

The Malawi Gazette Supplement, dated 3rd December, 2010, containing
Regulations, Rules, etc. (No. 13A)

GOVERNMENT NOTICE NO. 23

FORESTRY ACT
(CAP. 63:01)

FORESTRY (AMENDMENT) RULES, 2010

IN EXERCISE of the powers conferred by section 86 of the Forestry Act, I, GRAIN WYSON MALUNGA, Minister of Natural Resources, Energy and Environment, make the following Rules—

1. These Rules may be cited as the Forestry (Amendment) Rules, 2010. Citation
2. The Second Schedule to the Forestry Rules (hereinafter referred to as the "principal Rules") is revoked and replaced by the following new Schedule— Replacement of the Second Schedule to the Forest Rules

		"SECOND SCHEDULE ROYALTIES	(r. 13 (1)) (para. 2)	
1. INDIGENOUS TREES				
	<i>Botanical Name</i>	<i>Vernacular Name</i>	<i>Price per cubic metre</i>	
			K t	
Class I	<i>Khaya anthotheca</i>	Mbawa, Muwawa, Bulamwiko ..	15,000 00	
	<i>Entandrophragma excelsum</i>	Mukarikari, Mululu	15,000 00	
	<i>Adima microcephala</i>	Mwenya, Chonya, Mwina, Mungwina, Mung'ona, Mgwanya, Mluona ..	15,000 00	
	<i>Chlorophora excelsa</i>	Ngunda, Mvule	15,000 00	
	<i>Combretum imberbe</i>	Msimbiti	15,000 00	
	<i>Trichilia enetica</i>	Msikidzi, Msyunguti	15,000 00	
	<i>Colophospermum mopane</i>	Tsanya, Sanya, Ntsano, Mopani, Mpani	15,000 00	
	<i>Dalbergia melanoxylon</i>	Pingo, Kasalusalu, Nanyula, Kasarusaru	15,000 00	
	<i>Pterocarpus angolensis</i>	Mlombwa, Mtumbati, Mtumbali, Mbira, Nawazi	15,000 00	
	<i>Pericopsis angolensis</i>	Muwanga, Mubanga, Mabanga, Mwanga	15,000 00	
	Class II	<i>Ocotea usambarensis</i>	Bokoto	8,000 00
		<i>Strombosia scheffleri</i>	Mvivi	8,000 00
		<i>Entandrophragm Caudatum</i>	Nayalai, Naplalali, Gundang'oma ..	8,000 00
<i>Apodytes dimidiata</i>		Mzaza, Katole, Mchima, Msuiwi, Mtibulo, Mnyembedwe	8,000 00	
<i>Burttavya nyasica</i>		Mbule	8,000 00	
<i>Albizia gummifera</i>		Mtangatanga, Bua, Chikwani, Chikololo, Mpepe, Msenjere, Mkalankhanga, Skapyia	8,000 00	

