

CHAPTER 168

THE TRADITIONAL BEER ACT

ARRANGEMENT OF SECTIONS

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An Act to make provision for	36 of
regulating the sale, manufacture and	1933
possession of traditional beer; and to	48 of
provide for matters incidental	1940
	32 of

thereto or connected therewith. **1941**
[*11th April, 1930*]**30 of**
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25 of
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ment
Notices
304 of
1964
497 of
1964
502 of
1964
Act
No.22 of

**1972
6 of 1974
13 of
1994**

1. This Act may be cited as the Traditional Beer Act.

Short title

(As amended by No. 25 of 1969)

2. In this Act, unless the context otherwise requires-

Interpretation

"Board" means a Board appointed under section *four*, and includes and shall be deemed always to have included any person so appointed as a Board;

"local authority" means a municipal council, township council or board;

"malt" includes any kind of grain or other vegetable product in process of fermentation;

"traditional beer" means-

(a) the drink which is brewed from grain or other vegetable matter and is commonly known as local beer, Lusaka beer, bwalwa, mowa, lwalwa, bucwala, bukoko or chibuku;

(b) honey beer; and

(c) such other intoxicating liquor as the Minister may by statutory notice prescribe.

(As amended by No. 30 of 1950, No. 45 of 1958 and No. 25 of 1969)

3. Save as in section *four* provided, the sale by any person of traditional beer is prohibited-

Restriction on sale of traditional beer

(a) in any area declared to be municipality or township under the Local Government Act; and Cap. 281

(b) in any area defined by regulations made under paragraph (b) of section *four*.

(No. 32 of 1941)

4. The Minister may by regulations-

(a) in respect of any area declared to be municipality or township under the Local Government Act-

Regulations as to sale, manufacture, etc., of traditional beer.

(i) prohibit or restrict the making, possession, introduction or removal of traditional beer save as may be prescribed by such regulations;

(ii) authorise the manufacture, possession and sale of traditional beer by the local authority of any municipality or township or by any person acting under the immediate supervision of the local authority;

(b) in respect of any other area or portion of Zambia, to be defined in such regulations-

(i) appoint a Board for such area;

(ii) prohibit or restrict the making, possession, introduction or removal of traditional beer save as may be prescribed by such regulations;

(iii) authorise the manufacture, possession and sale of traditional beer by the Board appointed for such area or by any person acting under the authority of such Board;

(c) declare any area, other than the areas mentioned in paragraph (a) or defined by regulations made under paragraph (b), to be a guard area and in respect of such area prohibit, control or restrict the sale of traditional beer.

(As amended by No. 48 of 1940, No. 32 of 1941, No. 25 of 1953, No. 45 of 1958, G.N. No. 304 of 1964 and No. 25 of 1969)

5. No person shall supply traditional beer to any person already inebriated from the effects of drinking.

Inebriated person not to be supplied

(As amended by No. 25 of 1969)

6. Repealed by Act No. 22 of 1972.

Prohibition of
kachasu

6A. It shall be unlawful for any person to prepare, use, possess, dispense, sell or expose for sale, the intoxicating liquor, by whatever name called, which is obtained through a process of distillation and is commonly known as kachipembe, kachasu, kapuli or lutuku.

(No. 42 of 1974)

7. (1) No person carrying on the business of a licensed trader or selling or exposing for sale any article of food or drink shall, unless authorised under subsection (2), keep, supply or cause to be supplied any traditional beer either at the place where such business is carried on or in connection with any transaction having relation to the said business.

No licensed
trader except
under permit to
supply any
traditional beer

(2) No person shall brew and supply traditional beer in the form of rations to persons in his employ unless he is in possession of a valid permit.

(3) The Minister may, by statutory instrument, make regulations governing the issue of such permit and the conditions under which the same may be granted, suspended, refused or cancelled and also governing the conditions under which traditional beer may be supplied by employers to persons in their employ.

(As amended by G.N. No. 304 of 1964 and No. 25 of 1969)

8. (1) Any beer or malt or the apparatus, utensils or materials for making the same found under circumstances which afford reasonable grounds for suspecting a contravention of this Act or of any regulations made thereunder may be seized and removed and if perishable may be sold and, on the conviction for such a contravention of the owner of the articles so seized or of the person in whose possession they were found, such articles or their proceeds may be confiscated by order of a magistrate.

Seizure of
utensils

(2) If the owner of any articles so seized cannot be ascertained, they

or their proceeds may be confiscated seven days after seizure unless sooner claimed.

(As amended by No. 36 of 1933)

9. Any Administrative Officer or police officer of or above the rank of Sub-Inspector or, if authorised thereto by any of the foregoing, any member of the Zambia Police Force may enter upon any premises upon which there is reasonable ground for suspecting that there is traditional beer or malt or the apparatus, utensils or materials for making the same contrary to this Act or any regulations made thereunder.

(As amended by No. 47 of 1963, G.N. No. 502 of 1964 and No. 25 of 1969)

10. Any person contravening this Act or any regulations made thereunder may be arrested without a warrant if the circumstances are such that immediate arrest appears necessary to prevent his escape.

Powers of arrest

11. The occupier or person having charge of the premises upon which a contravention of this Act or of any regulations made thereunder, together with any person who participated therein, shall be liable to be convicted of such contravention unless he can prove that such contravention took place without his knowledge.

Liability of occupier

12. In any proceeding against any person for contravening this Act or any regulations made thereunder, the fact of more traditional beer being on the premises of such person than is reasonably required for the person residing therein and his family or persons usually residing with him shall be deemed *prima facie* evidence of such a contravention.

