



THE REVOLUTIONARY GOVERNMENT OF ZANZIBAR

**THE FOREST RESOURCES MANAGEMENT AND CONSERVATION
ACT NO 10 OF 1996.**

**Regulation for Control of Importation and Exportation of Forest Produces and Wild
Animals**

**Made Under Section 71 (1) (d) and 76 (1) (f) of the Forest Management and Conservation
Act No. 10 of 1996**

IN EXERCISE of the powers conferred by me under Section 71 (1) (d) and 76 (1) (f) of the Forest Resource Management and Conservation Act No. 10 of 1996, I, **Suleiman Othman Nyanga**, Minister of Agriculture and Natural Resources, do hereby make the following regulations:

**PART I
PRELIMINARY PROVISIONS**

1. These Regulations may be cited as the Regulations to Control Importation and Exportation of Forest Produces and Wild Animals of 2014 and shall come into operation immediately upon being signed and published in the official Gazette. Short title and commencement

2. In these Regulations, unless the context require otherwise words and phrases shall have the same meaning as assigned in the Forest Resource Management and Conservation Act No. 10 of 1996, the following words shall have the following meanings. Interpretations

“Consignee” means a person whether owner, agent, broker or otherwise, is in possession of or in any way entitled to the custody of any forest produces or wild animals or part thereof imported or exported in the territory of Zanzibar;

“Custom officer” means any officer working with Zanzibar Custom Authority;

“Enforcement Officer” means any forest officer, police officer, or any other person designated to be an enforcement officer under the Provisions of Part XI of the Act;

“Export or Exportation” means move from or the act of movement forest produce or wild animals and product thereof from Zanzibar to any other Country;

“Forest Administrator” means the Forest Administrator as referred in the Forest Act No 10 of 1996. “Forest produce” includes soil, any plant or animals whether alive or dead and part thereof;

“Import or Importation” means move into or the act of movement produce or wild animals and product thereof into the territorial limit of Zanzibar;

“Minister” means the Minister responsible for matters related to forest resources and wild animal in Zanzibar;



“Person” means an individual either acting in a public or private capacity, a group of individuals, a community, a juridical person, a Government institution or Government corporate body.

“Point of Entry” means Airport and Sea port as officially recognized by the Customs Authority of the United Republic of Tanzania;

“Re-exportation” means export of any forest produces or wild animals that was previously imported;

“Specimen” means:

- i. any animal or plant, whether alive or dead or part thereof;
- ii. in the case of animal: for species included in Appendices I and II of CITES, any readily recognizable part or derivative thereof; and for species included in Appendix III of CITES, any readily recognizable part or derivative thereof specified in Appendix III of CITES in relation to the species; and
- iii. in the case of plant: for species included in Appendix I of CITES, any readily recognizable part or derivative thereof; and for species included in Appendices II and III of CITES, any readily recognizable part or derivative thereof specified in Appendices II and III of CITES in relation to the species.

“Trade” means import, export, re-export, import and introduction from the sea;

“Transit” means temporary shipment or stop over of the forest produces and wild animals from one place to another; and

“Wild Animal” means undomesticated animals whether vertebrate or invertebrate and the products thereof.

PART II

IMPORTATION OF FOREST PRODUCE AND WILD ANIMALS

3. (1) A person shall not import for trade any forest produce or wild animal except in the manner provided for under these Regulations.

Importation of Forest
Produce and Wild
Animals

(2) Subject to sub Regulation (1) a person who intends to import any forest produces or wild animals shall apply for the import permit to the Forest Administrator prior to the arrival of consignment at a point of entry as may be prescribed in the schedule 1 of these Regulations.

(3) The application under Sub Regulation (2) shall consist of the following:-

- (a) Full name and address of the applicant;
- (b) The nature, quantity and value of the forest produces or wild animals proposed to be imported including species name scientific and English;
- (c) The country and locality where the forest produces or wild animals originated;
- (d) Valid and authenticated documents from the Authority responsible of Country of Origin including export permit, copies of shipping documents to verify nature and quantity of the consignment, copies of phytosanitary certificate; and



(e) Any other requirement as deemed necessary.

