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Dear esteemed readers!

With the dedicated efforts of our staff and the generous support of our developmental partners, including the embassies of Sweden, Norway, and Ireland, LHRC is pleased to extend a warm welcome to you for the February 2024 edition of the Mlinzi wa Haki Newsletter.

In February, LHRC participated in several activities aligned with its mission of promoting human rights and good governance in Tanzania, including commemorating key international dates designed to shed light on various human rights issues, such as female genital mutilation.

As an organisation, LHRC has also continued its activities aimed at ensuring that students and residents in rural areas of Nanganga village in Ndanda ward, Masasi district, Mtwara region, receive an education to address concerns surrounding the welfare of the girl child and the obstacles they encounter. We expressed our collective commitment to ensuring that girls are welcomed back to school after giving birth.

LHRC also paid courtesy visits to IPP Media and Tanzania Broadcasting Corporation's offices, where it gained insights into reporting news and information, particularly within newspapers, studios, production rooms, and printing areas.

In February, LHRC also witnessed road accidents recurring in the country, resulting in deaths and injuries. LHRC calls upon the Tanzania Police Force and other stakeholders, such as road agencies, to intensify efforts to ensure road safety, prevent road accidents through public awareness programs, and combat corruption in the road transport sub-sector.

The newsletter covers this story and many others, highlighting LHRC's key activities and engagements in February. I welcome you to read this newsletter to stay informed about what LHRC is up to and familiarise yourself with activities here at the organisation.

Dr. Anna Henga (Advocate)
LHRC Executive Director

LHRC engages Tanzanians on legal aid through Radio Safina FM

NEWS IN BRIEF

Through its mass education unit, the Legal and Human Rights Centre (LHRC) had an incredible opportunity to connect with Tanzanians on legal representation through judicial systems on February 1, 2024, through a question and answer session organised by the Arusha-based Radio Safina FM.

The engagement occurred in the context of the 2024 Law Day commemorations, which took place under the theme “The Importance of the Concept of Justice for the Welfare of the Nation: The Role of Judiciary and Stakeholders in Improving the Integrated Criminal Justice System.”

During the session at Safina Radio FM, which is a key ally in LHRC’s mass education efforts, LHRC teamed up with the Honorable Neema Mchomvu from the High Court of Tanzania, Advocate Baraka Sulus representing the Tanganyika Law Society (TLS), and the Honorable Prince Gideon from the Arumeru Court. Their presence added gravitas and expertise to our discussion, enriching the understanding of our listeners.

Advocate Joseph Ole Shangay, Legal Officer from the LHRC’s Land Unit, and Advocate Naserian Guga, Program Officer for Mass Education, played integral roles during the discussion, sharing their knowledge and insights about the topic discussed.

They also participated in answering listeners’ questions, which was key to improving people’s understanding on the issue of legal aid through court representation. ■



On February 1st, 2024, LHRC joined the closing commemorations of Law Day, held at Chinangali Grounds in Dodoma. The Guest of Honor was Her Excellency Samia Suluhu Hassan, the President of the United Republic of Tanzania.



Advocate Hidaya Haonga on the right, LHRC Dodoma Branch Office Coordinator, during the closing of Law Week in Dodoma.



LHRC alarmed by the increase in people's disappearances, calls for action

NEWS IN BRIEF

Legal and Human Rights (LHRC) this month called on authorities to investigate reports of people's disappearances in various parts of the country, with the organisation's Executive Director Dr. Anna Henga saying the intervention is essential in addressing people's concerns.

During a press conference on February 1, 2024, Dr Henga said incidents of disappearances violate fundamental human rights, such as the right to protection and security.

Between January and February alone, LHRC received reports of five disappearances. Among these, only one incident was resolved after one person who previously went missing under mysterious circumstances was found dead.

"This alarming trend goes against the principles enshrined in our constitution, which guarantees the right to protection and security, as well as international treaties," Dr Henga told journalists.

She added that the incidents erode the trust of citizens in institutions tasked with safeguarding them. In Tanzania, many cases reported to authorities end without resolution or finding the missing individuals.

LHRC appealed to the government to take swift and decisive action to address this issue, Henga insisted, advocating for comprehensive and transparent investigations into each reported case.

