



ZIMBABWEAN

GOVERNMENT GAZETTE

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General Notice 377 of 2020.

MUNICIPALITY OF KARIBA

Tender Cancellation Notice

IT is hereby notified that Tender Number MOK/11/2019 for the supply and delivery of brand new motor vehicles has been cancelled in accordance with section 55(2) of the Procurement and Disposal of Public Assets Act [Chapter 22:23]:

Tender number

MOK/11/2019. Supply and delivery of brand new motor vehicles:

- 05 x Toyota Hilux twin Cab.
- 01 x 16 seater minibus.
- 02 x Single Cab.
- 01 x Ambulance.

21-2-2020.

R. KAMHOTI,
Town Clerk

General Notice 378 of 2020.

PEOPLE'S OWN SAVINGS BANK OF ZIMBABWE (POSB)

Notification of Contracts Awards

IN terms of section 68 of the Public Procurement and Disposals of Public Assets Act [Chapter 22:23], the People's Own Savings Bank of Zimbabwe hereby publishes the list of tender awards:

Tender number

POSB.01/2019. Provision for cleaning services:

Winning Bidders:

1. Nyekile Once Penny Half Penny (Private) Limited.
Amount: ZWL\$12 099,41.
2. Double Action Cleaners (Private) Limited. Amount in
ZWL: 7 680,00.

POSB.02/2019. Supply and delivery of laptops. Winning bidder: Frolgate Technologies (Private) Limited. Amount: USD\$38 849,76.

POSB.04/2019. Provision for insurance advisory services. Winning bidder: Minerva Insurance Brokers (Private) Limited. Amount: ZWL\$226 991,00.

POSB.05/2019. Development and management of POSB Website. Winning bidder: Shirishanu (Private) Limited. Amount: ZWL\$81 079,00.

POSB.06/2019. Customer satisfaction and brand survey for POSB. Winning bidder: University of Zimbabwe (Private) Limited. Amount: ZWL\$438 633,00.

POSB.20/2019. Purchase of 34 laptops. Winning bidder: Frolgate Technologies (Private) Limited. Amount: ZW\$512 892,72.

General Notice 379 of 2020.

PEOPLE'S OWN SAVINGS BANK OF ZIMBABWE (POSB)

Invitation to Domestic Competitive Bidding

TENDERS are invited from reputable service providers registered with the Procurement Regulatory Authority of Zimbabwe (PRAZ) for the provision of the following:

Tender number

POSB.08/2020. Provision of Property and Assets Valuations. Tender closing date and time: 19th March, 2020, at 1000 hours.

Tender documents are obtainable from the POSB Procurement Management Unit, Fifteenth Floor, North Wing, Causeway Building, Harare, upon payment of a non-refundable fee of RTGS\$200,00, per hard copy of the tender document. Payment for the documents will be effected from the Finance Department located in the Fourth Floor, North Wing, Causeway Building, Harare. Soft copies of each tender document will be provided free of charge against written request made on company's letter head.

Three (3) sets of bids, with the original clearly marked, must be properly bound and enclosed in sealed envelopes and endorsed on the outside with the respective tender number, the description of the tender and closing date. Bids must be delivered to the Procurement Management Unit located in the North Wing, Fifteenth Floor, Causeway Building, corner Third Street/Central Avenue, Harare, before 1000 hours on the closing date. The bids will be deposited in the tender box in the presence of the service providers' representatives. Bids will be opened in the presence of bidders' representatives immediately after closure of tender at 1000 hours.

Late tenders will not be accepted.

General Notice 380 of 2020.

PEOPLE'S OWN SAVINGS BANK OF ZIMBABWE (POSB)

Request for Expressions of Interest for the Provision of Stock Broking and Equities Advisory Services (Firms Selection)

Tender number

E.O.I-02/2020. Provision of stock broking and equities advisory.

The People's Own Savings Bank wishes to engage consulting firms or Stock Brokers with valid membership with the Zimbabwe Stock Exchange in relation to the provision of stock broking and equities advisory services for a period of one year with an option for renewal. The Consulting firm or

Stock Broker will be responsible for assisting in facilitating the trading (buying and selling) of listed shares as and when required.

The People's Own Savings Bank now invites eligible consulting firms ("Stock Brokers") to indicate their interest in providing the services. Interested Stock Brokers should provide information demonstrating that they have the required qualifications and relevant experience to perform the services. The short-listing criteria are:

1. The Consultancy firm or Stock Broker must be registered with the Procurement Regulatory Authority of Zimbabwe (PRAZ) in terms of section 4 of the Public Procurement and Disposal of Public Assets Act Regulations, 2018 (Statutory Instrument 5 of 2018).
2. Key Professional staff qualifications and competencies for the team leader and any other Stock brokers who will be assigned to carry out the tasks and responsibilities on a large scale.
3. Track record and demonstrable experience of the Stock Broker or firm in conducting similar assignments of the same scope. A minimum of 4 (four) reference letters from traceable organisations of which at least two (2) should be from banks or financial institutions must be submitted.
4. Valid proof of membership with the Zimbabwe Stock Exchange.
5. Valid copy of your stock broking licence certificate issued by the Securities Exchange Commission.

The following documents should be submitted in support of the information provided: detailed company profile, Certificate of Incorporation and CR 14, Stock broking licences issued by the Securities Exchange Commission, proof of registration with PRAZ, valid Tax Clearance (ITF 263) valid clearance certificate from NSSA, registration documents and trade reference letters.

Short-listed Stock Brokers will be invited to submit detailed technical and financial proposals, as described in Part 1 of the Request for Proposals Procedures in the Standard Request for Proposals for the Selection of Consultancy Services.

A Stock Broker will be selected in accordance with the procedures specified in Part VIII of the Public Procurement and Disposal of Public Assets Act [Chapter 22:23], and Part VI of the Public Procurement and Disposal of Public Assets (General) Regulations, 2018 (Statutory Instrument 5 of 2018). Short-listed Stock Brokers will be invited to submit their proposals on a separate document based on the Standard Request for Proposals for the Selection of Consultancy Services and the Stock Broker submitting the successful proposal will be engaged on the contractual terms set out in that document and in the General Conditions of Contract for Consultancy Services. Copies of the Act and Regulations and the standard documentation are available on the website of the Procurement Regulatory Authority of Zimbabwe.

This opportunity is open to all Stock Brokers who meet the criteria for eligibility as stated in section 28 of the Act and who have the nationality of an eligible country as defined in Clause 1.10 of the General Conditions of Contract for Consultancy Services. The Stock Broking firms and its stock brokers must provide personnel who are citizens of eligible countries.

Participation in this bidding procedure is restricted to Zimbabwean bidders and bidders must accompany their bidding documents with CR14 certificates as proof of Nationality.

The method of selection will be Quality and Cost Based Selection.

Late applications shall not be considered and no liability shall be accepted for loss or late delivery. People's Own Savings Bank shall not be responsible for any costs or expenses incurred by firms in connection with preparation or delivery of the application.

Interested stock broking firms may obtain further information at the address below during office hours 0800 hours to 1630 hours. Proposals (Original+two copies) must be in English, enclosed in sealed envelope, clearly marked "Expression

of Interest for provision of stock broking and equities advisory services", must be delivered to the below address by 13th March, 2020, at 1000 hours.

The Request for Proposal shall be issued to only 6 (six) shortlisted Consultants or Consulting firms.

The Head of Procurement Management Unit,
Procurement Management Unit,
People's Own Savings Bank,
Fifteenth Floor, Causeway Building,
corner Third Street and Central Avenue,

Tel: +263 242 793831-7
E-mail: procurement@posb.co.zw
Website: www.posb.co.zw

General Notice 381 of 2020.

MASVINGO RURAL DISTRICT COUNCIL

Invitation to Competitive Bidding

Tender number

MRDC.001/2020:

LOT 1: Construction material to completion 2 x 2 classroom blocks and administration block for Chirichoga Primary School:

- Building materials
- Plumbing materials
- Carpentry materials
- Electrical materials

Goods to be delivered at Nemamwa Growth Point Stand 404.

LOT 2:

Rerouting of 770, metres of 11 kVA Electricity Power line Design and construct.

LOT 3:

Inviting for Public-Private Partnership for servicing of 17.3556 hectares for Nemamwa Medium Density Suburbs. The private partner should have capacity/funds to service the stands and costs will be recovered from the share of stands allocated.

LOT 3:

Drilling and equipping with solar system four boreholes with pumping main to elevated tank including supply of the same. It is design and construct therefore supplier will be responsible for dry holes.

LOT 4:

Contractor to build complete 2 x 2 classroom blocks and 1 administration block up to hand over for Chirichoga Primary School.

Payment will be done for completed stages only, when the Council is satisfied.

The bidding documents are available upon payment of a non-refundable fee of \$150,00, at Masvingo Rural District Council, Nemamwa Office, Stand 404, from Monday to Friday between 0730 hours to 1630 hours. Bids sealed and endorsed with bid number and description on the outside must be hand delivered on or before the 28th February, 2020, at 1000 hours in the CEO's office. Bidders or their representatives are free to witness the opening of bids which will take place at the mentioned address.

NB: It is permissible for bidder to bid for all lots as long as the bidder is register for that category with PRAZ. Council does not bind itself to accept the lowest or any bidder and reserves the right to accept the whole or part of any bid.

General Notice 382 of 2020.

MASVINGO RURAL DISTRICT COUNCIL

Registration of Supplier Standing List for the Year 2020

MASVINGO Rural District Council is inviting current and prospective suppliers of goods and services for consideration and subsequent entry on the council 2020, supplier standing list as listed below:

Goods

1. Stationery.
2. Office furniture and equipment.
3. Computer accessories and consumables.
4. Fuel and lubricants.
5. Groceries.
6. Protective clothing supplies.
7. Cellphones.
8. Motor spares, tyres and batteries.
9. Motorbikes.
10. Survey equipment.
11. Borehole parts and equipment.
12. Cleaning material.
13. Water and sewer reticulation pipes.
14. Workshop tools and equipment.
15. Firefighting equipment.
- 16 Electrical product.

Services

1. Electrical repairs and maintenance.
2. Motor vehicle servicing and repairs.
3. Transport hiring services.
4. Computer equipment servicing and software upgrading.
5. Motor bike and generator servicing.
6. Road equipment servicing.
7. Building construction, repair and maintenance.

Requirement

1. Company profile (include physical address, contact details, emails address etc.).
2. Products and services list.
3. Banking details .
4. Proof of PRAZ registration.
5. Current Tax clearance certificate.
6. Certified copies of CR14, CR6 and CR2.
7. At least three traceable trade references.

The copies should be submitted in sealed envelope on or before 28th February, 2020, at 1000 hours clearly marked "Supplier Registration 2020". Please note that this is only a supplier prequalification process and does not constitute an offer to do business.

General Notice 383 of 2020.

MINERALS MARKETING CORPORATION OF ZIMBABWE
(MMCZ)

Invitation to Competitive Bidding

INTERESTED and qualified companies are invited to bid on the below listed tenders. Tenders must be enclosed in sealed envelopes and endorsed on the outside with the advertised tender number, the tender description and tender closing date. Tenders must be received at MMCZ on or before the closing date or delivered by hand to the tender box to the attention of The Procurement Management Unit, Minerals Marketing Corporation of Zimbabwe, 90, Mutare Road, Msasa, Harare, Zimbabwe, on or before 1000 hours on the closing date:

Tender number

MMCZ.DOM. 02/2020. Supply and delivery of corporate wear.
Closing date: 19th March, 2020.

MMCZ.DOM. 03/2020. Supply and delivery of laptops. Closing date: 19th March, 2020.

MMCZ.EOI.01/2020. Expression of interest: Project management consultant for design and implementation of an ERP system.
Closing date: 12th March, 2020.

Tender documents are obtainable at a non-refundable fee of ZWL\$150,00, from the Accounts Department at MMCZ Building, 90, Mutare Road, Msasa, Harare. The amount is payable at MMCZ Offices or to be deposited into the following account number.

Name: MMCZ
Bank Name: Zb Bank
Branch: First Street
Account Number: 4158-106078-204

Tenders which are not received by 1000 hours on the closing date, whether by hand or by post will be treated as late tenders and will be rejected. Tenderers are free to witness the opening of bids on the closing date and time.

General Notice 384 of 2020.

BUBI RURAL DISTRICT COUNCIL

Invitation to Tender

BUBI Rural District Council is inviting registered and reputable contractors for:

Tender number

BRDC/W. 001/20. Road reconstruction, surfacing and construction of drains

BRDC/W. 002/20. Clinic construction.

Specifications

Interested bidders are required to submit their tenders in sealed envelopes clearly labelled:

1. Road reconstruction, surfacing and construction of drains-(BRDC/W.001/20).

2. Clinic construction—(BRDC/W.002/20).

Tender documents are available at Bubi Rural District Council offices at the address provided below and will be issued upon payment of a \$200,00, non-refundable fee. Tenders must be submitted in a sealed envelope clearly marked tender number (as indicated above) either physically to the Council's reception or posted in time to be sorted and delivered at the address below on or before 1000 a.m. Friday, 6th March, 2020. Bids will be opened in the Council Boardroom thereafter and bidders are free to attend and witness the opening of tenders. A compulsory briefing and site visit will be carried out on Friday, 28th February, 2020, starting at Bubi Rural District Council offices at 1000 hours.

NB:

- Interested companies for BRDC/W.001/20 should be registered with the Engineering Council of Zimbabwe (ECZ) and Zimbabwe Institute of Engineers (ZIE).
- Interested companies for BRDC/W.002/20 should be registered with Zimbabwe Building Construction Association and Public Works and National Housing.
- Bidders are to fully comply with section 72(a) of the Public Procurement and Disposal of Public Assets Act.
- Bubi Rural District Council does not bind itself to accept the lowest or any bidder and reserves the right to accept the whole or part of any tender and to cancel the tender.

The sealed envelopes with completed tenders to be addressed as follows:

The Chief Executive Officer,
Attention: Mr. Washington Lunga,
Bubi Rural District Council,
PO. Box 5, Turkmine.
Telephone 0782 312 327

General Notice 385 of 2020.

RUSAPE TOWN COUNCIL

Invitation to Tender (Domestic Competitive Bidding)

TENDERS are invited for the supply and delivery of goods and services listed hereunder:

Tender number

RTC-ENG-03-2020. Supply and delivery of water reticulation material for Magamba Extension water project. Closing date: 2nd March, 2020.

Tender documents can be obtained at the reception, Civic Centre Offices, No. 398, Manda Avenue, Rusape, during office hours 0830 hours to 1630 hours as from Monday, 24th February, 2020.

- Complete bids in sealed envelopes clearly marked with the tender number and description as indicated in the table above must be deposited in the respective tender box at the reception, Civic Centre Offices, No. 398, Manda Avenue, Rusape, on or before 1000 hours of 2nd March, 2020.

A non-refundable deposit of RTGS\$150,00, is payable upon collection of bid documents for each tender.

No faxed, e-mailed or late tenders will be considered. The Council is not obliged to accept the lowest bid, or any bid.

Queries relating to these documents may be addressed to:

The Town Secretary, Rusape Town Council, No. 398, Manda Avenue, PO. Box 17, Rusape. Tel: 0225-2051952

Email: rusapetowncouncil@gmail.com or rusapetown@yahoo.com

TOWN SECRETARY.

General Notice 386 of 2020.

THE NATIONAL HANDLING SERVICES (NHS)

Notices of Tenders Awarded During the Year 2019

Tender number

- NHS ICB.01/2019. Supply and delivery of 2 x Staff buses. Bidder: Croco Motors. Amount: USD324,000,00.
- NHS ICB.01/2019. Supply and delivery of 1 x minibus. Bidder: Massbreed Investments, trading as FAW Zimbabwe. Amount: USD80,000,00.
- NHS DE.02/2019. Supply, delivery, installation and commission of audit software data analytics. Bidder: Hodley Investments, trading as Activedge. Amount: ZWD280,226,25.
- NHS RFP01/2019. Provision of customer training services. Bidder: Imagexchange Grooming Chambers. Amount: ZWD576,000,00.
- NHS NCB.02/2019. Supply and delivery of 2 x 3,5 tonne forklift. Bidder: Yatakala, trading as Viking Hardware Distributors. Amount: ZWD2,444,97,50.
- NHSZIM/LTD/02/10/17. Supply and delivery of 4 x motorised passenger steps. Bidder: Mallaghan Engineering. Amount: £ 676,127,00.
- NHS ICB.03 2019. Supply and delivery of container and pallet dollies. Bidder: Tianjin camel Aerotech co. limited. Amount: USD294,970,00.
- NHS NCB.04/2019. Supply and delivery of laptops, desktop computers and heavy-duty printers. Bidder: Teezik Investment. Amount: USD68,551,50.
- NHS NCB.04/2019. Supply and delivery of laptops, desktop computers and heavy-duty printers. Bidder: Aquiva Telecommunications. Amount: USD 7,935,00.
- NHS NCB.06/2019. Supply and delivery of color printers x 6; Dot matrix printers x 10. Bidder: Westville Investment, trading as Omni Africa. Amount: ZWD447,987,88.
- NHS ICB.08/2019. Supply and delivery of protective clothing. Bidder: Makjones Investments. Amount: USD13,712,60.
- NHS NCB.09/2019. Supply and delivery of tractors x 4. Bidder: Sino Truck Zimbabwe. Amount: ZWD1,331,810,75.

General Notice 387 of 2020.

THE NATIONAL HANDLING SERVICES (NHS)

Invitation to Competitive Bidding

THE National Handling Services (NHS) invites prospective suppliers to participate in the following tenders:

Tender number

- NHS ICB.01/2020. International tenders. Hiring of vehicles for NHS. Closing date and time: 22nd April, 2020, at 1000 hours. Tender documents are obtainable from National Handling Services Head Office (NHS), First Floor, Domestic Terminal, Robert Gabriel Mugabe International Airport, upon payment of a non-refundable fee of RTGS180,00.

Bidders must submit three (3) of bids in a sealed envelope and endorsed on the outside with the advertised tender number, description and closing date. Bids must be delivered and deposited in a tender box situated at the reception area: National Handling Services Head Office (NHS), First Floor, Domestic Terminal, Robert Gabriel Mugabe International Airport.

Tenders which are not received by the closing date and time whether by post or hand will be treated as late tenders and will be rejected. Tenders are free to witness the opening of bids on the closing date.

General Notice 388 of 2020.

KUSILE RURAL DISTRICT COUNCIL

Invitation to Tender

TENDERS are invited from reputable PRAZ registered suppliers of goods and services for the provision of the following:

Tender number

- KRDC/01a/2020. Domestic tender. Closing date: 28th February, 2020. Supply of computer networking services. Compulsory site visit: YES — 26th February, 2020, at 1000 hours.
- KRDC/01b/2020. Domestic tender. Closing date: 28th February, 2020. Supply and installation of computer software and subsequent training. Compulsory site visit: YES—26th February, 2020, at 1000 hours.
- KRDC/01c/2020. Domestic tender. Closing date: 28th February, 2020. Supply of eleven (11) laptops and six (6) desktops and a wireless photocopier.

Tender documents are obtainable from Kusile Rural District Council, upon payment of a non-refundable deposit fee of RTGS\$200,00, per hard copy of the tender document. Soft copies of each tender document will be provided free of charge against written request made on the requesting company's letterhead.

Two sets of bids, with the original clearly marked, must be properly bound and enclosed in sealed envelopes and endorsed on the outside with the respective tender number, the description of the tender and closing date. Bids must be deposited in the tender box before 1000 hours on the closing date, 28th February, 2020, situated at the reception which is located at Stand No. 250, PO. Box 21, Lupane. Bids will be opened in the presence of willing bidders' representatives immediately after closure of tender at 1000 hours. After conclusion of the tender opening meeting suppliers will be shown the offices with computers that need to be networked. Late tenders will not be accepted.

Further information can be obtained from:

The Chief Executive Officer,
Kusile Rural District Council,
P.O. Box 21, Lupane.
Email: kusileruraldistrictcouncil@gmail.com
Tel.: +263 81 285 6494/5/8
Mobile: +263 77 400 7829 / 71 774 3220 / 77 387 0877.

General Notice 389 of 2020.

MINISTRY OF LOCAL GOVERNMENT AND PUBLIC WORKS

Tenders Invited

TENDERS are invited from bidders registered with:

- The Procurement Regulatory Authority of Zimbabwe;
- The Ministry of Local Government and Public Works; and
- Valid tax clearance certificate.

For the supply of reinforcement steel bars and deliver to site at Mutoko Composite Office Block in Mutoko as per bending schedule. Tenders must be submitted in sealed envelopes and endorsed on the outside with the advertised tender number, the description and delivered by hand to The Provincial Public Works Director's office,

Ministry of Local Government and Public Works, Mashonaland East Province, 212, Birmingham Road, Marondera Procurement Officer, on or before the closing date.

Tender number

PWMASH EAST.002/2020. Mutoko. Supply of reinforcement steel bars and deliver to site. Department: Public Works and National Housing.

Project: Mutoko Composite Office Block.

Collection fee: RTGS \$100,00, per tender document.

Closing date: 3rd March, 2020.

Closing time: 1000 hours.

General Notice 390 of 2020.

ZIMBABWE ASSET MANAGEMENT CORPORATION
(PRIVATE) LIMITED (ZAMCO)

Invitation to Domestic Competitive Bidding

ZIMBABWE Asset Management Corporation (Private) Limited is inviting bids from reputable bidders registered with the Procurement Regulatory Authority of Zimbabwe for the following requirement:

Tender number

ZAMCO/DOM/02/2020. Construction of Civil Infrastructure for the proposed development of stands 897-1089 in Sunninghill North Township, Bulawayo. Compulsory prebid meeting: 28th February, 2020, at 1000 hours in Sunninghill Township, Bulawayo. Closing date: 6th March, 2020.

Three hard copies of each tender must be enclosed in sealed envelopes, addressed to Head Finance and Administration and endorsed on the outside with the advertised tender number, the description, closing date and must be deposited in a tender box at:

Zimbabwe Asset Management Corporation (Private) Limited,
Fifth Floor, Hardwicke House,
72-74, Samora Machel Avenue,
Harare,

before 1000 hours on the closing date.

Documents for the tender are obtainable upon production of proof of payment of a tender fee of ZWL\$250,00, from the above given address.

General Notice 391 of 2020.

HOMELINK (PRIVATE) LIMITED

Invitation to Domestic Competitive Bidding

HOMELINK (Private) Limited invites proposals from reputable bidders registered with the Procurement Regulatory Authority of Zimbabwe to participate in the following request:

Tender number

HL/COMP/01/2020. Supply of winpro 10 single upgrade open licence programme no level. Closing date: 19th March, 2020.

