

THE PROTECTED PLACES AND AREAS ACT

CHAPTER 125 OF THE LAWS OF ZAMBIA

CHAPTER 125 THE PROTECTED PLACES AND AREAS ACT

THE PROTECTED PLACES AND AREAS ACT

ARRANGEMENT OF SECTIONS

Section

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An Act to make provision for the control of the entry of persons into certain places and for the control of the movements and conduct of persons within certain areas; and to provide for matters connected therewith.

[15th June, 1960]

6 of 1960
30 of 1960
4 of 1968
24 of 1977
13 of 1994
Government Notices
112 of 1964
231 of 1964
497 of 1964
Statutory Instrument
66 of 1965

1. This Act may be cited as the Protected Places and Areas Act.

Short title

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

Interpretation

"area" includes any building or structure;

"authorised officer" means-

- (a) any police officer of or above the rank of Sub-Inspector;
- (b) any Assistant District Secretary;
- (c) any security guard;
- (d) any person performing the duties of a guard or watchman in a protected place or a protected area authorised in that behalf under the provisions of section *four*;
- (e) any other person or class of person declared by the President, by Gazette notice, to be such either generally or in respect of any specified place or area or classes of place or area;

"premises" includes any land in Zambia and any building or structure upon such land;

"protected area" means any area declared to be a protected area under the provisions of section *six*;

"protected place" means any premises declared to be a protected place under the provisions of section *five*;

"security guard" means a public officer appointed as a security guard.

(As amended by G.N. Nos. 112 and 231 of 1964, S.I. No. 66 of 1965, No. 4 of 1968 and Act No. 24 of 1977)

3. (1) There shall be appointed as public officers such number of security guards as are necessary for the purposes of this Act.

Appointment and
functions of security
guards

(2) It shall be the duty of security guards to protect and guard protected places and protected areas and, while on duty at a protected area, to exercise the powers and perform the duties conferred or imposed upon them and on an authorised officer under this Act or any regulations made thereunder.

(No. 4 of 1968)

4. Any Assistant District Secretary or any police officer of or above the rank of Assistant Superintendent may authorise in writing any person performing the duties of a guard or watchman in a protected place or a protected area to exercise the powers of an authorised officer in such place or area.

Authorisation of
guards and watchmen

5. (1) If, in regard to any premises, it appears to the President to be necessary or expedient that special precautions should be taken to prevent the entry of unauthorised persons, he may, by statutory order, declare those premises to be a protected place for the purposes of this Act; and so long as the order is in force no person, other than a person who is, or who belongs to a class of persons which is, specifically exempted in such order, shall be in those premises unless he is in the possession of a pass card or permit issued by such authority or person as may be specified in the order, or has received the permission of an authorised officer on duty at those premises to enter them.

Protected places

(2) Where under the provisions of this section any person is granted permission to be in a protected place, that person shall, while acting under such permission, comply with such directions for regulating his conduct as may be given by the authority or person granting the permission, and an authorised officer or any person authorised in that behalf by the occupier of the premises may search any person entering, or seeking to enter, or being in a protected place, and may detain any such person for the purpose of searching him.

(3) If any person is in a protected place in contravention of the provisions of this section or, while in such place, fails to comply with any directions given under this section, he shall be guilty of an offence and liable to a fine not exceeding thirty thousand penalty units or to imprisonment for a period not exceeding five years, or to both, and he may in addition be removed from the place by an authorised officer or by any person authorised in that behalf by the occupier of the premises.

(4) Pass cards or permits issued under the provisions of subsection (1) shall be in such form as the authority or other person issuing them may determine.

(As amended by No. 30 of 1960, G.N. Nos. 112, 231 of 1964 and Act No. 13 of 1994)

6. (1) If, in regard to any area, it appears to the President to be necessary or expedient that special measures should be taken to control the movements and conduct of persons, he may, by statutory order, declare such area to be a protected area.

Protected areas

(2) Any person who is in any protected area shall comply with such directions regulating his movements and conduct as may be given by an authorised officer, and an authorised officer may search any person entering, or seeking to enter, or being in a protected area, and may detain any such person for the purpose of searching him.

(3) If any person while in a protected area fails to comply with any direction given under the provisions of subsection (2), he shall be guilty of an offence and liable to a fine not exceeding thirty thousand penalty units or to imprisonment for a period not exceeding five years, or to both, and he may in addition be removed from the area by an authorised officer.

(As amended by G.N. Nos. 112, 231 of 1964 and Act No. 13 of 1994)

7. An order made under this Act shall come into force upon the making thereof, and shall within seven days be published in the *Gazette* and in a newspaper circulating in the district in which the protected place or protected area to which it relates is situated:

Publication of orders

Provided that failure to publish an order in a newspaper shall not invalidate such order nor shall it be a defence to any charge under section *five* or *six*.

(As amended by No. 4 of 1968)

8. (1) The Minister may, by notice in writing to the occupier of any protected place or protected area, direct such occupier at his own expense to take such measures for the better protection of the place or area as the Minister may consider reasonably necessary.

Measures for protection of protected place or protected area

(2) Any occupier aggrieved by directions given by the Minister under subsection (1) may, within fourteen days next after receiving such directions, appeal to the President. On any such appeal the President may revoke or vary the directions given by the Minister, and notice in writing of such revocation or variation shall be given by the Minister to the occupier concerned.

(3) If an occupier fails or refuses within a reasonable time to comply with directions given under the provisions of subsection (1) or, where such directions have been varied by the President, with the directions as so varied, the Minister may cause such measures to be taken and may recover the expenses incurred in so doing from the occupier concerned.

(As amended by G.N. Nos. 112 and 231 of 1964)

9. (1) The Minister may, by notice in writing, require an occupier of any protected place or protected area to take such steps as the Minister may deem necessary in the public interest for the safeguarding of information relating to such place or area, or for the security of any classified information or document which may be furnished to such occupier, in his capacity as such, by any public officer.

