

UNIVERSITY OF DAR ES SALAAM
DAR ES SALAAM UNIVERSITY STUDENTS ORGANIZATION
(DARUSO)

MINISTRY OF CONSTITUTION, LEGAL AFFAIRS AND GOOD GOVERNANCE
S.L.P 35080 – DAR ES SALAAM - TANZANIA



UNIVERSITY STUDENTS ORGANIZATION
(DARUSO) CONSTITUTION

2024

TABLE OF CONTENTS

TABLE OF CONTENTS	i
PREAMBLE	1
ARTICLE 1	1
ESTABLISHMENT AND ACRONYM	1
ARTICLE 2	1
INTERPRETATION	1
ARTICLE 3	3
OFFICIAL LANGUAGE OF THE ORGANIZATION	3
ARTICLE 4	3
STATUS	3
ARTICLE 5	3
FUNCTIONS	3
ARTICLE 6	4
COMPLIANCE AND PRINCIPLES	4
ARTICLE 7	4
POWERS	4
ARTICLE 8	5
EQUAL OPPORTUNITY AND NON-DISCRIMINATION	5
ARTICLE 9	5
MEMBERSHIP	5
ARTICLES 10	5
RIGHTS AND DUTIES OF MEMBERS	5
ARTICLE 11	6
INTEGRITY	6
ARTICLE 12	7
PRINCIPAL ORGANS	7
ARTICLE 13	7
THE UNIVERSITY STUDENTS REPRESENTATIVES COUNCIL (USRC)	7
ARTICLE 14	11
THE USRC SPEAKER, DEPUTY SPEAKER AND CLERK	11
ARTICLE 15	12
CABINET	12
ARTICLE 16	13
PRESIDENT	13
ARTICLE 17	17
VICE PRESIDENT	17
ARTICLE 18	18
PRIME MINISTER	18

ARTICLE 19.....	18
JUDICIAL ORGAN.....	18
ARTICLE 20.....	20
EXECUTIVE COMMITTEES (EX-COMS)	20
ARTICLE 21.....	21
HALL COMMITTEES	21
ARTICLE 22.....	21
ELECTORAL ORGANS	21
ARTICLE 23.....	22
ELECTORAL COMMITTEE	22
ARTICLE 24.....	22
ELECTORAL APPELLATE BOARD	22
ARTICLE 25.....	23
ELECTIONS.....	23
ARTICLE 26.....	24
OATHS OF OFFICE.....	24
ARTICLE 27.....	24
FINANCE AND ACCOUNTABILITY	24
ARTICLE 28.....	25
MISCELLANEOUS.....	25
ARTICLE 29.....	26
AMENDMENT OF THE CONSTITUTION	26

PREAMBLE

WHEREAS WE the students of University of Dar es Salaam aiming at building a strong students organization that abides to the principles of equality, solidarity, justice, accountability, responsibility, good moral principles, transparency and respect; and implement gender mainstreaming.

AND WHEREAS those principles can only be realized in a democratic community in which the Cabinet is accountable to the USRC which is composed of elected and appointed members and also a Judicial Organ which is independent and dispenses justice without fear or favour to ensure students' rights are protected and duties of every student are faithfully discharged.

NOW, THEREFORE this Constitution is 'proposed by the USRC members on behalf of the students' community of the University of Dar es Salaam Mwl Julius Nyerere Mlimani Campus and approved by the UDSM Council.

ARTICLE 1

ESTABLISHMENT AND ACRONYM

- (1) There shall be and is hereby established the Dar es Salaam University Students Organization at Mlimani.
- (2) The acronym of the organization shall be DARUSO.

ARTICLE 2

INTERPRETATION

In this Constitution, unless the context otherwise requires:

Acts has the meaning attached to it by the interpretation of the Laws Act Chapter 1 R.E.2002.

The Act means the Universities Act, 2005Act, Act No.7 of 2005.

Baraza means and includes College, School, Directorate, Institute and Centre, Campus Baraza and University Students Baraza constituted by all students at the College, School, Directorate, Institute and Centre or Campus or at the University as a whole.

Campus includes any place where the activities or affairs of the University may, under lease, license or all other arrangement, take place or conducted or where the residence of the student is established, provided, organized or overseen whether regularly or intermittently or on a particular occasion or occasions.

Charter means the University of Dar es Salaam Charter, 2007.

Collaboration shall mean cooperative agreement of two or more parties to work jointly towards a common goal.

Colleges, Schools, Directorates, Institutes and Centers means Colleges, Schools, Directorates, Institutes and Centers established under University of Dar es Salaam Charter, 2007.

Constitution means the constitution of DARUSO.

Consultation shall mean the act of asking the advice or opinion of someone on a given scenario or matter.

Election Rules means the Rules made under this constitution to regulate DARUSO elections.

EX-COM means the Executive Committee of the Campus Colleges, Schools, Directorates, Institutes and Centers of the University of Dar es Salaam.

Fundraising shall refer to effort to gather money, including the identification and solicitation of investors or other sources of capital.

Judicial Organ means the Judicial and Disciplinary Organ of DARUSO.

Office bearer means the President, Vice President, Prime Minister, Ministers, Deputy Ministers, Chief Secretary, Secretaries of Ministries, Director or Directors in the President's Office, Chairpersons and Secretaries and Class Representatives of the Campus Colleges, Schools, Directorates, Institutes and academic Centers.

University means the University of Dar es Salaam established by and operating under the University of Dar es Salaam Charter, 2007.

University Campus means the Mwalimu Julius Nyerere Mlimani Campus.

ARTICLE 3

OFFICIAL LANGUAGE OF THE ORGANIZATION

The official language of DARUSO – Mlimani shall be English and Kiswahili.

