

THE BEEKEEPING ACT, 2002

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SCHEDULES

FIRST SCHEDULE

SECOND SCHEDULE

THE UNITED REPUBLIC OF TANZANIA



No. 15 OF 2002

I ASSENT

President

4th June, 2002

An Act to make provisions for the orderly conduct of beekeeping, for the improvement of the products of beekeeping and for the prevention and eradication of diseases and pests amongst bees.

[.....]

ENACTED by Parliament of the United Republic of Tanzania.

PART I

RELIMINARY PROVISIONS

1. This Act maybe cited as the Beekeeping Act, 2002 and shall come into operation on such date as the Minister may, by notice published in the Gazette appoint and the Minister may appoint different dates for different parts of the Act to come into operation.

Short title and commencement

2. In this Act, unless the context requires otherwise - "apiary" means a beehive or a collection of beehives, whether stocked or unstocked;

Interpretation

"apiary product" includes live bees, brood, beeswax, honey, cut comb honey, comb sections, bee combs, honey dew, bee collected pollen, bee venom, propolis or royal jelly or any substance declared by regulations to be an apiary product for purposes of this Act;

"appliance" means any fitting, utensil, apparatus or implement that is used or has been used for the purposes of, or in connection with beekeeping, or in the processing, handling or storing apiary products;

"authorised officer" means a beekeeping officer or any other officer appointed as such in writing by the Minister or Director to exercise any power or discharge any duty under this Act or any subsidiary legislation made under this Act;

- "bee" means an insect of the genus *Apis* or *Meliponula* or *Trigona* or any other genus of bee prescribed in regulations for the purposes of this Act;
- "beehive" means a receptacle used for housing living bees and includes a hive;
- "beekeeping equipment" includes hives, supers, hive covers, hive floors, hive tools, queen excluders, bee protectives, beesmoker, gears used in luring, handling and manipulating bees, honey and beeswax strainers, honey extractors, honey and beeswax storage facilities, frames, combs and any equipment used for processing and marketing of bee products and includes the honey, brood and pollen in the combs;
- "beekeeper" means a person who owns or has under his control or possession bees or an apiary or a person on whose behalf bees or an apiary are kept;
- "beekeepers registration system" means the system which may be established in accordance with the provisions of section 27 of this Act;
- "Beekeeping Development Fund" means the fund established by section 40 of this Act;
- "bee reserve" means an area of land declared to be as such by an Order made under section II (1);
- "beekeeping zone" means an area of land within a national or local authority forest reserve in which the keeping of bees and management of apianes in accordance with an approved management scheme is permitted;
- "beeswax" means the wax secreted by bees as bee comb material and includes raw beeswax and refined beeswax;
- "brand" means a permanent impression of any letter, sign, number or character made upon any beekeeping equipment;
- "broodbox" means the bottom box of an active beehive and includes a beehive designated for rearing brood;
- "ficcappings" means the covering and adhering beeswax over comb cells, pollen or brood that is removed before the honey extracting process;
- "chief executive officer" means the chief officer of the administrative, professional and technical services of a local authority by whatever name called;

"honey dew" means the saccharine exudations of living parts of plants and the sweet liquid excreted by hemipterous insects feeding on plants that are gathered, modified and stored in bee combs and are dextro-rotatory;

"import permit" means an import permit granted under section 36 of this Act;

"infected" includes contaminated and also includes infested;

"joint management agreement" is the plan referred to in section 18 of this Act;

"local authority" means a district council or an urban authority;

"local authority bee reserve" means a bee reserve wholly owned by the local authority;

"local authority beekeeping zone" means an area of land established as a local authority beekeeping zone under section 25 of this Act;

Act No.
of 2002

"local authority forest reserve" means a forest reserve declared as such under the Forest Act, 2002.

"Minister" means the Minister for the time being responsible for beekeeping;

"Ministry" means the Ministry for the time being responsible for beekeeping;

"national bee reserve" means a bee reserve wholly owned by the Government;

Act No.
of 2002

"national forest reserve" means a forest reserve declared as such under the Forest Act, 2002.

"notice of intention" means the notice referred to in section 13;

"notifiable disease" means a disease or pest notified by Order published in the *Gazette* as a notifiable disease for purposes of this Act;

"pests" means the Greater Wax Moth, the honey badger and such other animal, bird or insect as may from time to time be declared by Order published in the *Gazette* to be a pest for purposes of this Act;

"Policy" means the National Beekeeping Policy;

"private bee reserve" means a bee reserve owned by individual, group of persons or a Group or Community;

"quarantine area" means an area declared by the Minister to be a quarantine area under section 37 of this Act;

"raw beeswax" includes beeswax which is heated in order to remove the honey therefrom but from which extraneous matter has not been removed;

"register" means the register of beekeepers which may be established under Part V of this Act;

"Trustees" means the Trustees of the Beekeeping Development Fund appointed under section 40 of this Act;

"village assembly" means the village assembly of any village;

"village council" means, in relation to a village, the village council of that village.

PART 11

THE OBJECTIVES OF THIS ACT

3.-(I) The objectives of this Act shall be:

- (a) to promote, and enhance the contribution of the beekeeping sector to the sustainable development of Tanzania and the conservation and management of her natural resources for the benefit of present and future generations;
- (b) to enhance national capacity to manage and develop the beekeeping sector and enable the sector to make a contribution to the alleviation of poverty;
- (c) to ensure that the management and development of beekeeping is devolved to the lowest possible level of Government consistent with maintaining and promoting high standards of quality;
- (d) to ensure the sustainable existence of honeybees by the creation, maintenance and effective management of bee reserves and apiaries;
- (e) to improve the quality and quantity of honey, beeswax, and other bee products to ensure the sustainable supply of the same;
- (f) to improve bio-diversity and increase employment and foreign exchange earnings through sustainable bee products-based industrial development and trade.

Objectives of this Act

PART III

ADMINISTRATION

Responsibilities of the Minister

4. The Minister shall be responsible for policy formulation and for ensuring the execution by officials in the Ministry such functions connected with the implementation of this Act.

Director responsible for beekeeping

5--(I) There shall be a Director responsible for beekeeping matters who shall be an officer in the public service.

(2) The Director shall be the adviser to the Government on all matters related to the management of beekeeping.

(3) The Director may from time to time, as he thinks fit, issue and publish circulars and directives On the implementation Of this Act but no such circulars or directives shall purport to alter, amend or depart from the provisions of this Act or any regulations made under this Act or contradict any advice, guidance or directives issued by the Minister under section 4 of this Act.

(4) Where the Director is required or empowered by this Act to make a determination affecting or likely to affect the rights Of any person or the Opportunity for any person to undertake any activities, he shall give the Person reasons for that determination.