Excessive quantity prima facie evidence

(As amended by No. 25 of 1969)

13. Any person contravening the provisions of this Act or of any regulations made thereunder shall be guilty of an offence and shall on conviction be liable to a fine not exceeding three hundred penalty units or, in default of payment, to imprisonment with or without hard labour for a period not exceeding three months and, on a second or subsequent conviction, to a fine not exceeding seven hundred and fifty penalty units or to imprisonment with or without hard labour for a period not exceeding six months.

Penalty

(As amended by Act No. 6 of 1974 and 13 of 1994)

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PART I GENERAL

1. These Regulations may be cited as the Traditional Beer Regulations. Title

2. In these Regulations, unless the context otherwise requires- Interpretation

"area" means any one of the areas set out in the First, Second and Third Schedules;

"guard area" means any one of the areas set out in the Fourth Schedule.

(As amended by No. 224 of 1945)

3. (1) The local authorities set out in the third column of the First Schedule are hereby authorised to manufacture, be in possession of and sell traditional beer in accordance with these Regulations and to issue permits in accordance with Part III within the respective areas set out in the first column of and defined in the second column of the said Schedule. Local authorities, Boards and permit authorities

(2) The several persons set out in the third column of the Second Schedule are hereby appointed to be Boards for the respective areas set out in the first column of and defined in the second column of the said Schedule, and are hereby authorised to manufacture, be in possession of and sell traditional beer in accordance with these Regulations and to issue permits in accordance with Part III within the aforesaid areas.

(3) The several persons set out in the third column of the Third Schedule are hereby appointed to be Boards for the respective areas set out in the first column of and defined in the second column of the said Schedule, and are hereby authorised to issue permits in accordance with Part III.

(4) The several persons set out in the third column of the Fourth Schedule are hereby appointed to be permit authorities for the

respective areas set out in the first column of and defined in the second column of the said Schedule, and are hereby authorised to issue permits in guard areas.

(5) Any Board or other authority authorised to issue permits may change such fees as may from time to time be approved by the Minister.

(As amended by No. 224 of 1945, 60 of 1953 and 304 of 1964)

4. Save as in Parts II, III and IV provided, no person shall-
- (a) at any place within an area make, sell or be in possession of any traditional beer; Prohibition on making, etc., of traditional beer
- (b) introduce or cause to be introduced into an area any traditional beer.

5. (1) The areas set out in the Fourth Schedule are hereby declared to be guard areas.

(2) No person shall sell traditional beer within a guard area unless he is in possession of a permit authorising him to sell traditional beer within such area.

(3) Such permit shall specify the name of the person so authorised, and the permit authority may limit the quantity of traditional beer to be sold and may impose any other conditions in regard thereto as it may think fit.

(4) Such limitation of quantity and such conditions shall be endorsed on the permit and any breach or non-observance thereof shall be deemed to be a contravention of these Regulations.

(No. 224 of 1945)

PART II

SALE OF TRADITIONAL BEER

6. This Part shall apply only to the areas specified in the First and Second Schedules. Application of Part II

7. For the purposes of this Part- Interpretation for purposes of Part II

"Board" means, in respect of any area set out in the First Schedule, the local authority and, in respect of any area set out in the Second Schedule, a Board appointed under the provisions of sub-regulation (2) of regulation 3.

8. Where traditional beer may be sold by any Board, the manufacture, sale and distribution of such beer shall be under-taken under the authority of such Board only at such place or places and by such person or persons as may be authorised in writing by the Board, and such manufacture, sale and distribution shall be under the control of such person or persons, subject to the directions of the Board. Regulation of manufacture of beer sold by Board

(No. 60 of 1953)

9. (1) Traditional beer shall- Conditions of sale

(a) be sold for cash only and at a price to be fixed by the Board;

(b) not be sold except by or in the presence of the person in charge of the place where traditional beer is sold;

(c) spent;

(d) not be supplied to anyone apparently under the age of sixteen years or to anyone already under the influence of liquor;

(e) be consumed only in a place where traditional beer is sold and not be removed therefrom without the special permission of the Board.

(2) Spent.

*(As amended by No. 101 of 1952, 60 of 1953
and 85 of 1954)*

PART III

PERMITS TO MANUFACTURE, ETC., TRADITIONAL BEER

10. This Part shall apply to the areas specified in the First, Second and Third Schedules. Application of
Part III
(No. 60 of 1953)

11. For the purposes of this Part- Interpretation for
purposes of Part
III

"Board" means the authority or any of the Boards set out in the third column of the Schedules to which this Part applies.
(No. 60 of 1953)

12. (1) The Board or some person authorised by the Board may issue Permits or cause to be issued a permit authorising any person to make, be in possession of or introduce traditional beer within an area.

(2) Such permit shall specify the name of the person so authorised, and the Board may limit the quantity of traditional beer to be made, possessed or introduced, and may impose any other conditions in regard thereto as it may think fit.

(3) Such limitation of quantity and such conditions shall be endorsed on the permit and any breach or non-observance thereof shall be deemed to be contravention of these Regulations.

PART IV

TRADITIONAL BEER RATINGS

13. No employer shall brew and supply traditional beer in the form of rations to persons in his employ unless he is in possession of a traditional beer ration permit (hereinafter in this Part called a "permit") in the form contained in the Fifth Schedule. Traditional beer ration permit

14. (1) Permits shall only be granted by a Resident Secretary, and the granting or refusal thereof shall be in his absolute discretion. Granting of permits

(2) An application for a permit shall be made by the employer to an Administrative Officer stationed in the District in which the employees are working and shall be forwarded by the Administrative Officer with his recommendation to the Permanent Secretary of the Province within which such District is situate.

(3) Every permit shall expire on the 31st December next following the day of issue.