ARTICLE 4

STATUS

DARUSO-Mlimani shall be the sole and official representative of the students of the University of Dar es Salaam as provided for under the Charter and approved by the University Council and under the Trusteeship of its members shall be capable of purchasing, holding, alienating, managing and disposing of any property whatsoever, whether movable or immovable and whether by way of involvement or otherwise entering into such contracts as may be necessary or expedient for the performance of its functions under this constitution subject to consulting the UDSM Management.

ARTICLE 5

FUNCTIONS

(1) DARUSO, in collaboration with the Dean of Students, shall have the following functions:

- (a) Set up a Code of Conduct for students within the students community,
- (b) Set up mechanism for the enforcement of the Code of Conduct,
- (c) Organize student services and recreation,
- (d) Organize outreach programs with surrounding communities or general public,
- (e) Provide public or community services,
- (f) Provide peer support services to students with special needs,
- (g) Represent students in appropriate University decision making organs,
- (h) Set up procedure for taking complaints from the aggrieved student,
- (i) Provide mentorship services to young future University students.

ARTICLE 6

COMPLIANCE AND PRINCIPLES

- (1) DARUSO undertakes and is committed to fulfill its responsibilities of abiding with all laws of the United Republic of Tanzania as well as University of Dar es Salaam Rules, By-Laws, Regulations, Policies and Procedures.
- (2) In addition, DARUSO shall adhere to the following principles:
 - (i) Transparency in all its affairs.
 - (ii) Accountability for its actions and omissions.
 - (iii) Observance of the sense of responsibility in its decisions and pursuits.
 - (iv) Be guided by good moral principles, solidarity and justice.
 - (v) Respect and implement gender mainstreaming and
 - (vi) Adherence to principles of equality.

ARTICLE 7

POWERS

DARUSO may, in consultation with the Dean of Students, have powers:

- (a) To prepare the Constitution or amendment thereof of the organization subject to the approval of the relevant bodies of UDSM Management.
- (b) To prepare Election Rules.
- (c) To prepare the Code of Conduct.
- (d) To prepare Financial Regulations.
- (e) To prepare Rules governing peer support services.
- (f) To organize and implement outreach programs.

ARTICLE 8

EQUAL OPPORTUNITY AND NON-DISCRIMINATION

DARUSO-Mlimani is committed to provide equal opportunities and does not discriminate on the basis of race, religion, colour, creed, nation, origin, sex, gender, age, marital status, disability or status with regard to public assistance.

ARTICLE 9

MEMBERSHIP

- | | | |
|----------------------------|-----|---|
| Membershi
p | (1) | Every person admitted to any postgraduate or undergraduate programs (degree programme or diploma or certificate) at the University of Dar es Salaam shall become a member of DARUSO-Mlimani upon being registered as a student. |
| Membershi
p | (2) | Membership to the organization shall subsist subject to: <ul style="list-style-type: none">(a) Payment of annual subscription fees as proposed by USRC and approved by the University Council from time to time.(b) Active participation in DARUSO activities. |
| Cessation of
membership | (3) | Membership to the organization shall cease upon one ceasing to be a student of the University of Dar es Salaam by any reason whatsoever. |

ARTICLES 10

RIGHTS AND DUTIES OF MEMBERS

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|--------------------|-----|--|
| Members'
Rights | (1) | Every DARUSO member shall be entitled to: <ul style="list-style-type: none">(i) Participate in all general activities of DARUSO-Mlimani, vote or being voted for or hold office when elected or appointed;(ii) Obtain and inspect copies of all documents of DARUSO on request being made to the DARUSO Prime Minister;(iii) Request and receive all the publications of DARUSO-Mlimani;(iv) Appeal to any organ that may determine the member's vital interests for DARUSO-Mlimani and the University;(v) The right of audience and freedom of expression before all organs of DARUSO-Mlimani and all its media |
|--------------------|-----|--|

Provided that in course of enjoyment of the rights stated in this constitution nothing shall be construed to entitle a member of DARUSO to hinder in any way the enjoyment of other members of the same;

- (vi) Students shall have rights to freely and peaceably assemble, demonstrate, and express their opinions and conducting referendum.

Provided that they do not cause breach of peace or disrupt the academic and administrative functions of the University.

Members' Duties (2) All DARUSO members are duty bound to:

- (i) Promote and preserve the sanctity of this constitution;
- (ii) Endeavour to educate oneself to the best of one's ability and education for the benefit of humanity;
- (iii) Pay subscription fee when due;
- (iv) Attend meetings regularly and discharge assignments;
- (v) Exhibit high self-discipline and ethics;
- (vi) Promote academic excellence;
- (vii) Participate in all activities of DARUSO-Mlimani;
- (viii) Refrain from influencing DARUSO and or its individual members in any way or manner which may prejudice the status of DARUSO-Mlimani or put it to disrepute;
- (ix) Refrain from directly engage in any political party activities as provided in Student By-Laws, 2021 as amended from time to time.

