

GOVERNMENT OF ZAMBIA

STATUTORY INSTRUMENT No. 44 OF 2002

The Local Government Act
(Laws, Volume 16, Cap. 281)

The Mpulungu District Council (Fish Levy) By-laws, 2002

IN EXERCISE of the powers contained in sections *sixty-nine* and *seventy-six* of the Local Government Act, the following By-laws are hereby made:

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| 1. These By-laws may be cited as the Mpulungu District Council (Fish Levy) By-laws, 2002. | Title |
| 2. In these By-laws unless the context otherwise requires— | Interpretation |
| “area” means the area under the jurisdiction of the Council; | |
| “checkpoint” means any place within the area designated by the Council for weighing of fish and payment of fish levy; | |
| “collector” means any officer of the Council authorised to collect revenue for the Council; | |
| “Council” means the Mpulungu District Council; and | |
| “fish” means any dead, vertebrate fish and any part thereof whether or not preserved in any form. | |
| 3. Any person who sells fish within the area or exports fish from the area shall pay to the Council a fish levy at the rate of— | Imposition of fish levy |
| (a) forty kwacha for every kilogramme of dried fish; | |
| (b) one hundred and fifty kwacha for every kilogramme of fresh fish. | |
| 4. A person shall not sell within or export from the area any fish for which no fish levy has been paid to the Council. | No sale of fish without payment of fish levy |

Place of
payment and
collection of
fish levy

5. A fish levy shall be payable at a check-point at which the fish is weighed and shall be received by a collector who shall immediately issue an official receipt for the each such such payment.

Offences and
penalties

6. (1) Any person who contravenes any of the provisions of these By-laws commits an offence and shall be liable, upon conviction—

(a) in the case of a first offence, to a fine not exceeding eighty penalty units or to imprisonment for a period not exceeding six months or to both; or

(b) in the case of a second or subsequent offence to a fine not exceeding sixteen penalty units for every day during which the contravention continues.

(2) In addition to any penalty prescribed by sub-by-law (1) the Court may order that any expenses incurred by the Council in consequence of such contravention be paid by the person committing the offence.

Made by the Mpulungu District Council this 27th day of May, 2002.

R. KACHINGWE,
Council Chairman,
Mpulungu District Council

E. M. SUMANI,
Council Secretary,
Mpulungu District Council

Confirmed by me this 21st day of June, 2002.

LUSAKA
[MLGH.102/51/66]

M. M. MABENGA MP,
Minister of Local Government
and Housing