HL/COMP/02/2020. Request for proposals provision of legal services for HomeLink Group. Closing date: 19th March, 2020.

HL/COMP/03/2020. Supply and delivery of Ipads. Closing date: 19th March, 2020.

NB: Only suppliers registered with PRAZ under relevant categories will be considered.

Bid documents are obtainable from HomeLink (Private) Limited, Fourth Floor, Hardwicke House, 72-74, Samora Machel Avenue, Harare, upon payment of a non-refundable fee of RTGS\$150,00. Proposals must be enclosed in sealed envelopes and endorsed on the outside with the advertised tender number, the description and the closing date. Your submission should reach HomeLink (Private) Limited, Procurement Management Unit, Fourth Floor, Hardwicke House, 72-74, Samora Machel Avenue, Harare, before 1000 hours on the specified closing date.

General Notice 392 of 2020.

ZVIMBA RURAL DISTRICT COUNCIL

Invitation to Competitive Bidding (Domestic)

ZVIMBA Rural District Council invites prospective suppliers to participate in the following:

Tender number

D/ZRDC/ADMN/2/2020. Labour for construction of classrooms and administration blocks and staff house. Closing date: 6th March, 2020, at 1000 hours.

Compulsory site visit for all sites to be held on the 26th and 27th of February, 2020.

Interested eligible bidders may obtain further information from The Chief Executive Officer, Zvimba Rural District Council Private Bag 2001, Murombedzi, Telephone +263-8677007012 or 0777 777 082.

A complete set of bidding documents may be purchased at Murombedzi Head Office/Harare Show Grounds Offices by interested bidders upon payment of a non-refundable fee of RTGS100,00. Bidding documents will be made available to interested bidders as from Monday, 24th February, 2020.

Bids must be enclosed in a sealed envelope and clearly marked on the outside with the advertised tender number, description and closing date. Bids must be delivered and deposited in a tender box situated at Murombedzi Council Offices on or before the closing date above. Addressed to: The Chief Executive, Zvimba Rural District Council, Private Bag 2001, Murombedzi.

NB: Bidders are free to attend the tender opening process to be held on the same date and time as the closing date. Late submissions will be rejected and no liability shall be accepted for loss or late delivery.

General Notice 393 of 2020.

BINDURA MUNICIPALITY

Invitation to Domestic Competitive Bidding

BINDURA Municipality is inviting interested and qualified bidders to participate in the following tender:

Tender number

BM DW. 01/20. Supply, delivery and installation plumbing materials. Site visit: 26th February, 2020, at 0900 hours (local time). Closing date and time: 2nd March, 2020, at 0900 hours (local time).

Bidding documents will be obtained as from the 24th of February, 2020, from the Procurement Management Unit (PMU) Office, 565, Thurlows Avenue, Bindura, upon payment of a non-refundable fee of \$250,00 (two hundred and fifty dollars ZWL) per bid document. Bidders will be issued with a receipt of payment for the bidding document.

Tenderers who wish to participate in the above tender must submit bids which are bound, enclosed in sealed envelopes and endorsed on the outside with the tender number, tender description, closing date and time. The bids must be addressed to:

The Town Clerk,
Bindura Municipality,
565, Thurlows Avenue,
Bindura,
Zimbabwe.

Note: —

(a) Bids received after 0900 hours on the closing date will be treated as late bids and will be rejected.

(b) The opening of bids shall be conducted in public on the closing date and bidders are free to witness the opening of bids.

General Notice 394 of 2020.

MINISTRY OF LANDS, AGRICULTURE, WATER AND
RURAL RESETTLEMENT

Invitation to Domestic Competitive Bids

Tender number

MLAWRR/IRRIG/CB/02/2020. Turnkey supply, delivery and installation of irrigation equipment and related ancillary structures in all provinces around Zimbabwe. Site visit: TBA. Closing date: 3rd March, 2020.

Interested bidders can obtain bid documents that consists the instructions and procurement requirements from Office 32A, Accounts Section, at the Ministry of Lands, Agriculture, Water and Rural Resettlement, Ngungunyana Building, 1, Borrowdale Road, Harare, upon payment of a non-refundable fee of RTGSS\$20,00.

Your submission should reach the Ministry of Lands, Agriculture, Water and Rural Resettlement not later than the closing time and date. Late submissions either by post or hand delivery will not be accepted.

General Notice 395 of 2020.

HWANGE RURAL DISTRICT COUNCIL

Invitation to Hwange Rural District Council's Suppliers
Standing List for Year 2020

HWANGE Rural District Council is inviting suppliers who wish to be included on our suppliers standing list upon payment of a non-refundable fee of RTGSS\$200,00.

Application must include the following—

- Proof of registration with PRAZ.
- VAT Registration Certificate.
- List of products to be supplied and categories.
- Price list validity.
- Suppliers with multiple products to be serviced should submit documentation for each product or services.
- Company profile indicating qualifications and experience with physical address.
- Certified copies certificate of incorporation, CR14, CR6 current tax clearance certificate ITF263.
- Company Bank details.
- Proof of payment of the non-refundable RTGSS\$200,00.

The following list of categories are being considered by Council:

1. Motor vehicles, plant and equipment
 - Servicing and repairs of motor vehicles.
 - Servicing and repairs of motor bikes.
 - Servicing and repairs of plant and equipment.
 - Sale of motor vehicles, heavy and light Duty.
 - Plant and equipment.
2. Office furniture/equipment and stationery
 - Sales of office furniture and equipment.
 - Repairs and Maintenance of office furniture and equipment.
 - Sale of school and clinic furniture.
 - Office stationery/school textbooks.
3. Construction material and contractors
 - Building, plumbing and electrical materials.
 - Building contractors and electrical repairs.
 - Spatial planning services, hardware services.
4. Protective clothing
 - Corporate wear and protective clothing.
 - Security officer and game ranger clothing.
5. Water supplies
 - Water chemicals and water equipment.

Water equipment repairs and maintenance.

Borehole drilling and rehabilitation.

6. Road construction and maintenance
 - Suppliers/hiring road equipment.
 - Suppliers of road construction materials.
7. IT hardware and software
 - Computer hardware and software.
 - Computer consumables and accessories.
 - Internet and telecommunication services.
8. Others suppliers
 - Medical drugs and medical equipment.
 - Transport and logistics.
 - Solar installation.
 - Catering services.
 - Consultancy services.
 - Security services.

All interested companies or individuals should submit applications by post, courier or in person to the following address in sealed envelopes with category clearly marked to:

or submit physical copies to:
Chief Executive Officer,
Hwange Rural District Council, Hwange Rural District Council,
PO. Box 165,
Hwange. Stand 119, Lukosi,
Hwange.

Only companies or individuals meeting the selection criteria will be contacted. Please note that no applications will be accepted after 13th March, 2020, at 1200 hours GMT. Suppliers are advised to make all necessary formalities to submit their applications before the deadline. Bidders to indicate at the back of the envelopes the name of their organisation and categories being applied for.

General Notice 396 of 2020.

TSHOLOTSO RURAL DISTRICT COUNCIL

Invitation to Competitive Tenders

TENDERS are invited from registered and reputable suppliers and contractors for the provision of the below mentioned goods or services:

Tender number

TRDC/05/2020. Supply and delivery of building materials. Supply and delivery of the following:

cement, door frames, window frames, DPC, brick force, doors and fittings, termite poison, polythene sheet, ring force, air vents, plumbing materials, roofing materials, windows and glazing materials, paint work materials:

3 wards in Tsholothso:

Ward 12: Manqe Clinic approximately 118 kilometres from Bulawayo.

Ward 6: Jimila Primary School, approximately 140 kilometres from Bulawayo.

Ward 5: Sipepa Primary School, approximately 180 kilometre from Bulawayo.

Site visit meeting date and venue: Tuesday 25th February, 2020, at 1000 hours. Closing date: Friday 28th February, 2020.

Compulsory requirements:

Certified copies of the following:

- Proof of Registration with the Procurement Regulatory Authority of Zimbabwe.
- Company profile.
- CR6 and CR14.
- Tax Clearance Certificate.
- Certificate of Incorporation.
- Bank statements for the past twelve months.

Interested suppliers of the above mentioned goods or services should obtain bidding documents with specifications upon payment of a non-refundable fee of RTGS\$500,00, for each copy of the invitation to tender from the Tsholotsho Rural District Council's Offices. Completed bidding documents in sealed envelopes and endorsed on the outside with the procurement reference number and title of tender should be addressed and submitted to "The Procurement Management Unit, Tsholotsho Rural District Council, PO. Box 40, Tsholotsho". Submission of tenders is strictly by hand delivery and must be in triplicate with the original copy being clearly marked "Original" and the other two copies Clearly Marked "Copy 1 and Copy 2".

Closing date: 28th February, 2020, at 1100 hours. Tenders which are received after 1100 hours, on the 28th of February, 2020, will be treated as late tenders and will be rejected. All bids will be opened in public on the 28th of February, 2020, at 1200 hours at Tsholotsho Rural District Council boardroom.

N.B. Site visit is compulsory and at bidder's own cost.

Tsholotsho Rural District Council does not bind itself to award the lowest tender on any bid and reserves the right to accept the whole or part of any tender.

General Notice 397 of 2020.

MINISTRY OF PRIMARY AND SECONDARY EDUCATION:
HARARE PROVINCE

Invitation to Domestic Tender

TENDERS are invited from suitably qualified companies which are registered with the Public Procurement Regulatory Authority of Zimbabwe for the supply and delivery of Grade 6 Heritage Studies textbooks to Ministry of Primary and Secondary Education, Harare Metropolitan Province.

Tenders must be enclosed in sealed envelopes and endorsed on outside with the advertised tender number, the description, the closing date and must be hand delivered in the tender box in Room 412, Third Floor, Ministry of Primary and Secondary Education, Harare Metropolitan Province at 1000 hours on or before the closing date or must be posted in time into PO. Box CY 1343, Causeway, and bids will be opened thereafter on the closing date and bidders are free to attend and witness the opening of tender.

EDU/HPO/01/2020. Supply and delivery of Grade 6 Heritage Studies textbooks. Closing date: 20th March, 2020.

Application must include the following:

- Valid Tax Clearance certificate.
- Proof of registration with PRAZ.
- Government vendor number.
- A certified copy of Certificate of Incorporation.
- A certified copy of CR14 form.
- Proof of NNSA registration.

Detailed tender documents should be collected from the Executive Secretary's Office, No. 412, Third Floor, 1222, Upper East Road, CDTS Complex, Mt Pleasant, Harare, upon payment of a non-refundable cash deposit fee of RTGS\$200,00, at the Accounts Section, Room 416.

General Notice 398 of 2020.

MINISTRY OF PRIMARY AND SECONDARY EDUCATION:
MASVINGO PROVINCE

Invitation to Domestic Tender

TENDERS are invited from suitably qualified companies which are registered with the Public Procurement Regulatory Authority of Zimbabwe for the supply and delivery of Grade 6 Heritage Studies text books to Ministry of Primary and Secondary Education, Masvingo Province.

Tenders must be enclosed in sealed envelopes and endorsed on outside with the advertised tender number, the description, the closing date and must be hand delivered in the tender box in Room 19, First Floor, Ministry of Primary and Secondary Education, Masvingo Province at 1000 hours on or before the closing date or must be posted in time into PO. Box 89, Masvingo, and bids will be opened thereafter on the closing date and bidders are free to attend and witness the opening of tenders.

EDU/MSVO/01/2020. Supply and delivery of Grade 6 Heritage Studies textbooks. Closing date: Thursday, 19th March, 2020.

Application must include the following:

- Valid Tax Clearance certificate.
- Proof of registration with PRAZ.
- Government vendor number.
- A certified copy of Certificate of Incorporation.
- A certified copy of CR14 form.
- Proof of NNSA registration.

Detailed tender documents are obtained upon payment of a non-refundable fee of RTGS\$195,00. The Administration Department, Ministry of Primary and Secondary Education First Floor, Wigley House, corner Josiah Tongogara/Robert Mugabe Street, Masvingo.

General Notice 399 of 2020.

KWEKWE POLYTECHNIC

Invitation to Tender

Tender number

KKP/GEN/01/2020. Bidding document for the supply and delivery of generators. Procuring entity: Kwekwe Polytechnic. Date of Issue: 14th February, 2020.

Generator:

Power rating:	20 kVA
Fuel:	Diesel
3 Phase:	380-400V
Frequency:	50 Hz
	Silent generator

Automated change over system.

Generator should be equipped with overload and short circuit protection.

Suppliers should provide the following services—

- Installation and commissioning.
- Necessary accessories for the running of the generator during commissioning.
- After services technical support.
- Specify guarantee and warranty services.

General Notice 400 of 2020.

ELECTORAL ACT [CHAPTER 2:13]

Notice of Nomination to Fill Vacancy of the Party-list Members
of the National Assembly

THE public is hereby notified, in terms of section 39(6) of the Electoral Act [Chapter 2:13], that the Zimbabwe African National Union Patriotic Front, has nominated Esther Nyathi, a registered voter in Ward 11 of Insiza RDC of Ntute Primary School, PO. Box 113, Filabusi, to fill a vacancy in the party-list members of the National Assembly that occurred following the death of Alice Ndllovu.

Any voter wishing to object to the nomination of Esther Nyathi may, lodge them in writing with the Chief Elections Officer, at Mahachi Quantum Building, corner Kaguvi Street and Jason Moyo Avenue, Harare, or post them to Private Bag 7782, Causeway, within a period of 14 days from the date of publication of this notice, setting forth the reasons for the objection.

P. M. CHIGUMBA,
Chairperson,

21-2-2020.

Zimbabwe Electoral Commission.

General Notice 401 of 2020.

MEDICINES AND ALLIED SUBSTANCE CONTROL
ACT [CHAPTER 15:03]

Appointment of Analysts and Inspectors

IT is hereby notified that the Medicines Control Authority of Zimbabwe in consultation with the Minister of Health and Child Care has, in terms of section 65(1) of the Medicines and Allied Substances Control Act [Chapter 15:03], appointed the following analysts and inspectors for the purposes of the Act as specified in the Schedule—

SCHEDULE

APPOINTED ANALYSTS AND INSPECTORS

Analysts

Ms Gugu N. Mahlangu
Mrs Bridget Dube
Mr Tinashe A. Gonho
Mr Munakandafa Mutasa
Mr Collin Shamuyarira
Mr Albert Maqolo
Mr Kevin Dzawo
Mrs Nancy N. Seve
Ms Linda Nhukarume
Ms Lorna J. Mamvura
Ms Yvonne R. Zviuya

Inspectors

Ms Gugu N. Mahlangu
Dr William Wekwete
Mrs Priscilla P Nyambayo
Mr Richard Rukwata
Mrs Caroline Samatanga
Mrs Tariro D. Sithole
Ms Ashley Verenga
Dr Zivanai A. Makoni
Mrs Annette T. Takaendesa
Miss Tinashe G. Muvirimi
Mr Shingai Gwatidzo
Miss Pamela Kadare
Mr Washington Dengu
Mr Admire Nyika
Ms Grace R. Matimba
Mr Farai B. Masekela
Mr Liberty Chirinda
Ms Linda G. Mudyiwenyama
Mr Sly Mutyavaviri
Mr Tatenda Nyamandi
Ms Clariator Mvurume
Miss Eugenia Manyonga
Mr Brilliant Samunda
Mr Masimba Mapanga
Mr Emmanuel Makotore
Miss Zvikomborero F. Murwira
Miss Rumbidzai Manyevere
Miss Lintah M. Mumbengegwi
Miss Anesu R. Kundishora
Miss Paidamoyo Mudede
Miss Shamiso Shambira
Ms Edlyne N. Zifamba
Mrs Linda Buruwe
Mrs Lydia R. Kudya
Miss Tariro R. Topodzi
Ms Perculiar Mashandika
Miss Noreen Runhare
Dr Ruvimbo Dzikadza
Mr Lewis Mutevera
Mr Morris Wende
Mr Nyasha Manyuchi

Miss Martha Mwatsetedza
Ms Rutendo P. Chaitezvi
Mr Success Munyengwa
Ms Mercy A. Magava
Mr Anesu Venge

All previous appointments of analysts and inspectors are hereby cancelled. General Notice 501 of 2017, is repealed.

General Notice 402 of 2020.

DANGEROUS DRUGS ACT [CHAPTER 15:02]

Appointment of Inspectors

IT is hereby notified that the Minister of Health and Child Care has, in terms of section 15(1) of the Dangerous Drugs Act [Chapter 15:02], appointed the following inspectors for the purposes of the Act as specified in the Schedule—

SCHEDULE

APPOINTED INSPECTORS

Inspectors

Ms Gugu N. Mahlangu
Dr William Wekwete
Mrs Priscilla P. Nyambayo
Mr Richard Rukwata
Mrs Caroline Samatanga
Mrs Tariro D. Sithole
Ms Ashley Verenga
Dr Zivanai A. Makoni
Mrs Annette T. Takaendesa
Miss Pamela Kadare
Mr Washington Dengu
Mr Admire Nyika
Ms Grace R. Matimba
Mr Farai B. Masekela
Mr Liberty Chirinda
Ms Linda G. Mudyiwenyama
Miss Tinashe G. Muvirimi
Mr Shingai Gwatidzo
Ms Clariator Mvurume
Mr Sly Mutyavaviri
Mr Tatenda Nyamandi
Miss Eugenia Manyonga
Mr Brilliant Samunda
Mr Masimba Mapanga
Mr Emmanuel Makotore
Miss Paidamoyo Mudede
Miss Shamiso Shambira
Miss Anesu R. Kundishora
Miss Zvikomborero F. Murwira
Ms Edlyne N. Zifamba
Miss Lintah M. Mumbengegwi
Mrs Linda Buruwe
Mrs Lydia R. Kudya
Ms Perculiar Mashandika
Miss Noreen Runhare
Dr Tariro A. Makonese
Dr Ruvimbo Dzikadza
Mr Lewis Mutevera
Mr Morris Wende
Mr Nyasha Manyuchi
Miss Martha Mwatseteza
Ms Rutendo P. Chaitezvi
Ms Rumbidzai Manyevere
Mr Success Munyengwa
Ms Mercy A. Magava
Mr Anesu Venge

All previous appointments inspectors are hereby cancelled. General Notice 502 of 2017, is repealed.

General Notice 403 of 2020.

MARANGE-ZIMUNYA COMMUNITY SHARE
OWNERSHIP TRUST

External Audit Tender

MARANGE-ZIMUNYA Community Share Ownership Trust is inviting tenders from Public Auditors with experience in audit of Public Entities to audit its books of accounts for the year ended 31st December, 2019.

Tender number

MZCSOT/1/2020. External Audit Tender. Closing date and time:
2nd March, 2020, at 1000 hours.

Conditions

1. Bidders will be required to provide the following documents:
 - Company Profile.
 - Proof of registration with the Procurement Regulatory Authority of Zimbabwe (PRAZ).
 - CR14 forms.
 - CR6 forms.
 - At least three (3) traceable references.
 - A valid Tax Clearance Certificate (ITF 263).
2. Tender documents can be obtained from the Trust Administrator, Marange Zimunya Community Share Ownership Trust, Telone Building, Rooms 310/213, Mutare (02020-61886), after payment of non-refundable fee of RTGSS\$170,00. Soft copies can be obtained free of charge upon a written request to marangezimunyacsot@gmail.com
3. Bids sealed in envelopes to be deposited in the tender box and receipt of submission obtained.
4. Bidders are free to witness the opening of the tenders immediately after the closing time.
5. Marange-Zimunya Community Share Ownership Trust is not bound to accept any or the lowest bidder.

Garwe David, K.,
Trust Administrator,
Marange-Zimunya Community, Share Ownership Trust,
Rooms 310/313,
TelOne Building,
Mutare.
Telephone 02020 61886

General Notice 404 of 2020.

PUBLIC SERVICE ACT [CHAPTER 16:04]

Application for Recognition of a Public Service Confederation:
Zimbabwe Confederation of Public Sector Trade Unions

IT is hereby notified, in terms of section 24 of the Public Service Act [Chapter 16:04], that an application has been received for the recognition of the Zimbabwe Confederation of Public Sector Trade Unions.

Any person who wishes to make representations relating to the application is invited to lodge such representations, in writing, with the Minister of Public Service, Labour and Social Welfare, at Kaguvi Building, at the corner of Simon Vengai Muzenda Street and Central Avenue, Harare, or post them to PO. Box CY 17, Causeway, within 30 days of the publication of this notice and to state whether or not he or she wishes to appear in support of such representations at any accreditation proceedings.

HON. PROF. P MAVHIMA (MP),

21-2-2020. Minister of Public Service, Labour and Social Welfare.

SCHEDULE

The interests in which the Association wishes to represent: All members of the Public Service as represented by their respective unions.

General Notice 405 of 2020.

LAND SURVEYORS ACT [CHAPTER 27:06]

Notice of Election of Members of the Council of Land
Surveyors

IT is hereby notified that, in terms of section 4 of the Land Surveyors (General) Rules, 1990, that an election of registered Land Surveyors as elected members of the Council of Land Surveyors to serve for the period of 1st April, 2020 to 31st March, 2022, is about to be held. Nominations to fill the vacancies are invited.

Every nomination form must reach the Registrar of Land Surveyors, Suite 505, Fifth Floor, Regal House, 25, George Silundika Avenue, Harare, on or before the 6th of March, 2020, which is the date appointed for the receipt of nominations forms. Nominations forms may be obtained from the Registrar.

W. MATAVIRE,

21-2-2020. Registrar of Land Surveyors.

General Notice 406 of 2020.

HOMELINK (PRIVATE) LIMITED

Registration of Supplier Standing List for the Year 2020

HOMELINK (Private) Limited is inviting eligible and qualified bidders to apply for enrolment on the standing list for the supply of various goods and services in the following categories:

1. Architectural services.
2. Corporate wear.
3. Construction works.
4. Computers, printers, photocopiers, networking equipment and accessories.
5. New motor vehicles supply, repair and maintenance
6. Installation, repair and maintenance of safety, loss control and related access control systems.
7. Private security guards and CIT services.
8. Property evaluation and Estate Agents Services.
9. Installation, repair and maintenance of electrical equipment, generators, power back-up equipment and miscellaneous electrical repair works.

Minimum requirements:

- Proof of Procurement Regulatory Authority of Zimbabwe (PRAZ) registration in the appropriate and applicable category.
- Industrial experience.
- VAT Registration Certificate.
- CR 14.
- CR 6.
- Detailed company profile.
- Valid appropriate Trade Membership (where applicable).
- Valid Original Equipment Manufacturer/Dealership Licence/Authorisation or equivalent documentation (where applicable).
- Signed and stamped trade reference letters on letterhead (not more than 12 months old).

