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THE WILDLIFE CONSERVATION ACT, 1974

(No. 12 OF 1974)

REGULATIONS

Made under sections 84 and 19

THE WILDLIFE CONSERVATION (WILDLIFE MANAGEMENT AREAS) REGULATIONS, 2002

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THE WILDLIFE CONSERVATION ACT, 1974.

(No. 12 OF 1974)

REGULATIONS

Made under sections 84 and 19

THE WILDLIFE CONSERVATION (WILDLIFE MANAGEMENT AREAS) REGULATIONS, 2002

PART I

PRELIMINARY PROVISIONS

Citation
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1.-(1) These Regulations may be cited as the Wildlife Conservation (Wildlife Management Areas) Regulations, 2002 and shall come into operation on such date as the Minister may by notice published in the *Gazette* appoint.

(2) The Minister shall have powers to designate Wildlife Management Management Areas upon consultation with the Director.

Establish-
ment of
Wildlife
Manage-
ment
Areas

2. There is hereby established the Wildlife Management Areas Regulations that shall apply to village land set aside for wildlife conservation.

Interpre-
tation

3. In these Regulations, unless the context otherwise requires—
“Act” means the Wildlife Conservation Act, 1974;
“animal capture” means the act of taking live animals, eggs or both from the wild;
“Authorized Association” means a Community-based Organization whose primary objective is to conserve wildlife resources for the benefit of local community members ordinarily residing in that particular area, and given the mandate by the Director to do so on village land;

- “authorized officer” means a village game scout designated under these Regulations;
- “capacity building” means provision of education, training, information, and other appropriate facilities to develop technical and professional skills of stakeholders at different levels;
- “capture permit” means a capture permit issued under the Act;
- “change of use” means a situation when an area in a land use plan of a village ceases to serve as a wildlife conservation area;
- “community” means an assemblage of Tanzanian citizens, ordinarily residing in a defined geographical area;
- “community-based organization” means a duly registered village organization whose primary goal is to undertake development activities in a village;
- “concession fee” means an agreed mode of furnishing consideration between a group of persons, firm, corporation, company or a person and an Authorized Association, for the purpose of putting to use a piece of land set aside as Wildlife Management Area, for a specified period.
- “conflict” means differing interests, ideas or practices related to the management of a Wildlife Management Area;
- “conflict management” means prevention or arbitration of conflicts related to the management of resources in a Wildlife Management Area;
- “core wildlife protected area” means, National Parks, Game Reserves and Ngorongoro Conservation Area designated by the minister;
- “corridor” means, land area used by wild animals in their movements from one part of the ecosystem to another, at any given time in search of basic requirements such as water, food, space and habitat;
- “Director” means the Director of Game appointed under section 3 of the Act;
- “ecological viability” means the ability of a Wildlife Management Area to continue functioning as a sustainable ecological entity or part of;
- “economic value” means the monetary worth of resources based on allowed uses as determined on the basis of cost or benefit analysis;
- “enterprise of firm” means a person or persons, a company, including a tourist hunting company undertaking business or investment in a Wildlife Management Area;
- “Game Controlled Area” means any area declared by the Minister by an order in the *Gazette*;
- “gender mainstreaming” means making decisions at all levels and in different aspects while taking into consideration the relationship between age, sex and physical disabilities of persons in the community;

Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

- “General Management Plan” means a tool to guide management and development activities in a Wildlife Management Area;
- “hunting” shall have the meaning ascribed to it in the Act;
- “investment” means the flow of capital to develop or improve infrastructure and services in view of securing income or profit in a Wildlife Management Area;
- “joint venture” means an arrangement between an Authorized Association and other part or parties to undertake specified business matters related to or incidental to the management of wildlife in a Wildlife Management Area as made under Section 63;
- “Land use plan” shall have the meaning ascribed to it under the Guidelines on Designation and management of Wildlife Management Areas;
- “migratory route” means, an area, strip or zone of land used by herds of wild animal during their migratory cycles or seasonal movements;
- “Minister” means the Minister for the time being responsible for matter related to Natural resources, tourism and Wildlife Management Areas;
- “non-consumptive” means the use of scenery, cultural and natural resources that does not involve taking any specimen from the scene, cultural site or the wild and includes game viewing, bird watching, walking safaris, hiking, canoeing, boating, scuba diving, mountaineering and any other similar or related activity;
- “office bearer” means a person appointed in accordance with the Community Based Organization Constitution to hold office in a defined term;
- “photography tourism” means an activity which involves the use or facilitation of the taking of a photograph or process of photographing for the purpose of leisure, satisfaction or financial gain and includes cinematography, video shooting and filming wild animals and or their habitat;
- “problem animal” means wild animal that causes destruction to human life and property;
- “quota” means a number of wild animals set by the Director to be taken in a given period;
- “resident hunting” means hunting done by resident of Tanzania (citizen or non-citizen) for the purpose of obtaining game meat;
- “resident license” shall have the meaning ascribed to it under Regulation 2 of the Wildlife Conservation Regulations, 1974;

G.N. No.
272 of
1974

“Resource Management zone plan” shall have the meaning ascribed to it under the Guidelines on Designation and Management of wildlife Management Areas;

“significant resource” means abundance, diversity and uniqueness of a resource meeting a minimum cut off or threshold for designation of a Wildlife Management Area;

“tourist hunting” shall have meaning ascribed to it under the Wildlife Conservation (Tourist Hunting) Regulations, 2000;

G.N. No.
306 of
2002

“traditional communities” means a group of people ordinarily residing in a defined area and whose survival depends entirely on natural resources within a village land;

“user right” means the permission granted by the Director to an Authorized Association to utilize wildlife resources in a Wildlife Management Area in accordance with these Regulations;

“village game scout” means a person recruited by an Authorized Association and appointed under the provisions of these Regulations;

“village land” means the land declared to be so in accordance with the provisions of the Village Land Act, 1999;

No. 5 of
1999

“village” means a village registered as such under the Local Government (District Authorities) Act, 1982 and for purposes of these Regulations includes such areas that shall be designated by the Director for use by traditional Communities;

“Wildlife Management Area” means an area declared by the Minister to be so under regulation 16(3) of these Regulations;

“wildlife” means those species of wild and indigenous animals and plants, and their constituent habitats and ecosystems to be found in Tanzania, as well as those exotic species that have been introduced to Tanzania and established in the Wild, and that are temporarily maintained in captivity or have become established in the wild.

PART II

ESTABLISHMENT OF COMMUNITY-BASED ORGANIZATION AND AUTHORIZED ASSOCIATION

4.-(1) Any Village intending to designate a Wildlife Management Area shall form a Community-based Organization in accordance to the Societies Ordinance.

Establishment of
Community-based
Organisation
Cap.
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Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

(2) The Community based Organization established for the purpose of managing a Wildlife Management Area shall have a Constitution in the form prescribed in the First Schedule to these Regulations.

Applica-
tions for
Authorised
Associa-
tion
status

5.-(1) All applications for Authorized Association status shall be lodged to the Director.

(2) An application for Authorized Association status shall only be made by a duly registered community-based Organization that has fulfilled all the requirements provided for in these Regulations.

(3) A community-based Organization aspiring to become an Authorized Association shall ascribe to these Regulations.

Require-
ments for
applica-
tion of
Authorised
Associa-
tion
status

6. An application for an Authorized Association status shall be lodged to the Director in writing, copied to the District Council and shall be accompanied by the following—

- (a) minutes of the Village Assembly meeting approving the formation of a wildlife Management Area;
- (b) a completed Wildlife Management Area Information Data Sheet in the format provided for in the Second Schedule to these Regulations;
- (c) a certified copy of the certificate of registration of the community-based Organization;
- (d) a copy of the Constitution of the Community-based Organization;
- (e) a Land-Use Plan of the village, as approved by a respective Village Assembly;
- (f) a sketch map of the proposed Wildlife Management Area in relation to the Village Land Use Plan;
- (g) boundary description of the proposed Wildlife Management Area, its size and name; and
- (h) a copy of the General Management Plan or a Resource Management Zone Plan.

Endorse-
ment of
authori-
zation
and
notifica-
tion of
endorse-
ment

7.-(1) The Director shall in writing and a copy to be made to the District Council acknowledging receipt of application for Authorized Association within seven working days.

(2) The Director shall endorse or reject the authorization of a Community-based Organization as an Authorized Association within ninety working days upon being satisfied that the Community-based Organization has fulfilled the provisions of these Regulations and inform the Community-based Organization accordingly.

Wildlife Conservation (Wildlife Management Areas)

G.N. No.543 (contd.)

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| 8. The Director shall assign reasons for rejecting an application to unsuccessful Community-based Organization within fourteen working days. | Rejection of application |
| 9. The Director shall within fourteen working days forward in writing a successful application of a community-based organization to the Minister for declaration of a Authorized Association status. | Forwarding of application to the Minister |
| 10.-(1) A Community-based Organization that is dissatisfied with the decision of the Director may appeal to the Minister in writing within thirty working days from the date of the letter. | Appeals |
| (2) An applicant whose application has been rejected may lodge in writing appeals to the Minister within thirty working days after the lapse of ninety working days where there is no communication from the Director. | |
| (3) The Minister shall make a determination on appeal within twenty one working days from the date of receipt. | |
| (4) The Minister shall in writing inform the application after the determination of the appeal. | |
| (5) The decision of the Minister shall be final. | |

PART III

CRITERIA FOR ESTABLISHMENT OF WILDLIFE MANAGEMENT AREAS

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|---|---|
| 11.-(1) The Wildlife Management Areas may be established in the following areas— (a) on the outside of core wildlife protected areas; (b) which are used by local community members (c) within the village land; and they shall be managed by Authorized Associations in accordance with these Regulations. | Criteria for establishment of Wildlife Management Areas |
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Wildlife Conservation (Wildlife Management Areas)

G.N. No.543 (contd.)

(2) No area shall be designated as a Wildlife Management Area unless it meets all of the following criteria:-

- (a) it has significant resources that can be accessed;
- (b) its natural resources are of significant economic value;
- (c) it is ecologically viable or forms part of an ecologically viable ecosystem; and
- (d) it belongs to one or more villages in accordance to the relevant provisions of the legislation governing village land, and other legislation relating to occupation and use of village land.

(3) The Director shall identify and publish in the *Gazette* the migratory routes and wildlife corridors falling outside a Wildlife Management Area but contiguous or adjacent to the said area and may assign an Authorized Association the management responsibility, whereas those areas falling outside Authorized Association Management shall be under the Director.

PART IV

PROCEDURES FOR THE DESIGNATION OF WILDLIFE MANAGEMENT AREAS

12.-(1) Subject to section 11 and 13 of the Village Land Act, 1999, the Village Council shall recommend to the Village Assembly a village land which shall be suitable for establishment of a Wildlife Management Area.

(2) An application to designate a Wildlife management Area shall be made by any village to the Director.

(3) The Director designate a Wildlife Management Area for exclusive use by traditional communities in accordance with the guidelines issued under these Regulations.

(4) Wildlife Management Area designated under Sub-Regulation (3) shall be *Gazetted* in accordance with these Regulations.

13. Each application for designating a Wildlife Management Area shall be accompanied by the following—

- (a) a certified copy of the minutes of the Village Assembly Meeting endorsing the designation of a Wildlife Management Area;

- (b) a duly completed Information Data Sheet;
- (c) a certified copy of the Certificate of Registration of a Community-based Organization;
- (d) a Land Use Plan approved by the Village Assembly.

