

Statutory Instrument 26 of 1998.

[CAP. 20:14

Parks and Wild Life (General) (Amendment) Regulations,  
1998 (No. 2)

IT is hereby notified that the Minister Mines, Environment and Tourism, in terms of section 129 of the Parks and Wild Life Act [Chapter 20:14], has made the following regulations:—

1. These regulations may be cited as the Parks and Wild Life (General) (Amendment) Regulations, 1998 (No. 2).

2. Section 52 of the Parks and Wild Life (General) Regulations, 1990, published in Statutory Instrument 362 of 1990 (hereinafter called "the principal regulations") is amended—

(a) by the repeal of the definition of "breeder" and the substitution of the following—

"“breeder” means any person who keeps or produces wild life or fish for the purpose of selling any wild life or fish or any trophy therefrom.”;

(b) in the definition of "dust" by the insertion after "such ivory" of "which weighs less than thirty grams”;

(c) in the definition of "trophy dealer" by the repeal of paragraph (a) and the substitution of—

"(a) process, carves, embellishes or stuffs and mounts a trophy so that it has a life like appearances or otherwise manufactures any trophy for sale or reward; or”;

(d) by the insertion of the following definition—

"taxidermist" means a person who processes, prepares, stuffs and mounts a trophy so that it has a life like appearance.”.

3. The principal regulations are amended by the insertion after section 58 of the following section—

“58A. Every person who, for reward or otherwise intends to conduct any other person who is not ordinarily resident in Zimbabwe on a photographic or viewing safari in a Parks and Wild Life Estate shall, before the commencement of the proposed safari send to the Director a written notice in duplicate setting out the following information—

(a) full names and address of the person who is to conduct the safari; and

(b) the type of safari to be conducted; and

- (c) the number of persons to be taken on the safari; and
- (d) the park in which the safari is to be conducted; and
- (e) the type of vessel or vehicle to be used on the safari; and
- (f) the currency in which any amount payable is to be paid.

(2) On receipt of a notice sent to him in terms of subsection (1) and the appropriate fee, the Director shall in writing authorize the photographic or viewing safari concerned unless he is satisfied on reasonable grounds that—

- (a) any information contained in the notice is untrue; or
- (b) a contravention of any law is likely to take place if the safari takes place; or
- (c) the area in the Parks and Wild Life Estate in respect of which the application is made, is unsuitable for the conduct of the safari.

(3) The Director may attach such reasonable conditions as he thinks fit to any authority given by him in terms of subsection (2), and any such conditions shall be endorsed in writing on the authority concerned.

(4) No person shall, for reward or otherwise, conduct any other person who is not ordinarily resident in Zimbabwe on a photographic or viewing safari in a Parks and Wild Life Estate unless—

- (a) at the commencement of the safari he is in possession of the written authority given by the Director in terms of subsection (2) in respect of the safari concerned; and
- (b) he complies with any conditions which the Director may have attached to the written authority; and
- (c) holds in addition to holding a professional hunter's licence, a learner professional hunter's licence or a professional guide's licence, a tour operator's licence or is a director, employee or agent of a holder of a tour operator's licence issued in terms of the Tourism Act [Chapter 14:20]; and

- (d) in the case where an open vehicle is used, it is solidly constructed up to the shoulder level of seated passengers and is fitted with protective bars; and
- (e) the vehicle to be used on the safari is the subject of an operator's licence issued in terms of the Road Motor Transportation Act [Chapter 13:10];

(5) Subsection 4 shall not apply in relation to an officer, honorary officer or employee while he is carrying out his duties as such.

(6) Subsection 4 shall come into operation two months after the date of commencement of the Parks and Wild Life (General) (Amendment) Regulations, 1998 (No. 2):

Provided that, if during that two-month period any person referred to in subsection (1) applies for a tour operator's licence under the Tourism Act [Chapter 14:20], he shall be deemed for the purpose of this section to be the holder of such a licence until his application is granted or refused."

4. Section 59 of the principal regulations is amended—

- (a) in subsection (1) by the insertion after paragraph (f) of the following paragraphs—
  - “(g) the full names and address of the hunter who is to conduct the safari and his licence number; and
  - (h) the duration of the hunt and the types of animals to be hunted.”;
- (b) by the insertion of the following subsection—

“(4b) No person shall permit any person who is not ordinarily resident in Zimbabwe to hunt on any land for which he is the appropriate authority any animals other than those entered on the authority to hunt set out in the Fourteenth Schedule.”.

