditure 2009	Variance	% Variance	% of Absorbed Funds as per STP Budget
National Election And Voter's Education	54,000,000.00	623,820.00	53,376,480.00	98.84	1%

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.*

(a). Recruitment of Staff

The Centre in April 2009 managed to recruit an Executive Director a post which was vacant for almost 17 years. This in fact was a positive development

to the Centre and the Board which its Chairperson was the one who acts as an Executive Director.

In December 2009, the Centre recruited two lawyers as Programme Officers a Female and a Male as a member of its Staff; The Centre also recruited a qualified Librarian and qualified Secretary as part of its professional team. The librarian was employed after ending her contract where before that the library was manned by a program officer. The Secretary was employed after the resignation of the person who was holding the post.

(b) Recruitment of Volunteers

The Centre has in November 2009 recruited 2 female lawyers as Volunteers. These are professionally lawyers who possess law Degrees and works at the Centre as programme officers on voluntary basis. They are doing all kinds of work as any programme officer could be assigned. Target was to have 4 Volunteers 2 males and 2 females. The current volunteers are doing a very tremendous job as programme officers and in a way have solved very much the problem of shortage of Programme officers at the Centre.

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

The Centre organized 2 Retreats of the Board and staff one in July, 2009 and the last one December 2009

with the aim of making assessment of what has been done and what not and assess the way forward towards achieving the objectives as laid down in the Centres Strategic Plan. The third retreat organised was that of the Board shortly after the death of its Chairperson the late Professor Haroub Othman. This was specifically for the planning of the way forward after the death of the Chairman.

Two members of staff attended training in the course of the year. These are Mr. Iss-haq I. Shariff, the Executive Director of the Centre who attended a training on democracy and good governance organised by SALAN in February, 2009; and Mr. Aziz Mtela, a Programme Officer based in Pemba who attended two trainings: – one on advocacy organised by the African Human Rights Consortium held at the University of Botswana from 26th September to 4th October, 2009 and another one on Monitoring And Evaluation of Gender Mainstreaming in Zanzibar organised by the Ministry of Labour, Women and Children of the Revolutionary Government of Zanzibar held in Zanzibar between 20th and 25th June, 2009.

(d).Acquisition of Equipments by the Centre

For the Centre to be able to function optimally, it is important for it to have various types of equipments. In 2009 the Centre was able to acquire the following items:*

ITEM	QUANTITY	PRICE
Toyota RAV 4	2	Shs. 25,000,000/= (Each Shs. 12,500,000/=)
Office chairs	9	Shs. 3,287,200/= (Diverse prices depending on type)
Filing cabinets	4	Shs. 1,652,000/= (Each Shs. 413,000/=)
Projector and screen	1	Shs. 2,359,000/=
Fire proof safe	1	Shs. 800,000/=
Toshiba Laptops at	3	Shs. 3,840,000/= (Each Shs. 1,280,000/=)
Panasonic PBX System	2	Shs. 2,030,000/=
Panasonic Fax Machine	1	Shs. 335,000/=
Printers	2	Shs. 890,000/=
TOTALS	25	Shs. 40,193,200/=

*[Save for the two vehicles which were bought for the Unguja and Pemba offices of the Centre which were granted by the Royal Danish Embassy from a previous grant, the rest of the items were provided for in the Budget of the Centre and ought to have been acquired in the very first year of the implementation of the Strategic Plan in 2008 if funds had arrived on time].

(e). Improvement of IT Services and Technical Support

In the present epoch it is almost impossible for individuals and institutions to move forward without access to proper and most up-to-date form of technology. Realising this, the Centre has embarked on a serious improvement of its available IT services and revamping its website. However, a lot has to be done to make the website operate optimally. This is a question of time and dedication. The Centre will have to assign one of its officers to take care of the website and update it constantly.