(4) The provisions of this Regulation shall not apply to the forest produce or wild animal imported from Tanzania Mainland whereas the importer shall be required to provide the valid permit from the point of export.

4. Any officer in the Customs Department or the Ports Authority who has knowledge of the arrival of any forest produces or wild animals in Zanzibar, shall promptly report such arrival to the Forest Authority, and shall retain custody of the forest produces or wild animals, until the Forest Authority approves its release.

Duty of custom
officers to notify the
Forest Authority

PART III

EXPORTATION AND RE-EXPORTATION OF FOREST PRODUCE AND WILD ANIMALS

5. (1) A person who intends to export any forest produces or wild animals shall apply for export permit to the Forest Administrator as may be prescribed in the schedule 2 of these Regulations. Such application shall be given at least fourteen days before the date of shipment.

Exportation general

(2) Subject to Sub Regulation (1), the application for export shall consist of the followings:-

- (a) full name of the consignee;
- (b) name of vessel on which the consignment is being shipped;
- (c) point of destination;
- (d) nature and description of the consignment including species name scientific and English;
- (e) number and weight or volume and value of packages;
- (f) phytosanitary certificate from the responsible institution; and
- (g) make the consignment available for inspection to conform with the Act and these Regulations;

6. (1) Where the consignment of forest produces or wild animals are re-exported to a third country of destination, the responsible person shall apply for re-export permit to Forest Administrator as may be prescribed in the schedule 2 of these Regulations. Such application shall be given at least fourteen days before the date of shipment.

Re export of the
forest produces and
wild animals

(2) Subject to Sub Regulation (1), the application for re-export shall consist of the followings:-

- (a) full name of the consignee;
- (b) name of vessel on which the consignment is being shipped;
- (c) point of destination;
- (d) nature and description of the consignment including species name scientific and English;
- (e) number and weight or volume and value of packages;
- (f) phytosanitary certificate from the responsible institution; and
- (g) make the consignment available for inspection to conform with the Act and these Regulations.



(3) The application under sub Regulation 2 shall be accompanied with all documentations as deemed necessary for re- exportation.

(4) After receiving the application, the Forest Administrator shall order the inspection of consignment and all documents submitted to conform with the Act and these Regulations without undue delay.

PART IV TRANSIT AND TRANSSHIPMENT PROCEDURES

7. (1) A person desiring to transit the forest produces or wild animals shall be required to declare that the consignments are in transit to the Forest Authority by filling the Transit Declaration Form as prescribed in Schedule 5 which contain the followings: Consignment in transit

- a) Name and address of the importer;
- b) Name and address of the exporter;
- c) Port of origin;
- d) Port of destination;
- e) Vessel name and registration number;
- f) Description of goods;
- g) Quantity; and
- h) Date of departure.

(2) The Transit Declaration Form shall be accompanied with all documentations as deemed necessary for transit.

(3) Upon receipt of a Transit Declaration Form from the importer and satisfied with the document produced, the Forest Administrator shall declare in writing that such consignments are in transit and conform the transit requirements under these Regulations.

8. (1) A person desiring to transship the forest produces or wild animals shall be required to declare that the consignments are in transshipment to the Forest Authority by filling the Transshipment Declaration Form as prescribed in Schedule 6 which contain the followings: Transshipment of forest produces and wild animals

- a) Name and address of the importer;
- b) Name and address of the exporter;
- c) Port of origin;
- d) Port of destination;
- e) Vessel name and registration number;
- f) Description of goods;
- g) Quantity;
- h) Vessel on which the consignment is to be onward carried; and
- i) Date of shipment.

(2) The Transshipment Declaration Form shall be accompanied with all documentations as deemed necessary for transshipment.

(3) Upon receipt of a Transshipment Declaration Form from the importer the Forest Administrator in collaboration with Ports Authority may cause such consignment and the document produced to be inspected.



(4) When the Forest Administrator satisfied that the consignments fulfill the transshipment requirements under these Regulations shall declare in writing that the consignment are in transshipment.

