

GOVERNMENT OF ZAMBIA

ACT

No. 19 of 1992

Date of Assent: 1st April, 1992

An Act to amend the Local Government Act

[1st April, 1992

ENACTED by the Parliament of Zambia.

1. This Act may be cited as the Local Government (Amendment) Act, 1992, and shall be read as one with the Local Government Act, 1991, in this Act referred to as the principal Act.

Enactment

Short
title
Act No.
22 of
1991

2. Section *two* of the principal Act is amended by the insertion in the appropriate place of the following new definition:

Amend-
ment of
section 2

“ Board ” means a Local Government Service Board established under section *one hundred and six A*.

3. The principal Act is amended by the repeal of section *three* and the substitution therefor of the following section:

Repeal and
replac-
ement of
section 3

3. For the purposes of local government, the Minister may, by statutory order, establish for any District, a city council, municipal council, district council, township council or management board as the case may be, and the name of the council or management board shall include the name of the District:

Establi-
shment of
councils
and
manage-
ment
boards

Provided that a township council or management board shall be established under this section only on the recommendation of the appropriate city council, municipal council or district council.

4. Section *nine* of the principal Act is amended by the deletion of subsection (1) and the substitution therefor of the following subsection:

Amend-
ment of
section 9

(1) A council shall consist of the members of Parliament in the District and such number of elected councillors as the Minister, may by statutory instrument, prescribe.

Provided that a councillor who is a member of Parliament shall not be eligible for the office of Mayor, Deputy Mayor, Chairman or Vice-Chairman of the Council or management board as the case may be.

Amend-
ment of
section 16

5. Section *sixteen* of the principal Act is amended by the deletion in subsection (1) of paragraph (b) and the substitution thereof of the following:

(b) for every township or district council, a Chairman and Vice-Chairman;

Amend-
ment of
section 35

6. Section *thirty-five* of the principal Act is amended by the deletion of subsection (1) and the substitution thereof of the following:

(1) Subject to the other provisions of this section, a council may delegate, either absolutely or conditionally, to a committee or to any officer of the council the power to discharge any function of the council on behalf of the council.

Amend-
ment of
section 42

7. Section *forty-two* of the principal Act is amended by the deletion of subsection (1) and the substitution thereof of the following:

(1) A council shall open and keep in its name a banking account and may by resolution, open and keep such additional banking accounts as may be necessary.

Amend-
ment of
section 45

8. Section *forty-five* of the principal Act is amended in subsection (3) by the deletion of the word " may " and the substitution thereof of the word " shall ".

Amend-
ment of
section 46

9. Section *forty-six* of the principal Act is amended by the deletion of subsection (2) and the substitution thereof of the following:

(2) A council may by resolution adopt or refuse to adopt the regulations for the control and management of finances of councils made by the Minister under subsection (1).

Amend-
ment of
section 70

10. Section *seventy* of the principal Act is amended by the deletion of subsection (2) and the substitution thereof of the following:

- (2) All fees and charges imposed by a council under the section shall be regulated by by-law or, if not so regulated, may be imposed by resolution of the Council:

Provided that a council shall not impose any fees or charges in respect of owners rates and personal levy without the prior approval of the Minister.
