

**THE FOREST RESOURCES MANAGEMENT AND
CONSERVATION ACT NO. 10 OF 1996
ARRANGEMENT OF SECTIONS**

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ACT. NO. 10 OF 1996

I ASSENT

SALMIN AMOUR
PRESIDENT OF ZANZIBAR
AND
CHAIRMAN OF THE
REVOLUTIONARY COUNCIL
27th October, 1997

**AN ACT FOR THE SUSTAINABLE MANAGEMENT
AND CONSERVATION OF ZANZIBAR'S FOREST RESOURCES
AND MATTERS RELATED THERETO**

ENACTED by the House of Representatives of Zanzibar.

PART I

PRELIMINARY PROVISIONS

1. This Act may be cited as the Forest Resources Management and Conservation Act, 1996, and shall come into force upon assent by the President. Short title and commencement.
2. In this Act, unless the context requires otherwise - Interpretation

"Act" means the Forest Resources Management and Conservation Act, 1996, and any regulations or other subsidiary legislation issued thereunder;

"Biological diversity" means the differences among and between living organisms and the differences within and between ecosystems;

"Classified forest area" means a Forest Reserve (including Nature Forest Reserve), Community Forest Management Area or Special Forest Management Area;

"Community forest management agreement" means an agreement described in section 39;

"Community Forest Management Area" means an area designated in a community forest management agreement, entered into between the Forest Administrator and a community management group in accordance with Part V.

"Community management group" means a group described in section 37;

"Enforcement officer" means
(i) any forest officer or other person designated to be an enforcement officer under the provisions of Part XI of this Act, and (ii) any police officer in Zanzibar;

"Environmental law"

means the Environmental Management for Sustainable Development Act, 1996 and all subsidiary legislation thereunder, or any replacement thereof;

"Firewood" includes parts of trees made up into bundles or loads, or cut up in a manner in which it is usual to cut wood for burning, and refuse wood generally, but does not include sound straight timber logs or poles of any kind;

"Forest Administrator" means the Assistant Commissioner for Forestry, or any officer hereafter assigned primary responsibility for the operation of the Forest Authority;

"Forest area management plan" means any management plan described in section 31 with respect to Forest Reserves; any management plan described in section 57 with respect to Special Forest Management Area; and any community forest management agreement described in section 39;

"Forest Authority" means the Subcommission for Forestry, or any government body hereafter assigned primary responsibility for the management and conservation of forest resources;

"Forest officer" means an officer appointed by the Minister under the provisions of section 6;

"Forest produce" includes bamboos, bark, branchwood, canes, charcoal, earth, fibres, firewood, fruits, galls gums, honey, latex, leaves, litter, poles, resin, rubber, sap, seeds, slabs, timber, trees, wattles, wax, and such other things as the Minister may, by notice in the Official Gazette, declare to be forest produce for the purposes of this Act;

"Forest Reserve" means an area designated as such pursuant to section 15, and includes any Nature Forest Reserve;

"Forest resources" includes -

- i. trees and other forest produce;
- ii. the environmental benefits associated with trees in their living or in situ state;
- iii. all wild animals, wild plants, components of biodiversity and other living and non-living natural resources for which trees provide habitat, shelter or food or which are associated with forest ecosystems;

Whether located within or outside of classified forest areas. Without limiting the foregoing "forest resources" shall include all living and non-living natural resources located within any Forest Reserve;

"Institute responsible for the environment: means the Department of Environment or any other government body hereafter assigned primary responsibility for the environment;

"Land" includes mangroves;

"Land available to the government" means land outside of a Forest Reserve or Community Forest Management Area over which no non-governmental person has a right of occupancy, and includes land subject to government leases;

"Land Tribunal" means land Tribunal as defined in the Land Tribunal Act, 1994;

"Licence" includes any permit issued under this Act;

"licensing officer" means (a) any forest officer designated as a licensing officer by the Forest Administrator under section 7(1); or (b) any other person designated by the Minister as a licensing officer under section 8(2);

"Minister" means the Minister responsible for the management and conservation of forest resources;

"Nature Forest Reserve" means a subcategory of Forest Reserve, designated under section 16;

"Person" means an individual whether acting in a public or private capacity, a group of individuals, a community, a juridical person, a Government institution or Government corporate body;

"Privately-held land" means land over which a non-governmental person has a right of occupancy, but does not include land subject to government leases;

"Right to occupancy" means a right of occupancy as defined in the Land Tenure Act, 1992, and any other right to occupy land on a permanent or lifetime basis, but does not include the right to occupy land under a government lease;

"Special Forest Management Area" means an area designated under section 48;

"Timber" includes a tree or any part of a tree when it has fallen or been felled, and all wood, whether or not sawn, split, hewn or otherwise fashioned for any purpose, but does not include firewood;

"Tree" includes palms, bamboo, shrubs, bushes, stumps, seedlings, saplings and re-shoots of all ages;

"Wild animal" means undomesticated animals, including birds;

"Wild plant" means undomesticated plants.

3(1) The purpose of this Act is to promote the protection, conservation and development of forest resources for the social, economic and environmental benefit of present and future generations of the people of Zanzibar.

Purpose of this Act

- (2) Consistent with the purpose set forth in subsection (1), the provisions of this Act shall be implemented in a manner which promotes the following objectives:
- (a) to encourage and facilitate the active involvement of local people in the sustainable planning, management, use and conservation of forest resources;
 - (b) to preserve and enhance the environmental functions of forest resources; and
 - (c) to meet Zanzibar's demands for forest produce within the framework of sustainable forest management.

PART II

ADMINISTRATION

4. The President, upon recommendation of the Minister, shall appoint an officer in the public service to be the Forest Administrator.

Forest Administrator

5. The Forest Authority, under the direction of the Forest Administrator shall be responsible for the implementation of this Act, and in particular shall:

Forest Authority

- (a) plan, promote, assist and conduct activities to ensure the conservation and sustainable management of the forest resources of Zanzibar;
- (b) maintain an inventory of the forest resources of Zanzibar;
- (c) prepare, update and coordinate the implementation of a National Forest Resources Management Plan and individual forest management plans;
- (d) submit a report to the Minister every year on the implementation of the National Forest Resources Management Plan and forest area management plans;
- (e) encourage and assist the planting, cultivation, conservation and appropriate utilisation of forest resources by individuals and communities, through training, extension, participatory planning and the delegation of management responsibility;
- (f) manage Forest Reserves and such other areas as may be entrusted to the Forest Authority for management in accordance with the purposes for which they are established;
- (g) take appropriate measures to prevent deforestation and to control forest fires;
- (h) manage and protect forests as habitats for genetic resources and biological diversity;

- (i) take appropriate measures to protect and regulate the hunting or taking of wild animals and plants;
- (j) conduct and coordinate research on silvicultural, ecological, economic, social and other aspects of forests and forest resources, in order to promote the purposes of this Act; and
- (k) take such other steps as are necessary to fulfil the purposes of this Act.

6. The Minister, upon the recommendation of the Forest Administrator, may appoint such forest officers and staff as the Minister considers necessary for the purposes of this Act.

Forest Officers
and Other Staff

7(1) The Forest Administrator may appoint any forest officer to be a licensing officer with the power to issue any category of licence under Part VII of this Act, of such categories of licences as the Forest Administrator may specify.

Licensing Officers

(2) The Minister, upon recommendation of the Forest Administrator, may appoint any other person to be a licensing officer with the power to issue specified categories of licences, subject to such conditions or limitations as the Minister may specify.

Enforcement Officers

- 8(1) The Forest Administrator may appoint any forest officer to be an enforcement officer with all of the powers of enforcement officers under Part XI, or any of such powers as the Forest Administrator may specify.
- (2) The Minister, upon recommendation of the Forest Administrator, may appoint any person who is not a forest officer or police officer to be an enforcement officer with any or all of the powers set forth in sections 84(a) and (b), 85, 87 and 88, subject to such other limitations or conditions as the Minister may specify.

PART III

NATIONAL FOREST RESOURCES PLANNING

National Forest
Resources
Inventory

- 9(1) The Forest Administrator shall compile and update a national inventory of forest resources.
- (2) The national inventory of forest resources shall:
- (a) describe the quantity, quality, type (including distribution of tree species) and location of forest resources in the country, both within and outside of classified forest areas;

- (b) state and quantify discernible trends and changes over time in any of the categories described in paragraph (a);
- (c) state the areas devoted to classified forest areas under this Act, as well as the area of other
- (d) provide information on the suitability of different land areas for forestry uses, including, but not limited to, production, protection, preservation, afforestation, reforestation and recreation; and
- (e) describe the manner and the extent to which forest resources are used by local communities and individuals for domestic, medicinal and religious purposes, and for other purposes related to the basic daily needs of those living in and around forests.

10. As soon as possible after the effective date of this Act, the Forest Administrator shall prepare a National Forest Resources Management Plan.

National Forest
Resources Management
Plan

11. The National Forest Resources Management Plan shall include:

Contents of the
National Forest
Resources Management
Plan

- (a) a detailed description of the status of forest resources in Zanzibar on the basis of the national inventory of forest resources and other available information;

- (b) a statement of Zanzibar's national forest policy;
- (c) an assessment of the demand for and threats to the various kinds of forest resources over the short-and long-term;
- (d) a statement of the management measures proposed to address the identified demands and threats and to implement the objectives of the national forest policy, including strategies to be adopted to maximise public participation in forest resources management; and
- (e) an estimate of staffing, budgetary and administrative requirements.

Public comment and
inter-sectoral
consultation in plan
preparation

12. Prior to submitting the National Forest Resources Management Plan for approval, The Forest Administrator shall:

- (a) distribute the National Forest Resources Management Plan for comment to those government institutions responsible for agriculture, livestock, planning, finance, land, water, environment, fisheries, energy, tourism, women and local government and other relevant government institutions;
- (b) take effective steps to publicize the proposed plan and to solicit comments and advice from the public, especially those most dependant upon forest resources in their daily lives, and

- (c) taking into account the comments and advice received, make such changes as may be appropriate.

13(1) The National Forest Resources

Management Plan shall be submitted to the Minister for approval, with or without amendment, and thereafter submitted to the Cabinet in Zanzibar for approval, with or without amendment.

Approval and
Modification of
the Plan

- (2) Upon final approval of the National Forest Resources Management Plan, the Forest Administrator shall cause notice of the plan to be published in the Official Gazette, and shall make copies of the plan available at the main offices of the Forest Authority, its branch offices and at other appropriate government offices for inspection and for sale at a reasonable price.
- (3) The Forest Administrator shall undertake a mid-term review of the National Forest Resources Management Plan and shall conduct such other periodic assessments of the plan as the Forest Administrator considers necessary to ensure that the plan is up to date and accurate.
- (4) Based on the reviews conducted under subsection (3), the Forest Administrator shall update and amend the National Forest Resources Management Plan as needed, provided that any such amendment that significantly changes the objectives or strategies set forth in the plan shall be

subject to review and approval in accordance with section 13 and this section.

- (5) The National Forest Resources Management Plan shall be fully reviewed and revised at least every ten years, in accordance with the provisions of (section 12 and) this section.

Power to collect
Information

14. For the purpose of preparing the national forest inventory, the National Forest Resources Management Plan or for otherwise carrying out the purposes of this Act, the Forest Administrator is authorized to collect any necessary information on forest resources from any person.

PART IV

FOREST RESERVES AND NATURE FOREST RESERVES

Power of the Minister to
Declare Forest Reserves

15. Subject to the provisions of this Part and subject to applicable national plans, and after consultation with relevant government institutions, the Minister may declare any land in Zanzibar a Forest Reserve.

Nature Forest Reserve
as Sub-Category of
Forest Reserve

- 16(1) There shall be a sub-category of Forest Reserve called Nature Forest Reserve.
- (2) Subject to the provisions of this Part, the Minister may designate any Forest Reserve

or any part thereof as a Nature Forest Reserve, either at the same time as initial creation of the Forest Reserve, or at any time thereafter.

17(1) Forest Reserves, other than Nature Forest Reserves, shall be managed as permanent forest areas for the purpose of providing the optimum combination of benefits of protection and production of which they are capable.

Management objectives for
Forest Reserves and
Nature Forest Reserves

(2) Nature Forest Reserves shall be managed as permanent forest areas exclusively:

- (a) for the purpose of the permanent preservation of their environment, including flora, fauna, biodiversity, soil, water and scenic beauty; and
- (b) for scientific, educational, social or recreational uses compatible with the purpose set forth in (a).

18(1) The Minister shall initiate the process of creating a Forest Reserve by publishing a notice of intent in the Official Gazette.

Notice of Intent to
Create a Forest Reserve

(2) On or about the date of publication of the notice of intent in the Official Gazette, the Forest Administrator shall:

- (a) publish the notice of intent in a newspaper of general circulation, followed by a second publication seven to ten days later; and

- (b) deliver copies of the notice of intent to the shehas or other appropriate representatives of persons living in or near the proposed Forest Reserve, with instructions to post the notice in conspicuous places and to inform local residents of its contents.

Contents of the
Notice of Intent

- 19. The notice of intent to create a Forest Reserve shall include:
 - (a) a map and description of the area;
 - (b) a brief description of the purposes for which the Forest Reserve is being created;
 - (c) procedures to be followed during the public review period described in section 20, including instructions for filing claims, complaints or comments with the Forest Administrator;
 - (d) the date on which the public review period will end, which shall be at least 90 days after the notice of intent;
 - (e) a statement that failure to file claims regarding existing rights within the public comment period shall result in the extinguishment of those rights.

