

GOVERNMENT OF ZAMBIA

STATUTORY INSTRUMENT NO. 23 OF 2003

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

The Kalomo District Council (Timber Levy) (Amendment)
By-laws, 2003

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 Kalomo District Council (Timber Levy) By-laws, 2003. | Title |
| 2. In these By-laws unless the context otherwise requires—
“area” means the area under the jurisdiction of the Council;
“check-point” means any place within the area designated by the Council for the payment of timber levy;
“collector” means any officer of the Council authorised to collect timber levy for the Council;
“Council” means the Kalomo District Council; and
“timber” means the part of any felled or fallen tree which has been cut off, or can be cutoff, to provide wood whether sawn, split, hewn, sliced, veneered or otherwise fashioned, which is sound and reasonably straight, and which is one point two metres or more long and thirty centimeters or more in minimum diameter under bark. | Interpretation |
| 3. Any person who sells timber within the area or exports timber from the area shall pay to the Council a timber levy at the following rates:

(a) one hundred and fifty kwacha per plank; or
(b) three hundred kwacha per log. | Imposition of timber levy |
| 4. No person shall resell or export from the area any timbers—
(a) which has not been counted at a check-point; and
(b) in respect of which a timber levy has not been paid to the Council. | No sell or export of timber without payment of timber levy |

Place,
payment and
collection of
timber levy

5. (1) Any person who sells or exports timber shall pay a timber levy to the collector as soon as the timber has been counted at a check-point.

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

Offences and
penalties

6. (1) Any person who contravenes any of the provisions of these By-laws commits an offence and is 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; and

(b) in the case of a second or subsequent offence, to a fine not exceeding 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 the contravention be paid by the person committing the contravention.

Made by the Kalomo District Council this 5th day of the November, 2002.

S. MUWELE,
Chairman,
Kalomo District Council

E. KANYANGA,
Council Secretary,
Kalomo District Council

Confirmed by me at Lusaka this 28th day of January, 2003.

LUSAKA
28th January, 2003
[MLGH.102/51/171]

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