PART V

MISCELLANEOUS PROVISIONS

9. The Minister may from time to time by notice in the Gazette regulate the Trade of importation, exportation, re-export, transit and transshipment of the Forest produces and Wild animals. Power of the Minister to regulate the trade
10. The Minister may amend Schedules of these Regulations by notice in the Official Gazette. Amendment of Schedules
11. Without prejudice to the generality of the Act and these Regulations, the Appendices of the CITES Convention with any subsequent changes thereof are hereby adopted. Adoption of Appendices of the CITES Convention

PART VI

OFFENCES AND PENALTY

12. It is strictly prohibited under these Regulations to any person who; by himself, his servant or agent, either directly or indirectly to do any of the following act:- Offences
- (a) imports forest produce or wild animal to Zanzibar contrary to the provisions of these Regulations;
 - (b) exports any forest produce or wild animal from Zanzibar contrary to the provisions of these Regulations;
 - (c) Re-export any forest produce or wild animal from Zanzibar contrary to the provisions of these Regulations;
 - (d) Make transit of any forest produce or wild animal from Zanzibar contrary to the provisions of these Regulations;
 - (e) Make transshipment of any forest produce or wild animal from Zanzibar contrary to the provisions of these Regulations;
 - (f) possesses, stores, or distributes anything introduced into Zanzibar contrary to these Regulations,
 - (g) fails to perform any duty or obligation imposed on him by these Regulations, or to comply with any order or direction given by the Minister, Forest Administrator or the Enforcement Officer;
 - (h) impersonates an Enforcement Officer of Authority;
 - (i) obstructs or abscond an Enforcement officer to perform his duties under the Act and these Regulations;



(j) knowingly provides information which is false or misleading in a material respect for any purpose under these Regulations;

(k) defaces, destroys, forges or alters any document provided for under these Regulations;

13. (1) A person who contravenes with the provisions of Regulation 12 shall be guilty of an offence and upon conviction shall be liable to:-

Penalties

- a) in the case of a body corporate, to a fine not less than thirty percent of the value of the consignment; or
- b) in the case of a natural person, to a fine not less than twenty percent of the value of the consignment or to a term of imprisonment not less six months or both such fine and imprisonment.

(2) Any forest produce or wild animal seized under these Regulations shall be confiscated by the Government.

14. An Enforcement officer may seize and detain:

Seizure of forest produce or wild animal

- a) Any forest produce or wild animal which the officer reasonable suspects has been imported, in transit, in transshipment or obtained in contravention of these Regulation; and
- b) An Officer who seizes and detains any forest produce or wild animal under sub regulation (1) shall issue seizure certificate.

15. (1) Any forest produce or wild animal seized under regulation 14 shall be kept safely in the custody of Forest Authority or Police Station.

Custody and disposal of the seized forest produce or wild animal

(2) The forest produce or wild animal in the custody shall be retained until the case in connection with which the forest produce or wild animal was seized has been tried and concluded.

Provided that:

- a) Where a person has found guilty or fails to claim the seized forest produce or wild animal after being acquitted, such forest produce or wild animal shall be confiscated according to the laws of Zanzibar; and
- b) Where the seized forest produce or wild animal is perishable, the Forest Administrator may order such forest produce or wild animal to be sold or disposed of as he sees fit.

16. Upon the recommendation of the Enforcement Officer, and if the Forest Administrator is satisfied that a person has committed an offence under these Regulations and if the person admits to committing an offence and agreed in writing may

Compounding offence

- (a) Compound the person by accepting the sum of money equal to the fine specified as penalty; together with all reasonable expenses the Government may have incurred in the seizure, storage, maintenance or removal of any forest produce or wild animal seized in connection with the offence;



(b) Forfeiture and or confiscate the forest produce or wild animal seized in connection with the offence.

17. The Forest Produce License Rules of 2001 is hereby repealed.

Repeal of Rules



Schedule 1: Importation

Made under Regulation 4 Application Form

THE FOREST RESOURCES MANAGEMENT AND CONSERVATION ACT NO. 10 OF 1996

A: APPLICANT INFORMATION

Full name of Importer: _____ Shipment type _____ Water/Air
/Ground _____
Vessel Name and Reg.
Postal address: _____ no. _____
E-Mail Address: _____ Date of shipment: _____
Company Name and Reg. No. _____
Phone: _____ ID/Passport Number _____
Date of Application: _____

B: INQUIRY DETAILS

Complete this section as accurate as possible.