Henga believes that this will ensure that missing persons are reunited with their families and that those responsible are held accountable. Additionally, LHRC stresses the importance of supporting the victims and their families during this difficult time.

"LHRC recommends that authorities treat these cases seriously, conducting impartial investigations," Dr Henga emphasised.

"This could involve establishing an independent commission or task force with the authority to thoroughly examine each reported case and hold perpetrators accountable, regardless of their position or connections," she added.

LHRC also called for reviewing existing laws or enacting new legislation to strengthen human rights protections in our country. ■



LHRC participates in preparing National Action Plan on Business and Human Rights

NEWS IN BRIEF

Legal and Human Rights Centre (LHRC) this month joined other stakeholders in developing the National Action Plan on Business and Human Rights (NAP-BHR) under the auspices of the Commission for Human Rights and Good Governance and the Ministry of Constitutional and Legal Affairs.

LHRC has a Memorandum of Understanding (MoU) with CHRAGG, allowing the two to collaborate in the documentation of issues that will aid the whole process of NAP development.

The meeting, which took place on February 1, 2024, in the capital Dodoma, aimed to work on the document defining the thematic groups and clustering the budget according to the identified interventions as per the identified thematic groups.

Adv. Joyce Komanya, LHRC's Senior Program Officer, and Ms. Jovina Muchunguzi, Project Coordinator from CHRAGG attended the meeting.

CHRAGG facilitated the process of the appointment of members of the National Steering Committee (NSC), where ministers from relevant ministries played a vital role in appointing members of the NSC.

The main reason for establishing a steering committee for NAP-BHR development is that, for any policy-making process, efficiency and accountability demand that there be clear leadership within the government to develop a NAP-BHR.

LHRC also had meetings with representatives from the Embassy of Sweden and the Danish Institute for Human Rights on how best partners can support it in terms of resources that will enhance its full participation in the process.

LHRC provides technical support on developing the national action plan on business and human rights to enhance implementation of the UN Guiding Principles on Business and Human Rights and ensure responsible business conduct and Corporate Social Responsibility (CSR) among corporates in the country.

NAP on business and human rights is vital as it enhances the compliance and accountability of corporations in complying with human rights standards. ■



LHRC hosts US Department of State delegates

NEWS IN BRIEF

On February 8, 2024, LHRC's Arusha office received a diplomatic delegation from the US State Department and the US Embassy in Tanzania to discuss freedom of worship issues in Tanzania.



During the meeting, the LHRC team delved into the topic of freedom of worship, particularly concerning the Ngorongoro conflict. They also addressed the difficulties confronting the Maasai community, particularly following their displacement from traditional worship sites.

Additionally, LHRC extensively covered issues related to access to justice, outlining how they assist disadvantaged individuals through legal aid services. They discussed the various conflicts typically handled at the Arusha office, highlighting land disputes as the most prevalent. ■



LHRC joins other actors in calling for urgent actions to protect the rights of girls

NEWS IN BRIEF

Legal and Human Rights Centre (LHRC), in collaboration with the Tanzania Network to End Female Genital Mutilation (FGM), organised a press conference on February 6, 2024, to address the pressing issue of FGM in the country, marking a significant step forward in the ongoing battle against this harmful practice.

The two organisations called for legislative action, urging the enactment of a law specifically targeting the prohibition of female genital mutilation. Such legislation would safeguard young girls and adult women who fall victim to this archaic tradition, the organisations said.

They called for the amendment of the Marriage Act of 1971 to address the age of marriage for girls. Recognising the link between child marriage and FGM, these proposed amendments aim to disrupt the cycle of harm perpetuated against vulnerable young girls.

The organisations called on authorities to hold traditional elders and parents accountable, arguing that accountability would act as a deterrent to the harmful practices against women and girls in Tanzania.

Financial resources were identified as indispensable in the fight against FGM, prompting a call for government budget allocation to implement.

comprehensive action plans. Both nationally and regionally, collaborative initiatives were championed as essential strategies to address FGM across borders effectively.