14.-(1) The Director shall upon receipt of an application for designation of a Wildlife Management Area inform the applicant in writing whether the application has been approved or not.

Information on approval or disapproval

(2) The Director shall where an application has been rejected give or assign reasons for such rejection.

(3) The Director may re-consider the rejected application that has been modified in order to comply with directives that were issued.

15. The Director shall forward to the Minister within fourteen working days a successful application of a Wildlife Management Area to be published in the *Gazette* in accordance with these Regulations.

Forwarding application to the Minister for publication

16.-(1) The declaration of a successful application made under Regulation 9 and the publication of the Wildlife Management Area to be managed by that Authorized Association shall run concurrently.

Concurrent declaration of Wildlife Management Area and Authorized Association

(2) The Minister shall issue a Certificate of Authorization provided in the Third Schedule to these Regulations.

(3) The Minister shall cause the declaration of an Authorized Association and the Wildlife Management Area to be published in the *Gazette*.

17.-(1) In the first thirty six months from the day of enforcing these Regulations the designation of Wildlife Management Area shall only apply to the areas here in referred as "Pilot Wildlife Management Areas" set out in the Fourth Schedule to these Regulations;

Designation of "Pilot Wildlife Management Areas"

Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

(2) Notwithstanding the provisions of sub-regulation (1) the Minister shall have power to designate any other Wildlife Management Areas as he may deem fit, upon consultation with the Director.

(3) Sub-regulation (1) shall not apply to traditional areas provided for under sub-regulation 3 of regulation 12.

Assessment and declaration of "Pilot Wildlife Management Areas" by the Minister

18.-(1) The Director shall monitor and evaluate the performance of the "Pilot Wildlife Management Areas".

(2) The Director shall undertake assessment of the performance of the "Pilot Wildlife Management Areas" in terms of social, economic and biodiversity conservation impacts after the lapse of the thirty six months from the day of gazettelement of these Regulations.

(3) Subject to sub-regulation (2) the assessment shall take place within ninety days after the elapse of the thirty six months.

(4) The Minister shall avail the results of the assessment to the public within thirty days after the lapse of the assessment period.

(5) Subject to regulation 17(2) and based on the results of the assessment the Minister in consultation with the Director may declare in the *Gazette* any "Pilot Wildlife Management Area" to become a Wildlife Management Area.

(6) Any "Pilot Wildlife Management Area" shall continue to exist under these Regulations during the assessment period and subject to sub-section (4) of section 18 of these Regulations.

Consideration of "Pilot Wildlife Management Areas"

19.-(1) Subject to the provisions of these Regulations, the Minister upon consultation with the Director shall consider applications from "Pilot Wildlife Management Area" which did not qualify to become a Wildlife Management Area.

(2) Subject to the provisions of these Regulations, the Minister shall decide on new applications for the designation of Wildlife Management Area not ascribed in the Fourth Schedule to these Regulations.

Wildlife Conservation (Wildlife Management Areas)

G.N. No.543 (contd.)

20.-(1) Notwithstanding the provisions of the Act, these Regulations or Village Land Act, 1999 or any other written laws, the laws relating to land shall apply when publishing, designating, setting aside, reserving land, transferring any area of village land to general or reserved land or transferring any area of general land or reserved land to village land or granting the right of occupancy to any person or group of persons for the purpose of management of wildlife resources in a Wildlife Management Area.

Village
and Land
Acts
(Acts
Nos. 4
and 5 to
apply

(2) The President reserves the right to revoke any right of occupancy which has been granted under the Land Act and the Village land Act, 1999 upon any breach arising from any condition subject to which that right was granted.

(3) Subject to the provisions of these Regulations, before any revocation is made, the procedure provided under the Land Act, 1999 and the Village Land Act, 1999 shall be complied with.

(4) An Authorized Association that has acquired user rights may enter into an Investment Agreement with an investor for the purpose of utilizing the wildlife resources.

PART V

ADMINISTRATION OF WILDLIFE MANAGEMENT AREAS

21. Any Village council shall have the following responsibilities in the management of Wildlife Management Areas—

- (a) providing land for the designation of a Wildlife Management Area;
- (b) coordinating natural resources activities at village level;
- (c) preparing a Land Use Plan;
- (d) formulating natural resources management by-laws;
- (e) approving mechanism for benefit sharing among the villages which form the Wildlife Management Area, developed by Authorized Association;
- (f) monitoring the activities of the Authorized Association and report to the Village Assembly and the District Council;
- (g) ensuring that there exists a secure and favourable business environment in a Wildlife Management Area and;

Respon-
sibilities
of the
Village
Council

Wildlife Conservation (Wildlife Management Areas)

G.N. No.543 (contd.)

- (h) ensuring that Authorized Association implement sector policies while entering into agreement with the Authorized Association on the management of a Wildlife Management Area.

Functions
of the
Autho-
rized
Associa-
tion

22. Authorized Association shall be accountable to the Village council and shall perform such functions which shall include but not limited to the following:

- (a) acquiring user rights;
- (b) entering into agreement with the Village Council on the management of a Wildlife Management Area;
- (c) managing a Wildlife Management Area in accordance with an existing General Management Plan or Resource Management Zone Plan and these Regulations;
- (d) co-operating with the Director and the authorities of the Tanzania National Parks and the Ngorongoro Conservation Area Authority in the management of a Wildlife Management Area;
- (e) reviewing General Management Plan or Resource Management Zone Plan of the Wildlife Management Area;
- (f) recruiting Village Game Scouts in accordance with these Regulations;
- (g) lobbying and providing a supportive role in the making of wildlife conservation by-laws of any village concerned;
- (h) negotiating and entering into contractual agreement regarding the utilization of resources and investment in a Wildlife Management Area;
- (i) developing and implementing mechanism for equitable sharing of benefits between the Authorized Association and any village forming a Wildlife Management Area;
- (j) seeking authorization of investment from the Village Assembly and reporting investment activities to the Assembly;
- (k) overseeing investment and development activities;
- (l) engaging competent experts in any task assigned by the Authorized Association, with the approval of the Director previously sought and obtained as and when required;
- (m) protecting biodiversity resources;
- (n) supporting control of problem animals;
- (o) keeping government trophies in safe custody;
- (p) managing finances according to the laid down procedures;
- (q) maintaining proper records and provide quarterly, semi-annual and annual reports to Village Assembly meeting;

Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

- (r) issuing permits for utilizing resources in a Wildlife Management Area;
- (s) collecting and remitting fees to relevant authorities;
- (t) recruiting and training some of the Authorized Association staff;
- (u) liaising with other institutions for information and technological exchange;
- (v) training Village Game Scouts in recognized institution(s);
- (w) acquiring and disposing of the Association's property;
- (x) undertaking resource monitoring; and
- (y) proposing quota to the District Natural Resources Advisory Body.

23. The responsibilities of Village Game Scouts shall be to-

Respon-
sibilities
of Village
Game
Scouts.

- (a) conduct patrol in the Wildlife Management Area and within the boundaries of any village;
- (b) control problem animals;
- (c) control and monitor utilization of resources;
- (d) supervise resident hunting and hunting for meat;
- (e) collect wildlife data;
- (f) collect government trophies;
- (g) guide visitors in the Wildlife Management Area;
- (h) maintain a register of daily activities and report regularly to the Authorized Association;
- (i) guard the borders of the Wildlife Management Area against encroachment;
- (j) apprehend any person who contravenes any provisions of these Regulations and hand over such person to relevant authorities;
- (k) control and manage wildfire;
- (l) collaborate with other law enforcement agencies in anti-poaching operations; and
- (m) carry out any other activities for the purpose of enforcing these Regulations.

24. Any person applying for consideration for recruitment as a Village Game Scout shall be required to-

Qualifi-
cations of
Village
Game
Scouts

- (a) be a Tanzanian citizen;
- (b) be a resident within a village forming the Wildlife Management Area;
- (c) be of the age of 18-years old or above but not exceeding 45-years old, and of sound mind and physically fit;

Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

- (d) have attained a minimum primary education level of standard seven; and
- (e) be free from and criminal conviction.

Designation of Village Game Scouts as Authorized Officers.

25.-(1) The Director may designate a Village Game Scout appointed by Authorized Association as an Authorized Officer for the purpose of enforcing these Regulations.

(2) The Director shall issue an Identification Card to village game scouts designated as an Authorized Officer in accordance with the Fifth Schedule to these Regulations.

(3) The Director may as a result of any misconduct under these Regulations withdraw an identification card issued to a village game scout.

(4) A village game scout whose identification card has been withdrawn shall be disqualified from performing the activities assigned under these Regulations; and

(5) Where the village game scout is terminated by the Authorized Association the validity of the identity card issued to him, shall cease forthwith and be surrendered to the Director by the respective Authorized Association.

Responsibilities of District Council

26. The responsibilities of the District Council shall be to-

- (a) facilitate application by a Community-based Organization to become an Authorized Association and to establish a Wildlife Management Area;
- (b) facilitate the District Natural Resources Advisory Body to carry out its functions;
- (c) link the Authorized Association and the Director on issues specified in these Regulations;
- (d) approve village natural resources by-laws;
- (e) advice and give guidance on the village Land Use Plan;
- (f) monitor enforcement of wildlife laws in and outside the Wildlife Management Area;
- (g) monitor investment in the Wildlife Management Area;
- (h) conduct problem animal control in collaboration with Authorized Association; and
- (i) issue resident hunting license to Authorized Association.

Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

27. The District Council shall establish a District Natural Resources Advisory Body for matters relating to the co-ordination and administration of a Wildlife Management Area.

Establishment of a District Natural Resources Advisory Body

28.-(1) The District Natural Resources Advisory Body shall comprise of the following members-

Composition of District Natural Resources Advisory Body

- (a) District Commissioner (Chairperson);
- (b) District Executive Director;
- (c) District Game Officer (Secretary);
- (d) District Land Officer;
- (e) District Forestry Officer;
- (f) District Community Development Officer;
- (g) District Fisheries Officer;
- (h) District Planning Officer;
- (i) Representative from Authorized Association.

(2) Where applicable-

- (a) Representative from a Game Reserve;
- (b) Representative from National Park;
- (c) Representative from the Ngorongoro Conservation Area Authority;
- (d) other co-opted experts:

Provided that the Body will comprise of no more than 12 members.

(3) Where a Wildlife Management Area comprises of more than one District the officials mentioned under subsections (1) and (2) shall meet and decide who will sit on the Body.

(4) Where allowances are to be paid such monies shall not be drawn from the accounts of Authorised Association except for the representative of the Authorized Association.

(5) Co-opted experts shall have no voting powers.

29. The District Natural Resources Advisory Body shall make its own, decisions, by laws, rules, guidelines, or procedures for the purpose of transacting its meetings.

Rules and procedures

Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

Functions of District Natural Resources Advisory Body 30. The functions of the District Natural Resources Advisory Body shall be to-

- (a) act as forum for arbitration and resolution of conflicts;
- (b) provide technical advice to an Authorized Association;
- (c) co-ordinate provision of technical advice to Authorized Association;
- (d) provide legal advice in contractual undertakings by an Authorized Association;
- (e) scrutinize proposed quota from Authorized Association and forward to the Director with recommendations;
- (f) appraise the District Council Standing Committee dealing with natural resources matters on the deliberations of the Natural Resources Advisory Body meetings;
- (g) advise the District Council; and
- (h) oversee and administer cross-sectoral issues.