Licensing officers, enforcement of officers and inspectors

6.-(I) There shall be appointed by the Director, amongst the officers of the Ministry:-

- (a) the licensing and registration officers who shall exercise powers under Part V;
- (b) the enforcement officers, exercising such functions relating to the enforcement of the provisions of this Act or as may be specified by him; and
- (c) inspectors, who shall perform their functions -as Provided under this Act or as specified by him.

(2) Officers under this section shall be answerable to the Director.

(3) The Director may, by notice published in the Gazette, designate any person to be an authorised officer for the Purposes of all or any Provisions of this Act.

(4) The Director shall, by Order published in the Gazette, and subject to such qualifications or exemptions as may be prescribed therein, delegate to such public officers the exercise or Performance of any of the functions conferred or imposed on him by this Act.

(5) Nothing in this section shall be taken to prevent any local authority from appointing in accordance with the law relating to the appointment of local authority staff, such qualified officers as it considers necessary to enable it to discharge such functions allocated to it by this Act.

7. The Director may, where it is practical to do so, provide information and guidance, by Order or notice to members of the public in connection with the implementation of this Act.

In formation to the public

8-41) The Director shall ensure that all local authorities, associations within its area of jurisdiction and other public authorities are consulted and kept informed about the management of beekeeping as provided under this Act.

Relationship between the Ministry and other authorities

(2) Any authorised officer allocated any functions under or in connection with this Act shall have regard to any directives and circulars issued by the Director.

(3) Where any directive or circular is at variance with an approved local authority management plan applicable to a declared or gazetted local authority bee reserve or other local authority priorities applicable to any beekeeping activity managed by that local authority, the Director and the relevant officers and members of that local authority shall consult each other and use their efforts to reconcile any such variances.

(4) Where the Director is of the opinion on the basis of information given to him by any officer exercising functions under this Act or otherwise that a local authority with the responsibility to exercise functions in accordance to the provisions of this Act, the Policy or any approved and published national criteria and indicators for sustainable beekeeping, or where such national criteria and indicators are not in existence, in accordance with accepted principles of sustainable beekeeping or good administration, then the Director may -

- (a) serve a notice on that local authority requiring it to take the steps specified in that notice within the time specified therein to rectify and improve its beekeeping management; or
- (b) serve a notice on that local authority requiring it to show cause, within the time specified therein, as to why the Director should not arrange that such functions of beekeeping management as may be specified should be taken over by another local authority or by the Director for such period of time as may be specified in the notice;

(2) Where the officer referred to in subsection (1) is the Director, he shall declare his interest to the Minister, and where the officer referred to in subsection (1) is an officer appointed under section 6, shall declare his interest to the Director, the Minister or the Director as the case may be shall appoint another officer to exercise functions in respect of that matter.

(3) A person to whom subsections (1) and (2) apply shall not influence or seek or attempt to influence any officer exercising such functions or any other legislation to show any undue favour or preference to him or any member of his immediate family in respect of such matter.

10--(1) There shall be established a National Beekeeping Advisory Committee whose members shall be appointed by the Minister.

(2) In appointing members to the Committee, the Minister shall take into consideration the following:

- (a) possession of the necessary expertise, qualifications and interest in all aspects of beekeeping and the marketing of apiary products;
- (b) ensure a gender balance on the Committee;
- (c) include on the Committee persons who are not in the public service and at least one from the local authority;.

(3) The procedures of the Committee shall be as provided for in the First Schedule to this Act.

(5) The functions of the Committee shall be to advise the Minister on:

- (a) matters under the provisions of this Act which are required to be referred to the Committee; and
- (b) such other matters related to the implementation of this Act or generally on beekeeping as may be referred to the Committee by the Minister or on its own motion.

(6) The Minister may by Order published in the *Gazette* alter, amend or add anything in the First Schedule to this Act.

(7) The Minister shall include in a report, to be published annually on performance report of the Ministry -

- (a) a statement on the number of matters which have been referred to the Committee; and
- (b) the number of issues which are required to submitted to the Committee, or which he has disposed of contrary to the advice of the Committee, and the reasons for such action.

Establishment of National Beekeeping Advisory Committee

- (b) exhibited in a conspicuous place in the offices of all local authorities within its area of Jurisdiction and nearby the proposed reserve; and
 - (c) given publicity in such a manner as is customary in the area or as to bring it to the attention of all persons living in or in the vicinity of or deriving their livelihood from or using on a regular basis any part of the proposed reserve.
- (2) The notice of intention referred to in subsection (1) shall include-
- (a) a description of the boundaries of the proposed reserve;
 - (b) a statement of the purposes for which the land is proposed to be declared to be a reserve;
 - (c) a statement of the reasons for the choice of either a national bee reserve or a local authority bee reserve;
 - (d) the period of time, being not less than ninety days within which any person or group of persons or a representative thereof may, either orally or in writing-
 - (i) object to; or
 - (ii) make representations about; or
 - (iii) claim any rights based on and arising out of customary law in relation to beekeeping or gathering or use of the produce of bees within the area or any rights based on any other written law within the area of the proposed reserve;
 - (e) the person or persons to whom any such statements referred to in paragraph (d) may be made and the places and times at which any such persons will be available to receive any such statements;
 - (f) the times, being not less than twenty one days from the date of the notice, and places at which any village assembly or other public meetings will be held to explain and receive comments on the proposed declaration of a reserve; and
 - (g) any other matters as may be prescribed.
- (3) The Director shall be responsible for -
- (a) collating, classifying and assessing any objections, representations and claims received under paragraph (d), of subsection (2);
 - (b) organising and ensuring the accurate recording of comments and representations made at public meetings which shall be held within

or near the area of the Proposed reserve during the Period referred to in Paragraph (d) of subsection (2);

- (c) making consultations with Organisations and persons in the public and Private sector as to enable him be in a proper position to advise the Minister on the proposed declaration of a reserve; and
- (d) submitting a report, together with his observations and recommendations thereon, on the objections, representations, claims and consultations referred to in paragraphs (a), (b) and (c) to the Minister.

(4) A report submitted under subsection (3) shall include comments on whether it would be Preferable to declare the area under consideration as, a community bee reserve.

to in
official as may be designed by the Director shall explain with paragraph
such diagrams, maps and pictures as may be considered
necessary, the purpose and scope of the proposed bee reserve.

(6) On receipt of the report referred to in Paragraph (d) of subsection (3), the Minister shall refer that report and the Proposal to declare a bee reserve to the Committee for its consideration.

(7) The Committee shall within sixty days of the receipt Of such a report submit its report with recommendations on the matter of the Proposed reserve to the Minister.

(8) The Minister shall after taking into consideration the report of the Committee submitted under subsection (7) and the report submitted by the Director under subsection (3), determine whether to -

- (a) make an Order, with or without amendments to the Proposed boundaries of the Proposed reserve; or
- (b) defer the making of an Order for further consideration, consultation, or Investigation, and in Particular for any investigation into any rights claimed by any persons under subparagraph (iii) of paragraph (d) of subsection (2); or
- (c) refuse to make an Order, declaring an area of land to be a bee reserve, and any such determination shall be in writing and shall be accompanied by reasons.

