

**A LAW TO MAKE PROVISION FOR THE CONSERVATION,
MANAGEMENT AND EFFECTIVE USE OF FOREST AND THE
DECLARATION OF FOREST RESERVES, PREVENTION OF DEFORESTATION
AND CONTROL OF FOREST, AND FOR MATTERS CONNECTED THERETO**

TABLE OF CONTENT

SECTION

**PART I
PRELIMINARY**

1. Short Title
2. Commencement
3. Interpretation

**PART II
FORESTRY UNIT**

4. Forestry Department/ Officers
5. Functions of the Director of Forestry
6. Forestry resources conservation plan
7. Tropical Forestry Action Programme
8. Forestry Trust Fund

**PART III
FOREST RESERVES**

9. Forest Reserves
10. Protected Trees and Plants
11. Protected Forest
12. Communal Forest Area
13. Conservation Areas
14. Rights in Reserved Lands
15. Right of Way and Water Courses
16. Alienation of Rights
17. Designation of Reserve Limits
18. Marking of Boundaries
19. Vesting of Lands

**PART IV
FORESTRY ACTIVITY**

20. Improvement of Forests
21. Forest Produce

- 22. Permit to Take Forest Produce
- 23. Royalty for Forest Produce
- 24. Compensation Rates
- 25. Acts Prohibited in Forest Reserves

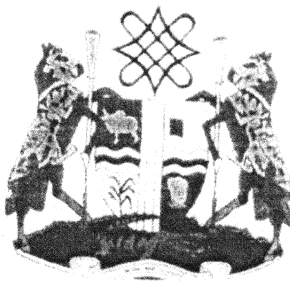
PART V FORESTRY OFFENCES

- 26. Forestry Offence
- 27. Seizure of Forest Produce
- 28. General Penalty
- 29. Additional Penalty
- 30. Cutting Protected Trees
- 31. Grazing in Reserve Areas

PART VI MISCELLANEOUS

- 32. Control of Fires
- 33. Bush Burning
- 34. Wild Fires
- 35. Forestry Businesses
- 36. Monitoring
- 37. Regulation
- 38. Institution and Conduct of Legal Proceedings
- 39. Savings
- 40. Repeal

**A LAW TO MAKE PROVISION FOR THE CONSERVATION,
MANAGEMENT AND EFFECTIVE USE OF FOREST AND THE
DECLARATION OF FOREST RESERVES, PREVENTION OF DEFORESTATION
AND CONTROL OF FOREST, AND FOR MATTERS CONNECTED THERETO**



(7)

Date of Commencement

BE IT ENACTED by House of Assembly of Kaduna State of Nigeria as follows:

Enactment

**PART I
PRELIMINARY**

1. This Law may be cited as the Kaduna State Forestry Law, 2019.

Short Title

2. This Law shall come into operation on the^{29th} day of^{May}..... 2019.

Commencement

3. In this Law, unless the context otherwise requires

Interpretation

"Buffer Zone" means areas on the periphery of a protected eco-system which marks the transition between the area and an area in which sport hunting, tanning extract, barks, seeds, fruits and lacquer extraction can take place;

"Cattle" includes sheep, goats, horses, mules, donkeys, camels and similar domesticated herbivorous animals;

"Civil Service Commission" means the overriding body responsible for employment into the public sector in the State;

"Communal Forest Area" means any land within the area occupied by a native community that is constituted a Communal Forest Area under this Law;

"Commissioner" means the Commissioner responsible for Forestry matters;

"Court" means the District courts charged with the responsibility of adjudicating matters under this Law;

"Chief Conservator of Forest (CCF)" means the Director responsible for Forestry and Wildlife Services in the Ministry responsible for Forestry matters;

"Divisional Forest Officer" means a Senior Forest Officer in charge of Local Government Area employed by the State or Local Government Area;

"Enclave" means an area completely surrounded by Forest Reserve and not forming part of the Forest Reserve;

"Forest" includes a Forest Reserve, Protected Forest, Communal Forest Area and Government Area;

"Forestry Department" means the Forest Department in the Ministry responsible for Forests;

"Forestry Office" means any office designated by the State Government for the purpose of implementing Forestry activities including assessing rates, fees or any other money on Forest Produce or Taungya system but not collecting any such revenues;

"Forestry Officer" means any person appointed as a Forestry Officer under this Law;

"Forest Growth" includes any tree or plant growing or to be grown on land other than agricultural crops;

"Free Forest Zones or Areas" means any forest outside Government constituted Forest Reserves, these include existing agricultural plantations, difficult area such as hilly and swampy places or locations that area not motorable;

"Forest Produce" include but not limited to:

- (a) timber, charcoal, rubber, latex, fuel wood, gum, natural vanish, tanning extract, tanning barks seeds, fruits, fibres, bark and lacquer, whether found in or brought from a forest or not, and

- (b) trees and all other parts of produce of trees not herein mentioned;
- (c) plants including climbers and grasses, creepers and all parts or produce of such plants;
- (d) wood ashes;
- (e) peat surface soil and minerals other than minerals within the meaning of the Mineral Act and any other similar legislation;
- (f) gold, gravel, limestone, rock and laterite;
- (g) honey, beeswax, guano, silk cocoons, humus and all produce from animals when found in or brought from a forest;

"Forestry Property" means any stock, stores or materials owned by the Forestry Department or intended to be used in any forest operations or any forestry work, including boundary marks and pillars, boundary or survey beacons or signs, name plates, machinery, scientific instrument, tools, buildings, tents, forces, vehicles, roads, bridges and cattle,

"Forest Reserve" means any area constituted a Forest Reserve under this Law;

"Girth" means the circumference of a tree measured either at a height of a one hundred and forty centimetres from the ground or, (if the tree is buttressed above that height) measured at thirty centimetres above where the highest buttress merges with the pole;

"Governor" means the Governor of Kaduna State;

"Inquiry" means any inquiry by a Divisional Forestry Officer;

"Land at the disposal of the Government" means any land which the State has acquired or may acquire by agreement or otherwise and include lands leased to the Government;

"Local Government Area" means any of the 23 Local Government Area in the State;

"Minor Forest Produce" means any forest produces other than timber and fuel wood;

"Protected Forest" includes:

- (a) Any area declared to be or constituted as protected forest under this Law;
- (b) Any area proposed to be reserved, the preliminary notice in regard to which has already been published;

"Protected Tree" or "Protected Minor Forest Produce" means any species of tree or any Minor Forest Produce declared protected in the second schedule;

"State" means Kaduna State of Nigeria;

"Timber" includes all trees, whether standing, fallen or felled, stumps, of tree and all wood, whether or not cut up of fashioned or hollowed out for any purpose;

"To Take Minor Forest Produce" includes cutting, collecting, gathering or removing such produce;

"To Take Timber" means to fell, lop or girdle trees or to carry away any timber from the land upon which the trees have fallen or been felled by cutting or by removing the soil from the roots or by any other method or combination of methods;

"Tree" include palms; and

"Working Plan" means any plan of operation or work in any area whether in a forest or not as prepared by the chief conservator;

PART II FORESTRY UNIT

4. (1) There shall be a Director of Forestry (Chief Conservator of forest) employed by the Civil Service Commission, who shall head the Department established to oversee forestry matters in the State.

Forestry Department/
Officers

- (2) There shall be employed by the Local Government Service Board Divisional forest officers to carry out stipulated activities across the State.

