

GOVERNMENT OF ZAMBIA

STATUTORY INSTRUMENT NO. 17 OF 2010

The Local Government Act
(Laws, Volume 16, Cap 281)**The Nyimba District Council (Sand Levy) By-Laws, 2010**

IN EXERCISE of the powers contained in section *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 Nyimba District Council (Sand Levy) By-Laws, 2010.. | Title |
| 2. In these By-Laws, unless the context otherwise requires—
“area” means the area under jurisdiction of the Council;
“checkpoint” means any place within the area designed by the Council for the payment of sand levy;
“collector” means an officer or agent of the Council authorised to collect revenue for the Council;
“Council” means the Nyimba District Council.
“sand” means the minerals and rocks commonly used for building, road making or agricultural purpose, or clay, gravel, laterite, granite and any other rock so used. | Interpretation |
| 3. A person who sells sand within the area or exports sand from the area shall pay to the Council a sand levy at the rate of one thousand five hundred kwacha per tonne. | Imposition of sand levy |
| 4. A person shall not sell within the area or export from the area any sand for which a sand levy has not been paid to the Council. | No sale or export of sand without payment of sand levy |
| 5. (1) A person shall pay to the collector a sand levy at the checkpoint. | Place and time of payment of sand levy |

*Copies of this Statutory Instrument can be obtained from the Government Printer,
P.O. Box 30136, 10101 Lusaka, Price K1,000 each*

(2) The collector shall, immediately after receiving the sand levy, issue an official receipt for the payment.

Offences and penalties

6. (1) A person who contravenes these By-Laws, commits an offence and is liable, upon conviction—

(a) to a fine not exceeding eighty penalty units or to imprisonment for a period not exceeding six months, or to both; and

(b) in the case of a continuing contravention, to a fine of sixteen penalty units for each day during which the contravention continues.

(2) In addition to any penalty prescribed under 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 Nyimba District Council this 18th day of February, 2010.

L. MOYO,
*Council Chairman,
Nyimba District Council*

T. MAMBALAKATA,
*Council Secretary,
Nyimba District Council*

Confirmed by me this 18th day of February, 2010.

LUSAKA

18th February, 2010

[M.L.GH.101/30/61]

DR. E. KAZONGA,
*Minister of Local Government
and Housing*