ARTICLE 11

INTEGRITY

- (1) Every DARUSO member shall be obliged to observe the personal integrity, dignity and rights of other members.
- (2) In any events when it is proved that any DARUSO-Mlimani member has committed any misconduct, he/she shall be deemed to have violated the provisions of this constitution.
- (3) For the avoidance of doubt, the term "misconduct" means and includes:
 - (i) Financial impropriety;
 - (ii) Sexual harassment as defined in the University of Dar es Salaam Student By-Laws, 2021 as amended from time to time and UDSM Anti-Sexual Harassment Policy, 2018;
 - (iii) Failure or refusal to obey the DARUSO-Mlimani Disciplinary Authority;

- (iv) Use of scandalous, abusive, obscene or threatening language against any student or member of staff of the University;
- (v) Use of force or offering violence against or striking a fellow student or member of staff of the University provided that such act occurs within the University Campus;
- (vi) Use of force or offering violence or threats against or striking a fellow student, an officer or member of a public, or any other employee or employees of the University provided further that such violence occurs at any of the University premises, campus or places where university activities are held/carried out.
- (vii) Conduct which is intended to obstruct any of the DARUSO business in the USRC or any of the DARUSO meetings;
- (viii) Any act or omission that severely diminishes or prejudices the status of the University of Dar es Salaam or its members.

ARTICLE 12

PRINCIPAL ORGANS

- (1) The Principal organs of DARUSO-Mlimani shall be the following:
 - (i) The DARUSO Cabinet.
 - (ii) The University Students Representative Council (USRC).
 - (iii) The Judicial Organ.
- (2) Each of the principal organs shall be independent.

ARTICLE 13

THE UNIVERSITY STUDENTS REPRESENTATIVES COUNCIL (USRC)

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| The establishment | (1) There shall be and is hereby established the University Students Representatives Council (USRC). |
| Composition | (2) The USRC shall be composed of: <ul style="list-style-type: none"> (i) The USRC Speaker. (ii) The USRC Deputy Speaker. (iii) The USRC Clerk. (iv) The Cabinet. (v) The Students Representatives. |

- The Students
Representatives
- (3) For the purposes of the composition of the USRC, the following shall be the students representatives:
- (a) Four appointed Executive Committee members from each College, School, Directorate, Institute and Centre at the University, one of whom shall be from postgraduate studies;
 - (b) Four elected representatives from each College, School, Directorate, Institute and Centre of the University;
 - (c) Two female students elected from each College, School, Directorate, Institute and Centre;
 - (d) The Chairperson and Secretary of the Association of Disabled Students at the Mwalimu Julius Nyerere Mlimani Campus;
 - (e) Chairpersons and Secretaries of Hostels and Halls of Residence provided that, Hostel Block shall have the same status as Halls;
 - (f) The first runner-up in College, School, Directorate, Institute and Centre election who contested for the position of Chairperson or Secretary, who shall have the highest percentage amongst the candidates who lost in that election in the College, School, Directorate, Institute and Centre;
 - (g) The off campus resident representative or representatives who shall be appointed by the DARUSO President as he/she deems fit.
- Meetings
- (4) (a) The USRC shall convene not less than three (3) times each semester according to the dates set in the University Almanac.
- Provided that the USRC be convened at any other time by petition to the USRC Speaker signed by at least twenty five percent (25%) of the members of USRC, and upon the USRC Speaker issuing a three (3) days public notice for the meeting unless emergency condition demand a shorter notice.
- (b) Where the USRC Speaker fails to issue the notice for the meeting he/she shall automatically resign from the office and the USRC Deputy Speaker shall proceed to convene the meeting.
 - (c) The quorum for the USRC meeting shall be fifty percent (50%) of the members and subject to the provision of this constitution its decision shall be carried out on the basis of two-third (2/3) majority of all the members of the USRC.

- (d) The proper quorum for any USRC Meeting shall be legal provided the Dean of Student is present during the meeting and decision made thereafter shall be considered legitimate.

Cessation of USRC Members	<p>(6) (a) The USRC membership can cease by:</p> <p>(i) Not attending two USRC meetings without prior notice duly served on the Speaker of USRC;</p> <p>(ii) Death, discontinuation, expulsion from the University or de-registration.</p> <p>(b) Any USRC member elected by constituencies shall lose USRC membership upon presentation to the Speaker of a resolution signed by not less than two- third (2/3) of the electorate that elected such a member.</p> <p>(c) The resolution must be made at a meeting attended by at least two-third (2/3) of the students constituting the particular constituency and duly supervised and attested by the Dean of Students.</p>
Tenure of USRC Membership	<p>(7) All USRC members shall hold office for one academic year and shall be eligible for re-election or re-appointment as the case may be, for another term of one academic year.</p>
No remuneration rule	<p>(8) The USRC members shall not be entitled to any salary except the allowances and reimbursement of any expenses incurred by them in the performance of their respective duties as provided by the Rules and Regulations of DARUSO-Mlimani.</p>
Powers of USRC	<p>(9) The USRC shall have powers:</p> <p>(i) To elect the USRC Speaker, Deputy Speaker and the Clerk of the USRC;</p> <p>(ii) To approve the name of the Prime Minister;</p> <p>(iii) To confirm the Ministers, Deputy Ministers, Chief Secretary, Secretaries to the Ministries, Director or Directors in the President's Office appointed by the President;</p> <p>(iv) To review and approve or disapprove policies and actions of DARUSO Government whenever it considers necessary or desirable to do so;</p> <p>(v) To evaluate and take appropriate action on the Annual General</p>

- Hand over Report by the DARUSO-Mlimani government;
- (vi) To consider and approve or otherwise authorize budgetary appropriations funds of DARUSO-Mlimani government;
 - (vii) To approve budget estimates presented by the DARUSO-Mlimani government during the budget session.
 - (viii) To make provisions in any appropriate manner for regular auditing of books of accounts of organs of DARUSO-Mlimani to ensure a sound, proper and efficient administration of DARUSO-Mlimani;
 - (ix) To meet in ordinary sessions not less than three (3) times in each academic semester provided that the USRC shall meet in all other times as provided under Article 13 (4) of this Constitution;
 - (x) To discipline any member of the USRC office including suspension from office provided that two-third (2/3) votes of the total number of USRC members support the resolution;
 - (xi) To establish committees as may be found necessary for the execution of its functions;
 - (xii) To approve all DARUSO-Mlimani publications;
 - (xiii) To summon and examine any cabinet member for the purpose of enhancing accountability of DARUSO government;
 - (xiv) To make Rules and Regulations of DARUSO-Mlimani;
 - (xv) To perform any other duty in the interest of DARUSO-Mlimani members.