Submissions must be in sealed envelope and clearly labelled with the category and must be dropped in the tender box situated at The Procurement Management Unit, HomeLink (Private) Limited, Fourth Floor, Hardwicke House, 72-74, Samora Machel Avenue, Harare, Zimbabwe. Submissions must be deposited not later than 1200 hours on the 23rd of March, 2020.

This advertisement is only an invitation to do business in future and does not constitute an offer to supply goods or services in any way.

General Notice 407 of 2020.

KAROI TOWN COUNCIL

Invitation to Domestic Informal Tender

Karoi Town Council is inviting registered, reputable and well established companies for the supply, delivery and installation of the following:

Tender number

KTC/ICT/2020/01. Supply, delivery and installation of ICT materials:

1. Point to point radio links. Quantity: 4 pairs.
2. Aerials Mast. Quantity: 3.

Interested bidders are requested to attend a compulsory site visit which will be held on the 28th of February, 2020, at 1000 hours, Karoi Town Council Main Offices.

Interested bidders will then have to submit their bidding documents in sealed envelopes clearly labelled "Supply, Delivery and Installation of ICT materials" Tender number KTC/ICT/2020/01 together with the following documents:

- Company profile.
- Certificate of incorporation.
- Traceable references.
- Valid Tax clearance certificate.
- Proof of registration with the Procurement Regulatory of Zimbabwe (PRAZ) in the category of the required items.
- Proof of payment of tender fees of RTGS\$50,00. Banking details: Agribank KTC Rates Account No. 125000053152, Ecocash Merchant Code 28295 or make a direct payment at our payments office at the Council Main Offices.

Bid documents with detailed specifications will be obtainable from Karoi Town Council, Registry's Office, 78, Brooks Street, Karoi, on the day of the site visit.

Bidding documents should be submitted in the tender box in the Registry's Office, Karoi Town Council, 78, Brooks Street, Karoi, before 1000 hours on Thursday, 5th March, 2020. Tenders will be opened on the same date in the presence of available Bidders.

Council Main Offices,
78, Brooks Street,
Karoi.

Dr. W. MUTIKANI,
Town Secretary.

General Notice 408 of 2020.

UNIVERSITY OF ZIMBABWE

Request for Expression of Interest

Tender number

E.O.I/1/2020. Service providers to operate fast food outlets.

The University of Zimbabwe wishes to engage service providers to operate Fast Food Outlets at the University of Zimbabwe's Main Campus and the College of Health Sciences at the following venues:

1. Pharmacy department.
2. Faculty of law.
3. Faculty of agriculture.
4. Veterinary science.
5. Engineering faculty.
6. College of health sciences.

The University of Zimbabwe now invites competent service providers to indicate their interest in providing the above services. Interested Fast Food Operators should provide information demonstrating that they have the required experience to provide the services.

The minimum criteria for short-listing shall include, but not limited to the following:

1. The Fast Food providers must be a registered entity and registered with the Procurement Regulatory Authority of Zimbabwe (PRAZ).
2. Track record and demonstrable experience in providing similar services.
3. A minimum of three (3) reference letters from traceable organisations must be submitted.

Further details shall be disclosed during the compulsory site visit as scheduled below:

Date of site visit: 27th February, 2020.

Venue: Department of Accommodation and Catering Services (DACS).

Time: 1000 hours.

Interested Fast Food Operators may obtain further information at the address below during office hours 0800 hours to 1630 hours. Proposals must be in English, enclosed in a sealed envelope, clearly marked "Expression of Interest to Operate Fast Food Outlets" and must be delivered to the below address by 10th March, 2020, before 1000 hours.

Procurement Manager,
Procurement Management Unit,
Administration Building Eastern Wing,
University of Zimbabwe, 630, Churchill Road, Harare.
Tel: +263 242 303211 or +263 242 333406,
E-mail: mmusanzikwa@admin.uz.ac.zw
Website: www.uz.ac.zw

General Notice 409 of 2020.

UNIVERSITY OF ZIMBABWE

Invitation to Competitive Bidding

TENDERS must be enclosed in sealed envelopes and endorsed on the outside with the advertised tender number, the description, the closing date and must be posted in time to be sorted into Post Office Box MP167, Mount Pleasant, Harare, or hand delivered to the Procurement Manager, University of Zimbabwe Main Campus, Ground Floor (Eastern Wing), Administration Building before 1000 hours on the closing date.

Tender number

UZ/02/2020. Provision of Architectural Service to the University of Zimbabwe.

Closing date: 20th March, 2020.

Documents for the tenders are obtainable from the Procurement Manager, University of Zimbabwe Main Campus, Ground Floor (Eastern Wing), Administration Building, Mount Pleasant, Harare.

General Notice 410 of 2020.

ZIMBABWE OPEN UNIVERSITY

Invitation to Domestic Tender

ZIMBABWE Open University is inviting bids from PRAZ registered, competitive, reputable and reliable suppliers for the provision of services listed below:

Tender number

ZOU/D/01/220. Provision of comprehensive insurance cover for ZOU movable and immovable assets for one year.

ZOU/D/02/2020. Supply and delivery of printers, Wi-Fi equipment, routers and lan accessories.

ZOU/D/03/2020. Provision of printing services of answer booklets, examination security packs and supplementary answer booklets.

ZOU/D/04/2020. Supply and delivery of stationery and computer consumables.

Documents for the tenders are obtainable upon payment of a non-refundable fee of \$ZW200,00, at the bank and after providing proof of payment to The Procurement Management Unit, Zimbabwe Open University, Second Floor, Corner

House, corner Samora Machel Avenue and Leopold Takawira Street, Harare. The following banking details should be used to deposit the non-refundable fee.

Account name : Zimbabwe Open University Main Account.
Bank : FBC Bank Limited.
Branch : FBC Centre.
Account No.: 6470168280828

Enclose the tender documents in sealed envelopes and endorse them on the outside with the advertised tender number and description of the tender. Bidders are free to witness the opening of tenders on the closing date and time. Tenders which are received after 1000 hours on the closing date, whether by hand or post, will be treated as late and will be rejected. The Zimbabwe Open University does not bind itself to accept the lowest bid or any tender and reserves the right to accept the whole or part of any tender. Tenders must be posted in time to be sorted into Post Office Box MP1119, Mt. Pleasant, or hand delivered to the Vice Chancellor, Procurement Management Unit, Second Floor, Corner House, corner Samora Machel Avenue and Leopold Takawira Street, Harare, before 1000 hours on 19th March, 2020.

Please note tender documents will be sold during working days from 0900 hours to 1500 hours.

General Notice 411 of 2020.

ZIMBABWE OPEN UNIVERSITY

Placements of Procurement Notices on ZOU Website and Notice Board

ZIMBABWE Open University is pleased to inform all interested suppliers registered with Procurement Regulatory Authority of Zimbabwe that we will be placing our Request for Quotation and Competitive Tender notices on our website which is www.zou.ac.zw and on our noticeboard at Corner House, corner Samora Machel Avenue, and Leopold Takawira Street, Harare.

For those with enquires you can contact us using our email: procurement@zou.ac.zw

General Notice 412 of 2020.

ZIMBABWE REVENUE AUTHORITY (ZIMRA)

Invitation to International Competitive Bidding

THE Zimbabwe Revenue Authority (ZIMRA) invites prospective reputable contractors registered with the Procurement Regulatory Authority of Zimbabwe (PRAZ) and under *Category A* with the Ministry of Local Government and Public Works, CIFOZ and ZBCA, to bid for the construction of ZIMRA Headquarters, as follows:

Tender number

ZIMRA ICB.02/2020. Tender name: Construction of a 4-Storey Building (ZIMRA Headquarters). Site meeting date: Tuesday 3rd March, 2020, at 1000 hours (local time). Venue: Stand 865, Mount Pleasant Township of Lot 53A, Mount Pleasant, (situated in the district of Salisbury, corner Golden Stairs and Norfolk Road, Mt. Pleasant, Harare) — adjacent to British Embassy.

Closing date and time: Tuesday, 17th March, 2020, at 1000 hours (local time).

Interested eligible bidders may obtain further information from ZIMRA Procurement Management Unit, Tenth Floor, ZB Centre, Procurement Office, Harare, Zimbabwe. Telephone: +263 242 758891/5: E-mail: procurement@zimra.co.zw

A complete set of bidding documents may be purchased by interested bidders upon payment of a non-refundable fee of ZWL\$5,000.00, at ZIMRA Kurima House, Fifth Floor, and Finance Section.

The provisions in the Instructions to Bidders and in the General Conditions of Contract contained in the bidding documents comply with the Zimbabwe Public Procurement and Disposal of Public Assets Act [Chapter 22:23] standard bidding document for the procurement of goods. The Procurement method applicable for the bidding process shall be International Competitive Bidding.

Site meeting is compulsory and bids shall remain valid for a period 120 days from the date of close of tender.

Bids must be enclosed in a sealed envelope and endorsed on the outside with the advertised tender number, description and closing date. Bids must be delivered and deposited in a tender box situated at ZB Centre, Sixth Floor Reception, corner Kwame Nkrumah Avenue/First Street, Harare, addressed to The Principal Procurement Manager, Zimbabwe Revenue Authority, ZB Centre, corner First Street/Kwame Nkrumah Avenue, Harare, Zimbabwe.

Bids will be opened in the presence of bidders' representatives who choose to attend the bid opening on the date and time of tender closing at the above offices.

NB: This notice replaces the advert for the Construction of ZIMRA Headquarters which was published in the Government Gazette of 7th February, 2020, and Sunday Mail of 9th, February, 2020.

General Notice 413 of 2020.

NATIONAL SOCIAL SECURITY AUTHORITY

Invitation to Tenders

Tender number

NSSA.13/2019 (RT1). Expression of Interest for the provision of property valuation services (Re-tender). Closing date and time: 2nd March, 2020, at 1000 hours.

NSSA.02/2020. Supply and delivery of I-Pads. Closing date and time: 2nd March, 2020, at 1000 hours.

NSSA.03/2020. Expression of Interest for the provision of Actuarial Consultancy Services. Closing date and time: 13th March, 2020, at 1000 hours.

Tender conditions

1. Bidders must be registered companies contributing to NSSA Pension Schemes and must be paid-up.
2. Bidders must attach a Certificate of Incorporation and CR 14.
3. Bidders must submit proof of registration with ZIMRA and the Procurement Regulatory Authority of Zimbabwe (PRAZ).
4. Each tender document must be obtained upon payment of a non-refundable fee of RTG\$200,00, from NSSA Supply Chain Office, Office No. 13, Seventh Floor, NSSA House, corner Sam Nujoma Street/Selous Avenue, Harare, Zimbabwe.
5. Bid documents must be submitted in sealed envelopes, endorsed on the outside with the advertised tender number, tender description, closing date and time and must be hand delivered to The Supply Chain Office, National Social Security Authority, Office No. 13, Seventh Floor, NSSA House, corner Sam Nujoma Street/Selous Avenue, Harare, to reach us on or before date and time of closure.

General Notice 414 of 2020.

TEL-ONE

Invitation to Competitive Bidding Tenders

Tender number

Competitive Bidding Tender International (CBTI)

CBTI 02-20. Supply and delivery of Data Centre Equipment. Closing date and time: 23rd April, 2020, at 1100 hours.

CBTI 03-20. Supply, installation and commissioning of Ka Band Satellite Capacity. Closing date and time: 23rd April, 2020, at 1100 hours.

Competitive Bidding Tenders Domestic (CBTD)

CBTD 22-20. Supply and delivery of Integrated Router. Closing date and time: 26th March, 2020, at 1100 hours.

Tenders must be enclosed in sealed envelopes and endorsed on the outside with the advertised tender number, the description, the closing date and must be posted in time to be sorted into Post Office Box CY 264, Causeway, or delivered by hand to:

The Procurement Head, Tel-One Office 8S4, Runhare House, 107, Kwame Nkrumah Avenue, Harare, before 1100 hours (ZIM Time) on or before the specified closing date.

Documents for the tenders are obtainable upon payment of a non-refundable fee of \$100,00, for each set of bidding documents from—

The Procurement Head,
Tel-One (Private) Limited,
Office 8S4, Runhare House, 107, Kwame Nkrumah Avenue
(PO. Box CY264, Causeway), Harare.

General Notice 415 of 2020.

MINISTRY OF INDUSTRY AND COMMERCE

Invitation to Domestic Competitive Bidding

BIDDERS are invited from registered companies for the provision of security services at: Ministry of Industry and Commerce Regional Offices.

Tender number

MIC.01/2020. Provision of security services at Regional offices: Harare, Bulawayo, Gweru, Mutare and Masvingo. Closing date: 23rd March, 2020. Closing time: 1000 hours.

MIC.02/2020. Bulk clean water deliveries. Closing date: 23rd March, 2020. Closing time: 1000 hours.

Mandatory requirements

- > Certificate of Incorporation.
- > Company Profile.
- > Current Tax Clearance.
- > Proof of registration with the Procurement Regulatory Authority of Zimbabwe (PRAZ).

Interested bidders are required to obtain tender documents upon payment of a non-refundable fee of RTGS\$150,00, per document from to Ministry of Industry and Commerce, Room 47, Fourteenth Floor, Mukwati Building, corner Simon Vengai Muzenda Street/Livingstone Avenue, Harare.

Submission of tender

Tenders will be submitted to Ministry of Industry and Commerce, Room 27, Fifteenth Floor, Mukwati Building, corner Simon Vengai Muzenda Street/Livingstone Avenue, Harare.

Opening of tenders

Bidders are free to witness the opening of the bids on 23rd March, 2020, soon after the closing time.

General Notice 416 of 2020.

INSURANCE AND PENSIONS COMMISSION (IPEC)

Request for Expressions of Interest for Provision of Consulting Services

Tender number

IPEC/EOI.01/2020. Consultancy Services for the separation of insurance assets.

The Insurance and Pensions Commission (IPEC) is a statutory body that was established through the Insurance and Pensions Commission Act [Chapter 24:21] to regulate and supervise the insurance and pensions industry. IPEC administers the Insurance Act [Chapter 24:07] and the Pension and Provident Funds Act [Chapter 24:09].

In terms of section 4 of the Insurance and Pensions Commission Act, IPEC has a mandate to monitor the activities of insurers, mutual insurance societies, insurance brokers and pension and provident funds to ensure compliance with the Insurance Act and the Pension and Provident Funds Act.

In furtherance of this mandate, IPEC wishes to secure services of a consultant to assess compliance of insurance companies with the provisions of the Acts over a period of six months as stated below—

Section 16 of the Pension and Provident Funds Act stipulates that—

A life insurer which carries on pension and provident fund business shall maintain a separate and distinct fund, to be entitled "The Pensions Fund", representing the liabilities of that insurer in respect of its pension and provident fund business; and, on the recommendations of a valuator which are based on the liabilities represented in the Pensions Fund of that insurer, designate which of the assets of that insurer shall be regarded as assets of the Pensions Fund and the assets so designated shall be clearly shown in the balance sheet or other accounts of that insurer as being regarded as assets of the Pensions Fund.

Section 29 of the Insurance Act which requires —

Every insurer who carries on insurance business in two or more classes to keep separate accounts of all receipts in respect of each class of insurance. The receipts in respect of each class of insurance business referred to above are required to be carried to and form an insurance fund to be called a life insurance fund in the case of life insurance business and by the appropriate in the case of insurance business other than life insurance business.

IPEC now invites eligible consulting firms ("Consultants") to indicate their interest by way of an Expression of Interest (EOI) accordance with requirements herein in providing the services as specified in this document. Interested Consultants should provide information demonstrating that they have the required experience, competences, skills, and relevant qualifications to perform the services whether as individual firms, joint ventures or as consortia.

The Consultant is expected to:

1. Review work done by IPEC internal staff in evaluating asset separation transactions between shareholders, policyholders and members of insured funds in terms of section 29 of the Insurance Act [Chapter 24:07] and section 16 of the Pension and Provident Funds Act [Chapter 24:09].
2. Review the development and growth of the policyholders' and shareholders' accounts from 2009 through to December 2019.
3. Investigate and determine if insurance companies have documented profit sharing rules and whether such rules have been properly applied from time to time.
4. Check appropriateness of asset and liability valuation methodologies.
5. Determine the fairness of the split of assets between shareholders and policyholders as well as the equity and fairness of the distribution of assets in the policyholders' account between insurance policyholders and fund members.
6. Check the appropriateness of the investment activities on assets mainly backing the policyholders' account, including but not limited to related party exposures.
7. Establish if there was equitable distribution of returns among shareholders, policyholders and fund members.
8. Make appropriate recommendations to the Commissioner on whether assets have been split equitably between shareholders, policyholders and members of insured funds.

The short-listing criteria shall entail:

1. Key personnel of the Consultant should have the following minimum qualifications and experience:
 - (a) Certified Fellow Actuary with a recognised professional body.
 - (b) A minimum of five traceable references of similar works in Insurance Industry. Experience working with Regulatory Board an added advantage.
 - (c) A minimum of ten years of experience in Actuarial Management Consultancy.
 - (d) Project Management Certification an added advantage.
 - (e) Thorough knowledge of any Project Management Methodology.
 - (f) Fluent in spoken and written English.
2. The following documents should be submitted in support of the information provided above:

- (a) Proof of registration with Procurement Regulatory Authority of Zimbabwe (PRAZ).
- (b) Detailed company profile.
- (c) Company registration documents.
- (d) Detailed curriculum vitae of key personnel and professional staff.
- (e) A summary of consultant's experience in similar assignments, together with the names and contact details of persons who will provide references.

A Consultant will be selected in accordance with the procedures specified in Part VIII of the Public Procurement and Disposal of Public Assets Act [Chapter 22:23] and Part VI of the Public Procurement and Disposal of Public Assets (General) Regulations, 2018 (Statutory Instrument 5 of 2018). Short-listed Consultants will be invited to submit detailed technical and financial proposals, as described in Part 1 of the Request for Proposals Procedures in the Standard Request for Proposals for the Selection of Consultancy Services. The Consultant submitting the successful proposal will be engaged on the contractual terms set out in that document and in the General Conditions of Contract for Consultancy Services. Copies of the Act and Regulations and the Standard Documentation are available on the website of the Procurement Regulatory Authority of Zimbabwe; URL <http://www.praz.gov.zw/index.php?lang=en>

Consultants may associate with other firms in the form of a joint venture or a sub-consultancy to enhance their qualifications.

This opportunity is open to all Consultants who meet the criteria for eligibility as stated in section 28 of the Act and who have the nationality of an eligible country as defined in Clause 1.10 of the General Conditions of Contract for Consultancy Services. Bidders must accompany their expressions of interest with CR14 as proof of Zimbabwean Nationality and equivalent company registration document for Foreign Consultants. Participation is open to both Zimbabwean and foreign bidders.

The method of selection will be Quality and Cost Based Selection in accordance to section 60 of the Act.

Consultants are also required to pay the administration fee of an equivalent of ZW\$1 750,00 for Domestic Bidders and ZW\$3 500,00 for International Bidders, payable for bids subject to prior review by the Special Procurement Oversight Committee in terms of section 54 of the Act and as set out in Part IV of the Fifth Schedule to the Public Procurement and Disposal of Public Assets (General) (Amendment) Regulations, 2020 (No. 1). This fee is paid directly to the Procurement Regulatory Authority of Zimbabwe (PRAZ).

IPEC will reject an expression of interest if it determines that the consultant has, directly or through an agent, engaged in corrupt, fraudulent, collusive, coercive or obstructive practices in competing for the Contract or been declared ineligible to be awarded a procurement contract under section 99 of the Public Procurement and Disposal of Public Assets Act [Chapter 22:23]. A Consultant may submit only one expression of interest.

Further information can be obtained at the address below during office hours from 0800 hours to 1630 hours. The expression of interest must be submitted in a clearly marked envelope and deposited in the tender box to the address below on or before 12th March, 2020, by 1000 hours (Local Harare Time) (GMT +2 hours) and clearly labelled "IPEC/EOI 01/2020: Consulting Services for the Separation of Insurance Assets". Late expressions of interest will be rejected. Electronic submissions to the procurement e-mail below shall also be accepted and shall clearly be referenced as indicated above.

Attn: The Procurement Officer,
Procurement Management Unit,
Insurance and Pensions Commission,
160, Rhodesville Avenue, Greendale, Harare.
Tel: +263 242 443422/3358/61
E-mail: procurement@ipec.co.zw
Web site: <https://ipec.co.zw/>

General Notice 417 of 2020.

CHIREDDZI TO WN COUNCIL

Invitation to Registration of Suppliers for the Standing List for the Year 2020

CHIREDDZI Town Council is compiling a list of prospective suppliers of goods and services for the year 2020 and thus prospective suppliers are invited to participate in the supplier vetting and selection process. The selected suppliers will form the STANDING LIST OF SUPPLIERS for the council.

The categories for the goods and services are as listed hereunder:

1. Stationery.
2. Insurance services.
3. Vehicle spares.
4. Electrical materials.
5. Fuel and lubrication.
6. Signage services.
7. Vehicle parts.
8. Plumbing materials.
9. Building materials.
10. Office furniture.
11. Protective clothing.
12. Tools and hardware.
13. Printing services.
14. Repairs of hydraulics equipment.
15. Tyres and tubes.
16. Computer hardware maintenance.
17. Computer consumables.
18. Repairs of buildings and roof.
19. Air conditioning services.

Interested companies should meet the following requirements and submit certified copies of the documents listed hereunder.

1. PRAZ Registration.
2. VAT Registration certificate.
3. Company Profile.
4. Certificate of Incorporation.
5. CR14, CR6, ITF264.
6. Banking Details.
7. List of products to be supplied. (Suppliers with multiple categories to state so)
8. Bank statement for the past three months (November 2019 to January 2020)
9. At least three verifiable and traceable references.

NB: Only successful companies will be contacted. Those who have submitted before need not resubmit.

Documents can be sent to or dropped at this address: The Town Secretary, Chiredzi Town Council, P.O. Box 128, Chiredzi, at No. 69, Inyathi Road, Chiredzi, not later than 28th February, 2020, at 1000 hours.

General Notice 418 of 2020.

CHIMANIMANI RURAL DISTRICT COUNCIL

Invitation to Domestic Competitive Bidding

VEHICLE TENDER

CHIMANIMANI Rural District Council is inviting suitably qualified and reputable bidders registered with PRAZ to participate in the following tender:

Tender number

CRDC/ETS/1/20. 1 x brand new 4 x 4 offroad station wagon, 10 seater, diesel engine, manual transmission. Closing date: 3rd March, 2020, at 1100 hours.