	Botanical Name	Vernacular Name	Price per cubic metre	
			K	t
Class II	<i>Azelia quanzensis</i>	Mkongomwa, Msambamfumu, Mpapa, Ipapa, Mpapadende, Msokosa, Chikunda, Mnangaliondo, Mkongwa	8,000	00
	<i>Newtonia buchananii</i>	Mkweranyani	8,000	00
	<i>Podocarpus species</i>	Nanjula, Mwenye, Mkachi, Mkanguni, Mkute	8,000	00
	<i>Burkea africana</i>	Mkalati, Kalinguti, Kawidzi, Kawidzu Kapanga	8,000	00
	<i>Bombax stolzii</i>	Mtonjeranga, Thonjemanga ..	8,000	00
	<i>Swartzia madagascarensis</i>	Chinyenye, Kampango	8,000	00
Class III	<i>Chrysophyllum species</i>	Mutu, Chifira, Mufu, Njundo, Njale, Namazuwa, Mlombeya	8,000	00
	<i>Sterculia species</i>	Msetanyani, Njale, Mgoza, Mucheska, Mpepe, Chitondo, Muyamba	8,000	00
	<i>Diospyros mesopiliformis</i>	Msumwa, Mchenje, Mchenya, Njelenje	8,000	00
	<i>Dialiopsis africana</i>	Mtalala, Mlimbauta, Masakala, Mtutumuko, Chiwangalanya	8,000	00
	<i>Faurea species</i>	Musese, Chinsese, Chiere	8,000	00
	<i>Mitragyna rubrostipulata</i>	Mufwafwada	8,000	00
	<i>Cordyla africana</i>	Mtondo	8,000	00
	<i>Polyscias fulva</i>	Mpembati, Mukwajo, Mwaja, Mwaza	8,000	00
	<i>Terminalia, sericea</i>	Naphini, Mpululu, Njoyi, Nalinsi, Gonondo	8,000	00
	<i>Ficalhoa laurifolia</i>	Ndopa, Mlunganya Muuse ..	8,000	00
	<i>Bridelia micrantha</i>	Mpasa, Msopa, Mlewezi, Mwisya, Chisopa, Msongamiso	8,000	00
	<i>Hagenia anthelmintica</i>	Mkwerete, Mkhwale, Mthethe, Chigongolo	8,000	00
	<i>Acacia Polycantha</i>	Mgobe	8,000	00
	<i>Rauvolfia caffra</i>	Mwembi, Mvumbamvula, Nanyungu, Muimbi, Munyezani, Nyesani ..	8,000	00
Class IV	<i>Parkia filicoida</i>	Mkundi, Musyepwa, Mgundi ..	8,000	00
	<i>Xymalos nomospora</i>	Mulaka, Mpelekeso, Mpekeso, Nakaswaga, Chikakalaka	8,000	00
	<i>Fagara species</i>	Pupwe, Mkurungu, Mlunguchulu ..	8,000	00

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<i>Botanical Name</i>	<i>Vernacular Name</i>	<i>Price per cubic metre</i> K t
<i>Vitex doniana</i>	Mpindimbi, Mfuru, Msimpya, Mpyuambya, Mpsyimpya	8,000 00
Class V All other non-planted species		8,000 00
Class VI <i>Widdringtonia cuppresoides</i>	Mkungusa, Mkungudza, Mulanje Cedar	20,000 00
<i>Juniperus procera</i>	Changalume	20,000 00
2. EXOTIC TREES		
<i>Cypress species</i>	Mkungudza	10,000 00
<i>Eucalyptus species</i>	Bulugamu	10,000 00
<i>Gmelina arborea</i>	Malayina	10,000 00
<i>Pinus species</i>	Payini	10,000 00
3. POLES		
<i>Species</i>	<i>Butt diameter over bark (in centimetres)</i>	<i>Per pole</i> K t
<i>Eucalyptus and other exotic species not specified elsewhere in this Schedule—</i>	Less than 6	80 00
	6 but less than 8	100 00
	8 but less than 10	160 00
	10 but less than 12	200 00
	12 but less than 14	240 00
	14 but less than 16	300 00
	16 but less than 18	320 00
	18 but less than 20	340 00
	20 and over	by volume
	<i>Indigenous species</i>	Less than 6
6 but less than 8		160 00
8 but less than 10		200 00
10 but less than 12		240 00
12 but less than 14		320 00
14 but less than 16		340 00
16 but less than 18		360 00
18 but less than 20		380 00
20 and over	by volume	
4. FUELWOOD		
<i>Type</i>		<i>Price per cubic metre</i> K t
<i>Exotic fuelwood, cut and stacked by purchaser</i>	(a) domestic use	700 00
	(b) industrial use	1,000 00