However, despite commendable progress, challenges persist. The stubborn persistence of FGM in certain communities underscores the need for sustained advocacy and intervention. The prevalence of FGM, albeit declining, remains a grave concern, particularly regarding its impact on young girls, some as young as five years old.

Despite the significant efforts made by the government, organisations, and various institutions, FGM continues to be practised in some communities.

According to the 2022 Demographic and Health Survey, FGM prevalence has declined only slightly. The report indicates that 8% of women aged 15–49 have undergone FGM, a decrease from 10% reported in the 2015–16 statistics. FGM has decreased from 5% to 4% in urban areas from 2015 to 2016 and from 13% to 11% in rural areas. According to this new data, 34% of those subjected to FGM were under the age of 5, while 28% were cut between the ages of 10 and 14.



The entrenched secrecy surrounding FGM within affected communities poses a formidable obstacle, perpetuating a culture of silence and complicity. Efforts to dismantle this secrecy must be intensified, fostering an environment where survivors feel empowered to seek justice and support.

In this arduous journey towards eradication, the unwavering commitment of grassroots organisations and dedicated individuals serves as a beacon of hope. Progress is being made through tireless advocacy, education, and support initiatives, one community at a time. ■



LHRC champions youth inclusion for Tanzania's Vision 2050

NEWS IN BRIEF

Legal and Human Rights Centre (LHRC) this month continued with its advocacy for youth inclusion in the preparation of Tanzania Development Vision 2050, a decision the organisation considers significant given the current demographic composition of Tanzania.

During the Youth Consultation Meeting organised by UNA Tanzania in Dodoma on February 11, 2024, LHRC's Programme Officer for Youth Ally Seif Ramadhani said youth makes up the majority of Tanzania's population, and it will be catastrophic for their inputs to be ignored during the process.

"LHRC seeks to ensure that the voices and concerns of the youth were adequately represented in the formulation of Tanzania's long-term development agenda," Mr Ramadhani said.

"By engaging with youth-led and youth-serving organisations such as Action Aid Tanzania, Vijana Think Tank (VTT), Restless Development, and TYVA, LHRC fostered a collaborative environment conducive to constructive dialogue and idea exchange," he added.

LHRC has issued several recommendations concerning youth's involvement in determining Tanzania's future in education, employment, healthcare, civic engagement, and social inclusion. ■



LHRC urges immediate action on Tanzania's power outage crisis

NEWS IN BRIEF

Legal and Human Rights (LHRC) this month urged authorities responsible for power supply, particularly the Tanzania Electric Supply Company Limited (TANESCO), to find permanent solutions to the frequent power outages that have been rocking the country for several weeks now.

Speaking during a press conference on February 19, 2024, LHRC Executive Director Anna Henga said frequent power outages in the country adversely affect people's fundamental human rights, presenting four recommendations that she thinks will solve the problem.

First, LHRC urged the government to take immediate steps to ensure a reliable electricity supply within a short timeframe, calling the suggestion "feasible" as Tanzania witnessed over the past six years that the country has had a reliable power supply.

LHRC said authorities can ensure this through, among other measures, regular maintenance of power generation facilities, considering the science of climate change.

Other measures could include a deliberate decision on the part of the government to increase investment in energy sources that are less vulnerable to climate change, which LHRC thinks would deliver "affordable and sustainable" energy sources for Tanzanians.

Henga told journalists that finding permanent solutions to Tanzania's power woes would go a long way to improve people's well-being and ensure the protection of their fundamental human rights, including the right to work and earn a living.

"It's evident that Tanzania has abundant resources for electricity generation," Dr Henga said during the press conference. "However, the persistent problem of power rationing has caused significant inconvenience for citizens, especially in their daily activities like production, business, healthcare, and education." ■



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LHRC Executive Director Anna Henga and Senior Programme Officer, Advocacy, during a press conference at LHRC HQ.

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Dr. Anna Henga
LHRC Executive Director



LHRC hosts AHRN Foundation

NEWS IN BRIEF

Delegates from the Stichting Africa Human Rights Network Foundation (AHRN), a pan-African human rights organisation, visited the Legal and Human Rights Centre (LHRC) on February 23, 2024, to exchange views and share experiences on the promotion of human rights in Tanzania and Africa.