Responsibilities of the Director 31. Responsibilities of the Director shall include but not limited to the following-

- (a) facilitating the initiation process for the designation of Wildlife Management Area;
- (b) facilitating the Gazettement of Wildlife Management Area;
- (c) entering into contractual agreements or memorandum of understanding with Authorized Association on the management of Wildlife Management Area;
- (d) overseeing the performance of Authorized Association in the management of Wildlife Management Area;
- (e) overseeing conservation activities in a Wildlife Management Area;
- (f) setting and allocating animal quota;
- (g) approve prospective investors;
- (h) designating tourist hunting blocks;
- (i) issuing tourist hunting permit;
- (j) providing support in the protection and utilization of natural resources;
- (k) developing a syllabus and setting standards for training Village Game Scouts in all institutions providing training in wildlife conservation;
- (l) supporting resource monitoring and inventory;
- (m) facilitating development activities;
- (n) supporting training;

- (o) monitoring and evaluating development trends;
- (p) supporting anti-poaching activities;
- (q) supporting problem animal control; and
- (r) determining the continuation of a Wildlife Management Area.

32. The Minister may in consultation with the Director-

- (a) declare in the *Gazette* by notice Wildlife Management Areas;
- (b) declare a Community-based Organization to become an Authorized Association; and
- (c) de-gazette Wildlife Management Areas.

Responsibilities
of the
Minister

33. The authorities of Tanzania National Parks and the Ngorongoro Conservation Area Authority (NCAA) where applicable shall consult the Director in undertaking the following-

- (a) to facilitate the designation of a Wildlife Management Area;
- (b) to co-operate with the Director in facilitating development activities;
- (c) to participate in the District Natural Resources Advisory Body;
- (d) to support resource monitoring and inventory;
- (e) to support anti-poaching activities; and
- (f) to support problem animal control.

Responsibilities
of
TANAPA,
NCAA
and
private
sector

PART VI

MANAGEMENT OF WILDLIFE MANAGEMENT AREAS

34. The management of Wildlife Management Area shall, guarantee sustainable conservation of wildlife resources, safeguard the interests of traditional communities, and comply with the following-

Wildlife
Management
tools

- (a) Land Use Plan;
- (b) General Management Plan or Resource Management Zone Plan;
and
- (c) any other tools that may be recommended by the Director from time to time.

Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

Prepara-
tion of
Village
Land Use
Plan

35. The Village Council shall prepare a Land Use Plan in accordance with the procedure provided for in the Sixth Schedule to these Regulations.

Prepara-
tion of
General
Manage-
ment
Plan or
Resource
Manage-
ment
Zone
Plan

36.-(1) An Authorized Association shall prepare a General Management Plan in accordance with the provisions of the Seventh Schedule to these Regulations.

(2) An Authorised Association may prepare Resource Management Zone Plan as an interim measure before the General Management Plan is in Place.

(3) The Resource Management Zone Plan shall be prepared in accordance with the Eighth Schedule of these Regulations and shall operate for a period of five years from the date of approval.

Submis-
sion and
approval
of Gene-
ral Mana-
gement
Plan or
Resource
Manage-
ment Zo-
ne Plan

37. An Authorized Association shall submit a General Management Plan or a Resource Management Zone Plan to the Director for approval.

Monitor-
ing of Re-
sources

38. An Authorized Association shall undertake basic resource monitoring in accordance with the provisions of the Ninth Schedule to these Regulations and shall submit the data to wildlife management authorities.

Issuance
of User
Rights to
Autho-
rized
Associa-
tion

39.-(1) The Director shall grant user rights in a Wildlife Management Area to an Authorized Association in accordance with the provisions of the Tenth Schedule to these Regulations.

(2) The Director shall grant user rights in a Wildlife Management Area based on the General Management Plan or Resource Management Zone Plan and any other information as the Director may deem fit.

(3) User rights granted by the Director to the Authorized Association shall not be transferable.

(4) An authorized Association that has acquired user rights may enter into an investment or agreement with any investor for the purpose of utilizing the wildlife resources.

(5) Only appointed office bearers of an Authorized Association shall sign a contract or an agreement on behalf of the Authorized Association.

40.-(1) The Director shall withdraw user rights upon proof of failure by the Authorized Association to comply with the provisions of these Regulations.

With-
drawal of
user
rights

(2) An Authorized Association that fails to comply with the provisions of these Regulations shall be accorded an opportunity by the Director to show cause, within 30 working days from the date of receipt of the intention, why its user rights should not be withdrawn.

41.-(1) An Authorized Association may subject to the approval of the village assembly surrender its user rights to the Director.

Surrender
of user
rights

(2) Subject to the provisions of sub-regulation (2) of regulation 40, the Director shall recommend to the Minister the de-gazettement of a Wildlife Management Area within twelve months after the withdrawal or surrender of the user rights.

42. A Wildlife Management Area shall cease to exist-

- (a) where there is a change of use in Village Land Use Plan;
- (b) where an Authorized Association ceases to exist;
- (c) where the Authorized Association fails to comply with the provisions of the Act or these Regulations or any other written law;

Cessation
of
Wildlife
Manage-
ment
Areas

43.-(1) An Authorized Association may apply to the Director for de-gazettement of a Wildlife Management Area.

De-gazet-
tement of
Wildlife
Manage-
ment
Areas

(2) An application for de-gazettement of a Wildlife Management Area shall be accompanied by the following-

Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

- (a) an original certificate of authorization of the Authorized Association;
- (b) a letter of approval from the District Council;
- (c) minutes of the Village Assembly endorsing the decision for de-gazettement of the Wildlife Management.

(3) The Director shall, upon receipt of an application for de-gazettement of a Wildlife Management Area and upon being satisfied that all requirements have been complied with, forward the application to the Minister within fourteen working days from the date of receipt.

(4) The Minister shall within six months after receipt of the recommendation of the Director on an application of cessation of a Wildlife Management Area declare a de-gazettement.

(5) The Minister shall cause to be published in the *Gazette* a notice of de-gazettement of the Wildlife Management Area within thirty days after the declaration has been made.

PART VII

UTILIZATION OF RESOURCES IN A WILDLIFE MANAGEMENT AREA

Quota
allocation

44.-(1) Animal utilization shall be controlled by the Director through quota allocation system.

(2) The allocation of quota shall be made in accordance with the data availed from resource monitoring and inventories and any other available scientific information.

(3) The licensing officer may issue an Identification Card, capture permit and license to persons issued with a permit to utilize wildlife resources in a Wildlife resources in a Wildlife Management Area.

Utiliza-
tion of
resources

45.-(1) The use of resources other than game in a Wildlife Management Area shall conform to the written laws of the respective sectors.

(2) All trophies obtained from problem animals, animals that die of natural causes and impounded trophies shall remain the property of the Government.

(3) An Authorized Association shall deal in trophies in accordance with the provisions of the Act.

Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

46. Non-consumptive and consumptive utilization shall only be conducted within the same zone of a Wildlife Management Area by the same enterprise or firm in accordance with the General Management Plan or the Resource Management Zone Plan and the provisions of these Regulations.

Non-consumptive utilization

47.-(1) All fees governing utilization of wildlife in a Wildlife Management Area shall conform to the provisions of the Act.

Setting of game fees

(2) Notwithstanding the provisions of this regulation, Non-Consumptive tourism and hunting for meat prescribed under these Regulations shall be conducted upon payment of respective fees prescribed from time to time by the Minister in the *Gazette*.

48. No Authorized Association shall sell game meat without a valid Trophy Dealer's License issued under the Act.

Sale of game meat

49. The introduction or re-introduction of any non-indegeous species of wildlife, bees, plants or fish in a Wildlife Management Area is hereby prohibited:

Restriction on introduction and re-introduction of species

Provided that permission for such introduction or re-introduction shall be conducted with the written approval of the competent authority in accordance with relevant laws.

50.-(1) The off-take quota applied for by the Authorized Association shall specify the mode of disposal.

Application for Off-take Quota

(2) Application for off-take quota shall be required to reach the office of the Director by the thirtieth day of November of each year.

(3) The Director shall respond to the request for animal off-take quota by the thirty first of March each year.

(4) The Director shall endorse the Wildlife Management Area off-take quota.

51.-(1) Hunting for meat by an Authorized Association shall be carried out under the supervision of a District Game Officer.

Hunting for meat by an Authorized Association

Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

(2) Hunting for meat shall utilize the off-take quota issued to the Authorized Association.

(3) Hunting for the provision of meat by any Authorized Association shall be done between the first day of July and the thirty first day of December of each year or in such manner as the Director may specify in the *gazette*.

Resident
licence
G. N. No.
272 of
1974

52.-(1) A resident license, hunters' identification card and certificate of ownership shall be issued by the District Game Officer upon application.

(2) An Authorized Association shall only issue a hunters permit to a holder of a resident license for purposes of hunting in a Wildlife Management Area in accordance with the provisions of the Act.

(3) A holder of a resident license shall be supervised by village game scout in a Wildlife Management Area.

(4) An Authorized Association shall certify hunter's license before and after hunting.

(5) An Authorized Association shall maintain a register of used resident hunter's license in the format provided for in the Eleventh Schedule of these Regulations

Tourist
Hunting

53.-(1) Authorized Association may sell game animals to hunting enterprise firm from their quota only during the specified tourist hunting period.

(2) Any tourist hunting company shall not hunt any animal from the Wildlife Management Area without proof of allocation of a hunting block and without clearance of its outstanding debts and upon obtaining a hunting permit.

Designa-
tion a
hunting
block in a
Wildlife
Manage-
ment
Area

54.-(1) An Authorized Association may apply to the Director for designation of a hunting block in a Wildlife Management Area.

(2) The Director shall determine the requirements for and approve the designation of a hunting block.

55. The allocation of hunting blocks shall be in accordance with Tourist Hunting Regulations, and the following shall be considered-

Allocation of a Hunting Block in a Wildlife Management Area

- (a) a dully registered hunting company shall submit to the Director of Wildlife an application for allocation of a hunting block between 1st September and 30th November each year;
- (b) a Consortium of Authorised Association shall set procedure for electing representatives to the Block Allocation Advisory Committee;
- (c) two members of a Consortium of Authorised Association shall represent the Authorised Associations in the Block Allocation Advisory Committee;
- (d) the Minister shall, upon their elections, appoint the two representatives of the Consortium of Authorised association to become members of the Block Allocation Advisory Committee.

56.-(1) Capture of live animals in a Wildlife Management area shall be in accordance with the Wildlife Conservation (Capture of Animals) Regulations, 1974.

Live animal capture
G. N. No. 278 of 1974

(2) An Authorized Association shall issue a permit only to a license holder to capture live animals in a Wildlife Management Area from their off take quota or on the basis of a special off-take quota.

(3) A Village Game Scout shall supervise the capture of live animals.

57.-(1) An animal shall be deemed to be a problem animal when it is found destroying crops or other properties outside a Wildlife Management Area or when it threatens human life.

Problem animal control

(2) Village Game Scout in collaboration with the District Council shall be responsible for the control of problem animals in a Wildlife Management Area.

