

Forest (Undemarcated) Regulations, 1980 *i.e. Recultured Areas*

IT is hereby notified that the Secretary for Lands, Natural Resources and Rural Development has, in terms of section 79 of the Forest Act [Chapter 125], made the following regulations:—

*Title*

1. These regulations may be cited as the Forest (Undemarcated) Regulations, 1980.

*Application*

2. These regulations shall not apply to State land which has been designated by the Minister in terms of paragraph (c) of subsection (1) of section 12 of the Act.

*Interpretation of terms*

3. In these regulations—

"agreement" means a written agreement entered into in terms of section 4 of these regulations;

"Director" means the Director of Forestry being the chief executive officer appointed in terms of subsection (2) of section 24 of the Act or any employee of the Commission authorized in writing by the Director to act for him for the purposes of these regulations;

"forest" means an undemarcated forest; *i.e. STATE LAND*

"licence" means a licence issued in terms of section 4 of these regulations.

*Agreements and licences relating to forest produce*

4. (1) The Director may, by written agreement entered into with any person, authorized such person, subject to the provisions of these regulations, to—

- (a) fell, cut, take, work or remove any forest produce;
- (b) erect, construct, occupy or use dwellings, sawmills or wood manufacturing plants or other structures incidental to any rights so granted;

in or from a forest.

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(2) The Director may, on payment of a fee, if any, fixed by him, issue to any person a licence authorizing such person, subject to the provisions of these regulations, to fell, cut, take, work or remove any forest produce in or from a forest.

(3) The Director may, if he deems fit, extend the period of validity of a licence.

(4) The Director may direct that any forest produce being felled, cut, taken or removed under a licence shall be stacked in such manner and at such time and place as he deems necessary to facilitate measurement of such produce.

(5) The Director may attach any conditions which he deems fit to the sale or disposal of forest produce.

*Felling of trees*

5. (1) The species and sizes of trees and the numbers or volumes of such species which may be felled and the localities in which such species may be felled under a licence shall be specified in such licence.

(2) Standing trees shall be felled so as to leave a stump not higher than twenty-five centimetres from the surface of the ground.

(3) Standing trees shall be felled and worked in such manner as to result in the minimum of injury to surrounding vegetation and all slash resulting from felling or cross-cutting shall be disposed of in such manner as to result in the minimum danger of fire.

(4) The felling, working or removal of timber shall, as far as possible, be carried out in such manner as to obviate soil erosion.

(5) The holder of a licence or a person with whom the Director has entered into an agreement shall, if so required by the Director—

(a) provide fireguards to the satisfaction of the Director around the area or any portion of the area to which such licence or agreement relates; and

(b) provide fireguards around any fire lit by him or his servants for any purpose.

*Measurement of timber*

6. (1) The volume of a round log, pole, post or dropper shall be taken to be the product of its length and its sectional area which shall be calculated from its diameter or from its girth, measured at the thin end or mid-point of such log, pole, post or dropper.

(2) When measuring—

- (a) such length, any fraction of a metre which is less than 0,15 of a metre shall be disregarded and any fraction of a metre which is equal to or greater than 0,15 of a metre shall be treated as 0,3 of a metre;
- (b) such diameter or girth, the measurement shall be recorded in two-centimetre classes, starting with the class nought centimetre to less than two centimetres, and increasing therefrom in intervals of two centimetres and the odd whole centimetre contained within each class shall be used as the diameter or girth of the class for the purpose of description of the class and for all calculations.

(3) An allowance for bark may be deducted from the volume of timber calculated in terms of subsection (1).

*Removal of forest produce*

7. (1) No person shall, except in accordance with the terms of an agreement or licence, remove any forest produce from a forest unless—

- (a) it has been measured by a forest officer; or
- (b) the removal thereof, without measurement, has been authorized in the licence or in writing by a forest officer.

(2) No person who has felled or otherwise acquired forest produce in a forest under an agreement or licence shall remove such forest produce after the expiry of such agreement or licence unless authorized in writing by the Director to do so.

*Access to sawmills, etc.*

8. A forest officer shall, at all reasonable times, have the right of access to any premises, sawmill or plant where timber obtained from a forest is worked, manufactured or processed.

*PC*  
*Keep in mind*  
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*Repeals -*

9. The regulations specified in the Schedule are repealed.

SCHEDULE (Section 9)

REPEALS

| <i>Title</i>                                                             | <i>Rhodesia Government<br/>Notice</i> |
|--------------------------------------------------------------------------|---------------------------------------|
| Forest (Undemarcated) Regulations, 1953 . . . . .                        | 850 of 1953                           |
| Forest (Undemarcated) (Amendment) Regulations, 1954<br>(No. 1) . . . . . | 194 of 1954                           |