Safeguarding of
information

(2) Any person who fails to comply with any of the requirements of a notice issued to him under subsection (1) shall be guilty of an offence and shall be liable to a fine not exceeding one thousand five hundred penalty units or to imprisonment for a period not exceeding six months, or to both.

(As amended by No. 4 of 1968 and Act No. 13 of 1994)

10. (1) The Minister may, by statutory instrument, make regulations requiring the erection by persons specified in such regulations or in any order made thereunder of warning notices at or near the site of protected places and protected areas, and such other regulations as may be necessary or expedient for carrying out the objects of this Act.

Regulations

(2) Any person who contravenes or fails to comply with any regulations made under this section shall be guilty of an offence and shall be liable to a fine not exceeding seven hundred and fifty penalty units or to imprisonment for a period not exceeding three months, or to both.

(As amended by Act No. 13 of 1994)

11. Any person who wilfully obstructs any authorised officer in the due execution of his duty or the proper exercise of his powers under this Act or any regulations made thereunder shall be guilty of an offence and is liable, on conviction, to imprisonment for a period not exceeding five years.

Obstructing authorised
officers

(No. 4 of 1968)

12. (1) A police officer may arrest without warrant any person whom he suspects, upon reasonable grounds, of committing an offence contrary to any of the provisions of this Act or any regulations made thereunder.

Powers of arrest

(2) Within and subject to the limitations imposed by subsection (3), a security guard may, without warrant, arrest-

- (a) any person whom he suspects, upon reasonable grounds, of committing an offence contrary to any of the provisions of this Act or any regulations made thereunder;
- (b) any person whom he suspects, upon reasonable grounds, of having committed a cognizable offence;
- (c) any person who commits a breach of the peace in his presence;

- (d) any person who obstructs a security guard in the execution of his duty or any person who has escaped or attempts to escape from lawful custody;
- (e) any person in whose possession is found anything which may reasonably be suspected to be stolen property, or who may reasonably be suspected of having committed an offence with reference to such a thing;
- (f) any person whom he finds within, or in the vicinity of, a protected place or protected area during the night and whom he suspects, upon reasonable grounds, of having committed or being about to commit a felony;
- (g) any person having in his possession, without lawful excuse, the burden of proving which excuse shall lie on such person, any implement of housebreaking or explosive or petroleum.

(3) The power of arrest conferred on a security guard by subsection (2) shall be exercisable-

- (a) only within, or in the vicinity of, the protected place or protected area at which he is on duty; or
- (b) at any place other than within, or in the vicinity of, the protected place or protected area at which he is on duty, only after the immediate and continuing pursuit of a person liable to be arrested or detained under this Act who is escaping from the protected area or the vicinity thereof;

but not elsewhere or otherwise.

(4) Every security guard making an arrest shall, without unnecessary delay, make over the person so arrested to a police officer, or, in the absence of a police officer, shall take such person to the nearest police station.

(No. 4 of 1968)

13. The provisions of this Act, other than sections *eight*, *nine* and *ten*, shall bind the Republic. Application to Republic

SUBSIDIARY LEGISLATION

PROTECTED PLACES AND AREAS

CAP. 125

SECTION 5-THE PROTECTED PLACES ORDER

Order by the President

Government Notices
302 of 1962
497 of 1964
Statutory Instrument
53 of 1992

WHEREAS in regard to the premises set forth in column 1 of the Schedule to this Order, it appears to the President to be necessary and expedient that special precautions should be taken to prevent the entry of authorised persons:

NOW THEREFORE in exercise of the powers conferred upon the President by section *five* of the Protected Places and Areas Act the premises set forth in column 1 of the Schedule of this Order are hereby declared to be a protected place for the purposes of the said Act and the authorities set forth in column 2 of the Schedule to this Order are specified for purposes of issuing pass cards and permits in respect of the said premises.

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
The Copperbelt Power Company Limited Central Switching Station and the Central African Power Corporation Sub-station and their curtilages situate on Sub.L and Sub. P of Farm No. 841 at Kitwe in the Copperbelt Province and surrounded by a security fence.	The General Manager of the Copperbelt Power Company Limited. The Town Clerk, Kitwe

(As amended by S.I. No. 53 of 1992)

SECTION 5-THE PROTECTED PLACES (NO. 2) ORDER OF 1964

Government Notices
303 of 1962
349 of 1964
497 of 1964
Statutory instrument
53 of 1992

Order by the President

WHEREAS in regard to the premises set forth in column 1 of the Schedule to this Order it appears to the President to be necessary and expedient that special precautions should be taken to prevent the entry of unauthorised persons:

NOW THEREFORE in exercise of the powers conferred upon the President by section *five* of the Protected Places and Areas Act the premises set forth in column 1 of the Schedule to this Order are hereby declared to be a protected place for the purposes of the said Act and the authorities set forth in column 2 of the Schedule to this Order are specified for the purposes of issuing pass cards and permits in respect of the said premises.

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
The Zesco Central Switching Station and its curtilage situate at Luano in the Chingola Municipality and surrounded by a security fence.	The District Engineer Zesco. The Town Clerk, Chingola

SECTION 5-THE PROTECTED PLACES (NO. 3) ORDER

Statutory Instrument
221 of 1969

Order by the President

WHEREAS in regard to the premises set forth in the Schedule to this Order it appears to the President to be necessary and expedient that special measures should be taken to prevent the entry of unauthorised persons:

NOW THEREFORE in exercise of the powers conferred upon the President by section *five* of the Protected Places and Areas Act the premises set forth in column 1 of the Schedule to this Order are hereby declared to be a protected place for the purpose of the said Act and the authorities or persons set forth in column 2 of the said Schedule are specified for the purpose of issuing cards and permits in respect of the said premises.