Tender documents with detailed specifications are obtainable from Chimanimani Rural District Council Head Office upon payment of a non-refundable fee of \$300,00, during office hours starting from Monday, 24th February, 2020.

Complete bids in sealed envelopes clearly marked with the tender number and description must be deposited in the

tender box at the Head Office, Chimanimani Rural District Council, Stand 267, Chimanimani Village, on or before 1100 hours of 3rd March, 2020. Tender opening will be done shortly thereafter. All bidders are invited to witness the opening.

The sealed envelopes must be addressed to:

The Chief Executive Officer
Chimanimani Rural District Council,
P.O. Box 65,
Chimanimani.

For more information, contact 0775820024/0715371849

General Notice 419 of 2020.

CHIRUNDU LOCAL BOARD

Invitation to Domestic Competitive Bidding

CHIRUNDU Local Board is inviting registered, reputable and well established companies for the supply and delivery of the following:

Tender number

CLB/RSDPROJ/2020/01. Supply and delivery of building materials:

Lot 1: Slab to window level. Various. Closing date: 28th February, 2020.

Lot 2: roofing materials. Various. Closing date: 28th February, 2020.

Lot 3: plumbing materials. Various. Closing date: 28th February, 2020.

Tenders are invited for the supply and delivery of services listed hereunder:

Tender number

CLB/LEGAL/2020/01. Provision of legal services for Chirundu

Local Board x 1. Closing date: 2nd March, 2020.

Interested bidders are required to submit their tenders in sealed envelopes clearly labeled "SUPPLY AND DELIVERY OF EQUIPMENT: Tender Number CLB/RSDPROJ/2020/01 or CLB/LEGAL/2020/01" together with the following documents:

- Company profile.
- Certificate of Incorporation.
- At least three traceable references.
- Valid Tax Clearance Certificate.
- Proof of registration with the Procurement Regulatory Authority of Zimbabwe (PRAZ).
- Proof of payment of a non-refundable tender fee of \$200,00, banking details: CBZ CLB ADMIN Account No. 09623369600031; Branch : Chirundu.

Tender documents with specifications are obtainable from the Reception Office, Chirundu Local Board, Stand 44, Chirundu.

Tenders should be submitted in the tender box in the office of the Administration Officer at Board's Main Offices, Stand 44, Chirundu, before 1200 hours on Friday, 28th February, 2020, for CLB/RSDPROJ/2020/01 and 2nd March, for CLB/LEGAL/2020/01. Tenders will be opened at 1230 hours on the same date in the presence of available bidders.

Chirundu Local Board,
Stand 44,
Chirundu.

W. GUNHE,
Board Secretary.

General Notice 420 of 2020.

MUREWA RURAL DISTRICT COUNCIL

Invitation to Domestic Competitive Bidding

BIDS are being invited from reputable companies for the supply and delivery of:

Tender number

MRDC.03/2020. 1 x new Toyota Fortuner Gd 2.8 engine 4 x 4 diesel 6 speed manual transmission vehicle.

MRDC.04/2020. 1 x new double cab 4 x 4 diesel engine manual transmission.

MRDC.05/20:

7 x desktop computers.

5 x laptops.

7 x office printers.

MRDC06/20: Building materials for teachers houses various schools.

Building materials for blair toilets construction.

Bids should be accompanied by certified copies of:

1. Valid Certificate of Incorporation.
2. VAT Registration Certificate.
3. Valid Tax Clearance.
4. Valid Registration with the Procurement Regulatory Authority of Zimbabwe (PRAZ).
5. Proof of payment for the bid document.
 - A non-refundable fee of ZWL200,00, shall be paid to acquire the tender document.
 - All bids should be in sealed envelopes clearly marked category of supply(s).
 - Bids must be hand delivered at Council Offices, Murewa Centre from Monday to Friday during normal working hours from 0730 hours to 1630 hours on or before Friday, 28th February, 2020, at 1400 hours.
 - Bidders must ensure that their bids are recorded by the Procurement Office before depositing into the tender box.
 - Bids will be opened on the 28th February, 2020, at 1000 hours soon after closing in the Council Boardroom in the presence of bidders or their representatives who may choose to attend.

Council does not bind itself to accept the lowest bid.

All enquiries should be directed to murewardc@gmail.com

Chief Executive Officer,
Murewa Rural District Council,
Private Bag 601, Murewa,
Land line: +263652122241
Cell: 0713891199

General Notice 421 of 2020.

RUSHINGA RURAL DISTRICT COUNCIL

Call for Competitive Bidding

RUSHINGA Rural District Council wishes to engage eligible, prospective and reputable firms for domestic competitive bidding for supply and delivery of the following procurement requirements in terms of section 31 of the PPDPA Act [Chapter 22:23].

The minimum criteria for shortlisting shall include but not limited to the following:

1. Interested firms should be registered with PRAZ in terms of section 4 of Statutory Instrument 5 General Regulations, 2018, of the PPDPA Act [Chapter 22:23].
2. Must be in possession of a valid tax clearance certificate.
3. Late submissions will be rejected and no liability shall be accepted for any loss or late delivery.
4. Three copies of bidding documents to be sealed in envelopes clearly labeled with the tender number, closing date and the firms name.

Tender number

BUILD/7/2-2020. Building and plumbing materials. Closing date: 28th February, 2020, at 1200 hours.

Bidding documents are available at Rushinga Rural District Council Chimhanda Offices and will be given upon payment of a non-refundable deposit fee of RTG\$170,00. Bidding documents must be submitted with all specifications and costs in sealed envelopes either physically by dropping in a tender box at the council head office reception in Chimhanda or by post on the address below.

The Chief Executive Officer, Bank: Agribank
Rushinga Rural District Council,
Private Bag 2107, Rushinga.
Acc name: Rushinga RDC
general
Acc number: 146000015387
Branch: Rushinga

NB: Rushinga Rural District Council does not bind itself to award the lowest bidder and reserves the right to accept the whole or part of the bid. Bids will be opened after closing in the Council Chambers and bidders or their representatives are invited to attend and witness the opening of tenders, section 46(2) PPDPA Act [Chapter 22:23].

General Notice 422 of 2020.

ZIMBABWE ANTI-CORRUPTION COMMISSION

Invitation to Competitive Bidding (Domestic)

ZIMBABWE Anti-Corruption Commission is inviting bids from reputable Insurance Companies to provide the following service:

Tender number

ZACC/01/2020. Provision of Group Insurance cover (Comprehensive) for motor vehicles. Closing date: 24th March, 2020, at 1000 hours.

Bid documents are obtainable at ZACC Procurement Management Unit upon payment of a non-refundable tender fee of RTGS\$200,00, per tender.

Submission of bids must be done in sealed envelopes addressed to the PMU Head, Zimbabwe Anti-Corruption Commission Head Office, 872, Betterment Close, Mt. Pleasant, Harare, and endorsed on the outside with the tender number, the description and the closing date.

Bids which are received after the closing date and time whether by hand or by post will be treated as late bids and will be rejected. Bidders are free to witness the opening of the bids on the closing date and time.

Only companies registered with PRAZ will be considered.

For enquiries contact PMU on 242-369602/5/8.

General Notice 423 of 2020.

NYANGA RURAL DISTRICT COUNCIL

Invitation to Competitive Bidding

NYANGA Rural District Council is inviting bids from reputable bidders registered with Procurement Regulatory Authority of Zimbabwe to participate in the following tenders:

Tender number

NRDC.07/2020. Supply and delivery of double cab vehicle. Closing date: 3rd March, 2020.

NRDC.08/2020. Hire of sewer trenches blasting services for Messengers Camp. Compulsory site meeting: 25th February, 2020, at 1000 hours. Closing date: 3rd March, 2020.

NRDC.09/2020. Completion of outstanding plumbing, painting, electrical, carpentry, glazing and metal works at Munemo Rural Health Centre. Compulsory site meeting: 26th February, 2020, at 1100 hours. Closing date: 3rd March, 2020.

Documents for the above tenders will be issued to interested bidders upon payment of a non-refundable tender fee of ZWL\$100,00, for each tender into ZB Bank, Juliasdale Branch, Account No. 4544-049632-00 from:

Procurement Management Unit,
Nyanga Rural District Council,
111, Rochdale,
Nyanga.

Submission of tender

Tenders must be enclosed in sealed envelopes and deposited in the tender box addressed to Procurement Management Unit, 111, Rochdale, Nyanga, on or before 1000 hours on the closing date.

Opening

Bidders may attend the tender opening process to be held on the stated closing date and time.

General Notice 424 of 2020.

PARLIAMENT OF ZIMBABWE

Publication of Bill

THE following Bill is published with this *Gazette* in terms of Standing Order No. 134(1) of the National Assembly.

Pensions and Provident Funds Bill, 2019 (H.B. 17, 2019).

HELEN B. DINGANI (MS),
Acting Clerk of Parliament.

General Notice 425 of 2020.

JENA MINES (PRIVATE) LIMITED

Invitation of Tenders for Disposal of Scrap Metal

JENA Mines (Private) Limited, a subsidiary of Zimbabwe Mining Development Corporation (ZMDC) is inviting offers from registered and reputable companies to purchase scrap metal:

Tender number

JMSDC/01/20. Purchase of scrap metal.

The mine is embarking on a project to dispose of its scrap metal. Scrap to be disposed includes mild steel and manganese.

NB: NO COPPER.

Closing date: 20th March, 2020.

A compulsory pre-bidding meeting will be held on 28th February, 2020, at Jena Mines at 1100 hours. It is compulsory for bidders to attend the meeting.

The deadline for submission of bids is 1200 hours on 20th March, 2020, and opening of tenders shall be done immediately after closing. Tenderers are invited to witness opening proceedings.

All submissions shall be submitted on or before the closing date and time into the tender box at the reception office Jena Mines, Silobela, Kwekwe.

The Scrap Disposal Committee,
Jena Mines (Private) Limited,
Private Bag 8003,
Kwekwe.

E-mail: scrapmanagement@jenagold.co.zw

General Notice 426 of 2020.

MAKONDE RURAL DISTRICT COUNCIL

Invitation to Tender

Tender number

MRDC/EQUIP/01/2020. Supply and delivery of motorized grader.

Tenders are invited from reputable companies for the supply and delivery of a motorized grader in Makonde Rural District Council. Interested bidders should collect tender documents upon payment of a non-refundable fee of RTGS \$200,00, from Makonde Rural District Council Head Office, PC 89, NRZ Houses, LionsDen, Chinhoyi.

Tenders must be submitted in sealed envelopes and clearly endorsed on the outside with tender number and hand delivered to the Makonde Rural District Head Office tender box on or before 4th of March, 2020, by 1000 hours.

Instructions

Bids should be accompanied by certified copies of:

- Valid Certificate of Incorporation.
- VAT registration certificate.
- Valid Tax Clearance.
- Valid proof of registration with Procurement Regulatory Authority of Zimbabwe (PRAZ) in the prescribed category of supplying earth moving equipment.

For any queries and enquiries please contact the telephone on numbers in the tender document.

The Acting Chief Executive Officer,
Makonde Rural District Council,
PO. Box 296,
Mhangura.

General Notice 427 of 2020.

POSTAL AND TELECOMMUNICATIONS REGULATORY
AUTHORITY OF ZIMBABWE (POTRAZ)

Invitation to Competitive Bidding

THE Postal and Telecommunications Regulatory Authority of Zimbabwe (POTRAZ) is inviting suitably qualified, and reputable Zimbabwean registered companies to participate in the following tenders:

Tender number

POTRAZ/DOM/04/2020. Design, construction and interior decorations of the 2020 POTRAZ ZITF pavilion. Closing date and time: 24th March, 2020, at 1000 hours.

POTRAZ/DOM/05/2020. Supply and delivery of mobile cellphones. Closing date and time: 24th March, 2020, at 1000 hours.

POTRAZ/DOM/06/2020. Supply and delivery of promotional wear, promotional materials and advertising/display materials. Closing date and time: 24th March, 2020, at 1000 hours.

Bidding documents are available during weekdays from 0800 to 1600 hours, upon payment of a non-refundable fee of ZWL\$200,00, per document from the following Offices:

Postal and Telecommunications Regulatory Authority of Zimbabwe (POTRAZ),
1008, Performance Close,
Mt Pleasant Business Park,
Harare,
Zimbabwe.

+263242 - 333032

For any enquiries regarding the advertised tenders, you can contact the Procurement Management Unit on: 0242-333032 or through email on pmu@potraz.gov.zw

Payments can be done via cash, bank deposit, swipe or Ecocash.

General Notice 428 of 2020.

CHINHOYI UNIVERSITY OF TECHNOLOGY

Invitation to Competitive Bidding (Domestic)

TENDERS are being invited from reputable and eligible suppliers, registered with the Procurement Regulatory Authority of Zimbabwe, for the following requirements:

Tender number

CUT/PAVMAT/01/2020. Supply and delivery of building material for sports pavilion. Closing date: 13th March, 2020.

CUT/HWIFI/02/2020. Supply and delivery of networking equipment. Closing date: 13th March, 2020.

CUT/CARDS/03/2020. Supply and delivery of student ID accessories. Closing date: 13th March, 2020.

CUT/STNER/04/2020. Supply and delivery of stationery. Closing date: 13th March, 2020.

CUT/TONER/05/2020. Supply and delivery of toner. Closing date: 13th March, 2020.

Bid documents are obtainable from Procurement Office upon payment of a non-refundable deposit of ZWL\$100,00, per set. Payments to be done at Cash Office: at the main campus administration block.

Submission of bids must be done in sealed envelopes clearly marked with the respective tender description and number, to be deposited into tender boxes placed at the reception area of the administration block, before or on the 13th of March, 2020, by 1000 hours.

For more information please contact:

Procurement Management Unit,
Chinhoyi University of Technology,
Private Bag 7724,
Chinhoyi.

Phone: 0267-21-24047 / 22203-5

General Notice 429 of 2020.

ALLIED TIMBERS ZIMBABWE (PRIVATE) LIMITED

Invitation to Tender

Tender number

ATZ.016/2020. Supply of smart phones. Closing date: 28th February, 2020.

ATZ.017/2020. Fabrication of trolleys. Closing date: 20th March, 2020.

Allied Timbers Zimbabwe is inviting reputable companies or individuals for the supply of the above requirements.

Tenders must be closed and sealed in envelopes and indorsed outside with the advertised tender number, tender description, the closing date and must be delivered by hand or post to the attention of The Head-Procurement Management Unit, Allied Timbers, Zimbabwe, No. 125A, Borgward Road, Msasa, Harare, on the closing date stated above, before 1000 am Central African Time.

Tender documents are available from No. 125A, Borgward Road, Msasa, and will be issued to interested bidders upon payment of a non-refundable fee of ZWL300,00, payable to Allied Timbers, Zimbabwe.

Tenders received after 1000 hours on the closing date whether by hand or post will be treated as late tenders and will not be accepted.

General Notice 430 of 2020.

CITY OF MASVINGO

Invitation to Domestic Tender

Tender number

CE/05/2020. Supply and delivery of a new FE6 engine.

Masvingo City Council hereby invites bids for supply and delivery of a new FE6 engine. Tender documents with full details of the specifications can be obtained from Civic Centre Offices, Robert Mugabe Way, Masvingo, upon payment of a non-refundable fee of \$100,00, during working hours from Monday to Friday.

Tender documents in sealed envelopes clearly marked "CE/05/2020 SUPPLY AND DELIVERY OF A NEW FE6 ENGINE" must be deposited in the tender box in the Chamber Secretary's Office on or before 4th March, 2020, by 1000 hours and bids will be opened on the same day at 1010 hours.

Late bids shall not be accepted.

City of Masvingo,
PO. Box 17,
Masvingo.

Eng. E. MUKARATIRWA,
Acting Town Clerk.

General Notice 431 of 2020.

CITY OF MASVINGO

Invitation to Domestic Tender

Tender number

CE/04/2020. Supply and delivery of steel pipes.

Masvingo City Council hereby invites bids for supply and delivery of steel pipes. Tender documents with full details of the specifications can be obtained from Civic Centre Offices, Robert Mugabe Way, Masvingo, upon payment of a non-refundable fee of \$100,00, during working hours from Monday to Friday.

Tender documents in sealed envelopes clearly marked "CE/04/2020 SUPPLY AND DELIVERY OF STEEL PIPES" must be deposited in the tender box in the Chamber Secretary's Office on or before 4th March, 2020, by 1000 hours and bids will be opened on the same day at 1010 hours.

Late bids shall not be accepted.

City of Masvingo,
R.O. Box 17,
Masvingo.

Eng. E. MUKARATIRWA,
Acting Town Clerk.

General Notice 432 of 2020.

CHIVI RURAL DISTRICT COUNCIL

Invitation to Bid

Tenders are invited from registered and reputable companies for the following requirements:

Tender number

CRDC/WATSN/LA.03/20. GI steel pipes 50 mm*3m. Delivery place: Chivi Rural District Council offices. Closing date: 27th February, 2020, at 1300 hours.

CRDC/IGF/BW.04/20. Clinic equipment and furniture. Delivery place: Bwanya Ward 327. Closing date: 27th February, 2020, at 1300 hours.

Documents for the above tender will be issued at Chivi Rural District Council Head Office (Stand 177/78) to interested bidders upon payment of a non-refundable tender fee of RTG\$50,00.

Tenderers must meet the following conditions:

- Provide certified copies of certificate of incorporation and company registration certificates.
- Provide a certified copy of valid ZIMRA Tax Clearance Certificate.
- Be registered with the Procurement Regulatory Authority of Zimbabwe and proof of the same document certified.
- Bids to be in RTG\$.

Tenders must be enclosed in sealed envelopes (two copies marked original and copy) endorsed on the outside with the advertised tender number, closing date and description of tender. Tender documents must be deposited to the tender box at the Chivi Rural District Council Reception on or before the closing date. The tender opening will be done on the 27th February, 2020, at 1400 hours in the Council Boardroom and representatives of bidders are free to attend the tender opening.

Chivi Rural District Council does not bind itself to accept the lowest or any tender and reserves the right to accept whole or part of any tender. The sealed envelopes with completed tenders to be addressed as follows:

The Chief Executive Officer,
Attention: Mr. T. Matavire,
Chivi Rural District Council,
P O. Box 527,
Chivi.
0777039769

General Notice 433 of 2020.

PARLIAMENT OF ZIMBABWE

Publication of Bill

THE following Bill is published with this *Gazette* in terms of Standing Order No. 134(1) of the National Assembly.

Attorney-General's Office Amendment Bill, 2019 (H.B. 14, 2019).

21-2-2020.

N. A. SUNGA,
Acting Clerk of Parliament.

General Notice 434 of 2020.

INSIZA RURAL DISTRICT COUNCIL

Invitation to Tender (Domestic Bidders)

INSIZA Rural District Council invites bids from reputable suppliers who are registered with the Procurement Regulatory Authority of Zimbabwe (PRAZ) to supply and deliver a backhoe loader.

Tender number

IRDCENG/BHL/02/2020. Supply and delivery of a backhoe loader.

Tender documents will be available for collection at the Council offices situated at Stand 173, Mthwakazi Township, Filabusi, as from the 24th of February, 2020, from 0800 hours to 1645 hours local time during working days (Mondays to Fridays) upon payment of a non-refundable tender fee of ZWL\$550,00.

Tender documents in a sealed khaki envelope clearly indicating the tender number must be submitted to the Council Procurement Officer at the Council offices. The closing date will be 28th February, 2020, at 1100 hours, thereafter, tenders shall be opened in the presence of the bidders and/or their representatives who choose to attend. Tenders received after 1100 hours on the closing day will be treated as late tenders and will be rejected.

Tender documents must be addressed to:

The Head Procurement Management Unit P.O. Box 53,
Filabusi. Tel: +263842801 452, +263 714 766 569, +263 772 943 243

General Notice 435 of 2020.

BUHERA RURAL DISTRICT COUNCIL

Call for Domestic Competitive Bidding

BIDS are invited, in terms of the Public Procurement and Disposal of Public Assets [*Chapter 22:23*], from reputable and qualified suppliers for supply and delivery of the following service:

Tender number

BRDC/SC.01/2020. Hiring Private Security Services.

Information required

- Company Profile and Physical Address.
- Certificate of Incorporation.
- Valid Tax Clearance Certificate.
- Valid proof of registration with Procurement Regulatory Authority of Zimbabwe (PRAZ).
- At least three (3) traceable references of where the company did the similar services.
- Registration with Ministry of Home Affairs.

Bidding documents are obtainable upon payment of a non-refundable deposit of RTG\$100,00, at Buhera Rural District Council Office, Stand 146, Murambinda.

Closing date is 2nd March, 2020, at 1100 hours.

Bidding documents must be submitted with all specifications and costs in a sealed envelope clearly marked with the tender number addressed to:

The Chief Executive Officer,
Buhera Rural District Council,
Private Bag 2002,
Murambinda.

General Notice 436 of 2020.

MUNICIPALITY OF CHINHOYI

Invitation to Tender (Competitive Bidding)

MUNICIPALITY of Chinhoyi invites tenders from suitable and reputable suppliers. Bidders must be registered with Procurement Regulatory Authority of Zimbabwe. The tender documents are to be collected from Municipality of Chinhoyi Civic Centre office.

Tender number

CHY/COMPUTERS.01/2020. Supply and delivery of computers (desktops and laptops) and printers. Closing date: 2nd March, 2020.

CHY/CELLPHONES.01/2020. Supply and delivery of cellphones. Closing date: 2nd March, 2020.

CHY/CATMIX.01/2020. Supply and delivery of catmix. Closing date: 2nd March, 2020.

CHY/CLOTHING/2020. Supply and delivery of protective clothing and branded promotional clothing e.g. hats, golf t-shirts etc. Closing date: 3rd March, 2020.

CHY/STATIONERY. 01/2020. Supply and delivery of stationery, printed books, invoices, receipts on continuous paper etc. Closing date: 3rd March, 2020.

CHY/TITLE SURVEY.01/2020. Title survey of commercial stands, high density residential stands and industrial stands. Mandatory pre-bid meeting: 25th February, 2020, at 1100 hours. Closing date 4th March, 2020.

Bidders are free to witness the tender opening on the closing date and time at Municipality of Chinhoyi, 93, Magamba

Way, Chinhoyi, in the Council Chamber. Bids in sealed envelopes and clearly marked with the tender number should be hand delivered to the address below not later than 1200 noon on the closing date.

The Procurement Management Unit,
Municipality of Chinhoyi, 93, Magamba Way,
Chinhoyi.

General Notice 437 of 2020.

CONSTITUTION OF ZIMBABWE

Publication of Law

THE following law, which has been assented to by His Excellency the President, is published in terms of section 131(6) of the Constitution of Zimbabwe—

Money Laundering and Proceeds of Crime Amendment Act, 2019
(No. 11, 2019).

