



# Zanzibar Act 1963

## 1963 CHAPTER 55

An Act to make provision in connection with Zanzibar becoming an independent State within the Commonwealth. [3rd December 1963]

**Modifications etc. (not altering text)**

C1 Power to repeal Act given by [Tanzania Act 1969 \(c. 29\), s. 5](#)

### 1 Operation of existing law.

- (1) Subject to this Act, on and after 10th December 1963 (the date on which Zanzibar ceases to be a protectorate and becomes an independent State within the Commonwealth and which is referred to in this Act as “the appointed day”) all law which, whether being a rule of law or a provision of an Act of Parliament or of any other enactment or instrument whatsoever, is in force on that day or has been passed or made before that day and comes into force thereafter, shall, unless and until provision to the contrary is made by Parliament or some other authority having power in that behalf, have the same operation in relation to Zanzibar, and persons and things belonging to or connected with Zanzibar, as it would have apart from this subsection if there had been no change in the status of Zanzibar on the appointed day.
- (2) Schedule 1 to this Act shall apply to the enactments there mentioned (of which those in Part I are enactments applicable to Commonwealth countries having fully responsible status, and those in Part II are thereby excepted from the operation of section 1(1) of this Act), but that Schedule shall not extend to Zanzibar as part of the law of Zanzibar.
- (3) Subsection (1) of this section applies to law of or of any part of the United Kingdom, the Channel Islands and the Isle of Man and, in relation only to any enactment of the Parliament of the United Kingdom or any Order in Council made by virtue of any such enactment whereby any such enactment applies in relation to Zanzibar, to law of any other country or territory to which that enactment or Order extends.

*Changes to legislation: There are currently no known outstanding effects for the Zanzibar Act 1963. (See end of Document for details)*

**Textual Amendments**

**F1** S. 2 repealed by [British Nationality Act 1981 \(c.61, SIF 87\)](#), **Sch. 9**

**3** ..... **F2**

**Textual Amendments**

**F2** S. 3 repealed by [Statute Law \(Repeals\) Act 1977 \(c. 18\)](#), **Sch. 1 Pt. XV**

**4** ..... **F3**

**Textual Amendments**

**F3** S. 4 repealed by [Statute Law \(Repeals\) Act 1969 \(c. 52\)](#), **Sch. Pt. VI**

**5** ..... **F4**

**Textual Amendments**

**F4** S. 5 repealed by [Statute Law \(Repeals\) Act 1977 \(c. 18\)](#), **Sch. 1 Pt. XV**

**6 Short title, interpretation and repeals.**

- (1) This Act may be cited as the Zanzibar Act 1963.
- (2) References in this Act to any enactment are references to that enactment as amended or extended by or under any other enactment, including this Act.
- (3) ..... **F5**

**Textual Amendments**

**F5** S. 6(3) repealed by [Statute Law \(Repeals\) Act 1974 \(c. 22\)](#), **Sch. Pt. XI**

*Changes to legislation: There are currently no known outstanding effects for the Zanzibar Act 1963. (See end of Document for details)*

# SCHEDULES

## SCHEDULE 1

Section 1(2).

### PART I

#### EXTENSION OF CERTAIN ENACTMENTS APPLICABLE TO COMMONWEALTH COUNTRIES HAVING FULLY RESPONSIBLE STATUS

##### *Diplomatic immunities*

1 ..... F6

##### **Textual Amendments**

**F6** Sch. 1 Pt. I para. 1 repealed by Finance Act 1969 (c. 32), Sch. 21 Pt. IX

2 In section 1(6) of the <sup>M1</sup>Diplomatic Immunities (Commonwealth Countries and Republic of Ireland) Act, 1952, before the words “and the Republic of Ireland” there shall be inserted the word “Zanzibar”.

##### **Modifications etc. (not altering text)**

**C2** The text of Sch. 1 Pt. I para. 2 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

##### **Marginal Citations**

**M1** 1952 c. 18

3 ..... F7

##### **Textual Amendments**

**F7** Sch. 1 Pt. I para. 3 repealed by International Organisations Act 1981 (c. 9, SIF 68:1), Sch.

##### *Financial*

4 In section 2(4) of the <sup>M2</sup>Import Duties Act, 1958, before the words “together with” there shall be inserted the word “Zanzibar”.

