

GOVERNMENT OF ZAMBIA

STATUTORY INSTRUMENT NO. 29 OF 2004

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

The Nakonde District Council (Sand Levy) By-laws, 2004

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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| <p>1. These By-laws may be cited as the Nakonde District Council (Sand Levy) By-laws, 2004.</p> | Title |
| <p>2. In these By-laws, unless the context otherwise requires—</p> <p>“area ” means the area under the jurisdiction of the Council;</p> <p>“check point ” means any place within the area designated by the Council for payment of sand levy;</p> <p>“collector ” means any officer or agent of the Council authorised to collect the the sand levy for the Council;</p> <p>“council ” means the Nakonde District Council; and</p> <p>“sand ” means building sand, river sand and crushed stones in small particles used in the construction of buildings.</p> | Interpretation |
| <p>3. Any 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 five thousand kwacha per 10 tonnes load.</p> | Imposition of sand levy |
| <p>4. A person shall not sell within the area or export from the area any sand for which sand levy has not been paid to the Council.</p> | No sale of or export of sand from the area for which levy has not been paid |

Place of
payment and
collection of
sand levy

5. (1) Any person who sells or exports sand shall pay to the Council a sand levy as soon as the sand is weighed at the check point.

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

Offences and
penalties

6. (1) A person who contravenes any provision of 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 of not exceeding six months, or to both; and

(b) in the case of the second or subsequent offence, to a fine of sixteen penalty units for each 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 Nakonde District Council this 13th day of February, 2004.

B. B. SILWEMBA,
Chairman,
Nakonde District Council

L. M. KASONDE,
Secretary,
Nakonde District Council

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

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

LUSAKA

1st March, 2004

[MLGH.102/51/62]