

Nkansi District Council (Cultivation of Agri. Land)

GOVERNMENT NOTICE No. 111 published on 8/4/94

THE LOCAL GOVERNMENT (DISTRICT COUNCIL) ACT, 1982

(No. 7 OF 1982)

BY-LAWS

Made under section 148

THE NKANSI DISTRICT COUNCIL (CULTIVATION OF AGRICULTURAL LAND) BY-LAWS,
1994

1. These By-laws may be cited as the Nkansi District Council (Cultivation of Agricultural Land) By-laws, 1994, and shall come into operation on the date of approval of the Minister. Definition

2. In these By-laws:—

“authorised officer” means an Officer appointed by the Council for the purposes of the By-laws; Meaning

“council” means the Nkansi District Council;

“cash crop” means maize, groundnuts, beans, cassava, sweet potatoes, rice, finger millet, round potatoes;

“insect or plant pest” means any insect or pest which is harmful to growing crops or which may be harmful to surrounding crops and vegetation;

“plant disease” means any plant pest or blight which is harmful to growing crops or which may be harmful to surrounding crops and vegetation;

“resident” means any person who has habitually resided in the area of jurisdiction of the Council for a period of not less than a year but does not include any person:—

(a) who is under eighteen years of age;

(b) who is incapable of working due to illness, old age or infirmity;

(c) who is engaged in full time remunerative occupation.

3. Every resident who holds land in accordance with Local customary relating to land tenure shall, unless otherwise directed in writing by an authorised Officer, cultivate and maintain an area of not less than one acre of such food or Cash Crops. Land Tenure

4.—(1) The Council may, after consultation with the Regional Agricultural Officer give directions in writing relating to the type of cultivation, the crops to be grown, use of manure and fertilizers, the removal of old plants and weeds or exious plants and the maintainance and use of the land. Power of the Council

(2) Any direction given by the Council shall be published in the area affected thereby in such mannuer as the authorised Officer may deem fit.

5.—(1) Every person who has cultivated any area under the provision of these By-laws on which there are growing crops shall keep such area clean and free from weeds. Obligation

Nkansi District Council (Cultivation of Agri. Land)

G.N. No. 111 (contd.)

(2) Any person who has planted on cultivated any cash crop or crops and any food crop or crops on his agricultural land and finds such cash crop or crops and such food crop or crops infested or infected with insect, plant pest or disease shall immediately report such infestation or infection the authorised Officer shall comply with such instruction as may be given such Officer for destruction of the insect, plant pest or disease and the prevention of its spread.

Agricul-
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ment

6. Subject to these By-laws no person shall fell or uproot or cause to be felled or uprooted any cash crop or crops of food crop or crops cultivated and maintained under the provisions of these By-laws for any purpose other than for the purposes other than for the purposes of agricultural improvement or for the enhancement of the environment.

Power of
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thorised
Officer

7. An authorised Officer may at all reasonable times enter upon any agricultural land for the purpose of inspection and for ensuring compliance with the provisions of these By-laws.

Penalty

8. Any person who contravenes or fails to comply with the provisions of these By-laws shall be guilty of an offence and shall be liable on conviction to a fine not exceeding five hundred shillings or to imprisonment for a term not exceeding three months or to both such fine and imprisonment.

The Common Seal of the Nkansi District Council was affixed to these By-laws in pursuance of the resolution passed at a meeting of said Council duly convened and held on the 25th day of July, 1991 and the same was so affixed in the presence of:—



FRANCIS A. KABUKA,
Acting District Executive Director
Nkansi

D. J. MIPATA,
Chairman
Nkansi District Council

I APPROVE

Dodoma,
29th June, 1993

JOHN S. MALECELA (MP),
Prime Minister and First
Vice-President