(9) Where the Minister does not make a determination as provided for in subsection (8) within one hundred and eighty days of the receipt of the reports referred to in subsection (7), it shall be presumed that he has refused to make the order.

(10) Where the Minister determines to defer the making of an Order to declare a bee reserve, he shall specify in writing what further considerations, consultations or investigations are to take place in respect of that proposed bee reserve.

(I 1) An Order made by the Minister under subsection (8)(a) declaring an area to be a bee reserve, shall be published in the *Gazette* and that area shall be known as a gazetted bee reserve.

14--(1) As soon as practicable after the publication of an Order made under subsection (I 1) of section 13 and in any event not later than one year after such publication, the Director shall cause the boundaries of the gazetted bee reserve to be visibly demarcated on the ground.

Boundaries of a gazetted bee reserve

(2) The Director shall cause a map or plan of each gazetted bee reserve to be prepared, copies of which shall be maintained and made available for inspection by members of the public during office hours at -

- (a) the head office of the Division;
- (b) the office of the Division in the area where the gazetted bee reserve is situated;
- (c) the offices of the local authorities within the area where each gazetted bee reserve is situated; and
- (d) any other places as may be prescribed.

(3) The Director may from time to time and subject to the approval of the Minister make minor changes to the boundaries of any gazetted bee reserve to accommodate changes in the environmental circumstances of any such bee reserve.

(4) During a period of not less than ninety days prior to proposing any minor change as is referred to in subsection (3), the Director shall -

- (a) give publicity to the proposal within the area where the gazetted bee reserve is situated by -
 - G) causing a notice of the change to be posted in a prominent place in the offices of all local authorities within the area where the gazetted bee reserve is situated; and
 - (ii) giving such other publicity to the change as is customary in the area or bring the proposed change to the attention of right-holders of existing rights and other persons having interests in the gazetted bee reserve;

- (b) invite comments from all such persons referred to in subparagraph (ii) of paragraph (a) on the Proposed change;
- (c) take into account all such comments made; and
- (d) Prepare a report on the Proposed change for the Minister.

(5) For purposes of this section, a minor change that does not affect in any significant way the existing rights of any right-holders within the gazetted bee reserve or the rights of any persons on land which shall be incorporated into the gazetted bee reserve through the Proposed changes to the boundaries thereof and does not increase the size of the gazetted bee reserve by more than five per cent.

Power to
alter and
degazette
a bee
reserve

15. -(1) Subject to the provisions of subsections (2), (3), and (4), the Minister may by Order published in the *Gazette*, revoke the declaration of all or a part of any gazetted bee reserve.

(2) The Procedures set out in section 13 shall apply with such modifications and adaptations as the Minister may consider necessary to the exercise of the Power to alter or degazette a bee reserve or any part thereof but no such modification or adaptation shall reduce the time available for comments on proposed action taken to alter and degazette or the responsibilities of the Director set out in subsection (3) or the duties of the Minister set out in subsections (8) and (9) of that section.

(3) An Act to alter or degazette a bee reserve shall not affect in a deleterious way the existing rights of any right-holders within such bee reserve unless the right-holders have been consulted on the matter during the Period Provided for the submission of comments on the same and they have either-

- (a) agreed to the alteration on their existing rights together with an amount of compensation in respect of any losses caused by such alteration; or
- (b) where it has not been possible to reach agreement and the Minister is satisfied that an alteration in existing rights is necessary, in all circumstances of the case, he shall ensure that the right holders have been paid full and fair compensation for the involuntary loss of any such existing rights.

(4) In the case referred to in paragraph (b) of subsection (3), any person who is aggrieved by the determination of the Minister may appeal to the High Court.

16.-(1) The functions of managing a gazetted bee reserve may be undertaken by either -

- (a) the Division;
- (b) an Executive Agency;
- (c) a local authority;
- (d) a village;
- (e) a Group;
- (f) a person holding a concession of the whole or a part of a gazetted bee reserve;
- (g) a company, co-operative or other organisation in the private sector; or
- (h) a non-governmental organisation.

Management of a gazetted bee reserve

(2) Different parts or activities within a gazetted bee reserve may be managed by the different persons or bodies listed as per subsection (1).

(3) The Director, in case of a national bee reserve and chief executive officer in case of a local authority bee reserve shall determine which of the persons or bodies listed under subsection (1) shall manage a gazetted bee reserve or any part thereof or any activity therein.

(4) The Director in the case of a national bee reserve and the chief executive officer in the case of a local authority bee reserve may invite any person or body listed under subsection (1) to submit a proposal to manage a gazetted bee reserve or any part thereof or activity therein and any such proposal that is submitted shall include-

- (a) the time of the preparation of a plan for the management of the bee reserve;
- (b) the envisaged structure and modalities of cooperation and consultation with -
 - (i) right-holders within the gazetted bee reserve;
 - (ii) any other person or body having management functions within that bee reserve;
 - (iii) any other person or body with interests in that bee reserve;
- (c) the type of activities which shall be permitted in the gazetted bee reserve;
- (d) the resources likely to be available to enable any management plan to be executed and how those resources shall be collected, allocated and divided between the bodies with responsibilities for managing the bee reserve; and

(e) any other matters as may be Prescribed.

(4) Prior to the making of any determination in respect of a national bee reserve under subsection (3), the Director shall submit a report on the matter to the Committee and he shall take into account any comments the Committee shall make thereon.

(5) Where the Director, in the case of a national bee reserve or the chief executive officer in the case of a local authority bee reserve has determined that a Person or body other than the Division or as the case may be, the local authority shall manage a gazetted bee reserve or part thereof or any activity therein, he shall make a joint management or other agreement with that person or body in respect of the management of that bee reserve.

Prohibited activities within a gazetted bee reserve

17--(I) After coming into force of a declaration of a bee reserve, no Person, other than a Proven existing right-holder shall do any of the following acts unless such a Person has been granted a licence or a permit under this Act to do that act or the doing of that act is a necessary consequence of the grant of a licence or a permit under this Act to do some other related acts such as:

- (a) take, remove, bum, damage or destroy any bee, colony or any apiary Products;
- (b) cut down, fell, dig up or remove any tree;
- (c) dig up or remove any wild plant;
- (d) enter, Perambulate for Purposes Of tourism or camp within a bee reserve;
- (e) take and remove any rock, stones, sand, shells or soil;
- (f) undertake any mining activities;
- (g) clear land;
- (h) cut, bum, uproot, damage or destroy any vegetation;
- (i) plant any crops, trees or other vegetation prohibited from being planted within the bee reserve;
- (j) erect any buildings or other structures;
- (k) construct any roads, paths, bridges, railways, waterways or runways;
- (l) allow any livestock to enter any bee reserve;
- (m) graze or departure any livestock;
- (n) use any buildings or other structures for any Purpose other than a Purpose for which it was being used at the time of the declaration of the bee reserve;

- (n) carry out any research activity for which a research permit is required; and
 - (o) undertake any other activity within a bee reserve that is prohibited by regulations applicable to all bee reserves or any rules applicable to a specific bee reserve.
- (2) No person shall within a bee reserve use any plant-protection substances classified by an authorised research institute which is likely to cause harm to bees, bee activities, beefodder plants or bee products.