ACTIVITIES REPORT 2009					
Activities	Budget as Per Strategic Plan 2009	Actual expenditure 2009	Variance	% Variance	% of Absorbed Funds as per STP Budget
Institutional Governance (IG), Staff Salaries, Equipment , Office Running Costs	221,460,000.00	252,649,905.00	-31,187,905	-14%	114%

Summary of Activities & Expenditure

ACTIVITIES REPORT 2009						
Objective No.	Activities	Budget as Per Strategic Plan 2009	Actual expenditure 2009	Variance	% Variance	% of Absorbed Funds as per STP Budget
1	Information Access, Media Programs, And Publications	145,300,000.00	59,839,440.00	85,460,560.00	58.82	41%
2	Advocacy For Policy Reform	99,500,000.00	26,595,850.00	72,904,150.00	73.27	27%
3	Legal Service Provision, Civic And Human Rights Training, Litigation Of Public Interest Cases	163,000,000.00	73,665,180.00	89,334,820.00	54.81	55%
4	National Election And Voter's Education	54,000,000.00	623,820.00	53,376,480.00	98.84	1%
5	Institutional Governance (IG), Staff Salaries, Equipment, Office Running Costs	221,460,000.00	252,649,905.00	-31,187,905.00	-14	114%
	Total Amount Budget 89%	683,260,000.00	413,374,195.00	269,885,805.00	39.49	60.50%
	Actual Funds Received 84%	574,611,320.00	413,374,195.00	161,237,125.00	28.06	72%
	Budget Variance	108,648,680.00				
	Variance 15.90% of the requested amount					

Members of Staff of the Zanzibar Legal Services Centre

Staff Based in the Unguja Office

No.	Name	Title	Duties
1	Mr. Ishaq I. Shariff	Executive Director	Chief Executive Officer of the Centre; Accounting Officer of the Centre and Secretary to the Board of Trustees.
2	Mr. Emmanuel P. Chacha	Administrative & Finance Officer	Administration and Finance Incharge of discipline of the staff and procurement
3	Ms. Leila M. Ahmed	Accountant	Head of Accounts Section of the Centre responsible for handling all payments in the Centre
4	Mr. Makame M. Khamis	Programme Officer	Legal Services & Training
5	Ms. Naima S. Azan	Programme Officer	Advocacy for Policy Reform
6	Mr. Rashid H. Abdalah	Programme Officer	Media Programs and Paralegals Coordinator
7	Ms. Harusi M. Mpatani	Programme Officer	Information Access, Publications and Library, Counselling
8	Ms. Mtumwa Said Sandali	Programme Officer	Legal Counselling and Incharge of the Paralegal Programme
9	Mr. Ramadhan Juma Suleiman	Programme Officer	Legal Counselling and trainer
10.	Ms. Zainabu Omar Mzee	Librarian	Incharge of the Library
11.	Ms. Hasba Ali Bakar	Secretary	Reception & Secretarial Services
12.	Ms. Rukia Miraji	Secretary	Secretarial Services
13.	Mr. Hamza Kuwa	Administrative Assistant	Procurement, Office Equipments
14.	Mr. Abdi Mussa	Office Attendant & Driver	Office Cleanness and Driver

Staff Based in the Pemba Sub-Office

1.	Mr. Aziz Mtella'	Coordinator, Pemba Office	Pemba Office Overall In Charge and Programme Officer
2.	Mr. Mohamed Hassan Ali	Programme Officer	Paralegals & Counselling
3.	Mr. Said Rashid Hassan	Office Attendant	Cleaning, handling of Mails, and Office Equipments
4.	Ms. Siti Habib Mohamed	Secretary & Library Attendant	Reception, Secretarial Services, Library Attendant

ANNEX ONE

The Board of Trustees of the Zanzibar Legal Services Centre in 2009

Ag. Chair



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



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



Mr. Iss-haq I. Shariff

Advocate of the High Court of Zanzibar and ZLSC Executive Director – Secretary to the Board

