

Manyame Rural District Council (Non-Timber Products) By-laws, 2023

ARRANGEMENT OF SECTIONS

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IT is hereby notified that the Minister of Local Government and Public Works has in terms of section 90 of the Rural District Councils Act [*Chapter 29:13*], approved the following by laws.

Title

1. These by-laws may be cited as Manyame Rural District Council (Non Timber Products) By-laws, 2022.

Application

2. These by-laws shall apply to Manyame Rural District Council area.

Interpretation

3. In these by-laws—

“council” means the Manyame Rural District Council;

“council area” means the area for which the council has been established;

“forest produce” means any part whether alive or dead of any vegetation including but not limited to wood, seed, fruits, Mopani worms; mushroom; honey;

“local authority” refer to council;

“natural resource” includes— (a) the air, soil, water and minerals (b) the mammals, birds, fish and other animal life; (c) trees, grasses and other vegetation; and (d) springs, vleis, sponges,

“RDC” means Rural District Council;

Fruits and other forest produce

4. (1) No person is allowed to harvest, collect or pick fruits or other forest produce for sale, except in terms of a harvesting permit issued by the council in consultation with Forestry Commission, in terms of the Communal Forest Produce Act [Chapter 19:04] and under the following conditions—

(a) council shall be notified upon payment of a prescribed fee (**Forest produce harvesting fee/forest produce collection fees**) and maintain a record of people or entities involved in the picking, collection or harvesting of fruits or other forest produce for sale in the council area;

(2)A licence shall be in writing in the prescribed form and shall state—

(a)the kind, size and quantity of forest produce that may be exploited; and

(b)the area within which the forest produce may be exploited; and

(c)the period of validity of the licence; and

(d)any conditions subject to which the licence is issued; and

(e)the amount payable for the forest produce the exploitation of which is authorized by the licence; and

(f)details of the payments made for the forest produce the exploitation of which is authorized by the licence.

(b) any person who fails to give a notification to the council shall be guilty of an offence and liable to a fine as prescribed in the Council Schedule of fines.

(c) council shall impose restrictions on the picking, harvesting, and transportation of fruits or forest produce for commercial purposes if council finds it desirable to do so to conserve the environment.

(2) Any person who fails to abide by the imposed restriction shall have committed an offence and liable to a fine prescribed in Council Schedule of fines.

(3) No person shall harvest non timber forest produce prematurely.

(4) Any person who harvests, collects, picks or transport fruits without a harvesting permit issued by council and who harvests non timber forest produce prematurely shall have committed an offence and liable to a fine stated in Council Schedule of fines.

(5) Fruits/non timber products harvested /transported with the intention to be marketed outside the district shall have its own permit and fee different from those issued to local sellers.

(6) Any person who fails to comply with the provisions of the order shall have committed an offence and liable to a fine prescribed in Council Schedule of fines.

5. Licencing

Engangement of persons responsible for forest produce management