

GOVERNMENT OF ZAMBIA

STATUTORY INSTRUMENT NO. 39 OF 2007

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

**The Kasama Municipal Council (Pole Levy)
By-Laws, 2007**

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:

1. These By-Laws may be cited as the Kasama Municipal Council (Pole Levy) By-Laws, 2007. Title

2. In these By-Laws, unless the context otherwise requires— Interpretation
 - “ area ” means the area under 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 by the Council to collect revenue for the Council;
 - “ Council ” means the Kasama Municipal Council;
 - “ licensing office ” means an office designated by the Council for the payment of Council levy; and
 - “ pole ” means any piece of wood or steel pylon or anything used to support any over head wire or cable that transmits electrical power or telegraphic messages.

3. Any person who erects or maintains any pole for the supply of electricity or telecommunication services within the area shall pay a pole levy to the Council at the following rates: Imposition of pole levy
 - (a) one thousand two hundred kwacha per steel pole and pylon

per annum; and

(b) six hundred kwacha per wooden pole per annum

No erection or
maintenance of
pole levy

4. No person who erects or maintains any pole for the provision of electricity or telecommunication services in the area for which a pole levy has been paid to the Council.

place and time
for payment of
pole levy

5. (1) A person shall pay a pole levy due to the Council at the beginning of every year.

(2) Payment of any pole levy shall be made at the Council's licensing office or to the Collector who shall issue an official receipt for each such payment.

Offences and
penalties

6. (1) Any person who contravenes any provision 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 forty penalty units or to imprisonment for a term not exceeding three months, or to both; and

(b) in the case of a second or subsequent offence, to a fine not exceeding eighty penalty units or to imprisonment for a term not exceeding six months, or to both.

(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 Kasama Municipal Council this 30th April, 2007.

K. NKATIYA,
Mayor

V. ZIMBA,
Town Clerk

Confirmed by me this 15th day of May, 2007.

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

LUSAKA

15th May, 2007

[M.G.H.102/51/21]