

LEGAL NOTICE No. 345 of 1968

Regulations Issued Pursuant to the State Forest
Proclamation No. 225 of 1965.

Issuing Authority

These Regulations are issued by the Minister of Agriculture pursuant to authority vested in him by Article 7 of the State Forest Proclamation No. 225 of 1965.

2. *Short Title*

These Regulations may be cited as the "Exploitation of State Forests Regulations, 1968."

3. *Definitions*

In these Regulations unless the context otherwise requires, the words: "forest", "forest tree", "forest product." "Minister," "Ministry," "person" and "wildlife" shall have the meaning as set forth in Article 3 of the State Forest Proclamation No. 225 of 1965.

4. *Forest Operation Plan*

No state forest shall be exploited unless in conformity with an operation plan or in exceptional cases in conformity with a preliminary working scheme, approved and issued in respect of such forest by the Ministry, provided, however, that villagers and local inhabitants entitled to purchase forest products under Article 6(2) below are exempted from the provisions of this paragraph.

5. *Marking the Trees for Cutting*

No tree shall be cut under the operation plan unless previously marked by the Ministry.

6. *Methods of Exploitation*

Exploitation of state forests can be carried out only:—

- (a) by the Ministry;
- (b) by villagers and local inhabitants entitled to purchase state forest products under paragraph (2) of this Article 6.
- (c) by concessionaires in accordance with a sales contract signed in accordance with the provisions of paragraph (3) of this Article 6.

(1) *Exploitation by the Ministry*

The Ministry can engage in the exploitation of state forests at any time and only for the purpose of better promoting the timber resources of the Empire of Ethiopia and to the extent necessary and proper to realize the purposes of the State Forest Proclamation of No. 225 of 1965.

(2) *Purchase by Villagers and Local Inhabitants of State Forest Products*

In accordance with instructions to be issued by the Minister, the Provincial Agricultural Officer may issue cutting permits to villagers and local inhabitants to exploit state forests in an amount that is necessary to satisfy the ordinary domestic needs of such villager or local inhabitant, such amount not

to exceed in any one year the value of one thousand Ethiopian Dollars (Eth. \$1,000). A cutting permit shall be granted to a member of a village community provided such member of a village community is the highest bidder following an auction.

(3) *Exploitation by Concessionaires*

Exploitation of state forests by concessions can be carried out only pursuant to a sales contract between the concessionaire and the Ministry. The form of such sales contract shall be prescribed by the Ministry.

7. *Marketing*

All persons selling forest products acquired under an exploitation permit or under a sales contract shall issue to the purchaser proper receipts which should indicate the number of such exploitation permit or sales contract and the kind and amount of forest products without receipts which indicate the number of exploitation permit or sales contract.

8. *Rules for Auction or Tender*

- (1) Sales of forest products shall be according to a system of tender in cases where the value of the products exceeds One Thousand Ethiopian Dollars (Eth. \$1,000) and by auction in all other cases.
- (2) Such sale shall be widely advertised in a daily newspaper or by means of posters or otherwise for a period of not less than one month prior to the date of the opening of the tender or the auction. The advertisement shall contain all the necessary information.
- (3) Auction sales or opening of tenders shall be conducted by a committee of three persons to be appointed by the Minister. The purchase shall be awarded to the person offering the highest bid or submitting the highest tender.

9. *Penal*

Any person violating the provisions of these Regulations or commits any offence under Article 8 of the State Forest Proclamation No. 225 of 1965 shall be guilty of an offence and shall upon conviction be punished in accordance with the Penal Code.

10. *Effective Date*

These Regulations shall enter into force on the date of their publication in the Negarit Gazeta.

Done at Addis Ababa this 30th day of September 1968.

DEJAZMATCH GIRMATCHEW TEKLE HAWARIAT
Minister of Agriculture