5. The Director of Forestry shall:

Functions of the Director of
Forestry

- (a) Supervise and regulate the conservation, management and maintenance of forest boundaries;
- (b) prepare forest inventories and the demarcation and maintenance of Forest Reserve boundaries;
- (c) prepare, disseminate and publish forest resources conservation plans, individual forest management plans, and conservation work plans;
- (d) control and supervise the cutting, harvesting, milling and sale of timber and other Forest Produce;
- (e) prescribe the duties of such persons other than Forestry Officers engaged in the management of forest in the State;
- (f) enforce the provisions of this law relating to the activities of persons and corporations who cut, harvest, transport, mill and sell timber and other forest produce;
- (g) enforce the prohibition of the taking, free or on payment, of Forest Produce or of any specified kind of Forest Produce;
- (h) ensure the prosecution of violators of this Law particularly persons who destroy forests or do acts which may tend to destroy or cause injury to any forest Produce or forest growth or forest property;
- (i) providing for the seizure, detention, and disposal of Forest Produce taken, collected, prepared, sold, purchased, possessed or not marked, in contravention of the rules or in respect of any breach against the rules has been committed;
- (j) Ensure the establishment of nurseries for the afforestation of lands, the preservation and production of Forest Produce, the introduction of Forest Produce and

Director of

the introduction of new species of trees or other Forest Produce;

- (k) issue licenses and permits for harvesting timber and other Forest Produce subject to the approval of the Commissioner;
- (l) inspect and collect information and statistics concerning the use of timber and other Forest Produce;
- (m) supervise the protection and preservation of water resources in Forest Reserves, Conservation Areas along streams and rivers in cooperation with the Kaduna State Water Corporation;
- (n) ensure the enforcement of Law regulating fires on the Forest Reserve Areas as well as bush burning activities;
- (o) promote through extension services the practice of forestry and agro-forestry in agricultural, pastoral and other areas in conjunction with the relevant Departments of the Ministry responsible for forests;
- (p) encourage proper forestry practices and management;
- (q) promote proper soil and Forest Conservation practices;
- (r) promote and supervise forestry research;
- (s) survey, establish, manage, develop and administer Forest Reserves;
- (t) ensure the protection of the natural landscape to maintain the visual quality of the environment;
- (u) ensure the maintenance of biological diversity in the forest reserve areas;
- (v) provide for the training of Forestry Officers and other staff;
- (w) carry out the promotion and implementation of educational programmes to improve understanding of the contributions of forestry to economic wellbeing and development;

(x) promote, the development of recreational facilities in conjunction with the Department responsible for Tourism; and

(y) do all such things as are incidental to the discharge of these functions.

6. (1) The Director of Forestry shall prepare and submit to the Commissioner, for approval by the Governor, at intervals not exceeding ten years, a Forest Resources Conservation Plan for the said period.

Forestry resources
conservation plan

(2) The Director of Forestry shall ensure that the Conservation Plan is a work plan for coordinating activities, conservation and preservation of all Forest Reserves and other forests.

(3) The Director of Forestry shall prepare a working plan on a quarterly and bi-annual basis, for Forest Reserve conservation and preservation of other forests.

7. The Commissioner may;

Tropical Forestry Action
Programme

(1) established a Tropical Forestry Action process and may enter into agreement with anybody, group of persons, corporate or in-corporate, Government or non-Governmental organizations for the purpose of carrying out or implementing the Tropical Forestry Action Programme;

(2) Appoint a coordinator, who shall be Officer of the Forestry Department for the Tropical Forestry Action Programme; and

(3) Constitute and appoint a committee, as he deems appropriate for the purpose of Tropical Forest action Programme.

8. The Commissioner shall, subject to the approval of the Governor:

Forestry Trust Fund

(a) Establish a fund to be known as the Forestry Trust Fund.

- (b) Cause to be paid into the fund all monies that are to be used for Forestry Department and activities related purpose.
- (c) Authorise the Director of Forestry use the Fund for:
 - (i) expenses related to reforestation;
 - (ii) Acquisition of private land for Forest Reserves and other Protected Areas;
 - (iii) loans and grants to owners and tenants of land for tree planting and Forest Management;
 - (iv) water and soil conservation measures;
 - (v) public recreation and nature conservation; and
 - (vi) the purposes of the discharge of his functions and duties provided under this law.
- (2) The Director shall render Quarterly Reports to the Commissioner of all financial expenditure incurred by him.
- (3) The Commissioner shall ensure the proper books of accounts are kept by the Director and, on demand, made available to the Auditor-General, for purposes of auditing by him or his agents.

PART III

FOREST RESERVES

- 9. (1) The areas or places listed in the First Schedule to this Law are hereby declared to be Forest Reserves. Forest Reserves
- (2) The Governor may, by public notice published in the Gazette declare any other area, place or lands in the State to be a Forest Reserve for any of the following purpose(s):
 - (a) the sustained production of timber, poles, fuel wood and charcoal;

- (b) the conservation of soil and water;
 - (c) public recreation; and
 - (d) the preservation of flora and fauna;
- (3) Before designating any land and Forest Reserve, a public notice shall be published in the Gazette:
- (a) specifying, as nearly as may be possible the situation and limits of the land or area that will form the Forest Reserve;
 - (b) stating whether forest growth on such lands are protected or reserved or forest growth is cultivated; and
 - (c) mandating the Commissioner, the Local Government Chairman or their representatives to inquire into and determine the existence, nature and extent of rights claimed by or alleged to exist in favour of any person or communities or brought to the knowledge of the said Officer affecting the lands or any other rights in or over the lands which is proposed to constitute the Forest Reserve;
- (4) Upon publication of the notice aforesaid, the Commissioner, the Local Government Chairman or his representative shall:
- (a) immediately cause the particulars contained therein to be made known in the District or Districts in which the lands are situated and direct that same to be read and interpreted in the local languages in the Sharia and Customary Courts in the said District or Districts and also where he considers essential, inform the Chiefs of the Communities dwelling in, and the Local Government Council having jurisdiction if any over the lands aforesaid in writing; and
 - (b) fix and make known within a period not exceeding 90 (Ninety) days within which a complaint shall be made and set a place at which any person or community claiming any right or rights over an

affected land which is proposed to constitute a Forest Reserve shall either send in a written statement of claim to him or appear before him and State orally the nature and extent of their alleged rights.

- (5) After the expiration of the period fixed by the Commissioner, the Local Government Chairman or their representatives, the Commissioner shall:
 - (a) inquire into and determine the limits of the lands specified in the notice aforesaid; and
 - (b) determine the nature and extent of any claims or alleged rights affecting the lands which have been preferred or brought to his notice.
- (6) There shall be kept a record in writing of:
 - (a) all such claims and alleged rights;
 - (b) all objections which may be made to such claims or alleged rights; and
 - (c) any evidence in support of or in opposition to any claims or alleged right.
- (7) The Commissioner or his representative may at any time during the inquiry join any number of claims or sever any claims joined and in his findings may give a decision which may join any number of claims or sever any claims which were formerly joined.
- (8) Upon the completion of the inquiry:
 - (a) the Commissioner, the Local Government Chairman or their representative shall deliver his decision, describing the limits of the land specified in the notice aforesaid and setting forth, with all such particulars as may be necessary to define their nature, duration, incidence and extent, all claims and alleged rights preferred or brought to his knowledge in respect of the lands and admitting or rejecting the same wholly or in part and shall file it at the Land Registry; and

- (b) a notice shall be published in the State Gazette specifying the land which is intended for reserve, the privileges conceded in respect of such land and stating the special conditions intended to govern the reservation. In addition, such notice shall be made known so far as may be practicable to every person who, and the Head of any Community which, preferred any claim or in respect of which any claim was brought to the knowledge of the Commissioner, Local Government Chairman or their representative.
- (9) Any person who has made a claim on his own behalf, or where a claim has been made on behalf of a community that person or the representative of the community may, within three (3) months of the date of delivery of the decision, appeal to a District Court Judge against that portion of the Commissioner's or his representative's findings which affects his claim or the claim made on behalf of the Community which he represents.
- (10) An appeal shall lie to the High Court within whose area of jurisdiction the Forest Reserve is situated from a judgement of a District Court Judge within thirty (30) days from the date of the decision. The decision of the High Court shall be final.
- (11) The Governor may make an order constituting the lands in respect of which an inquiry has been held as a Forest Reserve at the expiration of three months (3) from the date of publication of the notice in the Gazette.

PROVIDED that, if an appeal has been made against the decision of the Commissioner, Local Government Chairman or their representatives, no such order shall be made until such appeal has been determined or until the expiration of the time within which an appeal may be made.