Public Review Period

- 20. Upon publication of the notice of intent, there shall be a public review period of not less than 90 days as specified in the notice of intent, during which the Forest Administrator shall:

- (a) solicit public opinion about the proposal to establish a Forest Reserve;
- (b) attempt to identify any existing rights, recognised by law or by custom, over land, resources or improvements located in the proposed area.

21. During the public review period, there shall be at least one open public meeting in or near the proposed area, at which comments, recommendations and objections about the proposed Forest Reserve shall be solicited and recorded by the Forest Administrator.

Public Meetings during
the
Public Review Period

22(1) At any time during the public review period, and in accordance with instructions set forth in the notice of intent, any person may file with the Forest Administrator:

Filing of Claims and
Comments during the
Public Review Period

(a) a claim alleging that the claimant holds rights over land, resources or improvements within the proposed Forest Reserve; and

(b) any other comments or objections concerning the establishment of the proposed Forest Reserve.

(2) Any such filing may be made either in writing or orally, and the Forest Administrator shall keep complete records of all such claims, comments and objections, and any evidence submitted therewith.

- 23(1) Taking into account all relevant information submitted or obtained during the public review period, the Forest Administrator shall, as soon as possible after the close of said period, issue findings with respect to the claims under section 22:
- (a) identifying as completely as possible all validly existing rights in the proposed Forest Reserve, and
 - (b) stating how such rights shall be treated in creating the Forest Reserve.
- (2) In reaching the decision called for in subsection (1)(b), the Forest Administrator shall apply the following principles:
- (a) where such right can be accommodated within the proposed Forest Reserve without adversely affecting the purposes for which the Forest Reserve is being established, it shall be allowed to continue, subject to such reasonable conditions as the Forest Administrator may impose, and the Forest Administrator shall record it in the final Forest Reserve order in section 24;
 - (b) where it is possible to do so without adversely affecting the purposes for which the Forest Reserve is being established, the Forest Administrator may modify the boundaries of the proposed Forest Reserve to exclude areas subject to the claimed right;

- (c) *where the continued exercise of any such right would adversely affect the purposes for which the Forest Reserve is being established, it shall be modified or extinguished, as long as fair and adequate compensation for the disturbance of such right is given to any holder thereof, including compensation for any crops (including trees) or improvements.*
- (3) Compensation referred to in subsection (2) may be in the form of monetary compensation or the granting of similar *rights of equivalent value to the claimant* on land outside the Forest Reserve.
- (4) Disputes concerning the recognition of rights or the payment of compensation shall be referred to the Land Tribunal.

24(1) After making the findings referred to in section 23, and taking into account the *comments received* and the information collected during the public review period, the Forest Administrator shall prepare a final Forest Reserve order, which shall include:

Final Forest
Reserve Order

- (a) a final description of the boundaries of the Forest Reserve;
- (b) a description of any right identified and accommodated in accordance with section 23.

- (2) The final Forest reserve order shall be submitted to the Minister, who no later than 90 days after the end of the public review period shall approve or reject it.
- (3) The Minister may extend the deadline for approval or rejection of the final Forest Reserve order by appropriate notice.
- (4) Upon approval of the final Forest Reserve order by the Minister, the Minister shall cause the order to be published in the Official Gazette.

Restriction on Rights
while Notice of Intent
is in Effect

- 25(1) During the period that a notice of intent is in effect, unless otherwise authorised by the Forest Administrator:
 - (a) no right shall be acquired in or over the land, resources or improvements within the proposed Forest Reserve except by succession;
 - (b) no new right of occupancy shall be granted to land within the proposed Forest Reserve; and
 - (c) none of the activities set forth in section 32 may be carried out.
- (2) A notice of intent shall be in effect until the Minister has approved or rejected the final Forest Reserve order, or until the expiration of the period for approval set forth in section 24, which ever comes first.

- 26(1) No right shall be acquired in or over a Forest Reserve, by grant or prescription, except by succession or under a grant or contract in writing made by or with the approval of the Forest Administrator.
- (2) In no event may land in a Forest Reserve be leased or otherwise alienated except:
- (a) with the express written consent of the Minister, and
 - (b) for uses specifically permitted by the applicable forest management plan and consistent with section 17.
- (3) In no event may any new right of occupancy be granted to any land within a Forest Reserve.
- (4) Any rights for which a claim has not been made in accordance with section 22, or knowledge of which has not been brought to the attention of the Forest Administrator during the public review period, shall be extinguished:

Provided that, within six months after the publication of the final Forest Reserve order, if any person demonstrates to the Forest Administrator that he or she failed to make a claim regarding a valid right because of ignorance of the process, the Forest Administrator shall consider such claim and by order direct that any valid right so claimed shall be reviewed, modified or extinguished in accordance with the principles set forth in section 23.

27. Forest reserves established under the Forest Reserve Decree, Cap. 120, and listed in Schedule 1 to this Act shall automatically be Forest Reserves under this Act.

- 28(1) Within one year after the declaration of a Forest Reserve, the Forest Administrator shall cause the boundaries to be marked and maintained in such a manner as to be visible at all times.
- (2) Within one year of the effective date of this Act, the Forest administrator shall cause the boundaries of each existing Forest Reserve listed on schedule 1 to be marked and maintained in such a manner as to be visible at all times.
- (3) The Forest Administrator shall cause a map or plan of each Forest Reserve to be prepared, copies of which shall be maintained and made available for public inspection at:
- (a) the main office of the Forest Authority, and the office of the Forest Authority which is nearest the Forest Reserve in question;
 - (b) the main office of the Director of Lands;
 - (c) the offices of the relevant regional and district authorities.

29. The Minister may at any time designate any Forest Reserve as a Nature Forest Reserve by order published in the Official Gazette, provided that if any such designation results in the disturbance of rights recognized under the final Forest Reserve order, fair and adequate compensation for the disturbance of such rights is given to any holder thereof.

Power to Designate
Forest Reserves as
Nature Forest Reserves

30(1) The Forest Administrator shall, in consultation with local residents and relevant institutions, prepare a forest area management plan for each Forest Reserve:

Forest Area Management
Plans for Forest Reserves

- (a) with respect to existing Forest Reserves, as soon as possible after the coming into effect of this law; and
- (b) with respect to new Forest Reserves, as soon as possible after the issuance of the final Forest Reserve order.
- (c) describe the surrounding areas and their interaction with the Forest Reserve, and assess the need for devising strategies to guide land use in such surrounding areas;
- (d) describe the communities residing in the vicinity of the Forest Reserve, including the level and type of their dependence on forest resources and their practices and rights with regard to the Forest Reserve;
- (e) set forth a programme for the involvement of local communities in forest use or management if appropriate in the

circumstances, and identify any areas that might be appropriate for designation as a Community Forest Management Area under Part V of this Act;

- (f) contain provisions regarding forest protection, such as fire prevention and control, control of pests and fungus, control of land clearing and soil conservation;
 - (g) prescribe any logging and other forest harvesting practices to be followed;
 - (h) prescribe the silvicultural, afforestation and reforestation measures to be applied; and
 - (i) establish a zoning plan within each Forest Reserve, as may be appropriate, and describe the management strategy proposed for each zone.
- (3) *Each forest area management plan shall be made available for public inspection at the central office of the Forest Authority and in the office of the Forest Authority nearest to the Forest Reserve in question.*
- (4) *Each Forest Reserve shall be managed and administered by the Forest Administrator in accordance with the applicable forest area management plan, and consistent with the purposes described in section 17.*
- (5) *In the event any provision in a forest area management plan is inconsistent with*

the purposes set forth in section 17 for which Forest Reserves, or Nature Forest Reserves, as the case may be, are to be managed, said provision shall be considered void.

31(1) Subject to the provisions of this section, the Minister may revoke the designation of all or a portion of any Forest Reserve, or change all or part of a Nature Forest Reserve into a regular Forest Reserve, by publishing an order to that effect in the Official Gazette.

Degazettement of
Forest Reserve and
Change of Nature
Forest Reserve Status

(2) No order under subsection (1) may be issued unless:

- (a)** notice of the proposed order has been published in the Official Gazette, stating the reasons for the proposed change of status and allowing 60 days for comment;
- (b)** an environmental impact assessment of the proposed order has been undertaken in accordance with procedures specified in the environment law, or if no such procedures are then in effect, in accordance with procedures to be specified by the Minister in regulations under this Act;
- (c)** persons living in the vicinity of the forest area in question have been given effective notice of the proposed revocation, and the Minister has solicited comments from such persons;

- (d) The Minister has considered all comments received under this section, and
- (e) with respect to an order which revokes a Nature Forest Reserve designation, approval for such an action has been given in writing by the President.

Activities Prohibited in
Forest Reserves
without Authorization

32. Unless authorised by a licence under section 62 or any applicable community forest management agreement, no person shall do any of the following acts in any Forest Reserve, or in any area subject to a notice of intent in accordance with section 25:
- (a) fell or extract trees;
 - (b) take other forest produce;
 - (c) take rock, sand, shells and soil;
 - (d) clear land;
 - (e) cut, burn, uproot, damage or destroy vegetation;
 - (f) erect any buildings or livestock enclosures;
 - (g) allow any domestic animal to enter therein;
 - (h) plant any crops or trees;
 - (i) construct or obstruct any roads, paths or waterways;

- (j) set any trap, snare or net or use or be in possession of any gun, poison or explosive substance;
- (k) hunt or fish;
- (l) conduct salt-making operations; or
- (m) conduct any other activity that is prohibited by regulations.

33(1) In the event a national park system or other national system of protected areas, is created after the effective date of this Act, the Minister may propose or consent to the inclusion of any Forest Reserve or any part thereof in such system, to be managed in accordance with relevant legislation.

Inclusion of Forest Reserves
in National Protected Area
System, and Delegation
of Management Powers

- (2) With respect to any Forest Reserve:
 - (a) the Forest Administrator may enter into agreements with other relevant authorities, local residents or other persons for the integrated management of the Forest Reserve with other land areas and marine areas in the vicinity, subject to a management plan prepared in accordance with section 30 that covers the entire area intended for integrated management;
 - (b) the Minister may delegate some or all of the Minister's powers with respect to the Forest Reserve (except the right to degazette or change the status of the

Forest Reserve), and may assign some or all of the Forest Administrator's powers with respect to the Forest Reserve, to any board, committee or other body, subject to such limitations, conditions, supervision and powers of revocation as the Minister deems appropriate;

- (3) Any Forest Reserve subject to the provisions of subsection (2) shall remain subject to this Act, including without limitation to the provisions of section 17.

PART V COMMUNITY FOREST MANAGEMENT AREAS

Purpose of Community
Forest Management Areas

34. The purpose of Community Forest Management Areas is to provide local communities or groups with a means of acquiring clear and secure rights to plan, manage and benefit from local forest resources, on a sustainable basis, in order to help meet local needs, stimulate income generation and economic development, and enhance environmental stability.

Areas in which Community
Forest Management Areas
may be Established

- 35(1) Subject to the provisions of this Part, Community Forest Management Areas may be established in any area of land in Zanzibar, including any area within a Forest Reserve or Nature Forest Reserve.
- (2) The establishment of a Community Forest Management Area in any area subject to existing rights of occupancy or use shall

require (i) the consent of the holders of such rights, or (ii) the accommodation of those rights within the applicable community forest management agreement.

36(1) A Community Forest Management Area shall be managed in accordance with the terms of a community forest management agreement formulated in accordance with this Part.

Management of Community

Forest Management Areas

(2) The management agreement may authorise any activities that are consistent with the purposes set forth in section 34 and that comply with this Act.

(3) The management of a Community Forest Management Area located in a Forest Reserve or Nature Forest Reserve shall be consistent with the principles set forth in section 17.

37(1) Any group of persons living in or near an area and wishing to manage that area as a Community Forest Management Area may form a community management group, and request the Forest Administrator to enter into a management agreement for the proposed area with the community management group.

(2) When making such a request, the community management group shall indicate in general terms the types of activities it proposes to undertake in the proposed area

- (3) The community management group may select its own members, provided that any person living in close proximity to the proposed area or having strong traditional ties to its use shall be given a free and fair opportunity to join the community management group.

Consultation and Evaluation
by the Forest Administrator

38. Upon receiving a request under section 37, the Forest Administrator shall, as soon as possible, consult with the community management group, other persons living in the vicinity, relevant government authorities and community leaders, in order to evaluate the area community management group to manage it, taking into consideration:
 - (a) whether the proposed area has good potential to support the proposed activities, on a sustainable basis;
 - (b) whether there are special environmental characteristics of the proposed area that should be taken into account;
 - (c) whether the proposed area is free of existing rights, and if not, whether such rights can be accommodated within a viable community forest management agreement or by some other means;
 - (d) whether any government institution or other person having power over the allocation of such land agrees to its use as a Community Forest Management Area;

- (e) whether there is a general local consensus in favour of designating the proposed area as a Community Forest Management Area;
- (f) whether the community management group has complied with section 37(3);
- (g) whether the community management group has demonstrated a willingness and capacity to manage the area in an equitable and sustainable manner.

39. If in light of the consultations and inquiries referred to in section 38, the community management group and the Forest Administrator reach preliminary Management Area, they shall formulate a following:

Community Forest
Management
Agreement

- (a) a statement of the purposes for which the Community Forest Management Area is being created;
- (b) a description and map of the area and of different zones (if any) within the area to which different management strategies may apply;
- (c) a list of members of the community management group;
- (d) description of management activities to be undertaken by the community management group;

- (e) rules concerning access to and use of the area, including fees that may be charged by the community management group and group issued licences that may be required;
- (f) rules concerning the penalties to be imposed for violating the working plan, including grounds for expulsion of members;
- (g) the rights and duties of the parties to the agreement, which unless specifically stated otherwise in the agreement, shall include the basic rights and duties set forth in sections 40 and 41;
- (h) a description of the continuing rights of any third parties within the area;
- (i) the duration of the agreement, and
- (j) other matters that the parties may agree to include or as may be specified in regulations.

