

GOVERNMENT OF ZAMBIA

ACT

No. 15 of 1981

Date of Assent: 6th September, 1981

An Act to amend the Forests Act

[11th September, 1981

ENACTED by the Parliament of Zambia.

Enactment

1. This Act may be cited as the Forests (Amendment) Act, 1981, and shall be read as one with the Forests Act, 1973, hereinafter referred to as the principal Act.

Short title.
Act No. 39
of 1973

2. Section *twenty-seven* of the principal Act is amended—
- (a) by renumbering the existing section as subsection (1); and
- (b) by the insertion of the following new subsection:

Amendment
of section 27

(2) A person shall be guilty of an offence if he—

- (a) fells, cuts or works any major forest produce; or
- (b) does any other act;

so that wanton or unnecessary destruction of major forest produce results.

3. Section *forty-four* of the principal Act is amended in paragraphs (c), (d) and (e) by the deletion of "sixty metres" and the substitution thereof of "thirty metres".

Amendment
of section 44

4. Section *fifty-five* of the principal Act is amended by the repeal of paragraph (k).

Amendment
of section 55

Insertion of
new section
55A

5. The principal Act is amended by the insertion after section *fifty-five* of the following new section:

Admission
of guilt

Cap. 160

55A. (1) Where a person contravenes any of the provisions of section *sixteen, twenty-four, twenty-seven or twenty-nine*, then for the purposes of section *two hundred and twenty-one* of the Criminal Procedure Code such contravention shall, notwithstanding the provisions of section *fifty-five*, be deemed to be punishable by a fine not exceeding one hundred kwacha:

Cap. 160

Provided that where the Chief Conservator, or a forest officer authorised in that behalf by the Chief Conservator, is of the opinion that having regard to the seriousness of the contravention the fine specified in this section would be inadequate, the person shall be charged under section *fifty-five*, and section *two hundred and twenty-one* of the Criminal Procedure Code shall not apply to such contravention.

Cap. 160

(2) For the purposes of subsection (1), any reference in—

(a) section *two hundred and twenty-one* of the Criminal Procedure Code; or

(b) any statutory instrument made under that section;

to “police officer” or “prescribed officer” shall be deemed to include the Chief Conservator and such forest officer as may be authorised in that behalf by the Chief Conservator.
