

TOBACCO (CONTROL OF MOVEMENT) REGULATIONS

under s. 36

G.N. 8/1971

1. Citation

These Regulations may be cited as the Tobacco (Control of Movement) Regulations.

2. Restriction of tobacco movement

(1) No tobacco shall be moved within Malawi between the hours of sunset and sunrise except such tobacco as is moved—

(a) for the purpose of sale at the established Agricultural Development and Marketing Corporation markets or for the purpose of sale to a person licensed to buy and resell tobacco under the Special Crops Act; Cap. 65:01

(b) by an owner who is in possession of an export permit issued under the Control of Goods Act to export such tobacco; Cap. 18:08

(c) by a person who is in possession of tobacco bought in accordance with section 10 of the Act;

(d) by a person licensed to grow and sell or to buy and resell tobacco under the Special Crops Act. Cap. 65:01

(2) Any person, tobacco transporter or carrier moving tobacco in accordance with subregulation (1) shall have in his possession such licence, permit or other document as may be necessary to establish

compliance with the provisions of subregulation (1), and such licence, permit or other document shall be produced upon demand.

(3) Any person, tobacco transporter or carrier moving tobacco who fails, upon demand, to produce such licence, permit or document as required under subregulation (2) shall be deemed to be moving tobacco in contravention of subregulation (1) unless the contrary is proved.

3. Offence and penalty

When a person, tobacco transporter or carrier is found moving tobacco in contravention of regulation 2 such person, transporter or carrier shall be guilty of an offence and liable to a fine of K200 and to imprisonment for three months.