Duties of the
Basic Rights and
Community
Management Group

40. Unless the management agreement specifically states otherwise, the rights and duties of the community management group under the management agreement shall include the following:

- (a) the right and duty to manage the area and undertake other activities in accordance with the management agreement;

- (b) the right to harvest and sell forest produce and enjoy other benefits of the area in accordance with the management agreement, without payment of royalties to the Forest Administrator;
- (c) the right and duty to enforce rules set forth in the management agreement;
- (d) the right to exclude non-members of the group from use of the Community Forest Management Area;
- (e) the right to establish and manage a fund for purposes of carrying out activities under the management agreement, and to deposit in such fund any fees or penalties collected under the management agreement;
- (f) the duty to abide by the terms and conditions of the management agreement, this Act and other applicable laws.

41. Unless the management agreement specifically states otherwise, the rights and duties of the Forest Administrator under the management shall include:

Basic Rights and
Duties of Forest
Administrator

- (a) the duty to provide technical assistance and advice to the community management group concerning implementation of the management agreement;
- (b) the duty to refrain from undertaking or authorizing activities in the Community

Forest Management Area that are inconsistent with the management agreement, including the granting of rights, licenses or permissions to persons other than the community management group;

- (c) the duty to assist the community management group in the enforcement of the rules established under the management plan;
- (d) the duty to prosecute diligently any person who may act in contravention of the management agreement or this Act with respect to the Community Forest Management Area;
- (e) the right to monitor the performance of the community management group under the management agreement and to terminate the agreement in accordance with section 47; and
- (f) the duty to abide by the terms and conditions of the agreement, this Act, and other applicable laws.

Signature of Agreement
and Final Designation
of the Community Forest
Management Area by the
Minister

42(1) Upon signature of the community forest management agreement by the community management group, the Forest Administrator shall sign the agreement, and forward the management agreement to the Minister for approval.

(2) Upon approval by Minister, the management agreement shall take effect, and the Minister shall issue an order in the Official gazette declaring the creation of the Community Forest Management Area and giving notice that the agreement is in effect.

(3) As soon as possible after approval by the Minister, the community management group and the Forest Authority shall cause the boundaries of the Community Forest Management Area to be marked in a manner that is clearly visible.

43. Unless authorised in accordance with the terms of the applicable community forest management agreement, no person shall do any of the following acts in a Community Forest Management Area:

Activities Prohibited in
Community Forest
Management
Areas without
Authorization

(a) conduct any of the acts set forth in paragraph (a) of section 32; and

(b) conduct any other activity that is prohibited by, or for which permission is required under, the community forest management agreement, or any rules or by-laws issued thereunder.

44. Without limiting the Minister's general powers to appoint enforcement officers under this Act, a community forest management agreement may provide for the appointment of some or all of the members of the community management

Community Management
Group
Members as Enforcement
Officers

group as enforcement officers with respect to the relevant Community Forest Management Area, with some or all of the powers of enforcement officers set forth in this Part.

Prohibition against
Granting of
Conflicting Rights

45(1) Without limiting the generality of the provisions of this Part, while a management agreement is in effect, no government institution or other person may grant rights or permissions to any person to carry out activities within a Community Forest Management Area that are prohibited by the management group to manage the area and enjoy the benefits thereof in accordance with the management agreement.

(2) Without limiting the foregoing, the provisions of a management agreement shall override any contradictory or overlapping provisions of by-laws made under section 37 of the Zanzibar Municipal Council Act, 1995 and section 5 and 31 of the District and Town Councils Act, 1995, to the extent those by-laws purport to apply to the Community Forest Management Area.

Legal status of the
Community

46. Upon approval of the management agreement by the Minister, the community management group shall be deemed to be a legal person or body corporate under applicable law, with the right to sue and be sued, to hold and dispose of property, to

enter into binding contracts, to borrow money, or to undertake such other activities as may be allowed by law and the agreement.

47(1) The Forest Administrator shall have the right to revoke the management agreement in the event of serious and continuing violations of the management agreement by the community management group, and in the event the community management group fails to take necessary steps to remedy such violations within a reasonable time after receiving notice of such violations from the Forest Administrator.

Termination of the
Agreement by the Forest
Administrator

- (2) In the event of revocation by the Forest Administrator, the community management group shall be entitled to compensation equal to:
- (a) the value of any existing forest produce planted by the group, that the group would have been entitled to harvest if not for the termination of the agreement, minus;
 - (b) the value of any unreimbursed subsidies made by the Forest Authority in support of said planting and the cost of unauthorised damage done by the community management group.
- (3) Without limiting any general rights of appeal that may be available under this Act or any other law, the community

management group shall have the right to appeal any such revocation to the Minister and if the Minister upholds the revocation, to the High Court.

PART VI

SPECIAL FOREST MANAGEMENT AREAS

Power to Declare
Special Forest
Management Area

48. Subject to the provisions of this Part and after consultation with relevant government institutions, the Minister may declare any land in Zanzibar located outside of Forest Reserves or Community Forest Management Areas to be a Special Forest Management Area.

Purposes of Special Forest
Management Areas

49. A Special Forest Management Area may be established for any of the following reasons:

- (a) to protect forest areas outside of Forest Reserves or Community Forest Management Areas that are undergoing degradation or deterioration due to excessive or uncontrolled exploitation or encroachment;
- (b) to establish conservation and management controls in watershed areas and other areas in which the destruction or deterioration of forest resources has caused or is likely to cause serious damage to soil and water resources; or

- (c) to establish controls on lands that are in a dangerous or unstable state along roadside, river or stream banks, or near residential or industrial areas.

50(1) The Minister shall initiate the process of creating a Special Forest Management Area by publishing a notice of intent in the Official Gazette.

Notice of Intent to
Create a Special Forest
Management Area

- (2) On or about the date of publication of the notice of intent in the Official Gazette, the Forest Administrator shall:

- (a) publish the notice of intent in a newspaper of general circulation, followed by a second publication seven to ten days later; and
- (b) deliver copies of the notice of intent to the shehas or other appropriate representatives of people living in or near the proposed Special Forest Management Area, with instructions to post the notice in conspicuous places and to inform local residents of its contents.

51. The notice of intent to create a Special Forest Management Area shall:

Contents of the
Notice of Intent

- (a) include a draft final order for creation of the area, setting forth
 - i) a map and description of the area;
 - ii) a description of the problem necessitating creation of the area;

- iii) a description of measures that would govern activities within the area; and
 - iv) the proposed duration of the Special Forest Management Area status.
- (b) procedure to be followed during the public review period described in section 53, including instructions for filing complaints or comments with the Forest Administrator;
- (c) the date on which the public review period will end, which shall be at least 60 days after the notice of intent.

Interim Protection

52(1) The Minister may, by order published in the Official Gazette, adopt in respect of any proposed Special Forest Management Area for which a notice of intent has been issued, such interim measures as may be necessary to protect the Area pending the issuance of a final order under section 55.

(2) Any interim measures adopted under this section shall remain in force for such period not exceeding 180 days as may be specified in the order, or until issuance of a final order under section 55, whichever may occur first.

Public Review Period

Upon publication of the notice of intent, there shall be a public review period of not less than 60 days as specified in the notice of intent during which the Forest Administrator shall:

- a) solicit public opinion about the proposal to establish a Special Forest Management Area;
- b) attempt to identify existing rights over land, improvements and resources in the area that may be affected by the establishment of the proposed Special Forest Management Area; and
- c) attempt to design the final order described in section 55 in a way that minimizes disruption to the rights mentioned in (b), above, except as may be essential for achieving the objectives of the proposed area.

54. At any time during the public review period, any person may file comments and objections with the Forest Administrator regarding the establishment of the proposed area or provisions in the draft final order, either orally or in writing, and the Forest administrator shall keep complete records of all such comments and objections.

Filing of Comments
and Objections

55(1) Upon completion of the public review period, and taking into account the comments, recommendations and objections received and the information collected, the Forest Administrator shall modify the draft final order as appropriate, and submit the proposed final order for approval to the Minister.

Final Order Creating a
Special Forest
Management Area

- (2) Upon approval of the final order by the Minister, the Minister shall cause the final order to be published in the Official Gazette.

Management Plan

56(1) The Forest Administrator shall prepare a management plan for each Special Forest Management Area as soon as possible after issuance of the final order under section 55, setting forth the information contained in the final order, and such other information as the Forest Administrator may consider appropriate.

- (2) Any such management plan shall be prepared in consultation with local residents and relevant institutions.
- (3) Each such management plan shall be made available for public inspection at the central office of the Forest Authority and in the office of the Forest Authority nearest to the Special Forest Management Area in question.

activities Prohibited in
Special Forest Management
Areas without
Authorization

57. Unless authorised under this Act by a licence or otherwise, no person shall do any of the following acts in a Special Forest Management Area:
- a) fell or extract trees;
 - b) conduct any other activity that is prohibited by, or for which permission is required under, the final order creating the Special Forest Management Area or any regulations issued in accordance therewith.

- 58(1)** Without limiting the generality of the Minister's powers set forth in section 100, the Minister may make regulations concerning Special Forest Management Areas in general, and regulations that apply to specific Special Forest Management Areas.
- (2)** Regulations referred to in sub-section (1) may include regulations:
- a) controlling the cutting or extraction of trees, firewood and other forest produce in an area, including the closure of all or part of an area to such activities;
 - b) controlling land clearing and other activities which are likely to aggravate the problems for which an area was established;
 - c) establishing procedures to be followed during the public review period referred to in section 53;
 - d) establishing funds for specific areas and rules for their administration; and
 - e) other regulations the Minister deems necessary for implementation of this Part.
- (3)** Notwithstanding subsections (1) and (2), any regulations relating to a specific area, or any general regulations to the extent they apply to a specific area, must be directly related to the objectives for which the area was created and consistent with the final order creating the area.

Appeal by Persons
Aggrieved by a
Final Order

- 59(1) Any person holding rights over land, in a Special Forest Management Area, or to resources or improvements located thereon, may submit a petition and supporting evidence to the Minister, requesting that Minister exempt the land in question from application of all or any provisions of the final order, or of any regulations issued thereunder.
- (2) Any such petition shall be accompanied by evidence intended to show that application of the specified provisions to the land in question is causing or is likely to cause extreme hardship to the petitioner.
- (3) Upon receiving a petition, the Minister shall endeavour to determine whether application of the specified provisions to the land in question is necessary for accomplishing the objectives for which the Special Forest Management Area was established.
- (4) Based on the foregoing review, the Minister shall within sixty (60) days after its submission, reject or approve the petition in whole or in part, and shall issue an order accordingly.
- (5) If the Minister rejects the petition in whole or in part, the petitioner may appeal the rejection to the Land Tribunal or to any other court having jurisdiction.

(6) Where the petitioner can demonstrate to the satisfaction of the Land Tribunal or other court that the application of the specified provisions has resulted in the loss of all or nearly all the value of his rights over the land in question or to any crops (including trees) or improvements located thereon, the petitioner shall be entitled to fair and adequate compensation.

Discontinuance or
Modification of a
Special Forest
Management Area

60(1) The status of an area as a Special Forest Management area shall terminate on the date for termination, if any, set forth in the notice of intent, unless extended or earlier terminated by the Minister in accordance with this section.

(2) The Minister may revoke, extend or otherwise modify the status of a Special Forest Management Area by order in the Official Gazette, provided that in the case of a proposed revocation or extension, or in the case of other proposed modifications that may significantly affect existing rights in the area, the procedures set forth in this Part regarding notice and public review are followed.

61. If the Minister determines that the objectives of one or more Special Forest Management Areas can best be accomplished by close and on going collaboration with other government or non-government institutions or other persons. the Minister may:

Delegation of Powers
under this Part to a
Multi sectoral Body

- a) invite any such institutions or other persons to participate in a multi-sectoral committee for planning, management, monitoring and other activities relevant to the area(s);
- b) create such a committee by order in the Official Gazette; and
- c) delegate some or all of the Minister's powers and responsibilities under this Part, and re-assign some or all of the Forest Administrator's powers and responsibilities under this Part, to said committee by order in the Official Gazette.

PART VII LICENCES

Licences for Utilization of
Forest Produce in
Forest Reserves

- 62(1) Subject to section 68, upon application in the prescribed form a licensing officer may issue a licence authorising the holder thereof to perform such of the following activities in a Forest Reserve (excluding Nature Forest Reserves), as may be specified in the licence:
- a) fell or extract timber;
 - b) take other forest produce;
 - c) erect buildings or livestock enclosures;
 - d) allow domestic animals to enter;
 - e) plant crops or trees;

- f) construct roads, paths or waterways;
- g) hunt or fish; and
- h) other activities for which the granting of a license has been specifically authorized by regulations.

(2) Subject to section 69, upon application in the prescribed form a licensing officer may issue a licence authorising the holder thereof to perform such of the following activities in a Nature Forest Reserve as may be specified in the licence:

- a) extract dead trees;
- b) harvest non-timber forest produce;
- c) other activities for which the granting of a license has been specifically authorized by regulations.

63. Subject to section 68, upon application in the prescribed form a licensing officer may issue a licence authorising the holder thereof to perform such of the following activities in a Special Forest Management Area as may be specified in the licence:

Licences for Utilization
 Forest Produce in a
 Special Forest
 Management Area

- a) fell or extract trees;
- b) other activities restricted by the applicable forest management plan or regulations, for which the granting of a license has been specifically authorized by regulations.

64. Within a Community Forest Management Area, the community forest management agreement shall be deemed to be a licence to engage in the activities authorised therein, and the power of a licensing officer to issue other licences, if any, shall be as specified in the management agreement.