- (12) An order made by the Governor under subsection (11) of this section shall:
- (a) Be subject to the provisions of subsection (14) of this section set forth:

- (i) the limits of the lands which constitute the reserve;
 - (ii) all rights affecting the same as set forth in the decision of the Commissioner, Local Government Chairman or their representatives or established by the Court upon appeal from such decision; and
 - (iii) such additional rights as the Governor shall consider it just and equitable to allow notwithstanding that such rights have not been allowed in the decision of the Commissioner, Local Government Chairman or their representatives;
 - (b) not include therein such rights as may have been allowed by the Commissioner, Local Government Chairman or their representatives but which have been subsequently modified or extinguished as provided and where the boundaries of the reserve have been modified as provided the order shall set forth the boundaries as subsequently determined;
 - (c) be published in the State Gazette and made known in the same manner as was the decision of the Commissioner, Local Government Chairman or their representatives;
 - (d) from the date of the publication in the State Gazette, such lands shall constitute a Forest Reserve.
- (13) Any order made under this section may be revised or modified by the Governor as he may deem fit to make in the public interest.
- (14) Any revision or modification made by the Governor under subsection (13) of this Section may:
- (a) confine or restrict any rights or claims to certain area either within or without the Forest Reserve or the exercise of such rights to a certain time of the year; and

- (b) add such additional rights as he shall consider just and equitable to allow, notwithstanding that such rights had not been allowed in the findings of the Commissioner, Local Government Chairman or their representatives.
- (15) (1) Where the Commissioner, Local Government Chairman or their representatives has admitted wholly or in part any right or claim and in his opinion the exercise of such right or claim or any part thereof would:
- (a) stultify the objects of a Forest Reserve;
 - (b) seriously hinder the efficient working of any Forest Reserve, Protected Forest Communal Forest Area or any Conservation area; or
 - (c) do serious damages to a Forest Reserve, Protected Forest, Communal Forest or any Conservation area;
- (2) The Commissioner or the Local Government Chairman as appropriate may:
- (i) extinguish any such rights or claims and shall either give monetary compensation, or grant in exchange of similar rights on other similarly situated land either within or without the boundaries of the Forest Reserve; or
 - (ii) confine or restrict any rights or claims to certain areas either within or without the Forest Reserve, Protected Forest, Communal Forest or Conservation Area or the exercise of such rights to certain times of the year; or
 - (iii) adopt wholly or partly or any combination of the above methods of dealing with the matter.
- (16) Where the Commissioner or the Local Government Chairman has admitted wholly or in part any rights on

any area which could be exercised from the reserve without materially altering or stultifying the objects of the reserve, the Governor may so amend the boundaries of the reserve that such areas are excluded from the reserve or he may create such excluded areas or enclaves within the boundaries of the reserve;

PROVIDED that, in altering the external boundaries of the reserve, the Commissioner or the Local Government Chairman shall not include any area which lies outside the original boundaries set out in the notice of the proposed reserve published in accordance with provisions of subsection 12(c) of this Section.

- (17) Every right in or over land in respect of which no claim is made to the Commissioner, Local Government Chairman or their representative, or of which no knowledge of existing title is disclosed shall, of their decision be extinguished;

PROVIDED that, if any such person shall, within one year of the date of delivery of the final judgement, claim and satisfy the Commissioner or the Local Government Chairman that he was possessed of a right in respect of which he might have made a claim, and that through ignorance of the fact that an inquiry was being held or for other sufficient reason he failed to make such claim, the Commissioner or the Local Government Chairman may direct that:

- (a) such right shall be revived; or
 - (b) such claim shall be modified or extinguished in accordance with the provisions of subsection (16).
- (18) If any right within a Forest Reserve shall not have been exercised for a period of ten (10) years, it shall be deemed to be extinguished.
- (19) During the period between the dates of the publication by the Governor of the notice of his intention to create a Forest Reserve and of the order of the Governor constituting the reserve:

- (a) no right shall be acquired in or over the land comprised within such notice otherwise than by succession or under a grant or contract in writing entered into with the approval of the Governor; and
- (b) save as hereinafter provided:
 - (i) no new house shall be built;
 - (ii) no tree shall be cut; and
 - (iii) no forest produce shall be removed;

PROVIDED that, nothing in this Section shall be deemed to prohibit any act done with the permission in writing of the Forestry Officer not below the rank of an Assistant Director of Forestry.

- 10. The trees or plants listed in the Second Schedule to this Law are protected trees or plants. Protected Trees and Plants
- 11. (1) The Governor may, by public notice published in the Gazette, declare any forest area within or outside a Forest Reserve, to be a Protected Forest. Protected Forest
 - (2) The Local Government Areas shall manage and control the Protected Forest Areas within their jurisdiction with the technical and scientific advice of the Forestry Department.
 - (3) The Governor may assign the management of any Forest Reserve to the Local Government it is domiciled by an order in the Gazette.
- 12. (1) The Governor may declare an area, place or land to be a Communal Forest Area for a term of years for all or any of the following purposes: Communal Forest Area
 - (a) managing, maintaining and utilizing a forest plantation or natural forest for the production of timber and other Forest Produce;
 - (b) soil and water conservation;

- (c) plant and wildlife conservation;
- (d) public recreation;
- (e) forest re-planting or reclamation; and
- (f) such other purposes as he may consider appropriate.

(2) The areas listed in Part B of the First Schedule are hereby declared to be Communal Forest.

(3) The Commissioner or Local Government Chairman may recommend to the Governor to acquire any private land and to declare such land a Communal Forest for a number of years subject to compensation payable under the Land Use Act.

(4) The Commissioner or Local Government Chairman may:

- (a) direct that the proceeds of the sale of Produce from a Communal Forest are payable to the owners of such forest provided that, the expenses incurred by the Director of Forestry shall first be subtracted from such proceeds;
- (b) direct the person taking Forest Produce or timber in the Communal Forest to carry out re-planting on a periodic basis, of forest produce or timber taken.

(5) The Local Government Area shall manage and control the Communal Forest Areas within their jurisdiction with the technical and scientific advice of the Forestry Department.

13. The Commissioner may declare any area of land, whether private or government owned, to be a Conservation Area for one or more of the following reasons:

Conservation Areas

- (a) The area requires the implementation of conservation practices and management controls to prevent or limit sedimentation, pollution or erosion in order to maintain a clear and reliable supply of water for domestic, industrial and commercial use.

- (b) The area requires the implementation of conservation practices and management controls in order to maintain the soil and water resources in a productive state for agricultural development and the productivity or stability of surrounding areas.
 - (c) The area is in a dangerous or unstable state above the roadside or along the river and stream banks, or near residential or industrial areas; or
 - (d) The water resources of the area are in a polluted condition that may be injurious to the health of human beings, animals or plants.
14. (1) Every right over land within an area designated a Forest Reserve, Protected Forest, Communal Forest or a Conservation Area: Rights in Reserved Lands
- (a) shall be extinguished upon the coming into force of this Law, or
 - (b) shall be extinguished upon the coming into operation of the public notice to be made by the Governor in the State Gazette.
- (2) No person shall grant, devolve, sell or alienate land situated within a Forest Reserve, Protected Forest, Communal Forest Area or a Conservation Area.
- (3) The Director of Forestry, or the owner of land in a Communal Forest Area, subject to the approval of the Commissioner, may lease land situated in a Forest Reserve, Protected Forest, Communal Forest Area or a Conservation Area, upon such terms or limits as may be determined by the Director of Forestry.
15. (1) The Commissioner or Local Government Chairman may allow persons or Communities who have a right of way or watercourse through a Forest Reserve, Protected Forest, Communal Forest or a Conservation Area to continue to enjoy the right of way or use the watercourse. Right of Way and Water Courses
- (2) If in the opinion of the Commissioner or Local Government Chairman the exercise of the right of way or use of watercourse would:

- (a) stultify the objects of a Forest Reserve, Protected Forest, Communal Forest or Conservation Forest;
- (b) seriously hinder the efficient working of any Forest Reserve, Protected Forest, Communal Forest or any Conservation Area; or
- (c) do serious damages to a Forest Reserve, Protected Forest, Communal Forest and or any Conservation Area;

The Commissioner or Local Government Chairman as appropriate may:

- (i) extinguish any such right of way or use of watercourse and give monetary compensation or grant in exchange of such rights;
- (ii) confine or restrict any right of way or use of watercourse to certain areas either within the Forest Reserve, Protected Forest, Communal Forest or Conservation Area or the exercise of such rights to certain times of the year; or
- (iii) adopt wholly or partly or any combination of the above methods in dealing with the matter.

- (3) If in the opinion of the Commissioner or the Local Government Chairman, the land over which, the right of way or watercourse could be excised from the reserve without materially altering or stultifying the objects of the reserve, he may so amend the boundaries of the reserve that such area watercourse is excluded from the reserve or he may create such exclusion subject to the approval of the Governor.