21-2-2020. Dr. M. J. M. SIBANDA,
Chief Secretary to the President and Cabinet.

General Notice 438 of 2020.

BROADCASTING SERVICES ACT [CHAPTER 12:06]

Invitation to Application for Broadcasting Service Licences

IT is hereby notified that, in terms of section 10 of the Broadcasting Services Act [Chapter 12:06], the Broadcasting Authority of Zimbabwe is inviting applications for licences to provide the following class of broadcasting service specified in the Schedule below.

SCHEDULE

Broadcasting Service	Application fee	Number of licences	Licence fee	Licence period	Geographical area to be covered
Free to air national commercial television broadcasting service	\$42 500,00 Public inquiry fee: \$127 500,00.	6	\$306 000,00 <i>per annum</i>	10 years	National
Free to air community radio broadcasting service	\$8 500,00	10	\$17 000,00 <i>per annum</i>	10 years	CRS 1: (Rukotso and Susamoya). CRS 2: (Empandeni, Maphisa, Ndolwane and Plumtree). CRS 3: (Hwange and Victoria Falls). CRS 4: (Chipinge, Chimanimani, Gwendingwe, Rusitu, Chibuwe). CRS 5: (Chikombedzi, Chiredzi, Rutenga, Mahenye and Malipati). CRS 6: (Manama and Legion). CRS 7: (Binga, Kamativi, Kariba, Mapengola and Siabuwa) CRS 8: (Beitbridge and Shashi). CRS 9: (Mbembesi). CRS 10: Shamva and Alaska).
Campus Radio Station	\$21 500,00	19	\$42 500,00 <i>per annum</i>	10 years	5 km radius

For Campus Radio Stations the capacity is reserved for the below instructions:

University of Zimbabwe, National University of Science and Technology, Midlands State University, Women's University in Africa, Bindura State University, Great Zimbabwe University, Africa University, Solusi University, Lupane State University, Marondera State University, Chinhoyi University of Technology, Gwanda State University, Arrupe Jesuit University, Reformed Church, Christian College of Southern Africa, Zaoga Ezekiel Guti University, Catholic University, Harare Polytechnic and Harare Institute of Technology.

“Campus Radio” means a broadcasting service run and owned by a college, university or other educational institution whose programming is exclusively by students and broadcast mainly educational programmes for training of students in media and broadcasting Studies.

“Commercial broadcasting service” means a free to air television broadcasting service operated for profit or as part of a profit making enterprises which—

- is intended or appears to be intended to appeal to the general public; and
- is capable of being received by commonly available equipment; and
- otherwise complies with any classification criteria that may be applicable to such a service.

“Commercial television broadcasting service” means an audio-visual commercial broadcasting service.

“CRS” means Community Radio Station.

“Free to air broadcasting service” means any broadcasting service transmitted otherwise than by means of an encoded signal.

“Free to air Community broadcasting service” means a free to air radio broadcasting service not operated for profit or as part of a profit-making enterprise which—

- (a) provides programmes—
 - (i) for community purposes; and
 - (ii) is capable of being received by commonly available equipment;
- (b) does not broadcast programmes or advertisements on behalf of a political party; and
- (c) otherwise complies with any classification criteria that may be applicable to such a service in terms of subsection (2).

The application forms can be collected from the Broadcasting Authority of Zimbabwe, 27, Boscobel West Drive, Highlands, Harare, or can be downloaded from the Authority’s website at www.baz.co.zw For more information contact us on: 0242-443 465-67.

The deadline for submission of applications for Digital Television and Community Radio Broadcasting Services shall be 20th March, 2020.

Campus Radio applications can be submitted at any time.

O. MUGANYURA,

21-2-2020.

Chief Executive Officer, Broadcasting Authority of Zimbabwe Board.

CHANGE OF NAME

TAKE notice that, on the 14th day of February, 2020, before me, Tapiwa Gerald Muguwe, a legal practitioner and notary public, appeared Nyker Baureni (born on 31st July, 1991) (ID 45-194584 X 45) and changed his name to Nyker Kapfurutsa, so that, henceforth, for all purposes and occasions he shall be known by the name Nyker Kapfurutsa.

Dated at Harare on this the 14th day of February, 2020. —Tapiwa Gerald Muguwe, c/o Messrs Muronda, Malinga Legal Practice, Suite 8, Masca House, 119, Kwame Nkrumah Avenue, Harare. 408652f

CHANGE OF NAME

NOTICE is hereby given that, by notarial deed executed before me, Peter Gomo, a legal practitioner and notary public, practising in Harare, and, on the 14th day of February, 2020, Clever Damba did abandon and relinquish on his own behalf the name Clever Damba and assume and take in place thereof the name Clever Khumalo, so that he shall be known as Clever Khumalo in all records, deeds, documents and transactions.

Dated at Harare this 14th day of February, 2020. —Peter Gomo, c/o Bothwell Ndhlovu Attorneys At Law, 22, Kariba Crescent, Hillside, Harare. 408653f

CHANGE OF NAME

NOTICE is hereby given that, by notarial deed of change of name executed before me, Trust Maanda, a notary public and legal practitioner, at Harare, on the 13th day of February, 2020, Yushira Salome Rumbidzai Mangu appeared and changed her name to Yushira Ndambashya, so that, henceforth, she shall be known on all occasions by that name.

Dated at Harare on this 13th day of February, 2020.—Trust Maanda, c/o Maunga Maanda & Associates, legal practitioners, Fourth Floor, Livingstone House, 48, Samora Machel Avenue, Harare. 408654f

CHANGE OF NAME

NOTICE is hereby given that, by notarial deed executed before me, Vhurandeni Makuku, a notary public, on the 17th February, 2020, appeared Tanyaradzwa Courtney Pfende (born on 11th February, 2003) and changed her name to Tanyaradzwa Courtney Dzvuke, so that, henceforth, for all purposes and occasions she shall be known by the name Tanyaradzwa Courtney Dzvuke.

NOTICE is hereby given that, by notarial deed executed before me, Vhurandeni Makuku, a notary public, on the 17th February, 2020, appeared Tinofara Victor Dzvuke in his capacity as the father and natural guardian of his child Takudzwa Bernard Pfende (born on 8th May, 2010) and abandoned the name Takudzwa Bernard Pfende and assumed the name Takudzwa Bernard Dzvuke on behalf of his said minor child, by which name the minor child shall be known on all occasions and for all purposes.

Dated at Harare on this 17th day of February, 2020. — Vhurandeni Makuku, c/o Makuku Law Firm Legal Practitioners, Suite 401, Fourth Floor, Silundika House, 22, George Silundika Avenue, Harare. 408659f

CHANGE OF NAME

TAKE notice that, on the 12th day of February, 2020, before me, Innocent Tinashe Gonese, a legal practitioner and notary public, appeared Edson Njanje (born on 27th July, 1972) who changed his name to Edson Sithole, who also changed the name of his child Mizpah Njanje (born on 21st February, 2005) to Mizpah Sithole, so that, henceforth, for all purposes and occasions he shall be known by the name Edson Sithole and his minor child as Mizpah Sithole, respectively.

Dated at Harare this 12th day of February, 2020.—Innocent Tinashe Gonese, c/o Mapendere & Partners, applicant’s legal practitioners, Eleventh Floor, Causeway Building, corner Simon Vengai Muzenda Street/Central Avenue, Harare. 408248f

CHANGE OF NAME

TAKE notice that, on the 10th day of February, 2020, before me, Peter Joseph Moor, a legal practitioner and notary public, appeared Shinga Mavis Simba (born on 5th June, 1984) who changed her name to Bathabile Amogelang Buthelezi, so that, henceforth, for all purposes and occasions she shall be known by the name Bathabile Amogelang Buthelezi. —Peter Joseph Moor, c/o Messrs Wintertons, applicant’s legal practitioners, Beverley Place, Selous Avenue, Harare. 204720f

CHANGE OF NAME

TAKE notice that, on the 10th day of February, 2020, before me, Meme Rumbidzai Zvimba, a legal practitioner and notary public, appeared Nyaradzai Delight Marufu (born on 25th January, 1983) who changed his name to Delight Life, so that, henceforth, for all purposes and occasions he shall be known by the name Delight Life.

Dated at Harare this 10th day of February, 2020.—Meme Rumbidzai Zvimba, c/o Zvimba Law Chambers, Third Floor, South Wing, Law Society House, 46, Kwame Nkrumah Avenue, Harare. 408438f

CHANGE OF NAME

TAKE notice that, on the 5th day of February, 2020, before me, Kudzai Lynda Magama, a legal practitioner and notary public, appeared Samson Zvondiwa-Nyakudziranga (born on 22nd June, 1976) who changed his name to Samson Nyakudziranga, so that, henceforth, for all purposes and occasions he shall be known by the name Samson Nyakudziranga.

Dated at Bulawayo this 5th day of February, 2020. —Kudzai Lynda Magama, c/o Legal Aid Directorate, Mhlahlandlela Government Complex, Fifth Floor, Block C, Second Entrance, Bulawayo.

408502f

CHANGE OF NAME

TAKE notice that, on the 4th day of February, 2020, Kumbulani Moyo (born on 22nd April, 1977) (ID 08-680009 R 73) appeared before me, Nonhlanhla Moyo, a legal practitioner and notary public, at Bulawayo, and relinquished the name Kumbulani Moyo and assumed in its place thereof the name Khumbulani Gumede, by which name he shall henceforth be known.—Nonhlanhla Moyo, c/o Messrs Advocate SKM Sibanda and Partners, PO. Box 614, Bulawayo. 408503f

CHANGE OF NAME

TAKE notice that, on the 9th day of October, 2019, before me, Lament Ngwenya, a legal practitioner and notary public, at Bulawayo, appeared Fanwell Ndhlovu and changed his surname from Ndhlovu to Chioneka.

Dated at Bulawayo this 9th day of October, 2019. — Lament Ngwenya, c/o Messrs Mathonsi Ncube Law Chambers, Third Floor, Masiye Business Suites, Fort Street/9th Avenue, Bulawayo. 408504f

CHANGE OF NAME

NOTICE is hereby given that, by notarial deed executed before me, Phillip Tanaka Shumba, a legal practitioner and notary public, at Masvingo, on the 18th day of November, 2019, appeared Rachel Zvomuya and changed her name to Rachel Zimheni, by which name she shall henceforth be known for all purposes.

Dated at Masvingo this 18th day of November, 2019. —Phillip Tanaka Shumba, c/o Mutendi, Mudisi & Shumba Legal Practitioners, 11, Hellet Street, Masvingo. 408706f

CHANGE OF NAME

NOTICE is hereby given that Kelvin Gwesu appeared before me, Edwin Hamunakwadi, a legal practitioner and notary public, at Harare, on this 12th day of February, 2020, and changed his name from Kelvin Gwesu to Kelvin James. —Edwin Hamunakwadi, c/o Hamunakwadi & Nyandoro Law Chambers, 19, Chiremba Road, Hillside, Harare. 408537f

LOST CERTIFICATE OF REGISTRATION

NOTICE is hereby given that the under-mentioned certificate of registration, issued in the name of Albert Kudzanai Kabvara, has been lost or mislaid and that application will be made to the Provincial Mining Director, Manicaland Province, Mutare, at the expiration of 30 days from the date of publication of the notice, for the issue of a duplicate thereof.

<i>Registration number</i>	<i>Name of block</i>
G3607	Cairmdhu A1

Dated at Mutare this 6th day of February, 2020. — Albert Kudzanai Kabvara, applicant. 408511f

LOST CERTIFICATE OF REGISTRATION

NOTICE is hereby given that the under-mentioned certificate of registration, issued in the name of Philip Makanya, has been lost or mislaid and that application will be made to the Provincial Mining Director, Mashonaland Central Province, Bindura, at the expiration of 30 days from the date of publication of the notice, for the issue of a duplicate thereof.

<i>Registration number</i>	<i>Name of block</i>
21085 B.M.	Yellow Jacket

Dated at Bindura this 7th day of February, 2020. —Philip Makanya, applicant. 408436f

LOST CERTIFICATE OF REGISTRATION

NOTICE is hereby given that the under-mentioned certificate of registration, issued in the name of Tonga Zhou Syndicate, has been lost or mislaid and that application will be made to the Provincial Mining Director, Midlands Province, Gweru, at the expiration of 30 days from the date of publication of the notice, for the issue of a duplicate thereof.

<i>Registration number</i>	<i>Name of block</i>
9739	Central 26

Dated at Gweru this 5th day of February, 2020. —Tonga Zhou Syndicate, Vanguard Mine Compound, Mberengwa. 408509f

LOST CERTIFICATE OF REGISTRATION

NOTICE is hereby given that the under-mentioned certificate of registration, issued in the name of Owen Tonga, has been lost or mislaid and that application will be made to the Provincial Mining Director, Midlands Province, Gweru, at the expiration of 30 days from the date of publication of the notice, for the issue of a duplicate thereof.

<i>Registration number</i>	<i>Name of block</i>
8030	Berea 20

Dated at Gweru this 9th day of February, 2020. — Owen Tonga applicant, Vanguard Mine Compound, Mberengwa. 408510f

LOST DEED OF TRANSFER

NOTICE is hereby given that I intend to apply for a certified copy, in lieu of the original, issued on the 5th of March, 1960, under Deed of Transfer 618/60, made in favour of Johann Louis Sievi (born on 24th April, 1928) owner of certain piece of land situate in the district of Salisbury called Stand 268 Parktown Township of Lot 8 of Parktown Extension of Upper Waterfall, measuring 1,001 9 acres.

All persons having any objections to, or wishing to make any representations in connexion with, the issue of such copy, are hereby required to lodge same, in writing, with the Deeds Registry, at Bulawayo, within 14 days from the date of publication of this notice.

Dated at Harare this 11th day of February, 2020. — Legal Aid Directorate, 38, Nelson Mandela Avenue, Harare. 408432f

LOST DEED OF TRANSFER

NOTICE is hereby given that application will be made to the Registrar of Deeds, at Harare, for a certified copy of Deed of Transfer 6940/98, made in favour of Ranson Madziva Nherera (born on 26th August, 1969) (ID 22-117262 B 22) and Bertha Nherera (born on 8th July, 1969) (ID 63-816033 B 22), whereby certain piece of land situate in the district of Salisbury called Stand 2632 Marlborough Township of Stand 2576 Marlborough Township, measuring 504 square metres, was conveyed.

All persons claiming to have any objections to the issue of such copy, are hereby required to lodge same, in writing, with the Registrar of Deeds, at Harare, within 14 days of publication of this notice.

Dated at Harare this 7th day of February, 2020. — Machinga Mutandwa, applicant's legal practitioners, 44, Fereday Drive, Eastlea, Harare. 408433f

LOST DEED OF TRANSFER

NOTICE is hereby given that we intend to apply for a replacement copy of Deed of Transfer 1592/2017, dated 19th April, 2017, held by Loveness Siankope Mutimutema (born on 16th May, 1954) (ID 63-615403 B 79) in respect of certain piece of land being Stand 2627 Warren Park Township of Warren Park, measuring 200 square metres.

All persons having any objections to, or wishing to make any representations in connexion with, the issue of such copy, are hereby required to lodge same, in writing, with the Deeds Registry, at Harare, within 14 days from the date of publication of this notice. —Loveness Siankope Mutimutema, 809, Acacia Street, Old Windsor, Ruwa. 408434f

LOST DEED OF TRANSFER

NOTICE is hereby given that an application will be made to the Registrar of Deeds, at Harare, for a replacement copy of Deed of Transfer 290/2004, dated 23rd January, 2004, made in favour of Wilbert Kuda Andrew and Leonorah Mashonganyika Aisam in respect of certain piece of land called Stand 1265 situate in the district of Hartley Township Lands situate in the district of Hartley, measuring 2 573 square metres.

All persons having any objections to, or wishing to make any representations in connexion with, the issue of such copy, are hereby required to lodge same, in writing, with the Deeds Registry, at Harare, within 14 days from the date of publication of this notice.

Dated at Harare this 30th day of January, 2020.—P. Takadiyi & Associates, Suite 501, Fifth Floor, Insurance Centre, 30, Samora Machel Avenue, Harare. 408435f

LOST DEED OF TRANSFER

NOTICE is hereby given that we intend to apply for a certified copy of Deed of Transfer 7015/87, dated 7th October, 1987, made in favour of Samson Manjengwa (born on 7th May, 1938) and Agnes Manjengwa (born on 1st May, 1952), whereby certain piece of land being The Remainder of Lot 522 of Greendale situate in the district of Salisbury, measuring 5 510 square metres, was conveyed.

All persons having any objections to, or wishing to make any representations in connexion with, the issue of such copy, are hereby required to lodge same, in writing, with the Registrar of Deeds, at Harare, within 14 days from the date of publication of this notice. — Mtetwa & Nyambirai, applicant's legal practitioners, 2, Meredith Drive, Eastlea, Harare. 408418f

LOST DEED OF TRANSFER

NOTICE is hereby given that an application will be made to the Registrar of Deeds, at Harare, for a certified copy of Deed of Transport 7846/95, made in favour of Mandlenkosi Barbara Maseko-Phili, whereby certain 2 504 square metres of land called Stand 14260 Salisbury Township of Salisbury Township Lads, situate in the district of Salisbury, was conveyed.

All persons claiming to have any objections to the issue of such copy, are hereby required to lodge same, in writing, with the Registrar of Deeds, at Harare, within 14 days of publication of this notice.

Dated at Harare this 29th day of January, 2020. —Chinogwenya & Zhangazha, applicant's legal practitioners, No. 22, Nigel Philip Road, Eastlea, Harare. 408247f

LOST DEED OF TRANSFER

NOTICE is hereby given that application will be made for a replacement copy of Deed of Transfer 3111/2005, dated 14th June, 2005, made in favour of Terence Muteru Chinyowa (born on 27th May, 1975), whereby certain piece of land situate in the district of Salisbury called Stand 7761 Ruwa Township of Dispute Estate, measuring 585 square metres, was conveyed.

All persons having any objections to, or wishing to make any representations in connexion with, the issue of such copy, are hereby required to lodge same, in writing, with the Registrar of Deeds, at Harare, within 14 days of the date of publication of this notice. — Wintertons, legal practitioners, Harare. 204722f

LOST DEED OF TRANSFER

NOTICE is hereby given that we intend to apply for a certified copy of Deed of Transfer 538/2008, registered on the 17th March, 2008, in favour of Betty Piety Dube (born on 13th September, 1956) over certain piece of land situate in the district of Bulawayo being Stand 556 Cowdray Park Township of Stand 2 Cowdray Park Township, measuring 200 square metres.

All persons having any objections to, or wishing to make any representations in connexion with, the issue of such copy, are hereby required to lodge same, in writing, with the Deeds Registry, at Bulawayo, within 14 days after the date of publication of this notice. — Mathonsi Ncube Law Chambers, legal practitioners, Third Floor, Masiye Business Suites, corner 9th Avenue and Fort Street, Bulawayo. 408506f

LOST DEED OF TRANSFER

NOTICE is hereby given that application will be made for a certified copy of Deed of Transfer 3027/87, dated 8th September, 1987, made in favour of Johanna Frederika Jovner (born on 14th November, 1923), whereby certain piece of land situate in the district of Gwelo being Lot 8A West Gweru Block in extent 36,862 5 hectares, was conveyed.

All persons having any objections to, or wishing to make any representations in connexion with, the issue of such copy, are hereby required to lodge same, in writing, with the Deeds Registry, at Bulawayo, within 14 days from the date of publication of this notice. —Jumo Mashoko & Partners, applicant's legal practitioners, 54—7th Street, Gweru. 408507f

LOST DEED OF TRANSFER

NOTICE is hereby given that we intend to apply for a certified copy of Deed of Transfer 9699/2005, dated 21st November, 2005, whereby certain piece of land situate in the district of Lomagundi, called Stand 2821 Chinhoyi Township of Stand 2000 Chinhoyi Township, measuring 855 square metres, was conveyed to Timothy Maregere (born on 28th August, 1865) (ID 12-001446 Z 22).

All persons having any objections to, or wishing to make any representations in connexion with, the issue of such copy, are hereby required to lodge same, in writing, with the Deeds Registry, at Harare, within 14 days of the date of publication of this notice. 408575f

LOST DEED OF TRANSFER

NOTICE is hereby given that we intend to apply for a certified copy of Deed of Transfer 6401/83, dated 3rd November, 1983, made in favour of Graham John Gaylard (born on 22nd April, 1936) in respect of certain piece of land situate in the district of Salisbury called Lot 2 of Lot 7H Block + D Avondale, measuring 2 751 square metres.

All persons claiming to have any objections to the issue of such copy, are hereby required to lodge same, in writing, with the Registrar of Deeds, at Harare, within 14 days of the day of publication of this notice. — Matizandzo & Warhurst, legal practitioners, No. 8, Downie Avenue, Alexandra Park, Harare. 408571f

LOST DEED OF TRANSFER

NOTICE is hereby given that an application will be made to the Registrar of Deeds, at Harare, for a certified copy of Deed of Transfer 2577/89, dated 8th March, 1989, made in favour of Douglas Dakapai Chikohora (ID 08-047832 S 04) (born on 10th March, 1959), whereby certain piece of land measuring 1,512 2 hectares being Stand 272 Helens Vale Township of Lot 39A Helens Vale situate in the district of Salisbury, was conveyed.

All persons claiming to have any objections to the issue of such copy, are hereby required to lodge same, in writing, with the Deeds Registry, at Harare, within 14 days from the date of publication of this notice.

Dated at Harare this 12th day of February, 2020. —Mangeyi Law Chambers, 117-119, Rotten Row, Harare. 408719f

LOST DEED OF TRANSFER

NOTICE is hereby given that we intend to apply for a certified copy of Deed of Transfer 2061/98, dated 12th March, 1998, made in favour of Nanlon Investments (Private) Limited (Company Registration 7750/97), dated 18th August, 1997), whereby certain 2,023 2 hectares of land called The Remaining Extent of Lot 7 of Lots A and B called Adylinn of Bluff Hill, was conveyed.

All persons having any objections to, or wishing to make any representations in connexion with, the issue of such copy, are hereby required to lodge same, in writing, with the Deeds Registry, at Harare, within 14 days from the date of publication of this notice—Honey & Blanckenberg, applicant's legal practitioners, 200, Herbert Chitepo Avenue, Harare. 408718f

LOST DEED OF TRANSFER

NOTICE is hereby given that we intend to apply for a certified copy of Deed of Transfer 7106/83, dated 1st December, 1983, made in favour of Joram Gonera (born on 2nd June, 1944), whereby certain piece of land situate in the district of Victoria being Stand 646 Fort Victoria Township, measuring 2 577 square metres, was conveyed.