65(1) Unless authorised under this Act by a licence or otherwise, no person shall do any of the following acts on land located outside of a classified forest area:

- a) on privately-held land, fell or extract any tree unless otherwise stipulated in regulations;
- b) on land available to the government:
 - i) fell or extract any trees, and
 - ii) conduct any other activity that is prohibited by, or for which permission is required under, any regulations issued under this Act.

(2) subject to section 68, upon application in the prescribed form a licensing officer may issue a licence authorising the holder thereof to engage in the activities restricted by or under subsection (1) with respect to land outside of classified forest areas.

66. Without limiting any rights to the ownership, use or harvesting of forest produce that may accrue under this Act or under any other law:

- a) any person who plants trees on any land which that person is entitled to use for that purpose shall retain the right to harvest the resulting forest produce and to dispose of it freely, subject to the terms of any applicable forest area management plan, lease, contract or other agreement;
- b) where any person has planted trees on land which that person was entitled to use for that purpose and that land is reallocated to another person or reverts at the termination of lease or agreement or is acquired for a public purpose, such person shall be entitled to compensation for the value of the trees so planted and associated forest produce.

67(1) If the Minister thinks that any kind or category of trees should for any reason be generally conserved, the Minister may, by order in the Official Gazette, declare such kind or category of tree to be a reserved tree.

(2) No person may fell, cut, fashion, burn, injure, take or remove any reserved tree, except in accordance with a licence issued by an authorized licensing officer.

68(1) No licence shall be granted under sections 63, 64, 65 or 66 unless the activity in question:

- a) is consistent with any applicable forest area management plan, environmental management plan or land use plan;
- b) with respect to Forest Reserves and Nature Reserves, is consistent with the purposes set forth in section 17, respectively;
- c) is in compliance with all environmental, land use and other applicable laws.

(2) No licence shall be required for activities which are specifically allowed without licence under the terms of an applicable forest area management plan or otherwise, including without limitation:

- a) activities allowed under a community forest management agreement;
- b) the exercise of rights set forth in a final Forest Reserve order.

69. Every licence shall specify:

- a) the authorised activity;
- b) the date of issue;
- c) the date of expiry;
- d) the latest date at which the activities authorised under it shall be started;

- e) the area or place with respect to which the licence is issued;
- f) the fee, if any, to be paid for issuance of the licence;
- g) such conditions as the licensing officer may deem necessary to ensure that the activity is carried out in a way which is consistent with an applicable forest management plan and this Act; and
- h) any other information that may be required by the Forest Administrator under regulations.

70(1) Every licence for timber harvesting shall be subject to the provisions of a logging workplan in accordance with this section, if:

Logging Workplans

- a) the area covered by the licence exceeds two hectares in size; or
 - b) the area in question is less than two hectares in size, but the licensing officer or the Forest Administrator determines that a logging workplan is necessary to ensure appropriate logging practices.
- (2) Logging workplan required by this section shall be attached to the licence, and no operations under the licence shall commence until the workplan has been approved by the Forest Administrator.
- (3) The logging workplan shall be consistent with the applicable forest area management plan and shall:

- a) specify an annual cut and any periodic limits within which the rate of timber harvesting shall be maintained;
- b) specify any trees to be left in place;
- c) specify any minimum utilizable size of timber to be felled;
- d) indicate the layout of any roads or trails that the licensee shall be obligated to construct and use;
- e) specify any reforestation or other post-harvest operations;
- f) specify restrictions on the machinery that can be used in order to minimize environmental impacts; and
- g) specify the time period in which the logging is to be completed.

Other Licences

71(1) The Minister may, by regulations, authorize the Forest Administrator to require licences for the following activities:

- a) the transport of firewood, timber or other forest produce;
- b) the making of charcoal and lime;
- c) the operation and maintenance of sawmills and pit sawing;

- d) the importation and exportation of forest produce from Zanzibar;
 - e) such other activities for which the Minister considers a licence necessary in order to accomplish the purposes of this Act.
- (2) The form, contents and conditions of any such licences, including the grounds on which they may be denied, shall be set forth in regulations.

72(1) All licences shall be subject to the payment of such fees as the Minister may prescribe in regulations. *Fees and Royalties*

- (2) Any licence relating to the harvesting or extraction of forest produce from Forest Reserves or land available to the government shall be subject to the payment of such royalties as the Minister may prescribe in regulations.
- (3) No fees or royalties under this section shall be required for the harvesting or extraction of forest produce carried out in accordance with a community forest management agreement unless such a requirement is set forth in the agreement.

PART VIII

CONSERVATION OF WILD ANIMALS AND WILD PLANTS

73(1) In consultation with the institution responsible for the environment, the Minister shall issue as regulations under *Preparation of Protected Wild Animal and Wild Plant Lists*

this Act lists of wild animals and wild plants which are to be totally protected.

- (2) The lists referred to in subsection (1) shall include any animals or plants identified by the institution responsible for the environment as endangered or threatened with extinction pursuant to the environmental law.
- (3) Until such time as the lists referred to in subsection (1) are prepared, the Schedule in the Wild Animals Protection Decree, Cap. 128, and Schedule 1 in the Wild Birds Protection Decree, Cap 129, and any presently valid amendments thereto, shall be considered to be lists issued under this section.

Prohibited Activities
regarding Protected
Animals and Plants

- 74.** No animal or plant listed on a list prepared in accordance with section 73 may be killed, injured, destroyed, captured, collected or otherwise taken, nor may the nest or eggs of any listed animal be taken, injured or destroyed except:
- a) pursuant to a special permit issued under section 75, or
 - b) with respect to listed animals, to defend against an attack or imminent threat of attack on human life, in which case the action shall be reported, and the animal or parts of the animal shall be handed, over to, the nearest Forest Officer as soon as possible within the following thirty (30) days.

75(1) The Forest Administrator, in consultation with the institution responsible for the environment, may issue a special permit for taking any animal or plant listed in accordance with section 73 for:

- a) scientific or conservation purposes, or
 - b) purposes of culling or control.
- (2) The Minister, in consultation with the institution responsible for the environment, may make regulations establishing conditions, procedures or other matters concerning the issuance of special permits and the activities authorized thereunder, including the transport and trading of any protected wild animals or wild plants.**

76(1) The Minister may, by regulation issued under this Act, regulate the killing, injuring, destroying, capturing, collecting, taking or transport of wild animals not appearing on a list prepared in accordance with section 73, including without limitation:

- a) regulations banning or requiring licences for the hunting of specified animals;
- b) regulations specifying seasons and areas within which hunting may take place;
- c) regulations restricting, banning or requiring certain hunting practices;
- d) regulations concerning nesting places of specified animals;

- e) regulations establishing bird sanctuaries;
 - f) regulations concerning trade and transport of wild animals;
 - g) regulations regarding fees to be paid in connection with specified activities.
- (2) Any regulations issued under the Wild Animals Protection Decree, Cap. 128, and the Wild Birds Protection Decree, Cap. 129 and in effect as of the date of this Act shall be considered regulations issued pursuant to this section, until the same shall be amended or repealed
- (3) Without limiting the generality of subsection (2):
- a) any bird sanctuary established under the Wild Birds Protection Decree, Cap. 129, shall be considered a bird sanctuary established by regulations under this section; and
 - b) section 5 and Schedule II of the Wild Birds Protection Decree, Cap. 129 as the same may have been amended, shall remain in force as if the same were regulations issued under this section.

PART IX

FIRES

Restrictions on
the
Setting of Fires

- 77(1) Unless authorized in accordance with this Act, no person shall light or cause to be lit a fire in any Forest Reserve or Fire

Hazard Area declared under subsection (2) except in a place established by a forest officer for the purpose of lighting fires.

- (2) The Minister may by notice in the Official Gazette declare any area of Zanzibar to be a Fire Hazard Area and require an authorization or otherwise regulate the lighting of fires in such areas.

78(1) Any person who lights a fire in violation of the provisions of section 77 shall be liable for any damage caused by the fire, notwithstanding any efforts that person may have made to prevent such damage.

Liability for Damage

Caused by Fire

- (2) Where a fire escapes from an area occupied by any person, that person shall be liable for any damage caused by that fire unless it is proved that neither that person nor anyone in the employ of that person lit the fire, and that he or she took all possible measures to prevent such damage.

79(1) Any person who is in the vicinity of and is aware of a fire which is causing damage or is likely to spread shall assist to the best of that person's capabilities in extinguishing the fire.

Duty to Extinguish Fires

- (2) For the purposes of subsection (1), any person may enter upon any land where the fire may be or to which there is reason to believe the fire may spread and may do

such things as are reasonably necessary to control or extinguish the fire.

**PART X
FORESTRY DEVELOPMENT FUND**

Establishment of a
Forestry Development
Fund

80. The Minister may, subject to authorization by the Minister responsible for finance, establish through regulations a Forestry Development Fund, to be used for:
- a) expenses related to reforestation;
 - b) extension and research;
 - c) loans and grants to persons or groups desiring to plant trees or manage forests;
 - d) any other activities directly related to the fulfilment of the purposes of this Act.

Monies for the Fund

81. The Forestry Development Fund shall comprise:
- a) any sums contributed to the Forestry Development Fund by private individuals, foundations, corporations and international organizations;
 - b) any sums appropriated to the Fund by the Government;
 - c) all or some of the amounts collected as penalties, fees or royalties under this Act (including sums obtained through the sale

of confiscated materials under section 96, but excluding sums collected by a community management group under a community forest management agreement), as may be specified in regulations; and

d) other sums designated in regulations.

82(1) The Forestry Development Fund shall be administered by the Minister in accordance with the requirements of this Act and any regulations issued by the Minister in consultation with the Minister responsible for finance.

Administration and
Recordkeeping

(2) The Minister shall ensure that proper books and other records of account in respect of receipts and expenditures of the Forestry Development Fund are kept.

(3) At the end of each financial year, the Minister shall prepare a report concerning the activities of the fund during that financial year, which report shall include:

- a) an audited balance sheet;
- b) an audited statement of income and expenditure;
- c) such other financial information as may be required by the Minister responsible for finance.

PART XI

POWERS OF ENFORCEMENT OFFICERS

Inspection

83. An enforcement officer may:
- a) require the production by any person of any licence or other authority for any act committed by such person for which such licence or other authority is required by or under this Act;
 - b) without a warrant, stop and inspect any vehicle which the officer reasonably suspects is carrying any forest produce which has been obtained in contravention of this Act or for which a transportation document is required under this Act; and
 - c) without a warrant, enter and search any building other than a dwelling house and any enclosure where the officer reasonably suspects that forest produce in respect of which an offence has been committed is stored.

Seizure

84. Where in the course of any inspection authorized by section 82 there is found any article which appears to be an article in respect of which an offence has been committed or which has been used in the commission of an offence, the enforcement officer conducting the search or inspection may seize such article.

85(1) Any article seized under section 84 shall be brought to the nearest police station or if it is not feasible to deliver it to the police station, it shall be given into the custody of the Forest Administrator and a report of the seizure shall be made to the relevant police station.

(2) Any article held by the police or the Forest Administrator shall be retained until the offence in connection with which it was seized has been tried or compounded or a decision has been made not to prosecute.

(3) Where any seized article is perishable, the Forest Administrator may order the article sold or destroyed and the proceeds if any retained in its place.

86(1) An enforcement officer may, without a warrant arrest any person who the officer reasonably suspects has committed an offence under this Act, if:

- a) such person refuses to give his or her name and address or gives a name and address which the officer reasonably believes to be false; or
- b) if the officer has reason to believe that such person will abscond.

(2) The police shall assist other enforcement officers in arresting offenders under this Act.

- Power to prosecute 87. Any enforcement officer may:
- a) prosecute an offender against this Act before a magistrate; or
 - b) deliver an offender to the police for prosecution.

PART XII

OFFENCES

- Offences Concerning
Classified Forest Areas 88. Any person who without authority under this Act, performs in a classified forest area, or in any area subject to a notice of intent, any activity prohibited in such area by sections 25(c), 32, 43, 52, and 57 shall be guilty of an offence, and shall be liable on conviction to imprisonment for a term not less than six months or to the applicable fine stipulated in Schedule 2, or both.
- Offences Concerning
Cutting of Trees and other
Restricted Activities
Outside of Classified
Forest Areas 89. Any person who without authority under this Act, performs any activity outside a classified forest area that is prohibited in accordance with section 65 shall be guilty of an offence, and shall be liable on conviction to imprisonment for a term not less than six months or to the applicable fine stipulated in Schedule 2, or both.
- Reserved Tree Offences 90. Any person who without authority under this Act, cuts or destroys any reserved tree designated in accordance

with section 68 shall be guilty of an offence, and shall be liable on conviction to imprisonment for a term not less than six months, or to the applicable fine stipulated in Schedule 2, or both.

91. Any person who without authority under this Act:

Wild Animal and
Wild Plant Offences

- a) kills, injures, destroys, captures, collects or otherwise takes any wild animal or plant listed under section 73, or takes, injures or destroys the nest or egg of any such wild animal;
- b) within a bird sanctuary, kills, wounds or captures any wild bird or takes, injures or destroys any nest or egg of such bird;
- c) kills, wounds or captures any wild bird to which section 76(2) applies during the applicable closed season;
- d) exposes or offers for sale or purchase or has in his or her possession or control any wild animal listed in section 73, or any nest or egg thereof, or any skin or part thereof;
- e) exports or attempts to export the skin or any part of a wild animal killed, injured, destroyed, captured, collected or otherwise taken in contravention of this Act;

shall be guilty of an offence, and shall be liable on conviction to imprisonment for a term not less than six months, or to the

applicable fine stipulated in Schedule 2, or both.