ANNEX TWO

The Staff of the Zanzibar Legal Services Centre in 2009

The Executive Director



Mr. Iss-haq I. Shariff

F & A Officer



Mr. Emmanuel P. Chacha

The Accountant



Mrs. Leila Mussa
Ahmed

Coordinator – Pemba Office



Mr. Aziz H. Mtela

Programme Officers



Mr. Rashid
Abdallah



Mr. Makame
M. Khamis



Mrs. Naima Said
Azzan



Ms. Harusi
M. Mpatani



Mr. Mohamed
Hassan Ali

General Services Staff

Librarian



Ms. Zainab Omar

Secretary



Ms. Siti H.
Mohamed

Office Assistant



Mr. Hamza Kuwa

Office
Assistant



Mr. Said R.
Hassan

Office
Assistant



Mr. Abdi
Mussa Khamis

The Audited Accounts of the Centre

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

**REPORT AND FINANCIAL STATEMENTS
FOR THE YEAR ENDED 31ST DECEMBER 2009**

**PAN & ASSOCIATES
CERTIFIED PUBLIC ACCOUNTANTS
P.O.BOX 21713
DAR ES SALAAM**

**ACCOUNTANTS AND AUDITORS & TAX CONSULTANTS
BIASHARA COMPLEX, MWANANYAMALA,
P.O. BOX 21703, DAR ES SALAAM, - TANZANIA**

**AUDITORS REPORT TO THE TRUSTEES OF
ZANZIBAR LEGAL SERVICES CENTRE**

We have audited the Financial Statements of ZANZIBAR LEGAL SERVICES CENTRE (ZLSC) for the year ended 31st December, 2009 set out on pages 2 to 3 in accordance with International Standards on Auditing.

**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.

**PAN & ASSOCIATES
CERTIFIED PUBLIC ACCOUNTANTS
DAR ES SALAAM**

ZANZIBAR LEGAL SERVICES CENTRE
STATEMENT OF INCOME AND EXPENDITURE FOR THE YEAR
ENDED 31ST DECEMBER, 2009

	NOTE	31-12-2009	31-12-2008
		Tshs	Tshs
INCOME			
Balance B/F		612,642,315.00	429,904,892.00
Grant from the Embassy of Denmark	2(i)	0.00	348,000,000.00
Grant from Sida	2(ii)	0.00	142,608,144.00
Grant from the Embassy of Finland	2(iii)	0.00	0.00
Grant from Aim for Human Rights –Netherlands	2(iv)	4,239,000.00	0.00
Grant from LRH National Office S/Africa	2(v)	9,846,000.00	0.00
Grant from Save Children Fund UK.	2(vi)	67,112,147.00	0.00
Other Income	3	20,083,187.00	2,363,141.00
Total Funds Available		713,922,649.00	922,876,177.00
EXPENDITURE			
	6		
Training		0.00	0.00
Office Machines (Computers & Accessories)		4,989,000.00	0.00
Salaries and Wages		88,480,670.00	91,430,050.00
Stationery and Secretarial Services		9,052,260.00	5,043,400.00
Office Rent		14,400,000.00	6,480,000.00
Telephone and postage		3,087,035.00	2,920,674.00
Maintenance and Repairs		4,559,550.00	6,943,120.00
Electricity and Water		3,812,250.00	687,420.00
Auditors Fees		3,010,000.00	2,650,000.00
Medical Expenses		0.00	601,350.00
Contingency		0.00	14,094,745.00
Office Furniture/ Equipment		7,386,300.00	0.00
Civic Education and Legal Literacy		5,104,718.00	23,285,000.00
Capacity Building		27,575,340.00	61,660,823.00
Monitoring		10,812,300.00	3,615,600.00
Publication		17,342,220.00	0.00
Programmes		70,567,720.00	49,638,900.00
Board		2,478,000.00	2,778,200.00
Books		13,365,540.00	0.00
Documentation		7,188,300.00	2,322,160.00
Terminal Benefits		28,678,840.00	3,855,450.00
Training/Research on Human Rights		31,664,370.00	23,094,120.00
Radio and T/V Programmes		14,598,000.00	0.00
Legal aid / Legal Service		41,518,810.00	0.00
Internet		4,442,600.00	4,731,000.00

