

Lindi Town Council (Cultivation of Agricultural Land)

GOVERNMENT NOTICE No. 392 published on 13/9/91

THE LOCAL GOVERNMENT (URBAN AUTHORITIES)
ACT, 1982

(No. 8 OF 1982)

BY-LAWS

Made under section 80

THE LINDI TOWN COUNCIL (CULTIVATION OF AGRICULTURAL LAND) BY-LAWS, 1991

1. These By-laws may be cited as the Lindi Town Council (Cultivation of agricultural land) By-laws, 1991, and shall be deemed to have come into operation on the first day of March, 1991.

Short title

2. In these By-laws—

Interpre-
tation

“Authorized Officer” means any officer appointed by the Council for the purposes of ensuring compliance with these By-laws;

“Agricultural Officer” means any person in the service of the Government appointed to perform the duties of an agricultural officer;

“Council” means the Lindi Town Council;

“Cash crops” include groundnuts, simsim, cashewnuts and coconuts;

“Food crops” include sorghum, cassava, rice and maize;

“Insect or plant pest” means any insect or plant pest which destroys or is harmful to crops or which may be harmful to surroundings, crops and vegetation.

“Resident” means any person who is ordinarily resident in the area of jurisdiction of one council, but does not include any person—

(a) Who is under eighteen years of age;

(b) Who is incapable of working due to illness or old age; or

(c) Who is engaged in full time remunerative work.

3.—(1) Subject to the provisions of paragraph (2) of this By-laws, these By-laws shall apply throughout the jurisdiction of the Council.

Applica-
tion mod
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and
exemp-
tion

(2) Where in the opinion of the Council the circumstances so require the Council may, by resolution, modify the application of any of the provisions of these By-laws to or in relation to any area or in relation to any category of persons in a manner as the Council may deem fit, and may likewise exempt any person or category of persons from all or any of the provisions of these By-laws.

Lindi Town Council (Cultivation of Agricultural Land)

G.N. No. 392 (contd.)

- Duty to cultivate crops 4.—(1) Every resident who holds land in accordance with local customary law relating to land tenure shall cultivate and maintain an area of not less than the acre of food crops and an area of not less than one acre of cash crops.
- (2) For the purpose of this By-law the Council may determine the crops which shall be classified as food crops and those which shall be classified as cash crops.
- (3) An agricultural officer may, with the approval of the Council, vary the acreage for food crops specified under paragraph (1) of this By-law.
- Duty to report plant disease 5. Any person who has cultivated any crops, and who finds crop or crops infested or infested with insect or plant pest or disease, shall promptly report the infestation or infection to an authorised officer or an agricultural officer and shall comply with the instruction as may be given by the Council, or authorised officer for the destruction of such insect or plant pest disease and the prevention of its spread.
- Duty to keep plantation clean and free from weeds 6. Every person who has cultivated any area under the provisions of these By-laws on which there are growing crops shall keep the area clean and free from weeds; provided that no person shall set fire on the cultivated area to clear weeds.
- Restriction on felling or uprooting of crops 7. No person shall:—
- (1) Fell or uproot or cause to be felled or uprooted any crop cultivated and maintained under the provisions of these By-laws except with the written authority of an agricultural officer and for a purpose approved by the Council,
- (2) Kindle or cause to be kindled any fire which he has reasonable cause to believe; may spread so as to destroy or damage any crops.
8. A police, an authorized officer or an agricultural officer may:—
- (a) at all reasonable times enter upon any agricultural land for the purpose of inspection and for ensuring compliance with the provisions of these By-laws; or
- (b) require any person who he reasonably believe to be a resident to produce proof of compliance by that person with any of the provisions of these By-laws.

Rombo District Council (Fees and Charges)

G.N. No. 392 (cond 1)

9. Any matter which may be prescribed by the Council under these By-laws shall be published in a manner as will, in the opinion of the Council, ensure the contents of that matter coming to the notice of the members of the public who will or are likely to be affected thereby.

Publica-
tion of
Council
decisions

10. Any person who contravenes or fails to comply with any of the provisions of these By-laws commits an offence and shall be liable on conviction to a fine not exceeding five hundred shillings or to imprisonment for or not exceeding two months or to both that fine and imprisonment.

The Seal of the Lindi Town Council was affixed hereunto in pursuance of a resolution passed at a meeting of the said Council duly convened and held on 29th December, 1989 and the same was so affixed in the presence of:—



FRANCIS OMARI,
Town Director
Lindi Town Council

MOHAMED SAID KINDAMBA,
Chairman
Lindi Town Council

I APPROVE

Dodoma,
18th March, 1991

JOSEPH SINDE WARIOBA (MP),
Minister for Regional Administration
and Local Government