16. (1) No person who has a right of way or enjoy the use of a watercourse in a Forest Reserve or Similar Forest may alienate any right affecting land within the Forest Reserve, Protected Forest and Similar Forest.

Alienation of Rights

- (2) Any sale, mortgage, transfer or alienation effected without the consent of the Commissioner or Local Government Chairman and such other consent under the Land Use Act CAP L5 of 2004 shall be null, void of no effect whatsoever.

17. (1) The Commissioner or the Local Government Chairman as appropriate shall, on constituting a Forest Reserve, Protected Forest, Conservation Area, Communal Forests and Similar Forests, define the limits of the area so constituted, as precisely as possible.

Designation of Reserve
Limits

- (2) The Surveyor-General shall, prepare or cause to be prepared a detailed map of the constituted Forest Reserve, Protected Forest, Conservation Area and Similar Forests, a copy each of the map shall be deposited:

- (a) with the Commissioner or the Local Government Chairman as appropriate,
- (b) at the office of the Director of Forestry; and
- (c) at the Local Government Headquarters of the Local Government Area where the land in question is situated.

18. (1) The Director of Forestry may enter upon any land for the purpose of erecting any beacons or demarcating or defining any boundary lines within any land which is constituted a forest reserve, protected forest, conservation area or communal forest area and around any portions of land included as enclaves.

Marking of Boundaries

- (2) No person shall prevent, obstruct or in any manner stop the Director of forestry from entering any land to carry out the marking boundaries.
- (3) Any person that breaches the provision of sub-section (2) of this Section commits an offence and is liable upon conviction to a fine of not less than One Hundred Thousand Naira Only (N100,000.00) or a term of not less than three (3) years or both.

19. (1) All lands on which is sited a Forest Reserve, Protected Forest or Communal forest shall, upon the constitution

Vesting of Lands

and marking of boundaries, be vested in the Governor and all other right of ownership in any other person, save and except as vested by section 1 of the Land Use ACT CAP L5 of 2004, are therefore extinguished.

- (2) The Governor shall have power after due consultation with members of the Executive Council to de-reserve any forest or protected area on grounds of public interest. This shall be after adequate public notice and where necessary, a public hearing on the proposal de-reservation.

PART IV

FORESTRY ACTIVITY

20. The Director of forestry or any forestry officer so approved may enter upon any land and may cut and destroy diseased, dead or dying trees likely to cause damage to any forestry property or to life or property. Improvement of Forests
21. The Director of Forestry or any Forestry Officer shall upon the approval of the Commissioner or Local Government Chairman as appropriate and subject to the guidelines issued by the State Executive Council, take from any Forest Reserve or Communal Forest produce which may be required for public purposes upon payment of a fair and reasonable price thereof which prices shall not exceed such fees, royalties or compensation as may be specified under this Law. Forest Produce
22. (1) A person may apply to the Director of Forestry for a permit to take forest produce from a Forest Reserve or Communal Forest Area. Permit to Take Forest Produce
- (2) The person shall pay a fee for the permit as stipulated in the Third schedule to this Law, to the Kaduna State internal Revenue Service. Forests
- (3) The Director of forestry may issue a permit to the person upon such terms and conditions as approved by the Commissioner.
23. Any person taking forest produce from any forest reserve, Communal forest area, or conservation area shall pay a royalty, Royalty for Forest Produce

as stipulated in the Third Schedule to this Law to the Kaduna State internal Revenue Service.

24. The Director of Forestry shall, in making valuation of economic trees for compensation purpose or valuation of proceeds there from or for any other purpose apply the value given in Part C of the Third Schedule to this Law as a minimum value or the fees charged under the land use Regulations whichever is higher. Compensation Rates
25. Any person, who without the permission in writing of the prescribed officer: Acts Prohibited in Forest Reserves
- (a) take any forest produce;
 - (b) uproots, burns, strips-off the bark or leaves from, or otherwise damages any tree;
 - (c) resides, erects a structure, builds or camps in a reserve;
 - (d) sets fire to any grass or herbage, or kindles a fire without taking due precaution to prevent its spreading;
 - (e) smokes or lights a fire in any part of a forest reserve, protected forest, conservation area or communal forest;
 - (f) pastures cattle or permits cattle to trespass in any part of a forest reserve, protected forest, communal forest area or conservation area; unless with the permission of the Director of Forestry;
 - (g) Digs, cuts or cultivates the soil or make a farm or plantation;
 - (h) Enters or trespasses in any part of a forest reserve, protected forest, communal forest or conservation area;
 - (i) Hunts or fishes in a forest reserve, protected forest, communal forest or conservation area;
 - (j) constructs any Dam across any river or stream or otherwise obstructs the channel of any river or stream that flows through a forest reserve, protected forest, conservation area or communal forest area;

- (k) damages in any way or destroys any forestry property, Commits an offence and shall upon conviction be liable to imprisonment for a term of not less than 2 years or to a fine of not less than One Hundred and Fifty Thousand Naira (₦150,000.00) or both.

PART V

FORESTRY OFFENCES

26. (1) Any person that commits a prohibited act under Section 25 of this Law in a Forest Reserve, Protected Forest, Communal Forest Areas or Conservation Forest Areas, shall be liable to an additional penalty, other than the punishment prescribed by the said section to pay not less than One Hundred Thousand Naira (₦100,000.00) for other forestry produce and properties damaged or destroyed as a result of the prohibited act. Forestry Offences
- (2) The court may in addition order the person to pay a sum equivalent to three times the fees and royalties' payable on any forest produce removed from or damaged in the forest reserve or protected forest area.
27. (1) No timber taken under a permit shall be moved from the place where it is felled until each piece of the timber to be moved and the stump of the tree from which it is derived have been marked with pass hammer mark of the Forestry Division of the Ministry responsible for forests or if the Director of Forestry shall so direct the permit holder in writing. Seizure of Forest Produce
- (2) The Director of Forestry may charge hammering fees as contained in Part E of the Third Schedule to this Law and payable to the Kaduna State Internal Revenue Service.
- (3) The Director of Forestry, a forestry officer or any government employee so authorized may seize any forest produce reasonably suspected of having been unlawfully obtained.
- (4) The Director of Forestry or Forestry Officer shall obtain an order of a magistrate to:

- (a) sell the seized forest produce and pay the proceeds thereof into the Forestry Trust Fund, or
 - (b) allocate the forest produce for the use of government.
- (5) Any persons who:
 - (a) forges or fraudulently uses, aids or abets any persons to forge or fraudulently use any registered hammer or hammer mark used for denoting the ownership of any forest produce, or any other mark used by the forestry Division of the Ministry responsible for forests in connection with the administration of the provisions of this Law; or
 - (b) alters, removes, destroys or defaces any mark placed on Forest produce or any boundary mark of a forest or any land proposed to be included in a forest reserve Commits an offence and shall be liable upon conviction to imprisonment for a term of not less than 3 years or a fine of not less than One Hundred Thousand Naira ₦100,000.00 or both.
- (6) Where a person is reasonably suspected of having committed an offence under this Law, other than an offence under Subsection (5) (a) and (b) of this Section, any forestry officer not below the rank of a Divisional Forest Officer may instead of initiating proceeding against such a person in court, receive from such person a sum of money by way of compensation for the offence that he is suspected of having committed together with the value of the forest produce or forestry property in respect of which he was suspected.

PROVIDED that, the money received by way of compensation shall not be more than twice the fees and royalties, if any, estimated to have been lost on the forest produce in question, or of the value of the forestry property in question or as the case may be.

28. Any person who contravenes any regulation made under this Law or the license or permit used under this Law for which no penalty is expressly prescribed, he shall be liable to a fine of not less than Fifty Thousand Naira ₦50,000.00 or to imprisonment for a term of not less than 12 (twelve) months or both.

General Penalty

29. The Court may, in addition to any penalty order:

Additional Penalty

(a) any forest produce in respect of which the offence was committed or thing with which the offence was committed to be forfeited and disposed of as the court may direct;

(b) any farm produce in respect of which the offence was committed or thing with which the offence was committed to be forfeited and disposed of as they may direct;

(c) that any license or permit held under this Law shall be revoked; and

(d) that where no fees have been paid in respect of such permit or licence, the stipulated fees shall be paid to the Kaduna State Internal Revenue Service.