5. Section 60 of the principal regulations is amended—

- (a) in subsection (1), in paragraph (b) by the insertion after “form” of “and a copy of the authority to hunt”;
- (b) by the insertion after subsection (3) of the following subsection—

“(4) Any person who is the appropriate authority for any land, who hunts or causes or permits any person to hunt on his land, shall submit annually—

- (a) a sport hunting registration form as specified in Part I of the Fifteenth Schedule; and
- (b) a hunting return form specified in Part II of the Fifteenth Schedule.”.

6. Section 61 of the principal regulations is amended by the deletion of “reptiles or amphibia” and the substitution of “wild life or fish”.

7. Section 63 of the principal regulations is amended in the proviso by the deletion of “reptiles and amphibia” and the substitution of “wild life or fish”.

8. Section 64 of the principal regulations is amended by the repeal of subsections (1) and (2) and the substitution of—

“(1) A breeder of wild life or fish shall keep a register in which he shall cause to be recorded, by species—

- (a) the number of eggs acquired, the place from which they were acquired and the number of eggs successfully hatched; and
- (b) the number of live wild life or fish acquired and the place from which they were acquired; and
- (c) the number of wild life or fish disposed of, by age, size or class, and the method of disposal.”.

9. Section 65 of the principal regulations is amended by the deletion of “reptiles or amphibia” and the substitution of “wild life or fish”.

10. Section 66 of the principal regulations is amended by the insertion after paragraph (e) of the following paragraph—

“(f) no person shall carry on the business of taxidermy, processing or otherwise manufacturing a trophy unless he is authorized to do so by a trophy dealer’s licence, issued in terms of section 67.”.

11. Section 67 of the principal regulations is amended in subsection (2) in paragraph (b) in subparagraph (ii) by the insertion after “trophy dealer” of “a taxidermist”.

12. Section 77 of the principal regulations is amended by the insertion after subsection (4) of the following subsections—

“(5) For the purpose of verifying any records or registers kept in terms of this section, the Minister may at any time, when he considers it necessary to do so, by notice in the *Gazette* require any person within a period of not more than thirty days from the date of publication of the notice, to produce to an officer any raw ivory or horn in his possession and the certificate of ownership for re-registration.

(6) In the event of a re-registration in terms of subsection (5), the officer shall issue a new certificate of ownership in respect of such ivory or horn and any certificate of ownership issued prior to the re-registration exercise in respect of any raw ivory or horn, shall, after the period of re-registration, be void.”.

13. Section 81 of the principal regulations is amended by the repeal of subsection (1) and the subsection of—

“(1) Upon the sale or transfer of any registered raw ivory, the person disposing of it and the person receiving it shall present themselves before an officer who shall immediately endorse upon the certificate of ownership the name and address of the person to whom the sale or transfer has been effected, and shall sign and stamp such endorsement.”.

14. Section 97 of the principal regulations is amended by the repeal of subsection (2) and the subsection of—

“(2) The Director may, in terms of subsection (1), fix—

- (a) different appropriate fees to be paid by persons resident in Zimbabwe and persons not so resident;
- (b) different levels of appropriate fees;
- (c) different appropriate fees for breeding different species of wild life or fish.”.

15. The Fourth Schedule to the principal regulations is repealed and the following is substituted—

“FOURTH SCHEDULE (Section 60)

Parks and Wild Life (General) (Amendment) Regulations, 1998 (No. 2)

BOOK No.

PERMIT No.

ZIMBABWE HUNT RETURN FORM (NP/CITES FORM 9)  
DEPARTMENT OF NATIONAL PARKS AND WILD LIFE MANAGEMENT/RESERVE BANK OF ZIMBABWE

Operator  THR number

Address ..... Phone ..... Fax .....

Professional hunter  Licence

Client's surname  Forenames

Passport number  Country of issue

Address ..... Phone ..... Fax .....

Guests

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N.B.— SHOW ALL US DOLLARS IN WHOLE FIGURES AND EXCLUDE e.g. “US\$ 000”

	US\$	AGENT DETAILS
Total daily rate	.....	Name .....
Total guest rate	.....	Address .....
Less commission	.....	.....
Total trophy fee	.....	.....
Other fees	.....	.....
GRAND TOTAL	.....	Percentage commission charged .....
	Z\$ <input type="text"/>	Exchange control ref. ....
		where commission exceeds 7,5%

State currency and total amount paid by the client to the Professional Hunter or the company by whom he is employed.