(4) No fee shall be charged for the issue of a permit.

(5) The Permanent Secretary may, if he thinks fit, without assigning any reason, revoke a permit at any time.

(As amended by No. 502 of 1964)

15. Every employer to whom a permit has been issued shall set aside and designate a separate building or separate buildings for the purpose of the brewing and supplying of traditional beer, and such building or buildings shall be enclosed with a fence. The area so enclosed shall be known as the brewery premises. Brewery premises

16. Every employer to whom a permit has been issued shall keep such permit on the brewery premises, and such permit shall be produced on demand for inspection by any Administrative Officer or police officer of or above the rank of Sub-Inspector. Inspection of permit

(As amended by No. 502 of 1964 and No. 91 of 1965)

17. (1) Traditional beer brewed and supplied as rations shall be consumed on the brewery premises and supplied only to employees of the holder of a permit. Conditions of supply

(2) No traditional beer shall be supplied to any employee apparently under the age of sixteen years.

(3) Traditional beer supplied as rations shall be supplied free of charge, and no deduction from wages shall be made in respect of such supply.

(4) No employee shall be supplied with a traditional beer ration exceeding 1 litre a week.

(5) The date of supply of traditional beer ration shall be marked on the employee's ticket.

(6) The brewing and supply of traditional beer shall be under the personal supervision of a duly authorised person.

(7) The brewery premises and all utensils and receptacles used for the brewing and supply of traditional beer shall be kept in a clean and sanitary condition.

18. Every employer to whom a permit has been issued shall at all times allow any Administrative Officer, police officer of or above the rank of Sub Inspector, Medical Officer or Sanitary Inspector full access to all parts of the brewery premises for the purpose of inspection. Inspection of brewery premises

(As amended by No. 502 of 1964 and No. 91 of 1965)

PART V

MISCELLANEOUS

19. The omission to do any act, matter or thing required to be done under and in accordance with the provisions hereof shall be deemed to be a contravention of these Regulations. Contravention of regulations

20. Any person contravening any of these Regulations shall be liable, on conviction, in addition to any other penalties, to have any permit issued to him cancelled. Cancellation or permits

FIRST SCHEDULE

(Regulations 2, 3, 6, 7, 10 and 11)

LOCAL AUTHORITIES AUTHORISED TO MAKE, POSSESS AND SELL
TRADITIONAL BEER

<i>Area</i>	<i>Definition of Area</i>	<i>Local Authority</i>
Chipata Beer Area.	All that portion of the Chipata District contained within the limits of the Chipata Township Area	Chipata Township Council

SECOND SCHEDULE

(Regulations 2, 3, 6, 7, 10 and 11)

BOARDS AUTHORISED TO MAKE, POSSESS AND SELL TRADITIONAL BEER

<i>Area</i>	<i>Definition of Area</i>	<i>Board</i>
Butondo Beer Area.	Butondo Township	Butondo Township Management Board
Chambishi Beer Area Chambishi Townshi	. . Chambishi Township	Council
Chililabombwe Beer Township Area	Chililabombwe Township and the Bancroft Township	Chililabombwe Council
Chingola Beer Area . . Nchanga Municipal Council of	Township Area	Chingola Municipal Area and the Chingola
Chisamba Beer Area . . Kabwe	*Chisamba	District Secretary, Rural District, or his representative
Choma Beer Area. . Council	Choma Township and unalienated State Land contiguous thereto	Choma Township
Feira Beer Area . .	*Feira	District Secretary, Feira, or his representative
Fisenge Beer Area. . Council	Fisenge Township	Fisenge Township
Heatherwood Farm Beer Area	Farm No. 1639, Choma District . . . . .	. . F. E. Jones
Kabwe Beer Area. .	All that portion of the Kabwe Urban District lying within a radius of 9.6 kilometres of the Kabwe Post Office, excluding the Broken Hill Mine Farms Beer Area and the Mukobeko Guard Area	Municipal Council of Kabwe
Kafue Beer Area . .	All that portion of the Lusaka District lying within a radius of 4.8 kilometres of the Kafue Post Office	Kafue Township Council
Kalulushi Beer Area . .	Kalulushi Township.	Kalulushi Township

					Council
Kansanshi Beer Area the Solwezi District	Kansanshi Township being Farm No. 724	..			The alienated portion of Management Board
Kansuswa Beer Area	Kansuswa Township	..	..	..	Kansuswa Township Council
Kapiri Mposhi Beer Kabwe	*Kapiri Mposhi	..	..	..	District Secretary, Rural District, or his representative
Kariba Beer Area	All that portion of State Land situate at Kariba, within the Gwembe District	..			District Secretary, or his representative
Kasama Beer Area	Kasama Township	..	..	..	Kasama Township Council
Kasompe Beer Area	Kasompe Township	..	..	..	Kasompe Township Council

*A description of the areas of these former townships is contained in the Declaration of Townships made under section 3 of the Townships Act, Chapter 120 of the 1963 Edition of the Laws.