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
<i>Kalibu Siding Area</i>	
The area of land (including buildings and structures thereon) within a 3.218 kilometres radius of the signal box at Kalibu Siding in the Copperbelt Province.	The Permanent Secretary, Copperbelt Province.

SECTION 5-THE PROTECTED PLACES (KAFIRONDA EXPLOSIVES FACTORY) ORDER

Statutory Instrument
271 of 1970
53 of 1992

Order by the President

WHEREAS in regard to the premises set out in column 1 of the Schedule it appears to the President that special precautions should be taken to prevent the entry of unauthorised persons:

NOW THEREFORE in exercise of the powers conferred upon the President by section *five* of the Protected Places and Areas Act, the following Order is hereby made:

1. This Order may be cited as the Protected Places (Kafironda Explosives Factory) Order. Title

2. The premises set out in column 1 of the Schedule are hereby declared to be a protected place for the purposes of the said Act and the authorities set out in column 2 of the said Schedule are hereby specified for the purposes of issuing pass cards and permits in respect of the said premises. Protected places and specified authority

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
The Kafironda Explosives Factory and its curtilage, situate on Lot No. 1168/M in the Mufulira Municipality	The General Manager of Kafironda Explosives Factory. The Town Clerk, Mufulira.

SECTION 5-THE PROTECTED PLACES (KAFIRONDA EXPLOSIVES MAGAZINE) ORDER	<i>Statutory Instrument</i> 100 of 1970 138 of 1991
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Order by the President

WHEREAS in regard to the premises set out in column 1 of the Schedule it appears to the President to be necessary and expedient that special precautions should be taken to prevent the entry of unauthorised persons:

NOW THEREFORE in exercise of the powers conferred upon the President by section *five* of the Protected Places and Areas Act, the following Order is hereby made:

1. This Order may be cited as the Protected Places (Kafironda Explosives Magazine) Order.

2. The premises set out in column 1 of the Schedule are hereby declared to be a protected place for the purposes of the said act and the authority set out in column 2 of the said Schedule is hereby specified for purposes of issuing pass cards and permits in respect of the said premises.

Protected places and control of persons entering therein

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
The Kafironda Explosives Magazine area and its curtilage, situate in the Mufulira Municipality and surrounded by a security fence.	The General Manager of Kafironda Explosives Factory.

SECTION 5-THE PROTECTED PLACES (MAPOSA SWITCHING STATION) ORDER

*Statutory Instrument
167 of 1970*

Order by the President

WHEREAS in regard to the premises set out in column 1 of the Schedule it appears to the President to be necessary and expedient that special precautions should be taken to prevent the entry of unauthorised persons:

NOW THEREFORE in exercise of the powers conferred upon the President by section *five* of the Protected Places and Areas Act, the following Order is hereby made:

1. This Order may be cited as the Protected Places (Maposa Switching Station) Order.

2. The premises set out in column 1 of the Schedule are hereby declared to be a protected place for the purposes of the said Act and the authority set out in column 2 of the said Schedule is hereby specified for the purposes of issuing pass cards or permits in respect of the said premises.

Protected places and specified authority

SCHEDULE

The Maposa Switching Station situate at Stand No. 483M approximately 27.353 kilometres from Kitwe on the Kitwe District and surrounded by a security and perimeter fence. Zambia Electricity Supply Corporation Ltd.

SECTION 5-THE PROTECTED PLACES (PIPELINE) ORDER

Statutory Instrument
406 of 1968
53 of 1992

Order by the President

WHEREAS in regard to the premises set out in column 1 of the Schedule, it appears to the President to be necessary and expedient that special precautions should be taken to prevent the entry of unauthorised persons:

NOW THEREFORE in exercise of the powers conferred upon the President by section five of the Protected Places and Areas Act, the following Order is hereby made:

1. This Order may be cited as the Protected Places (Pipeline) Order.

Title

2. The premises set out in column 1 of the Schedule are hereby declared to be a protected place for the purposes of the said Act and the authorities set out in column 2 of the Schedule are hereby specified for the purposes of issuing pass cards and permits in respect of the said premises.

Protected places and
control of persons
entering therein

SCHEDULE

The Tazama Pipeline Central Pumping Station and its Storage Tank area at Bwana Mkubwa in Ndola Urban District and surrounded by a security fence. The General Manager of Tazama Pipeline Limited. The Town Clerk, Ndola

SECTION 5-THE PROTECTED PLACES (PIPELINE) (NO. 2) ORDER

Statutory Instrument
407 of 1968

Order by the President

WHEREAS in regard to the premises set out in column 1 of the Schedule, it appears to the President to be necessary and expedient that special precautions should be taken to prevent the entry of unauthorised persons:

NOW THEREFORE in exercise of the powers conferred upon the President by section *five* of the Protected Places and Areas Act, the following Order is hereby made:

- | | |
|--|--|
| 1. This Order may be cited as the Protected Places (Pipeline) (No. 2) Order. | Title |
| | |
| 2. The premises set out in column 1 of the Schedule are hereby declared to be a protected place for the purposes of the said Act, and the authorities set out in column 2 of the Schedule are hereby specified for the purposes of issuing pass cards and permits in respect of the said premises. | Protected places and control of persons entering therein |

SCHEDULE

<i>Column 1</i>	<i>Column 2</i>
The Tazama Pipeline Pumping Station at Chinsali in Chinsali District and surrounded by a security fence.	The General Manager of Tazama Pipeline Limited. The District Secretary, Chinsali.