(country)  (currency)

Date	A/C NUMBER	CURRENCY	AMOUNT	FORMS No.	BANK STAMP & SIGNATURE

Balance unpaid, if any ..... Note: A separate and full written explanation must accompany each copy of this return if funds remain unpaid.)

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16. the Fifth Schedule to the principal regulations is amended in the heading by the deletion of "AMPHIBIA AND REPTILES" and the substitution of WILD LIFE AND FISH".

17. The Sixth Schedule to the principal regulations is amended by the repeal of the form titled "Trophy Dealer's Register and Return of Trophies (Other than Manufactured Trophies and Ivory Acquired or Manufactured)" and the Substitution of the following—

"TROPHY DEALER'S REGISTER AND RETURN OF TROPHIES (OTHER THAN MANUFACTURED TROPHIES AND IVORY) ACQUIRED OR MANUFACTURED

PART A

Dealer's name: ..... Registered number: ..... Page: .....

Address of premises: .....

Licence number: .....

I certify that this is a true record of transactions conducted by me during the calendar month of ..... 19 .....

Date: ..... Signed: .....

Description	Quantity	Name and address of supplier	Supplier's authority*	Date acquired	Whether manufactured or not (Yes/No)	Description of article manufactured	Number of articles manufactured	If not manufactured, to whom disposed of (name and address)

\*Supplier's authority is a dealer's licence number, section number, permit number of a certificate of ownership of ivory.

Part B  
(To be completed by trophy dealer who is a taxidermist)  
PRE-PROCESSING RETURN

N/P9 No. \_\_\_\_\_ to which the animals listed below refer

Name of Taxidermist: .....

Address: .....

Name of client: .....

Country of destination of trophies .....

Species	How to be processed



DECLARATION OF STOCK BY IVORY MANUFACTURER

Name: .....  
 Address: .....  
 Month: .....  
 Licence No.: .....

WEIGHT OF IVORY IN STOCK AT BEGINNING OF THE MONTH:

Weight of raw ivory purchased	Description of items	Quantity of items on hand at beginning of month	Weight of items on hand at beginning of month	Quantity of items produced	Quantity sold	Weight of items sold	Quantity of items on hand the last day
	Bangles						
	Necklaces						
	Carvings						
	Small items						
	Cut-off						
	Dust						
Totals							

WEIGHT OF IVORY IN STOCK AT THE END OF THE MONTH:

18. The principal regulations are amended by the insertion of the following Schedules—

"FOURTEENTH SCHEDULE (Section 59 (4a))  
AUTHORITY TO HUNT

Name of operator: ..... HOP No.: .....  
 Name of professional hunter: ..... Licence No.: .....  
 Name of client: .....  
 Country of origin: .....  
 Number of non-hunting clients: ..... Daily rate charged: .....  
 Name of property(ies)\* on which hunting will take place: .....  
 District: .....  
 Duration of hunt: .....  
 Type of hunt (specify animal to be hunted): .....  
 Daily rate charged US\$ .....

If a package hunt, supply the list of the animals to be hunted and the total price, and the balance of animals remaining on the quota.

\*It is the onus of the hunter to ensure that the landowner has an approved quota for the offtake.

This is the actual number of hunting days.

Declaration:—

I undertake not to cause or permit the hunting of animals in excess of those indicated on this authority on this hunt.

.....  
(for or on behalf of appropriate authority)

Animals to be hunted	Balance on Quota	Animals to be hunted	Balance on Quota

Authority granted

Signature of Officer/Game Scout

.....  
for: Director (NPWLM)

.....  
E.C. No.





**Parks and Wild Life (General) (Amendment) Regulations,  
1998 (No. 2)**

**PART II  
YEAR END HUNTING RETURN**

Name of landowner

Address of landowner: .....

Size of property in HECTARES

Name of lessee (where appropriate): .....

Address of lessee: .....

Name of operator(s) to whom hunting rights have been sold: .....

TRH No. of operator(s) who hunted the quota

Species	Sport hunting harvest	Management offtake	Species	Sport hunting harvest	Management offtake

1. Under sport hunting column enter all animals which have been sport hunted by foreign nationals including bait animals.
2. Under management offtake list all animals that have been taken for other reasons including hunting by local Citizens.”.

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