

Tanzania

Fisheries Act

Fisheries (Inland Waters) Regulations, 1982

Government Notice 5 of 1982

Legislation as at 31 July 2002

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Fisheries (Inland Waters) Regulations, 1982

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Tanzania

Fisheries Act

Fisheries (Inland Waters) Regulations, 1982

Government Notice 5 of 1982

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[Note: This legislation has been thoroughly revised and consolidated under the supervision of the Attorney General's Office, in compliance with the Laws Revision Act No. 7 of 1994, the Revised Laws and Annual Revision Act (Chapter 356 (R.L.)), and the Interpretation of Laws and General Clauses Act No. 30 of 1972. This version is up-to-date as at 31st July 2002.]

[Section 7; G.N.s Nos. 5 of 1982; 189 of 1997; 624 of 1998]

1.

These Regulations may be cited as the Fisheries (Inland Waters) Regulations, and shall be read as one with the Fisheries (General) Regulations.

2.

¹In these Regulations, unless the context requires otherwise—

"**closed period**" in relation to major lakes and Lake Rukwa means the period between the 1st January and 30th June both inclusive and the Director may provide by writing a closed period for any of the minor waters;

"**fish breeding area**" means an area where fish prepare nests, lay eggs and care for them until they hatch and includes any area where fry and juveniles feed and grow and also includes the pathway for anadromous fish species;

"**katuli**" in relation to minor waters means splashing and disturbing water for the purpose of chasing fish in the direction of set gill-nets;

"**landing station**" means specified centres by a Fisheries Officer along the beach where fisherman dispose their catch;

"**major lakes**" includes Lake Victoria, Lake Tanganyika and Lake Nyasa;

"**mark buoy**" means any fixed object for the identification of boundaries of closed areas;

"**minor waters**" include lakes other than major lakes, rivers, natural swamps, dams and ponds;

"**open period**" in relation to major lakes and Lake Rukwa means the period between 1st of July and 31st December, both inclusive, and the Director may provide in writing for an open period for any of the minor waters;

"**river**" means a water courseway flowing into major lakes or minor waters;

"**river mouth**" means a point where a river empties its water into a major lake or minor water.

3.

²No person shall fish in the areas specified in the First Schedule to these Regulations during the closed period except—

- (a) by using handlines with hooks of size 8, 9, 10 or 11, or scoopnets in the rivers;
- (b) in the case of dagaa fishery in lakes and for the use of gears and nets of mesh size of not less than 5 inches (127mm) but without using a fishing vessel.

4.

No person shall use nets and gears with mesh-sizes of less than 2½ inches (64mm) for the purpose of fishing in the rivers and river mouth areas and bays specified in the Schedule to these Regulations during open period.

5.

No person shall use "katuli" for the purpose of fishing.

6.

- (1) ³No person shall use nets and gears of mesh-sizes of less than 5 inches (127mm) for the purpose of fishing in minor waters specified in the Second Schedule to these Regulations.
- (2) No person shall use nets and gears of mesh-sizes of less than 2½ inches (64mm) for the purpose of fishing in any minor waters other than minor waters specified in the Second Schedule to these Regulations.

7.

No person shall land his catch in areas other than landing stations.

8.

⁴No person shall touch, remove, destroy or in any way tamper with a mark-bouy put to demarcate a fish breeding area.

9.

- (1) ⁵Any person who contravenes any of the provisions of these Regulations, commits an offence and upon conviction shall be liable—
 - (a) in the case of a first offence, to a fine of not less than three hundred thousand shillings or to a term of imprisonment of not less than three years or to both that fine and imprisonment; and

2

G.N. No. 624 of 1998

3

G.N. No. 624 of 1998

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G.N. No. 624 of 1998

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- (b) in the case of a second or subsequent offence, to a fine of not less than five hundred thousand shillings or to a term of imprisonment of not less than five years or to both that fine and imprisonment.
- (2) Where the Court convicts any person of an offence committed in contravention of these Regulations, that Court shall order the vessel and fishing gear to be forfeited to the Government.