Fire Offences

92. Any person who without authority under this Act lights a forest fire or causes one to be lit in violation of section 77 or permits a fire to burn out of control in, or spread to a classified forest area, shall be guilty of an offence, and shall be liable on conviction to imprisonment for a term not less than six months, or to the applicable fine stipulated in Schedule 2, or both.

Other offences

93. Any person who without authority under this Act:
- a) undertakes without a licence any activity for which a licence is required under this Act;
 - b) knowingly makes a false or incorrect statement, report or entry of any information that must be supplied under this Act;
 - c) hinders or obstructs a forest officer or other authorised officer in the exercise of that officer's duties under this Act;
 - d) knowingly receives or is in possession of any forest produce in respect of which an offence has been committed under this Act;
 - e) alters, removes, or destroys any boundary marker placed by an authorized person to mark any area for the purposes of this Act;

- f) removes, alters, defaces or obliterates any mark or sign placed upon forest produce by a forest officer or other authorized person, or counterfeits such mark or sign;

shall be guilty of an offence, and shall be liable on conviction to imprisonment for a term not less than six months, or to the applicable fine stipulated in Schedule 2, or both.

94. The Minister may amend Schedule 2 by notice in the Official Gazette Minister's Power to Amend

95. Where any person in a classified forest area possesses any forest produce which that person is not authorized to take from such area, that person shall be presumed, unless the contrary is proved, to have taken such produce from such area. Presumption

- 96(1) Upon convicting any person of an offence against this Act, the Court, in addition to any other penalty provided by this Act, shall order: Additional Orders on Conviction

- a) that any licence held by the offender shall be cancelled;
- b) that any forest produce in respect of which the offence has been committed and anything which has been used in the commission of the offence shall be forfeited;

- c) that where any forest produce has been damaged, injured or removed in the commission of the offence, the offender shall pay compensation equivalent to the value of the produce;
 - d) that the offender shall pay ten times the amount of any royalties and other fees which, had the act constituting the offence been authorized, would have been payable in respect thereof; and
 - e) that the offender shall reimburse the Forest Authority for any costs it incurred in the seizure, storage, maintenance and removal of confiscated goods, or any other costs incurred in connection with the offence.
- (2) Where any order is made under subsection (1) in respect of forest produce from a Community Forest Management Area, the Court shall order any property to be forfeited and any amounts to be paid under subsection (1)(b),(c) and (d) to be forfeited and paid to the relevant community management group, provided the Court determines that the community management group did not aid or abet the commission of the offence

Repeat Offenders

97. Any person who, within two years of a conviction under this Act, is convicted of a subsequent offence enumerated in this Act shall be liable to double the fine or double the term of imprisonment or both.

98(1) If the Forest Administrator is satisfied that evidence is available that would reasonably support the bringing of charges against a person for an offence under this Act, and if that person agrees in writing to the offence, the Forest Administrator may compound the offence by accepting on behalf of the Government from that person:

- a) a sum equal to the fine specified for the offence, together with all reasonable expenses the Government may have incurred in the seizure, storage, maintenance or removal of any articles seized in connection with the offence;
- b) payment of all royalties or other fees due, or which would have been due if the act had been authorized under this Act;
- c) where forest produce has been damaged, injured, or removed in the commission of the offence, a sum of money not exceeding the value of such produce.

(2) Where any property has been seized in connection with the offence compounded under this section, the Forest Administrator may, if such property belongs to the offender, either release it to him on payment of a sum of money not exceeding the value thereof, or confiscate it for the Government.

- (3) The compound of an offence by any person under this section shall be a bar to any further penal proceedings against that person in respect to that offence.

**PART XIII
MISCELLANEOUS**

Immunity

99. No action shall be brought against any authorized forest officer, enforcement officer or licensing officer in respect of anything done or omitted to be done by that officer in good faith in the execution or purported execution of his or her powers and duties under this Act.

Power to Make
Regulations

- 100(1) The Minister may make regulations for the effective implementation of this Act, and without prejudice to the generality of the foregoing, the Minister may:
- a) prescribe procedures for the establishment and management of classified forest areas;
 - b) regulate the cutting, harvesting or extraction of forest produce on land available to the government, including designating areas closed for cutting;
 - c) regulate or prohibit access to any part of a Forest Reserve;
 - d) prescribe the form and contents of any application, licence or agreement;

- e) prescribe the conditions of any category of licence or agreement;
- f) prescribe the setting of fees for any licence;
- g) prescribe the contents of forest area management plans;
- h) appoint enforcement and licensing officers, and stipulate the conditions or limitations of such appointments;
- i) make regulations and orders in accordance with specific powers granted under other sections of this Act; and
- j) regulate all other matters related to the purposes and implementation of the provisions of this Act.

(2) Except as otherwise stated in this Act, any regulation made under this Act may provide that any violation thereof shall be an offence punishable by a term of imprisonment of not less than six months and a fine of not less than 59,000/- T sh. or both.

101. The following laws are repealed:

Repeal and Saving

- i) Forest Decree Cap. 120
- ii) Wood Cutting Decree Cap. 121
- iii) Wild Animal Protection Decree Cap. 128
- iv) Wild Bird Protection Decree Cap. 129

Appendix 1:

The species which are to be totally protected year round and which are to be accorded the highest conservation action and work priority.

<i>Generic Name</i>	<i>English Name</i>	<i>Swahili Name</i>
Aves (Birds)		
Order: Non-passeriformes		
Family: Diomedidae		
<i>Diomedea cauta</i>	Shy albatross	n/a
Family: Sulidae		
<i>Sula bassana</i>	Cape Gannet	Mnandi
<i>Sula dactylatra</i>	Masked booby	n/a
Family: Fregatidae		
<i>Frigata minor</i>	Greater frigate bird	n/a
<i>Frigata ariel</i>	Lesser frigate bird	n/a
Family: Ardeidae		
<i>Ardeola idae</i>	Madagascar squacco heron	Korongo
<i>Ixobrychus minutus</i>	Little bittern	Robo, Ngojamaliko
<i>Nycticorax leuconotus</i>	White-backed night heron	Fundamaji
Family: Phoenicopteridae		
<i>Phoenicopus ruber</i>	Greater flamingo	Heroe, Herowe
Family: Anatidae		
<i>Nettion auritus</i>	Pigmy goose	Kotwe-ndaambwe
<i>Thalassornis leuconotus</i>	White-backed duck	Kotwe, Salile
Family: Pandionidae		
<i>Pandion haliaetus</i>	Osprey	Koho? Furukombe?
Family: Accipitridae		
<i>Accipiter tachiro pembraenis</i>	African Goshawk	Mwewe, Kozi, Kipanga
<i>Circus aeruginosus</i>	Marsh harrier	n/a
<i>Circus macrourus</i>	Pallid harrier	n/a
<i>Macheiramphus alcinus</i>	Bat-eating buzzard	n/a

<i>Generic Name</i>	<i>English Name</i>	<i>Swahili Name</i>
Aves (Birds)		
Family: Falconidae		
<i>Falco amurensis</i>	Eastern red-footed falcon	<i>n/a</i>
<i>Falco dickinsoni</i>	Dickinson's kestrel	Kipanga-kidogo/jichwa
<i>Falco peregrinus</i>	Peregrine	<i>n/a</i>
<i>Falco subbuteo</i>	Hobby	<i>n/a</i>
Family: Phasianidae		
<i>Coturnix chinensis</i>	Blue quail	Kiunzi, Kituitui, Tombo
Family: Rallidae		
<i>Porphyro alleni</i>	Allen's gallinule	Kihaji
<i>Porphyrio porphyrio</i>	Purple gallinule	<i>n/a</i>
<i> madagascarensis</i>		<i>n/a</i>
<i>Porzana porzana</i>	Spotted crane	<i>n/a</i>
<i>Sarothrura elegans elegans</i>	Buff-spotted crane	Mwendanguo
<i>Sarothrura rufa</i>	Red chested crane	<i>n/a</i>
<i>Porzana marginalis</i>	Striped crane	<i>n/a</i>
Family: Dromadidae		
<i>Dromas ardeola</i>	Crab plover	Ndoero
Family: Haematopidae		
<i>Haematopus ostralegus</i>	Oyster catcher	Kipanga-majoma, Ninga-wa-bahari
<i> longipes</i>		
Family: Glareolidae		
<i>Cursorius chalcopterus</i>	Violet-tipped courser	<i>n/a</i>
Family: Charadriidae		
<i>Charadrius marginatus</i>	White-fronted sand plover	<i>n/a</i>
Family: Scolopacidae		
<i>Calidris canutus</i>	Red knot	<i>n/a</i>
<i>Gallinago media</i>	Great snipe	<i>n/a</i>
<i>Numenius arquata orientalis</i>	Curlew	Sumni, Kioga, Sululu
Family: Phalaropidae		
<i>Phalaropus spp.</i>	Phalaropes	<i>n/a</i>

<i>Generic Name</i>	<i>English Name</i>	<i>Swahili Name</i>
Aves (Birds)		
Family: Stercorariidae		
<i>Stercorarius pomarinus</i>	Pomarine skua	n/a
<i>Stercorarius parasiticus</i>	Arctic skua	n/a
Family: Laridae: Larinae		
<i>Larus cirrhocephalus</i>	Grey-headed gull	n/a
Family: Laridae: Sterninae		
<i>Sterna bengalensis bengalensis</i>	Lesser crested tern	n/a
Family: Columbidae		
<i>Treron australis</i>	Green pigeon	Ninga
<i>Treron australis pembaensis</i>	Pemba green pigeon	Ninga
<i>Curtur afer</i>	Blue-spotted wood dove	Pugi, Kipwi, Pugi-unga Pugi-wanda
Family: Musophagidae		
<i>Tauraco fischeri</i>	Fischer's Tauraco	Jogoo Mwituu
Family: Cuculidae		
<i>Centropus toulou</i>	Black coucal	n/a
Family: Tytonidae		
<i>Tyto alba</i>	Barn owl	Babewatoto, Mchanasanda, Mkatasanda
Family: Strigidae		
<i>Otus pembaensis</i>	Pemba scops owl	Kidunda, Kihodi
Family: Capitonidae		
<i>Pogoniulus simplex</i>	Eastern green tinker bird	n/a
Order: Passeriformes		
Family: Hirundinidae		
<i>Phedina borbonica</i>	Mascarene martin	n/a
Family: Muscicapidae: Timaliinae		
<i>Malacocincla rufipennis</i>	Pale-breasted illadopsis	n/a
Family: Turidae		
<i>Sheppardia gunningi</i>	East-coast akalat	n/a

Family: Sylviidae		
<i>Phylloscopus sibilatrix</i>	Wood warbler	n/a
Family: Nectariniidae		
<i>Nectarinia pembae</i>	Pemba violet-breasted sunbird	Manja, Kijanikibichi
<i>Nectarinia veroxi</i>	Mouse-coloured sunbird	Manja, Nyuni, Shigi-manjano
Family: Zosteropidae		
<i>Zosterops vaughani</i>	Pemba white-eye	n/a
Family: Estrildidae		
<i>Mandingoa nitidula</i>	Green-backed twin-spot	n/a
<i>Lonchura fringilloides</i>	Pied mannikin	n/a
<i>Pytilia afra</i>	Orange-winged pytilia	n/a

<i>Generic Name</i>	<i>English Name</i>	<i>Swahili Name</i>
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Mammalia (Mammals)

Order: **Sirenia**

<i>Dugong dugong</i>	Dugong	Nguva
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Order: **Cetaceae**

<i>All cetaceans in coastal waters</i>	All whales, dolphins and porpoises in coastal territorial waters	Nyangumi
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Order: **Insectivora**

<i>Crocidura fuscommurina sansibara</i>	Zanzibar pygmy shrew	Panya-nunga, Chindi
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Order: **Macroscelidea**

<i>Petrodromus tetradactylus zanzibaricus</i>	Zanzibar four toothed elephant sh	Kindo, Ngombo, Kirukanjia
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Order: **Megachiroptera**

<i>Pteropus voeltkowi</i>	Pemba flying fox	Popowa-Pemba, Popo-nyama
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Order: **Primata**

<i>Procolobus kirkii</i>	Zanzibar red colobus	Kima-punju/mweupe
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Order: **Carnivora: Viverrida**

<i>Bdeogale crassicauda tenuis</i>	Zanzibar bushy tailed mongoose	Kitu, Nguchiro, Uhange
<i>Herpestes sanguineus rufescens</i>	Zanzibar slender mongoose	Cheche? Rambwe?