(3) The District Council shall facilitate the control of problem animals on village land both outside and inside the Wildlife Management Area.

Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

G. Nos. 272-276 of 1974 (4) Problem animals may be hunted for trophy in compliance with the Wildlife Conservation (Hunting of Animals) Regulations, 1974 and the Wildlife Conservation (Registration of Trophies) Regulations, 1974.

(5) An authorized Association may dispose of the meat obtained from problem animals as they desire but all other trophies derived from such game shall be and remain the property of the Government.

Utilisation of forest products Act No. 14 of 2002

58.-(1) The utilization of forest products in a Wildlife Management Area shall be conducted in accordance with the Forest Act, 2002 relevant written laws.

(2) An Authorized Association shall utilize forest resources in a Wildlife Management Area in accordance with the General Management Plan or Resource Management Zone Plan.

(3) An Authorized Association may issue permit only to persons holding valid license to utilize forest products in a Wildlife Management Area in accordance with other written laws.

(4) A village game scout shall with the assistance of a Forest Officer supervise the harvest of forest products in a Wildlife Management Area.

Act No. 14 of 2002

(5) Clear-felling of trees in a Wildlife Management Area is prohibited, and is an offence under the Forest Act, 2002 and these Regulations.

Utilization of bee resources Act No. 15 of 2002

59.-(1) The utilization of bee products under this Act, shall be conducted in accordance with the Beekeeping Act, 2002, in collaboration with the Director.

(2) Bee-keeping activities shall be conducted in accordance with the General Management Plan, Resource Management Zone Plan and in consultation with the Director of forest and beekeeping.

(3) An Authorized Association may issue a permit under the Bee-keeping Act, 2002 for the utilization of bee products.

(4) A village game scout shall with the assistance of the Bee-keeping Officer supervise Bee-keeping activities.

Utilization of fish resources Act No. 6 of 1970

60.-(1) The utilization of fish resources and products in a Wildlife Management Area shall be in accordance with the Fisheries Act, 1970.

(2) An Authorized Association may issue a permit to utilize fish products.

(3) An Authorized Association shall only permit utilization of fish resources according to the respective General Management Plan or Resource Management Zone Plan, in accordance with these Regulations and in consultation with the authorities under the Fisheries Act, 1970.

(4) Authorized Association may levy a fee for commercial or sport fishing.

(5) A village game scout shall, with the assistance of the Fisheries Officer, supervise utilization of fish resources and products.

61.-(1) Non-consumptive tourism in a Wildlife Management Area shall be conducted in accordance with the written laws.

Non-
consump-
tive
tourism

(2) Non-consumptive tourism activities shall be done in accordance with the General Management Plan or Resources Management Zone Plan.

62.-(1) Prospecting and extraction of minerals in a Wildlife Management Area shall be preceded by an Environment Impact Assessment Plan as provided under the Mining act, 1998.

Mining
Act No. 5
of 1998

(2) The Director may, in consultation with the Commissioner for Minerals prohibit prospecting and extraction of minerals that have significant negative impact.

(3) Prospecting and extraction of minerals shall be done in accordance with the Mining Act, 1999 and other relevant written laws.

(4) An Extraction of sand, gravel, stones or mineral resources of a similar nature shall be done in accordance with the General Management Plan or Resource Management Zone Plan.

PART VIII

INVESTMENT AND DEVELOPMENTS IN WILDLIFE MANAGEMENT AREAS

63.-(1) An Agreement for investment and development in a Wildlife Management Area shall be limited to a term of three years which shall be renewable and shall not include agreements or contracts relating to allocation of hunting blocks.

Invest-
ment

(2) Where an investment and development in Wildlife Management Area by the Authorised Association involves the use and occupation of land, the provisions of the Village land Act, 1999 shall apply.

Act No. 5
of 1999

(3) Subject to the approval under the Village Land Act, 1999, an Authorized Association may grant a derivative right to an investor for purposes of Sub-Regulation (2).

(4) All prospective development and investment activities shall be subject to Environmental Impact Assessment.

Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

(5) All investments shall conform to the General Management Plan or Resource Management Zone Plan provided under these Regulations.

(6) An Authorized Association may invite and seek assistance of District Natural Resource Advisory Body when negotiating a contract or an agreement with prospective investors.

(7) The Director may consult with the responsible authorities for investments under the Tanzania Investment Act, 1997.

(8) An investment agreement in a Wildlife Management Area shall be as prescribed in the Twelfth Schedule to these Regulations.

(9) An Authorized Association shall provide copies of the Investment Agreement to the District Council and the Director.

Joint
venture

64.-(1) An Authorized Association may enter into Joint Venture Agreement for purposes of undertaking investment activities in a Wildlife Management Area.

Act No.
17 of
2002

(2) The joint venture under sub-regulation (1) shall not include management of natural resources, agreements or contracts relating to allocation of hunting blocks.

Act No.
26 of
1997

(3) Notwithstanding the agreement provided and issued under the Investment Act, an Authorized Association shall provide copies of the Investment Agreement provided under the Twelfth Schedule to these Regulations to the District Council and the Director.

Joint
Venture
Management
Committee

65.-(1) A Joint Venture Management Committee shall be formed for management of Joint Venture Activities in a Wildlife Management Area.

(2) A Joint Venture Management Committee shall comprise of not more than two representatives from each of the following-

- (a) Authorized Association;
- (b) enterprise or firm; and
- (c) District Natural Resource Advisory Body.

(3) The Joint Venture Management Committee shall make its own rules and procedure for purposes of conducting its meetings.

(4) No investment agreement or Joint Venture Agreement shall be operative without the prior approval of the Director.

Conces-
sions

66.-(1) No investment or business activity shall be conducted in a Wildlife Management Area by any other investor save where is provided for in the investment agreement.

(2) An Authorized Association shall provide for the District Council and the Director a copy of the investment agreement.

(3) An Authorized Association may, with the approval of District Council charge concession fee for an investment.

(4) An Authorized Association and prospective investor shall consult with the District Council prior to negotiating any investment agreement for investment.

(5) Subject to the provisions of these Regulations, the Director shall have the powers to withdraw or revoke any investment agreement.

PART IX

DISPUTE SETTLEMENT AND CONFLICT MANAGEMENT IN A WILDLIFE MANAGEMENT AREAS

67.-(1) Where three quarters of member want to terminate their membership in an Authorized Association a conflict will be deemed to have occurred and shall be referred to an arbitration process committee, tribunal or arbitrator, as provided for that matter under the constitution regard shall be on the process provided under the agreement made in accordance with a respective Wildlife Management Area.

Conflict
manage-
ment and
arbitra-
tion

(2) Notwithstanding the provisions of subsection (1), section 68 and 69, where there is any dispute between the parties involved in the Wildlife Management Areas and their constitution does not provide the mode of dispute settlement, the parties shall apply the Arbitration Ordinance.

Cap. 15

68. During the whole period of arbitration the user rights shall continue to be vested to those members who have remained in the Authorized Association.

User
rights
during
arbitra-
tion

69. The Arbitrator shall determine the cause available to user rights as part of the award at the conclusion of the arbitration.

Arbitra-
tion
award

G.N. No. 543 (contd.)

OFFENCES AND PENALTIES

- PART XI

| | |
|----------------------|---|
| Financial management | 74. An Authorized Association shall be responsible for the financial management of the revenues accrued from the different forms of resource utilization. |
|----------------------|---|

75.-(1) An Authorized Association shall prepare an annual budget, develop action plan in a format provided for in the Thirteenth Schedule of these Regulations as well as to the set procedures for disbursement of funds, payment of taxes and dues;

Budget
and
action
plan

(2) An Authorized Association shall prepare an annual budget in consultation with the District Natural Resources Advisory Body.

(3) An Authorized Association shall submit a budget and an Action Plan to the Village Council for endorsement and to the Village Assembly for approval.

76. *The funds of the Authorised Association* shall be annually audited by the Controller and Auditor General or such other person registered as an auditor under the Auditors and Accountants (Registration Act), 1972 appointed for the purpose by the Controller and Auditor General on such terms and conditions as the Controller and Auditor General may determine.

Auditing

77.-(1) The Minister may approve a duly registered Non-Governmental Organization to provide financial and technical assistance to the Authorized Association upon receiving a recommendation from the Director.

The role
of Non-
Govern-
mental
Organiza-
tion and
private
section

(2) In addition to the roles and responsibilities specified under sub-regulation (1), the Non Governmental Organization shall:

- (a) facilitate establishment of Wildlife Management Areas in collaboration with the Director; TANAPA,; NCAA; and the District Council;
- (b) collaborate with the Director and District Councils in supporting management of Wildlife Management Areas;
- (c) support villages to prepare Land Use Plans;
- (d) facilitate preparation of by-laws;
- (e) provide technical advice to Authorised Associations;
- (f) undertake capacity building;
- (g) collaborate with law enforcement agencies in protection of natural resources.

(3) The roles and responsibilities of the private sector shall be to:-

- (a) enter into Investment Agreement on resource utilisation in the Wildlife Management Areas with Authorised Association;
- (b) enter into Joint Venture Agreement,
- (c) Market and promote the Wildlife Management Area resources;

Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

- (d) collaborate with law enforcement agencies in the protection of natural resources;
- (e) ensure that it pays Authorized Association and government dues fully and promptly

Issuance
of guide-
lines and
circulars

78. The Director may from time to time issue guidelines or circulars to facilitate effective implementation of these Regulations.

Director
to keep
registers

79. The Director shall keep registers for the following matters-

- (a) Authorized Associations;
- (b) Granted user rights;
- (c) Investment Agreements in Wildlife management Areas;
- (d) Joint Venture Agreements.

Verifica-
tion,
modifica-
tion or
alteration
of
regula-
tions

80. The Schedules to these Regulations may, with the approval of the Director, be modified, adopted, varied or altered in an expression to suit the circumstances of each case; and any variation, alteration, or modification from such schedule not being a matter of substance shall not effect the validity or regularity of the Schedule.

Regula-
tions to
be
translated
into
Kiswahili

81. The Minister shall, as soon as may be practicable after the publication of these Regulation, cause these Regulation to be translated into Kiswahili and that translation shall be published in the *Gazette* and in any other manner and form as will enable the citizens of Tanzania to gain access to that translation.

Conflict
of
Interpre-
tation

82. Whenever there is a Conflict of Interpretation between the Kiswahili and English version the English version will prevail.

SCHEDULES

FIRST SCHEDULE

WILDLIFE MANAGEMENT AREA

FORMAT OF THE AUTHORISED ASSOCIATION CONSTITUTION

(Made under Regulation 4(2))

The format of the Authorised Association Constitution shall contain-

1. Description of the Wildlife Management Area which shall contain the following-
 - (a) the name of the area;
 - (b) the boundaries;
 - (c) the size;
 - (d) the location;
 - (e) the objectives;
2. Name of participating District and village;
3. Qualification of membership;
4. Names of office bearers: registered trustee, their qualification and tenure;
5. Description of the organizational structure providing for those accountable to the villagers, Village Government and those linked to the District Council;
6. Roles and responsibilities of the different organs;
7. Relationship with the Village Government
8. Financial management;
9. Methods of resolving conflicts;
10. Code of conduct and disciplinary measures.