Duty Travel		7,972,740.00	0.00
Public Interest Cases		4,721,000.00	0.00
Collaborative/Effective Net Working		1,066,900.00	3,076,400.00
Motor Vehicle		25,000,000.00	0.00
Vehicle Running and Maintenance		7,429,220.00	0.00
Office Expenses		2,829,500.00	1,325,450.00
Total Expenditure	6	463,133,183.00	310,233,862.00
Surplus Carried Forward	4	250,789,406.00	612,642,315.00
Total		713,922,649.00	922,876,177.00

Auditors Report is on page 1

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

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Ag, CHAIRPERSON

.....
DATE

ZANZIBAR LEGAL SERVICES CENTRE

STATEMENT OF AFFAIRS AS AT 31ST DECEMBER 2009

ASSETS	31-12- 2009 Tshs	31-12-2008 Tshs
Bank Balance		
Foreign A/c No 021105001094	0.00	0.00
Local Tshs A/c No 021103001170	252,550,058.00	612,515,902.00
Cash on Hand		
Local cash Tshs	(1,760,592.00)	126,413.00
Total Cash/Assets	250,789,466.00	612,642,315.00

CAPITAL ACCOUNT/LIABILITIES		
Cash Difference Surplus/(Loss)	0.00	0.00
Net Surplus	250,789,466.00	612,642,315.00
Total Capital/Liabilities	250,789,466.00	612,642,315.00

Auditors Report is on page 1

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

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Ag, CHAIRPERSON

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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 Counseling, 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 councilors, 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, Embassy of Sweden, and the Embassy of Finland, while the Royal Netherlands Embassy, UNDP, FES, FNF, Sigrid Rausing Trust, Save children Fund UK, LHR National Office S/A 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 counseling, 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 no 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 and directed towards the implementation of the remaining year 2007/2008 activities of ZLSC's Five Year Strategic Plan 2004-2008.

During the month of December 2007 the Embassy of Finland also advanced funds to Centre of amount Tshs 83,250,000 towards implementation of the Strategic Plan 2008-2011 (Basket Funding) in addition to the balance funds of Tshs 47,154,666 from previous advances towards support of activities at the centre for use in the year 2008.

Also during the year 2008 the balance of funds issued by Sigrid Rausing Trust to the 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 during the year 2008 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) in addition of balance funds of Tshs 44,051,789 from the Embassy of Denmark from previous year Centre activities.

During the year 2009 the activities of the Centre were financed mainly by advance funds (Tshs 348,000,000) and balance funds from year 2008 (Tshs 44,051,789) from the embassy of Denmark, the Embassy of Sweden (Tshs 142,608,144) and the balance of funds of Tshs 39,951,387 (ie. Tshs 83,250,000 advance plus Tshs 47,154,666 from previous year balance, less Tshs 90,453,279 expenditure for year 2008), from the Embassy of Finland though Basket funding towards implementation of the Strategic Plan 2008- 2011. The advance funds were received during the year 2007 and 2008. Other funds were received from Aim for Human Rights Netherlands, LHR National Office S/Africa, Save Children Fund UK and others towards specific programmes.

1.2. BUDGET

The total budget towards implementation of the ZLSC Strategic plan 2008 – 2011 for the year 2009 for the available funds contributed by the Embassy of Denmark, the Embassy of Sweden and the Embassy of Finland was Tshs 574,611,320 contributed as follows;

DANIDA	392,051,789
SIDA	142,608,144
FINIDA	39,951,387
Grand Total	574,611,320

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. The Balance funds B/F financed paralegal programmes of amount Tshs 16,822,700 for the year 2009.

The Save Children Fund UK grant agreement provided for a budget of Tshs 67,112,147 to finance paralegal training and children rights.

NOTE 4.

