

## GOVERNMENT OF ZAMBIA

## STATUTORY INSTRUMENT NO. 40 OF 2008

**The Local Government Act**  
(Laws, Volume 16, Cap 281)**The Local Government (Telecommunications Mast)  
(Levy) Regulations, 2008**

IN EXERCISE of the powers contained in section *eighty-four* of the Local Government Act, the following Regulations are hereby made:

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| 1. These Regulations may be cited as the Local Government (Telecommunications Mast, (Levy) Regulations, 2008.   | Title  |
| 2. In these Regulations, unless the context otherwise requires—<br>“Act” means the Local Government Act;<br>“area” means the area under the jurisdiction of a council;<br>“collector” means an officer or employee of a council authorised to collect revenue for that council or any other person authorised by that council to collect revenue as an agent; and<br>“Council” means any city council, municipal council or district council established under section <i>three</i> of the Act.                           | Interpretation<br><br>Cap. 281<br><br><br><br>Cap. 281 |
| 3. These Regulations shall apply to the area of every city council, municipal council and district council.   | Application<br>of Regulations                          |
| 4. (1) Notwithstanding the provisions of any by-laws made by a council, before the commencement of these Regulations, for the imposition of a levy for telecommunication masts, every council shall, from the date of publication of these Regulations, impose the levy specified in regulation 5.<br><br>(2) Where the provisions of these Regulations conflict with provisions of any by-laws made by a council before the date of publication of these Regulations, the provisions of these Regulations shall prevail. | Councils to<br>impose levy<br>under<br>Regulations     |

- Imposition of levy . 5. A person who constructs or maintains a telecommunication mast in the area shall pay to the Council responsible for the area the levy set out in the Schedule to these Regulations per mast per year.
- Place of payment and collection of levy 6. (1) A person who constructs or maintains a telecommunication mast in the area shall pay to the collector the levy specified in the Schedule to these Regulations.  
(2) The collector shall, immediately after receiving the payment, issue an official receipt for each such payment.
- Offences and penalties 7. Any person who contravenes any provision of these Regulations commits an offence and is liable, upon conviction—  
(a) to a fine not exceeding eighty penalty units or 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 each day during which the contravention continues.

## SCHEDULE

*(Regulation 5)*

## PRESCRIBED LEVY

<i>Council</i>	<i>Levy per Annum</i>
(a) City Council	K4,000,000
(b) Municipal Council	K4,500,000
(c) District Council	K5,000,000

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

LUSAKA  
9th April, 2008  
[MLGH.101/30/1]