Facilitating Organisation

| | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|--|--|--|--|--|--|--|--|--|--|--------------------|--------|--|--|--|--|--|--|--|--|--|----------------|--------------|--|--|--|--|--|--|--|--|--|-------------|--|--|--|--|--|--|--|--|--|--|
| Name | | | | | | | | | | | | | | | | | | | | | P O Box Number | | | | | | | | | | | Post Office | | | | | | | | | | |
| District | | | | | | | | | | | Region | | | | | | | | | | | Phone Number | | | | | | | | | | | | | | | | | | | | |
| Office location (Street name, Building name) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Type of Registration | | | | | | | | | | Registration Date: | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |

[B: Socio- economic Information[1]

1. Number of people currently living in the village Population growth rate
2. Density of human population (No./km²)
3. Number of households
4. Number of people by age groups 0-5 5-15 16-30 31-50 >50
5. Major economic activities in the villages

- 1
- 2
- 3
- 4
- 5

6. Economic potential of the proposed Wildlife Management Area

- 1
- 2
- 3
- 4
- 5

7. Current uses of the natural resources and by whom

- 1
- 2
- 3
- 4

8. Current uses of land and by whom

- 1
- 2
- 3
- 4

C: Ecological Information

1. Name(s) bordering National Park(s), Game Reserve(s), Ngorongoro Conservation Area, Wildlife Management Area and other Protected Area e.g. Forest Reserve, Marine Park etc.

- 1
- 2
- 3
- 4

2. List in detail the natural resources available in the proposed Wildlife Management Area[2]

- a. Wild Animals
- b. Plants/Communities/habitats
- c. Saltlicks
- d. Water
- e. Roosting/breeding sites for migratory species
- f. Unique processes (animal migrations etc.)
- g. Endangered/threatened species
- h. Endemic species

3. Problems and threats related to the resource:

- 1
- 2
- 3
- 4

4. Cultural and historical sites on the village land

- 1
- 2
- 3
- 4

5. Other attractions [e.g. caves, falls, rocks, springs (hot, mineral) etc.]

- 1
- 2
- 3
- 4

6. Indicate the main purpose of setting up the Wildlife Management Area

- 1
- 2
- 3
- 4

[1] Information to be provided for each village forming the Wildlife Management Area

[2] Extra sheet of paper should be used so as to give exhaustive details.

Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

THIRD SCHEDULE

Form No.

TFN Na.

THE UNITED REPUBLIC OF TANZANIA

WILDLIFE MANAGEMENT AREA

The Wildlife Conservation Act, 1974
No. 12 for 1974

(Made under Regulation 16 (2))

Certificate of Authorization

I hereby declare that.....Community - based Organisation has on
thisday of20..... Been duly authorized to manage wildlife in
..... Wildlife Management Area pursuant to and in accordance with the provisions
of the Wildlife Conservation Act and the regulations, rules and orders made thereunder. From
today..... will be recognized as the Authorized Association (AA)
to manage wildlife in Wildlife Management Area.

GIVEN under my hand as Dar es Salaam this..... day of..... two thousand
and

(Signature)

.....
Minister for Natural Resources and Tourism

Official Seal/Stamp

NOTE: This certificate must be kept in a conspicuous position in the office of the Authorized Association and is not transferable

Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

FOURTH SCHEDULE

WILDLIFE MANAGEMENT AREA
PILOT WILDLIFE MANAGEMENT AREAS

Made Under Regulations 47

Implementation of these Regulations shall be in the following Pilot Wildlife Management Areas:

| <i>S/N</i> | <i>District</i> | <i>Name of the Area and Villages involved</i> | |
|------------|-------------------------------|--|-----------------|
| 1. | Iringa District | * Pawaga - Idodi Pilot WMA (Lunda - Mkwmbi GCA) | |
| | | 1. Mahuninga | 10. Kimande |
| | | 2. Makifu | 11. Itunundu |
| | | 3. Tungamalega | 12. Kinyika |
| | | 4. Mapogoro | 13. Isele |
| | | 5. Idodi | 14. Kisanga |
| | | 6. Malinzanga | 15. Magozi |
| | | 7. Mafuruto | 16. Ilolo Mpya |
| | | 8. Nyamahana | 17. Mkombilenga |
| | | 9. Luganga | 18. Mboliboli |
| | | | 19. Mbuyuni |
| 2. | Morogoro District | Ukutu Pilot Wildlife Management Area | |
| | | 1. Kisasi Station | 12. Tulo |
| | | 2. Gomero | 13. Kongwa |
| | | 3. Nyarutanga | 14. Mvuha |
| | | 4. Sesenga | 15. Kiganila |
| | | 5. Milengwelenge | 16. Bwilajuu |
| | | 6. Vigolegole | 17. Bwilachini |
| | | 7. Mngazi | 18. Magogoni |
| | | 8. Dakawa | 19. Lukulunge |
| | | 9. Bwakirachini | 20. Dala |
| | | 10. Bonye | 21. Kibulumo |
| | | 11. Mbwade | |
| 3. | Babati District | * Burunge Area (Lake Burunge Game Controlled Area) | |
| | | 1. Sangaiwe | |
| | | 2. Magara | |
| | | 3. Mayoka | |
| | | 4. Minjingu | |
| | | 5. Mwada | |
| | | 6. Vilima Vitatu | |
| 4. | Serengeti and Tarime District | Ikoma Pilot Wildlife Management Area | |
| | | Serengeti District | Tarime District |
| | | 1. Robanda | 2. Mrito |
| | | 2. Nyichoka | 3. Gibaso |
| | | 3. Nyakitono | |
| | | 1. Natta - Mbisso | |

Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

| <i>S/N</i> | <i>District</i> | <i>Name of the Area and Villages involved</i> | | | | | | | | | | |
|------------------------|-----------------|---|--------------|----------------|-----------------|---------------|-------------|---------------|---------------|-------------|----------------|-----------------|
| 5. Monduli District | | <p>* Endimet pilot Wildlife Management Area (Longido GCA)</p> <table><tr><td>1. Sinya</td><td>5. Ngereiyani</td></tr><tr><td>2. Elarai</td><td>6. Tingatinga</td></tr><tr><td>3. Olmolog</td><td>7. Lerangwa</td></tr><tr><td>4. Ilkwasa</td><td>8. Kitenden</td></tr></table> | 1. Sinya | 5. Ngereiyani | 2. Elarai | 6. Tingatinga | 3. Olmolog | 7. Lerangwa | 4. Ilkwasa | 8. Kitenden | | |
| 1. Sinya | 5. Ngereiyani | | | | | | | | | | | |
| 2. Elarai | 6. Tingatinga | | | | | | | | | | | |
| 3. Olmolog | 7. Lerangwa | | | | | | | | | | | |
| 4. Ilkwasa | 8. Kitenden | | | | | | | | | | | |
| 6. Ngorongoro District | | <p>* Loliondo Pilot Wildlife Management Area (Loliondo GCA)</p> <table><tr><td>1. Oloipiri</td></tr><tr><td>2. Arash</td></tr><tr><td>3. Ololosokwani</td></tr><tr><td>4. Soitsambu</td></tr><tr><td>5. Olorien</td></tr><tr><td>6. Losoito</td></tr></table> | 1. Oloipiri | 2. Arash | 3. Ololosokwani | 4. Soitsambu | 5. Olorien | 6. Losoito | | | | |
| 1. Oloipiri | | | | | | | | | | | | |
| 2. Arash | | | | | | | | | | | | |
| 3. Ololosokwani | | | | | | | | | | | | |
| 4. Soitsambu | | | | | | | | | | | | |
| 5. Olorien | | | | | | | | | | | | |
| 6. Losoito | | | | | | | | | | | | |
| 7. Namtumbo District | | <p>Songea Pilot Wildlife Management Area</p> <table><tr><td>1. Mchomoro</td></tr><tr><td>2. Kilimasera</td></tr><tr><td>3. Mterawamwahi</td></tr><tr><td>4. Songambebe</td></tr><tr><td>5. Kitanda</td></tr><tr><td>6. Nambecha</td></tr><tr><td>7. Likuyuseka</td></tr></table> | 1. Mchomoro | 2. Kilimasera | 3. Mterawamwahi | 4. Songambebe | 5. Kitanda | 6. Nambecha | 7. Likuyuseka | | | |
| 1. Mchomoro | | | | | | | | | | | | |
| 2. Kilimasera | | | | | | | | | | | | |
| 3. Mterawamwahi | | | | | | | | | | | | |
| 4. Songambebe | | | | | | | | | | | | |
| 5. Kitanda | | | | | | | | | | | | |
| 6. Nambecha | | | | | | | | | | | | |
| 7. Likuyuseka | | | | | | | | | | | | |
| 8. Tunduru District | | <p>Tunduru Pilot Wildlife Management Area</p> <table><tr><td>1. Rahaleo</td><td>6. Namakungwah</td></tr><tr><td>2. Mbungulaji</td><td>7. Ndenyend</td></tr><tr><td>3. Kajima</td><td>8. Hulia</td></tr><tr><td>4. Kindamba</td><td>9. Namwinyu</td></tr><tr><td>5. Twendembele</td><td>10. Darajambili</td></tr></table> | 1. Rahaleo | 6. Namakungwah | 2. Mbungulaji | 7. Ndenyend | 3. Kajima | 8. Hulia | 4. Kindamba | 9. Namwinyu | 5. Twendembele | 10. Darajambili |
| 1. Rahaleo | 6. Namakungwah | | | | | | | | | | | |
| 2. Mbungulaji | 7. Ndenyend | | | | | | | | | | | |
| 3. Kajima | 8. Hulia | | | | | | | | | | | |
| 4. Kindamba | 9. Namwinyu | | | | | | | | | | | |
| 5. Twendembele | 10. Darajambili | | | | | | | | | | | |
| 9. Liwale District | | <p>Liwale Pilot Wildlife Management Area</p> <table><tr><td>1. Mpigamiti</td><td>5. Naujombo</td></tr><tr><td>2. Barikiwa</td><td>6. Ndapata</td></tr><tr><td>3. Chimbuko</td><td>7. Kikulyungu</td></tr><tr><td>4. Mlembwe</td><td>8. Kimami</td></tr><tr><td></td><td>9. Mirui</td></tr></table> | 1. Mpigamiti | 5. Naujombo | 2. Barikiwa | 6. Ndapata | 3. Chimbuko | 7. Kikulyungu | 4. Mlembwe | 8. Kimami | | 9. Mirui |
| 1. Mpigamiti | 5. Naujombo | | | | | | | | | | | |
| 2. Barikiwa | 6. Ndapata | | | | | | | | | | | |
| 3. Chimbuko | 7. Kikulyungu | | | | | | | | | | | |
| 4. Mlembwe | 8. Kimami | | | | | | | | | | | |
| | 9. Mirui | | | | | | | | | | | |
| 10. Rufiji District | | <p>Ngarambe - Tapika Pilot Wildlife Management Area</p> <table><tr><td>1. Ngarambe</td></tr><tr><td>2. Tapika</td></tr></table> | 1. Ngarambe | 2. Tapika | | | | | | | | |
| 1. Ngarambe | | | | | | | | | | | | |
| 2. Tapika | | | | | | | | | | | | |

Wildlife Conservation (Wildlife Management Areas)

