

FOREST PROTECTION (AMENDMENT) LAW, 1986

In pursuance of the Provisional National Defence Council (Establishment) Proclamation, 1981 this Law is hereby made:

The Forest Protection Decree, 1974 (N.R.C.D. 243) is hereby amended as follows—

- (a) by the substitution for subsection (1) of section 1 thereof of the following new subsection:

"Forest offences."

1. (1) Any person who in a Forest Reserve without the written consent of the competent forest authority—

- (a) fells, uproots, lops, girdles, taps, injures by fire or otherwise damages any tree or timber,
- (b) makes or cultivates any farm or erects any building,
- (c) causes any damage by negligence in felling any tree or cutting or removing any timber,
- (d) in any way obstructs the channel of any river, stream, canal or creek,
- (e) hunts, shoots, fishes, poisons water or sets traps or snares,
- (f) subjects to any manufacturing process, collects, conveys or removes any forest produce,
- (g) pastures cattle or permits any cattle to trespass,

shall be guilty of an offence and liable on summary conviction to a fine not exceeding ₦10,000.00 or to imprisonment not exceeding five years or to both:

Provided that for a second or subsequent offence under this section an offender shall be liable on summary conviction to a fine of not less than ₦10,000.00 and not exceeding ₦20,000.00 or to imprisonment not exceeding ten years or to both".

- (b) by the substitution of section 2 thereof of the following new section:

"Offences relating to marks."

2. Any person who—

- (a) knowingly counterfeits or fraudulently uses upon any timber or standing tree

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a mark to indicate that such timber or tree is the property of some person, or

b) without the written consent of a Forest Officer alters, defaces or obliterates any mark placed on a tree or on timber, or

c) alters, moves, destroys or defaces any boundary mark of any Forest Reserve,

shall be guilty of an offence and liable on summary conviction to a fine not exceeding ₦10,000.00 or to imprisonment not exceeding five years or to both:

Provided that for a second or subsequent offence under this section an offender shall be liable on summary conviction to a fine of not less than ₦10,000.00 and not exceeding ₦20,000.00 or to imprisonment not exceeding ten years or to both".

Made this 17th day of February, 1986.

FLT.-LT. JERRY JOHN RAWLINGS
Chairman of the Provisional National Defence Council

Date of Gazette notification: 21th March, 1986.