

GOVERNMENT OF ZAMBIA

STATUTORY INSTRUMENT NO. 35 OF 2021

**The Citizens Economic Empowerment Act, 2006**

(Act No. 9 of 2006)

**The Citizens Economic Empowerment (Transportation of  
Heavy and Bulk Commodities by Road) (Reservation)  
Regulations, 2021**

IN EXERCISE of the powers contained in section 21 of the Citizens Economic Empowerment Act, 2006, the following Regulations are made:

1. These Regulations may be cited as the Citizens Economic Empowerment (Transportation of Heavy and Bulk Commodities by Road) (Reservation) Regulations, 2021. Title
2. In these Regulations, unless the context otherwise requires— Interpretation
  - “Anti-Corruption Commission” means the Anti-Corruption Commission established under the Constitution; Cap. 1
  - “authorised officer” means—
    - (a) a police officer;
    - (b) an officer of customs;
    - (c) an immigration officer;
    - (d) an officer from the Drug Enforcement Commission;
    - (e) an officer from the Anti-Corruption Commission;
    - (f) an officer from the Road Transport and Safety Agency; or
    - (g) any person appointed as an authorised officer, in writing, by the Minister;
  - “commodity” means a heavy and bulky commodity set out in the Schedule;
  - “documentation” includes a consignment note, waybill or manifest;

Cap. 1	<p>“Drug Enforcement Commission” means the Drug Enforcement Commission established under the Constitution;</p> <p>“local road transporter” means a citizen empowered company, citizen owned company, citizen influenced company and a targeted citizen; and</p> <p>“Road Transport and Safety Agency” means the Road Transport and Safety Agency established under the Road Traffic Act, 2002.</p>
Act No. 11 of 2002	
Transportation of heavy and bulky commodity by road S.I. No. 7 of 2018	<p>3. (1) Subject to the Railways (Transportation of Heavy Goods) Regulations, 2018, a person who intends to transport a commodity by road shall give preference to a local road transporter in accordance with these Regulations.</p> <p>(2) These Regulations apply to—</p> <p>(a) a producer, manufacturer or user of a raw material of a commodity;</p> <p>(b) an oil supplier;</p> <p>(c) the following companies:</p> <p>(i) a logistics company;</p> <p>(ii) a clearing and forwarding company; and</p> <p>(iii) an oil marketing company; and</p> <p>(d) the transportation by road of a commodity to a person’s plant, industry or place of business.</p>
Export transportation	<p>4. A person who intends to export a commodity referred to in the Schedule, from the Republic to another country, shall ensure that at least fifty percent of the commodity is transported by a local road transporter.</p>
Domestic transportation	<p>5. A person who intends to transport a commodity referred to in the Schedule within the Republic shall ensure that the commodity is transported only by a local road transporter.</p>
Import transportation	<p>6. A person who intends to import a commodity referred to in the Schedule, into the Republic, shall ensure that at least fifty percent of the commodity is transported by a local road transporter.</p>
Proof of compliance	<p>7. An authorised officer may direct a transporter of a commodity to provide proof of compliance with these Regulations and that transporter shall provide documentation to an authorised officer as proof of compliance.</p>

8. (1) A person who contravenes these Regulations commits an offence and is liable, on conviction, to a fine not exceeding eight thousand penalty units or to imprisonment for a period not exceeding three years, or to both.

Offence

(2) Where an offence under these Regulations is committed by a body corporate or unincorporate body, with the knowledge, consent or connivance of the director, manager, shareholder or partner, that director, manager, shareholder or partner of the body corporate or unincorporate body commits an offence and is liable, on conviction, to the penalty or term of imprisonment specified under subregulation (1).

SCHEDULE  
(Regulations 5, 6 and 7)

PREFERENTIAL ROAD FREIGHT COMMODITIES

**A. EXPORT COMMODITY**

*Commodity*

Anode Cobalt  
Cement  
Clinker  
Concentrates  
Copper  
Cotton  
Fertilizer  
Lime  
Maize  
Maize Bran  
Manganese  
Mealie Meal  
Molasses  
Nickel  
Potato  
Silicone  
Soya Cake  
Steel  
Sugar  
Sulphuric Acid  
Tobacco  
Wheat  
Wood/Timber  
Zinc

**B. DOMESTIC TRANSPORTATION COMMODITY**

*Commodity*

Anode Cobalt  
Cement  
Clinker  
Concentrates  
Copper  
Cotton  
Coal  
Fertilizer  
Fuels-Local  
Lime

Maize  
Maize Bran  
Manganese  
Mealie Meal  
Molasses  
Nickel  
Potato  
Silicone  
Soya Cake  
Steel  
Sugar  
Sulphuric Acid  
Tobacco  
Wheat  
Wood/Timber  
Zinc

**C. IMPORT COMMODITY**

*Commodity*

Fertilizer  
Petroleum  
Maize

LUSAKA  
30th April, 2021  
[MTC/64/9/29]

EDGAR C. LUNGU,  
*President*