AHRN activist during a visit to LHRC HQ, Kijitonyama.

During the visit, 20 human rights activists from around the world met and interacted with their colleagues at LHRC where they explored the broader context of human rights issues, including the state of human rights activism locally and at the continent level.

Through interactive sessions and insightful presentations, delegates gained a deeper understanding of the complexities and shades inherent in navigating the legal ground of Tanzania.

Beyond the exchange of knowledge, these visits catalyzed collaboration, inspiring participants to redouble their efforts in the fight for human rights and social justice, both in Tanzania and beyond. ■



LHRC partners with BBC Media Action in training journalists on media law and election reporting

NEWS IN BRIEF

Legal and Human Rights Centre (LHRC) and the BBC Media Action jointly organised a training on media law and election reporting to journalists from Tanga and Dodoma regions between February 8 and 23, 2024.



Adv. Maduhu W. Kulwa, Program Officer-Advocacy and Reforms, during training with journalists.

The training, a precursor to the upcoming signing of a Memorandum of Understanding (MOU) between LHRC and BBC Media Action, focused on the status of civic space in Tanzania and provided insights into reporting techniques specific to election coverage. ■



LHRC's Henga witnesses Baraka FM's human rights advocacy

NEWS IN BRIEF

Legal and Human Rights Centre (LHRC) Executive Director Dr. Anna Henga this month visited Radio Baraka FM in Mbeya where she saw how the radio station engages with its audience, particularly in educating them about legal matters and human rights.



Baraka FM is one of the community radios that have been collaborating closely with LHRC, particularly in creating awareness about human rights issues, working hand in hand to amplify the message of human rights across Mbeya and nearby regions including the Southern Highlands. ■



Dr. Henga gained insights into how Baraka FM effectively communicates complex legal issues in a way that resonates with the community's daily experiences. Through engaging discussions, interactive call-in segments, and interviews, Baraka FM effectively breaks down legal complexities, empowering individuals with a deeper understanding of their rights and responsibilities.

Whether it's organizing community forums, producing informative programs, or disseminating crucial information, their synergy is evident in the positive impact they have on the local populace.

Dr. Henga witnessed firsthand the passion of the radio hosts and journalists as they delicately navigated complex legal issues, making them accessible and relevant to the everyday lives of their listeners.

Baraka FM effectively bridges the gap between legal jargon and the community's understanding, empowering individuals with knowledge of their rights and responsibilities. ■



LHRC ramps up advocacy for teenage Mothers' right to education

NEWS IN BRIEF

In February 2024, the Legal and Human Rights Centre (LHRC) conducted visits to various schools in the Mtwara region, specifically in Masasi district, where they engaged with students from Sululu Secondary School, Anna Abdallah Secondary School, Chiungutwa Secondary School, Mwena Secondary School, and Nanganga Secondary School.



Senior Program Officer, Gender Desk at LHRC, Adv. Getrude Dyabene, speaks with students in Mwatara about the right to education.

Program officers from LHRC had the opportunity to discuss with the students their perspectives on the government's decision to allow teenage mothers to return to school after giving birth. Senior Gender Desk Officer at LHRC, Adv Getrude Dyabene, accompanied by Program Officer responsible for the Youth and Human Rights Clubs Program Unit from LHRC, Ally Seif Ramadhani, engaged in discussions with the students regarding their views on the government's decision. ■



Many students from these schools commended the decision, stating that it was appropriate and would help restore the educational aspirations of female students and uphold their fundamental rights to education, just like their male counterparts.

LHRC extended its visits to Nanyumbu district in the Mtwara region, where they visited Masuguru Secondary School, Nangomba Secondary School, and Naishero Secondary School. Students from these schools also expressed support for the government's decision, highlighting societal and economic challenges, as well as cultural norms, as significant factors contributing to girls' dropout rates from school.

Moreover, LHRC engaged with residents of Mtanana and Nanganga villages in Masasi district, Mtwara region, discussing the well-being and development challenges facing girls. Adv. Getrude Dyabene articulated the reasons behind girls' school dropout rates and traditional attitudes towards teenage mothers returning to school.