Referendum (9) (a) The USRC shall defer to a referendum any decision which is likely:-

- (i) To affect the delivery of students services;
 - (ii) To interrupt academic activity;
 - (iii) To cause the breach of peace.
- (b) Nonetheless, and without derogating from the provision of Regulation 11(2) of the Universities (Students Organization) Regulation, 2009 the USRC shall, in consultation with the Dean of Students, make Rules to guide the conduct of the referendum.

ARTICLE 14

THE USRC SPEAKER, DEPUTY SPEAKER AND CLERK

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| Office of the speaker | (1) | (a) There shall be the USRC Speaker who shall be elected by the members of the UKSRC from amongst members of DARUSO-Mlimani. |
| | | (b) The USRC speaker shall not be a member of DARUSO-Mlimani Cabinet. |
| | | (c) The USRC Speaker shall convene and preside over the USRC meetings in accordance with the USRC Rules (Kanuni za Bunge). |
| | | (d) The USRC Speaker shall cease to hold the office if he/she is removed from the office by a resolution of the USRC by votes of not less than two –third (2/3) of all USRC members if he/she violates any provision of this Constitution. |
| | | (e) The USRC Speaker shall be the representative and spokesperson of the USRC where such representation is required. |
| Office of the Deputy Speaker | (2) | (a) There shall be a USRC Deputy Speaker who shall be elected from amongst DARUSO-Mlimani members and shall be the principal Assistant to the USRC Speaker. |
| | | (b) The USRC Deputy speaker shall convene and preside over USRC meetings in the absence of the USRC Speaker and he shall not be a member of DARUSO-Mlimani Cabinet. |
| | | (c) The USRC Deputy Speaker can be removed from the office in the same manner as provided for the removal of the USRC Speaker in Article 14 (1) (iv). |
| USRC Clerk | (3) | (a) There shall be the Clerk of the USRC who shall be elected by the USRC member from amongst DARUSO-Mlimani members. |
| | | (b) The USRC Clerk shall be responsible for the proper functions of USRC proceedings as provided for the by the USRC Rules (Kanuni za Bunge). |
| | | (c) The USRC Clerk can be removed from the office according to the procedures provided in article 13(5). |

ARTICLE 15

CABINET

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| Establishment | (1) | There shall be and is hereby established the DARUSO – Mlimani Cabinet. |
| Composition | (2) | <p>(a) The Cabinet shall be composed of:</p> <ul style="list-style-type: none">(i) The President;(ii) The Vice President;(iii) The Prime Minister;(iv) The Ministers <p>(b) The DARUSO Chief Secretary shall be the Secretary to the Cabinet meeting. Deputy Ministers, Director or Directors in the President's Office and the Secretaries to the Ministries can attend a Cabinet meeting as invitees only where necessary.</p> <p>(c) The DARUSO Cabinet shall not exceed thirty (30) members in total of which 5/6 shall be appointed from amongst the USRC members and the remaining 1/6 be appointed from outside of the USRC.</p> <p>(d) The President shall preside over all Cabinet meetings and in the event of his/her absence the meetings shall be presided over by the Vice President and where both are absent then the Prime Minister shall preside.</p> <p>(e) The appointment of Ministers, Deputy Ministers, Chief Secretary and Secretary or Secretaries to the Ministries shall endeavor to achieve proportionate representation as regards to gender, Colleges, Schools, Directorates, Institutes and Centres.</p> <p>(f) The cabinet shall be the Principal organ for advising the President in all matters regarding the exercise of his powers in accordance with the provision of this constitution.</p> |
| Power to Appoint Cabinet | (3) | All Ministries, Deputy Ministries, Chief Secretary, Director or Directors in the President's Office and Secretaries to the Ministries shall be appointed by the President in consultation with the Vice President. |
| Functions and Accountability | (4) | <p>The Cabinet shall have the following executive functions:-</p> <ul style="list-style-type: none">(i) The day to day running of DARUSO affairs;(ii) To prepare the budget of the Organization; |

- (iii) To present reports on revenues and expenditure of day to day activities to the USRC meetings.
- (iv) To propose Bills, Rules, Regulations, and By-Laws of DARUSO;
- (v) For avoidance of doubt, all the Cabinet Ministers, Deputy Ministers, Chief Secretary, Director or Directors in the President Office and Secretaries to the Ministries shall be accountable to the President;
- (vi) The Minister responsible for Constitutional Affairs and Good Governance shall be the Chief Protocol of DARUSO;
- (vii) To perform any other duty the interest of DARUSO-Mlimani members.

Notwithstanding, the provisions of Article 15 (4) (d) any bona-fide DARUSO member may propose Bills, Regulations, and By- laws of DARUSO in accordance with procedures laid down by USRC.

Tenure of office

(5) (a) The tenure of the office of the cabinet Ministers, Deputy Ministers, Chief Secretary, Director or Directors in the President's Office and the Secretaries to the Ministries shall fall vacant upon the occurrence of any of the following events:

- (i) If the incumbent dies or resigns;
- (ii) When the President revokes the appointment by removing incumbent from the office, such revocation and appointment shall be in formal writing;
- (iii) Where the President resigns or is impeached or where both the office of the President and the Vice President are vacant for the reasons of other than being absent.