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| <i>S/N</i> | <i>District</i> | <i>Name of the Area and Villages involved</i> | | | | | | | | | | | | | | | | | | | | | | | | | | |
|-------------------------------------|-----------------------|---|----------|-----------|----------|--------------|------------|--------------|------------|--------------|------------|-------------------|-------------|------------------|------------|--------------|------------------|--------------------|-----------|-----------------------|--------------------|-------------|--|---------------------|--|-------------|--|-------------|
| 11. Urambo District | | Uyumbu Pilot Wildlife Management Area 1. Izimbili 2. Nsongolo 3. Izengabatogilwe 4. Isongwa | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 12. Sikonge District | | * Ipole Pilot (Ugunda Game Controlled Area) 1. Ipole 2. Utimule 3. Msuva 4. Idekamiso | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 13. Bagamoyo and Morogoro Districts | | * ¹ Wami - mbiki Pilot Wildlife Management Area <table><tr><td>1. Kuuke</td><td>11. Mwidu</td></tr><tr><td>2. Kauga</td><td>12. Visakazi</td></tr><tr><td>3. Dihinda</td><td>13. Tukamisa</td></tr><tr><td>4. Namziha</td><td>14. Kaloleni</td></tr><tr><td>5. Lukenge</td><td>15. Kwa - ruhombo</td></tr><tr><td>6. Kidundwe</td><td>16. Kwa - msanja</td></tr><tr><td>7. Kambala</td><td>17. Kifuleta</td></tr><tr><td>8. Mkono wa Mara</td><td>18. Pongwe - kiona</td></tr><tr><td>9. Maseyu</td><td>19. Pongwe - Msungura</td></tr><tr><td>10. Gwata - Ujembe</td><td>20. Kinzagu</td></tr><tr><td></td><td>21. Mindu - Turiani</td></tr><tr><td></td><td>22. Makombe</td></tr><tr><td></td><td>23. Diozile</td></tr></table> | 1. Kuuke | 11. Mwidu | 2. Kauga | 12. Visakazi | 3. Dihinda | 13. Tukamisa | 4. Namziha | 14. Kaloleni | 5. Lukenge | 15. Kwa - ruhombo | 6. Kidundwe | 16. Kwa - msanja | 7. Kambala | 17. Kifuleta | 8. Mkono wa Mara | 18. Pongwe - kiona | 9. Maseyu | 19. Pongwe - Msungura | 10. Gwata - Ujembe | 20. Kinzagu | | 21. Mindu - Turiani | | 22. Makombe | | 23. Diozile |
| 1. Kuuke | 11. Mwidu | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 2. Kauga | 12. Visakazi | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 3. Dihinda | 13. Tukamisa | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 4. Namziha | 14. Kaloleni | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 5. Lukenge | 15. Kwa - ruhombo | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 6. Kidundwe | 16. Kwa - msanja | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 7. Kambala | 17. Kifuleta | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 8. Mkono wa Mara | 18. Pongwe - kiona | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 9. Maseyu | 19. Pongwe - Msungura | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 10. Gwata - Ujembe | 20. Kinzagu | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | 21. Mindu - Turiani | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | 22. Makombe | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| | 23. Diozile | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 14. Kilosa District | | Twatwatwa Pilot Wildlife Management Area 1. Twatwatwa 2. Ludewa 3. Msowelo 4. Mbwade | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 15. Kiteto District | | Makame Pilot Wildlife Management Area 1. Makame 2. Ndedo 3. Ilkiushibor | | | | | | | | | | | | | | | | | | | | | | | | | | |

*¹ This Regulations shall apply to an area after land dispute between the villages and JWTZ has been resolved.

* These Regulations shall apply to these areas after transfer of Reserved Land to Village Land has been made.

Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

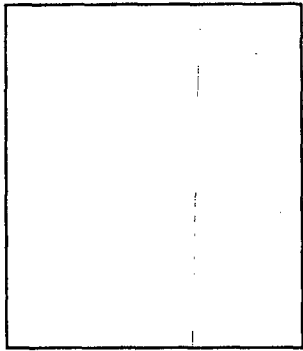
FIFTH SCHEDULE:

WILDLIFE MANAGEMENT AREA

KITAMBULISHO CHA ASKARI WANYAMAPORI WA KIJiji

(Zimetengenezwa chini ya Kanuni ya 25(2))

Jina kamili.....
Cheo.....
Anwani.....
.....



.....
Sahihi ya mwenye kitambulisho

Na.

Mwenye kitambulisho ambaye picha na sahihi yake vimeonyeshwa katika kitambulisho hiki amepewa madaraka ya kusimamisha leseni za kuwindia, kukagua, kupekua, kukamata na kutia mbaroni kama ilivyobainishwa katika mafungu ya 74, 75, 76 na 77 ya sheria ya Kuhifadhi Wanyamapori ya 1974.

Onyo

Mtu yeyote atakayekataa kutii amri yoyote ya kisheria atakayopewa na Ofisa huyu anaweza kutiwa mbaroni pasi na waranti

.....
Mkurugenzi wa Wanyamapori

Tarehe.....

Angalia

Kisitambulike kama hakina mhuri wa Idara uliobandikwa kwa namna ambayo sehemu yake iko juu ya picha ya mwenyenacho. Madaraka haya ni katika eneo la vijiji vinavyounda. Eneo la Jumuiya la uhifadhi Wanyamapori la.....(jina la eneo)

Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

SIXTH SCHEDULE

WILDLIFE MANAGEMENT AREA

WILDLIFE MANAGEMENT AREA LAND USE PLAN

(Made under Regulation 35)

A joint Village Land-Use Plan may help to solve or avoid land use conflicts between two or more neighbouring villages, and to improve the management of the 'shared' areas. The need arises when use of land resources located in one village are also of importance to groups living in one or more neighbouring villages, or in other words, when the inhabitants of neighbouring villages depend on each others land use management agreements. For examples micro catchments, grazing land, water points, forests and places of particular cultural interests that are shared by more than one village.

The process of entering into an agreement on a joint village land use management plan will be guided by the following procedure:

- (1) When the need for such an agreement is expected or identified by the councils of the villages involved, they can form a Joint Area Planning (JAP) Committee, which is composed of 3 to 4 councilors from each village
- (2) This Joint Area Planning Committee organises one or more meetings whereby the nature, purpose and proposed content of the agreement is explained to the different groups of person from the concerned villages using the land in question. During these meetings, they have the opportunity to put forward their interests in and views on the use of the land and the content of any agreement on that use.
- (3) The Joint Area Planning Committee drafts with assistance of the Village Land Use Management committees of the concerned villages and the Planning and Land Use Management Team) a Joint Village Land Use Management Agreement which takes into account the views and interests of the users concerned and presents the proposal to the councils of the villages concerned for their approval.
- (4) The Joint Area Planning Committee informs the respective District Council on the contents of the proposed agreement and the District Council can make comments that have to be presented together with the Agreement to the Village Assemblies for their approval.
- (5) After the Agreement has been presented to and approved by all the Assemblies of the villages involved, it will take effect.

SEVENTH SCHEDULE

WILDLIFE MANAGEMENT AREA

GENERAL MANAGEMENT PLAN

(Made Under Regulations 36(1))

A. THE PROCESS OF PREPARING A WILDLIFE MANAGEMENT AREA GENERAL MANAGEMENT PLAN (GMP)

1. Collect baseline data through:
 - Secondary sources to obtain general information on the area
 - Use of Wildlife Management Area Information Data Sheet
 - Uses of questionnaire/Participatory Rural Appraisal (PRA) to obtain socioeconomic data
 - Site visit during data collection and to familiarise the planning team/participants with hot spots.
2. Conduct consultative stakeholder workshops through:
 - Use of Logical Framework Approach (LFA) in analysing problems and presenting the purpose, objective of the Wildlife Management Area and management strategies in a logical manner.
 - Undertaking technical decisions on zoning, and drawing-up EIA statements on proposed actions in each zone.
3. Draft of General Management Plan by technical committee including the planning team and Authorized Association.
4. Authorized Association tables the draft General Management Plan to Director of Wildlife for endorsement.

B. PRESENTATION FORMAT FOR GENERAL MANAGEMENT PLANS

1. Approval Page (*To contain statement and signature by the Director of Wildlife authorizing the implementation of the GMP*).
 2. Foreword page (*Visionary introduction of the GMP by the AA Chief Executive Officer*).
 3. Executive Summary. (*The summary of the contents of the whole management plan*)
 4. Summary of Objectives (*List of objectives addressed by the GMP*).
 5. Table of Contents (*List various groupings of the contents of the GMP. It includes List of maps, list of tables, list of figures, etc*).
- 1: POLICY
- 1.1 Policies (*Statements of relevant policies pertaining to the specific Wildlife Management Area e.g. wildlife, forestry, fisheries, beekeeping*).
 - 1.2 Existing and potential wildlife conservation problems (*Description of problems in the village as well the Wildlife Management Area*).

Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

- 1.3 Benefit sharing (*Description of the existing modalities of sharing benefits emanating from communal resources use*).

2: GENERAL DESCRIPTION

- 2.1 General information (*Description of the Villages and WMA*).
- 2.2 Location, boundaries and area. (*Description of location of the WMA, its boundaries and size, including existing maps*).
- 2.3 Physical features, geology and soils.
- 2.4 Climate (*Description of rainfall temperatures patterns, and their measurements over time and*).
- 2.5 Vegetation communities.
- 2.6 Wildlife populations (*Description of varieties, abundance, unique, endangered, endemics species of wildlife, their movements interactions and critical resources*).
- 2.7 Distribution of natural Resources outside the Wildlife Management Area (*Description of natural resources that influences management of WMA*).
- 2.8 Income of the WMA (*Description of sources and trends*).
- 2.9 Socio-economics (*Description with reference to communities surrounding the WMA as well as respective district*).
 - 2.9.1 Land uses: (*Description to include Wildlife, Fisheries, Beekeeping, Forestry, Agriculture, Livestock, Settlements, Mining, etc.*).
 - 2.9.2 Population growth/demography.
 - 2.9.3 Social amenities and services: (*Description to include Water supply, education, health, energy, etc.*).
- 2.10 Communication and Infrastructure (*Description of status of Roads, railways, air, water transport, telecommunications*).

3: OUTSTANDING RESOURCE VALUES, PURPOSE AND SIGNIFICANCE OF THE WILDLIFE MANAGEMENT AREA

- 3.1 Outstanding resource values (*Description of important resources and their values to the communities, to include economic, social cultural values*).
- 3.2 Purpose (*Description of the purpose of setting aside the WMA*).
- 3.3 Significance (*Description of importance of the WMA and its resources nationally or internationally*).

4: MANAGEMENT ISSUES/PROBLEMS

(These are those established in the Consultative Workshop and others, which were established during data collection and analysis. Live examples should be cited.)

5: MANAGEMENT OBJECTIVES OF THE WILDLIFE MANAGEMENT AREA

(These are as defined in the Consultative Workshop).

6: MANAGEMENT STRATEGIES

(These are as identified in the Consultative Workshop).

- 6.1 Specific strategies. *(Describe what needs to be done, how and where they form part of the GMP).*
- 6.2 Alternative strategies *(Describe those that effectively resolve identified issues and enhance the attainment of management objectives.)*
- 6.3 Proposed studies and plans *(Describe studies associated with identified strategies that needs to be carried out).*

7: MANAGEMENT ZONING

(as identified in the Technical Session. This part describes activities that can and cannot occur, limits of use, existing and proposed development and rationale for each zone).