First Schedule

A – Lake Victoria

1. River Kagera.
2. Duwafu Bay.
3. Mwiga Bay.
4. Ruiga Bay.
5. Chato Bay.
6. Bukome Bay.
7. Butundwe Bay.
8. Nugwe Bay.
9. Njera Bay.
10. Luchiri Bay.
11. Smith Sound.
12. Stuhlmann Sound.
13. Magu Bay.
14. Area between River Nyatwari and Tairo.
15. Barman Gulf.
16. Majita Bay.
17. Suguti Bay.
18. Mgango Bay.
19. Mara Bay.
20. Mugabia Bay.
21. Mori Bay.
22. Ifuma Bay.
23. Bujura Bay.
24. Muhoro Bay.

B – Lake Nyasa

1. Ruhuhu - 800m on each side of the River mouth and 1,000m towards the Lake.
2. Lung'umba - 200m on each side of the river, and 400m towards the Lake.
3. Liweta - 200m on each side of the river, and 400m towards the Lake.
4. Ngano - 100m on each side of the river and 200m towards the Lake.
5. Mnyamani - 300m on each side of the river and 400m towards the Lake.
6. Chipindi - 200m on each side of the river and 400m towards the Lake.
7. Ndumbi - 200m on each side of the river, and 400m towards the Lake.
8. Yola - 200m on each side of the river and 400m towards the Lake.
9. Yungu - 200m on each side of the river, and 400m towards the Lake.
10. Bwawa - 300m on each side of the river, and 500m towards the Lake.
11. Lwika - 300m on each side of the river, and 500m towards the Lake.
12. Mtandachi - 100m on each side of the river, and 200m towards the Lake.
13. Ruhekoi - 400m on each side of the river, and 600m towards the Lake.
14. Mtimbe - 50m on each side of the river, and 100m towards the Lake.
15. Chimati - 100m on each side of the river, and 500m towards the Lake.
16. Chiwindi - 200m on each side of the river, and 400m towards the Lake.
17. Mnyanga - 200m on each side of the river, and 400m towards the Lake.
18. Nyamashela - 200m on each side of the river, and 400m towards the Lake.
19. Mchuchuma - 100m on each side of the river, and 200m towards the Lake.
20. Ukenju - 50m on each side of the river, and 100m towards the Lake.
21. Lukuyusi - 50m on each side of the river, and 100m towards the Lake.
22. Rika - 50m on each side of the river, and 100m towards the Lake.
23. Lwawaje - 50m on each side of the river, and 100m towards the Lake.
24. Kwakwawa - 50m on each side of the river, and 100m towards the Lake.
25. Piligogo - 50m on each side of the river, and 100m towards the Lake.
26. Ngasi - 50m on each side of the river, and 100m towards the Lake.
27. Lifwito - 50m on each side of the river, and 100m towards the Lake.
28. Kilondo - 100m on each side of the river, and 200m towards the Lake.
29. Lumbila - 100m on each side of the river, and 200m towards the Lake.
30. Nguina - 50m on each side of the river, and 100m towards the Lake.
31. Songwe - 300m on each side of the river, and 500m towards the Lake.
32. Msosi - 50m on each side of the river, and 100m towards the Lake.
33. Kiwira - 300m on each side of the river, and 500m towards the Lake.

34. Mbasi - 100m on each side of the river, and 200m towards the Lake.
35. Mbaka - 200m on each side of the river, and 400m towards the Lake.
36. Rufilye - 200m on each side of the river, and 400m towards the Lake.

C. Lake Rukwa

For each of the Rivers below, controlled areas shall be 200 metres on each side of the river mouth and 500 metres towards the Lake:

1.	Chafundika.	9.	Muze.
2.	Itumba.	10.	Nyamba.
3.	Izimba.	11.	Nyombe.
4.	Kavuu.	12.	Rungwa.
5.	Kikamba.	13.	Songwe.
6.	Lwika.	14.	Udinda.
7.	Momba.	15.	Uku.
8.	Mtowisa.	16.	Uzia.

Second Schedule

Specified minor waters

1.	Babati.	5.	Nguruka.
2.	Kitangiri.	6.	Nyumba ya Mungu.
3.	Basuto.	7.	Rukwa.
4.	Jipe.	8.	Miera Dam.