*Changes to legislation: There are currently no known outstanding effects for the Zanzibar Act 1963. (See end of Document for details)*

**Modifications etc. (not altering text)**

- C3** The text of Sch. 1 Pt. I para. 4 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Marginal Citations**

- M2** 1958 c. 6

*Armed Forces*

**F85** .....

**Textual Amendments**

- F8** Sch. 1 para. 5 repealed (28.3.2009 for specified purposes, 31.10.2009 in so far as not already in force) by [Armed Forces Act 2006 \(c. 52\)](#), s. 383(2), [Sch. 17](#); [S.I. 2009/812](#), art. 3(a)(b) (with transitional provisions in [S.I. 2009/1059](#)); [S.I. 2009/1167](#), art. 4

- 6 In the <sup>M3</sup>Visiting Forces (British Commonwealth) Act 1933, section 4 (which deals with attachment and mutual powers of command) shall apply in relation to forces raised in Zanzibar as it applies in relation to forces raised in Dominions within the meaning of the <sup>M4</sup>Statute of Westminster 1931.

**Marginal Citations**

- M3** 1933 c. 6.  
**M4** 1931 c. 4 (22 & 23 Geo. 5).

- 7 In the <sup>M5</sup>Visiting Forces Act 1952, in section 1 (1)(a) (which specifies the countries to which that Act applies) at the end there shall be added the words “Zanzibar, or” and, until express provision with respect to Zanzibar is made by Order in Council under section 8 of that Act (which relates to the application to visiting forces of law relating to home forces), any such Order for the time being in force shall be deemed to apply to visiting forces of Zanzibar.

**Marginal Citations**

- M5** 1952 c. 67.

*Ships and Aircraft*

**F98** .....

**Textual Amendments**

- F9** Sch. 1 para. 8 repealed (1.1.1996) by [1995 c. 21](#), ss. 314(1), 316(2), [Sch. 12](#) (with ss. 312(1), [Sch. 14](#) para. 1)

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9 ..... F10

**Textual Amendments**

**F10** Sch.1 Pt.I para. 9 repealed by Emergency Laws (Re-enactments and Repeals) Act 1964 (c.60), **Sch. 2**

10 ..... F11

**Textual Amendments**

**F11** Sch. 1 Pt. I para. 10 repealed by Statute Law (Repeals) Act 1977 (c. 18), **Sch. 1 Pt. XV**

11 In the <sup>M6</sup>Whaling Industry (Regulation) Act 1934, the expression “British ship to which this Act applies” shall not include a British ship registered in Zanzibar.

**Marginal Citations**

**M6** 1934 c. 49.

12 ..... F12

**Textual Amendments**

**F12** Sch. 1 Pt. I para. 12 repealed by Civil Aviation Act 1971 (c. 75), **Sch. 11**

*Commonwealth Institute*

<sup>F13</sup>13 .....

**Textual Amendments**

**F13** Sch. 1 para. 13 repealed (7.1.2003) by 2002 c. 39, ss. 3, 4(2), **Sch. 3**

**PART II**

EXCEPTIONS FROM S. 1(1) OF ACT

14 ..... F14

**Textual Amendments**

**F14** Sch. 1 Pt.II para.14 repealed by Statute Law (Repeals) Act 1976 (c. 16), **Sch. 1 Pt. XIII**

*Foreign Jurisdiction Act 1890 and Orders in Council thereunder*

15 (1) Section 1(1) of this Act shall not apply to the <sup>M7</sup>Foreign Jurisdiction Act 1890 or any Order in Council made under that Act but the provisions of the Orders in Council made under the said Act which are set out below (and which apply in relation to

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Zanzibar the <sup>M8</sup>Colonial Probates Act 1892 and the enactments listed in Schedule 1 to the <sup>M9</sup>Foreign Jurisdiction Act 1890 as originally enacted) shall, subject to the provisions of this paragraph, continue in force on and after the appointed day.

- (2) The provisions of this paragraph shall have effect subject to any Order in Council made under section 4 of this Act.

#### ORDERS IN COUNCIL UNDER FOREIGN JURISDICTION ACT 1890

Description of Order	Provisions continued in force
Order in Council dated 30th March 1916 and applying the Colonial Probates Act 1892 to Zanzibar. (S.R. & O. 1916 No. 275.)	The whole Order.
The Zanzibar Order in Council 1924. (S.R. & O. 1924 No. 1401.)	Section 25 except so far as it applies the Admiralty Offences (Colonial) Act 1849, the Admiralty Offences (Colonial) Act 1860 or any provisions of the Merchant Shipping Act 1894.  Section 27.

#### Marginal Citations

- M7 1890 c. 37.  
M8 1892 c. 6.  
M9 1890 c. 37.

#### SCHEDULE

2. ....  
F15

#### Textual Amendments

- F15 Sch. 2 repealed by British Nationality Act 1981 (c.61, SIF 87), Sch. 9

#### F16F16 SCHEDULE 3

#### Textual Amendments

- F16 Sch. 3 repealed by Statute Law (Repeals) Act 1974 (c. 22), Sch. Pt. XI

.....  
F16

**Changes to legislation:**

There are currently no known outstanding effects for the Zanzibar Act 1963.