

## GOVERNMENT OF ZAMBIA

STATUTORY INSTRUMENT NO. 29 OF 2002**The Local Government Act**  
(Laws, Volume 16, Cap. 281)**The Samfya District Council (Sand Levy) By-laws, 2002**

IN EXERCISE of the powers contained in section *seventy-six* of the Local Government Act, the following By-laws are hereby made:

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| 1. These By-laws may be cited as the Samfya District Council (Sand Levy) By-laws, 2002.  | Title  |
| 2. In these By-laws, unless the context otherwise requires—<br>“area” means the area under the jurisdiction of the Council;<br>“agent” means representatives of the Council authorised to collect levy on behalf of the Council;<br>“check-point” means any place within the area designated by the Council for the payment of sand levy;<br>“collector” means any officer of the Council authorised by the Council to collect sand levy for the Council;<br>“council” means the Samfya District Council; and<br>“sand” means building sand, river sand and crushed stones, in small particles matter of which shall be used for in the construction of any nature of building industry. | Intepretation  |
| 3. A person who mines or prospects for sand within the area of the Council for whatever purpose, shall pay to the Council; sand levy of thirty thousand kwacha per tonne.  | Imposition of sand levy                                    |
| 4. No person shall mine or prospect for sand within the area of the Council without paying a sand levy to the Council.   | No prospecting or mining sand without payment of sand levy |

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*Copies of this Statutory Instrument can be obtained from the Government Printer,  
P.O. Box 30136, Lusaka, Price K500 each.*

Payment and  
collection of  
sand levy

5. (1) Sand levy shall become payable to the collector—  
(a) before the excavation or digging of the same commences; or  
(b) if the digging has been allowed before payment of the levy,  
immediately on arrival at check-point.

(2) The collector shall upon collection of the levy issue an official receipt.

Offences and  
penalties

6. (1) Any person who contravenes any of the provisions 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 not exceeding six months, or to both such fine and imprisonment; and  
(b) in the case of a second or subsequent offence to a fine not exceeding 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 be paid by the person committing the contravention.

Made by the Samfya District Council this 5th day of March, 2002.

J. CHIKONTWE,  
*Council Chairman,  
Samfya District Council*

J. MULALAMBUKA,  
*Council Secretary,  
Samfya District Council*

Confirmed by me this 5th day of April, 2002.

LUSAKA  
[MLGH.102/51/51]

M. M. MABENGA,  
*Minister of Local Government,  
and Housing*