All persons having any objections to, or wishing to make any representations in connexion with, the issue of such copy, are hereby required to lodge same, in writing, with the Deeds Registry, at Harare, within 14 days from the date of publication of this notice. — Chirairo & Associates, applicant's legal practitioners, 524, Greenfield Street, Masvingo. 408722f

LOST DEED OF TRANSFER

NOTICE is hereby given that we intend to apply for a certified copy of Deed of Transfer 1746/2003, dated 4th April, 2003, made in favour of Jones Maeresera in respect of certain piece of land situate in the district of Gatooma being Stand 3150 Rimuka Township of Rimuka A, measuring 313 square metres.

All persons having any objections to, or wishing to make any representations in connexion with, the issue of such copy, are hereby required to lodge same, in writing, with the Deeds Registry, at Harare, within 14 days from the date of publication of this notice.

Dated at Harare on this 10th day of February, 2020.—Chizengeya Maeresera & Chikumba, applicant's legal practitioners, Eleventh Floor, Michael House, 62, Nelson Mandela Avenue, Harare.

408655f

LOST DEED OF TRANSFER

NOTICE is hereby given that we intend to apply for a certified copy of Deed of Transfer 9031/71, dated 22nd June, 1971, passed in favour of Nathaniso Sukuta (Registration Certificate No. X6266, Marandellas), in respect of certain piece of land situate in the district of Marandellas called Chimbghanda 46, measuring sixty-one point six two two two (61,622 2) hectares.

All persons having any objections to, or wishing to make any representations in connexion with, the issue of such copy, are hereby required to lodge same, in writing, with the Deeds Registry, at Harare, within 14 days from the date of publication of this notice.

Dated at Harare this 5th day of February, 2020. — Solomon Nthaniso, 1, Beacon Road, Hatfield, Harare.

408656f

LOST DEED OF TRANSFER

NOTICE is hereby given that we intend to apply for a certified copy of Deed of Transfer 5294/85, dated 30th September, 1985, registered in favour of Maxwell Dakarai Sithole (born on 25th July, 1953) and Esther Sithole (born on 15th November, 1953), whereby certain piece of land situate in the district of Salisbury called Stand 458 Athlone Township of Lot 2A Green Grove, measuring 4 382 square metres, was conveyed.

All persons having any objections to, or wishing to make any representations in connexion with, the issue of such copy, are hereby required to lodge same, in writing, with the Registrar of Deeds, at Harare, within 14 days from the date of publication of this notice. — Koto and Company Legal Practitioners, Suite 4, First Floor, Kopje House, Robert Mugabe Road/Kaguvi Street, Harare. 408657f

LOST DEED OF TRANSFER

NOTICE is hereby given that Farai Siyakurima in his capacity as the executor testamentary of the estate of the late Jane Chiorea also known as Jenifer Mahlanze (DR 2648/2015) intends to apply for a certified copy of Deed of Transfer 6507/83, dated 7th November, 1983, issued in favour of Jenifer Mahlanze (born on 23rd September, 1939), whereby certain piece of land situate in the district of Salisbury called Stand 17 Mtita Township of Lot 14A Waterfall Induna, measuring 4 404 square metres, was conveyed.

All persons claiming to have any objections to the issue of such copy, are hereby required to lodge same, in writing, with the Registrar of Deeds, at Harare, within 14 days from the date of publication of this notice.

Dated at Harare this 17th day of February, 2020. — Sawyer & Mkushi, Eleventh Floor, Social Security Centre, corner Sam Nujoma Street/Julius Nyerere Way, PO. Box 3312, Harare. 408658f

LOST DEED OF TRANSFER

NOTICE is hereby given that we intend to apply for a certified copy of Deed of Transfer 7456/2002, dated 23rd July, 2002, registered over certain piece of land situate in the district of Salisbury called Remainder of Lot 13 of Tynwald, measuring 12,341 7 hectares, made in favour of Tassel (Private) Limited.

All persons claiming to have any objections to the issue of such copy, are hereby required to lodge same, in writing, with the Registrar of Deeds, at Harare, within 14 days of publication of this notice. — Chitewe Law Practice, legal practitioners, 212a, Sam Nujoma Street, Avondale, Harare.

408710f

LOST DEED OF TRANSFER

NOTICE is hereby given that we intend to apply for a certified copy of Deed of Transfer 7450/2002, dated 23rd July, 2002, registered over certain piece of land situate in the district of Salisbury called Stand 582 Tynwald Township 19 of Lot 13 of Tynwald, measuring 8 094 square metres, made in favour of Squarekey Investments (Private) Limited.

All persons claiming to have any objections to the issue of such copy, are hereby required to lodge same, in writing, with the Registrar of Deeds, at Harare, within 14 days of publication of this notice. — Chitewe Law Practice, legal practitioners, 212a, Sam Nujoma Street, Avondale, Harare.

408711f

LOST DEED OF TRANSFER

NOTICE is hereby given that we intend to apply for a certified copy of Deed of Transfer 7451/2002, dated 23rd July, 2002, registered over certain piece of land situate in the district of Salisbury called Stand 577 Tynwald Township 19 of Lot 13 of Tynwald, measuring 8 709 square metres, made in favour of Altenburg Investments (Private) Limited.

All persons claiming to have any objections to the issue of such copy, are hereby required to lodge same, in writing, with the Registrar of Deeds, at Harare, within 14 days of publication of this notice. — Chitewe Law Practice, legal practitioners, 212a, Sam Nujoma Street, Avondale, Harare.

408712f

LOST DEED OF TRANSFER

NOTICE is hereby given that we intend to apply for a certified copy of Deed of Transfer 7452/2002, dated 23rd July, 2002, registered over certain piece of land situate in the district of Salisbury called Stand 578 Tynwald Township 19 of Lot 13 of Tynwald, measuring 8 094 square metres, made in favour of Engelhard Investments (Private) Limited.

All persons claiming to have any objections to the issue of such copy, are hereby required to lodge same, in writing, with the Registrar of Deeds, at Harare, within 14 days of publication of this notice. — Chitewe Law Practice, legal practitioners, 212a, Sam Nujoma Street, Avondale, Harare.

408713f

LOST DEED OF TRANSFER

NOTICE is hereby given that we intend to apply for a certified copy of Deed of Transfer 7454/2002, dated 23rd July, 2002, registered over certain piece of land situate in the district of Salisbury, called Stand 581 Tynwald Township 19 of Lot 13 of Tynwald, measuring 8 094 square metres, made in favour of Sicone Investments (Private) Limited.

All persons claiming to have any objections to the issue of such copy, are hereby required to lodge same, in writing, with the Registrar of Deeds, at Harare, within 14 days of publication of this notice. — Chitewe Law Practice, legal practitioners, 212a, Sam Nujoma Street, Avondale, Harare.

408714f

LOST DEED OF TRANSFER

NOTICE is hereby given that we intend to apply for a certified copy of Deed of Transfer 7455/2002, dated 23rd July, 2002, registered over certain piece of land situate in the district of Salisbury called Stand 580 Tynwald Township 19 of Lot 13 of Tynwald, measuring 8 094 square metres, made in favour of Nersand Investments (Private) Limited.

All persons claiming to have any objections to the issue of such copy, are hereby required to lodge same, in writing, with the Registrar of Deeds, at Harare, within 14 days of publication of this notice. — Chitewe Law Practice, legal practitioners, 212a, Sam Nujoma Street, Avondale, Harare.

408715f

LOST DEED OF TRANSFER

NOTICE is hereby given that we intend to apply for a certified copy of Deed of Transfer 7453/2002, dated 23rd July, 2002, registered over certain piece of land situate in the district of Salisbury called Stand 579 Tynwald Township 19 of Lot 13 of Tynwald, measuring 8 094 square metres, made in favour of Everpure Investments (Private) Limited.

All persons claiming to have any objections to the issue of such copy, are hereby required to lodge same, in writing, with the Registrar of Deeds, at Harare, within 14 days of publication of this notice. — Chitewe Law Practice, legal practitioners, 212a, Sam Nujoma Street, Avondale, Harare. 408716f

LOST DEED OF TRANSFER

NOTICE is hereby given that we intend to apply for a certified copy of Deed of Transfer 48/84, made in favour of Nicholus Muvuro Berejena, whereby certain piece of land situate in the district of Salisbury called Stand 615 Marlborough Township Extension 4 of Marlborough Central, measuring 4 996 square metres, was conveyed.

All persons having any objections to the issue of such copy, are hereby required to lodge same, in writing, with the Deeds Registry, at Harare, within 14 days from the date of publication of this notice. — Mangwirow Law Chambers, Chegutu. 408717f

LOST MORTGAGE BOND

NOTICE is hereby given that I intend to apply for certified copy of Mortgage Bond 193/2000, dated 10th January, 2000, made in favour of Steven Mabarani Chigubu (born on 26th September, 1930), whereby the mortgage bond was registered over certain piece of land situate in the district of Salisbury called Lot 12 X Ardbennie Township of Ardbennie, measuring 8 109 square metres, which copy was lost.

All persons who wish to make any objections to, or make any representations in connexion with, the issue of such copy, are hereby required to lodge same, in writing, with the Deeds Registry, at Harare, within 14 days from the date of publication of this notice and notify the applicant, at the address given hereunder. — Chambati, Mataka & Makonese Legal Practitioners, Third Floor, Francis House, No. 71, Jason Moyo Avenue, Harare. 447934f

CANCELLATION OF MORTGAGE BOND

NOTICE is hereby given that we intend to apply for cancellation of Mortgage Bond 867/2006, dated 3rd July, 2006, in the sum of ZW\$2 000 000,00, passed by Jitendra Patel Investments (Private) Limited, whereby certain piece of land situate in the district of Bulawayo being Stand 13550 Bulawayo Township, measuring 3,507 8 hectares, held under Deed of Transfer 3564/2005, dated 1st December, 2005, was mortgaged in favour of NMB Bank Limited.

All persons claiming to have any objections to, or wishing to make any representations in connexion with, the cancellation of such copy, are hereby required to lodge same, in writing, with the Deeds Registry, at Bulawayo, within 14 days from the date of publication of this notice. — Dube-Tachiona and Tsvangirai Legal Practitioners, First Floor, Mimosa House, 9th Avenue, between Fort Street/JMN Nkomo Street, Bulawayo. 408508f

CANCELLATION OF MORTGAGE BOND

NOTICE is hereby given that we intend to apply for the cancellation of Mortgage Bond 2674/80, dated 30th September, 1980, valued at ZW\$11 250,00, passed by Norah Chigama (born on 18th June, 1927) in favour of Central Africa Building Society (CABS).

All persons having any objections to, or wishing to make any representations in connexion with, the cancellation of such copy, are hereby required to lodge same, in writing, with the Deeds Registry, at Bulawayo, within 14 days from the date of publication of this notice. — Pundu & Company, applicant's legal practitioners, Office 8, Second Floor, Ramjis Building, 11th Avenue/Robert Mugabe Way, Bulawayo. 408505f

CANCELLATION OF MORTGAGE BONDS

NOTICE is hereby given that we intend to apply for the cancellation of—

- (1) Mortgage Bond 8670/2006, dated 27th July, 2006, for the sum of \$487 006 906,00; and
- (2) Mortgage Bond 5062/99, dated 15th June, 1999, for the sum of \$1 059 000,00;

passed by Stanley Tendai Chirinda (born on 5th November, 1956) in favour of CBZ Building Society (formerly known as Beverley Building Society) hypothecating certain piece of land situate in the district of Harare called Stand 137 Ruwa Township 10 of Pinelands of Subdivision A of Galway Estate, measuring 4,969 5 hectares, held under Deed of Transfer 4561/99, dated the 15th July, 1999.

All persons claiming to have any right or title in or to the said bonds, which are lost, are hereby required to lodge their objections or representations, in writing, with the Deeds Registry, at Bulawayo, within 14 days of the date of publication of this notice.

Dated at Harare this 11th day of February, 2020.—Wintertons, applicant's legal practitioners, 11, Selous Avenue, Harare. 204721f

CANCELLATION OF MORTGAGE BOND

NOTICE is hereby given that we intend to apply for cancellation of Mortgage Bond 1432/86, over certain 4 374 square metres of land called Stand 178 Marimba Park Township of Marimba Park situate in the district of Salisbury passed by Tobias Majaji Musariri in favour of The Agricultural Finance Corporation.

All persons having any objections to, or wishing to make any representations in connexion with, the issue of such copy, are hereby required to lodge same, in writing, with the Deeds Registry, at Harare, within 14 days from the date of publication of this notice. — Elfes Chimbera, Acting Chief Executive Officer, Agricultural Bank of Zimbabwe Limited, Hurudza House, 14-16, Nelson Mandela Avenue, Harare. 408569f

CANCELLATION OF MORTGAGE BOND

NOTICE is hereby given that we intend to apply for the replacement copy of Notarial Deed MA 681/2012, dated 26th June, 2012, for Dacomb Trust.

All persons claiming to have any objections to the issue of such copy, which has been lost, are hereby required to lodge their objections or representations, in writing, with the Deeds Registry, at Harare, within 14 days from the date of publication of this notice. — W. L. Buranga, c/o MawereSibanda Commercial Lawyers, Tenth Floor, Chiyedza House, cnr First Street/Kwame Nkrumah Avenue, Harare. 408538f

Case H.C.1571/16
XREF:1943/16

IN THE HIGH COURT OF ZIMBABWE

Held at Bulawayo.

In the matter between Kaison Moyo, plaintiff, and Khanya Matjaka, 1st respondent, and The Director of Housing and Community Services, Pumula Housing Office, N.O., 2nd respondent.

Bulawayo: Thursday, the 22nd day of June, 2017.

Before the Honourable Mr. Justice Makonese.

Mr. K. M. Nxumalo for the applicant.

WHEREUPON, after reading documents filed of record and hearing

Mr. K M Nxumalo for the applicant.

IT IS ORDERED THAT:

1. The 1st respondent be, and is hereby, ordered that upon service of this order upon him, to attend forthwith, to the office of the 2nd respondent and thereat sign all the documents necessary to effect transfer of ownership of Stand No. 23372, Pumula South, Bulawayo, to the applicant.

2. Failing (1) above, the Sheriff of Zimbabwe, Bulawayo, or his or her lawful assistant be, and are hereby, authorised and directed to sign all the documents necessary, in the stead of the 1st respondent, to effect transfer of ownership of Stand No. 23372, Pumula South, Bulawayo, to applicant.

3. The 1st respondent be, and is hereby, ordered to pay costs of suit.

BY THE JUDGE.

DEPUTY REGISTRAR.
408501f

Case CCG.72/20
 IN THE CHILDREN'S COURT
 FOR THE PROVINCE OF MASHONALAND
 Held at Harare.

In the matter of the application of Loreen Zondo (ID 84-025389 T 84) for an order that she be appointed the guardian of Ian Vuyo Mutereko (born on 19th November, 2005) and McDonald Melusi Mutereko (born on 9th July, 2009), in terms of section 9(3) of the Guardianship of Minors Act [Chapter 5:08].

TAKE notice that application is hereby made for an order appointing Loreen Zondo as the legal guardian of Ian Vuyo Mutereko and McDonald Melusi Mutereko, minor children, and affidavits and other documents shall be used in support of the application.

Further take notice that the application will be heard on the 6th day of March, 2020, at 8.30 a.m. or soon thereafter as the matter may be heard.

Dated at Harare this 6th day of February, 2020.—Takaindisa Law Chambers, applicant's legal practitioners, 4, Alex Smith Road, Eastlea, Harare. 408437f

IN THE CHILDREN'S COURT
 FOR THE PROVINCE OF MIDLANDS
 Held at Gweru.

NOTICE is hereby given that an application will be heard on the 4th of March, 2020, at Gweru Magistrates Court, at 8.00 a.m. for the appointment of a Felistas Chibike a female adult of No. 34, 7th Street Extension, Windsor Park, Gweru, to be guardian of a minor female child Beatrice Chibike (born on 29th July, 2009) whose biological parents Precious Dube and Braine Chibike are both deceased.

All persons having any objections to, or wish to make any representations in connexion with, the issue of such copy, are hereby required to lodge same, in writing, with the Clerk of Court, at Gweru, within seven days from the date of publication of this notice. — Mhaka Attorneys, legal practitioners, Suite 1, First Floor, Elizabeth Mansions Building, Robert Mugabe Way, Gweru. 408449f

IN THE CHILDREN'S COURT
 FOR THE PROVINCE OF MATABELELAND NORTH
 Held at Hwange.

WHEREAS an application has been made to the Children's Court, Hwange, for the appointment of Hillary Muchenje (ID 11-082650 H 15) as guardian of Russel Miguel Muunganirwa (born 22nd April, 2013), Quinton Maxwell Muunganirwa (born on 24th March, 2008) and Valerie Mitchell Muunganirwa (born on 19th May, 2009), minor persons alleged to have no natural guardian or tutor testamentary.

Notice is hereby given that the said application will be heard by the said court at 8.00 a.m. on 12th day of March, 2020, at Hwange Magistrates Court.

Any person having an interest or wishing to make representations in the matter may appear at the hearing of the application.— P. Mavura, Clerk of Court (Civil). 408450f

SSB.35/15
 Case HC.1029/13

SHERIFF'S SALE

In the matter between Nkosilathi S. Abu Basutu, plaintiff, and Khulumani Moyo, defendant.

NOTICE is hereby given that the plan of distribution of the purchase-price received from the sale of the under-mentioned property which was sold in pursuance of an order of the High Court will lie for inspection at my office and at the office of the Sheriff, Bulawayo, for a period of 14 days from the date of publication of this notice.

Any person having an interest in the proceeds of the sale and objecting to the said plan of distribution may apply to the High Court to have it set aside or amended, after due notice to me and to other parties interested, stating the grounds for such objection.

“Certain piece of land being Stand 3983 Bulawayo Township of Bulawayo Township Lands situate in the district of Bulawayo, measuring 1 190 square metres.”

If no objections are made to the plan within the time stated in this notice, then I shall confirm the plan.

Sheriff of the High Court,
 First Floor, Old Post Office Building,
 cnr JMN Nkomo Street/Leopold Takawira Avenue, for: Sheriff.
 Bulawayo. 408642f

SSB.02/19
 Case HC.7611/15

SHERIFF'S SALE

In the matter between FBC Building Society, plaintiff, and Chrispen Mayengo, defendant.

NOTICE is hereby given that the plan of distribution of the purchase-price received from the sale of the under-mentioned property which was sold in pursuance of an order of the High Court will lie for inspection at my office and at the office of the Sheriff, Bulawayo, for a period of 14 days from the date of publication of this notice.

Any person having an interest in the proceeds of the sale and objecting to the said plan of distribution may apply to the High Court to have it set aside or amended, after due notice to me and to other parties interested, stating the grounds for such objection.

“Certain piece of land in extent 287 square metres being Stand 19576 Mbizo Township of Stand 479 Mbizo Township situate in the district of Que Que.”

If no objections are made to the plan within the time stated in this notice, then I shall confirm the plan.

Sheriff of the High Court,
 First Floor, Old Post Office Building,
 cnr JMN Nkomo Street/Leopold Takawira Avenue, for: Sheriff.
 Bulawayo. 408643f

SSB.02/15
 Case HC.2694/12

SHERIFF'S SALE

In the matter between CABS, plaintiff, and Famlar Marketing (Private) Limited and others, defendants.

NOTICE is hereby given that the plan of distribution of the purchase-price received from the sale of the under-mentioned property which was sold in pursuance of an order of the High Court will lie for inspection at my office and at the office of the Sheriff, Bulawayo, for a period of 14 days from the date of publication of this notice.

Any person having an interest in the proceeds of the sale and objecting to the said plan of distribution may apply to the High Court to have it set aside or amended, after due notice to me and to other parties interested, stating the grounds for such objection.

“Certain piece of land in extent 1 842 square metres being Stand 2885 Bulawayo Township of Bulawayo Township situate in the district of Bulawayo.”

If no objections are made to the plan within the time stated in this notice, then I shall confirm the plan.

Sheriff of the High Court,
 First Floor, Old Post Office Building,
 cnr JMN Nkomo Street/Leopold Takawira Avenue, for: Sheriff.
 Bulawayo. 408644f

INLAND WATERS SHIPPING ACT [CHAPTER 13:06]

Application for an Ordinary Permit to Provide a Shipping Service

NOTICE is hereby given that Heritage Expeditions Africa (Private) Limited, has made an application to the Inland Waters Shipping Services Board, in terms of section 37 of the Inland Waters Shipping Act [Chapter 13:06], for an ordinary permit, for a period of three years, to offer shipping services with boat hire on Upper Zambezi, Victoria Falls.