Area	Definition of Area	Board
Kitwe Beer Area	Starting at the confluence of the Mwambashi Stream with the Kafue River, down the Kafue River to its confluence with the Chibuluma Stream to a point where it intersects the boundary of Nkana C2 area; thence to the corner of the area at Beacon Ru83; thence in a north-easterly direction along the boundary of Nkana areas C2, C3 and Nkana North Land and Mineral Area to Beacon No. L506 on the Mufulira-Roan Antelope Mine Power Line; thence along the power line in a northerly direction to the point where it crosses the Mwambashi Stream; thence down the Mwambashi Stream to the point of starting.	City Council of Kitwe
Livingstone Beer Area Municipal Council of	Livingstone Municipal Area	.. .. Livingstone
Luanshya Beer Area	Luanshya Municipal Area and Roan Antelope Mine Township Area	Municipal Council of Luanshya

Lusaka Beer Area . .	That part of the Lusaka District described in Proclamation No. 2 of 1950 as Lusaka Urban District	City Council of Lusaka
Mansa Beer Area	Mansa Township	Mansa Township Council
Mazabuka Beer Area District	Mazabuka Township lying within a radius of 8 kilometres of the Government Offices at Mazabuka	All that portion of the Mazabuka Council
Mbala Beer Area . .	Mbala Township.	Mbala Township Council
Mkushi Beer Area . .	*Mkushi	District Secretary, Mkushi, or his representative
Monze Beer Area . .	All that portion of the Mazabuka District lying within a radius of five miles of the Monze Railway Station	Monze Township Council
Mpatamatu Beer Area	Mpatamatu Township.	Management Board
Mpatamatu Township		
Mufulira Beer Area	Mufulira Municipal Area and Mufulira Township Area	Municipal Council of Mufulira
Mumbwa Beer Area . .	*Mumbwa	District Secretary, Mumbwa, or his representative
Ndola Beer Area . .	Ndola Municipal Area and that portion of the Ndola Urban District known as the Manners Township together with the area enclosed by the existing municipal boundary and a straight line joining the beacons lettered V509 and V608, all of which Beer Area is shown on Plan No. 25A deposited with the Surveyor-General	City Council of Ndola
Norwood Farm Beer Area	Subdivision A of Farm No. 634 Norwood, Kabwe Rural District	District Secretary, Rural District, or his representative
Pemba Beer Area . .	Pemba Township.	Pemba Township Council
Serenje Beer Area . .	*Serenje	District Secretary, Serenje, or his representative
Shiwa Ngandu Beer Area	Shiwa Ngandu Canteen and an area of one acre surrounding it	Major J. P. Harvey, or his representative

Twapia Beer Area. . Twapia Township. Twapia Township Council

*A description of the areas of these former townships is contained in the Declaration of Townships made under section 3 of the Townships Act, Chapter 120 of the 1963 Edition of the Laws.

THIRD SCHEDULE

(Regulations 2, 3 and 10)

BOARDS AUTHORISED TO ISSUE PERMITS TO MAKE, POSSESS OR INTRODUCE TRADITIONAL BEER

<i>Area</i>	<i>Definition of Area</i>	<i>Board</i>
Broken Hill Mine Kabwe Farms Beer Area	All that portion, lying within and contiguous to the eastern boundary of the Zambia Borken Hill Mineral Area, known as the Katondo Eastern Farms, numbering 444 five-acre plots in all; and all that portion, lying within and contiguous to the northern and western boundaries of the Zambia Broken Hill Mineral Area, known as the Makalulu Western Farms, numbering 489 five-acre plots in all. The areas described above are shown bordered red upon a Plan No. 2/17/19 deposited with the Surveyor-General and the District Secretary, Kabwe Urban District	District Secretary, Urban District, or his representative
Bwana Mkubwa Beer Urban District	District Secretary, Ndola Area lying within a radius of 4.8 kilometres of the Railway Station at Bwana Mkubwa	All that portion of the Ndola Urban District, or his representative
Chililabombwe District excluding Beer Area	District Secretary, the Chililabombwe Beer Area	The Chililabombwe District, but Chililabombwe, or his representative
Chingola District Beer excluding the Area	District Secretary, Chingola Beer Area and the Kasompe Beer Area	The Chingola District, but Chingola, or his representative
Chinsali Beer Area. . *		
Chinsali . . . .	. . . . District Secretary, Chinsali,	or his representative
Chirundu Beer Area . .	*Chirundu	District Secretary, Gwembe, or his representative
Garneton Beer Area . .	Garneton Township	Garneton Township

						Council
Gwembe Beer Area	..	*Gwembe	..	..	..	District Secretary, Gwembe, or his representative
Isoka Beer Area	..	*Isoka	..	..	..	District Secretary, Isoka, or his representative
Kabompo Beer Area	..	*Kabompo	..	..	..	District Secretary, Kabompo, or his representative
Kalomo Beer Area	..	Kalomo Township Council	..	..	..	Kalomo Township Council
Kalulushi District Beer excluding the Area		District Secretary, Kalulushi Beer Area				The Kalulushi District, but Kalulushi, or his representative
Kasempa Beer Area	..	*Kasempa	..	..	..	District Secretary, Kasempa, or his representative
Kawambwa Beer Area Secretary,		..*Kawambwa	..	..	..	District Secretary, Kawambwa, or his representative
Kitwe District Beer Area		The Kitwe District, but excluding the Beer Area				Kitwe District Secretary, or his representative
Luanshya District Beer excluding the Area		District Secretary, Luanshya Beer Area, the Mpatamatu Beer Area and the Fisenge Beer Area				The Luanshya District, but Luanshya, or his representative
Lundazi Beer Area	..	*Lundazi	..	..	..	District Secretary, Lundazi, or his representative

*A description of the areas of these former townships is contained in the Declaration of Townships made under section 3 of the Townships Act, Chapter 120 of the 1963 Edition of the Laws.

