

- (b) in any other case, to a level six (6) fine or imprisonment for a period not less than two (2) year or both such fine and such imprisonment.”;
- (b) in subsection (3) by the repeal of paragraphs (i) and (ii) and the substitution of the following—
 - (i) where has been wilfully caused, to a level ten (10) fine or to imprisonment for a period not less than five (5) years or to both such fine and such imprisonment;
 - (ii) in any other case, to a level six (6) fine or to imprisonment for a not less than two (2) year or both such fine and such imprisonment any other case, to a fine not less than level four or to imprisonment for a period not less than six months or to both such fine and such imprisonment.”;
- (c) by the insertion of a new subsection after subsection (3) as follows—

“(4) The Court shall take into account such aggravating factors as loss of human life, livestock, wildlife, trees/forest and other property.”.

22 Amendment of section 81 of Cap. 19:05

Section 81 (“Offences relating to smoking or negligent use of matches”) of the principal Act is amended by the deletion of the words “not exceeding level four or to imprisonment for a period not exceeding three months” and the substitution of “of not less than level seven (7) or to imprisonment for a period of not less than three months.”.

23 Amendment of section 86 of Cap. 19:05

Section 86 (“Special powers of various officers”) of the principal Act is amended in subsection (2), by the insertion after “police officers” of “including but not limited to, powers of arrest, search, issuance of fining tickets and seizure of any item used in the commission of a offence under this Act.

24 Amendment of section 89 of Cap. 19:05

Section 89 (“Powers of Minister”) of the principal Act is amended by the insertion of a of the following after subsection (2a)—

“(2b) In making regulations under subsection (1) and where the matter concerns the management and control of veld fires, the Minister may consult Ministers responsible for agriculture, local government, transport, energy, women affairs, mines or any other relevant Ministry as the Minister may determine from time to time:

Provided that in all matters which have a bearing on the management and control of veld fires and involves the application of any other law, this Act shall take precedence.”.

25 Amendment of Second Schedule to Cap. 19:05

The Second Schedule (“Powers of Commission”) of the principal Act is amended by the insertion of the following paragraph after paragraph 24—

“24A On behalf of the State, to institute and maintain proceedings in any Court or tribunal for the recovery of revenues, and to take such other steps as may be necessary to recover revenues.”.