During these conversations, villagers expressed support for pregnant girls returning to school to pursue their dreams. They also deliberated on the state of education, with many expressing disillusionment with the education system and its outcomes, noting that educated individuals often



lack societal recognition, thus diminishing the value of education. Additionally, concerns were raised about parents pressuring their daughters to abandon education for inappropriate activities.

Despite these challenges, villagers unanimously agreed to ensure that girls return to school after giving birth. They also proposed reducing school fees to mitigate the dropout rates, particularly among girls in the Masasi district.

In their engagements in the Tanga region, LHRC also visited several schools in the Lushoto district, including Masange Juu Secondary School, Balozi Mshangama Secondary School, Kwema Shai Secondary School, Gala A Primary School, Gala B Primary School, and Lukozi Secondary School.

LHRC Program Officers Adv. Getrude Dyabene and Youth and Human Rights Clubs Program Officer Ally Seif Ramadhani conversed with students on issues concerning children's rights, legal rights, and human rights.

The students from these schools expressed their support for teenage mothers returning to school after childbirth, affirming that it's the right decision that will help them pursue their educational aspirations and uphold their fundamental rights to education, just like boys.



Program Officer responsible for the Youth and Human Rights Clubs Program Unit from LHRC, Ally Seif Ramadhani, during a discussion with students in Mtwara.



LHRC explores media ethics in Dar es Salaam

NEWS IN BRIEF

On February 27 - 28 2024, the Legal and Human Rights Centre (LHRC) paid a courtesy visit to IPP Media at Mikocheni Industrial Area and Tanzania Broadcasting Corporation (TBC) offices both in Dar es Salaam. This tour aimed to understand how news and information are reported, focusing on the workings of newsrooms, studios, and production rooms.



LHRC Team during a visit to IPP Media in Dar es Salaam.

Led by LHRC Executive Director, Dr. Anna Henga, the purpose of this media tour was to gain insights into the process of reporting news and information, particularly within newspapers, studios, production rooms, and printing areas.

During the media tour, representatives from the Legal and Human Rights Centre (LHRC) engaged in discussions with key personnel from IPP MEDIA, exploring various aspects of journalism ethics, the role of media in promoting human rights, and the challenges faced by journalists in Tanzania. They also had the opportunity to observe firsthand the different stages involved in the production of newspapers, including editorial meetings, fact-checking procedures, and layout design.

Furthermore, the LHRC delegation and IPP MEDIA team discussed the importance of balanced and accurate reporting, ensuring that news coverage reflects diverse perspectives and respects the principles of fairness and objectivity. Dr. Anna Henga and her colleagues emphasized the significance of media freedom and the protection of journalists' rights, highlighting the crucial role of the media in fostering transparency, accountability, and democratic governance.



Throughout the visit, there was a fruitful exchange of ideas and experiences between the LHRC and IPP Media, with both parties expressing a commitment to collaboration in advancing human rights awareness through responsible and ethical journalism. The media tour concluded with mutual expressions of appreciation and a shared dedication to promoting a vibrant and independent media landscape in Tanzania.

Indeed, forging an enduring partnership rooted in delivering enriching content for the betterment of society hinges on fundamental principles such as trust, authenticity, empathy, and the unwavering dedication to consistently provide top-notch material that resonates with readers on a human level.

During the tour of TBC, the LHRC team had the opportunity to explore the diverse array of studios responsible for producing news content spanning across Tanzania. Additionally, they engaged in meaningful discussions with journalists and editors from the station, delving into insightful conversations aimed at gaining a deeper understanding of their roles and the dynamics of the media landscape.



This interactive exchange allowed for the exchange of perspectives, the sharing of expertise, and the fostering of mutual understanding between the LHRC representatives and the media professionals. Through this engagement, the LHRC team gleaned valuable insights that will undoubtedly enrich their work in promoting human rights and advocating for social justice across Tanzania. ■



LHRC supports the assessment of the human rights situation in Zanzibar

NEWS IN BRIEF

In February 2024, LHRC teamed up with the Zanzibar-based Zanzibar Fighting Against Youth Challenges Organization (ZAFAYCO) to assess the human rights situation in Zanzibar for the year 2023.



