

GOVERNMENT OF ZAMBIA

STATUTORY INSTRUMENT NO. 26 OF 2004

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

The Chipata Municipal Council (Pole Levy) By-laws, 2004

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. (1) These By-laws may be cited as the Chipata Municipal Council (Pole Levy) By-laws, 2004 | Title |
| 2. In these By-laws, unless the context otherwise requires—
“area” means the area under the jurisdiction of the Council;
“collector” means any officer of the Council authorised to collect revenue for the Council and includes any person or agent authorised to collect revenue for the Council;
“company” means the Zambia Telecommunications Company Limited or Zambia Electricity Supply Corporation Limited and includes any agent appointed by either company;
“council” means the Chipata Municipal Council; and
“pole” includes a steel pylon | Interpretation |
| 3. Any Company which erects or maintains, within the area, any pole or the supply of telephone facilities or electricity shall pay a pole levy to the Council at the following rates:
(a) one thousand two hundred kwacha per steel pylon per year and;
(b) six hundred kwacha per wooden pole per year. | Imposition of pole levy |
| 4. No Company shall erect or maintain a pole for the provision of electricity or telecommunication services in the area for which a pole levy has not been paid to the Council. | No erection or maintenance without payment of pole levy |
| 5. Pole levy shall be paid to the Council at the beginning of each year and shall be received by a collector who shall issue an official receipt for each such payment. | Place and time of pole levy |

*Copies of this Statutory Instrument can be obtained from the Government Printer,
P.O. Box 30136, 10101, Lusaka. Price K500 each.*

Offences and
penalties

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

(a) in the case of the 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 of 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 shall be paid by the company committing the contravention.

Made by the Chipata Municipal Council this 27th day of February, 2004.

P. T. CHIRWA,
Mayor,
Chipata Municipal Council

B. SIWAKWI,
Town Clerk,
Chipata Municipal Council

Confirmed by me this 1st day of March, 2004.

LUSAKA
1st March, 2004
[MLGH.102/51/68]

S. T. MASEBO,
Minister of Local Government
and Housing