30. (1) Any person who cuts protected trees commits an offence and upon conviction is liable to a fine of not less than Two Hundred Thousand Naira ₦200,000.00 or imprisonment for a term of not less than three (3) years or both.

Cutting Protected Trees

31. (1) No person shall graze cattle in a forest reserve, protected forest, conservation area or communal forest save with the permission of the Director of Forestry.

Grazing in Reserve Areas

(2) No person shall allow cattle in a forest reserve, protected forest, conservation area or communal forest save with the permission of the Director of Forestry.

(3) Any person who contravenes the provision of sub-section (1) or (2) of this section commits an offence and shall be upon liable upon conviction to a fine of not less than Two Hundred Thousand Naira ₦200,000.00 or imprisonment for a term of not less than four (4) years or both.

Trees

PART VI

MISCELLANEOUS

32. (1) The Director of Forestry shall set up, coordinate and operate a forest fire control unit under the department and shall designate a forest officer to administer the forest fire control unit. Control of Fires
- (2) The Forest Fire Control Unit shall do all such things as are necessary for the purpose of preventing forest fires and controlling, averting, avoiding the destructive effect of fire on forest trees.
33. (1) No person shall in a free forest or on farmland set fire to scrubs, shrubs, or bush and allow the fire to burn unattended. Bush Burning
- (2) Any person that contravenes the provision of sub-section (1) of this section commits an offence and liable upon conviction to a fine of not less than Twenty Thousand Naira ₦20,000.00 and imprisonment for a term of not less than six months.
34. Any person that sets ablaze any bush, shrubs, or scrubs and allows the fire to spread to burn: Wild Fire
- (a) bush covering an area of more than 30 square metres; or
- (b) a Forest Reserve, Protected Forest, Conservation Area, Communal Forest or Protected Trees;
- Commits an offence and upon conviction is liable to a fine of not less than One Hundred Thousand Naira ₦100,000.00 or imprisonment for a term of not less than three years or both.
35. (1) The Commissioner may require that forestry related businesses sawmills, motorized power saw, other manufacturing plants using wood as raw material or flower gardens shall not be installed or operated without registration and a license issued by the Director of Forestry; Forestry Businesses

- (2) Licenses so issued shall be renewed annually subject to forest enrichment and other conditions as may be directed by the Commissioner;
- (3) Fees payable for each license shall be as set forth in Part D of the Third Schedule to this Law;
- (4) Any person that contravenes the provision of sub-section (1), (2) and (3) of this Section commits an offence and upon conviction is liable to imprisonment for a term of not less than two (2) years or a fine of not less than One Hundred Thousand Naira ₦100,000.00 or both.
- (5) Any person convicted of an offence under this Section of the law may forfeit the saw-mill, the motorised power saw or such other manufacturing plants, and the forest produce illegally obtained to the Government.

36. (1) The Director of Forestry may, pursuant to an order published in the state Gazette made by the Commissioner, establish monitoring mechanism at such places as designated by the Commissioner in the said order.

Monitoring

(2) The Director of Forestry may stop any person carrying or suspected to be carrying illegal forest produce and require compliance with the provisions of this Law.

37. (1) The Commissioner may, with the approval of the State Executive Council make regulations:

Regulations

(a) prohibiting or regulation the taking of forest produce or of any specified kind of forest produce in the State;

(b) prohibiting the sale and purchase of forest produce or of any specified kind of forest produce by any person other than the holders of licences and permit granted under this law, or by any other persons or by any classes of persons specified in the regulations;

(c) prohibiting the sale, purchase and possession of forest produce taken, collected or prepared in contravention of this Law;

- (d) prohibiting the destruction of, or any act which may tend to the destruction of or cause injury to, any forest produce or forest growth or forest property in any forest reserve or on lands at the disposal of the Government;
- (e) regulating the grant and prescribing the form that any licences or permits may take in any particular case:
 - (i) to take forest produce in forest reserves or on lands at the disposal of Government, and
 - (ii) to sell and purchase forest produce;
- (f) regulating the marketing of timber and the manufacture, use and possession of marking instruments;
- (g) regulating the taking, collection and preparation of forest produce;
- (h) providing for the seizure, detention and disposal of timber or forest produce, taken, collected, prepared, sold, purchased, possessed or not marked, in contravention of this Law or in respect of which any offence against this Law has been committed;
- (i) prescribing the persons who may declare any specified kind of tree to be a protected tree and any specified kind of minor forest produce to be protected minor forest produce under this Law and the procedure thereof;
- (j) providing for the termination, revocation and forfeiture of licences and permits;
- (k) regulating the transit of forest produce by land and water and by different means and classes of transport;

- (l) prohibiting any act which might cause the obstruction of any waterway or cause danger to navigation;
- (m) prescribing the powers and duties of Forestry Officers;
- (n) authorizing the payment of grants and bonuses appropriated in the State Budget for the encouragement of forestry;
- (o) protection of forest produce in the forest by:
 - (i) prescribing the time at which and the manner in which the rights reserved may be exercised;
 - (ii) prohibiting the taking or destruction of any specified kind of timber or minor forest produce in the exercise of such rights as aforesaid, and
 - (iii) prohibiting the exercise of all or any such rights as aforesaid in any specified part of a forest reserve, protected forest, communal forest areas, and conservation areas.
- (p) control of protected forest and the protection of forest produce in a protected forest as if such protected forest were a forest reserve;
- (q) providing for the remission or reduction of any royalty, fee or toll charged or payable under the provisions of this Law;
- (r) generally for giving effect to the objects and purposes of this Law;
- (2) The Governor on the recommendation of the Commissioner may make regulation for:
 - (a) deleting or adding anything to the Schedules to this Law;

- (b) reviewing, increasing, reducing, any of this fees or sums contained in the schedules to the Law without limiting the forgoing for the purpose of bringing the provisions of this law into effect;
- (c) requiring holders of licences and permits to render returns and accounts and to submit their books for inspection; and
- (d) regulating the salving and disposal of drift timber;

38. (a) Notwithstanding the provisions of any written law to the contrary, proceedings for an offence against any provisions of this Law, or of any regulations made under this Law, and all civil proceedings by the Director of Forestry shall be brought in the name of the Director of Forestry and may be instituted and conducted by the him or any forestry Officer so authorised generally or specifically in relating to any proceedings or class of proceedings, by writing under the hand of a forestry officer.

Institution and Conduct of
Legal Proceedings

(b) A Government Legal Officer may conduct proceedings on behalf of the Director of Forestry where a forest offender employs the service of a practitioner.

39. (1) All forest reserves existing at the time of the coming into force of this Law shall be deemed to have been constituted under and in accordance with the provisions of this Law.

Savings

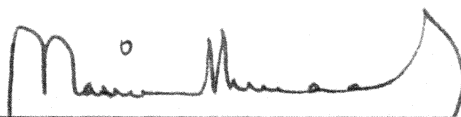
(2) Any person who immediately before the coming into effect of this Law was a holder of any office in the Forestry Department or was a staff in the Forestry Department shall on the commencement of this Law continue in the office and shall be deemed to have been appointed to his office in the Department.

40. (1) The Forestry Law, CAP 59, Laws of Kaduna State 1991 is hereby repealed.

Repeal

(2) The repeal of the forestry Law shall not affect or invalidate any regulations, proceedings, action, or anything done pursuant to the provisions of the said Law.

DATED AT KADUNA this 29th day of May 2019.



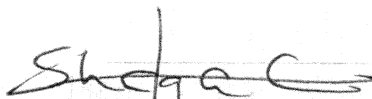
Malam Nasir Ahmad el-Rufa'i, OFR
Governor, Kaduna State.

EXPLANATORY NOTE

(This note does not form part of this Law and has no legal effect).

The purpose of this Law is to provide for the conservation, management and effective use of forests and forest resources, and the declaration of forest reserves.

This printed impression has been carefully compared with the Bill which has passed the Kaduna State House of Assembly and found to be true and correctly printed copy of the said Bill.