LHRC supports the assessment of the human rights situation in Zanzibar.

This involved conducting interviews with important individuals and groups in both Unguja and Pemba. ZAFAYCO has been a valuable partner for LHRC in their efforts to safeguard the rights of youth and others in Zanzibar.

During the assessment, various aspects were examined, including violence against women and children, violence against men, awareness and impact of climate change, and the protection of rights for elderly individuals, persons with disabilities, and youth. These findings will contribute to the Tanzania Human Rights Report for 2023, which covers both the mainland and Zanzibar.

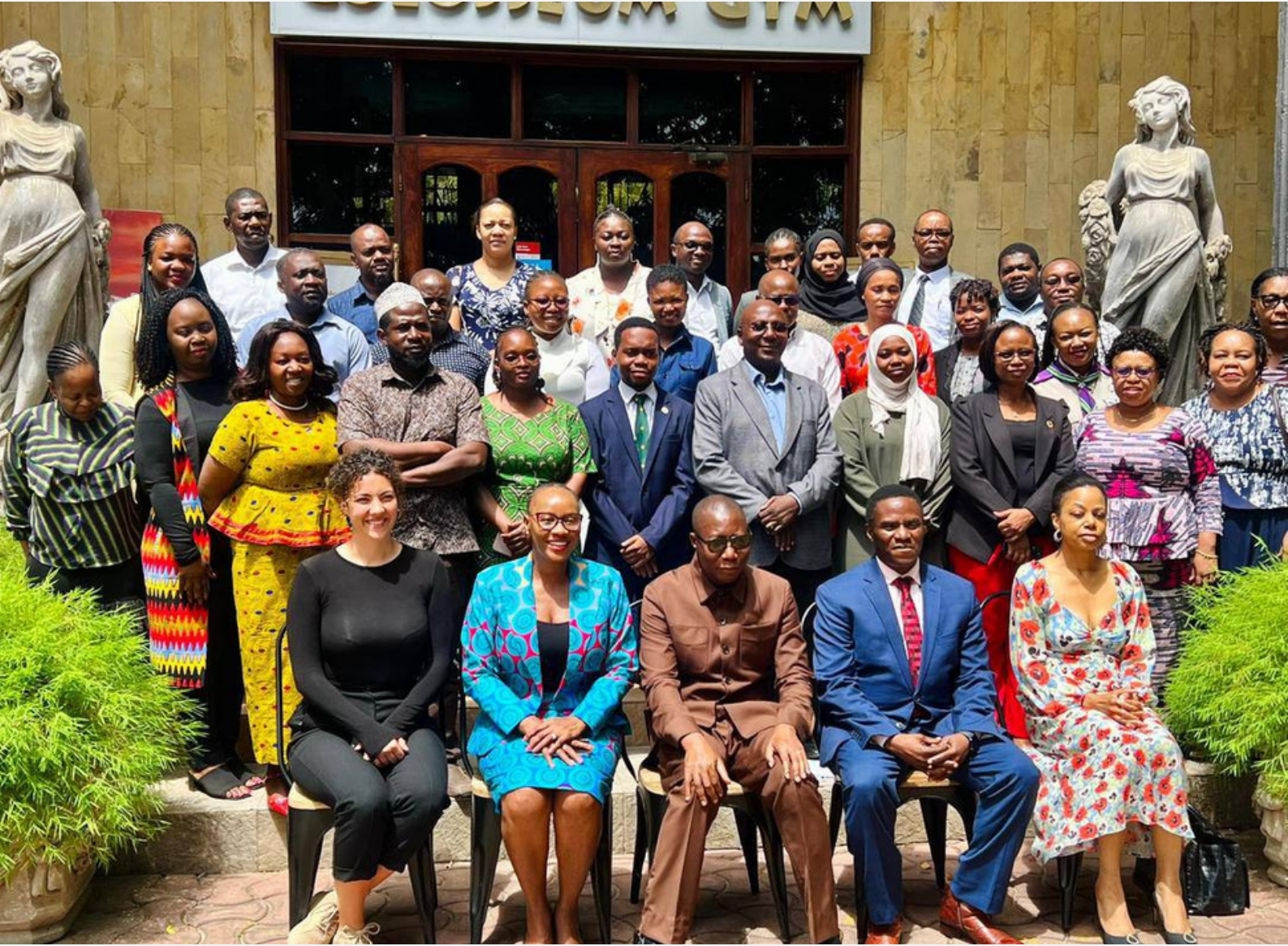
The report is set to be launched in April 2024 and is a crucial tool for advocating human rights and raising awareness. This upcoming report will mark the 22nd edition produced by LHRC and serves as a significant reference point for understanding the human rights landscape in Tanzania. ■