<i>Area</i>	<i>Definition of Area</i>	<i>Board</i>
Lunsemfwa Beer Area Power	District Secretary, Mkushi, Area"	Farm No. 1483 "Lunsemfwa Falls or his representative
Lunzuwa Beer Area Officer,	All that portion of the Mbala District lying	Senior Agricultural Officer,

	within a radius of 4.8 kilometres of the Office of the Lunzuwa Agricultural Station	Lunzuwa, or his representative
Luwingu Beer Area	.. *Luwingu	District Secretary, Luwingu, or his representative
Mansa District Beer Area	All that portion of the Mansa District lying within a radius of 4 kilometres of the Government Offices at Mansa, but excluding the Mansa Beer Area	District Secretary, or his representative
Mita Hills Beer Area	.. Hills Dam Area alienated to the Broken Hill Development	Zambia District Secretary, Mkushi, or his representative Company
Mpika Aerodrome Beer Area	lying within a radius of 1.6 kilometres of the Crested Crane Hotel	That portion of the Mpika District District Secretary, Mpika or his representative
Mpika Beer Area	.. That portion of the Mpika District lying within a radius of 1.6 kilometres of the Government Offices at Mpika	District Secretary, Mpika or his representative
Mporokoso Beer Area	.. *Mporokoso	District Secretary, Mporokoso, or his representative
Mtuga Mine Beer Area	.. Mtuga Mine (Farm 636m)	.. .. . District Secretary, Mkushi, or his representative
Mufulira District Beer Area	excluding the Mufulira Beer Area, the Butondo Beer Area and the Kansuswa Beer Area	The Mufulira District, but Mufulira or his representative
Mulungushi Beer Area	Area"	District Secretary, Mkushi, Farm No. 837 "Mulungushi Dam or his representative
Mwinilunga Beer Area	.. *Mwinilunga	District Secretary, Mwinilunga, or his representative
Namwala Beer Area	.. *Namwala	District Secretary,

						Namwala, or his representative
Ndola Urban District excluding Beer Area	District Secretary, Ndola other declared Beer Areas					The Ndola Urban District, but Urban District, or his representative
Ngoma Tourist Camp District Beer Area	District Secretary, lying within 1.6 kilometres of the main gate					All that portion of the Namwala Namwala, or his representative of the Government Tourist Camp
Petauke Beer Area	*Petauke	..	..	..	..	District Secretary, Petauke, or his representative
Solwezi Beer Area	*Solwezi	..	..	..	..	District Secretary, Solwezi, or his representative
Zambezi Beer Area	*Zambezi	..	..	..	..	District Secretary, Zambezi, or his representative
Zimba Beer Area	All that portion of the Kalomo District lying within a radius of 3.2 kilometres of Zimba Railway Station					District Secretary, Kalomo, or his representative

*A description of the areas of these former townships is contained in the Declaration of Townships made under section 3 of the Townships Act, Chapter 120 of the 1963 Edition of the Laws.

FOURTH SCHEDULE

(Regulations 2, 3 and 5)

AUTHORITIES AUTHORISED TO ISSUE PERMITS TO SELL TRADITIONAL BEER IN GUARD AREAS

<i>Area</i>	<i>Definition of Area</i>	<i>Authority</i>
Chassa Mission Guard District Area	District Secretary, Petauke, lying within a radius of 8 kilometres of the Church at Chassa Mission	All that portion of the Petauke of the or person authorised in writing by him
Chavuma Guard Area District	District Secretary, lying within a radius of 8 kilometres of the water tower at Chavuma Mission	All that portion of the Zambezi of the Zambezi, or person authorised in writing by him
Chingombe Mission Guard Area	All that portion of the Mkushi District lying within a radius of 8 kilometres of the Church at Chingombe Mission	District Secretary, Mkushi, of the or person authorised in writing by him
Chinsali Guard Area	All that portion of the Chinsali District lying within a radius of 8 kilometres of the Government Offices at Chinsali, but excluding the Chinsali Beer Area	District Secretary, Chinsali, or person authorised in writing by him
Chipata Guard Area	The Chipata District, but excluding declared Beer and Farms Areas	District Secretary, or person authorised in writing by him
Chitambo Mission Guard Area	All that portion of the Serenje District lying within a radius of 8 kilometres of the Church at Chitambo Mission	District Secretary, Serenje, or person authorised in writing by him
Chitokoloki Mission Guard Area	All that portion of the Zambezi District lying within a radius of 8 kilometres of the Meeting House at Chitokoloki Mission	District Secretary, Zambezi, or person authorised in writing by him
Choma Guard Area	The Choma District, but excluding declared Beer Areas and the Choma Farms Area	District Secretary, Choma, or person authorised in writing by him
Fiwila Mission Guard		All that portion of the Mkushi

District Area	District Secretary, Mkushi, lying within a radius of 8 kilometres of the Church at Fiwila Mission	or person authorised in writing by him
Gwembe Guard Area District Secretary,	. .The Gwembe District, but excluding declared Beer Areas	Gwembe, or person authorised in writing by him
Hofmeyr Mission Guard Area	All that portion of the Petauke District lying within a radius of 8 kilometres of the Church at Hofmeyr Mission	District Secretary, Petauke, or person authorised in writing by him
Isoka Guard Area. . Secretary, Isoka, authorised in	All that portion of the Isoka District lying within a radius of 8 kilometres of the Government Offices at Isoka, but excluding the Isoka Beer Area	District Secretary, or person authorised in writing by him
Kabompo Guard Area District	All that portion of the Kabompo District Secretary, lying within a radius of 8 kilometres of the Government Offices at Kabompo, but excluding the Kabompo Beer Area	Kabompo, or person authorised in writing by him
Kabulamema Mission District Guard Area	All that portion of the Kabompo District Secretary, - lying within a radius of 8 kilometres of the Meeting House at Kabulamema Mission	Kabompo, or person authorised in writing by him
Kabwe Guard Area. . Secretary, Kabwe person writing by	.The Kabwe Rural District, but excluding the Chisamba Beer Area and the Norwood Farm Beer Area, the Chisamba Farms Area and the areas of Chiefs Mukubwe, Ngabwe, Chitanda and the Muchinda area of Chief Chamuka	District Secretary, Rural District, or authorised in writing by him
Kalene Mission Guard Mwinilunga District Area	All that portion of the District Secretary, lying within a radius of 8 kilometres of the Meeting House at Kalene Mission	Mwinilunga, or person authorised in writing by him
Kalomo Guard Area Secretary, Kalomo,	. .The Kalomo District, but excluding	District Secretary,