8: ENVIRONMENTAL IMPACT ASSESSMENT

- *Should focus on the evaluation of the implications of the impacts likely to occur for each activity/action*
- *Should consider conservation, socio-economic and cultural values of the particular activity.*
- *Selection of the environmental impact topics should be based on priorities of stakeholders, identified management problems, defined management objectives and protection of the significant resource values of the Wildlife Management Area.*

9: IMPLEMENTATION OF THE GMP

- *Should include statement on what is required to implement the GMP.*
- *Should mention the duty of the Authorized Association - Executive in relation to the implementation of the GMP. In this case the Authorized Association will conduct daily monitoring, evaluation and preparation of annual operation plans.*
- *Should state when evaluations and major reviews will be carried out. (For example, after every 5 years from the date of approval of the GMP) and by whom. Normally this is done by agencies other than the Authorized Association.*
- *Should include the monitoring and evaluation sheet of the activities to be conducted in the Wildlife Management Area and outside the Wildlife Management Area on the village land.*

Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

BIBLIOGRAPHY

(List of publications that were referred to in the preparation of the GMP)

APPENDICES

1. Copy of a Government Notice declaring the Wildlife Management Area
2. Copy of the Certificate of Authorization of the CBO
3. List of Participants involved in the Planning Process
4. Others

EIGHTH SCHEDULE

WILDLIFE MANAGEMENT AREA

THE PROCESS OF PREPARING A WILDLIFE MANAGEMENT AREA RESOURCE MANAGEMENT ZONE PLAN (RMZP)

(Made Under Regulations 36(3))

1. Conduct a technical workshop comprising of planning team and the AA which shall:-
 - (a) Analyse the information data sheet of the prospective Wildlife Management Area
 - (b) Undertaking technical decisions on zoning, based on the Information data sheet
 - (c) Describe activities that can and cannot occur in each zone
 - (d) set limits of use or acceptable change
 - (e) Describe the rationale for existing and proposed development activities in each zone.
 - (f) Provide environmental statement on proposed actions.
2. Tables the draft Resource Management Zone Plan to the Director for endorsement.

NINETH SCHEDULE

Zimetengenezwa Chini ya kanuni ya 38

Eneo la Jumuiya Hifadhi Wanyamapori

Taarifa za Msingi za Ufuatiliaji Raslimali

A. Ufuatiliaji wa Maliasili

1. Tarehe ya kuanza doria.....
2. Tarehe ya kumaliza doria.....
3. Madhumuni ya doria.....
4. Tarehe ya Tukio.....
5. Maelezo ya uoto wa asili.....
6. Wanyama walioonekana (aina, idadi, jinsia).....
7. Jina la chanzo cha Maji.....
8. Maelezo ya chanzo cha maji.....
9. Eneo lililoungua moto (ekari).....
10. Ukataji wa miti (idadi au ekari).....
11. Kambi ya Majangili.....
12. Maelezo ya kambi ya Ujangili.....
13. Udhhibiti wa mipaka.....
14. Maelezo mengine.....
15. Jina la kiongozi wa doria.....
16. Sahihi ya kiongozi wa doria.....

Maelekezo:

1. Tarehe: Andika tarakimu mbili tarehe na mwezi, na nne kwa mwaka (02-06-2001)
2. Elezea utoto wa asili wa eneo tukio lilipoonekana (Bwawa, tindiga, kando ya mto, Msitu, msitu wa miombo, mbuga ya miti, mbuga yenye vichaka, mbuga wazi.
7. Wanyama: jumuisha samaki, vyura, reptilia, ndege na mamalia aina zingine waliohatarini kutoweka 8 & 11. Jina la kambi na chanzo cha maji: andika majina ya kawaida ya eneo ambapo zimeonekana.
14. Andika uvamizi ulioonekana wakati wa doria kwenye mpaka wa WMA
19. Andika maelezo ya ziada ambayo hayakujumuishwa kwenye fomu hii.

Angalizo: Nakala mbili ziandaliwe; Nakala moja ibaki kwenye ofisi ya chama kilichopewa mamlaka na ya pili iwasilishwe kwa Afisa Wanyamapori wa Wilaya ambaye ataandaa taarifa ya mwezi kwa kutumia takwimu hizi na kuiwasilisha kwa Mkurugenzi wa Wanyamapori.

Wildlife Conservation (Wildlife Management Areas)

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B. Taarifa ya Matukio ya Ujangili

Jina la Authorized Association

Namba ya Tukio

 Tarehe ya Tukio

Mahali watuhumiwa walipokamatwa

Jina la Kiongozi wa Dorja

Idadi ya Majangili

Majina ya Majangili

| Jina la kwanza la Jangili | Jina la Pili | Jina Lingine | Tarehe ya kuzaliwa | Jinsia | Kijiji anapishi | Kiongozi wa Mtaa/Balozi | Anuani ya Posta | Mengineyo |
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Maelezo ya makosa

Nyara zilizokamatwa

Silaha zilizokamatwa

Vitu vingine vilivyokamatwa

Vifungu vya WCA vilivyotumiwa

Hataa zilizochukuliwa

Namba ya Fomu ya kukiri makosa

 Kituo cha Polisi walipopelekwa

Faini aliyotozwa

 Namba ya Kesi ya Polisi

Maelezo ya hukumu iliyatolewa

 Mahakama Aliyopelekwa

Tarehe ya hukumu

C. Matukio ya Wanyamapori Waharibifu na Hatari

Wilaya/Authorised Association

| Tarehe | Eneo | Mnyamapori Anayehusika | Idadi ya Wanyamapori | | | Uharibifu wa Mazao | | | Mifugo | | | Binadamu | | |
|--------|------|------------------------|----------------------|--------------|-------------|--------------------|----------------------|---------------------------------|----------------|--------------------|---------------|-------------------|----------------|-------------------|
| | | | Wakouawa | Wakojeruhiwa | Wakofukuzwa | Aina ya Mazao | Eketi zilizoharibiwa | Thamani ya mazao yaliyoharibiwa | Aina ya mifugo | Idadi wakojeruhiwa | Madi wakouawa | Thamani ya Mifugo | Madi yaliouawa | Madi wakojeruhiwa |
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Kila tukio la uharibifu wa mali au kuhatarisha maula lijazwe kwenye fomu hii
Kwenye sehemu ya Eneo, taja jina la kijiji tukio lilipotokea

Iandaliwe katika nakala tatu:- Moja itabaki kwenye ofisi za Authorized Association, ya pili ipelekwe kwa afisa wanyamapori wa wilaya na ya tatu ipelekwe kwa Mkurugenzi wa Wanyamapori

G.N. No. 543 (contd.)

Wildlife Conservation (Wildlife Management Areas)

Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

TENTH SCHEDULE

(Made under regulation 39(1))

Wildlife Management Area

User Right

The Director of Wildlife (herein after referred to as the Director) and the(name of the Authorized Association) (herein-
after refereed as the Authorized Association) and jointly referred to as "the Parties"
and in the singular as "a Party")

RECOGNISING laws of the land, the roles and responsibilities of the parties and with
reference to management of WMA;

CONSCIOUS of the significance and purpose of establishing and managing
.....(Name of the Wildlife Management Area)
(hereinafer referred to as WMA) as is the context in Tanzania;

DESIRING to promote biodiversity conservation and sustainable socio-economic
development of the local communities surrounding the WMA;

HEREBY AGREE AS FOLLOWS:

The Director is hereby granting the Authorized Association the right to use wildlife
resources in the Wildlife Management Area according to the Management Plan or
Resources Management Zone Plan.

The use of the wildlife resources shall be limited to the following activities:

1.
2.
3.
4.
5.

This agreement shall come to force on the date of signing and shall operate for a period
of three years from the date of signing.

This agreement shall not be construed to wave the obligation of the Authorized Asso-
ciation to enforce and/or adhere to limitations of use set by quota or level of acceptable
change or other mitigation as expressed in the EIA.

Breach of this Agreement: Shall be dealt with in accordance to the laws of the land.

Access of records: The Authorized Association shall maintain and keep records and
books of accounts and make these available upon request for inspection by the Director
or his dully appointed representative.

Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

Renewal: The Parties to this Agreement may, upon mutual understanding, renew this Agreement for a further period(s) and upon terms and conditions as they may have decided. In the event that either Party deems it fit to renew the Agreement, either Party shall give twelve calendar (12) months notice of such intention.

Indemnity: The Director shall not be liable in respect of any damage or loss which may be suffered by any persons by reason of or arising directly out of the use of the WMA and tourist facility and its ancillary services.

Notice: Any notice or correspondence addressed or served upon either Party shall deem to have been sufficiently given, served or addressed as the case may be, if sent by registered mail addressed to:

The Director:
Nyerere Road, Ivory Room
P.O. Box 1994,
Dar es Salaam.

FILL IN THE FULL NAME AND ADDRESS OF THE DIRECTOR

The AA if sent to:

.....
.....
.....
.....

FILL IN THE FULL NAME AND ADDRESS OF THE AA

Or such other mailing or physical address as either Party may from time to time specify in writing.

SIGNED, SEALED AND DELIVERED

With the Common Seal of

.....(Name of AA) by
.....(Name of Authorized Officer of the AA) at
.....(Name of Place/town)
thisday of.....200.....
Name:.....(Authorized Officer)
Position in AA:.....

AA
SEAL

Signature.....

SIGNED, SEALED AND DELIVERED

With the Common Seal of Wildlife Division
by.....(Name of Authorized Officer of the Wildlife Division)
at.....(Name of place/town)
thisday of.....200.....

DIRECTORS
SEAL

Signature.....(Signature of the Director)

**The Director may from time to time alter the contents of this agreement.*

ELEVENTH SCHEDULE**Eneo la Jumuiya la Uhifadhi Wanyamapori****Daftari la Leseni ya Wawindaji Wenyeji**

(Imetengenezwa chini ya Kanuni ya 52(5))

Jina la Chama kilichopewa Mamlaka

Ukurasa Na.

Jina la WMA

| Tarehe (Tarehe/mwazi/ mwaka) | Nambari ya Kibali | Namba ya Leseni | Tarehe leseni ilipotolewa | Jina la muwindaji | Namba ya kadi ya muwindaji | Idadi ya wasindikizaji | Aina na namba ya Bunduki | Aina na idadi ya wanyama | Sahihi ya Muwindaji | Maelezo | Sahihi ya Afisa wa AA |
|------------------------------------|----------------------|--------------------|------------------------------|----------------------|-------------------------------|---------------------------|-----------------------------|-----------------------------|------------------------|---------|--------------------------|
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Wildlife Conservation (Wildlife Management Areas)

G.N. No. 543 (contd.)

TWELFTH SCHEDULE

(Made under regulation 65(2))

Wildlife Management Area

Format for Investment agreement in Wildlife Management Area

THIS AGREEMENT is made and entered into on this.....day of.....200..... between *(Name of AA)* (hereinafter referred to as the AA) of P.O. Boxof the one Part and*(Name of Person)* representing *(Name of Company or Firm intending to invest in the WMA)* (hereinafter referred to as the Investor) of P.O. Boxof the other Part.

WHEREAS the AA, acting for and on behalf of the local community members in its jurisdiction and in accordance with its Constitution, has the power to grant a concession over *(Name of the WMA/Tourist site)* located in *(Name of District/Region/Village Area)*.