HON. AMINU ABDULLAHI SHAGALI
(Speaker)



BELLO ZUBAIRU IDRIS Esq.
(Clerk to the Legislature)

FIRST SCHEDULE

S/N	FOREST RESERVES	FOREST RESERVES NO	LOCAL AUTHORITY	AREA IN SQM	AREA IN HA	LOCAL GOVERNMENT AREA
1	Rikau	5	N.N.L.N: 319 of 1957, Gazette No. 41 of 15/8/57	101.00	26,193.34	Giwa
2	Guga	22		8.00	2,074.72	
3	Maje	26	N.A.P.N No. 32 of 1950, Sup. Gazette No. 17 of 23/3/50	6.00	1,556.04	
4	Kakangi	27		20.00	186.80	
5	Idasu	32	N.A.P.N No. 8 of 1950, Sup. Gazette No. 7 of 26/1/50	9.10	2,359.99	
6	Fatika	33	N.A.P.N No. 33 of Gazette N. 17 of 23/3/50	28	7,310.79	Igabi
7	Anara	6		93.00	24,118.62	
8	Ribako	7	N.R.L.N. No. 33 of 1954, Sup. Gazette No. 7 of 4/3/54	79.00	20,487.86	
9	Rigachikun	17		24.00	6,224.16	
10	Afaka (part)		N.R.L.N. No. 11 of 1954, Gazette No. 46 of 21/4/55	42.16	10,933.77	
11	Labar	38		56.53	14,660.49	
12	Mando North (Part)	44	N.R.LN. No. 46 of 1955, Gazette No. 46 of 21/4/55	63.00	16,338.42	
13	Tukurwa	25	—	3.62	938.81	

S/N	FOREST RESERVES	FOREST RESERVES NO	LOCAL AUTHORITY	AREA IN SQM	AREA IN HA	LOCAL GOVERNMENT AREA
14	Katarma	36	N.A.P.N No. 23 of 1946. Gazette No. 23 of	67.36	17,469.00	Kajuru
15	Kagurma	19	11/11/46	50.00	12,967.00	
16	Mando South	4	N.A.P.N No. 28 of 1946, Gazette No. 30 of 30/5/46	56.00	14,523	
17	Doka Hills	12	N.R.L.N No. 96 of 1956, Gazette No. 19 of 26/4/56	8.30	2,152.52	
18	Libere	43		108.11	28,037.25	Kajuru
19	Kogin Kerami	1	N.R.LN No. 129 of 1961, Sup. Gazette No. 33 of 1/2/51	10.00	2,593.40	Lere
20	Galma River II Part)	2		12.00	16,857.00	
21	Kurmin Kogi (Part)	29	N.A.P.N No. 8 of 1951, Sup. Gazette No. 7 of 1/2/51	12.00	16,857.00	Makarfi
22	Nassarawa Kariya River	30		12.00	3,112.08	
23		31		7.07	1,833.53	
24	Anchau West	23	N.R.L.N No. 57 of 1955, Sup. Gazette No. 22 of 12/5/55	57.00	14,782.38	Ikara
25	Gauraki	38		8.29	2,149.93	
26	Bugau North	50	N.A.P.N No. 127 of 1951, Sup. Gazette No. 58 of 15/11/51	9.50	2,463.73	

S/N	FOREST RESERVES	FOREST RESERVES NO	LOCAL AUTHORITY	AREA IN SQM	AREA IN HA	LOCAL GOVERNMENT AREA
27	Bugau South	51	N.A.P.N No. 89 of 1951, Sup. Gazette No. 42 of 16/8/51	8.40	2,178.46	As grazing reserve
28	Kurmin Bi	18		0.88	228.22	
29	Kurmin Dawaki	21	N.R.L.N No. 51 of 1959, Sup. Gazette No. 33 of 25/6/55	0.44	114.11	
30		14		22.85	5,929.92	
31	Rahama Ladduga (Part)		N.R.L.N No. 2 of 1960, Sup. Gazette No. 11 of 25/2/60	109.46	28,387.36	ZangonKataf
32	Sanga River (part)		Gazette No. 21 of 24/4/1924	11.00	2,852.74	(Laduga) Grazing
33	Ningishi Hills		Gazette No. 12 of 1930	29.00	7,520.76	
34	Ayu Hills		N.A.P.N No. 79 of 1951, Sup. Gazette No. 37 of 30/5/51	9.42	2,450.76	
35	Anji	12		33.00	8,558.22	
36	Jaja	13		10.39	2,691.95	Sanga
37	N.E Escarpment		N.A.P.N No. 43 of 1950, Sup. Gazette No. 7 of 29/5/51	35.14	2,502.53	
38	Nindem	18		9.65	2,502.53	ZangonKataf
39	Kagom	11	N.A.P.N No. 43 of 1950, Sup. Gazette No. 25 of 27/4/50	8.50	2,204.39	

S/N	FOREST RESERVES	FOREST RESERVES NO	LOCAL AUTHORITY	AREA IN SQM	AREA IN HA	LOCAL GOVERNMENT AREA
40	Nimbia	10	N.A.P.N No. 3 of 1950, Sup. Gazette No. 6 of 19/1/50	12.11	3,240.61	
41	Amere	9		1.01	261.93	
42	Kafanchan	3	N.A.P.N No. 42 of 1950, Sup. Gazette No. 25 of 27/4/50	2.75	713.19	
43	Tsonje (Kagoro I)	37		64.33	16,683.34	
44	Giwa	45	N.C.S.L.N No. 16 of 1968, Sup. Gazette No. 7 of 28/3/68	1.27	329.36	
45		47		0.42	108.92	
46	Dogon Kurmi	48	N.C.S.L.N No. 15 of 1968, Sup. Gazette No. 7 of 28/3/68	0.47	121.89	Kaura
47	Kurmin Kubacha	—		0.11	28.53	
48	Kurmin Kabara	13	N.A.P.N No. 30 of 1944, Sup. Gazette No. 41 of 28/3/44	114.00	29,564.76	
49	Kurmin Badiye	35	N.A.P.N No. 35 of 1944, Gazette No. 25 of 20/10/44	50.19	13,016.27	
50	Doka	39		80.30	20,825.00	
51		40	N.A.P.N No. 51 of 1942, Gazette No. 68 of 19/11/42	26.94	6,986.62	Kagarko
52	Kurmin Biri	34		56.00	14,523.04	Kachia
53	Akwana East	8		88.00	22,821.92	

S/N	FOREST RESERVES	FOREST RESERVES NO	LOCAL AUTHORITY	AREA IN SQM	AREA IN HA	LOCAL GOVERNMENT AREA
54	Akwana West	9	N.A.P.N No. 92 of 1948, Sup. Gazette	17.20	7,054.05	Kauru
55		10	No. 66 of 23/12/48	4.10	1,063.29	
56	Mai Ido	11		3.26	845.45	
57	Kona	14	N.A.P.N No. 66 of 1954, Sup. Gazette No. 27 of 23/12/54	22.85	5,925.92	
58	Chawai Escarpment	41		1.44	373.45	
59	Bari Warfi	43	N.A.P.N No. 68 of 1954, Sup. Gazette No. 23 of 23/9/54	108.11	28,037.25	BirninGwari
60	Rahama (part)	46		1.85	479.79	
61		1	N.A.P.N No. 29 of 1949, Sup. Gazette No. 55 of 27/10/49	143.00	37,085.62	
62	Damakasuwa	3		124.11	32,186.69	
63	Libere (Part)	44	N.A.P.N No. 30 of 1949, Gazette No. 55 of 28/3/44	63.00	16,338.42	
64	Kurmin B/Kogi	2		435.41	112,919.23	
	DogonDawa		N.A.P.N No. 6 of 1959, Gazette No. 41 of 18/1/59			
	BirninGwari F/R		N.R.L.N No. 200 of 1956, Sup. Gazette No. 66 of 23/8/56			
	Mando North (part)					

S/N	FOREST RESERVES	FOREST RESERVES NO	LOCAL AUTHORITY	AREA IN SQM	AREA IN HA	LOCAL GOVERNMENT AREA
	Kamuku National Park		<p>N.A.P.N No. 28 of 1949, Gazette No. 55 of 1949</p> <p>N.R.L.N No. 10 of 1955, N.R. Gazette No. 2 of 1955</p> <p>N.A.P.N No. 76 of 1950, Gazette No. 38 of 1950</p>			
			<p>N.A.P.N No. 18 of 1946, Gazette No. 23 of 11/4/46</p> <p>N.R.L.N No. 18 of 1954, Sup. Gazette No. 18 of 29/7/54</p> <p>N.R.L.N No. 169 of 1955, Gazette No. 48 of 1/11/56</p> <p>N.R.L.N No. 22 of 1960, Sup. Gazette No. 13 of 3/3/60</p> <p>N.C.S.L.N No. 1 of 1967, Sup. Gazette No. 5 of 28/12/67</p>			