Order: **Carnivora: Felidae**

Panthera pardus adersi Zanzibar leopard Chui

Order: **Hyracoidea**

Dendrohyrax validus neumanni Zanzibar tree hyrax Pelele, Perepe, Pimbi

Order: **Artiodactyla: Bovidae**

Cephalophus adersi Ader's duiker Paa-nunga

Cephalophus monticola pembae Pemba blue duiker Paa-chesi

Amphibia (Amphibians)

Order: **Anura**

Phrynobatrachus pakenhami Snoring puddle frog

Reptilia (Reptiles)

Order: **Dermochelyidae**

Dermochelys coriacea Leathery turtle Kasa-

<i>Generic Name</i>	<i>English Name</i>	<i>Swahili Name</i>
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Reptilia (Reptiles)

Order: **Cheloniidae**

Chelonia mydas Green turtle Kasa-

Lepidochelys olivacea Olive ridley turtle Kasa-

Eretmochelys imbricata Hawksbill turtle Kasa-

Caretta caretta Loggerhead turtle Kasa-

Order: **Testudinata**

Geochelone gigantea Giant tortoise Kobe

Order: **Pelomedusidae**

Pelusios castaneus castanoides Brown terrapin n/a

Order: **Squamata: Sauria**

Ebenavia spp. (An unknown gecko not found elsewhere in E. Africa) Mijusi

Lygodactylus capensis Pemba Island dwarf gecko n/a

pakenhami

<i>Lygodactylus luteopicturatus zanzibaritis</i>	Yellow headed dwarf gecko	<i>n/a</i>
<i>Phelsuma abbotti parkeri</i>	Parker's palm gecko	<i>n/a</i>
All <i>Chamelia</i> spp.	All chameleons	<i>n/a</i>
<i>Mabuya maculilabris albotaeniata</i>	Pemba speckle-lipped skink	<i>n/a</i>
<i>Riopa pemba</i>	Pemba island writhing skink	<i>n/a</i>
Order: Squamata: Serpentes		Nyoka
<i>Leptotyphlops emini pembae</i>	Pemba white-chinned worm snake	<i>n/a</i>
<i>Lycophidon capense pembanum</i>	Pemba wolf snake	Menofisi
<i>Natriciteres variegata pemba</i>	Dwarf/Pemba marsh snake	<i>n/a</i>

Insecta (Insects)

Order: Lepidoptera	Butterflies and moths	Vipepo
Family: Papilionidae		
<i>Graphium pelopidas</i>		<i>n/a</i>
<i>Graphium colonna</i>		<i>n/a</i>
<i>Graphium polices</i>		<i>n/a</i>
<i>Graphium antheus</i>		<i>n/a</i>
Family: Pieridae		
<i>Colotus eunoma flotowi</i>		<i>n/a</i>
Family: Riponidae		
<i>Abisara zanzibarica</i>		<i>n/a</i>
Family: Nymphalidae		
<i>Charaxes pollux piersoni</i>		<i>n/a</i>
Family: Acraeidae		
<i>Acraeidae egina nr pembanus</i>		<i>n/a</i>
Family: Lycaenidae		
<i>Delaneura (sp. nov)</i>		<i>n/a</i>
<i>Anthene rubimacula (sp. nov)</i>		<i>n/a</i>
<i>Spindasis apelles</i>		<i>n/a</i>
<i>Epamera silanus</i>		<i>n/a</i>
<i>Epamera diametrea</i>		<i>n/a</i>

Appendix 2:

Those species which are protected year round and which are to be accorded the second highest allocation of protection and law enforcement efforts.

<i>Generic Name</i>	<i>English Name</i>	<i>Swahili Name</i>
Aves (Birds)		
Order: Non-passeriformes		
Family: Podicipedidae		
<i>Podiceps ruficollis</i>	Little grebe	Kiziwi, Kijimbi-uziwa
Family: Phalacrocoracidae		
<i>Phalacrocorax africanus</i>	Long-tailed comorant	Mnandi
Family: Ardeidae		
<i>Ardea cinerea</i>	Grey heron	Koongo-kisiwa
<i>Ardea melanocephala</i>	Black-headed heron	Korongo-majoka, Koongo
<i>Ardea purpurea</i>	Purple heron	Pondagundi
<i>Ardeola ibis</i>	Cattle egret	Korongo, daktari-ngombe
<i>Ardeola ralloides</i>	Squacco heron	Korongo, Hokohoko, ngombe-hadiya
<i>Butorides striatus</i>	Green-backed heron	Kingo-jemaliko, Uharo, Kotwe
<i>Egretta alba</i>	Great white egret	Korongo-mweupe
<i>Egretta ardesiaca</i>	Black heron	Kulastara, jengabanela
<i>Egretta garzetta</i>	Little egret	Koongo-wa-pwani, yange-yange
<i>Nycticorax nycticorax nycticorax</i>	Night heron	n/a
<i>Mesophyx intermedia brachyrhyncha</i>	Yellow billed egret	n/a
Family: Ciconiidae		
<i>Anastomus lamelligerus</i>	Open-billed stork	n/a
<i>Ciconia episcopus</i>	Woolly-necked stork	Kwenbe-maji
Family: Threskiornithidae		
<i>Bostrychia hagedash</i>	Hadada ibis	Kwarara
<i>Platalea alba</i>	African spoonbill	n/a
<i>Threskiornis aethiopica</i>	Sacred ibis	Kwarara-mweupe

Family: **Anatidae**

<i>Anas erythrorhynchos</i>	Red-bill	n/a
<i>Dendrocygna viduata</i>	White-faced whistling duck	n/a
<i>Anas hottentota</i>	Hottentot teal	n/a

Family: **Accipitridae**

<i>Accipter melanoleucus</i>	Great sparrow-hawk	Mwewe, Kozi
<i>Circus pygargus</i>	Montagu's harrier	n/a
<i>Circus aeruginosus aeruginosus</i>	Eurasian marsh harrier	n/a

<i>Generic Name</i>	<i>English Name</i>	<i>Swahili Name</i>
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Aves (Birds)

<i>Elanus caeruleus</i>	Black-shouldered kite	n/a
<i>Cypohierax angolensis</i>	Palm-nut vulture	Koho, Korho, Kohoh, Batamchikichi
<i>Haliaeetus vocifer</i>	Fish eagle	Mwanakombe, Fukome, Fukombe
<i>Milvus migrans</i> Kipanga.	Yellow-billed kite	Mwewe,
<i>Polyboroides radiatus</i>	Harrier hawk	Kengewa Shakivale, Kobeamiti, Hajivale
Family: Falconidae		
<i>Falco naumanni</i>	Lesser kestrel	n/a
<i>Falco tinnunculus</i>	Common kestrel	n/a
<i>Falco cuvieri</i>	African hobby	n/a
<i>Falco eleonora</i>	Eleonora's falcon	n/a
Family: Phasianidae		
<i>Coturnix delegorguei</i>	Harlequin quail	Tombo, Tomboro
<i>Guttera pucherani</i>	Kenya crested guinea-fowl	Pelele
<i>Numida melagris</i>	Helmeted guinea-fowl	Kanga
Family: Turnicidae		
<i>Turnix sylvatica lepurana</i>	Button-quail	Kiunzi, Kituitui, Tomboro
Family: Balearicidae		
<i>Balearica regulorum</i>	Grey crowned crane	n/a
Family: Rallidae		
<i>Gallinula chloropus meri dionalis</i>	African moorhen	Kuku-ziwa, Bata-ziwa
<i>Limnocorax flavirostra</i>	Black crane	Kuku-ziwa

Family: Jacanidae <i>Actophilornis africana</i>	African jacana	Cheunge, Sheunye, Silimaua-ngondi
Family: Rostratulidae <i>Rostratula benghalensis benghalensis</i>	Painted snipe	<i>n/a</i>
Family: Burhinidae <i>Burhinus vermiculatus vermiculatus</i> Chekeukwa	Water dikkop	Chekea-mwezi,
Family: Charadriidae <i>Charadrius hiaticula</i> <i>Charadrius leschenaulti</i> <i>Charadrius mongolus</i> <i>Charadrius dubius</i> <i>Pluvialis squatarola</i> <i>Vanellus lugubris</i> <i>Pluvialis fulva</i>	Ringed plover Great sand-plover Mongolian sand-plover Little-ringed plover Grey plover Senegal plover Lesser (Pacific) golden plover	<i>n/a</i> <i>n/a</i> <i>n/a</i> <i>n/a</i> <i>n/a</i> <i>n/a</i> <i>n/a</i>
Family: Scolopacidae <i>Arenaria interpres interpres</i> <i>Calidris alba</i> <i>Calidris ferruginea</i> <i>Calidris minuta</i> <i>Limosa lapponica</i> <i>Numenius phaeopus</i> <i>Tringa glareola</i> <i>Tringa hypoleucos</i> <i>Tringa nebularia</i> <i>Tringa ochropus</i> <i>Tringa terek</i> <i>Tringa stagnatilis</i> <i>Philomachus pugnax</i>	Ruddy turnstone Sanderling Curlew sandpiper Little stint Bar-tailed godwit Whimbrel Wood sandpiper Common sandpiper Greenshank Green sandpiper Terek sandpiper Marsh sandpiper Ruff	<i>n/a</i> <i>n/a</i> Mtoto-wa-sururu <i>n/a</i> <i>n/a</i> Membe, Sumru, Kioga Kitwitwi Kipwita Kitwitwi Kitwitwi Kitwitwi <i>n/a</i> <i>n/a</i>
Family: Laridae: Larinae <i>Larus fuscus</i> <i>Larus argentatus</i> <i>Larus ridibundus</i> <i>Larus hemprichi</i>	Lesser black-backed gull Herring gull Black-headed gull Sooty gull	<i>n/a</i> <i>n/a</i> <i>n/a</i> Shakwe, Shake Buabua
Family: Laridae: Sterninae <i>Anous stolidus pileatus</i> <i>Sterna anaethetus antarctica</i>	Black/common noddy Bridled tern	<i>n/a</i> <i>n/a</i>

Aves (Birds)

<i>Sterna dougallii</i>	Roseate tern	n/a
<i>Sterna fuscata</i>	Sooty tern	n/a
<i>Sterna hirundo</i>	Common tern	n/a
<i>Sterna nilotica</i>	Gull-billed tern	n/a
<i>Sterna albifrons saundersi</i>	Little/Saunders' tern	n/a
<i>Chlidonias leucopterus hybridus</i>	White-winged black	n/a
Family: Columbidae		
<i>Columba delegorguei sharpei</i>	Bronze-naped pigeon	n/a
<i>Oena capensis</i>	Namaqua dove	n/a
<i>Streptopelia capicola</i>	Ring-necked dove	n/a
<i>Streptopelia semitorquata</i>	Red-eyed dove	n/a
<i>Trutur chalcospilos</i>	Emerald-spotted wood dove	Pugi-karafuu, Pugi-sanaa
<i>Turtur tympanistria</i>	Tambourine dove	Pugi-kikombe
Family: Psittacidae		
<i>Poicephalus cryptoxanthes</i>	Brown-headed parrot	Kwau, Kwenzi, Kunzi
Family: Cuculidae		
<i>Centropus superciliosus</i>	White-browed coucal	Dudumizi, fufu, tipitipi
<i>Ceuthochares aereus</i>	Yellow bill	Komba-manyoya
<i>Chrysococcyx caprius</i>	Didric cuckoo	Mtama-wabibi?
<i>Clamator jacobinus</i>	Black-and-white cuckoo	n/a
<i>Cuculus canorus</i>	Eurasian cuckoo	n/a
Family: Strigidae		
<i>Ciccaba woodfordii</i>	African wood-owl	Bundi
Family: Caprimulgidae		
<i>Caprimulgus fossii welwitschii</i>	Gabon nightjar	Pwepweu, Kipasuasauela
<i>Caprimulgus europaeus</i>	Eurasian nightjar	Pwepweu, Kipasuasauela
Family: Apodidae		
<i>Apus affinis affinis</i>	Little swift	Mbiliwili
<i>Apus caffer</i>	White-rumped swift	Mbiliwili
<i>Apus apus</i>	Eurasian swift	n/a
<i>Cypsiurus parvus</i>	Palm swift	Mbiliwili, Kijumba-mshare
<i>Telecanthura ussheri</i>	Mottle-throated spinetail	n/a

Generic Name	English Name	Swahili Name
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Aves (Birds)

Family: Trogonidae		
<i>Apaloderma narina</i>	Narina's trogon	n/a
Family: Alcedinidae		
<i>Alcedo cristata gaterita</i>	Malachite kingfisher	Kinyonyofuo
<i>Ceryle rudis rudis</i>	Pied kingfisher	Vuachwe, Kalastara
<i>Ceryx picta</i>	Pigmy kingfisher	Kichimba-udongo, Kinyunifue
<i>Halcyon chelicuti</i>	Striped kingfisher	n/a
<i>Halcyon leucocephala</i>	Grey-headed kingfisher	n/a
<i>Halcyon senegaloides</i>	Mangrove kingfisher	Kijimbi-msitu
Family: Meropidae		
<i>Merops apiaster</i>	Eurasian bee-eater	Keremkerem
<i>Merops superciliosus persicus</i>	Blue-cheeked bee-eater	Poroporo, Kijibwe-mgele?
<i>Merops superciliosus superciliosus</i>	Madagascar bee-eater	Mkilimu, Teremtere,
Kidona		
<i>Merops nubicus</i>	Carmine bee-eater	n/a
Family: Coraciidae		
<i>Coracias caudata</i>	Lilac-breasted roller	Jore
<i>Coracias garrulus garrulus</i>	European roller	n/a
<i>Eurystomus glaucurus suahelicus</i>	Broad-billed roller	Chore, jore?
Family: Upupidae		
<i>Upupa epops africana</i>	South African hoopoe	Huchihudi, Ndututu
Family: Phoeniculidae		
<i>Phoeniculus purpureus</i>	Green wood-hoopoe	n/a
Family: Bucerotidae		
<i>Tockus alboterminatus</i>	Crowned hornbill	Kwembe, Kwembe-domo
Family: Capitonidae		
<i>Pogoniulus bilineatus</i>	Yellow-rumped tinker-bird	n/a
Family: Picidae		
<i>Campethera cailliautii</i>	Little-spotted woodpecker	n/a
<i>Dendropicos fuscescens</i>	Cardinal woodpecker	Kigongote

Aves (Birds)

Order: **Passeriformes**Family: **Hirundinidae**

<i>Hirundo abyssinica unitatis</i>	Striped swallow	Mbilwili-bati, Kiseremata
<i>Hirundo rustica rustica</i>	Barn swallow	<i>n/a</i>
<i>Hirundo smithii smithii</i>	Wire-tailed swallow	Mbilwili-bati, Mbavuwayu
<i>Riparia riparia</i>	African sand martin	<i>n/a</i>