AND WHEREAS the AA, and the Investor have agreed to enter into an agreement to conduct *(hunting safaris, game viewing safaris and photographic safaris-delete inapplicable)* (hereinafter referred to as "the Agreement")

NOW THIS DOCUMENT WITNESSES AS HEREUNDER:

That the AA and the Investor (the Parties) have entered into and concluded this Agreement under the terms and conditions stipulated hereunder:

1. PURPOSE OF THE AGREEMENT

The purposes for which this Agreement has been entered into are:

- To bring together the skills, knowledge, financial resources and assets of local community members and the investor with a view to develop and take advantage of the wildlife resources and related economic activities in the WMA.
- To provide technical, financial and managerial skills necessary for the success of the Venture.
- To ensure that local community members receive a fair share of the benefits from the use of the assets under their control and that the interests of the investor(s) are secured.

2. OBLIGATIONS OF THE PARTIES:

The AA hereby agrees that:

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- It shall endeavour to keep and maintain all that area comprising the WMA free from any human settlement, whether temporary or otherwise, for the entire duration of the agreement.
- It shall provide the Investor and/or his/her agent access to the WMA at all times.
- It shall not grant any user rights to any third Party to operate a business in that particular site which the Investor is involved.
- It shall draw the Investor's attention and involve him/her in all matters that the AA may believe to be detrimental to the continued existence of the investment or the Investors activities the WMA.
- It shall not enter into any other agreement or merge with any other organ or body without prior notice and consent of the Investor.
- Proposed to add: It shall call regular management meetings in a specified time period that will be agreed between the investor and the AA.

The Investor hereby agrees:

- To provide all the finances necessary for the success of the business investment.
- To provide all equipment and assets necessary to make the investment a success.
- That all immovable fixtures of a permanent nature, whose removal may cause damage to the environment, shall devolve to the AA upon lapse of the agreement.
- To construct and maintain all necessary building infrastructure.
- To respect the cultures and traditions of local community members.
- To absolve the AA from any financial risk or liabilities associated with this Agreement.
- To market the WMA.
- To train and employ local community members in the day-to-day activities of the venture. In particulars, the Investor shall employ at least 60% of his/her staff from local community members.
- To plan, implement and develop projects that are for the benefit of the community.
- Supply basic social infrastructure and necessities as agreed to with the AA.
- Permit the local community access for the performance of cultural rites and rituals provided that these activities are not detrimental to the existing facilities and activities of the venture.

- To ensure that the venture is subjected to EIA before its commencement and that its operations will adhere to the existing EIA regulations, guidelines and procedures.
- Not to interfere or tamper with, or apply political, financial or economic mechanisms, or in any other manner whatsoever, with a view to influence the administration and day-to-day activities of the AA in his/her favour.
- Shall not keep or permit to keep on the land any livestock or domestic pests.
- Not to use the land provided for the venture for any purpose save for that which has been approved in terms of this Agreement without prior written consent of the AA.
- Not to sublease, sublet or transfer, in any manner whatsoever, the Agreement, or any part thereof, without the written consent of the AA obtained in a general meeting of the AA duly convened for the purpose of considering the consent.
- That all property, movable and immovable and immovable, used in the facility would be the property of the investor and that the investor shall not borrow, rent or lease any immovable property for the purposes of using such facility without the written consent of the AA.

3. MANAGEMENT OF NATURAL RESOURCES:

The Investor undertakes:

- To take all necessary measures to prevent soil erosion and other damage to the ecosystem within the WMA in accordance with the law.
- Not to remove, sell, damage or otherwise dispose of any sand, gravel, earth, stone or timber in accordance with the law.
- Not to destroy any trees without the written consent of the AA.

4. ASSIGNMENT:

The Investor hereby undertakes not to sublease, assign or part with possession of the concession or facility or part thereof, that has been granted for purposes of investment by the AA under this Agreement.

5. PERFORMANCE BOND

The Investor shall deposit a Performance Bond of US\$(based on a percentage of the overall investment) to an account jointly owned by the Investor and AA, as security for undertaking the development of the Venture. This amount plus the interest accrued thereon shall be liable to forfeiture by the AA where the Investor either absconds or abandons the project/investment or to enforce a judgement against the Investor where the Investor is in default of payment.

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The Performance Bond and interest accrued thereon shall otherwise revert back to the investor upon the lapse of the Agreement.

6. FEES FOR THE RIGHT TO OPERATE:

That the fees for the right to operate safaris shall be calculated at the rate of:

INSERT AGREED FEE STRUCTURE:

7. INDEMNITY

The Investor shall

Purchase insurance in its own name to cover all liabilities in respect of damage or loss which may be suffered by any persons by reason of or arising directly out of the use of the site and tourist facility and its ancillary services their and to keep the AA indemnified against all such liabilities.

AA shall indemnify the investor against all actions, suit proceedings, claims, demands costs and expenses whatsoever which may be taken or made in respect of issues arising prior to the commencement of this Agreement.

8. REMEDIES, INTERPRETATION AND APPLICABLE LAW:

Any breach of this Agreement shall entitle the aggrieved party to seek remedies in accordance with established laws, rules regulations and principles governing the contracts pertaining in the United Republic of Tanzania. Any matters or questions arising in relation to the interpretation of the words or any word or phrase appearing herein relating to this Agreement shall be interpreted in accordance with any definition or use thereof in accordance with the relevant applicable laws of the United Republic of Tanzania.

9. DISPUTE SETTLEMENT:

Any dispute or misunderstanding that may arise from or that which is connected or incidental to the execution of this Agreement shall be settled amicably at regular meetings called by both Parties. The Parties further agree that any dispute or misunderstanding shall be referred to an Arbitrator in accordance with the relevant law. Before any matter is channeled to an Arbitrator, the Parties shall have exhausted all alternative avenues of settling the dispute.

10. ACCESS TO RECORDS

The Investor shall maintain and keep records and books of accounts and make these available upon request for inspection by the AA. The Investor shall submit such books and records to the satisfaction of the AA. Non-compliance with this requirement shall be considered a breach of the Agreement and shall entitle the AA to revoke this Agreement forthwith.

11. OPERATION AND DURATION:

Unless otherwise stated herein, or in any other law in force and to which this Agreement applies, this Agreement shall be deemed to have commenced on the date of signing by the appropriate and relevant persons for and on behalf of both parties duly authorised to do so. The Agreement shall be operative for a period ofyears commencing onday of200.....

12. AMENDMENT:

The Parties may by mutual consent amend this Agreement or any part thereof should they deem that this is necessary in order to conform to changes in legislation, By-laws, regulations and/or policies, or the deem that such changes shall enhance the performance of the Agreement.

13. RENEWAL

The Parties to this Agreement may, upon mutual understanding, renew this Agreement for a further period(s) and upon terms and conditions as they may have decided. In the event that either Party deems it fit to renew the Agreement, either Party shall give twelve calendar (12) months notice of such intention.

14. TERMINATION OF AGREEMENT

Either Party to this Agreement shall have the right, upon giving a minimum of twelve months written notice to that effect, to terminate this Agreement provided, however, that such notice shall only expire upon the 31st December in any one year during the currency of this Agreement. In the event of such a termination the operator shall not be entitled to any compensation for the improvements.

15. COMPENSATION:

- The Parties hereby agree that upon expiry of this Agreement and in the absence of any renewal:
- The AA may require the Investor to remove any improvement that has been affected by the Investor and restore the land to a condition acceptable to the AA within three calendar (3) months. In exercising this option, the AA shall however, give six months (6) notice to the Investor. In the event the Investor fails to remove such improvements, the AA may remove the said improvements with a view to restoring the land and recover the costs incurred in the exercise from the Performance Bond deposit.
- That all or any part of the said improvements that the Investor does not demand shall not be removed shall revert to the AA and no compensation shall be due or payable in any way whatsoever to the Investor in respect of the said improvements.

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16. NOTICE:

Any notice or correspondence addressed or served upon either Party shall deem to have been sufficiently given, served or addressed as the case may be, if sent by registered mail addressed to:

The Investor if sent to:

FILL IN THE FULL NAME AND ADDRESS OF THE INVESTOR:

The AA if sent to:

FILL IN THE FULL NAME AND ADDRESS OF THE INVESTOR

Or such other mailing or physical address as either Party may from time to time specify in writing.

17. SIGNED, SEALED AND DELIVERED:

With the Common Seal of.....

AA
SEAL

(Name of AA) by.....

(Name of Authorised Officer of the AA) at

(Name of place/town thisday of.....

200.....Name:.....(Authorised

Officer) Position in AA:.....

Signature:.....

18 SIGNED, SEALED AND DELIVERED:

With the Common Seal of.....

(Name of Investor) by.....

(Name of Authorised Officer of the Investor) at

INVESTOR
SEAL

(Name of place/town)

thisday of.....200.....

Wildlife Conservation (Wildlife Management Areas)

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B. Financial Reporting Format

AA:

QUARTER ENDING:

D/ COUNCIL:

| | <u>CURRENT QUARTER</u> | <u>YEAR TO- DATE</u> | <u>BUDGET FOR YEAR TO DATE</u> |
|---|----------------------------|--------------------------|--|
| | TSHS | TSHS | TSHS |
| 1. Cash Book balance at start of Period [B1] | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| 2. <u>REVENUE/INCOME</u> | | | |
| [R1] Resident hunting game fees | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| [R2] Tourist hunting game fees | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| [R3] | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| " | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| [Rn] | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| TOTAL REVENUE [R1 to Rn] | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| 3. <u>EXPENSES</u> | | | |
| 4. [E1] Salaries and Wages | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| [E2] Transport and Travelling | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| " | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| [En] | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| TOTAL EXPENSES [E1 to E2] | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| 5. Cash Book balance at the end of the Period | <input type="text"/> | <input type="text"/> | <input type="text"/> |

Prepared by:

Approved by:

NB: Total Revenue: Enter the total of boxes R1 to Rn

Total Expenses: Enter the total of boxes E1 to En

Cash Book balance at the end of the Period, This should be equal box B1 + Total Revenue - Total Expenses.

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C. STATEMENT OF ASSETS AND LIABILITIES

AS AT

1. ASSETS:

TSHS

[A1] Buildings

[A2] Furniture's and Equipment's

[A3] Arms and Ammunition

[A4] Vehicles and Bikes

[A5] Stock Balance at the End Period

[A6] Cash Balance at the End Period

TOTAL ASSETS

2. LIABILITIES

[L1] Grants/ Any Internal Subventions

[L2] Loan or Credits

TOTAL LIABILITIES

Prepared by:

Approved by:

- NB: A1 Buildings – For the purpose of WMA, shall comprise cost of establishing Scout station, offices, campsites or tented camp.
 A2 Furniture and Equipment – Shall comprise the cost of acquiring Solar equipment, radio call systems, HF, VHF, Hand helds, Typewriters, Tables, Chairs, Cupboards.
 A3 Arms and ammunition – shall comprise the cost of acquiring arms.
 A4 Vehicles and bikes – shall include cost of purchasing vehicles and motorcycles and bicycles.
 A5 Stock – shall comprise the value of any valuables items like trophies which can be sold at the latter date.
Total assets must be equal to total Liabilities

Dar es Salaam,
13th December, 2002

ZAKIA H. MEGHJI,
*Minister for Natural Resources
and Tourism*

Price Shs, 670/-