SECTIONS 5 AND 6-THE PROTECTED PLACES AND AREAS
(MILITARY ESTABLISHMENTS) ORDER

Statutory Instrument
101 of 1970

Order by the President

WHEREAS in regard to the premises set out in Part I of the Schedule it appears to the President to be necessary and expedient that special precautions should be taken to prevent the entry of unauthorised persons:

AND WHEREAS in regard to the areas set out in Part II of the Schedule it appears to the President to be necessary and expedient that special measures should be taken to control the movement and conduct of persons:

NOW THEREFORE in exercise of the powers conferred upon the President by sections *five and six* of the Protected Places and Areas Act, the following Order is hereby made:

1. This Order may be cited as the Protected Places and Areas (Military Establishments) Order. Title

2. (1) The premises referred to in Part I of the Schedule are hereby declared to be protected places for the purposes of the said Act. Protected places and specified authority

(2) The Commander, Zambia Army, is hereby specified as the authority or person empowered to issue pass cards or permits in respect of the said premises to persons other than members of the Zambia Defence Force on duty, who are hereby specifically exempted from the provisions of this Order.

3. The areas referred to in Part II of the Schedule are hereby declared to be protected areas. Protected areas

SCHEDULE

(Paragraphs 2 and 3

PART I

PROTECTED PLACES

Arakan Barracks, situate on Stand No. 5197 Lusaka and surrounded by a security fence.

Tug Argan Barracks and adjacent field firing area, rifle range and training area:

Starting at 945 528 the boundary runs in a westerly direction to 914 523 and thence continues in a westerly direction along the security fence to 897 520; thence in a northerly direction through 890 546 and 896 564 to 892 590; thence in an easterly direction to 928 590; thence in a southerly direction to the point of starting.

Map references relate to 1/50,000 sheets 1328 B1 and B2 and are based on the U.T.M. map grid.

Chindwin Barracks, situate on Stand No. 1560 Kabwe and surrounded by a security fence.

Ordnance Supply Depot Mungwi Road (formerly Liverpool Street) Lusaka, situate on Stands Nos. 4786 and 4995 and surrounded by a security fence.

Kalewa Barracks, situate on Stand No. 4117 Ndola and surrounded by a security fence.

Giarso Barracks, situate on Stand No. 4198 Ndola and surrounded by a security fence.

Taungup Barracks, situate on Stand No. 1235 Mufulira and surrounded by a security fence.

Mawlaik Barracks, situate on Stand No. 3945 Kitwe and surrounded by a security fence.

Burma Barracks, situate on the remaining extent of Stand No. 1717 Lusaka and surrounded by a security fence.

Territorial Force Training Centre, situate on Stand No. 1231 Mufulira and surrounded by a security fence.

Lusaka Ammunition Depot, situate on Lot No. 947/M, surrounded by a security fence running approximately between 531 044, 534 043, 534 040, 531 041.

Map references relate to 1/50,000 sheet 1528 A4 and are based on the U.T.M. map grid.

Kabwe Ammunition Depot, situate north of the Old Mkushi Road, surrounded by a security fence running approximately between 598 061, 613 061, 613 046, 598 046.

Map references relate to 1/50,000 sheet 1428 A4 and are based on the U.T.M. map grid.

Army Battle Training Area, Kapiri Mposhi:

Starting at 775 632, where the westerly edge of the power line cut line crosses the Lukanda River, the boundary runs in a westerly direction along the right bank of the Lukanda River to 668 610 and thence to 640 610; thence in a northerly direction to 640 910; thence in an easterly direction to the westerly edge of the power line cut at 754 910; thence in a southerly direction along the westerly edge of the power line cut line to the point of starting.

Map references relate to 1/50,000 sheets 1328 D3 and D1 and are based on the U.T.M. map grid.

Lusaka South Battle Training Area:

Starting at Beacon F13 at the western corner of Farm No. 902a, the boundary runs in a south-westerly direction to 750 730; thence in a westerly direction to 690 730; thence in a northerly direction to the southerly boundary of Farm No. 3153 at approximately 690 794; thence in a south-easterly direction along the southerly boundaries of Farms Nos. 3153 and 3274, through Beacon QD39 to the point of starting.

Map references relate to 1/50,000 sheet 1528 D1 and are based on the U.T.M. map grid.

PART II

PROTECTED AREAS

Gondar Barracks, under construction on Farm No. D109 Chipata.

Lusaka Rifle Range, situate on Lot No. 1019/M.

Chindwin Rifle Range, Kabwe, situate on Lot No. 1188/M.

Kohima Barracks, Kabwe, under construction on Lot No. 1187/M.

SECTION 6-THE PROTECTED AREAS ORDER

Government Notices
304 of 1962
497 of 1964

Order by the President

WHEREAS in regard to the area set forth in the Schedule to this Order it appears to the President to be necessary and expedient that special measures should be taken to control the movement and conduct of persons:

NOW THEREFORE in exercise of the powers conferred upon the President by section six of the Protected Places and Areas Act the area set forth in the Schedule to this Order is hereby declared to be a protected area.

SCHEDULE

That area of land outside, but within 91.44 metres of, the security fence surrounding the Copperbelt Power Company Limited Central Switching Station and the Central African Power Corporation Sub-station and their curtilages, situate on Sub. L and Sub. P of Farm No. 841 at Kitwe in the Copperbelt Province.

SECTION 6-THE PROTECTED AREAS (NO. 2) ORDER

Order by the President

Government Notices
305 of 1962
497 of 1964
Statutory Instrument
138 of 1991

WHEREAS in regard to the area set forth in the Schedule to this Order it appears to the President to be necessary and expedient that special measures should be taken to control the movement and conduct of persons:

NOW THEREFORE in exercise of the powers conferred upon the President by section six of the Protected Places and Areas Act the area set forth in the Schedule to this Order is hereby declared to be a protected area.

SCHEDULE

That area of land outside, but within 30.48 metres of, the security fence surrounding the Copperbelt Power Company Limited Central Switching Station and its curtilage situate at Luano in the Chingola Municipality of the Copperbelt Province.