	declared Beer Areas	or person authorised in writing by him
Kalwa Farm Guard Area	All that portion of the Serenje District lying in the area known as Kalwa Farm and shown on Plan No. 611 deposited with the Surveyor-General	District Secretary, Serenje, or person authorised in writing by him
Kamapanda Mission Guard Area	All that portion of the Mwinilunga District lying within a radius of 8 kilometres of the Meeting House at Kamapanda Mission	District Secretary, Mwinilunga, or person authorised in writing by him
Kasama Guard Area	. .All that portion of the Kasama District lying within a radius of 12.8 kilometres of the Government Offices at Kasama, but excluding the Kasama Beer Area	District Secretary, Kasama, or person authorised in writing by him
Kasempa Guard Area	. .All that portion of the Kasempa District lying within a radius of 8 kilometres of the Government Offices at Kasempa, but excluding the Kasempa Beer Area	District Secretary, Kasempa, or person authorised in writing by him
Kawambwa Guard Area	All that portion of the Kawambwa District lying within a radius of 8 kilometres of the Government Offices at Kawambwa, but excluding the Kawambwa Beer Area	District Secretary, Kawambwa, or person authorised in writing by him
Livingstone Guard Area	The Livingstone District, but excluding declared Beer Areas	District Secretary, Livingstone, or person authorised in writing by him
Lumezi Mission Guard Area	All that portion of the Lundazi District lying within a radius of 8 kilometres of the Church at Lumezi Mission	District Secretary, Lundazi, or person authorised in writing by him
Lundazi Guard Area	. .All that portion of the Lundazi District lying within a radius of 8 kilometres of the Government Offices at Lundazi, but excluding the Lundazi Beer Area	District Secretary, Lundazi, or person authorised in writing by him
Lusaka Guard Area.	.The Lusaka District, but excluding declared	District Secretary, Lusaka, or person authorised in writing by him

Secretary, Lusaka,	Beer Areas	or person authorised in writing by him
Luwingu Guard Area District	District Secretary, lying within a radius of 8 kilometres of the Government Offices at Luwingu, but excluding the Luwingu Beer Area	All that portion of the Luwingu Luwingu, or person authorised in writing by him
Mansa Guard Area. Secretary, Mansa,	. All that portion of the Mansa District lying within a radius of 12.8 kilometres of the Government Offices at Mansa, but excluding the Mansa Beer Area	District or person authorised in writing by him
Mazabuka Guard Area excluding	District Secretary, declared Beer and Farms Areas	The Mazabuka District, but Mazabuka, or person authorised in writing by him
Mbala Guard Area. Mbala, authorised in	. All that portion of the Mbala District lying within a radius of 12.8 kilometres of the Government Offices at Mbala, but excluding the Mbala Beer Area	District Secretary, or person writing by him
Mbesuma Guard Area Chinsali	District Secretary, Chinsali, District known as the Mbesuma Estate and shown on general plan No. 140A deposited with the Surveyor-General	All that alienated portion of the or person authorised in writing by him
Merwe Mission Guard District Area	District Secretary, Petauke, lying within a radius of 8 kilometres of the Church at Merwe Mission	All that portion of the Petauke or person authorised in writing by him
Minga Mission Guard District Area	District Secretary, Petauke, lying within a radius of 8 kilometres of the Church at Minga Mission	All that portion of the Petauke or person authorised in writing by him
Mkushi Guard Area Secretary,.Mkushi, authorised in	. All that portion of the Mkushi District lying within a radius of 8 kilometres of the Government Offices at Mkushi, but excluding the Mkushi Beer Area	District or person writing by him

Mpika Guard Area. . All that portion of the Mpika District District Secretary,
 Mpika, lying within a radius of 8 kilometres of or person
 authorised in the Government Offices at Mpika, but writing by him
 excluding the Mpika Beer Area and the
 Mpika Aerodrome Beer Area

Mporokoso Guard Area All that portion of the Mporokoso
 District District Secretary, Mporo- koso, or person autho-
 lying within a radius of 8 kilometres of the rised in writing by him
 Government Offices at Mporokoso, but
 excluding the Mporokoso Beer Area

Mujimbezhi Mission All that portion of the Mwinilunga District District Secretary,
 Mwini- Guard Area lying within a radius of 8 kilometres of the lunga, or person autho-
 Meeting House at Mujimbezhi Mission rised in writing by
 him

Mukinge Mission Guard All that portion of the Kasempa
 District District Secretary, Kasempa, or person
 Area lying within a radius of 8 kilometres of the authorised in writing by
 Meeting House at Mukinge Mission him

Mukobeko Guard Area This area is a rectangle in extent
 1,596 Mukobeko Township Council
 acres. Starting at Beacon No. BH.1, the
 north-west corner beacon of Farm No.
 386A, Kabwe Block West, the boundary
 proceeds in an easterly direction along the
 northern boundary of Farm No. 386A,
 Kabwe Block West, for a distance of
 4815.84 metres; thence at right angles in a
 northerly direction for a distance of
 1341.12 metres; thence at right angles in a
 westerly direction for a distance of
 4815.84 metres; thence at right angles in a
 southerly direction for a distance of
 1341.12 metres to the point of starting