S/N	FOREST RESERVES	FOREST RESERVES NO	LOCAL AUTHORITY	AREA IN SQM	AREA IN HA	LOCAL GOVERNMENT AREA
			N.C.S.L.N No. 2 of 1968, Gazette No. 4/1/68			
			N.C.S.L.N No. 9 of 1968, Gazette No. 6 of 29/2/68			
			NN.A.P.N No. 26 of 1944, Gazette No. 6 of 29/2/68			
			N.R.L.N No. 58 of 1955, Sup. Gazette No. 22 of 12/5/55			
			N.R.L.N No. 234 of 1956, Gazette No. 52 of 27/10/55			
			N.R.L.N No. 325 of 1956, Gazette No. 52 of 1/11/56			
			N.R.L.N No. 47 of 1955, Sup. Gazette No. 20 of 28/4/55			

S/N	FOREST RESERVES	FOREST RESERVES NO	LOCAL AUTHORITY	AREA IN SQM	AREA IN HA	LOCAL GOVERNMENT AREA
			<p>NGazette No. 31 of 12/6/41 N.A.P.N No. 9 of 1942, Gazette No. 7 of 29/1/42</p> <p>Gazette No. 19 of 10/4/41</p> <p>NGazette No. 20 of 17/4/41</p> <p>N.A.P.N No. 51 of 1961, Sup. Gazette No. 68 of 19/11/42</p> <p>N.R.L.N No. 20 of 1960, Gazette No. 11 of 25/2/60</p> <p>N.N.L.N No. 30 of 1961, Sup. Gazette No. 9 of 16/2/61</p> <p>Gazette No. 15 of 11/3/1952</p> <p>Gazette No. 82 of 29/12/1939</p>			

S/N	FOREST RESERVES	FOREST RESERVES NO	LOCAL AUTHORITY	AREA IN SQM	AREA IN HA	LOCAL GOVERNMENT AREA
			N.R.L.N No. 129 of 1961, Sup. Gazette No. 33 of 1/1/1961 Gazette No. 15 of 13/2/936			

**SECOND SCHEDULE
PROTECTED TREES OR PLANTS
(Section 10)**

S/NO	BOTANICAL NAME	COMMON/NATIVE NAME
1	Chlorophora excels	Iroko/Loko
2	Khayagrandifoliola	Mahogany/madachinkurmi
3	Tectonagrandis	Teak
4	Gmelinaarborea	Gmelina
5	Afzelia Africana	Kawo
6	Aubrevelliakerstingii	Dorowanmaharba
7	Canariumschweinfurthii	Atile
8	Mitragynastipulosa	Ganyengoro
9	Orchrocarpusafricanum	Mangoronkurmi
10	Piptadeniastrumafricanum	Dorowankurmi
11	Sacrocephalus spp	Tafashiya
12	Terminalia superb	Baushenkurmi
13	Antiaris Africana	FarinLoko
14	Triplochitonscleroxylon	KafanLoko
15	Ceibapetandra	Rimi
16	Albizia spp (H/Forest type)	Tsintsiyankurmi
17	Khayasenegalensis	Madachi
18	Isoberialiadoka	Dokanwaje/Rafi
19	Elaeisguinensis	Kwaranmanja
20	Erythrophleumguinensis	Gwaskankurmi
21	Ficus spp	Gamji
22	Parkiaclappertoniana (biglobosa)	Dorowa
23	Pterocarpusosun (H/Forest type)	Ameme/Magirigi
24	Tamarindusindica	Tsamiya
25	Manilkaramultinervis	Kiryankurmi
26	Eucalyptus spp	Turare
27	Adansoniadigitata	Kuka
28	Acacia albida	Gabaruwa
29	Albiziazygia	Madobiyan Rafi
30	Bombaxbunopozensis	Kuka
31	Alstoniacongensis	Gwandan Rafi
32	Borassusaethiopum	Giginya
33	Butyrospermumparadoxum (park)	Kadanya
34	Pterroscarpuserinaceus	Madobiya
35	Raenivenifera	Tukurwa
36	Vitexdoniana	Dinya

THIRD SCHEDULE
PART A: PERMIT TO TAKE FOREST PRODUCE
(Section 22)

1	Permit to take firewood	₦2,000.00/month/Person
2	Permit to sell firewood	₦2,000.00/month/Person
3	Permit to collect forked poles	₦2,000.00/month/Person
4	Permit to collect Honey	₦2,000.00/month/Person
5	Permit to trade Honey	₦1,000.00/month/Person
6	Permit to make basket	₦2,000.00/month/Person
7	Permit to make charcoal	₦10,000.00/month/Person
8	Permit to trade charcoal	₦15,000.00/month/Person
9	Permit to trade in split borassus	₦2,000.00/month/Person
10	Permit to collect bamboo	₦1,500.00/month/Person
11	Permit to collect assorted leaves	₦200.00/month/Person
12	Permit to collect borassus fruits	₦300.00/month/Person
13	Permit to collect tamarindus fruits	₦150.00/month/Person
14	Permit to trade in butrospermum species (Sheanuts)	₦2,000.00/month/Person
15	Permit to trade in parkia fruits	₦3,000.00/month/Person
16	Permit to tap gum from Tree	₦1,000.00/month/Person
17	Permit to trade in gum	₦1,000.00/month/Person
18	Permit to trade in trophy	₦250.00/month/Person
19	Permit to engage in timber trade	₦10,000.00/month/Person
20	Permit to make reading slates	₦200.00/month/Person
21	Permit to herbal materials	₦1,000.00/month/Person
22	Permit to collect sponge	₦200.00/month/Person
23	Permit to trade in kolanut	₦200.00/month/Person
24	Permit to tap wine	₦5,000.00/month/Person
25	Permit to collect raphia & ribs	₦1,000.00/quarter/Person
26	Permit to trade in raphia	₦1,000.00/month/Person
27	Permit to trade in gravel, sand, or earth	₦5,000.00/month/Person
28	Permit to collect gravel, sand, or earth	₦2,000.00/cubic matter
29	Permit to sell ornamental flower	₦3,000.00/annum/Person
30	Renewal for sale of ornamental flowers	₦1,000.00/annum/Person
31	Fishing in prescribed forest reserves	₦1,000.00/month/Person
32	Farming in prescribed forest reserves	₦2,000.00/annum/Person
33	Registration as trophy dealer	₦2,000.00/annum/Person
34	Residing/Grazing inside forest reserves with no permanent structure	₦1,000.00/Herdsman/annum

**PART B: ROYALTY FOR FOREST PRODUCE
(SECTION 23)
MAJOR FOREST PRODUCE IN THE STATE**

S/N	Botanical Names	Girth	Common/Local Name	Amount (₦)
1	Khayagrandidfoliola	1.13	Mahagony/Mmadachinkurmi	5,000.00
2	Diospyrosspp	1.21	Ebony/Kanya	2,000.00
3	Lovoatrichiloides	1.82	African Walnut	2,000.00
4	Entandrophragimaanggolensis	2.13	Omu	2,000.00
5	Tectonagrandis	1.21	Teak	3,000.00
6	Afromosiaelata	1.82		1,000.00
7	Albiziaspp	1.82	Albizia	1,000.00
8	Afzelia Africana	1.82	Afa/kawo	5,000.00
9	Guaria ciliate	1.82	Black afara	2,000.00
10	Triplochitonscleroxylon	1.82	Obeche/Kafandoria	2,000.00
11	Terminalia superb	1.82	Afara/Baushe	2,000.00
12	Terminaliaivorensis	1.82	AfaraBausheKurmi	5,000.00
13	Sterculiaspp	1.82	Sterculia	2,000.00
14	Ricinodendronafricanum	1.21	Ric	1,000.00
15	Naucleadiderichii	1.82	Nauclea	2,000.00
16	Mitrigynastipulose	1.82	Abura	2,000.00
17	Gmelinaarbotea	1.82	Gmelina	5,000.00
18	Annogeisusleiocarpus	1.82	Marke	1,000.00
19	Bombaxbunopozense	1.82	Rimi	5,000.00
20	Syzygiumguineense	1.82	Malmo	5,000.00
21	Soberliniadka	1.13	Doka	5,000.00
22	Alstoniabonnii	1.82	Alstonia	1,000.00
23	Antiaris Africana	1.82	FarinLoko	3,000.00
24	Aubrevelliakerstingii	1.82		2,000.00
25	Berlinaspp	1.82	Berlina/Dokan Rafi	5,000.00
26	Borassusaethiopum	1.82	Giginiya	5,000.00
27	Canariumschweinfuthii	1.13	Atlile	5,000.00
28	Ceibapentandra	2.13	Rimi	5,000.00
29	Celtiszenkerii	1.12	Celtis	1,500.00
30	Deotariumspp	1.82	Omu	1,000.00
31	Erythrohleumguineense	1.12	Gwaska	2,000.00
32	Eucalyptus spp	1.12	Turare	2,000.00