SECTION 6-THE PROTECTED AREAS (KAFUE GORGE) ORDER

Order by the President

Statutory Instrument
267 of 1968

WHEREAS in regard to the area set forth in the Schedule to this Order it appears to the President to be necessary and expedient that special measures should be taken to control the movement and conduct of persons:

NOW THEREFORE in exercise of the powers conferred upon the President by section six of the Protected Places and Areas Act, the following Order is hereby made:

1.

This Order may be cited as the Protected Areas (Kafue Gorge) Order.

Title
2.

The area set forth in the Schedule is hereby declared to be a protected area.

Protected area

SCHEDULE

Starting at the junction of the Kesya and Kaololo rivers, the boundary runs in a north-westerly direction for a distance of 777.4 metres; thence due north for a distance of 9,540.24 metres; thence on a bearing of 121 degrees for a distance of 15,240 metres; thence due south for a distance of 6,400.8 metres to a point on the Kesya; thence in a westerly direction along this river for a distance of 8,686.8 metres to the junction of the Kaololo and Kesya rivers, the point of starting. (All distances and bearings are approximate)

SECTION 6-THE PROTECTED AREAS (KAFUE ROAD AND RAIL BRIDGES) ORDER

Statutory Instrument
292 of 1970

Order by the President

WHEREAS in regard to the areas set out in the Schedule it appears to the President to be necessary and expedient that special measures should be taken to control the movement and conduct of persons:

NOW THEREFORE in exercise of the powers conferred by section six of the Protected Places and Areas Act, the following Order is hereby made:

1.

This Order may be cited as the Protected Areas (Kafue Road and Rail Bridges) Order.

Title
2.

The areas set out in the Schedule are declared to be protected areas.

Protected areas

SCHEDULE

All that area within a radius of 0.8045 kilometres of the Kafue Railway Bridge.
All that area within a radius of 0.8045 kilometres of the Kafue Road Bridge.

SECTION 6-THE PROTECTED AREAS (LUANGWA BRIDGE) ORDER

Statutory Instrument
98 of 1970

Order by the President

WHEREAS in regard to the area set forth in the Schedule it appears to the President to be necessary and expedient that special measures should be taken to control the movement and conduct of persons:

NOW THEREFORE in exercise of the powers conferred upon the President by section six of the Protected Places and Areas Act, the following Order is hereby made:

- | | | |
|----|---|----------------|
| 1. | This Order may be cited as the Protected Areas (Luangwa Bridge) Order. | Title |
| 2. | The area set out in the Schedule is hereby declared to be a protected area. | Protected area |

SCHEDULE

All that area of land within 0.8045 kilometres radius of, and including, the Luangwa Bridge.

SECTION 6-THE PROTECTED AREAS (OIL REFINERY) ORDER

Statutory Instruments
236 of 1971
31 of 1972

Order by the President

WHEREAS in regard to the area set out in the Schedule it appears to the President to be necessary and expedient that special measures should be taken to control the movement and conduct of persons:

NOW THEREFORE in exercise of the powers conferred upon the President by section six of the Protected Places and Areas Act, the following Order is hereby made:

- | | | |
|----|---|----------------|
| 1. | This Order may be cited as the Protected Areas (Oil Refinery) Order. | Title |
| 2. | The area set out in the Schedule is hereby declared to be a protected area. | Protected area |

SCHEDULE

All that area of land lying outside, but within 91.44 metres of, the security fence surrounding the Ndola Oil Refinery, and being part of Sub-division O of Farm No. 415a, Kavu Road, Bwana Mkubwa.
(As amended by No. 31 of 1972)

SECTION 6-THE PROTECTED AREAS (PIPELINE) ORDER

Statutory Instrument
409 of 1968

Order by the President

WHEREAS in regard to the area set forth in the Schedule, it appears to the President to be necessary and expedient that special measures should be taken to control the movement and conduct of persons:

NOW THEREFORE in exercise of the powers conferred upon the President by section six of the Protected Places and Areas Act, the following Order is hereby made:

- | | | |
|----|---|----------------|
| 1. | This Order may be cited as the Protected Areas (Pipeline) Order. | Title |
| 2. | The area set out in the Schedule is hereby declared to be a protected area. | Protected area |

SCHEDULE

All that area of land lying outside, but within 91.44 metres of, the security fence surrounding the Tazama Central Pumping Station at Bwana Mkubwa, Ndola, in the Copperbelt Province of Zambia.

SECTION 6-THE PROTECTED AREAS (PIPELINE) (NO. 2) ORDER

Statutory Instrument
410 of 1968

Order by the President

WHEREAS in regard to the area set out in the Schedule, it appears to the President to be necessary and expedient that special measures should be taken to control the movement and conduct of persons:

NOW THEREFORE in exercise of the powers conferred upon the President by section six of the Protected Places and Areas Act, the following Order is hereby made:

- | | | |
|----|---|----------------|
| 1. | This Order may be cited as the Protected Areas (Pipeline) (No. 2) Order. | Title |
| 2. | The area set out in the Schedule is hereby declared to be a protected area. | Protected area |

SCHEDULE

All that area of land lying outside, but within 91.44 metres of, the security fence surrounding the Tazama Pumping Station at Chinsali in the Northern Province of Zambia.

SECTION 6-THE PROTECTED AREAS (TANZAMA OIL PIPELINE) ORDER

*Statutory Instrument
195 of 1970*

Order by the President

WHEREAS in regard to the area set forth in the Schedule it appears to the President to be necessary and expedient that special measures should be taken to control the movement and conduct of persons:

NOW THEREFORE in exercise of the powers conferred upon the President by section six of the Protected Places and Areas Act, the following Order is hereby made:

- | | | |
|----|---|----------------|
| 1. | This Order may be cited as the Protected Areas (Tanzama Oil Pipeline) Order. | Title |
| 2. | The area set forth in the Schedule is hereby declared to be a protected area. | Protected area |

SCHEDULE

All that area along the Tanzama Oil Pipeline lying within 137.16 metres on each side of the said Tanzama Oil Pipeline.