Any objections to this application, made in terms of section 40 of the Inland Waters Shipping Act [Chapter 13:06], must be made in the manner prescribed in section 156 of the Inland Waters Shipping Regulations, 1971, and within 28 days after the date of publication in this Gazette, of this notice. — William Sithole, for: Heritage Expeditions Africa (Private) Limited. 408421f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue of a Part II Liquor Licence

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Bar Liquor Licence in respect of premises situate at Murowa Business Centre, Zvishavane, trading as Cliftop Sports Bar, for Julius Hove.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020. — Julius Hove, applicant, Murowa Business Centre, Zvishavane. 408707f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue of a Part II Liquor Licence

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Bottle Liquor Licence in respect of premises situate at Makaha Business Centre, Ward 14, Mudzi District, Mudzi, trading as Kachidza Bottle Store, for Taurai Kachidza.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020. — Taurai Kachidza, applicant, Makaha Primary School, PO. Box 74, Mudzi. 408631f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue of a Part II Liquor Licence

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Bottle Liquor Licence in respect of premises situate at Stand 9691, Glen View 3 Shopping Centre, Harare, trading as Ever Rose Bottle Store, for George Kanyama.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020. — George Kanyama, applicant, 4070, Mvu Street, Tynwald North, Harare. 408660f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue of a Part II Liquor Licence

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Bottle Liquor Licence in respect of premises situate at Mabhunu Business Centre, Lupane, trading as D.D. Mvelase Bottle Store, for Decent Dube.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020. — Decent Dube, applicant, Nhlanhla Secondary School, PO. Box 36, Matabisa, Lupane. 408709f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue of a Part II Liquor Licence

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Bottle Liquor Licence in respect of premises situate at Stand 9064 Salisbury Township of Salisbury Township Lands, Shop 2, Belgravia House, Sam Nujoma Street, Harare, trading as Belgravia Wine & Liquor, for Westgate Liquor Market (Private) Limited.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020. — Westgate Liquor Market (Private) Limited, applicant, Shop 2, Belgravia House, Sam Nujoma Street, Belgravia, Harare. 408661f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue of a Part II Liquor Licence

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Bar Liquor Licence in respect of premises situate at Lot 1, Marshlands, Norton, trading as Richwood Sports Bar, trading as Kwamaiguru, for Michael Chari.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020. — Michael Chari, applicant, 20102, Nhowe Phase 3, Norton. 408720f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue of a Part II Liquor Licence

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Bar Liquor Licence in respect of premises situate at Stand 3778, Crowborough North, Phase 3, Harare, trading as Club Duo, for Tapiwa Manomano.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020. — Tapiwa Manomano, applicant, House 12811, Budiriro 5B, Harare. 408419f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue of a Part II Liquor Licence

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Bottle Liquor Licence in respect of premises situate at Stand 11, Hwedza Growth Point, Hwedza, trading as Skillmass Investments, for Ernest Nyanga.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020. — Ernest Nyanga, applicant, 946, Falls Close, Parktown, Waterfalls, Harare. 408420f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue of a Part II Liquor Licence

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Bottle Liquor Licence in respect of premises situate at Donkwe-Donkwe Business Centre, Kezi, trading as Pumula Abantu Entshonalanga Bottle Store, for Tennyson Sibanda.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020. — Tennyson Sibanda, applicant, Donkwe-Donkwe Business Centre, Kezi. 408528f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue of a Part II Liquor Licence

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Bottle Liquor Licence in respect of premises situate at Mahlaba Zihlangene Business Centre, Mangwe Rural District Centre, Mangwe, trading as Mangwe Bottle Store, for Moses Moyo.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020. — Moses Moyo, applicant, Mhlotshana School, P O. Box 5872, Empandeni, Plumtree. 408525f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue [f a Part II Liquor Licence]

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Bottle Liquor Licence in respect of premises situate at Slope 2 Mine, Insiza District, Filabusi, trading as Slope 2 Mine Bottle Store, for Collen Dube.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28 th February, 2020. — Collen Dube, applicant, Stand 870, Bekezela Township, Filabusi.

408524f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue [f a Part II Liquor Licence]

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Bottle Liquor Licence in respect of premises situate at Saphila Business Centre, Insiza District, Filabusi, trading as Saphila Bottle Store, for Michael Ncube.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28 th February, 2020. — Michael Ncube, applicant, Singwango Secondary School, PO. Box 6, Filabusi.

408523f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue [f a Part II Liquor Licence]

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Bottle Liquor Licence in respect of premises situate at Tshino Business Centre, KH: Douglas Ndlovu, HM: Mahlaba, Chief: Matupula, Tsholotsho North, trading as Umkhumbi Ka Noah Bottle Store, for McLoud Sibanda.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020. — McLoud Sibanda, applicant, Block 19-610, Mpopoma, Bulawayo.

408520f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue [f a Part II Liquor Licence]

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Bottle Liquor Licence in respect of premises situate at Mahlabazihlangene Business Centre, Mangwe Rural District Council, Mangwe, trading as Ko-Matshonisa Bottle Store, for Matshonisa Ncube.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020. — Matshonisa Ncube, applicant, Stand 534, Medium Density, Plumtree.

408519f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue [f a Part II Liquor Licence]

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Bottle Liquor Licence in respect of premises situate at Stand 332, Plumtree CBD, Plumtree, trading as Mainfreight Enterprises (Private) Limited, trading as The Liquorama, for Funny Masotsha.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28 th February, 2020. — Funny Masotsha, applicant, 3061, Mathendele, Plumtree.

408516f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue [f a Part II Liquor Licence]

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Bottle Liquor Licence in respect of premises situate at 704, Fereirra Complex, Zvishavane, trading as Mykitai Bottle Store, for Itai Ncube.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020. — Itai Ncube, applicant, 1156, Eastlea, Zvishavane.

408513f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue [f a Part II Liquor Licence]

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Bottle Liquor Licence in respect of premises situate at Stand 19986, Zengeza 4, Chitungwiza, trading as Mukaro Bottle Store, for Dzingai Mukaro.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020. — Dzingai Mukaro, applicant, 23485, Unit “L”, Chitungwiza.

408439f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue [f a Part II Liquor Licence]

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Beerhall Liquor Licence in respect of premises situate at 2663, Nketa 8, Bulawayo, trading as Nketa 8 Beer Garden, for Mbusi Sibindi.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020. — Mbusi Sibindi, applicant, No. 4, Haddon Avenue, Kumalo, Bulawayo.

408527f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue [f a Part II Liquor Licence]

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Bar Liquor Licence in respect of premises situate at Mugandani Estate, Fairfields Business Centre, Chirumanzu Rural District Council, Mvuma, trading as Chamakanda Cocktail Bar, for Christopher Mutonhori Rwodzi.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020. — Christopher Mutonhori Rwodzi, applicant, Fairfields Business Centre, Mvuma.

447935f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue [f a Part II Liquor Licence]

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Club Liquor Licence in respect of premises situate at Mberengwa Business Centre, Mberengwa, trading as Mberengwa Mining Club, for Tinashe Shumba.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020.—Tinashe Shumba, applicant, Mberengwa Business Centre, Mberengwa.

408568f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue [[a Part II Liquor Licence

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Wholesale Liquor Licence in respect of premises situate at 703, Light Industrial Site, Mandava, Zvishavane, trading as Mykitai Investments, for Itai Ncube.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020. — Itai Ncube, applicant, 1156, Eastlea, Zvishavane. 408512f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue [[a Part II Liquor Licence

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Restaurant Liquor Licence in respect of premises situate at Stand 4052, Magamba Extension, Rusape, trading as The Place Bar and Restaurant, for Tawanda Gutuza.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020. — Tawanda Gutuza, applicant, Stand 3673, Magamba Extension, Rusape. 408515f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue [[a Part II Liquor Licence

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Wholesale Liquor Licence in respect of premises situate at Stand 122, Botswana Road, Heavy Industrial Site, Plumtree, trading as Delta Beverages Plumtree CCD, for Tichaona Siyasengwa.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020. — Tichaona Siyasengwa, applicant, 648, Lemington Road, Belmont, Bulawayo. 408517f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue [[a Part II Liquor Licence

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Bar Liquor Licence in respect of premises situate at Stand 11847, Rutendo, Redcliff, trading as Green Valley, for Jefta Mutema.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020. — Jefta Mutema, applicant, 4954, Infill, Rutendo, Redcliff. 408514f

LIQUOR ACT [CHAPTER 14:12]

Application for the Issue [[a Part II Liquor Licence

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Bar Liquor Licence in respect of premises situate at Gulathi Business Centre, Matobo District, Matobo, trading as Mzansi Cocktail Bar, for Nqobizitha Ncube.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020. — Nqobizitha Ncube, applicant, B2, Njube, Bulawayo. 408518f

LIQUOR ACT [CHAPTER 14:12]

Application for the feuRait II Liquor Licence

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Bar Liquor Licence in respect of premises situate at Stand No. 1, Makhosini Business Centre, Inyathi, trading as The King Sports Bar, for Blessed Ndlovu.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020. — Blessed Ndlovu, applicant, Makhosini Business Centre, Inyathi. 408521f

LIQUOR ACT [CHAPTER 14:12]

Application for the feuFart II Liquor Licence

NOTICE is hereby given that an application, in terms of section 53 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for the issue of a Beerhall Liquor Licence in respect of premises situate at Ntabazinduna, Umguza Rural District Council, Umguza, trading as Mathilika Beerhall, for Amanda Nyoni.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020. — Amanda Nyoni, applicant, 5714, Emganwini, Bulawayo. 408522f

LIQUOR ACT [CHAPTER 14:12]

Application for TlafjifRaltII Liquor Licence

NOTICE is hereby given that an application, in terms of section 58 of the Liquor Act [Chapter 14:12], will be made to the Liquor Licensing Board, Harare, for transfer of the Bottle Liquor Licence in respect of premises situate at 123A, Lobengula Street, Bulawayo, from Shorai Da Silva, trading as Benfila Bottle Store, to Benjamin Masendeke, trading as Benfica Bottle Store.

All persons who have any objections to the application may lodge their objections, in writing, with the Secretary of the Liquor Licensing Board, Harare, not later than the 28th February, 2020.— Benjamin Masendeke, applicant, 61, Cumberland Drive, Hillcrest, Bulawayo. 408526f

ADMINISTRATION OF ESTATE

In the matter of the estate late Shadreck Thebe DRB. 108/20.

NOTICE is hereby given that, on the 27th February, 2020, at 1000 a.m., an edict meeting will be held in the Office of the Master of the High Court, Bulawayo, for the purposes of selecting an executor/ executrix dative.

Dated at Bulawayo on this 6th day of February, 2020. — Nikiwe Ncube-Tshabalala, c/o Ncube-Tshabalala Attorneys, 113A, Broadway House, JMN Nkomo Street, Bulawayo. 408482f

GOVERNMENT[[[GAZETTE

Conditions of Acceptance of Copy

FAILURE to comply with any of the following conditions will result in the rejection of copy, and no responsibility can be accepted if such rejection should affect any date contained in such copy or any requirement of publication on a specific date.

Persons drafting any kind of notices are strongly advised to follow the guidance offered in—

- the Instructions Relating to the Drafting and Typing of Legislation (Attorney-General's Circular 1 of 1978); and
- the Manual of Style for the Drafting and Preparation of copy published by Printflow (Private) Limited;

which two booklets are intended for complementary use.

In these conditions, other than where a particular kind of copy is specified, "copy" means copy for all matter contained in the *Gazette* itself and for subsidiary legislation issued as supplements to the *Gazette*.

1. (1) Other than by prior arrangements, only original typing is accepted.

(2) Carbon-copies are not normally acceptable, other than in cases where the original typing has to be legally retained, elsewhere, as, for example, in the case of a proclamation.

(3) Computer print-outs are not accepted automatically, as discussion may be necessary with regard to the extra time and costs involved.

2. (1) All copy must be clear and legible, and there must be double or one and a half spacing between the lines.

(2) Any corrections or alterations made by the originator, must be clearly effected in blue or black ink, using editorial marks—not proof-reader's marks:

Provided that any copy containing extensive alterations will be rejected.

3. (1) Copy must appear on one side only of each sheet of paper.

(2) Except as is provided in subsection (2) of section 8, paper must not exceed 210 millimetres in width.

(3) If copy comprises two or more sheets of paper, all sheets must be numbered consecutively, in arabic figures, preferably in the top right-hand corner.

(4) Where any matter is added after the copy has been prepared, and such additional matter results in one or more sheets being inserted between those already numbered, all sheets must be renumbered from there onwards—not, for instance 7, 7b, 8, *et cetera*.

4. Photographic copy or copy produced on a duplicating machine may be accepted if it is abundantly clear.

5. (1) Should any copy—

- (a) exceed 10 pages of double-spaced typing on size A4 paper; or
- (b) contain tabular or other matter which involves complicated setting; it will be classed as "lengthy" copy, and will be required to be submitted not less than 21 days before the date of closing for the *Gazette* in which it is to be published.

(2) Lengthy copy may be accepted at less than 21 days' notice if—

- (a) the work involved is of a straight forward and non-tabular nature; and
- (b) the total volume of work on hand for the time being permits its acceptance.

6. Notwithstanding anything to the contrary contained in these conditions, any copy—

- (a) which is of national importance, and which is originated as a matter of urgent necessity, may, by prior arrangement, be accepted late for the current week;
- (b) may, due to shortage of staff or to technical considerations, be delayed until conditions permit its processing.

7. Copy must not be submitted as part of a letter or a requisition. It must appear on a separate sheet of paper, on which there is no instruction or other extraneous matter.

8. (1) In cases where notices have to be published in tabular form, copy must be drafted exactly as it is to appear. If printed forms for any such notices are unavailable, advertisers must prepare their own forms. While it is not necessary to include the preamble, the box-headings must be there, and, where applicable, the number of the form; for example, "Insolvency Regulations—Form 3".

(2) In the case of copy for tabular notices, the provision of subsection (2) of section 3 does not apply.

9. Copy for all advertisements, whether sent by post or delivered by hand, must be accompanied by a requisition or a letter which clearly sets out—

- (a) the name and address of the advertiser; and
- (b) the debtor's code number, if any; and
- (c) the required date or dates of publication.

10. If a typographical error occurs in the *Gazette*, it is rectified as soon as possible by a correcting notice without charge to the ministry or department concerned, subject to the following conditions—

- (a) that such error is reported to the editor within three months from the date of publication; and
- (b) that the relevant copy, upon re-examination, is proved to be abundantly clear; and
- (c) that the correction of such error is legally necessary.

(2) If a drafting error is not detected before publication, the originating ministry or department is required to draft its own correcting notice, take it to the Attorney-General for vetting and pay for such notice to be published.

(3) For the removal of doubt—

- (a) a typographical error is made by a typographer;
- (b) a typist's error is classed as a drafting error by reason of the fact that the officer responsible for drafting failed to check the typist's work.

GOVERNMENT GAZETTE

Authorized Scale of Charges, Times of Closing and Subscription Rate as from [st April, 2019]

Charges for statutory instruments

THE charge for printing statutory instruments is USD0,07 per A5 page and USD0,14 per A4 page multiplied by 2 000 (being the number of copies printed).

Charges for advertisements including general notices

THE area of advertisement multiplied by USD0,80.

Notices which have to appear in tabular form across the full width of the page, such as lost insurance policies, deceased estates, insolvent estates, company liquidations, notices in terms of the Insolvency Act [*Chapter 6:04*], changes of companies' names: US\$30,00 cash per entry.

Notices of intention to alienate a business or the goodwill of a business or any goods or property forming part of a business, otherwise than in the ordinary course of business shall cost USD120,00 cash for the three consecutive publications.

Except in the case of approved accounts, remittances must accompany all copy of advertisements, failing this, copy will be returned with an assessment of charges.

Times of closing

The *Gazette* closes for the receipt of copy for all notices to be published in the normal columns, and for statutory instruments at 11 a.m. on the Monday preceeding the Friday of publication.

Copy for all notices to be set in tabular form must be received by 11 a.m. on the Friday preceeding the Friday of publication.

Any copy which is received after the respective closing-times will automatically be held over for insertion in the *Gazette* of the following week, in which case no responsibility can be accepted if the purpose of the notice is thereby nullified.

When public holidays occur, the normal closing-times are varied, and such variations are notified in the *Gazette* in advance.

All copy must be addressed to Printflow (Private) Limited, and either posted to PO. Box CY 341, Causeway, or delivered direct to the company, in George Silundika Avenue (between Sixth Street and Epton Street), Harare. Envelopes should be marked: *Gazette* copy—urgent.

Regular advertisers and subscribers are requested to advise immediately of any change of address.

Subscription rate

The subscription rate for the *Gazette* for half year is RTG\$720,00 f or soft copy and RTG\$1200,00, for hard copy cash/swipe/EcoCash/transfer payable in advance, to the Chief Executive Officer, Printflow (Private) Limited, and may commence with the first issue of any month.

M. MUTETE,
Publications Officer.

GOVERNMENT GAZETTE

Submission of Copy for Government *Gazette* Statutory Instruments and Notices

IT is hereby notified, for general information, that it is necessary to draw attention to the "Conditions for Acceptance of Copy", which appears in every issue of the *Gazette*; and particularly the need to

submit lengthy copy, in the case of Statutory Instruments, at least 21 days before the date of closing for the *Gazette* in which the notice is to be published.

During the past few months or so there have been many cases where urgent copy for subsidiary legislation, which requires the signature of the President or a minister to give it effect, and which is of national importance, has been sent in for publication in the *Gazette* after closing-time. Whilst I acknowledge that it is the duty of Printflow (Private) Limited to give certain notices special treatment, I am, however, of the view that a *Gazette* Extraordinary has tended to be a must rather than a matter of priority in respect of unwarranted delays of urgent copy.

While every effort will continue to be made to publish Extraordinaries on the required dates, copy must be submitted timeously so that it can be programmed into the printing-work-flow as soon as it is available.

H. MATINGWINA,
Gazette Editor.

Printflow (Private) Limited,
George Silundika Avenue (between Sixth Street
and Epton Street), Harare (PO. Box CY 341, Causeway).

GOVERNMENT PUBLICATION ON SALE
(as available at time of ordering)

THE following publications are obtainable from the following Printflow publication offices: the Printflow Publications Office, Cecil House, 95, Jason Moyo Avenue, Harare (PO. Box CY 341, Causeway); or from the Printflow Publications Office, No. 8, Josiah Chinamano/Manchester Roads (PO. Box 8507), Belmont, Bulawayo; or from the Printflow Publications Office, No. 2, Robert Mugabe Avenue, Mutare (Private Bag Q 7738, Mutare); or from the Printflow Publications Office, Stand No. 7150B, Bradburn Street, Masvingo (Private Bag 9293, Masvingo); MSU Batanai Complex, Senga (PO. Box 1392), Gweru.

A Framework for Economic Reform (1991-95)
An Introduction to Law
Commission of Inquiry into Taxation
Customs and Excise Tariff Notice, 2007
Customs Containerisation Rules
Customs Valuation Manual
Flora zambesiaca, volume I, part II
Flora zambesiaca, volume II, part I
Flora zambesiaca, supplement
Government Gazette (subscription rate for 3 months including postal)
Government Gazette (individual copies)
Manual of River and Lakemanship
Model Building By-laws, 1977
National Manpower Survey, 1981: volume I
National Manpower Survey, 1981: volume II
National Manpower Survey, 1981: volume III
Patents and Trade Marks Journal (subscription for 3 months)
Patents and Trade Marks Journal (individual copies)
Rhodesia law reports, 1970, part 1 and part 2, per part
Rhodesia law reports, 1971, part 1 and part 2, per part
Rhodesia law reports, 1972, part 2, per part
Rhodesia law reports, 1973, part 2, per part
Rhodesia law reports, 1974, part 1 and part 2, per part
Rhodesian law reports, 1975, part 2, per part
Rhodesian law reports, 1976, part 1 and part 2, per part
Rhodesian law reports, 1977, part 2, per part
Rhodesia subsidiary legislation, 1970 (four parts), per set
Rhodesia subsidiary legislation, 1971 (five parts), per part or, per set
Rhodesia subsidiary legislation, 1972 (seven parts), per part
Rhodesia subsidiary legislation, 1973 (seven parts), per part
Rhodesia subsidiary legislation, 1974 (five parts), per part
Rhodesia subsidiary legislation, 1975 (five parts), per part
Rhodesia subsidiary legislation, 1976 (six parts), per part
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Rhodesia subsidiary legislation, 1978 (four parts), per part
Rhodesia subsidiary legislation, 1980 (five parts), per part
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Second Five-Year National Development Plan: 1991-1995
Statutory Instruments, 1980 (five parts), per part
Statutory Instruments, 1981 (four parts), per part
Subsidiary Legislation from 1970 to 1981
Transitional National Development Plan, 1982/83-1984/85: Volume
Transitional National Development Plan, 1982/83-1984/85: Volume
Zimbabwe law reports, from 1965 up to 1984
Zimbabwe law reports, 1983 [Part 1] (soft cover)
Zimbabwe law reports, 1983 [Part 2] (soft cover)
Zimbabwe law reports, 1984 (soft cover)
Zimbabwe Rhodesia subsidiary legislation, 1979 (four parts)

NEW ACTS: REVISED EDITIONS 1996

Individual Acts —

Access to Information and Protection of Privacy Act [Chapter 10:27]
Administration of Estates Act [Chapter 6:01]
Administrative Court Act [Chapter 7:01]
Animal Health Act [Chapter 19:01]
Arbitration Act, 1996 No. 6 of 1996
Audit and Exchequer Act [Chapter 22:03]
Banking Act [Chapter 24:01]
Bills of Exchange Act [Chapter 14:02]
Broadcasting Act [Chapter 12:01]
Broadcasting Services Act [Chapter 2:06]
Building Societies Act [Chapter 24:02]
Capital Gains Tax Act [Chapter 23:01]
Censorship and Entertainments Control Act [Chapter 10:04]
Children's Protection and Adoption Act [Chapter 5:06]
Citizenship of Zimbabwe Act [Chapter 4:01]
Civil Evidence Act [Chapter 8:01]
Civil Matters (Mutual Assistance) Act [Chapter 8:02]
Civil Protection Act [Chapter 10:06]
Commercial Premises Act (Lease Control) [Chapter 14:04]
Commissions of Inquiry Act [Chapter 10:07]
Communal Land Act [Chapter 20:04]
Companies Act [Chapter 24:03]
Competition Act, 1996 (No. 17 of 1996)
Constitution of Zimbabwe
Constitution of Zimbabwe Amendment Act (No. 17 of 2005)
Consumer Contracts Act [Chapter 8:03]
Contractual Penalties Act [Chapter 8:04]
Control of Goods Act [Chapter 14:05]
Co-operative Societies Act [Chapter 24:05]
Copper Control Act [Chapter 14:06]
Copyright and Neighbouring Rights Act [Chapter 26:05]
Criminal Law Amendment Act [Chapter 9:05]
Criminal Law (Codification and Reform) Act [Chapter 9:23]
Criminal Matters Act (Mutual Assistance) [Chapter 9:06]
Farmers Licensing and Levy Act [Chapter 18:10]
Fencing Act [Chapter 20:06]
Fertilizers, Farm Feeds and Remedies Act [Chapter 18:12]
Finance Act [Chapter 23:04]
Firearms Act [Chapter 10:09]
Forest Act [Chapter 19:05]
Food and Food Standards Act [Chapter 15:04]
Gold Trade Act [Chapter 21:03]
Guardianship of Minors Act [Chapter 5:08]
Harmful Liquids Act [Chapter 9:10]
Health Professions Act [Chapter 27:19]
High Court (formerly High Court of Zimbabwe) Act [Chapter 7:06]
Hire-Purchase Act [Chapter 14:09]
Housing and Building Act [Chapter 22:07]
Immigration Act [Chapter 4:02]
Income Tax Act
Industrial Designs Act [Chapter 26:02]
Inland Waters Shipping Act [Chapter 13:06]
Inquests Act [Chapter 7:07]
Insolvency Act [Chapter 6:04]
Insurance Act [Chapter 24:07]
Interpretation Act [Chapter 1:01]
Labour Relations Act [Chapter 28:01]
Labour Relations Amendment Act, 2002 (No. 17 of 2002)
Labour Relations Amendment Act (No. 7 of 2005)
Land Acquisition Act [Chapter 20:10]

