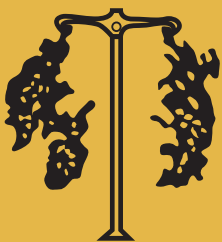


# ZANZIBAR YEARBOOK OF LAW



TRANSFORM JUSTICE



INTO PASSION

## VOLUME 3 2013

ZANZIBAR YEARBOOK OF LAW

VOLUME 3 - 2013

**ZANZIBAR YEARBOOK OF LAW  
(ZYBL)**

**VOLUME 3**

**2013**

Transform Justice



**Zanzibar Legal Services Centre (ZLSC)**

Into Passion

# ZANZIBAR YEARBOOK OF LAW (ZYBL)

**Published by:**

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ISBN 9987-697-13-5

*Published with the kind support from the Embassy of Sweden, Dar es Salaam, Tanzania; the Embassy of Finland, Dar es Salaam, Tanzania; Norwegian Embassy, Dar es Salaam, Tanzania; Open Society Initiative for Eastern Africa; and Ford Foundation, Office for Eastern Africa, Nairobi, Kenya.*

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## PREFACE

Tanzania is embracing globalisation at a very high speed. Market economy is the new found word for capitalism which nobody wants to call by name. Investors are seen as the goose that lays the golden eggs – for our development. Unfortunately, this new development has gone hand in hand with the underplaying of two vital principles which has built Tanzania to what it is today. These are human value and ethics. To many and particularly those in power – the end justifies the means. They will do whatever it takes to get into wealth irrespective of the many innocent people they may tread on. To them, the suffering of the people is irrelevant. It is therefore not accidental that *Zanzibar Yearbook of Law* has chosen a lead article to address these very important themes for our country namely, humanism and ethics. This is the article titled “African Humanism in Re-conceptualization of Global Development: Bringing Ethics Back to Governance?” by Professor Sirku K. Hellsten from the Universities of Dar es Salaam and Helsinki. It is reminder of where we are coming from and the lessons from the past which might make us re-think about the path we are taking and our speed.

In the general area, this volume carries works on trying to understand terrorism which has proved slippery to define; the trends in appreciating the principle of *opinion juris* in the current epoch; search for a new constitution in Zambia; Constitutional review in Tanzania and the controversial issue of citizenship. As can be seen from above, this is a very rich mixture of highly informative works.

On Zanzibar we have picked two articles. One is on the newly enacted law on children and the other is on protection of the environment under the 1984 Constitution of Zanzibar.

Among the short articles we have an article on property relations for unmarried couples in Rwanda; and the submissions and the judgement of a Tanzanian case of *Zakaria Kamwele and 126 Others v. The Minister of Education and Vocational Training and the Attorney General* on freedom of religion and belief. The *Yearbook* also carries a review by Prof Abdulaziz Yusuf Lodhi of the book *The Threat of Liberation: Imperialism and Revolution in Zanzibar* by Amrit Wilson.

As has become the tradition now, Volume 3 of the *Yearbook* is another source of knowledge for our readers and we sincerely hope that all will find it useful.

Chris Maina Peter  
Managing Editor  
ZANZIBAR

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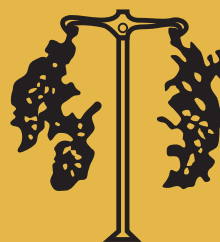
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**ISBN 9987-697-13-5**