(b) For the avoidance of doubt, Ministers, Deputy Ministers, Chief Secretary, Director or Directors in the President Office and Secretaries to the Ministries shall not be paid any salary, except allowances or being reimbursed as per Article 13 (7) of this Constitution.

ARTICLE 16

PRESIDENT

Establishment

(1) (a) There shall be the President of DARUSO-Mlimani who shall be the head of the DARUSO-Mlimani Government.

(b) The President shall be responsible to constitute the DARUSO Cabinet, which shall comprise of the President, Prime Minister, Ministers, Deputy Ministers, Chief Secretary and Secretaries to the Ministries and director or Directors in the Office of the President.

Discharge of
Presidential
functions

(2) (a) The President shall perform his/her duties in consultation with the Vice

President and the Cabinet.

(b) In absence of the President of DARUSO-Mlimani from the office, the President shall, by notice in writing, inform the Vice President all the matters relating to his duties within three (3) days.

Election to office

(3) The President shall be elected by students in accordance with the provisions of this constitution and the Rules or Regulations promulgated by the USRC pursuant to the provisions of this constitution.

Vacancy in the office of the President

(4) Subject to the provisions of this constitution, the office of the President shall fall vacant and the election of the President shall be held or that vacancy shall be filled otherwise in accordance with the provisions of this constitution as the case may be upon the occurrence of any of the following events:-

- (i) Resignation;
- (ii) Death;
- (iii) Impeachment by the USRC;
- (iv) Discontinuation from studies; or
- (v) Any other event or occurrence that may lead to the office of the President being vacant for the duration of three months.

Qualification for election as President

(5) (a) A person shall not be entitled to be elected to hold the office of President save only if he/he is a second-year student or above, but not a finalist.

(b) Any person who holds office of the President shall be eligible for re-election to that office.

(c) All other matters concerning the procedures for the election of the President shall be as provided for in rules promulgated by USRC.

(d) Any candidate contesting for the office of the President shall be declared duly elected President only if he/she has obtained more votes than the other contesting candidates in an election.

Tenure of office

(6)(a) Unless he/she sooner resigns or dies or is discontinued from studies, the person elected as a President shall hold the office of the President for the period of one year from the date which he/she was elected President.

(b) A person elected President shall hold office of a President until:

- (i) The day his or her successor assumes office;
- (ii) The day he or she dies while in office;
- (iii) The day he or she resigns from office; or
- (iv) He/she ceases to hold office of the President in accordance with the

provisions of this constitution.

Absence from
office

(7) (a) In the event that the President is absent, the duties and functions of the President shall be discharged by one of the following in the order specified; that is to say:-

- (i) Vice President;
- (ii) Prime Minister
- (iii) USRC Speaker

(b) Where any of the persons specified in items (i), (ii) and (iii) of sub-article (7) above discharge the duties and functions of the office of the President by reason that the functions immediately after that other person preceding him/her returns and resumes to discharge the duties and functions of the office of the President.

Collapse of the
Government

(8) (a) If the offices of both the President and the Vice President are vacant by any other reasons provided under this constitution other than being absent, the whole of DARUSO-Mlimani Government shall be presumed not to be in existence and in the duration not exceeding twenty one (21) days there shall be conducted new presidential elections as per article 16 (3).

(b) In such event the DARUSO-Mlimani Cabinet shall continue to discharge the DARUSO Government functions until the new President and the Vice President are sworn in to hold office.

Removal of the
President

(9) (a) The USRC may pass the resolution to remove the President from the office if a motion to impeach the President is moved and passed in accordance with the provisions of sub-Article 9 (d) of this article.

(b) No motion to impeach the President shall be moved save only if it is alleged that the President:

- (i) Has committed act(s) which violate(s) any provisions of this Constitution;
- (ii) Has conducted himself in a manner which lowers the esteem of the office of the President.

(c) Any allegation against the President shall be signed by two-third (2/3) of all the USRC members and supported by signatures of ten (10) DARUSO members from each of the College, School, Directorate, Institute and Centre shall be served on the USRC Speaker.

(d) The USRC shall not pass a motion to impeach the President save only if:

(i) Upon the receipt of the notice by the USRC Speaker, a Special Committee of Inquiry shall be formed and the names of the committee members shall be approved by two- third (2/3) of the USRC members;

(ii) The committee shall carry out investigations and shall submit its findings to the USRC Speaker within fourteen (14) days from the date the names of the committee members are approved by USRC;

(iii) The USRC Speaker shall inform the President of the allegations leveled against him;

(iv) When the USRC Speaker receives the report of the committee's findings, he/she shall issue a seven (7) clear days' notice to convene the USRC for the purpose of tabling before it the report by the special committee of inquiry;

(v) The USRC Speaker shall serve upon the President the report of the committee's findings together with the notice convening USRC meeting;

(vi) The report of the committee's findings will be tabled before the USRC by the Chairperson of the Special Committee of Inquiry and the Speaker will give the President opportunity to respond to the reported findings in his/her own defence;

(vii) The USRC shall deliberate on the reported findings and the President's response in defence and make a decision on whether or not the President should be impeached;

(viii) A decision to impeach the President shall only be carried if passed by a two-third (2/3) majority of the USRC members present and voting;

(ix) An impeachment vote shall be taken at a meeting specifically convened for that purpose after a fourteen (14) days' notice has been issued and served to each and every member of the USRC;

(x) The quorum at the USRC meeting convened for the purpose of taking an impeachment vote shall be ninety (90) percent of all members of the USRC;

(xi) The impeachment vote shall be carried if passed by not less than a two-third (2/3) majority of all the USRC members;

(xii) Where the impeachment against the President is successful, he/she shall cease to hold the office immediately and the whole DARUSO-Mlimani Cabinet shall have automatically been dissolved provided that the Vice President and the Prime

Minister shall not be affected unless they are involved in the matter.