Type		Price per cubic metre	
		K	t
<i>Indigenous fuelwood, cut and stacked by the purchaser</i>			
(a) domestic use		700	00
(b) industrial use		2,500	00
<i>Exotic fuelwood, per headload</i>			20.00
<i>Indigenous fuelwood, per headload</i>			150 00
<i>Exotic fuelwood per bicycle load</i>			200 00
5. BAMBOO			
		Per bamboo	
<i>Butt diameter (in centimeters)</i>		K	t
Less than 5		10	00
5 but less than 10		30	00
10 and above		50	00
6. PALMS			
<i>Botanical name</i>	<i>Vernacular name</i>	<i>Price per tree</i>	
		K	t
<i>Phoenix reclinata</i>	Kanjedza, Kanchinda, Kanjesa	3,000	00
<i>Hyphanena crinata</i>	Mgwalangwa, Makoma	3,000	00
<i>Borassus aethiopium</i>	Mvumo, Makoma	3,000	00
7. PLANTS			
<i>Type</i>		<i>Price per plant</i>	
		K	t
Wild Cycads and succulents			5,000 00
8. NON-WOOD FOREST PRODUCTS (NWFP)			
<i>Type</i>	<i>Use/Purpose</i>	<i>Price</i>	
Fruits, vegetables, mushrooms, caterpillars, insect, tubes, tubers, thatch grass			
	(a) domestic	Free	
	(b) commercial	By agreement	
9. OTHER FOREST PRODUCE			
Royalties in respect other forest produce may be determined by agreement between the Director of Forestry and the buyer			
10. DESCRIPTION			
The Director of Forestry may sell produce in this Schedule by Competitive Bidding.”			

3. The Third Schedule to the principal Rules is revoked and replaced by the following Schedule—

Replacement
of the Third
Schedule to
the principal
Rules

“THIRD SCHEDULE

r. 13 (2)

FEEs

1. CAMPING

Camping Site/Area

	<i>Per person per night</i>
	K t
Camping on rest-house grounds with access to refrigeration ..	1,000 00
Camping on rest house grounds without access to refrigeration ..	500 00
Camping at any other place in a forest reserve	400 00
Hut occupation, other than a permanent Campsite	1,000 00

2. REST-HOUSE OCCUPATION

Guesthouses Lodges Facilities

		<i>Per person per Night</i>
		K t
Kazela Guest House	(a) executive room, self-contained ..	3,500 00
	(b) executive room, self-contained, double	4,500 00
	(c) ordinary room, sharing toilet and shower room	
	(i) single	1,500 00
	(ii) double	2,000 00
Kasito Lodge I	(a) per bed	2,500 00
	(b) exclusive use of room	10,000 00
Kasito Lodge II	(a) per bed	2,500 00
	(b) exclusive use of room	5,000 00
Mangochi Forestry Guest House	per bed	2,500 00
Chintheche Forestry Guest House	per room	2,500 00
	Children under 5 years of age	No fee
	Children 5 to 12 years	50% of the adult rate

3. BUSINESS OPERATIONS

Business Activities

(a) *Moble sawmill*

	K t
(i) application fee	2,000 00
(ii) operational fee, per sawmill, per sawing season ..	20,000 00
(iii) yard/site fee	5,000 00
(iv) residential fee, as per 6 m ² , per hut	1,500 00

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(b) <i>Permanent sawmill</i>	
(i) application fee, per sawmill	2,000 00
(ii) per annum	50,000 00
(iii) residential fee, per m ² , per annum	100 00
(c) <i>Logging</i>	
(i) application fee	2,000 00
(ii) logging fee	50,000 00
(d) <i>Construction of Lodges, camps, rest houses or huts</i>	
(i) application fee	2,000 00
(ii) operational fee, per annum	10,000 00
(iii) residential fee, per m ³ , per annum	100 00
(e) <i>Beekeeping</i>	
(i) application fee	2,000 00
(ii) operational fee, per hive per year	200 00
(f) <i>Abstraction of water from a forest reserve</i>	
(i) application fee	2,000 00
(ii) forest management fee	To be negotiated
(iii) permanent structure fee, per m ² per annum	100 00
(g) <i>Abstraction of water from a forest reserve for generating hydro electric power</i>	
(i) application fee	2,000 00
(ii) environmental levy, per annum	To be negotiated
(iii) permanent structure fee, per m ²	100 00
(h) <i>Water tank construction in reserve</i>	
(i) application fee	2,000 00
(ii) operational fee per tank per annum	50,000 00
(iii) residential fee	100 00
(i) <i>Dam construction for commercial purposes</i>	
(i) application fee	2,000 00
(ii) operational fee, per annum	20,000 00
(iii) Residential fee, per m ² per annum	100 00
(j) <i>Dam construction, local communities</i>	
(i) application fee	Free
(ii) operational fee per annum	Free
(k) <i>Grocery</i>	
(i) application fee, per building	2,000 00
(ii) operational fee, per building per annum	7,500 00
(iii) residential fee per m ² , per annum	100 00