Mumbwa Guard Area . .All that portion of the Mumbwa District
 District Secretary, Mumbwa, or
 lying within a radius of 8 kilometres of the authorised in
 person Government Offices at Mumbwa, but
 writing by excluding the Mumbwa Beer Area him

Musofu Mission Guard District Area	District Secretary, Mkushi, lying within a radius of 8 kilometres of the Church at Musofu Mission	All that portion of the Mkushi or person authorised in writing by him
Mutanda Bridge Mission Guard Area	All that portion of the Solwezi District lying within a radius of 8 kilometres of the Meeting House at Mutanda Bridge Mission	District Secretary, Solwezi, or person authorised in writing by him
Mwinilunga Guard Area	All that portion of the Mwinilunga District lying within a radius of 8 kilometres of the Government Offices at Mwinilunga, but excluding the Mwinilunga Beer Area	District Secretary, Mwinilunga, or person authorised in writing by him
Mwinilunga Farms Guard Area	All those alienated portions of the Mwinilunga District being Farms numbered 1045 Hillwood, 1055 Matonchi, 1125 Caenby, 1126 Caenby Extension, 1053 Lunga and 1046 Kalene Hill School	District Secretary, Mwinilunga, or person authorised in writing by him
Namwala Guard Area District Secretary, person writing by	. .All that portion of the Namwala District lying within a radius of 8 kilometres of the Government Offices at Namwala, but excluding the Namwala Beer Area	Namwala, or authorised in writing by him
Ndola Rural District Guard Area	The Ndola Rural District, excluding the areas of Chiefs Lesa, Ndubeni, Machiya, Mwinuna and Fungulwe	District Secretary, Ndola Rural District, or person authorised in writing by him
Ngoma Tourist Camp District Guard Area	District Secretary, lying within a radius of 8 kilometres of the main gate of the Government Tourist Camp at Ngoma, but excluding the Ngoma Tourist Camp Beer Area	All that portion of the Namwala Namwala, or person authorised in writing by him
Nyanje Mission Guard District Area	District Secretary, Petauke, lying within a radius of 8 kilometres of the Church at Nyanje Mission	All that portion of the Petauke or person authorised in writing by him
Petauke Guard Area authorised in	. .All that portion of the Petauke District lying within a radius of 8 kilometres of the Government Offices at Petauke, but excluding the Petauke Beer Area	District Secretary, or person authorised in writing by him

Petauke Farms Guard Area	District Secretary, Petauke, Petauke District shown on general plans numbered D218, D79, D120 and deposited with the Surveyor-General	All those alienated portions of the or person authorised in writing by him
Roads Guard Area. . . in respect several Districts	All those portions of the Copperbelt, North-Western, Central, Southern, Northern, Luapula and Eastern Provinces, within three miles of any Main or District Road, but excluding any portions of declared Beer Areas or other Guard Areas	District Secretaries, or persons authorised in writing by them, of their
Sala Guard Area . . . Secretary, Mumbwa, or person	All that portion of the Mumbwa District lying within the Sala Reserve No. XVIII	District authorised in writing by him
Serenje Guard Area . . . Secretary, Serenje, authorised in	All that portion of the Serenje District lying within a radius of 8 kilometres of the Government Offices at Serenje, but excluding the Serenje Beer Area	District or person writing by him
Shagele Guard Area . . . Secretary, person writing by	All that portion of the Mumbwa District lying within a radius of 8 kilometres of the Mwembeshi River and within the area of Chief Shagelehim	District Mumbwa, or authorised in
Shiwa Ngandu Guard Chinsali Area	District Secretary, Chinsali, District known as the Shiwa Ngandu Estate and shown on general plan No. 126A deposited with the Surveyor-General, but excluding the Shiwa Ngandu Canteen, and an area of one acre surrounding such Canteen	All that alienated portion of the or person authorised in writing by him
Solwezi Guard Area . . . Secretary, Solwezi, authorised in	All that portion of the Solwezi District lying within a radius of 8 kilometres of the	District or person

	Government Offices at Solwezi	writing by him
Solwezi Farm Guard Solwezi, Area	All those alienated portions of the Solwezi District comprising Farms No. 1101 Katandana and No. 2945 Chifubwa	District Secretary, or person authorised in writing by him
Zambezi Guard Area, Secretary, or person	.All that portion of the Zambezi District lying within a radius of 8 kilometres of the Government Offices at Zambezi, but excluding the Zambezi Beer Area	District Zambezi, authorised in writing by him

FIFTH SCHEDULE

(Regulation 13)

TRADITIONAL BEER RATION PERMIT

Permission is hereby granted to.....to brew and supply traditional beer
in the form of rations to the persons in his employ at.....

This permit expires on the 31st December, 19.....

Date.....

Permnent Secretary

SECTION 4-THE TRADITIONAL BEER (FARMS) REGULATIONS

Regulations by the Minister

Government Notices

115 of 1950

196 of 1950

307 of 1951

19 of 1954

325 of 1954

257 of 1956

106 of 1962

Statutory Instrument

91 of 1965

1. These Regulations may be cited as the Traditional Beer (Farms) Regulations. Title

2. In these Regulations, unless the context otherwise requires- Interpretation

"Board" means any person or body of persons described in the third column of the Schedule;

"scheduled area" means any area described in the Schedule.

3. The making and the possession of traditional beer in the scheduled areas is prohibited except as hereinafter provided. Prohibition of making and possessing traditional beer

4. Any Board may in its discretion authorise in writing any employer of persons in the scheduled area for which it is appointed to issue a permit to any person in his employ to make and/or possess traditional beer, and may in like manner restrict the quantity of traditional beer which may be made and/or possessed in accordance with any such permit: Authority to issue permits

Provided that no employer shall issue a permit to authorise the making and/or possession of traditional beer during any period exceeding an amount equal to 6.75 litres of traditional beer per head of the persons in his employ.

