

GOVERNMENT OF ZAMBIA

ACT

No. 9 of 2008

Date of Assent 24th September, 2008

An Act to confirm the supplementary expenditure of moneys aggregating three hundred and thirty-one billion, one hundred and forty three million, two hundred and thirty-four thousand, eight hundred and ninety-one Kwacha required for the services of the Republic during the financial year ended on 31st December, 2006.

[26th September, 2008

ENACTED by the Parliament of Zambia.

1. This Act may be cited as the Supplementary Appropriation (2006) Act, 2008.

2. On the authority of a warrant issued by the President, it is hereby confirmed that there was expended from the general revenues of the Republic, such moneys indicated in respect of the services of the Republic specified in the third column of the Schedule, being expenditure in excess of the moneys appropriated for the services of the Republic by the Appropriation Act, 2006.

Enactment

Short title
and
commencement

Supplementary
Appropriation

Act No. 17 of
2006

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SCHEDULE
(Section 2)

1 No. of Head	2 Service	3 Appropriation
01	Office of the President - State House	K
/01	Headquarters	553,567,500
02	Office of the Vice President	
/01	Human Resources and Administration	10,563,525,458
/04	Parliamentary Business Department	28,319,028
/05	Disaster Management and Mitigation Department	3,000,000,000
08	Cabinet Office - Office of the President	
/01	Headquarters	4,273,873,375
/06	Gender in Development Department	3,041,098,243
11	Zambia Police - Ministry of Home Affairs	
/01	Headquarters	13,254,638,832
15	Ministry of Home Affairs	
/07	Drug Enforcement Commission-Headquarters	1,994,510,347
17	Ministry of Foreign Affairs	
/36	Mission Abroad - Paris	13,237,374,659
18	Judiciary	
/01	Headquarters	2,321,110,009
/21	Local Court - Southern Province	274,474,772
26	Ministry of Information and Broadcastings Services	
/01	Headquarters	5,261,329,832
27	Public Service Management Division	
/03	Human Resources	1,204,406,154
/05	Information and Planning	
/05	Technical Services	252,918,167
31	Ministry of Justice	
/02	Attorney-General's Chambers	30,627,647,956
37	Ministry of Finance and National Planning	
/01	Human Resources and Administration	91,886,557,408
/03	Planning and Economic Management Department	1,931,072,103
/05	Economic and Technical Cooperation	670,678,134
51	Ministry of Communications and Transport	
/02	Civil Aviation Department	868,005,641
68	Ministry of Tourism, Environment and Natural Resources	
/02	Forestry Department	30,481,272
76	Ministry of Sport, Youth and Child Development	
/02	Sports Department	948,577,253
77	Ministry of Defence	
/01	Headquarters	47,986,454,908
/06	Department of Defence Intelligence	123,186,348

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1 No. of Head	2 Service	3 Appropriation
78	Zambia Security Intelligence Services - Office of the President	
/01	Headquarters	13, 516,803,466
85	Ministry of Lands	
/04	Survey Department	493, 060, 473
89	Ministry of Agriculture and Co-operatives	
/09	Agribusiness and Marketing Department	76,262, 394, 482
90	Office of the President - Lusaka Province	
/01	Headquarters	186,005,456
91	Office of the President - Copperbelt Province	
/01	Headquarters	21,190,636
/51	Provincial Accounting Unit	191,754,117
92	Office of the President - Central Province	
/01	Headquarters	251,859,089
/08	Roads Department	637,023,743
/09	Buildings Department	158,270,420
/16	Forestry Department	324,590,817
/25	Cultural Services Department	28,310, 177
/40	Community Development Department	136, 300, 720
/04	Youth Development Department	129,230,094
93	Office of the President - Northern Province	
/08	Roads Department	442,341,924
94	Office of the President - Western Province	
/01	Headquarters	2,732,884,385
/19	Water Affairs Department	189,052,756
/42	Resettlement Department	126, 574,232
95	Office of the President - Eastern Province	
/08	Roads Department	211,921,732
/16	Forestry Department	23,434,755
/35	Civil Aviation Department	206, 109,282
96	Office of the President - Luapula Province	
/08	Roads Department	316,044,847
/19	Water Affairs Department	224,269,889
	TOTAL	331,143,234,891

