

## SECTIONS 3, 4 AND 6

### **THE CONTROL OF GOODS (IMPORT AND EXPORT) (COMMERCE) REGULATIONS**

Regulations by the President

Statutory Instruments

383 of 1965

389 of 1967

Act No.

13 of 1994

#### **Title**

1. These Regulations may be cited as the Control of Goods (Import and Export) (Commerce) Regulations.

#### **Interpretation**

2. In these Regulations, unless the context otherwise requires-

"controlled goods" means any goods the import into or the export from Zambia of which is prohibited, restricted or otherwise controlled by an order made under regulation 3.

#### **Orders by the Minister**

3. (1) The Minister may make statutory orders prohibiting, restricting or otherwise controlling-

(a) the import into Zambia of any goods which are not the product or manufacture of Zambia;

(b) the export from Zambia of any goods.

(2) Without derogation from the generality of the powers conferred by sub-regulation (1), an order made under this regulation may-

(a) prescribe the terms and conditions subject to which controlled goods or any class of such goods may be imported into or exported from Zambia;

(b) provide for empowering such person as may be prescribed by or under the order-

(i) to issue licences authorising, to such extent as may be prescribed by or under the order, the import into or the export from Zambia of any controlled goods or any class of such goods;

(ii) to revoke any such licence issued by him in such circumstances and in such manner as may be prescribed by or under the order.

#### **Revocation or amendment of licences**

4. (1) The Minister may revoke or amend a licence issued under an order made in terms of these Regulations if he considers that such revocation or amendment is necessary in the national interest.

(2) If the Minister revokes or amends a licence, other than an open general import licence, in terms of sub-regulation (1), an appeal against such revocation or amendment shall lie to the President, whose decision shall be final. An appeal in terms of this sub-regulation shall be lodged with the Permanent Secretary, Ministry of Trade, within twenty-one days of the revocation or amendment being notified and the ground of the appeal shall be set out clearly, specifically and in numbered sequence.

#### **Offences and Penalties**

5. Any person who acts in contravention of or fails to comply with any order made under these Regulations, or acts in contravention of or fails to comply with the conditions of any licence issued or authority granted under or in pursuance of any order made under these Regulations, shall be guilty of an offence and shall be liable on conviction to a fine not exceeding fifteen thousand penalty units or to imprisonment for a period not exceeding four months, or to both sixty thousand penalty units for a first offence; and on conviction for a second or subsequent offence, to a fine not exceeding sixty thousand penalty units or to imprisonment for a period not exceeding six months, or to both

(No. 389 of 1967 and Act No. 13 of 1994)