SECTION 10-THE PROTECTED PLACES AND AREAS REGULATIONS

*Government Notice
312 of 1962*

Regulations by the Minister

- | | | |
|----|---|-------|
| 1. | These Regulations may be cited as the Protected Places and Areas Regulations. | Title |
|----|---|-------|

2. In these Regulations, unless the context otherwise requires- "authorised officer" means any police officer of or above the rank of Sub-Inspector and any Assistant District Secretary; "warning notice" means any warning notice erected under the provisions of these Regulations.	Interpretation
3. (1) The occupier of each protected place or protected area shall at or near the site thereof erect or cause to be erected within the period specified in sub-regulation (2) warning notices in accordance with the provisions of these Regulations.	Occupiers to erect warning notices
(2) The warning notices referred to in sub-regulation (1) shall be erected- (a) in the case of a protected place or protected area declared to be a protected place or protected area before the *commencement of these Regulations, not later than seven days from the said *commencement; (b) in the case of a protected place or protected area declared to be a protected place or protected area after the *(1)commencement of these Regulations, not later than seven days from the date of publication in the <i>Gazette</i> (in accordance with the provisions of section <i>seven</i> of the Act) of an order declaring such place or area to be a protected place or a protected area.	
* 26th October, 1962.	
4. The occupier of a protected place or protected area shall erect such number of warning notices and in such positions as an authorised officer may direct.	Number and position of warning notices
5. Each warning notice erected at or near the site of a protected place shall bear the following inscription:	Contents of warning notices at protected places

PROTECTED PLACES AND AREAS ACT

WARNING

PROTECTED PLACE

NO PERSON ALLOWED TO ENTER WITHOUT A PASS CARD
OR PERMIT

6. Each warning notice erected at or near the site of a protected area shall bear the following inscription:

Contents of warning notices at protected areas

PROTECTED PLACES AND AREAS ACT

WARNING

PROTECTED AREA

THE PUBLIC IS WARNED THAT UNDER THE PROVISIONS OF THE ABOVE-NAMED ACT THE MOVEMENT AND CONDUCT OF PERSONS WITHIN THIS AREA IS SUBJECT TO CONTROL

7. Each warning notice shall be in English and in such vernacular text as any authorised officer may think fit.

Language of warning notices

8. Any authorised officer may from time to time and at any time remove or cause to be removed any warning notice erected under the provisions of these Regulations and such authorised officer shall, if he thinks fit, re-erect or cause to be re-erected any warning notice so removed in any other position at or near the site of the protected place or protected area, as the case may be, from which it was removed.

Removal by authorised officer

9. No person other than an authorised officer under the provisions of regulation 8 shall remove or cause to be removed or damaged or deface or otherwise interfere with any warning notice erected under the provisions of these Regulations.

Warning notices not to be removed, damaged or interfered with

10. When and as often as any warning notice is removed otherwise than in accordance with the provisions of these Regulations, or damaged or defaced or otherwise interfered with, then the occupier of the protected place or protected area and in default of such occupier any authorised officer shall re-erect or cause to be re-erected a new warning notice in place thereof.

Replacement of warning notices

11. (1) Entries to protected places and protected areas shall be demarcated in such manner as any authorised officer may direct.

Entry to protected place or protected area

(2) No person shall without lawful excuse enter or seek to enter any protected place or protected area otherwise than by a demarcated entry.

Order by the President

WHEREAS in regard to the area set out in the Schedule it appears to the President to be necessary and expedient that special measures should be taken to control the movement and conduct of persons:

NOW THEREFORE, in exercise of the powers contained in section six of the Protected Places and Areas Act, the following Order is hereby made:

- | | |
|---|----------------|
| 1. This Order may be cited as the Protected Areas (Emerald Mineralisation) Order. | Title |
| 2. The area set out in the Schedule is hereby declared to be a protected area. | Protected Area |

SCHEDULE

(Paragraph 2)

Starting at the confluence of the Kafue and Kafulafuta Rivers shown on Topographical Survey Sheet No. 1328A3, published by the Zambian Government, proceed eastwards along the Kafulafuta River to the point where the Miputu River joins the Kafulafuta River; thence along the Miputu River north-eastwards to a point with Grid Reference 04000.03800 on the Topographical Survey Sheet No. 1328A2; thence on a bearing of 0 degree for a distance of 3,000 metres along a straight line to a point where it joins the Ntembwe River at a point with Grid Reference 04300.03800 shown on Topographical Survey Sheet No. 1328A2; thence along this river in a north-easterly direction for a distance of 600 metres to its confluence with an unnamed tributary; thence along this tributary northwards and towards its source for a distance of 1,500 metres; thence on a bearing of 0 degree for a distance of 2,200 metres to another unnamed tributary of the Nkulumashiba River; thence along this tributary northwards to its confluence with the Nkulumashiba River shown on Topographical Survey Sheet No. 1328A1; thence westwards along the Nkulumashiba River for about 1,700 metres to its confluence with another unnamed tributary of the Nkulumashiba River, coming from the north and then upstream for 1,100 metres to a point with Grid Reference 03535.05210 shown on Topographical Survey Sheet No. 1328A2; thence on a straight line for 850 metres to Beacon M of Mining Licence Registration No. ML17; thence along this Mining Licence Boundary in a westerly and then a northerly direction passing through Beacons N, A, B, C, D, E, F, of the same Mining Licence Boundary; thence from Beacon F shown on Topographical Survey Sheet No. 1328A1 on a true bearing of 297 degree for a distance of 2,490 metres along a straight line up to the confluence of the Kafue and Kalulushi Rivers; thence following the Kalulushi River upstream for about 11,100 metres in a straight line; thence to its confluence with an unnamed stream at a point with Grid Reference 06910.02270 shown on Topographical Survey Sheet No. 122803; thence proceeding south-westwards and north-eastwards to the source of an unknown stream; thence proceeding on a straight line for 1,950 metres on a bearing of 288.5 degree to the source of the Chantente River; thence following the Chantente River downstream to its confluence with the Kafubu River, shown on Topographical Survey Sheet No. 1328A1; thence proceeding along the Kafubu River to its confluence with the Mafunda River, shown on Topographical Survey Sheet No. 1327B2; thence proceeding along this river up to its source; thence proceeding in a straight line on a true bearing of 200 degree for a distance of 12,250 metres to the Kasenje Hill Trigonometrical Station No. 107Zs; thence from this point proceeding in a straight line on a bearing of 131.5 degree for a distance of 15,850 metres to the source of the Luella River; thence following this river downstream to its confluence with the Kafue River; thence proceeding along the Kafue River upstream to its confluence with the Kafulafuta River, the starting point.