CHECKLIST OF Forest produces or Wild animals Applied to be IMPORTED					
	Category	Tree/Animal Species Name (Common & Scientific)	Quantity (number and weight or volume of goods)	Value of the goods (USD/TSh)	State CITES Appendix (I, II, III)
<input type="checkbox"/>	bamboos,				
<input type="checkbox"/>	bark, branch wood:				
<input type="checkbox"/>	firewood, charcoal, poles				
<input type="checkbox"/>	fibers, fruits, galls ,gums,				
<input type="checkbox"/>	honey, latex, resin, rubber, sap				
<input type="checkbox"/>	leaves, litter,				
<input type="checkbox"/>	seed, seedlings, pollen grain				
<input type="checkbox"/>	slabs, timber, trees,				
<input type="checkbox"/>	wattles, wax				
<input type="checkbox"/>	Skin				
<input type="checkbox"/>	Tusk, hoofs				
<input type="checkbox"/>	Living animal				
<input type="checkbox"/>	soil and such other non-living				
<input type="checkbox"/>	round wood, logs				
<input type="checkbox"/>	Others Product (specify)				

NOTE– Attach all supporting documentation.



FOR OFFICIAL USE ONLY

Date received: _____

Name, designation and signature of officer: _____

Approved/Not Approved _____

Remarks:



**Schedule 2: Exportation, Re-exportation
Made under Regulation 6 and 7
Application Form**

THE FOREST RESOURCES MANAGEMENT AND CONSERVATION ACT NO. 10 OF 1996

A: APPLICANT INFORMATION

Full name of Importer: _____ Shipment type Water/Air /Ground _____
 Postal address: _____ Vessel Name and Reg. no. _____
 E-Mail Address: _____ Date of shipment: _____
 Company Name and Reg. _____
 Phone: _____ ID/Passport number _____
 Date of Application: _____

B: INQUIRY DETAILS

Complete this section as accurate as possible.

I, hereby declare that the information provided are true and accurate on best of my knowledge.

CHECKLIST of Forest produces or Wild animals Applied to be Exported/Re-exported				
	Types of Products	Tree/Animal Species Name (Common & Scientific)	Quantity (number and weight or volume of goods)	State CITES Appendix (I, II, III)
<input type="checkbox"/>	bamboos,			
<input type="checkbox"/>	bark, branch wood:			
<input type="checkbox"/>	firewood, charcoal, poles			
<input type="checkbox"/>	fibers, fruits, galls ,gums,			
<input type="checkbox"/>	honey, latex, resin, rubber, sap			
<input type="checkbox"/>	leaves, litter,			
<input type="checkbox"/>	seed, seedlings, pollen grain			
<input type="checkbox"/>	slabs, timber, trees,			
<input type="checkbox"/>	wattles, wax			
<input type="checkbox"/>	Skin			
<input type="checkbox"/>	Tusk, hoofs			
<input type="checkbox"/>	Living animal			
<input type="checkbox"/>	soil and such other non-living			
<input type="checkbox"/>	round wood, logs			
<input type="checkbox"/>	Other products (specify)			

NOTE– Attach all supporting documentation.



FOR OFFICIAL USE ONLY

Date received: _____

Name, designation and signature of officer: _____

Approved/Not Approved _____

Remarks:



SCHEDULE 3: IMPORTATION PERMIT

Made under Regulation 4

THE FOREST RESOURCES MANAGEMENT AND CONSERVATION ACT NO. 10 OF 1996

CONSIGNEE PARTICULARS	
Full Name:	
Address:	
Telephone number:	
Fax number:	
ID/Passport Number	
Company name and registration number	