18-(1) A joint management agreement for the management of a gazetted bee reserve may be made by the Director and a local authority or a village council or a group or any person or Organisation in the public or private sector *inter se* providing for the management by that organ or person and in that sector for the whole or a part of, or some specific matter within a bee reserve.

Joint management agreement for gazetted bee reserve

- (2) A joint management agreement referred to in subsection (1), shall include the following:
- (a) a description of the bee reserve or the area of the bee reserve covered by the agreement;
 - (b) a description of the matters which are the subject of the agreement;
 - (c) a statement of the objectives of the agreement;
 - (d) names of the officers of the organisations that are making the agreement and a brief statement of the powers and authority of the organisations to make any such agreement;
 - (e) a description of the management activities agreed to be undertaken by the bee reserve manager;
 - (f) the rules governing and regulating the use, access and resources of the bee reserve, including, where relevant, rules concerning the powers, and duties of persons from a local community appointed to act as bee reserve keeper of the reserve, penalties to be imposed for violating the rules and, in the case of agreements referred to in paragraph (c), rules concerning expulsion from occupation or limiting or preventing use of, or access to, the bee reserve or any produce therein which may be applied to any member of a village or an organisation managing the reserve;

- (b) submit an application to the Director for a declared local authority bee reserve to be gazetted and become a gazetted bee reserve;
- (c) negotiate a joint management agreement with the Director or some other person or body with respect to the management of a gazetted bee reserve; and
- (d) establish a committee or joint committee to manage a declared local authority bee reserve or allocate the duties of managing such a bee reserve to an existing committee of the local authority.

(2) A declared local authority bee reserve shall be managed in accordance with -

- (a) the Provisions of this Act;
- (b) such Priorities as may be determined by the local authority;
- (c) such by-laws and other rules as may be made by the local authority, including any model by-laws adopted for use in respect of a declared local authority bee reserve by the local authority;
- (d) such customary rules and practices applicable to the management of bees and apiary products within the area recognised as such by the local authority, provided that they are not in conflict with this Act or other rules made by the local authorities.
- (e) such agreement as may be made between the local authority and some other person or body relating to the management of the declared local authority bee reserve, which shall be approved by the local authority before it shall come into operation;
- (f) the general principles and rules of the management of local authority affairs; and
- (9) any other rules and practices as may be prescribed.

(3). The Director may by notice published in the Gazette, and after consultation with the chief executive officer of the local authority having jurisdiction in the area where the declared local authority bee reserve is situated, grant any person professionally or technically qualified in beekeeping or environmental management or conservation, employed or hired or seconded or working alongside the local authority, by name or office, such powers of a beekeeping officer in respect of such declared local authority bee reserve as may be specified in the said notice and he may, subject to consultation with the said chief executive officer and on giving reasonable notice to the person concerned, revoke such grant.

(4) The Director may from time to time -thorities in respect of the management of declared local authority bee reserves and local authorities, shall pay due regard to them.

(5) A local authority may, in accordance with Prescribed procedures, apply to the Director for a declared local authority bee reserve to be converted into a gazetted local authority bee reserve.

(6) The Provisions of sections 15 and 16 shall apply to an application to convert a declared local authority bee reserve into a gazetted bee reserve as they do to a Proposal to declare a gazetted bee reserve provided by those sections.

Declared
village
bee
reserve

20.-(1) A village council may by resolution, determine to -

- (a) declare an area of village land under its jurisdiction to be a village bee reserve;
- (b) negotiate a joint management agreement or other agreement or arrangement with the Director, a Group or some other person or body in respect to the Management of a village bee reserve;
- (c) establish a committee to manage a village bee reserve or allocate the duties of managing such a bee reserve to an existing Committee of the village council.

(2) Where a village land bee reserve committee is established, it shall-

- (a) be formed from the membership of the village assembly;
- (b) be formed with due regard to gender balance;
- (c) elect a chairman annually from amongst its membership;
- (d) be the principal village body concerned with the management of a village bee reserve;
- (e) report on a regular basis and take account of the views of the village assembly on the management of the village bee reserve.

(3) A village bee reserve management committee may co-opt persons to the committee but such persons shall not vote on any matter coming before the Committee.

(4) A declared village bee reserve shall be managed in accordance with -

- (a) the Provisions of this Act;
- (b) such Priorities as may be determined by the village council;
- (c) such by-laws and other rules as may be made by the village council;

A such customary rules and Practices applicable to the management of bees and apiary products within the area;

- (e) any agreement made between the village council and some other persons or body relating to the management of the declared village bee reserve, which shall be approved by the village assembly before it shall come into operation;

(5) The Director may by notice published in the Gazette, and after consultation with the chief executive officer of the local authority having jurisdiction in the area where the declared village bee reserve is situated, grant any person Professionally or technically qualified in beekeeping or environmental management or conservation employed or hired by or seconded to or working alongside the village council by name or office, such powers of a beekeeping officer in respect of such declared village land bee reserve as may be specified therein and he may, subject to consultation with the said chief executive and on person Concerned, revoke such powers.

(6) The Director may from time to time issue guidance to village councils in respect of the management of declared village bee reserves and village councils shall, pay due regard to them.

21.-(I) Notwithstanding any provisions of the Local Government (Urban Authorities) Act, 1982 and the Local Government (District Authorities) Act, 1982 related to powers to make by-laws, a local authority exercising the functions of managing a bee reserve and a village council exercising similar functions shall, prior to making any by-laws applicable to such bee reserve -

Power of local authority to make by-laws Act No.7 and 8 of 1982

- (a) submit a draft of any such proposed by-laws to the Director;
- (b) consider carefully any comments or recommendations the Director may make on any such draft; and
- (c) not proceed to the making of any such by-laws until it has received and considered any such comments and recommendations.

(2) Where the Director has received a draft of any by-laws referred to in subsection (1), he shall forward comments and recommendations to the local authority from which the draft by-laws came from within sixty days or such period as he may determine.

(3) Where the comments and recommendations referred to in subsection (2) are not sent within sixty days or the prescribed period, the village council may proceed to make the Proposed by-laws without further delay.

to hear any representations that such village council or Group may wish to make in relation to its appeal and thereafter to report to the minister responsible for local authority on the representations.

- (4) The minister responsible for local authority shall -
- (a) before determining an appeal have regard to the report submitted to him under subsection (3);
 - (b) not be bound to determine any appeal in accordance with any report made by any such person or to give any local authority or other beekeeping management authority appealing under this subsection an oral hearing;
 - (c) give reasons in writing for his decision; and
 - (d) convey a copy of his decision to the village council.