LHRC participated in the Women's Peace and Security Workshop in Tanzania

NEWS IN BRIEF

Legal and Human Rights Centre (LHRC) this month participated in a three-day capacity-building workshop focused on the Women's Peace and Security Agenda (WPS) in Tanzania.



Held from February 28th to March 1st, 2024, at the Colosseum Hotel in Dar es Salaam, the workshop delved into the WPS landscape, emphasizing the National Action Plan (NAP) and exploring avenues for its effective implementation across Tanzania.

The event was officiated by Hon. Amon Mpanju, and organized by SADC in partnership with UNDP and the Embassy of Canada in Tanzania, highlighting collaborative efforts to advance gender equality and peace initiatives in the region. ■



LHRC's victory in the Prisca Chogero case promotes Justice and Human Rights in Tanzania

NEWS IN BRIEF

On December 18, 2023, a landmark judgment was delivered in the case of Prisca Chogero vs. The Attorney General (Miscellaneous Civil Cause No. 17 of 2022). This pivotal moment marked a significant victory for justice and human rights in Tanzania, and it became an integral part of LHRC's story.

In 2022, LHRC filed a constitutional petition challenging Section 37 of the Immigration Act, Cap. 54 R.E. 2016, for its limits on the powers of courts in determining issues emanating from permit applications as the only authority with the final decision in dispensing justice in the country.

Resident permits are mandatory documents validating the stay of any foreigner in Tanzania for investment, business, employment, or any other legal course.

Section 37 of the Immigration Act, Cap. 54 R.E. 2016, gave the Minister responsible for matters relating to immigration the power to decide on disputes arising from permit applications and that his decision would be final and not be challenged in courts of law. Implying that decisions on disputes of such nature will not be questioned in a court of law, ousting the power of the courts.

As a result, this provision was declared unconstitutional for contravening Article 107A(1) of the Constitution of the United Republic of Tanzania.

Benefits of the outcome of the case:

1. Access to justice is a fundamental right in any country that respects human rights.
2. The right to be heard plays an important role in the principles of natural justice.
3. Independence of the judiciary in dispensing justice without the interference of other arms of the state
4. The protection of the rights of the citizens of Tanzania seeking capital and job opportunities as these permits are primarily linked with investment and business transactions.
5. The possibility of Tanzania growing its national wealth through stability in laws that protect investors.

This was the unwavering work of LHRC that has continued for many decades in advocating for constitutional reforms that will bring about a new order in the country.

The Attorney General was ordered to make necessary changes within 12 months of the date of the said decision. ■



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LEGAL AND HUMAN RIGHTS CENTRE, HEADQUARTERS

Justice Lugakingira House, Block 44, Plot 508/509
P. O. Box 75254, Kijitonyama
Dar es salaam, Tanzania.
Tel: +255 (0) 2773038/48

THE LEGAL AID CLINIC

Justice Mwalusanya House,
Isere St. House No.660,
P. O. Box 79633, Kinondoni, Dar
es salaam, Tanzania.
Tel: +255 717 143 784

ARUSHA OFFICE

Dr. Helen Kijo-Bisimba House,
Olerian Street PlotNo116/5,
P. O. Box 15243, Sakina Kwa Idd,
Arusha, Tanzania.
Tel: +255 782 277 569
Tel: +255 626 281 244/5

DODOMA OFFICE

Chimuli Street, Plot No:20,
P. O. Box 2289, Area D
Dodoma, Tanzania.
Tel: +255 (0) 262350050
Tel: +255 655 444 828

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 +255 22 2773038/48

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