Family: **Motacillidae**

<i>Anthus cinnamomeus</i>	Grassland pipit	<i>n/a</i>
<i>Agropyron vidua</i>	African pied wagtail	Kiluwiluwi, Kiluwimazi
<i>Motacilla flava</i>	Yellow wagtail	<i>n/a</i>

Family: **Campephagidae**

<i>Campephaga flava</i>	Black cuckoo-shrike	<i>n/a</i>
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Family: **Pycnonotidae**

<i>Andropadus importunus</i>	Zanzibar green bulbul	<i>n/a</i>
<i>Andropadus virens</i>	Little greenbul	<i>n/a</i>
<i>Nicator gularis</i>	Eastern nicator	<i>n/a</i>
<i>Pycnonotus barbatus</i>	Common bulbul	Shore, Kore

Family: **Laniidae**

<i>Dryoscopus cubla</i>	Black-backed puff-back	<i>n/a</i>
<i>Laniarius aethiopicus</i>	Tropical boubou	Nguo, Tiva
<i>Lanius collurio collurio</i>	Red-backed shrike	Kicheba

Family: **Malaconotidae**

<i>Malaconotus sulfropectus similis</i>	Sulphur-breasted bush shrike	Nguo -wa-kijani
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Family: **Muscicapidae: Turdinae**

<i>Cercotrichas quadrivirgata quadrivirgata</i>	Eastern bearded scrub-robin	<i>n/a</i>
<i>Cossypha natalensis</i>	Red-capped robin-chat	<i>n/a</i>
<i>Monticola saxatilis</i>	Rock thrush	<i>n/a</i>
<i>Neocossyphus rufus</i>	Red-tailed ant-thrush	<i>n/a</i>
<i>Oenanthe isabellina</i>	Isabelline wheatear	<i>n/a</i>
<i>Oenanthe oenanthe</i>	Northern wheatear	<i>n/a</i>
<i>Oenanthe pileata</i>	Lapped wheatear	<i>n/a</i>
<i>Oenanthe pleschanka</i>	Pied wheatear	<i>n/a</i>

<i>Generic Name</i>	<i>English Name</i>	<i>Swahili Name</i>
Aves (Birds)		
Family: Muscicapidae: Sylviinae		
<i>Acrpcephalus arundinaceus</i>	Great reed warbler	n/a
<i>Acrocephalus baeticatus suahelicus</i>	African reed warbler	Shoro, Kotokoto
<i>Acrocephalus gracilirostris</i>	Lesser swamp warbler	n/a
<i>Acrocephalus schoenobaenus</i>	Sedge warbler	n/a
<i>Apalis flavida</i>	Yellow chested apalis	n/a
<i>Camaroptera brachypura</i>	Grey-backed carmaroptera	n/a
<i>Cisticola juncidis</i>	Zitting cisticola	Chichita, Cheke chea
<i>Sylvia borin</i>	Garden warbler	
<i>Hippolais pallida elaeica</i>	Olivaceous warbler	n/a
<i>Phylloscopus trochilus</i>	Willow warbler	n/a n/a
Family: Muscicapidae: Muscicapinae		
<i>Muscicapa striata</i>	Spotted flycatcher	Vinja? Mcha- sharia?
Family: Muscicapidae: Platysteirinae		
<i>Batis soror</i>	Chin-spot puff- back flycatcher	n/a
Family: Muscicapidae: Monarchinae		
<i>Terpsiphone viridis</i>	Paradise flycatcher	
<i>Trochocercus cyanomelas</i>	Crested flycatcher	n/a n/a
Family: Nectariniidae		
<i>Anthrepetes collaris</i>	Collared sunbird	
<i>Nectarinia bifasciata</i>	Little purple-banded sunbird	n/a n/a
<i>Nectarinia olivacea</i>	Olive sunbird	Chozi, Chigi-asali
<i>Nectarinia senegalensis</i>	Scarlet-chested sunbird	Chozi-gonda, Chozi-dume?
Family: Zosteropidae		
<i>Serinus mozambicus</i>	Yellow-fronted canary	n/a
<i>Amandava subflava</i>	Zebra waxbill	n/a
<i>Estrilda astrild</i>	Common waxbill	n/a
<i>Lonchura bicolor nigriceps</i>	Rufous-backed mannikin	n/a
<i>Lonchura cucullata</i>	Bronze mannikin	Utongo
Family: Ploceidae: Passerinae		
<i>Passer griseus</i>	Grey-headed sparrow	Kwaruru, Kwaru, Korobindo

Generic Name	English Name	Swahili Name
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Aves (Birds)

Family: Ploceidae: Ploceinae

<i>Vidua fischeri</i>	Straw-tailed whydah	n/a
<i>Amblyospiza albifrons</i>	Grosbeak weaver	Yombe-yombe, Mnana
<i>Anomalospiza imberbis</i>	Parasitic weaver	Chekechea, Kweche-mweusi

Family: Oriolidae

<i>Oriolus auratus</i>	African golden oriole	Mramba-mweupe
<i>Oriolus oriolus oriolus</i>	Golden oriole	Mramba-mweupe

Family: Dicuridae

<i>Dicurus adsimilis</i>	Drongo	Mramba, Mbaramba
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Family: Corvidae

<i>Corvus albus</i>	Pied crow	Kunguru mdogo, Baka-jeupe
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Mammalia (Mammals)

Order: Insectivora

<i>Crocidura flavensis nyansae</i>	African giant shrew	Kirukanjia
<i>Crocidura variaria suahelae</i>	Larger savannah shrew	Kirukanjia
<i>Suncus murinus</i>	House/Indian musk shrew	Panya-nyunga

Order: Macroscelidea

<i>Rhynchocyon petersi adersi</i>	Black and rufous elephant shrew	n/a
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Order: Megachiroptera

<i>Eidolon helvum helvum</i>	Straw-coloured fruit-bat	n/a
<i>Epomophorus minor</i>	Little epauletted fruit-bat	n/a
<i>Epomophorus wahlbergi</i>	Wahlberg's epauletted fruit-bat	n/a
<i>Rousettus aegyptiacus leachii</i>	Egyptian/long-haired rousette	n/a

Order: Microchiroptera

<i>Coleura afra</i>	African sheath tailed bat	n/a
<i>Taphozous mauritanus</i>	Mauritanian tomb bat	n/a
<i>Nyceteris grandis</i>	Large slit-faced bat	n/a
<i>Nyceteris hispida</i>	Hairy slit-faced bat	n/a

<i>Nyceteris macrotis luteola</i>	Dobson's slit-faced bat	n/a
<i>Cardioderma cor</i>	Heart-nosed big-eared bat	n/a
<i>Lavia frons? rex</i>	Yellow-winged bat	n/a
<i>Rhinolophus deckeni</i>	Decken's horseshoe bat	n/a

Generic Name	English Name	Swahili Name
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Mammalia (Mammals)

<i>Rhinolophus swinnyi</i>	Swinny's horseshoe bat	n/a
<i>Hipposideros caffer caffer</i>	Sundevall's African leaf-nosed bat	n/a
<i>Hipposideros commersoni marungensis</i>	Commerson's leaf-nosed bat	n/a
<i>Eptesicus capensis grandidieri</i>	Cape serotine	n/a
<i>Pipistrellus nanus nanus</i>	Banana pipistrelle	Popo-mgomba
<i>Scotophilus borbonicus viridis</i>	Brown bat	n/a
<i>Scotophilus nigrita</i>	Yellow house-bat	Popo-mgomba
<i>Tadarida (Mops) brachyptera</i>	Mozambique free-tailed bat	n/a
<i>Tadarida (Chaerephon) pumila</i>	Little free-tailed bat	n/a

Amphibia (Amphibians)

Order: Primata

<i>Galago senegalensis zanzibaricus</i>	Lesser bushbaby	Komba mdogo
<i>Otolemur garnettii garnettii</i>	Greater galago	Komba

Order: Carnivora: Viverridae

<i>Viverra civetta schwarzi</i>	African civet	Fungo, Ngawa
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Order: Rodentia

<i>Heliosciurus rufobrachium dolosus</i>	Red-legged sun-squirrel	Kindi
<i>Paraxerus palliatus frerei</i>	Red bush squirrel	Kidiri

Order: Anura

<i>Xenopus muelleri</i>	Tropical Platanna	n/a
<i>Bufo gutturalis</i>	Power guttural toad	n/a
<i>Mertensophryne micranotis</i>	East African pygmy toad	n/a
<i>Chiromantis xerampelina</i>	Great grey foam-nest tree-frog	n/a
<i>Afrixalus brachycnemis</i>	Golden leaf-folding tree frog	
<i>Afrixalus fornasini</i>	Greater leaf-folding frog	n/a
<i>Afrixalus pygmaeus</i>		n/a
<i>Hyperolius argus</i>	Argus sedge frog	n/a
<i>Hyperolius marginatus mariae</i>		n/a

<i>Hyperolius mitchelli</i>		<i>n/a</i>
<i>Hyperolius parkeri</i>		<i>n/a</i>
<i>Kassina maculata</i>	Red-legged pan frog	<i>n/a</i>
<i>Leptopelis flavomaculatus</i>	Johnstone's tree frog	<i>n/a</i>
<i>Hemissus marmoratus marmoratus</i>	Mottled shovel-nosed frog	<i>n/a</i>
<i>Hylarana galamensis bravana</i>	Golden-backed frog	<i>n/a</i>
<i>Phrynobatrachus acridoides</i>	East African puddle frog	<i>n/a</i>
<i>Phrynobatrachus minutus</i>		<i>n/a</i>
<i>Ptychadena spp.</i>		<i>n/a</i>
<i>Ptychadena anchietae</i>	Savannah ridged frog	<i>n/a</i>
<i>Ptychadena mascareniensis</i>	Common mascarene	<i>n/a</i>
<i>Phrynomerus bifasciatus</i>	Banded rubber frog	<i>n/a</i>

<i>Generic Name</i>	<i>English Name</i>	<i>Swahili Name</i>
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Reptilia (Reptiles)

Order: Squamata: Sauria

<i>Hemidactylus brookii angulatus</i>	Brook's gecko	<i>n/a</i>
<i>Hemidactylus mabouia</i>	Common house gecko	Mjusi-kafiri
<i>Hemidactylus platycephalus</i>	Baobab gecko	<i>n/a</i>
<i>Phelsuma dubia dubia</i>	Palm gecko	<i>n/a</i>
<i>Cryptoblepharus boutonii africanus</i>	Coral-rag snake-eyed skink	<i>n/a</i>
<i>Mabuya maculilabris</i>	Speckle-lipped skink	Karakaka
<i>Mabuya striata</i>	Common two-stripped skink	Mjusi-islam, Karakaka
<i>Riopa sundevallii sundevallii</i>	Sundevall's writhing skink	<i>n/a</i>
<i>Gerrhosaurus major major</i>	Zanzibar great plated lizard	<i>n/a</i>
<i>Varanus niloticus niloticus</i>	Nile monitor	Kenge

Order: Squamata: Serpentes

<i>Ramphotyphlops braminus</i>	Brahminy blind snake	<i>n/a</i>
<i>Rhinotyphlops lumbriciformis</i>	Wormlike blind snake	<i>n/a</i>
<i>Rhinotyphlops pallidus</i>	Pallid blind snake	<i>n/a</i>
<i>Python sebae</i>	Common African python	Chatu, Sawaka
<i>Atractaspis bibroni rostrata</i>	Bibron's burrowing adder	<i>n/a</i>
<i>Bohedon fluiginosus</i>	Common house snake	Chatu-kijivu
<i>Chamaetortus aulicus aulicus</i>	Cross barred-tree snake	Kifutu-ardhi
<i>Crotapholpeltis hotamboeia</i>	White-lipped/herald snake	Kakasu, Domojeupe-wa-yesi
<i>Dasyptis medici medici</i>	East African egg-eater	Mla-mayai, Kahawia
<i>Lycophidion capense loveridgei</i>	Cape wolf snake	Meno-fisi
<i>Mehelya capensis capensis</i>	Southeastern cape file snake	<i>n/a</i>
<i>Mehelya nyassae</i>	Nyasa file snake	<i>n/a</i>

<i>Natriciteres olivacea</i>	Olive marsh snake	Nyoka- Mkubwa
<i>Philothamnus macrops</i>	Usambara green snake	n/a
<i>Philothamnus semivariegatus</i> <i>semivariegatus</i>	Spotted wood/bush snake	Ukukwi, Nyoka-ukuti/kuti
<i>Psammophis sibilans sibilans</i>	Hissing sand snake	n/a
<i>Psammophis subtaeniatus</i> - <i>sudanensis</i>	Northern stripe-bellied sand snake	Miraba-mitatu, Mnu
<i>Causus deflippii</i>	Snouted night adder	Kipiri-pembe

Insecta (Insects)

Order: **Lepidoptera** Butterflies and moths Vipepeo

Family: **Papilionidae**

<i>Papilio demodocus</i>	n/a
<i>Papilio nireus lyaeus</i>	n/a
<i>Papilio dardanus tibullis</i>	n/a
<i>Graphium pylades angolanus</i>	n/a

Family: **Pieridae**

<i>Belenois thysa</i>	n/a
<i>Belenois creona severina</i>	n/a
<i>Appias lasti</i>	n/a

<i>Generic Name</i>	<i>English Name</i>	<i>Swahili Name</i>
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Insecta (Insects)

<i>Colotis evippe flotowi</i>	n/a
<i>Mylothris chloris agathina</i>	n/a
<i>Eurema brigitta brigitta</i>	n/a
<i>Eurema desjardinisi regularis</i>	n/a
<i>Eurema hecabe solifera</i>	n/a