(5) Before reaching any decision on an appeal made to him under subsection (3), the minister responsible for local authority shall consult with the Minister.

(6) Where the Director proposes to exercise any power under section 8 in respect to a village or community bee reserve, he shall inform the local authority having jurisdiction within the area where such village or community bee reserve is situated in writing of that fact and the said local authority shall not thereafter exercise any powers under this section with respect to that village or community bee reserve.

(7) Where the local authority having jurisdiction within an area where a village or community bee reserve is situated proposes to exercise any power under this section, it shall, prior to any such exercise, inform the Director in writing of that fact with the reasons for the proposed action.

23.-(1) The Director may, on his own motion or as a result of representations made to him, establish beekeeping zone within a national, or local authority, forest reserve and general land.

Establishment of beekeeping zones

(2) Where the Director proposes to make an Order declaring an area of land to be a beekeeping zone, he shall cause a notice, to be referred to as a notice of intention, to be: -

- (a) published, which shall describe the proposed boundaries of the beekeeping zone and shall be kept in a conspicuous place in the offices of all local authorities within whose area of jurisdiction any part of the proposed beekeeping zone is situated or is contiguous thereto; and
- (b) give publicity in such manner as is customary in the area or to the attention of all persons living in the vicinity of the proposed beekeeping zone.

- (3) The notice of intention shall include -
- (a) a description of the boundaries of the proposed beekeeping zone;
 - (b) a statement of the purposes for which the land is proposed to be declared to be a beekeeping zone;
 - (c) an outline of the proposed arrangements which shall govern the keeping of bees within the beekeeping zone;
 - (d) the period of time, being not less than sixty days within which any person or group of persons or a representative thereof may, either orally or in writing -
 - (i) object to; or
 - (ii) make representations about the proposed declaration of a beekeeping zone and the content of the proposed arrangements for managing the keeping of bees within the zone;
 - (e) the person or persons to whom any such statements as are referred to in Paragraph (c) may be made and the places and times at which any such persons shall be available to receive any such statements;
 - (f) the times, being not less than twenty one days from the date of the notice, and places at which any village assembly or other public meetings shall be held to explain and receive comments on the Proposed declaration of a beekeeping zone and the proposed management scheme; and
 - (g) any other matters as may be prescribed.
- (4) The Director shall -
- (a) collate, classify and assess any objections and representations received under paragraph (d) of subsection (3);
 - (b) organise and ensure the accurate recording of comments and representations made at one or more village assembly or other public meetings which shall be held within or near the area proposed to be declared as a reserve during the period referred to in paragraph (f) of subsection (3); and
 - (c) undertake such consultations with organisations and persons in the public and private sector as to enable him to make an informed decision on the proposed declaration of a beekeeping zone.
- (5) At the village or other public meetings referred to in paragraph (f) of subsection (3), the Director or such other officials as may be desig

- (d) the construction of dams or power stations;
- (e) the construction of a building or group of buildings for Purposes other than the management of a beekeeping reserve or beekeeping zone on an area of land exceeding one hectare or such area as may be Prescribed;
- (f) any agricultural or horticultural development On an area of land exceeding five hectares or such area as may be Prescribed where plant-protection substances classified by an authorised research institute are likely to cause harm to bees, bee activity, beefodder plants or bee products are to be used; and
- (g) any Other like developments as may be Prescribed.

(3) The modalities and substance of an environmental impact assessment to which this section applies shall have regard to the acceptable practice.

(4) In exercising his functions under this section, the Director shall coordinate with the functions of any other ministry in respect of the production of an environmental impact assessment which is required under any written law, the implementation of which is the responsibility of that ministry.

(5) An environmental impact assessment produced under this section shall set out an environmental management plan and an integrated pest management plan for eliminating or minimising the impact on the beekeeping environment and where, after consideration and approval of the environmental impact assessment, the development is Permitted, the developer shall be under a duty to comply with that environmental management plan and that integrated pest management plan in carrying out its activities.

PART V REGISTRATION OF BEEKEEPERS

27-(1) The Minister may, by Order, published in the *Gazette* establish a beekeepers registration system and where any such system has been established the provisions of this Part shall apply to any person carrying on any of the activity of beekeeping which is brought within such system.

Establishment of beekeepers registration system

- (2) Any beekeepers registration system may apply to: -
 - (a) the whole or any part of the country; or

(b) all any activity Pertain -

(3) The Procedures of section 13 shall apply to the Order made under this section as they apply to the declaration of a gazetted bee reserve under that section with such adjustments and adaptations as the nature of the subject matter of this section May require.

(4) Any Order made under this section shall contain such matters as may be Prescribed.

PART VI
REGULATION OF BEEKEEPING ACTIVITIES

Powers of
the Direc-
tor to re-
strict bee-
keeping

28.-(1) If the Director or authorised officer is satisfied that in relation to particular premises on which an apiary is being maintained:

(a) the keeping of bees or a number of beehives are public nuisance or a danger to public health or Public safety; or

(b) for any other specified reason, those premises are unsuitable for beekeeping, he may, by order served on the person who is keeping or who is responsible for the apiary,

(c) Prohibit:

(i) the keeping of bees on those Premises; or

(ii) keeping of more than specified number of beehives on those Premises, after such date as may be specified in the order being a date not earlier than thirty days after the service of such order; and

(d) direct that, not later than that date, the person who established or who is keeping the apiary:

(i) remove the apiary; or

(ii) remove the numbers of beehives in excess of maximum number of beehives specified under subparagraph (ii) of paragraph (c), from those Premises.

(2) Where the Director is satisfied that an apiary is about to be established on particular Premises such that the keeping of bees on those Premises would be a public nuisance or a danger to public health or public safety or for any other reason those premises should be unsuitable for beekeeping, he may by order prohibit the keeping of bees or the establishment of an apiary on those premises.

(3) An order referred to in subsection (2) shall be served on the occupier of the Premises and, where the occupier of the premises is not the person who has established or who intends to establish an apiary on those premises, shall, also, be served on such Person and no order shall come into effect until after the date specified therein being not earlier than thirty days after the service of such notice.

(4) Where the Director or an authorised officer is satisfied that a person has failed to comply with directives contained in an order under paragraph (d) of subsection (1) or has not removed the apiary to some other premises as ordered, he shall report the matter to the court.

(5) Where an appeal under section 55 is made against an order or any part thereof before the date on which the order is to take effect, the order shall not take effect until the appeal is determined or is withdrawn.

29.-(1) Where honey or any beecomb or appliance in which honey is kept is in the Possession or under the control of a Person, that Person shall ensure that the honey, bee comb or appliance does not remain exposed in a manner or under conditions which would allow robber bees' access to the honey.

Honey
not to be
exposed

(2) The Director or an authorised Officer may give such advice as appears to him to be necessary to assist any Person to comply with the duty created by subsection (1).