ARTICLE 17

VICE PRESIDENT

Establishment	<p>(1) There shall be a Vice President who shall be the Principal Assistant to the President in respect of all matters concerning students generally and in particular shall:</p> <ul style="list-style-type: none">(i) Assist the President in making follow-up on the day to day activities of DARUSO-Mlimani plans and programs;(ii) Perform all duties and functions assigned to him/her by the President;(iii) Perform all duties and functions of the office of the President when the President is out of the office.
Discharge of functions	<p>(2) The Vice President shall perform his/her duties in consultation with the President.</p>
Election to office	<p>(3) The Vice President shall be elected by students in accordance with the provisions of this constitution and the Rules or Regulations promulgated by USRC pursuant to the provision of this Constitution.</p>
Taking of office	<p>(4) The Vice President shall assume the office of the Vice President on the same day the President assumes office.</p>
Tenure of office	<p>(5) Subject to sub-article (6) of this article, the Vice President shall hold the office for the period of one year from the date he/she is elected as Vice President.</p>
Vocation of office	<p>(6) The Vice President shall hold the office until:</p> <ul style="list-style-type: none">(i) His or her tenure of office expires.(ii) He/she resigns.(iii) He/she dies while in office.(iv) He/she is sworn in as the President after the office of the President has fallen vacant.(v) He/she is discontinued from studies.
Accession to office of President	<p>(7) Where the office of the President becomes vacant by any reason provided under this Constitution other than being absent, there shall be by-election of the President unless the former President has stayed in leadership for more than half of the ordinary tenure, in such case there shall not be by-election and the Vice</p>

President shall assume the duties of the President.

(8) The Vice President may be removed from office by the USRC as per Article 16 (9) of this constitution, *mutatis mutandis*.

ARTICLE 18

PRIME MINISTER

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| Appointment | (1) There shall be the Prime Minister who shall be appointed by the President and approved by the USRC. |
| Functions | (2) The Prime Minister shall be the Chief Executive Officer of the DARUSO Cabinet and shall be the leader of government business in USRC. |
| Removal from office | (3) The USRC may pass a resolution to remove the Prime Minister from office provided that: <ul style="list-style-type: none">(i) A petition is signed by one-third (1/3) of the total number of members of USRC;(ii) The petition is submitted to the Speaker who shall form a committee of inquiry;(iii) The committee of inquiry will submit its findings to the Speaker for tabling in the USRC and the same process as provided under Article 16(9) for the removal of the President, <i>mutatis mutandis</i>. |

ARTICLE 19

JUDICIAL ORGAN

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| Establishment | (1) (a) There shall be and is hereby established the DARUSO-Mlimani Judicial Organ.

(b) There shall be a Chairperson and Secretary to the Judicial Organ who shall be elected from amongst the members. |
| Composition | (2) The Judicial Organ is composed of: <ul style="list-style-type: none">(i) Chairpersons;(ii) Secretaries <p>From every College, School, Directorate, Institute and Centre of University of Dar es Salaam.</p> |

Powers	<p>(3) (a) The Judicial Organ shall have the following powers:</p> <p>(i) To act as a disciplinary authority and shall be capable of disciplining any DARUSO office bearer or any other member other than the President, the Vice President and the Prime Minister for malpractices, corruption and any other misconduct.</p> <p>(ii) The Judicial Organ shall make the procedures and mechanisms on how to receive and resolve disputes from the Halls of Residence, Hostels and classes for the purpose of resolving them with the aim of promoting harmony and tranquility among the members.</p> <p>(b) The decision of the Judicial Organ over any dispute brought before it shall be final and conclusive within the organization.</p> <p>(c) Subject to consultation with the Corporate Counsel and Secretary to the Council, the Judicial Organ is hereby vested with exclusive power pertaining to the binding interpretation of this constitution and its interpretation shall be final and conclusive as between DARUSO organs and its members.</p>
Functions	<p>(4) (a) The Judicial Organ is vested with judicial and disciplinary powers over DARUSO members and its organs.</p> <p>(b) In addition to sub-article 4(a) above, the Judicial Organ shall have other functions as follows:</p> <p>(i) Perform any other matters as may be brought before it either by the USRC, Cabinet or any other DARUSO member(s);</p> <p>(ii) For purposes of expediency and when need arises the Judicial Organ may invite the President, the Vice President, the USRC Speaker and any other office bearer as the circumstances may require to attend Judicial Organ meetings and give clarifications, evidence or opinion on any matter that needs their attendance.</p>
Tenure of the organ	<p>(5) (a) The tenure of the Judicial Organ shall be for the period of one year.</p> <p>(b) Membership to the Judicial Organ shall cease where a member fails to attend two meetings of the Judicial Organ without a prior notice duly served to the Chairperson of the Judicial Organ or any member acting in that capacity.</p> <p>(c) A member of the Judicial Organ aspiring to be a candidate in the coming election shall denounce himself/herself of any position and title before embarking the process of election.</p>
Meetings	<p>(6) (a) All meetings of the Judicial Organ shall be convened by Secretary to the Judicial Organ upon giving two (2) days' notice after consultation with the Chairperson.</p>

(b) The quorum at every sitting of the Judicial Organ shall be not less than two-third (2/3) of the members.

(c) The Judicial Organ shall hold meetings provided that there shall be not less than three (3) meetings per semester.