	K	t
(l) <i>Maize mill</i>		
(i) application fee	2,000	00
(ii) operational fee, per annum	5,000	00
(iii) residential fee, per m ²	100	00
(m) <i>Private school</i>		
(i) application fee	2,000	00
(ii) operational fee, per annum	10,000	00
(iii) residential fee	100	00
(n) <i>Church or mosque building</i>		
(i) application fee	2,000	00
(ii) residential fee, per annum per m ²	100	00
(o) <i>Regular religions ceremonies in a forest reserve</i>		
(i) application fee	2,000	00
(ii) residential fee per m ² per annum	100	00
(p) <i>Installation of telecommunication equipment</i>		
(i) application fee	2,000	00
(ii) operational fee per annum	50,000	00
(iii) residential fee, per m ² per annum	100	00
(q) <i>Installation of electricity grid</i>		
(i) application fee	2,000	00
(ii) operational fee per km, per annum	1,000	00
(r) <i>Installation of telephone lines</i>		
(i) application fee	2,000	00
(ii) operational fee, per km, per annum	1,000	00
(iii) residential fee per m ² per annum	1,000	00
(s) <i>Tour operations in a forest reserve</i>		
(i) application fee	2,000	00
(ii) operational fee, per annum	7,000	00
(iii) temporary structure fee, per m ² of the structure	500	00
(t) <i>Picnic, sight seeing or trekking</i>		
(i) students and pupils of Malawian origin	Free	
(ii) others, entry fee, per head	200	00
(iii) vehicle entry fee	100	00
(u) <i>Hunting (Sports)</i>		
(i) application fee	2,000	00
(ii) operational fee, per day	10,000	00
(v) <i>Ranching</i>		
(i) application fee	2,000	00
(ii) operational fee, per animal, per annum	1,000	00
(iii) residential or structure fee, per m ² , per annum	100	00

	K	t
(w) <i>Grazing, adjacent communities</i>		
Fee per head		Free
(x) <i>Road construction in a forest reserve</i>		
(i) application fee	2,000	00
(ii) environmental rehabilitation fee		Based on number of trees felled or damaged
(y) <i>Collection of forest biodiversity resources for scientific purposes</i>		
(i) application fee	2,000	00
(ii) operational fee, per collection	5,000	00
(z) <i>Ornamental tree collection</i>		
(i) application fee, per collection	2,000	00
(ii) operational fee, per annum	10,000	00
(aa) <i>Gemstone, mining or quarry operation</i>		
(i) application fee	2,000	00
(ii) operational fee, per annum	10,000	00
(iii) residential fee, per 6m ² hut	1,500	00
(bb) <i>Arts and craft in forest reserve or Curio making</i>		
(i) application fee	2,000	00
(ii) operational fee, per annum	10,000	00
(iii) residential or structure per 6m ² huts	1,500	00
(cc) <i>Fishing (Sport)</i>		
Entry fee	2,000	00
(dd) <i>Aquaculture fish farming</i>		
(i) application fee	2,000	00
(ii) operational fee, per hectare, per annum	20,000	00
(iii) residential or structure fee, per m ² per annum	100	00

EXPORT OF FOREST PRODUCE

	Price
	K t
Export License Application fees	2,000 00
License fees	10,000 00
Export fee	5,000 00
Transfer certificate per consignment fee	2,000 00

Made this 1st day of July, 2010.

(FILE NO. 14/11/10)

G. W. MALUNGA
Minister of Natural Resources
Energy and Environment