4.1 Surplus Funds (item) as at 31/12/2009

	31-12- 2009	31-12-2008
	Tshs	Tshs
Bank Balance	0.00	0.00
Foreign A/c No 021105001094	0.00	0.00
Local Tshs A/c No 021103001170	252,550,058.00	612,515,902.00
Cash on Hand		
Local cash Tshs	-1,760,592.00	126,413.00
Total Cash/Assets	250,789,466.00	612,642,315.00
CAPITAL ACCOUNT/LIABILITIES		
Cash Difference Surplus/(Loss)	0.00	0.00
Net Surplus	250,789,466.00	612,642,315.00
Total Capital/Liabilities	250,789,466.00	612,642,315.00

4.2 Surplus Funds

Balance Funds Relates to	TOTAL	TOTAL
	31-12- 2009	31-12- 2008
	<u>Tshs</u>	<u>Tshs</u>
Basket Funds -Embassy of (Denmark, Sweden & Finland)	161,237,125.00	576,552,820.00
Grant from UNDP	0.00	2,076,940.00
Grant from Sigrid Rausing Trust	192,200.00	17,014,900.00
Grant from LHR S/Africa	5,825,690.00	0.00
Grant fro Save the Children Fund UK	61,222,107.00	0.00
ZLSC Receipts	<u>20,370,844.00</u>	<u>16,997,655.00</u>
Total Cash/Assets	<u>250,789,466.00</u>	<u>612,642,315.00</u>

The Aim for Human Rights Netherlands provided for a budget of Tshs 4,289,000, towards human rights seminar while the LRH National Office South Africa towards introduction of paralegals.

NOTE 2. INCOME

During the year 2009, 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	31-12-2009	31-12-2008
		Tshs	Tshs
	Balance B/F	612,642,315.00	429,904,892.00
(i) Embassy of Denmark	Grant from the Embassy of Denmark	0.00	348,000,000.00
	Total	0.00	348,000,000.00
(ii) Embassy of Sweden	Grant from Sida	0.00	142,608,144.00
	Total	0.00	142,608,144.00
(iii) Embassy of Finland	Grant from the Embassy of Finland	0.00	0.00
	Total	0.00	0.00
(iv) AHR-Netherlands	Grant from Aim for Human Rights Netherlands	4,239,000.00	0.00
	Total	4,239,000.00	0.00

(v) LHR S/Africa	Grant from LHR National Office S/ Africa	9,846,000.00	0.00
	Total	9,846,000.00	0.00
(vi) SCF UK	Grant from Save Children Fund UK	67,112,147.00	0.00
	Total	67,112,147.00	0.00
	Grand Total	693,383,402.00	920,513,036.00

NOTE 3. OTHER INCOME

(i) Legal Resource	0.00	0.00
(ii) Institutional fees	620,635.00	445,000.00
(iii) Others	19,462,552.00	1,918,141.00
	20,083,187.00	2,363,141.00

ZANZIBAR LEGAL SERVICES CENTRE NOTES TO THE ACCOUNTS CONT'D ZANZIBAR LEGAL SERVICES CENTRE NOTES TO THE ACCOUNTS CONT'D

LIST OF FIXED ASSETS

Details	Qty	Donor	2009 Tshs	2007 Tshs	2006 Tshs	1999 to 2005 Tshs
Books		DCHR	0	0	0	6,406,282
Computer & Accessories			0	0	0	1,453,488
Furniture & Equipment	1		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			0	0	0	4,615,960
Furniture & Equipment		SIDA/DANIDA	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	1	DANIDA	0	1,284,800	1,715,000	0
Computer & Accessories	3	ZLSC	0	0	2,196,840	0
Computer and Accessories	3	Basket Funding	4,989,000	0	0	0
Office Furniture and Equipment		Basket Funding	7,386,300	0	0	0
Motor Vehicle	2	Basket Funding	25,000,000	0	0	0
Total value			37,375,300	1,284,800	3,911,840	32,877,400

Fixed assets purchased 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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