30.-(1) A Person shall not store combs, cappings beeswax or appliances in which honey is kept in such a manner as to attract pests to breed and develop therein.

Protection
against
wax moth
and other

(2) An inspector may give instructions as may be necessary to any beekeeper in respect of actions to be taken to minimise or eliminate the possibility of pests being attracted to or breeding in any combs, cappings, beeswax or appliances.

pests

31. A beekeeper shall as soon as after first becoming aware of or first suspecting that any bees, beehives, apiary products, or appliances in the beekeeper's possession or under the beekeeper's control are infected with a notifiable disease, give notice of the existence or suspected existence of that disease to the Director or an inspector.

Reporting
of notifi-
able
disease

32. An inspector who receives notice under section 31 or who otherwise becomes aware of the existence or suspected existence of a notifiable disease shall be under a duty to examine the bees, beehives, apiary products or appliances and the place where the disease is or is suspected to exist.

Inspection
for
bees

Duties of
beekeep-
ers in re-
spect of
diseases

33. A beekeeper shall -

- (a) subject to the directives of an inspector as to the steps to be taken to treat or eradicate any notifiable disease, keep or allow to remain on any land under his control any bees, beehives, apiary products or appliances known, to the beekeeper to be infected with or liable to spread such a disease among bees;
- (b) not sale or otherwise than a prescribed manner, dispose of any bees, beehives, apiary products or appliances from an apiary known by the beekeeper to be infected with or to be liable to spread such a notifiable disease.
- (c) comply with lawful orders and directives from an inspector as to the steps which must be taken, including steps to destroy any bees, beehives, apiary Products and appliances, in Order to eradicate or Prevent the spread of a notifiable disease among bees.

Powers of
inspectors
in relation
to disease

apiary products or appliances are infected with a notifiable disease and are sources of immediate danger to other bees, he shall-

- (a) direct the beekeeper concerned to cause the bees, beehives, apiary products or appliances to be destroyed or irradiated, forthwith or within such reasonable Period as he specified; and
- (b) and if, after giving such directives they are not complied with in the time specified therein, cause to be destroyed or irradiate those bees, beehives, apiary products or appliances.

34.-(1)

he shall make an inventory of the bees, beehives, apiary products or appliances to which the directive applies.

(3) Where, on inspecting premises on which bees, apiary products or appliances are kept, an inspector is satisfied that any bees, beehives, apiary products or appliances on those premises -

- (a) are infected with a notifiable disease; or
 - (b) are liable to spread such a disease,
- but are not an immediate source of danger to other bees, he may direct the beekeeper or the person Occupying or having control of the Premises concerned to treat the bees, beehives, apiary products or appliances or to take such other measures in such manner and within such reasonable period as the inspector specifies in the directive.

(2)

(4) Where a beekeeper or the person occupying or having control of the Premises fails, within the specified period to comply with a directive given to him by an inspector under subsection (2), he shall report the matter to the court;

(5) Where an inspector gives a direction under subsection (2), in relation to Particular Premises, he may give a further directive -

- (a) that, bees beehives, apiary products or appliances to which the first directive applies shall not be sold or otherwise disposed of or shall not be removed from those premises; or
- (b) that no bees, beehives, apiary products or appliances shall be brought to the premises,

for a period not exceeding three months or as may be specified in that further directive.

(6) Any such directives given under subsection (5) may be renewed for three months in accordance with this subsection, but such renewal may be extended for a further period of three months where inspector is satisfied that such a renewal is necessary.

(7) Where an inspector -

- (a) suspects that a person is contravening or is about to contravene a directive given under subsection (5); or
- (b) finds bees, beehives, apiary Products or appliances which he suspect to have been sold, disposed of or removed in contravention of such a directive,

he shall seize and detain the bees, beehives, apiary products or appliances concerned pending their disposal under this Act.

(8) An inspector may give such ancilliary directives as maybe necessary and for the purpose of enabling him to exercise powers conferred to him by this section.

35-(1) The Minister, on being satisfied that a notifiable disease is present or is suspected to be present within a particular area, may by Order published in the Gazette:

- (a) declare the area to be an infected area;
- (b) define the boundaries of the area; and
- (c) Prohibit either absolutely or subject to such exceptions and conditions as may be specified in the Order, bees, beehives, apiary products or appliances or from being brought into and from being taken out of the area while the Order is in force.

Declara-
tion of
infected
area

(2) An order made under subsection (1) shall be in force for a Period not exceeding three months and may, if the Minister is satisfied that it is necessary to Continue the order, be renewed for a period of three months, and the Minister may on such renewal, order or vary the provisions of the Order.

(3) An Order made under this section may include an area adjacent to the area declared to be an infected area notwithstanding that the disease is neither actually Prevalent nor suspected to be prevalent in such area if the Minister is satisfied that it is necessary in the interests of controlling the notifiable disease.

(4) Where all inspector suspects that -

(a) bees, beehives, apiary Products or appliances -

(i) are being or have been brought into an infected area; or

(ii) are being or have been out of an infected area, in Contraven-
tion of any Provision of an Order in force under this section;
or

(b) any condition subject to which an exception specified in the Order has not been complied with in relation to any bees, beehives, apiary Products or appliances,

he shall report that person to the court.

Control
on
importa-
tion of
bees

36.-(1) The Minister, after consultation with the Director and experts in beekeeping, by Order published in the *Gazette*, shall prohibit the importation of bees, beehives, apiary products or appliances into the coun try or any part thereof from any country suspected or and parasites.

(2) The Director may, after consultation with experts grant a permit to import the bees, beehives, apiary products or appliances as are referred to in subsection (1) Provided that such a permit shall be accompanied by a certificate from the country of origin to the effect that the bees, beehives, apiary products or appliances are free from all notifiable diseases and have not come from an area in which a notifiable disease is present.

(3) A permit granted under subsection (2) shall be known as an import permit and such a permit may be issued subject to such conditions as the Director considers appropriate.

(2) In determining the level of fees in respect of any particular apiary product, the following shall be considered-

- (a) the potential market value of the apiary product;
- (b) the accessibility of the apiary product;
- (c) Principles of sustainability in connection with harvesting of the apiary product; and
- (d) any other factors as may be prescribed.

(3) No fees shall be required for the harvesting or extraction of apiary products within a village land bee or forest reserve or a community bee reserve or forest reserve by the residents of the village or the members of a group as the case may be, unless such a requirement is specifically provided for in the agreement under which they are managed.

Establishment of Beekeeping Development Fund

40.-(1) There is established a fund to be known as the Beekeeping Development Fund.

(2) The Fund shall consist of -

- (a) a levy of two per cent of every prescribed fee payable under this Act;
- (b) grants, donations, bequests or such sums contributed by any private individuals, corporate bodies, foundations or international organisations or funds within or outside the country; and
- (c) any sums realised by the sale of any bees, beehives, apiary products or appliances confiscated under any of the provisions of this Act;

(3) The Fund shall be managed by the Beekeeping Development Fund Trustees who shall be appointed by the Minister.

