

GOVERNMENT OF ZAMBIA

STATUTORY INSTRUMENT NO. 29 OF 2006

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

The Mpika District Council (Sand Levy) By-laws, 2006

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 Mpika District Council (Sand Levy) By-laws, 2006.</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>“ checkpoint ” 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 sand levy for the Council;</p> <p>“ Council ” means Mpika 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 following rates:</p> <p>(a) ten thousand kwacha per load of sand;</p> <p>(b) fifteen thousand kwacha per vehicle with a carrying capacity of one to five tonnes;</p> <p>(c) twenty thousand kwacha per vehicle with a carrying capacity of five to ten tonnes;</p> <p>(d) fifty thousand kwacha per vehicle with a carrying capacity of ten tonnes and above.</p> | Imposition of sand levy |

No sale of sand without the payment of sand levy

Place of payment and collection of timber levy

Offences and penalties

4. A person shall not sell within the area or exports from the area any sand for which sand levy has not been paid to the Council.

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.

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 imprisonment for a period not exceeding six months, or both; and

(b) in the case of a 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 person committing the contravention.

Made by the Mpika District Council this 15th day of December, 2005.

M. S. CHLESHE,
*Council Chairman,
Mpika District Council*

A. M. BWALYA,
*Council Secretary,
Mpika District Council*

Confirmed by me the 1st day of March, 2006.

LUSAKA

1st March, 2006

[MLGH.102/51/40]

A. MULENGA,
*Minister of Local Government
and Housing*