**THE PETROLEUM (EXPLORATION AND
PRODUCTION) ACT, 2008**

ARRANGEMENT OF SECTIONS

PART I

PRELIMINARY

Section

1. Short title
2. Interpretation
3. Application
4. Title to petroleum

PART II

RIGHTS TO CONDUCT PETROLEUM OPERATIONS

5. State may conduct petroleum operations
6. Prohibition of searching for or getting petroleum without licence
7. Certain persons disqualified from holding licence
8. Constitution of blocks
9. Bids

PART III

Petroleum Exploration Licences

10. Application for petroleum exploration licence
11. Power of Minister to obtain further information
12. Consideration of application for petroleum exploration licence
13. Grant of petroleum exploration licence
14. Refusal to grant petroleum exploration licence
15. Duration of petroleum exploration licence
16. Rights conferred by petroleum exploration licence
17. Obligations of holder of petroleum exploration licence
18. Discovery of minerals in exploration area to be notified
19. Amendment of programme of exploration operations

20. Relinquishment of exploration area
21. Transfer of petroleum exploration licence
22. Renewal of petroleum exploration licence
23. Refusal of renewal of petroleum exploration licence
24. Directions by Minister

PART IV

DISCOVERY OF PETROLEUM IN EXPLORATION AREA

25. Discovery of petroleum to be notified
26. Directions of Minister on discovery of petroleum
27. Commercial discovery
28. Non-commercial discovery
29. Investigations
30. Restriction on removal of petroleum

PART V

PETROLEUM DEVELOPMENT AND PRODUCTION LICENCES

31. Application for petroleum development and production licence
32. Application for petroleum development and production licence to be made to Minister
33. Grant of petroleum development and production licence
34. Restrictions on grant of development and production licence
35. Contents of petroleum development and production licence
36. Rights conferred by petroleum development and production licence
37. Duration and renewal of petroleum development and production licence
38. Unit development
39. Trading in development and production area

PART VI

RESTRICTION ON EXERCISE OF RIGHTS UNDER LICENCES AND SURFACE RIGHTS

40. Restrictions on exercise of rights by holder
41. Rights under licence to be exercised reasonably
42. Right to access and use of water or graze stock
43. Acquisition of use of land by holder of licence
44. Arbitration of disputes
45. Compensation for disturbance of rights, etc
46. Compulsory acquisition of land

PART VII

SURRENDER, CANCELLATION OR SUSPENSION OF LICENCES

47. Surrender of area or part thereof covered by licence
48. Minister's power to suspend or cancel licence

PART VIII

TRANSFERS AND REGISTRATION

49. Register
50. Interest in licence to be created by instrument in writing
51. Transfer, etc., of licence to be approved by Minister
52. Minister may require additional information
53. Evidence

PART IX

GENERAL PROVISIONS RELATING TO HOLDERS OF LICENCES

54. Work practices for holder of licence
55. Wasteful production practices
56. Maintenance, etc., of property
57. Drilling near boundaries
58. Removal of property, etc., by holder

59. Sale of plant
60. Survey of wells, etc.
61. Transfer of control of company
62. Holder to have office in Zambia
63. Preference for Zambian products, etc.
64. Insurance and indemnities
65. Obstruction of holder of licence

PART X

SAFETY, HEALTH AND ENVIRONMENTAL PROTECTION

66. Environment and human health to be considered when granting exploration or development and production licences
67. Conditions for protection of environment and human health
68. Direction to comply with conditions of licence
69. Rehabilitation by Minister at holder's expense
70. Petroleum Environmental Protection Fund
71. Liability and redress

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GOVERNMENT REVENUES

72. Income tax
73. Employee taxation
74. Royalty or production payment
75. Provisional royalty
76. Prohibition on disposal of petroleum
77. Remission of royalty, etc.
78. Recovery of royalty, etc.
79. Annual fee in respect of licence
80. Security for compliance

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HYDROCARBON UNIT

81. Establishment of the Hydrocarbon unit
82. Functions of unit
83. Director and other public officers
84. Public officer not to acquire or hold certain rights
85. Indemnity of officers
86. Prohibition of disclosure of information

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89. Composition of Committee
90. Secretary
91. Petroleum Technical Committee
92. Functions of Petroleum Technical Committee
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- 104. Transitional provisions
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