Family: **Nymphalidae**

<i>Charaxes castor flavifasciatus</i>	n/a
<i>Charaxes brutus natalensis</i>	n/a
<i>Charaxes cithaeron kennethi</i>	n/a
<i>Charaxes violetta melloni</i>	n/a
<i>Charaxes varanes vologeses</i>	n/a
<i>Charaxes candiope</i>	n/a
<i>Charaxes jahlusa kenyensis</i>	n/a
<i>Charaxes ethalion</i>	n/a
<i>Charaxes macclouni</i>	n/a

<i>Euxanthe wakefieldi</i>	n/a
<i>Hypolymanas dubius wahlbergi</i>	n/a
<i>Hypolymanas deceptor</i>	n/a
<i>Hypolymanas misippus</i>	n/a
<i>Pseudacrea lucretia expansa</i>	n/a
<i>Junonia oenone oenone</i>	n/a
<i>Junonia terea elgiva</i>	n/a
<i>Junonia natalica</i>	n/a
<i>Precis actia</i>	n/a
<i>Byblia ilithya</i>	n/a
<i>Euretela dryope angulata</i>	n/a
<i>Neptidopsis fulgurata platyptera</i>	n/a
<i>Neptis penningtoni</i>	n/a
<i>Neptis saclava marpessa</i>	n/a
<i>Phalanta pharlanta aethiopica</i>	n/a
<i>Euphreda neophron littoralis</i>	n/a
<i>Eurephene cocalia orientis</i>	n/a
Family: Acraediae	
<i>Acraediae zonata</i>	n/a
<i>Acraediae aubyni</i>	n/a
<i>Acraediae zetes acara</i>	n/a
<i>Acraediae natalica</i>	n/a
<i>Acraediae esebria</i>	n/a
<i>Acraediae eponina</i>	n/a
<i>Acraediae acrita</i>	n/a
Family: Danaidae	
<i>Danaus chrysippus aegyptius</i>	n/a
<i>Acraediae niavus dominicanus</i>	n/a
<i>Acraediae ochlea ochlea</i>	n/a

<i>Generic Name</i>	<i>English Name</i>	<i>Swahili Name</i>
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Insecta (Insects)

Family: Satyridae

<i>Melanitis leda helena</i>	n/a
<i>Henotesia perspicua</i>	n/a
<i>Bicyclus safitza</i>	n/a
<i>Bicyclus campina ocelligera</i>	n/a
<i>Ypthima granulosa</i>	n/a

Family: Hesperidae

<i>Gomelia elma</i>	n/a
<i>Tagiades fesus</i>	n/a
<i>Fresna spp.</i>	n/a
<i>Acleros mackenii</i>	n/a
<i>Andronymus caesar philandero</i>	n/a
<i>Borbo barbonica</i>	n/a
<i>Gegenes pumilo</i>	n/a
<i>Spialia spio</i>	n/a

Family: Lycaenidae

<i>Pentila trocialis mombasae</i>	n/a
<i>Tertomina subpunctata</i>	n/a
<i>Spalgis lemolea</i>	n/a
<i>Virachola antalus</i>	n/a
<i>Virachola dariaves</i>	n/a
<i>Anthene amarah</i>	n/a
<i>Anthene kersteni</i>	n/a
<i>Lipaphnaenus aderna spindasoides</i>	n/a
<i>Axiocerses punicea</i>	n/a
<i>Euchrysops osiris</i>	n/a
<i>Cupidopsis cissus</i>	n/a
<i>Leptotes pirathous</i>	n/a
<i>Zizecra kysna</i>	n/a
<i>Lachnochema bibulus</i>	n/a
<i>Lachnochema durhani</i>	n/a
<i>Agriolaus lalos</i>	n/a
<i>Epamera sidus</i>	n/a
<i>Epamera mermus</i>	n/a
<i>Myrina silenus fidecula</i>	n/a
<i>Hypolycaena philippus</i>	n/a

Appendix 3:

Those species which are protected for only part of each year in order to allow their sustainable utilisation as regulated by specifically formulated species Utilisation

Management Plans.

<i>Generic Name</i>	<i>English Name</i>	<i>Swahili Name</i>
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Mammalia (Mammals)**Order: Artiodactyla: Bovidae**

<i>Cephalophus monticola sundevalli</i>	Sundevall's blue duiker	Paa-Chesi
<i>Neotragus moschatus moschatus</i>	Suni	Paa-
Mwekundu/Kazi/Chongome		

Appendix 4:

Those species which are not protected, are accorded no conservation priority and which may be captured and/or killed.

<i>Generic Name</i>	<i>English Name</i>	<i>Swahili Name</i>
Aves (Birds)		
Order: Passiferomes		
Family: Estrilididae		
<i>Lonchura oryzivora</i>	Java sparrow	Zawarde, Zwardi. Zawaridi
<i>Passer domesticus</i>	House sparrow	n/a
Family: Corvidae		
<i>Corvus splendens</i>	Indian house crow	Kunguru-wa-India/Balozi
Mammalia (Mammals)		
Order: Carnivora: Viverridae		
<i>Atilax paludinosus rubescens</i>	Kilimanjaro marsh mongoose	Chonjwe, Chonje, Nguchuo
<i>Mungos mungo</i>	Banded mongoose	Ngucheiro, Gitschiro, Cheche
<i>Viverricula indica rasse</i>	Rasse/Javan civet	Ngawa, fungo
Order: Artiodactyla: Suidae		
<i>Potamochoerus porcus</i>	Bush pig	Nguruwe
<i>Sus scofa</i>	Wild boar	Nguruwe
Order: Rodentia		
<i>Rattus novegicus</i>	Brown/common rat	Panya
<i>Rattus rattus</i>	Black/house rat	Panya-kocho
Order: Primata		
<i>Cercopithecus aethiops nesiotus</i>	Pemba vervet monkey	Tumbuli, Ngedere
<i>Cercopithecus mitis albogularis</i>	Sykes monkey	Kima-mweusi
<i>Cricetomys gambianus cosensi</i>	Zanzibar giant rat	Buku

Reptilia (Reptiles)

Order: Squamata: Serpentes

<i>Dispholidus typus</i>	Boomslang	Gangawia, Ukukwi, Peku
<i>Dendroapsis angusticeps</i>	Green mamba	Mtunguu, Shangauka, Nyoka-kima
<i>Naja melanoleuca</i>	Black-lipped cobra	Koboko
<i>Naja mossambica mossambica</i>	Mozambique spitting cobra	Nyoka
<i>Naja nigricollis nigricollis</i>	Spitting cobra	Koboko-mate, Swila, Fira

Appendix 5:

Botanical species requiring special protection and accorded conservation priority.

Kiswahili name

Mgwede
Mvule
Mbambakofi
Mgomba mwitu
Mpapindi
Utupa
M'birimbi
Mkarambola
Mdoriani
Msoo
Misufi
Mkunazi
Msikundazi
Msikundazi
Msikundazi
Mzingifuri
Migerenge
Msasa jike
Mpopoo
Mtomondo dume
Mtomondo mke
Mjoho
Msaji
Mharita

Botanical name

Encephalartos hildebrandtii
Milicia excelsa
Azelia quanzensis
Ensente proscoidium
Crysalidpcarpus pembanus
Thephrosia virosa
Averhoa bilimbi
Averhoa carambola
Durio zibethinus
Scutia myritina
Ceiba species
Zyzyphus mauritania
Cassipourea gummiflua
Inhambanella henriquensii
Heritiera litoralis
Bixa orellana
Albizia species
Celtis drandii
Areca catechu
Samadera indica
Barringtonia racemosa
Bersama species
Ictona grandis
Sapindus saponaria

<i>Mvumo</i>	<i>Borassus aethiopicum</i>
<i>Mkurukuchu</i>	
<i>Mistafeli</i>	<i>Annona species</i>
<i>Mikuyu</i>	<i>Ficus species</i>
<i>Mng'ongo</i>	<i>Sclerocarya birrea</i>
<i>Mlangilangi</i>	<i>Cannanga odorata</i>
<i>Alamanda</i>	<i>Allamanda species</i>
<i>Mapungu ya Kima</i>	<i>Terbenaemontana ventricosa</i>
<i>Majani matano</i>	<i>Tabebuia pentaphylla (T. rosea)</i>
<i>Mdividivi</i>	<i>Caesalpinia coriaria</i>
<i>Mnyorore</i>	<i>Caesalpinia pulcherima</i>
<i>Mkomwe</i>	<i>Caesalpinia crista.</i>
<i>Mkweme</i>	<i>Telfairia spp</i>
<i>Mkunde kunde</i>	<i>Cassia fistula</i>
<i>Mkunde nyika</i>	<i>Senna petersiana</i>
<i>Mkakaya/Mtiulava</i>	<i>Delonix regia</i>
<i>Mitapo</i>	<i>Celtis species</i>
<i>Mdimu msitu</i>	<i>Suregada zanzibariensis</i>
<i>Mangosteni</i>	<i>Garcinia mangostana</i>
<i>Mshokishoki</i>	<i>Naphaleum lappaceum ?</i>
	<i>Rambutan</i>
<i>Mdamu damu</i>	<i>Pterocarpus indica</i>
<i>Mpingo</i>	<i>Dalbergia melanoxylon</i>
<i>Mkarati</i>	<i>Bridelia micrantha</i>
<i>Mti wa shetani</i>	
<i>Mkojo kojo</i>	<i>Spathodea companulata</i>
<i>Mtofaa</i>	<i>Eugenia species</i>
<i>Mzambarau</i>	<i>Eugenia jambolana</i>
	<i>(Syzygium cuminii)</i>
<i>Mkungu</i>	<i>Terminalia cattapa</i>
<i>Mkungu kivuli/Mkungu wa kihindi</i>	<i>Terminalia ivorensis</i>
<i>Mi-erithrina</i>	<i>Erythrina species</i>
<i>Muwango</i>	<i>Rauwolfia mombasiana</i>
<i>Mwavi</i>	<i>Erythrophloem suaveolens</i>
<i>Mtondoo</i>	<i>Callophylum inophyllum</i>
<i>Jamii ya mikoko</i>	<i>Mangrove species</i>
<i>Msoda soda</i>	
<i>Mmelina</i>	<i>Gmellina arborea</i>

Mgrevilea/Mkevilea
Minimu/Miarobaini

Mjoho/Mabolo
Mkunde kunde

Mdimu msitu

Muhaidini

Macho ya tipitipi

Mhanuni/mhina

Mkilua

Muwale/mwale

Mangosteni

Mcheji/mchesi

Mgomba kofi

Mhamba kofi

Mti mafuta

Mti mafuta

Mkarafuu

MTU/MIMEA YOTE YA MATUNDA YANAYOLIWA

MITI/MIMEA YOTE YA VIUNGO

MITI/MIMEA YOTE YA MAPAMBO

Grevillea robusta

Azadirachta indica

Melia azedarachi

All Malia species

Diospyros discolor

Cassia afrodistula

(*Spirostachys africana*)

Suregada zanzibarensis

Abrus precatorius

Lawsonia inermis

Uvaria spp

Raphia spp

Garcinia mangostana

Polysphaeria multiflora

Typhonodorum lindleyanum

Azelia quanzensis

Psychotria alba

Eucalyptus citriodora

Eugenia aromatica

ALL ADIBLE FRUIT TREES/ PLANTS

ALL SPICETREES/PLANTS

ALL ORNAMENTAL TREE

SCHEDULE 1

List of Existing Researves Established Under the Forest Researve Decree, Cap. 120

Forest Reserve	Location	Area (Ha)	Purposes
Ngezi	Pemba	1.456	Conservation
Jozani	Unguja	2.512	Conservation
Masingini	Unguja	566	Conservation/Production
Ras Kiuyu n.k	Pemba	2,170	Production
Chaani	Unguja	420	Production
Kibele	Unguja	900	Production
Dunga	Unguja	887	Production
Unguja Ukuu	Unguja	3,130	Conservation/Production
Jumla		12,041	

SCHEDULE 2

Fines Applied to offences

1. With respect to the offence described in section 89, an amount not less than 300,000/= Tsh.
2. With respect to the offence described in section 90, an amount not less than 300,000/= Tsh.
3. With respect to the offence described in section 91, an amount not less than 300,000/= Tsh.
4. With respect to the offence described in section 92(a), an amount not less than 300,000/= Tsh.
5. With respect to the offence described in section 92(b), an amount not less than 300,000/=
6. With respect to the offence described in section 92(b), an amount not less than 300,000/= Tsh.
7. With respect to the offence described in section 92(d), an amount not less than 300,000/= Tsh.
8. With respect to the offence described in section 92(e), an amount not less than 300,000/= Tsh.
9. With respect to the offence described in section 93, an amount not less than 200,000/= Tsh.
10. With respect to the offence described in section 94(a), an amount not less than 300,000/= Tsh.
11. With respect to the offence described in section 94(b), an amount not less than 300,000/= Tsh.

Table:

Orodha ya Misitu ya Hifadhi iliyoanzishwa

Msitu wa Hifadhi	Mahala ulipo	Eneo (hekta)	Madhumuni
Ngezi	Pemba	1,456	Uhifadhi
Jozani	Unguja	2,512	Uhifadhi
Masingini	Unguja	566	Uhifadhi/ Uzalishaji
Ras Kiuyu, Maziwa Ng'ombe, Msitu mkuu	Pemba	2,170	
		420	Uzalishaji
Chaani	Unguja	900	Uzalishaji
Kibele	Unguja	887	Uzalishaji
Dunga	Unguja	3,130	Uzalishaji
Unguja Ukuu	Unguja		Uhifadhi/ Uzalishaji
Jumla		12,041	

Passed in the House of Representatives on 18th December, 1996

KHAMIS JUMA CHANDE
CLERK OF THE HOUSE OF
REPRESENTATIVES