5. Every such permit shall be in such form as the Board authorising its issue may prescribe and, whether issued or not, shall be open to inspection at any time by an Administrative Officer or police officer of or above the rank of Sub-Inspector.

Form and
inspection of
permits

(As amended by No. 91 of 1965)

6. A Board may in its discretion revoke any authority to issue permits issued under regulation 4 by giving written notice of such revocation to the person authorised to issue such permits.

Revocation of
authority to issue
permits

7. Any person who issues a permit to make and/or possess traditional beer without being duly authorised in that behalf, or who issues a permit for the making and/or possession of traditional beer in excess of the quantity permitted by or under these Regulations shall be guilty of an offence under the Act.

Offence to issue
permit without
authority

8. Any person who makes or is in possession of traditional beer contrary to the provisions of these Regulations shall be guilty of an offence under the Act and may be arrested without warrant by any police officer, district messenger or person authorised under regulation 4 to issue permits.

Offence to make
or be in
possession of
traditional beer
without permit

SCHEDULE

(Regulation 2)

SCHEDULED AREAS

<i>Area</i>	<i>Extent of Area</i>	<i>Board</i>
Chipata Farms Area . . District	District Secretary, Chipata which is not included in Reserves, Trust Land or the Chipata Beer Area	All that area within the Chipata
Chisamba Farms Area north eastern	District Secretary, Kabwe corner of Farm No. 2563, the boundary of this area proceeds eastwards along the Katungwe Dambo to the headwaters of the Mwomboshi River; thence eastwards along the Mwomboshi River to the point where the Mwomboshi River intersects the western boundary of Farm No. 1029 near Beacon T240; thence northwards along the western boundary of Farm No. 1029 to Beacon T232; thence eastwards along the northern boundaries of Farms No. 1029 and 1030 to Beacon T236, the north-eastern corner of Farm No. 1030, to the point where this boundary meets the Mwomboshi River; thence eastwards along the Mwomboshi River to the boundary of the Luano-Lala Reserve No. XIV; thence southwards and eastwards along this boundary to the point at which it meets the boundary of Trust Land No. V; thence in a southerly direction following this latter boundary to the point at which it meets the Kabwe Rural/Lusaka District boundary; thence westwards along that boundary to the railway line; thence southwards following the western side of the railway line to Beacon Y431 on the north-eastern corner of Farm No. 1148; thence westwards along the northern boundary of Farms Nos. 1148 and 1149 to Beacon Y431 on the north-western corner	Starting at Beacon ID68, the Rural District

of Farm No. 1149; thence in a north-westerly direction following the boundary of the Lenje Reserve No. XV and continuing along that boundary to Beacon C884, the north-western beacon of Farm No. 2161; thence in an easterly direction following the northern boundaries of Farms Nos. 2161, 2157 and 2563 to Beacon ID68, the point of starting. Included within the boundaries thus defined but excluded from the area are the Chisamba Beer Area and the Norwood Farm Beer Area

Choma Farms Area. All State Land in the Choma District
 District Secretary, Choma

excluding the Choma, Pemba and Heatherwood Farm Beer Areas and Area IV known as the Kasiya Block administered by Chief Siamaunder

Kabwe Farms Area. The Kabwe Urban District
 excluding the District Secretary, Kabwe

Kabwe Beer Area and the Mukobeko Urban District Guard Area

Kalomo Farms Area All that area within the Kalomo District
 District Secretary, Kalomo

which is not included in Reserves, Trust Land or the Kalomo or Zimba Beer Areas

Kitwe Farms Area. District Secretary, Kitwe

Starting at the confluence of the Musenga and Mwambashi Streams, the boundary follows in a straight line south-eastwards to Beacon R.U.183 (western beacon of the Nkana Special Grant Area C.2); thence north-eastwards through Beacons Z.626, N.365 to N.366 (north-east corner beacon of Farm No. 840 Nkana North Land and Mineral Area); thence north-eastwards to Beacon L.506 of the Mufulira-Roan Antelope Power Line strip; thence south-east along the eastern edge of the Power Line strip to Beacon L.508 on the north-western boundary of Farm No. 841, Kitwe; thence north-eastwards in a straight line along the north-western boundary of this farm through Beacon V.R.54 to the inner edge

of the Kafue River; thence down the inner edge of the Kafue River to its confluence with the Baluba River; thence it follows the Kitwe District boundary eastwards, northwards and westwards to the point of starting

- Livingstone Farms Area . . . The Livingstone District but excluding the Livingstone Beer Area District Secretary, Livingstone
- Lusaka Farms Area . . . The Lusaka District, excluding- District Secretary, Lusaka
 (a) Reserves;
 (b) Trust Land;
 (c) declared Beer Areas
- Mazabuka Farms Area . . . The Mazabuka Road Board Area established District Secretary,
 under the Roads and Vehicles Act, Chapter 174 of the 1960 Edition of the Laws, Mazabuka
 excluding-
 (a) Reserves;
 (b) Trust Land;
 (c) the Mazabuka Beer Area as defined in the Second Schedule to the Traditional Beer Regulations; and
 (d) the area occupied by the Government Veterinary Research Station
- Mkushi Farms Area . . . The Mkushi State Lands Block together District Secretary, Mkushi
 with Farms 595, 596, 922, 923, 101a, 102a, and that portion of land alienated to the Mkushi River Trading Company
- Ndola Farms Area . . . The Ndola Urban District, excluding the District Secretary, Ndola
 Ndola Municipal Area, the Twapia Urban District Township Area, and the area of Farm Njo