PART C
COMPENSATION RATES
(SECTION 24)

S/N	Botanical Name	Less than 10 Years (₦)	Over 10 Years (₦)
1	Mangifera indica (local)	3,000.00	5,000.00
2	Mangifera indica (improved)	5,000.00	8,000.00
3	Citrus spp	3,000.00	4,500.00
4	Psidium guajava (local)	2,500.00	3,000.00
5	Psidium guajava (improved)	4,000.00	6,000.00
6	Parkia biglobosa	3,000.00	5,000.00
7	Terminalia indica	3,000.00	5,000.00
8	Carica papaya	2,000.00	3,000.00
9	Vitex doniana	2,500.00	5,000.00
10	Adansonia digitata	2,000.00	5,000.00
11	Anacardium occidentale	2,000.00	4,000.00
12	Azadirachta indica	1,000.00	3,000.00
13	Khaya senegalensis	2,000.00	5,000.00
14	Isoberberia adoka	2,000.00	4,000.00
15	Eucalyptus spp	1,000.00	2,000.00
16	Acacia nilotica	1,000.00	3,000.00
17	Gmelina arborea	3,000.00	5,000.00
18	Moringa oleifera	2,000.00	5,000.00
19	Grafted mango	5,000.00	20,000.00
20	Budded citrus	5,000.00	20,000.00
21	Diospyros mespiliformis	2,000.00	5,000.00
22	Prosopis africana	2,000.00	4,000.00
23	Anogeissus leiocarpus	1,500.00	4,000.00
24	Balanites aegyptiaca	2,000.00	5,000.00
25	Acacia senegal	1,000.00	4,500.00
26	Cordia alliodora	3,000.00	5,000.00
27	Ficus spp	1,000.00	3,500.00
28	Borassus aethiopum	3,000.00	5,000.00
29	Hydnocorymba africana	800.00	2,000.00
30	Elaeagnus guineensis	2,000.00	5,500.00
31	Detarium senegalensis	1,500.00	3,000.00
32	Lycium inermis	1,000.00	1,500.00
33	Phoenix dactylifera	3,000.00	5,000.00
34	Daniellia oliverii	3,500.00	5,000.00
35	Musa sapientum	1,000.00	4,000.00
36	Bitter leaf	2,000.00	3,000.00

**PART D: WOOD PROCESSING LICENSES
(SECTION 35)**

S/No.	Type of Wood	Amount (₦)
1	(a) Sawmill license	200,000.00
	(b) Renewal of sawmill license	100,000.00
	(c) Micar Machine	50,000.00
2	(a) Power saw license	25,000.00
	(b) Renewal of Power saw license	12,500.00
3	(a) Re-saw plant	5,000.00
	(b) Renewal of Re-saw plant	2,500.00
4	(a) Planing machine	3,000.00
	(b) Renewal planing machine	1,500.000
5	(a) Mortising machine	3,000.00
	(b) Renewal of mortising machine	1,500.00
6	(a) Turner machine	10,000.00
	(b) Renewal of turner machine	5,000.00
7	(a) Mortar and pestle making	2,000.00
	(b) Renewal of mortar and pestle license	1,000.00

**PART E: HAMMERING
(SECTION 27 (2))**

1	Round logs	₦500.00 per log
2	Round logs (plantation billets)	₦500.00 per log
3	Plantation billets	₦2,000.00 per trailer
4	Sawn wood	₦50.00 per plank
5	Mortar and pestle	₦1,000.00 per set

Other payments for the fuel wood collected from reserves should be as follow:

1	Pick-up load	₦2000.00/trip
2	Canter load	₦5,000.00/trip
3	Trucks load	₦10,000.00/trip
4	Trailer load	₦35,000.00/trip

Sales of Poles (Untreated; diameter measured): Fees for poles obtained by thinning from plantation should be as follows:

		Eucalyptus	Teak
1	Fencing Posts	150.00	200.00
2	5 – 7cm	150.00	200.00
3	7 – 10cm	200.00	3,00.00
4	10 – 15cm	800.00	1,000.00
5	15 – 20cm	1,500.00	2,000.00
6	Above 20cm	1,500.00	3,000.00

1	Less than 10cm		50.00
2	10cm – 20cm		500.00
3	20cm – 30cm		500.00
4	30cm – 30cm		550.00
5	40cm – 50cm		600.00
6	50cm – 60cm		650.00
7	Above 60cm		1,500.00
8	Regeneration fee		200.00

**RULES AND REGULATION FOR SAW MILLERS/
LOGGERS OPERATION IN KADUNA STATE**

- (1) Before any permit is issued for the purpose of felling any tree outside forest reserve, the forest Guard in-charge of the beat MUST first of all, inspect and ascertain if the tree is matured and meet the specified Diameter at Breast Height – (DBH).
- (2) A Tree Inspection Certificate (T.I.C) shall then be issued for the tree measure (For matter of clarification). If 5 trees are to be taken on one permit, each tree MUST have its particulars entered on the T.I.C. The Forest Guard MUST sign the T.I.C.
- (3) Permit to fell any tree should ONLY be issued by the Revenue Officer to the saw miller/logger on presentation of the T.I.C duly signed by the Forest Guard.
- (4) When the saw miller/logger has completed his felling operation, he will now present the permit and the T.I.C to the Divisional Forest Officer (DFO). The DFO will then release a Forestry Pass Hammer to the Forest Guard who will now accompany the saw miller/logger to the site to pass hammer both log and the stump.
- (5) A sum of Two Hundred Naira (N200.00), shall be charged as pass-hammering fee log. This money must be paid to the DFO who will in turn issue a receipt before the Forest Guard will carry out the pass hammering operation.
- (6) After the pass-hammering operation has been completed, the sawmiller/logger will then surrender the permit and the T.I.C. to the Forest Guard.
- (7) Under No circumstances are logs/sawn woods beings removed from the place where it is felled without being pass-hammered at the site of operation.
- (8) Two logging Books shall be kept by EACH sawmiller/logger. This is for the purpose of recording on a daily basis the number of logs coming into the sawmill and the split timber being sold out. This is for the purpose of easy checking of operation and revenue being generated from each sawmill/logger by the DFO and being paid into Government coffers and for statistical purposes.
- (9) Under NO circumstance is any plank leave the sawmill/logging site without being pass-hammered and recorded as paid for.

- (10) The sum of Three Hundred Naira (~~N~~300.00) shall be charged and paid by the customer before the planks are hammered.
- (11) If any sawmiller/logger allows any customer to leave without paid and pass hammering his planks, the sawmiller/logger will be held responsible for aiding to defraud the State Government and will be made to pay for the number of planks or produce that left the premises.
- (12) All permits collected from sawmiller/loggers shall be forwarded to the Director of Forestry at the end of each month. The Director of Forestry shall keep a regeneration fee file for each sawmill.
- (13) A regeneration fee of 50% shall be paid for any amount charge as permit for cutting down a tree stand.
- (14) All planks being conveyed out from the MUST be accompanied by pass-hammering certificate dully signed by the DFO.
- (15) All operating license MUST be renewed a day after the expiration date.
- (16) Contravention of these Rules and Regulations will attract immediate suspension, prosecution, or an outright cancellation of the wood processing license.