(d) Where it appears that the Secretary to the Judicial Organ fails to convene the Judicial Organ meeting or in any other circumstances where it is important to convene, one-third (1/3) of the members of the Judicial Organ may ask the Secretary to the Judicial Organ to convene the meeting failure of which they may proceed to convene such a meeting.

Remuneration (7) For the avoidance of doubt, the Judicial Organ members shall not be paid any salary, except allowances or being reimbursed as per Article 13(7) of this Constitution.

ARTICLE 20

EXECUTIVE COMMITTEES (EX-COMS)

Establishment (1) There shall be and are hereby established EX-COMS for every College, School, Directorate, Institute and Centre of the University.

Composition (2) Every EX-COM shall be composed of the Chairperson, the General Secretary and the Secretaries for academic affairs, finance, sports and culture and postgraduate respectively.

Election and Appointment to Office (3) (a) The EX-COM Chairperson and General Secretary shall be elected by the students of respective College, School, Directorate, Institutes and Centre.

(b) The EX-COM Chairperson shall, in consultation with the General Secretary, appoint four EX-COM members.

(c) The names of the four EX-COM members appointed by the EX-COM Chairperson shall be announced and submitted to the Secretary of the Electoral Committee within forty-eight (48) hours after such appointment, immediately after the election results for the EX-COM Chairperson and the General Secretary are announced.

Removal from Office (4) (a) The procedures of removing the EX-COM member shall be the same as provided under Article 13 (5) (i) and (ii) of this constitution.

(b) For avoidance of doubt, the EX-COM Secretaries for Academics, Finance, Sports and Culture and Postgraduate shall be responsible to the Chairperson who shall have powers to dismiss them in consultation with General Secretary on reasonable grounds.

Functions (5) The EX-COM Chairpersons and General Secretaries of Colleges, Schools, Directorates, Institutes and Centers shall perform day to day activities and shall be answerable to USRC.

Baraza (6) (a) There shall be for each College, School, Directorate, Institute and Centre students' Baraza which shall meet at least once every semester and shall be convened and presided over by the EX-COM Chairperson, or in his/her absence or otherwise he/she is unable to do so, the General Secretary, or in the absence of both the Chairperson and the General Secretary, any other EX-COM member elected to the chair at the meeting.

(b) The Baraza shall be a popular forum for the EX-COM to consult with students and provide reports of the EX-COM performance for the semester in the respective Colleges, Schools, Directorates, Institutes and Centres.

ARTICLE 21

HALL COMMITTEES

Establishment (1) There shall be in each Hall of Residence or Hostel, a Committee responsible for the discharge of all functions and duties in respect of each such Hall of Residence or Hostel.

Composition (2) The Committee shall be composed of a Chairperson and Secretary to be elected by members of the respective Hall of Residence or Hostel on the date of ordinary general elections.

ARTICLE 22

ELECTORAL ORGANS

Establishment (1) There shall be and are hereby established the following electoral organs, which shall be responsible for election matters as respectively provided for in this Constitution, namely:-

(a) The Electoral Committee; and

(b) The Electoral Appellate Board.

ARTICLE 23

ELECTORAL COMMITTEE

Composition	(1) The Electoral Committee shall be composed of EX-COM Chairpersons.
Chairperson and Secretary	(2) There shall be Chairperson and the Secretary to the Electoral Committee who shall be elected by the members of the committee from amongst themselves.
Functions	(3) The Electoral Committee shall have powers to oversee and supervise the conduct of DARUSO elections in accordance with the election rules and procedures promulgated by the USRC.
Powers	(4) The Electoral Committee shall have all such powers in respect of the conduct of elections as provided in the Election Rules promulgated by the USRC, including the declaration of winners and entertaining election appeals and other election grievances as detailed in the Election Rules, and its decisions shall be final and conclusive unless an appeal is preferred to the Electoral Appellate Board in accordance with the Election Rules.

ARTICLE 24

ELECTORAL APPELLATE BOARD

Composition	(1) (a) The Electoral Appellate Board shall be composed of one member from each College, School, Directorate, Institute and Centre elected by USRC from amongst them. (b) In addition, there shall be two members from the University of Dar es Salaam School of Law in their final year of studies who shall be appointed by the Chairperson of the Electoral Board, in consultation with Secretary of the Electoral Board, who shall be of equal status as any other member of the Electoral Board.
Chairperson and Secretary	(2) There shall be Chairperson and Secretary to the Electoral appellate Board who shall be elected by the members of the Electoral Appellate Board from amongst themselves.
Functions	(3) The Electoral Appellate Board is hereby vested with the original jurisdiction to determine appeals from the Electoral Committee and the decision from the Appellate Boards shall be final and conclusive.

ARTICLE 25

ELECTIONS

General Elections	(1) General Elections of student representatives and student leaders other than the presidential elections shall be conducted one week before the presidential elections and in accordance with the Election Rules.
By Election	(2) (a) There shall be a by-election on a vacant position in a given College, School, Directorate, institute and Centre. (b) The costs shall be covered by ten percent (10%) of the allocated budget to the respective College, School, Directorate, Institute and Centre.
Eligibility to Contest for Election	(3) Any registered student is eligible to contest for any post in DARUSO if he/she: (a) Has performed academically by obtaining a GPA of not less than 3.5 for the posts of a Presidential and Vice Presidential and a GPA of not less than 2.7 for other posts in the immediate previous academic year. (b) Is disqualified for being a holder of an office in any political party. (c) Does not meet the membership criteria as provided for in this Constitution. (d) Has a criminal record for having been convicted for a criminal offence or has pending criminal prosecution in any court of law. (e) Has a record of being suspended from studies for any serious disciplinary offence, including acts of defiance, sexual offences, violence against fellow students or university staff, and theft.
Right to Vote	(4) Every registered student who has met the DARUSO membership criteria shall have the right to vote in any DARUSO election.
Secret Ballot	(5) (a) Votes at any DARUSO election shall be taken by a secret ballot. (b) The ballot boxes shall be transparent, of a fixed number and which shall be counted, certified and recorded by a respective Returning Officer.
Election of Speaker	(6) (a) The first meeting of the USRC Speaker shall be held within seven (7) days after the Presidential elections. (b) The USRC Speaker shall be elected within seven (7) days after Presidential elections. (c) In case the election of the office of the USRC Speaker is delayed for any good reason, then before such election the Electorate Committee shall endorse the extension of time only to that election for the period which does not exceed seven (7) days.