(4) the composition and Procedure of the meetings of Trustees shall be as Provided in the Second Schedule to this Act.

Purposes of the Fund

41- The objects and Purposes of the Fund are -

- (a) to promote awareness of the importance of sustainable beekeeping through Public education and training;
- (b) to promote and assist in the development of beekeeping through providing of advice and assistance to groups of Persons wishing to form themselves into a beekeepers' cooperatives;
- (c) to Promote and assist the beekeepers' development associations;

- (d) to promote and fund research activities in beekeeping;
- (e) to assist groups of persons and individuals to participate in any public debates and discussions on beekeeping and in particular to participate in processes connected with the making of an environmental impact assessment under section 26;
- (f) to assist groups of persons and individuals to ensure compliance with this Act;
- (9) to further activities of like nature set out in this subsection.

42.-(1) the Trustees shall -

Administ-
ration of
the Fund

- (a) establish one or more separate accounts in a bank into which all monies received by the Fund shall be deposited and out of which all monies out of the Fund shall be drawn out;
- (b) prepare annual estimates of income and expenditure and adhere to any such estimates;
- (c) ensure that the operations of the Fund are exercised in an economical and efficient manner;
- (d) make grants to applicants for funds in accordance with such procedures and such criteria as may be prescribed;
- (e) manage the resources of the Fund in a prudent and business-like manner;
- (f) prepare and publish an annual report shall include -
 - (i) an account of the operations of the Fund during the year covered by the report
 - (ii) a set of audited accounts;
 - (iii) such other matters as may be prescribed;
- (g) appoint such full-time and part-time staff as seems to the Trustees to be appropriate and necessary to ensure that the matters referred to in this section are implemented;
- (h) take all such other action which shall advance the objects and purposes of the Fund.

(2) Where the Minister is of the opinion that the Trustees are not carrying out their functions in a proper and reputable manner, he shall give them such directives in writing to ensure that they carry out their functions as specified.

45.-(1) Any authorised officer, beekeeping officer, inspector or police officer may -

Powers
of
officers

- (a) demand from any person the production of any licence, certificate of registration or authority for any act committed by such person for which a licence, certificate of registration or authority is required;
- (b) require any person whom he has reasonable grounds to suspect of being in possession of any bees, beehives, apiary products or appliances unlawfully obtained to stop and give an account of his possession of such things and may, subject to the provisions of this section, without warrant search any such person or any baggage, package, parcel, vehicle, boat, aeroplane, tent or building in the possession of or under the control of such person in which such things may be suspected of being kept or stored;
- (c) seize and detain any bees, beehives, apiary products or appliances in respect of which there is reason to believe that an offence has recently been committed together with any boats, aeroplanes, vehicles, machinery, tools, equipment or implements used or likely to have been used in the commission of such offence and report immediately, any seizure of such property to the nearest magistrate;
- (d) order the immediate destruction of any bees, beehives, apiary products or appliances where in his opinion he believes that they are infected with a notifiable disease to such an extent as to make it necessary to destroy them immediately so as to prevent the spread of that disease;
- (e) arrest without warrant any person whom he suspects that he has committed or has been involved in an offence against this Act, provided that:
 - (i) such person refuses to give his name and address or gives a name and address which there is reason to believe is false; or
 - (ii) there is reason to believe that such a person will abscond, but any officer making such arrest shall ensure that the person who has been arrested shall be taken before a court without undue delay.

(2) The powers referred to in paragraph (b) of subsection (1) shall in relation to the search of premises-

(d) include all reasonable expenses which the Division may have incurred in the seizure, storage, maintenance or removal of any articles seized in connection with the offence.

(3) The Power conferred by this section shall only be exercised where a person admits that he has committed an offence and agrees in writing in the prescribed form to the offence being dealt with under this section.

(4) the power conferred by this section shall only be exercised where the value of the bees, beehives, apiary products or appliances in respect of which an offence has been committed or the damage caused by the offence does not exceed one million shillings.

(5), The Director or an authorised officer shall give to the person from whom he receives any sum of money under subsection (2) a receipt thereof and as soon as practicable thereafter report the exercise of such power, to the Director of Public Prosecutions and the district administrative officer exercising jurisdiction within the area where the offence was committed.

(6) Any sum of money received under this section shall, after deduction of reasonable expenses, be paid into the Beekeeping Development Fund.

(7) If any proceedings are brought against any person for an offence against this Act, it shall be a good defence if such person proves that the offence with which he is charged has been compounded under this section.

48. The Director and any beekeeping officer above the rank of Inspector shall have power to conduct prosecution for an offence under this Act or any subsidiary legislation made hereunder shall for that purpose have all the powers of public prosecutor under the Criminal Procedure Act, 1985.

Power to prosecute Act No.9 of 1985

49.-(I) Where any person is convicted of an offence against this Act, the court may in addition to any other penalty provided for by this Act orders -

Additional orders on conviction

(a) that any licence or certificate of registration granted under this Act to the person convicted to be cancelled and that the said person be disqualified from holding any other licence or certificate or registration for such period as the court may direct;

(b) that any apiary product or appliances in respect of which the offence has been committed and anything which has been used in

(2) An application for a research permit to which this section applies shall be accompanied by a copy of the research proposal and include -

- (a) the name, qualifications and designation of the person applying for the permit;
- (b) the names, qualifications and designation of any person whom it is Proposed to assist or work with the person applying for the permit;
- (c) the name, function and address of the institution or organisation, if any, with which the person applying for the permit is connected, either directly or indirectly and if a different institution or organisation is funding in whole or in part the research, the name, address and functions of that funding institution or organisation;
- (d) the Purpose of the research and the use to which it shall be put, including any proposals for the publication of the results of the research and any proposed commercial exploitation of the research;
- (e) such other matters as may be prescribed.

(3) In determining whether to grant or refuse to grant a research permit, the Division shall have regard to -

- (a) any general policies concerning research adopted by any national bodies charged with a duty to promote and regulate research;
- (b) the extent to which the proposed research is likely to contribute to the furtherance of the principles and objectives of the Policy;
- (c) the proposals of lack of them that the research plan contains for disseminating the results of the research within Tanzania;
- (d) such other matters as appear to be relevant or as may be prescribed.

(4) The Division may in granting a research permit attach such conditions to the permit as are directed to ensure that the matters referred to in such particular such specimens of any bees or apiary products are taken from or are exported from Tanzania in the course of or at the conclusion of the permitted research.

(5) A person who has been granted a research permit shall, at his own expense, deposit one copy of any publication and any other publicly available information arising out of or produced in connection with the re-search, whether produced by the person granted the research permit alone or as a joint author with other persons during the course of the research in each such library in Tanzania as shall be specified in the research permit or as may be prescribed.

subsection
conditi

(e) by any decision made under section 17 of this Act, he may, the prescribed period and in accordance with the prescribed procedures appeal to the High Court.