CHECKLIST of Forest produces or Wild animals AUTHORISED to be IMPORTED

	Types of Product	Tree/Animal Species Name (Common & Scientific)	Quantity (number and weight or volume of packages)	State CITES Appendix (I, II, III)
<input type="checkbox"/>	bamboos,			
<input type="checkbox"/>	bark, branch wood:			
<input type="checkbox"/>	firewood, charcoal, poles			
<input type="checkbox"/>	fibers, fruits, galls ,gums,			
<input type="checkbox"/>	honey, latex, resin, rubber, sap			
<input type="checkbox"/>	leaves, litter,			
<input type="checkbox"/>	seed, seedlings, pollen grain			
<input type="checkbox"/>	slabs, timber, trees,			
<input type="checkbox"/>	wattles, wax			
<input type="checkbox"/>	Skin			
<input type="checkbox"/>	Tusk, hoofs			
<input type="checkbox"/>	Living animal			
<input type="checkbox"/>	soil and such other non-living			
<input type="checkbox"/>	round wood, logs			
<input type="checkbox"/>	Other products (specify)			



Date issued: -----

Name, designation and signature of officer:-----

Validity Date: -----

Fees paid (5% of value):-----



SCHEDULE 4: EXPORTATION and RE-EXPORTATION PERMIT

Made under Regulation 4

THE FOREST RESOURCES MANAGEMENT AND CONSERVATION ACT NO. 10 OF 1996

CONSIGNEE PARTICULARS

Full Name:	
Address:	
Telephone number:	
Fax number:	
ID/Passport Number	
Company name and registration number	

CHECKLIST of Forest produces or Wild animals AUTHORISED to be IMPORTED/EXPORTED/RE-EXPORTED (tick applicable one)

Types of Product	Tree/Animal Species Name (Common & Scientific)	Quantity(number and weight or volume of packages)	State CITES Appendix (I, II, III)
<input type="checkbox"/> bamboos,			
<input type="checkbox"/> bark, branch wood:			
<input type="checkbox"/> firewood, charcoal, poles			
<input type="checkbox"/> fibers, fruits, galls ,gums,			
<input type="checkbox"/> honey, latex, resin, rubber, sap			
<input type="checkbox"/> leaves, litter,			
<input type="checkbox"/> seed, seedlings, pollen grain			
<input type="checkbox"/> slabs, timber, trees,			
<input type="checkbox"/> wattles, wax			
<input type="checkbox"/> Skin			
<input type="checkbox"/> Tusk, hoofs			
<input type="checkbox"/> Living animal			
<input type="checkbox"/> soil and such other non-living			
<input type="checkbox"/> round wood, logs			
<input type="checkbox"/> Other products (specify)			



Date issued: -----

Name, designation and signature of officer:-----

Validity Date: -----

Fees paid (5% of value):-----



Schedule 5: Transit of Forest Produce and Wild Animals
Made under the regulation 7
Transit Application Form

Any person desiring to transit the forest produce and wild animals through Zanzibar official port of entry shall be required to declare by filling the transit declaration form and present to the Forest Administrator for scrutiny, having the following information:

S/N	Item	Description
1	Name and address of the Importer	
2	Name and address of the Exporter	
3	Port of origin	
4	Port of destination	
5	Vessel name and registration number	
6	Description of the goods (Name of species, nature of the goods, country of origin)	
7	Quantities of goods (number, tons etc)	
8	Date of shipment	

Declaration:

I, do hereby declare that, the information provided is valid true and accurate to the best of my knowledge

Date: _____ Signature: _____

Note:

This form should be attached with valid transit of the consignment documents



Schedule 6: Procedure for Transshipment of Forest Produce and Wild Animals

Made under the Regulation 8

Transshipment Application Form

Any person desiring to transship the forest produce and wild animals through Zanzibar official port of entry shall be required to declare by filling the transship declaration form and present to the Forest Administrator for scrutiny, having the following information:

S/N	Item	Description
1	Name and address of the Importer	
2	Name and address of the Exporter	
3	Port of origin	
4	Port of destination	
5	Vessel name and registration number	
6	Description of the goods (Name of species, nature of the goods, country of origin)	
7	Quantities of goods (number, tons etc)	
8	Vessel name and registration number of which the consignment is to be onward carried	
9	Date of shipment	

Declaration:

I, do hereby declare that, the information provided is valid true and accurate to the best of my knowledge

Date: _____ Signature: _____

Note:

This form should be attached with valid transshipment of the consignment documents

SIGNED IN ZANZIBAR on this 14 day of July, 2014

(SULEIMAN OTHMAN NYANGA)

*Minister of Agriculture and Natural Resources
Zanzibar.*