ARTICLE 26

OATHS OF OFFICE

Requirement to
take Oath of
Office

- (1) The following office bearers shall take Oath of Office before assuming the respective offices to which they are elected:
 - (a) The President, the Vice President and the Prime Minister shall not assume office unless they have taken oath of allegiance to be administered by the Commissioner for Oaths from the University of Dar es Salaam School of Law or UDSM staff in the presence of the Dean of Students of the University of Dar es Salaam and the Chairperson of the Electoral Committee.
 - (b) The USRC Speaker, Deputy Speaker and the Clerk of the USRC shall take Oath of allegiance or such other oath to be administered by the Commissioner for Oaths from the University of Dar es Salaam School of Law or from UDSM staff in the presence of the Dean of Students of the University of Dar es Salaam and the Chairperson of the Electoral Committee.
 - (c) Ministers, Deputy Ministers, Chief Secretary, Secretaries to the Ministries and Director or Directors in the office of the President shall not assume their offices unless they have taken oaths of allegiance or such other oath to be administered by the Commissioner for Oaths from the University of Dar es Salaam School of Law or from UDSM staff for due discharge of the duties of their offices in the presence of the Dean of Students of the University of Dar es salaam and the USRC Speaker.

Time for Oaths
Office of Office

- (2) The President shall present the Prime Minister and the Cabinet for approval by the USRC within ten (10) days after the presidential elections and the Speaker and the cabinet shall take oath of office within fourteen (14) days after the Presidential elections.

ARTICLE 27

FINANCE AND ACCOUNTABILITY

Sources of
Funds

- (1) The sources of DARUSO fund shall be:
 - (i) Students' subscription fees;
 - (ii) Students' contribution;
 - (iii) Gifts;
 - (iv) Fund raising;
 - (v) Donations, Sponsorship and investments ;
 - (vi) Any money appropriated by the University.

Provided that the process of raising funds by DARUSO shall be supervised by the Dean of Students and the University Management.

- (2) (a) The Minister for Finance shall be responsible for the collection and administration of all DARUSO-Mlimani funds.
- (b) The Minister for Finance shall hand over all funds collected to the Dean of Students twenty-four (24) hours after the collection.
- (c) The Minister for Finance shall prepare and issue monthly financial reports to all DARUSO organs not less than two (2) times in every semester.
- (d) There shall be Annual Audit of DARUSO accounts by the Chief Internal Auditor of the University.
- (e) For the avoidance of doubts, financial matters shall be governed by DARUSO Financial Regulations as issued from time to time.
- (f) There shall be an annual subscription fee to be paid by every member of DARUSO of which thirty percent (30%) shall be allocated to Colleges, Schools, Directorates, Institutes and Centres equally.

ARTICLE 28

MISCELLANEOUS

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| Students Baraza | (1) (a) There is hereby established a Student Baraza which shall be chaired by DARUSO President at least two (2) times per the semester. |
| | (b) The function of the Baraza is to act as a consultative forum to the President. |
| | (c) For avoidance of doubt, the Student Baraza is not a decision making body. |
| | (d) The Student Baraza shall be conducted in the open discussion mode. |
| Affiliation to External Organization | (2) DARUSO may affiliate or be affiliated to an external organization provided that such affiliation must be approved by the Council and be published to the student community. |
| Chief Advisor Official Advisor | (3) The Dean of Students of the University of Dar es Salaam shall be the Chief Advisor of DARUSO-Mwalimu Nyerere Mlimani Campus and shall be entitled to attend all DARUSO – Mwalimu Nyerere Mlimani meetings. |
| Performance Reports to Council | (4) DARUSO, with the assistance of the Dean of Students, shall at the end of every academic year prepare and submit its performance report to the University Council. |

Class
Representative

(5) (a) There is hereby established an office of Class Representative which shall be headed by the Class Representative of a respective class.

(b) The budget of such office shall be ten per centum (10%) of the allocated budget of the respective College, School, Directorate, Institute or Centre.

ARTICLE 29

AMENDMENT OF THE CONSTITUTION

(a) This constitution may be amended by two-third ($2/3$) majority of the USRC members provided that the Minister responsible for Constitutional Affairs shall prepare the proposed Constitutional Amendment and that the process of amending the Constitution shall be governed by other Rules and Regulations of the University.

(b) The USRC shall form a committee to publicize the proposed constitutional amendment for collection of students' views, comments or propositions.

(c) The USRC Committee, after collection of the students' views, comments or propositions, together with the proposed constitutional amendments shall submit to the USRC for deliberation.

(d) The USRC may, after the deliberation, make such further amendments, additions or corrections to the submitted amendments as they deem appropriate.

(e) For the purpose of amending this constitution, a duly constituted meeting of the USRC shall be two-third ($2/3$) of all the USRC members and the decision shall be by two-third ($2/3$) majority of the members present and who vote.