56.-(I) Any person authorised by the Director shall have power, on the giving of not less than 48 hours notice, to enter and inspect at all reasonable times between the hours of 6.00 a.m and 6.00 p.m any land, for any Purpose connected with the implementation of this Act.

Rights of
entry

(2) The notice which is required by subsection (1) to be given prior to any entry on to land shall specify clearly the purpose for which and the time at which the authorised officer shall enter the land.

(3) Every person authorised to enter or inspect land under this section shall be furnished with a written authorisation signed by the Director or authorised officer and if so required by any person having an interest in or occupying the land which he enters and inspects, shall produce the same to such person.

(4) Where any Person authorised under this section causes any damage to land or anything on the land during his entry and inspection, the Director, shall forthwith appoint a person to assess such damage and pay Promptly compensation based on that assessment to the person whose land or things on the land have been damaged.

57.-(1) The Director may, for any purpose connected with the implementation of this Act, by notice in writing forwarded or delivered by registered post, require any person holding a licence or a certificate of registration under this Act to send or deliver to him within one month of the date on which the notice was so sent or delivered such or certificate of registration as is specified in the notice.

Call for
inform-
ation

(2) The notice sent by the Director shall specify clearly and in a language calculated to be understood by the recipient of the notice the information that is required.

(3) Where the recipient of the notice is unclear, as to the information which he is required to provide, he shall, as soon as possible, seek further clarification and elucidation from the Director.

(4) It shall be a defence to any person charged with a failure to comply with the notice or with giving misleading information in his reply to the notice that he could not reasonably have been expected to understand the notice or any further clarification and elucidation provided by the Director in response to any communication sent or made to the Director under subsection (3).

(4) A local authority or a village council may with the approval of the Minister for the time being responsible for local authority make rules applicable to any local authority or village or community bee reserve which it maintains or has jurisdiction over any of the matters which may be Provided for by any rules made by the Minister under Paragraph (dd) of subsection (1).

(5) Any rule made under this section May Prescribe for the breach thereof a fine not exceeding three hundred thousand shillings or imprisonment for a term not exceeding six months or both such fine and imprisonment.

59. The Minister may, if he is satisfied that it is in the interests of the better management or sustainable utilisation of the beekeeping resources, by notice in the *Gazette* exempt any person or class of persons or any land or class of lands from all or any of the Provisions Of this Act, other than any of the provisions of parts V111 or IX or any rules~ orders or notices made under this Acty subject to such conditions and limitations as may be specified in such notice and any such notice shall be accompanied by a written statement of the reasons for the exemption which shall be made available to the public.

Power to
grant
exemptions

FIRST SCHEDULE

Made under section 10(4)

MEETINGS AND PROCEDURAL MATTERS OF THE COMMITTEE

1. The members of the Committee shall elect from amongst their number a Chairman and a Vice-Chairman who shall hold office for three years respectively unless their membership is otherwise terminated and shall be eligible to be re-elected for one more term.

2. Members of the Committee shall hold office for three years and unless their membership is otherwise terminated shall be eligible to be re-appointed for another term.

3. The Director shall appoint an officer from the Division to act as the Secretary to the Committee.

4.-(I)The Committee shall hold ordinary meeting after every four months following a callendar year.

(2) An ordinary meeting of the Committee shall be convened by the Chairman and the notice specifying the place, date, time and purposes of the meeting shall be sent to every member not less than fourteen days before the date of the meeting.

(3) The Chairman, or in his absence the Vice-Chairman shall convene an extraordinary meeting of the Committee upon receipt of a request in writing in that behalf signed by not less than three members of the Committee and where such a meeting is convened, the agenda for such a meeting shall be sent to each member not less than seven days before the date of the meeting.

(4) A meeting of the Committee shall be presided over by the Chairman or in his absence, by the Vice-Chairman and when both the Chairman and the Vice-Chairman are absent, by any member elected by members present at that meeting.

(5) The quorum at any meeting of the committee shall be half of the members.

(6) The Committee may establish such committees and subcommittees as it sees fit to enable it to discharge its functions under the Act.

(7) A member who has any interest, direct or indirect in any matter coming before the Committee or a committee thereof shall, as soon as practicable, disclose the nature of that interest to the Chairman or Vice-Chairman and shall not, take part in any decision on that matter.

(8) The Committee may regulate its own proceedings.

6-(1) The Committee shall prepare an annual report setting out its current activities and indicating its future activities together with a set of audited accounts and shall submit that report to the Minister who shall lay such report and audited accounts before the parliament.

(2) The Committee may also prepare any special report to the Minister when the need arises.

SECOND SCHEDULE

Made under section 40(3)

THE TRUSTEES

1-(1) The Trustees shall consist of members whose numbers shall be not less than seven and not more than ten including -

- (a) the Chairman who shall be a person of proven quality and integrity who has achieved high office or distinction within the country, to be appointed by the President;
- (b) a senior representative from the ministry responsible for finance;
- (c) a senior representative from the ministry responsible for beekeeping;
- (d) a member from an Organisation concerned with research in beekeeping and allied matters;
- (e) a member from a training institute concerned with beekeeping;
- (f) a lawyer;
- (g) a person from non-Governmental organisations concerned with the conservation of the natural resources of Tanzania;
- (h) a person representing local authority;
 - (i) a qualified and registered accountant.

(2) Not less than three of the Trustees shall be women.

(3) The Trustees shall elect from amongst their members a vice Chairman who shall hold Office for two years but shall, subject to remaining a Trustee be eligible to be re-elected for one further more.

2. The Trustees shall hold office for three Years and except where their membership is terminated shall be eligible to be reappointed for another term.

3. An officer responsible for financial matters of the Fund shall attend the meetings of the Trustees when matters connected with the management of the Fund are discussed.

4. The quorum at any meeting of the Trustees shall be the Chairman or vice-Chairman and not less than four other Trustees.

5.-(1) An ordinary meeting of the Trustees shall be convened by the Chairman and the notice specifying the place, date, time and the Purposes of the meeting together with the papers from the meeting shall be sent to each Trustee fifteen days before the date of the meeting.

(2) The Chairman, or in his absence the Vice-Chairman shall convene an extraordinary meeting of the Trustees upon receipt of a request in writing in that behalf signed by not less than four Trustees.

(3) A Trustee who has any interest, direct or indirect in any matter coming before the Trustees shall, as soon as Practicable, disclose the nature of that interest to the Chairman or Vice-Chairman and shall not, thereafter, take part in any deliberations or decision on that matter,

(4) The Trustees may regulate their own proceedings.

6.-(1) The Trustees shall prepare an annual report which shall include a set of audited accounts and shall submit that report to the Minister who shall lay it before the Parliament.

(2) The Trustees may also prepare any special report to the Minister when the need arise.

Passed in the National Assembly on the 24th April, 2002

Clerk of the National Assembly