Approximate area: 800 square kilometres.

Order by the Minister

1.

These Regulations may be cited as the Protected Areas (Emerald Mineralisation) Regulations.

Title
2.

So long as the Protected Areas (Emerald Mineralisation) Order, is in force, no person, other than an authorised officer, shall be in the area declared by the aforesaid Order to be a protected area unless he is in the possession of a permit issued by the Minister of Home Affairs.

No unauthorised entry upon protected area.
S.I. No. 32 of 1979
3.

Where any person is granted permission to be in the protected area that person shall comply with such directions for regulating his conduct within such area as may be given by the Minister of Home Affairs or by an authorised officer.

Conduct of persons in area
4.

Any permit issued by the Minister of Home Affairs under these Regulations shall be in the form specified in Part I of the Schedule hereto.

Form of permit
5.

The Chief Mining Engineer shall erect warning notices in the form specified in Part II of the Schedule hereto at or near the site of the protected area, in such languages as he may think fit.

Warning notices

SCHEDULE

(Regulations 4 and 5)

PART I

FORM OF PERMIT

Crest

REPUBLIC OF ZAMBIA

THE PROTECTED AREAS (EMERALD MINERALISATION) REGULATIONS.

This is to certify that whose full particulars are given at the back of this permit is authorised to enter the protected area to which this permit relates subject to the following conditions:
.....
.....
.....

PART II

FORM OF WARNING NOTICE

Crest

REPUBLIC OF ZAMBIA

THE PROTECTED AREAS (EMERALD MINERALISATION) REGULATIONS.

WARNING

THIS IS A PROTECTED AREA. IT IS AN OFFENCE TO ENTER THIS AREA WITHOUT A PERMIT.

IT IS AN OFFENCE FOR PERSONS PERMITTED TO ENTER THIS AREA IF THEY FAIL TO ABIDE BY THE CONDITIONS CONTAINED IN THE PERMIT OR ANY DIRECTIONS ISSUED BY AN AUTHORISED OFFICER.

SECTION 5-THE PROTECTED AREA (TOURMALINE MINERALISATION) ORDER

Statutory Instrument
131 of 1982

WHEREAS in regard to the area set out in the First Schedule hereto it appears to the President to be necessary that special measures should be taken to control the movement and conduct of persons:

NOW THEREFORE, in exercise of the powers contained in section six of the Protected Places and Areas Act, the following Order is hereby made: Cap. 125

1. This Order may be cited as the Protected Area (Tourmaline Mineralisation) Order. Title
2. The area the boundaries of which are described in the First Schedule hereto is hereby declared to be a protected area for the purposes of the said Act. Protected area
3. The authorities set out in the Second Schedule are hereby specified for the purpose of issuing pass cards or permits in respect of the said area. Specified authorities
4. The persons specified in the Third Schedule shall be exempt from the provisions of this Order. Exemption

FIRST SCHEDULE

(Paragraph 2)

Starting at Hofmeyer Mission School shown on topographical survey sheet 1430 B3, published by the Zambian Government, proceed eastwards on a bearing of 90 degrees for a distance of 4 kilometres to the western bank of the Chibeza River; thence along the Chibeza River up to its confluence with an unnamed tributary (GR 83749-2721); thence along the unnamed tributary to its source (GR 270-8372); thence westwards on a bearing of 270 degrees for a distance of 6 kilometres (GR 264-8372); thence northwards on a true bearing of 0 degree for a distance of 6.5 kilometres (GR 8380-264); thence eastwards on a bearing of 90 degrees for a distance of 3.5 kilometres to Hofmeyer Mission School, the point of starting.

Approximate area: 50 square kilometres.

SECOND SCHEDULE

(Paragraph 3)

The holder of any prospecting licence, exploration licence or mining licence granted in accordance with the Mines and Minerals Act for the area, to their representatives. Cap. 213

The Permanent Secretary, Eastern Province

The District Secretary, Petauke District

The District Governor, Petauke District

THIRD SCHEDULE:

(Paragraph 4)

Cap. 213

1. President of the Republic
2. Vice President
3. Ministers
4. An authorised officer as defined in section *two* of the Mines and Minerals Act
5. Director of Geological Survey or any public officer from his Department authorised by him in writing
6. Senior Inspector of Explosives
7. Inspectors of Explosives

SECTION 5-THE PROTECTED AREAS (MILITARY ESTABLISHMENT) ORDER

*Statutory Instrument
52 of 1985*

Order by the President

WHEREAS in regard to the area set out in the Schedule it appears to the President to be necessary and expedient that special measures should be taken to control the movements and conduct of persons:

NOW THEREFORE in exercise of the powers contained in section *six* of the Protected Places and Areas Act, the following Order is hereby made:

- | | |
|--|---------------------|
| 1. This Order may be cited as the Protected Areas (Military Establishment) Order. | Title |
| 2. The area the boundaries of which are described in the Schedule is hereby declared to be a protected area for the purposes of the Act. | Protected area |
| 3. The Commander of the Zambia Air Force is hereby specified for the purpose of issuing pass cards or permits in respect of the said area. | Specified authority |
| 4. Members of the Zambia Defence Force on duty shall be exempt from the provisions of this Order. | Exemption |

SCHEDULE

(Paragraph 2)

Starting at Beacon B.79, the north-east corner beacon of Farm No. 488a, the boundary follows the eastern boundary of this farm south-eastwards to Beacon B.83; thence along the eastern boundary of Farm No. 487a south-eastwards to a stream forming the northern boundary of Farm No. 2241; thence down the left bank of this stream to its confluence with the Chalimbana River; thence up the right bank of the Chalimbana River to the eastern boundary of Farm No. 487a; thence along the eastern boundary of Farm No. 487a south-eastwards to Beacon F.113; thence along the western boundary of Farm No. 298a northwards to Beacon F.3; thence along the western boundary of Farm No. 28a northwards through Beacon Cau to the south bank of the Chalimbana River; thence in a straight line across the Chalimbana River to a point on the north bank on the production of the line between Beacons B.72 and B.91; thence along the western boundary of Farm No. 382a northwards through Beacon B.91 to Beacon B.72; thence following the boundaries of Farm No. 2303 southwestwards to Beacon B.82 westwards to Beacon B.79, the point of starting.

Approximate area: 1 704 hectares.

SECTION 5-THE PROTECTED PLACES (MINES) ORDER

Statutory Instrument
57 of 1974

Order by the President

WHEREAS in regard to the premises set out in column 1 of the First Schedule hereto, it appears to the President to be necessary and expedient that special precautions should be taken to prevent the entry of unauthorised persons:

NOW THEREFORE in exercise of the powers contained in section *five* of the Protected Places and Areas Act, the following Order is hereby made:

- | | |
|---|------------------|
| 1. This Order may be cited as the Protected Places (Mines) Order. | Cap. 72
Title |
|---|------------------|

2. The premises set out in column 1 of the First Schedule hereto are hereby declared to be protected places for the purposes of the said Act and the authorities set out in column 2 of the First Schedule are hereby specified for the purposes of issuing pass cards or permits in respect of the said premises.

Protected places and
specified authority

3. The persons specified in the Second Schedule shall be exempt from the provisions of this Order.

Exemption

FIRST SCHEDULE

(Paragraph 2)

<i>Column 1</i>	<i>Column 2</i>	<i>Cap. 2</i>
All places, excavations or works wherein, whereon or whereby any operation connected with mining is carried on, together with all buildings, premises, erections, machinery and all other appliances belonging or appertaining thereto above and below the ground for the purpose of mining, treating or preparing minerals, obtaining or extracting any mineral or metal by any mode or method or for the purpose of dressing mineral ores.	The duly authorised representative of the holder of the prospecting licence, exploration licence or the mining licence granted under the Mines and Minerals Act.	

SECOND SCHEDULE

(Paragraph 3)

Cap. 160

1. The President of the Republic
2. Vice President
3. Ministers, Junior Ministers and Attorney-General
4. Members of the National Assembly
5. An authorised officer as defined in section two of the Mines and Minerals Act
6. Senior Inspector of Explosives
7. Inspectors of Explosives
8. Director of Geological Survey or any public officer from his department authorised by him in writing

SECTION 5-THE PROTECTED PLACES (NDOLA PRECIOUS METALS PLANT) ORDER

Statutory Instrument
78 of 1978

Order by the President

WHEREAS in regard to the premises set out in column 1 of the First Schedule hereto, it appears to the President to be necessary that special precautions should be taken to prevent the entry of unauthorised persons:

NOW THEREFORE, in exercise of the powers contained in section *five* of the Protected Places and Areas Act, the following Order is hereby made:

- | | |
|---|---|
| <p>1. This Order may be cited as the Protected Places (Ndola Precious Metals Plant) Order.</p> <p>2. The premises set out in column 1 of the First Schedule hereto are hereby declared to be protected places for the purposes of the said Act and the authority set out in column 2 of the First Schedule is hereby specified for the purposes of issuing pass cards or permits in respect of the said premises.</p> <p>3. The persons specified in the Second Schedule shall be exempt from the provisions of this Order.</p> | <p>Title</p> <p>Protected places and specified authority</p> <p>Exemption</p> |
|---|---|

FIRST SCHEDULE

(Paragraph 2)

<i>Column 1</i>	<i>Column 2</i>
All that piece of land commonly known as Bwana Mkubwa Block (West) and comprised of certain contiguous portions of-	The Manager of Ndola Copper Refinery.
(a) Subdivision 1 of Subdivision J;	
(b) the Remaining Extent of Subdivision J; and	
(c) Subdivision M, of Farm No. 415a, situate in the Ndola Urban District of the Copperbelt Province and enclosed within a security fence, together with all buildings, appurtenances, out-buildings and installations belonging thereto or to be erected or installed thereon or on any portion thereof for any operations or purposes of the Ndola Anode Slimes Treatment Plant or Ndola Copper Refinery.	

SECOND SCHEDULE

(Paragraph 3)

1. The President of the Republic
2. Vice President.
3. Ministers, Junior Ministers and Attorney-General
4. Members of the National Assembly
5. An authorised officer as defined in section *two* of the Mines and Minerals Act

6. Senior Inspector of Explosives

Cap. 160

7. Inspector of Explosives

8. Director of Geological Survey or any public officer from his department authorised by him in writing

9. Officers and members of the regular staff of Ndola Copper Refinery

1 (Popup - Popup)
26th October, 1962.

Endnotes