Land Survey Act [Chapter 20:12]	Railways Act [Chapter 13:09]
Land Surveyors Act [Chapter 27:06]	Regional, Town and Country Planning Act [Chapter 29:12]
Legal Practitioners Act [Chapter 27:07]	Reserve Bank of Zimbabwe Act [Chapter 22:10]
Liquor Act [Chapter 14:12]	Revenue Authority Act [Chapter 23:11]
Magistrates Court Act [Chapter 7:10]	Road Motor Transportation Act [Chapter 13:10]
Maintenance Act [Chapter 5:09]	Road Traffic Act [Chapter 13:11]
Manpower Planning and Development Act [Chapter 28:02-]	Roads Act [Chapter 13:12]
Marriage Act [Chapter 5:11]	Rural District Councils Act [Chapter 29:13]
Matrimonial Causes Act [Chapter 5:13]	Securities Act [Chapter 24:25]
Mental Health Act, 1996 (No. 15 of 1996)	Serious Offences (Confiscation of Profits) Act [Chapter 9:17]
Mines and Minerals Act [Chapter 21:05]	Shop Licences Act [Chapter 14:17]
Missing Persons Act [Chapter 5:14]	Small Claims Courts Act [Chapter 7:12]
Money Lending and Rates of Interest Act [Chapter 14:14]	Sports and Recreation Commission Act [Chapter 25:15]
National Social Security Authority Act [Chapter 17:04]	Stamp Duties Act [Chapter 23:09]
Official Secrets Act [Chapter 11:09]	State Liabilities Act [Chapter 8:14]
Parks and Wildlife Act [Chapter 20:14]	State Service (Disability Benefits) Act [Chapter 16:05]
Patents Act [Chapter 26:03]	State Service (Pension) Act [Chapter 16:06]
Pension and Provident Fund Act [Chapter 24:09]	Stock Theft Act [Chapter 9:18]
Pneumoconiosis Act [Chapter 15:08]	Stock Trespass Act [Chapter 19:14]
Police Act [Chapter 11:10]	Supreme Court (formerly Supreme Court of Zimbabwe) Act [Chapter 7:13]
Precious Stones Trade Act [Chapter 21:06]	Tobacco Marketing and Levy Act [Chapter 18:20]
Prescribed Rate of Interest Act [Chapter 8:10]	Tourism Act [Chapter 14:20]
Prescription Act [Chapter 8:11]	Trade Marks Act [Chapter 26:04]
Presidential Powers (Temporary Measures) Act [Chapter 10:20]	Trade Measures Act [Chapter 14:23]
Prevention of Corruption Act [Chapter 9:16]	Traditional Beer Act [Chapter 14:24]
Prisons Act [Chapter 7:11]	Traditional Leaders Act [Chapter 29:17]
Private Business Corporation Act [Chapter 24:11]	Traditional Medical Practitioners Act [Chapter 27:14]
Private Investigators and Security Guards (Control) Act [Chapter 27:10]	Trapping of Animals (Control) Act [Chapter 20:21]
Private Voluntary Organizations Act [Chapter 17:05]	Urban Councils Act
Privileges, Immunities and Powers of Parliament Act [Chapter 2:08]	Vehicle Registration and Licensing Act [Chapter 13:14]
Protected Places and Areas Act [Chapter 11:12]	Veterinary Surgeons Act [Chapter 27:15]
Public Accountants and Auditors Act [Chapter 27:12]	War Veterans Act [Chapter 11:15]
Public Health Act [Chapter 15:09]	War Victims Compensation Act [Chapter 11:16]
Public Order and Security Act [Chapter 11:17]	Water Act [Chapter 20:22]
Public Service Act [Chapter 16:04]	Wills Act [Chapter 6:06]
Procurement Act [Chapter 22:14]	ZINWA Act
Radio communication Services Act [Chapter 12:04]	Zimbabwe Stock Exchange Act [Chapter 24:18-]

NOTICES TO CREDITORS AND DEBTORS (pursuant to sections 43 and 66 of the Administration of Estates Act [Chapter 6:01])

ALL persons having claims against the under-mentioned estates are required to lodge them in detail with the executor or representative concerned within the stated periods, calculated from the date of publication hereof, and those indebted thereto are required to pay to the executor or representative the amounts due by them within the same period, failing which legal proceedings will be taken for the recovery thereof.

M.H.C. 7

Number of estate	Name and description of estate	Date of death	Within a period of	Name and address of executor or representative	
2347/2019	Margaret Gweno.....	3.8.2019	30 days	Sinikiwe Fiona Pfuwka, 34, Rhodesville Road, Eastlea, Harare.	408461f
3111/2019	Abas Seckam.....	7.8.2012	30 days	Nadira Ella Seckam, 7, Horatio Avenue, Braeside, Harare.	408462f
3133/2019	David Chemhere.....	30.11.2019	30 days	Rairo Chemhere, 153, Lyndhurst Road, Avondale, Harare.	408463f
168/2014	Elton Zuva.....	22.1.2012	30 days	Claris Tekere, House 22523, Riverside, Makoni, Chitungwiza.	408464f
368/2020	Andrew Chise.....	19.2.2016	30 days	Stella Chise, 10517, Timire Park, Ruwa.	408465f
2852/2019	Sarudzai Pfunguro.....	30.10.2019	30 days	Fungai Pfunguro, 40, Clandon Circle, Belvedere, Harare.	408466f
2727/2019	Matafeni Shumbambiri.....	27.7.2019	30 days	Mike Kovi, 716, Cactus Road, Bindura.	408467f
311/2020	Edison Kaviya.....	7.4.2017	30 days	Theresa Kaviya, 4242—14th Street, Dzivarasekwa 1, Harare.	408468f
2850/2019	James Gore.....	9.10.2019	30 days	Martha Gore, 1694—9th Crescent, Glen View 1, Harare.	408469f
2597/2019	Partson Manyeku.....	7.9.2019	30 days	Emma Manyeku, 30495, Unit "O", Seke, Chitungwiza.	408470f
120/2020	Alexious Yusuf Liwanda.....	3.1.2020	30 days	Doroth Liwanda, K3035, Norton.	408471f
2722/2019	Teresa Chiendambuya.....	7.4.2015	30 days	Solomon Majichi, 3748, Maridale, Norton.	408472f
3095/2018	Seritha S.U. Richard.....	29.9.2018	30 days	Shirley Chingoka, 38, Sandringham Drive, Alexandra Park, Harare.	408473f
2552/2019	Saini Semba.....	2.4.2007	30 days	Tembo Semba, 1420, Zinyengere, Epworth, Harare.	408474f
303/2019	Patrick Zvinaiye Chimonyo.....	3.10.2018	30 days	Charles Benson Farirayi, 7, Hilton Avenue, Greencroft, Harare.	408475f
MS.162/2018	Gift Sizunyu.....	29.4.2005	30 days	Nyasha Foroma, c/o Polka Executor Services, 46, Robertson, Masvingo.	408476f
MS.04/2020	Edward Tavakonz.....	11.12.2019	30 days	Patience Chikomo, House 51, Link Drive, Kwekwe.	408477f
MS.07/2020	Sumani Juma.....	31.10.90	30 days	Leonard Juma, House 19736, Chitenderano Street, Rujeko "C", Masvingo.	408478f
CHP.6/2020	David Makungisa.....	20.12.2011	30 days	Rangarirai Makungisa, 59—076195 E44, 16238/39th Close, Sunningdale, Harare.	408480f

M.H.C. 7 (continued)

Number of estate	Name and description of estate	Date of death	Within a period of	Name and address of executor or representative	
404/2020	Wolfgang Manyepa.....	2.3.2019	30 days	Mabel Manyepa, c/o Chivare Dzingirai Group of Lawyers, Causeway Building, Harare.	408481f
B.309/2017	Ramahlah Nathoo.....	20.11.2015	30 days	Coghlan & Welsh Legal Practitioners, First Capital Bank Building, 8th Avenue/JMN Nkomo Street, Bulawayo.	408483f
B.67/2020	Elias Phios Ndebele.....	21.5.2017	30 days	Nikiwe Ncube-Tshabalala, c/o Ncube- Tshabalala 408484f Attorneys, 113A, Broadway House, JMN Nkomo Street, Bulawayo.	
B.63/2020	Jonathan Chikhadzula.....	7.7.2001	30 days	Mcedisi Chikhadzula, C. 51160, Old Pumula, Bulawayo.	408485f
—	Enaid Bashir Amad Esuf.....	3.5.2018	30 days	Veronica Sybil Esuf, 1A, Moffat Avenue, Hillside, Bulawayo.	408486f
1632/2019	Theresa MS Davies.....	3.12.2018	30 days	Shereen Davies, 19, Windermere Road, Morningside, Bulawayo.	408487f
B.1753/2019	Morgan Ndlovu.....	16.10.2019	30 days	Esinathi Ndlovu, 15460, Nkulumane 12, Bulawayo.	408488f
B.61/20	Evelyn Kwidi.....	17.7.2018	30 days	Viso Kwidi, L-14, Mzilikazi Township, Bulawayo.	408489f
1131/2016	Graham Charles John Wise.....	2.8.2016	30 days	Gavin Wesley John Wise, 1, Willoughby Avenue, North End, Bulawayo.	408490f
894/2019	Melusi Ncube.....	3.6.2019	30 days	Thokozane Ncube, 16, Windermere Road, Morningside, Bulawayo.	408491f
B.264/2018	Jane Maseko.....	11.3.2005	30 days	Elinels Humber Maseko, 7565/35, Tshabalala, Bulawayo.	408492f
405/2018	Stella Sithole.....	28.4.2016	30 days	Onias Sithole, 126, Edenfield Road, Matsheumhlope, Bulawayo.	408493f
B.21/2020	Siphumuzile Ndlovu.....	1.10.2018	30 days	Gift Ndlovu, Nkulumane 146, Bulawayo.	408494f
B.1446/2019	Nonthandonkosi Banana.....	16.9.2003	30 days	Mthokozisi Hillary Ngwenya, 7541/14, Tshabalala, Bulawayo.	408495f
B.657	Emmah Siamaindi.....	20.11.2008	30 days	Crispen Siamaindi, 107, Matshobana, Bulawayo.	408496f
B.19/2020	Jabezi Ndlovu.....	3.3.2000	30 days	Mirriam Ndlovu, 70326/2, New Lobengula, Bulawayo.	408497f
1546/2019	Eneck Ncube.....	2.12.2019	30 days	Bongiwe Ngwenya, 4420, Emganwini, Masotsheni, Bulawayo.	408498f
921/2017	Tshibi Jonathan Moyo also known as Tshibi Moyo . .	19.9.2016	30 days	Maggie Moyo, 7578/51, Tshabalala, Bulawayo.	408499f
B.78/2008	Egnes Emily Tuhwe.....	10.10.2007	30 days	Fremus Executor Services (Private) Limited, LAPP House, cnr Jason Moyo Street and 8th Avenue, Bulawayo.	408500f
83/2020	Nkuma Mathias Nyathi.....	17.8.2008	30 days	Robert Nyathi, 8246, Pumula East, Bulawayo.	408601f
244/2018	Taimon Phiri.....	13.10.2013	30 days	Sibongile Ndlovu, 59810/3, Iminyela, Bulawayo.	408602f
B.97/2020	Ephraim Sibanda.....	17.12.2019	30 days	Moureen Sibanda, 519, Emakhandeni, Bulawayo.	408603f
B.104/2020	Ignatious Msebele.....	7.1.2020	30 days	Loice Msebele, 4108, Emakhandeni, Bulawayo.	408604f
—	Emma Ntini.....	8.6.2019	30 days	Tennyson Mali Sibindi, Lot 1 of S/D of 44, Much Binding Road, Worringham, Esigodini.	408605f
B.1349/2019	Emily Moyo also known as Emily Mphetho Moyo . .	15.5.2018	30 days	Anderson Executor & Trust (Private) Limited, P.O. Box AC 45, Ascot, Bulawayo.	408606f
B.1681/2019	Gerald Alan McChesney.....	4.3.2019	30 days	Elsie Marie Labuschagne, National Executor and Trust, Halyet House, Bulawayo.	408607f
—	Alfred Dhlwayo.....	24.1.2008	30 days	Kudzai Muzingo Dhlwayo, House No. P155B, Dangamvura, Mutare.	408608f
MRE.412/2019	Dick Ranga.....	9.10.2019	30 days	Benjamin Kubgenga Mrewa, c/o Mugwazi Executor Services, 15, Twin Tower, 37, Robert Mugabe Way, Mutare.	408609f
MRE.493/2019	Simon Muchafuruka.....	11.3.2008	30 days	Imagine Chengetai Maluwa, 398, Chikanga, Phase F, Mutare.	408610f
MT.90/2015	Ernest Muchererah.....	3.8.2007	30 days	Constance Muchererah, 157, Chitungo, Sakubva, Mutare.	408611f
MRE.12/2020	Dorcus Munzara.....	15.5.2011	30 days	Getrude Gonhi (nee Munzara), 111, Old Chisamba, Sakubva, Mutare.	408612f
MRE.13/2020	Elisha Mapara.....	25.6.2005	30 days	Florence Annah Mapara, 197, Old Chisamba, Sakubva, Mutare.	408613f
GW.24/2020	Charlie Moyo.....	22.8.2013	30 days	Alphonse Moyo, Baptist Seminary, P.O.Box 657, Gweru.	408614f
MT.362.2007	Machipisa Mbereko.....	5.1.95	30 days	Jeremiah Matenhese, c/o Polka Executor Services, Twin Tower Complex, Mutare.	408615f
MT.116/2001	John Mwachitama.....	29.3.95	30 days	Jeremiah Matenhese, c/o Polka Executor Services, Twin Tower Complex, Mutare.	408616f
GW.21/2020	Samuel Zacheus Kurewa.....	28.7.2019	30 days	Florence R. Kurewa, Plot 15B, Mvuma Road, Gweru.	408617f
MS.278/2019	Rogers Sikwila Makombo.....	25.7.2007	30 days	Tendai Makombo, 17, Norfolk, Windsor Park, Gweru.	408618f
KK.03/2020	Fidres Paradza Swoswera.....	19.12.2019	30 days	Junior Swoswera, 58, Rutendo Road, Redcliff.	408619f
GW.05/2020	Barnaba Guja.....	3.2.2007	30 days	Chaka Mashoko, executor dative's agent, c/o Jumo Mashoko & Partners, 54 - 7th Street, Gweru.	408620f
2773/2019	Nyarai Blessing Lynn Tendepi.....	20.10.2019	30 days	Simon Mukotiwa, 4995, Infil, Rutendo, Redcliff, Kwekwe.	408621f
3/2020	Samuel Sigauke.....	1.1.2020	30 days	Mkalela Thokozile, 3037, Medium Density, Chipinge.	408479f
22/2020	Jonathan Chibaya.....	6.12.2002	30 days	Gladys Chibaya, 18490, Phase 4, Damofalls, Ruwa.	408531f
2316/2019	Peninnah Mhingo.....	16.4.2017	30 days	Mazhetese & Partners, North Wing, Kopje Plaza, cnr Jason Moyo Avenue and Kaguvi Street, Harare.	408532f

M.H.C. 7 (continued)

Number of estate	Name and description of estate	Date of death	Within a period of	Name and address of executor or representative
2315/2015	Davidson Matsa Mlingo.....	30.6.2015	30 days	Mazhetese & Partners, North Wing, Kopje Plaza, 408533f cnr Jason Moyo Avenue and Kaguvi Street, Harare.
3020/2019	Magdolna Szalay.....	12.2007	30 days	Innocent Maja, 99, Twentysdale Road, Hatfield, 408534f Harare.
391/2016	Freda Morris.....	7.8.2015	30 days	Mrs. P.M. Liddell, PO. Box 1181, Harare. 408535f
2407/2015	Hans-Dieter Haag.....	22.5.2013	30 days	Wilmot & Bennet, 44, King George Road, 408536f Avondale, Harare.
1637/2017	Bertha Muyengwa.....	6.7.2006	30 days	Onismas Maromo, Southern Life Executor Services, 408442f 89, Kwame Nkrumah Avenue, Harare.
3094/2019	Simon Goredema.....	30.11.2019	30 days	Patricia Darangwa, c/o Regional Executors & Trust, 408443f Runhare House, 107, Kwame Nkrumah Avenue, Harare.
102/2020	James Mutisi.....	13.3.2003	30 days	Patricia Darangwa, c/o Regional Executors & Trust, 408444f Runhare House, 107, Kwame Nkrumah Avenue, Harare.
MS.03/2020	Jairo Rufetu.....	4.8.2011	30 days	Janet Ndlou, c/o H. Tafa and Associates, Suite 4, 408445f Yaisher House, 80, Hughes Street, Masvingo.
CN.65/2019	Bernard Kapamara.....	17.10.2019	30 days	Chamutsa and Partners, Chinhoyi. 408446f
2433/2019	Jesca Takudzwa Mupotsa.....	4.4.2017	30 days	Annah Mupotsa, Private Bag 8102, Rusape. 408539f
1826/2019	Enock Newton Nedziwe.....	27.5.2019	30 days	Violet Nedziwe, 14, Sefton Road, Bluffhill, Harare. 408564f
3003/2019	Denise Olivia Jeffery.....	22.9.2019	30 days	B.L. Surtree, 5, Harvey Close, Lincoln Green, 408570f Harare.
2131/2017	Daniel Nhandara.....	5.5.2017	30 days	Lloyd Mhishi of Mhishi Nkomo Legal Practice, 408540f 86, McChery Avenue, Eastlea, Harare.
MT.245/2004	Madeos Tediya Urayayi Mudhara.....	5.3.2004	30 days	Oliver Masomera, Ogram Trust Company (Private) 408541f Limited, cnr 49/51, 3rd and 4th, CAIPF Building, Mutare.
211/2019	Lovemore Chawanda Murwira.....	4.3.98	30 days	Isaac Tigere Tichareva, Ogram Trust Company 408542f (Private) Limited, Stand 32045, Makoni Shopping Centre, Chitungwiza.
-	Wisdom Tapera.....	29.8.2011	30 days	Noster Tapera, 34, Leonard, Rimuka, Kadoma. 408550f
-	Koliwe Mhariwa.....	8.1.2019	30 days	Sophia Shumba, Mtetwa Building, No. 617, Colling 408572f Street, Kadoma.
449/2014	Dennis Henry Bradshaw.....	28.11.2011	30 days	P.F. Mutoso of Mutoso Taruvinga & Mhiribidi 408573f Legal Practitioners, 10, Mold Crescent, Kensington, Harare.
MS.131/2018	Benjamin Mubamombe.....	24.3.2013	30 days	Anna Mubamombe, Private Bag 9183, Masvingo. 408708f
221/2012	Wellington M. Chiwara.....	25.2.2006	30 days	Pamela Chiwara-Mangokwani, 12, Pamvura 408623f Gardens, Bluffhill, Harare.
VF.26/2019	Netsai Simbanegavi.....	29.8.2019	30 days	Lincoln Tatenda Milanzi, 1147, Aerodrome, 408624f Victoria Falls.
VF.31/2019	Cornelous Kondowe.....	11.10.2008	30 days	Agnes Kondowe, 3075, Chinotimba, Victoria Falls. 408627f
MRE.503/2019	Vandayi Phillip Dzinopana.....	13.9.2012	30 days	Tapfumiswa Nyamaharo, 40, Horseferry Road, 408630f Mabelreign, Harare.

NOTICES OF LIQUIDATION AND DISTRIBUTION ACCOUNTS LYING FOR INSPECTION
(pursuant to section 52 of the Administration of Estates Act [Chapter 6:01])

NOTICE is hereby given that copies of liquidation and distribution accounts in the under-mentioned estates will be open for the inspection of all persons interested therein for a period of 21 days (or longer if stated) from the dates specified, or from the date of publication hereof, whichever may be the later. Accounts will lie for inspection at the offices specified below. Objections to an account should be lodged with the Master, Harare, or the Assistant Master, Bulawayo, as the case may be. Should no objections be lodged to the account during the period of inspection, the executor concerned will proceed to make payments in accordance therewith.

M.H.C. 28

Number of estate	Name and description of estate	Date or period	Description of account	Office of the
MK.06/2019	Koliwe Mhariwa.....	21 days	First and Final Liquidation and Distribution Account	Magistrates, Kadoma. 408574f
H.109/2016	Tevera Ndinge.....	21 days	First and Final Liquidation and Distribution Account	Master of the High Court, Harare. 408422f
1157/2009	Eunice Makura.....	21 days	First and Final Liquidation and Distribution Account	Master of the High Court, Harare. 408423f
2355/2015	Nyikadzino Makura.....	21 days	First and Final Liquidation and Distribution Account	Master of the High Court, Harare. 408424f
2354/2015	Gillian Makura.....	21 days	First and Final Liquidation and Distribution Account	Master of the High Court, Harare. 408425f
133/2018	Sonani Phinias Mhlanga.....	21 days	First and Final Account	Master of the High Court, Harare. 408426f
2481/2016	Muzvondwa Kennedy Takaedza Mujombi . . .	21 days	First and Final Liquidation and Distribution Account	Master of the High Court, Harare. 408427f

M.H.C. 28 (continued)

Number of estate	Name and description of estate	Date or period	Description of account	Office of the	
2356/2018	Saul Maidze.....	21 days	First and Final Account	Master of the High Court, Harare.	408428f
639/2014	Matilda Chikara.....	21 days	First and Final Account	Master of the High Court, Harare.	408429f
222/2018	Kimon Nicholas Raftopoulos.....	21 days	First and Final Liquidation and Distribution Account	Master of the High Court, Harare.	408430f
H.401/2011	Kingstone Rukande.....	21 days	First and Final Liquidation and Distribution Account	Master of the High Court, Harare.	408431f
295/2000	Morris Dube.....	21 days	First and Final Liquidation and Distribution Account	Master of the High Court, Harare.	408440f
2590/2004	Robert Chamunorwa.....	21 days	First and Final Liquidation and Distribution Account	Master of the High Court, Harare.	408441f
B.03/2020	Mncinyazana Ndlovu.....	21 days	First and Final Account	Magistrates, Tsholotsho.	447937f
MS.214/2018	Musarira Jeremiah Bvure.....	21 days	First and Final Account	Deputy Master of the High Court, Masvingo.	447938f
WE.10/2015	Takaidza Manasa Chideko.....	21 days	First and Final Account	Deputy Master of the High Court, Bulawayo.	447939f
KK.26/2019	Yusufu Nyambalo.....	21 days	First and Final Distribution Account	Magistrates, Kwekwe.	447940f
KK.138/2019	Rumbidzai Chiwada.....	21 days	First and Final Liquidation and Distribution Account	Magistrates, Kwekwe.	447941f
553/2010	Memory J. Musiza.....	21 days	First and Final Account	Master of the High Court, Harare.	447942f
B.1054/2019	Tamari Makgato also known as Tamar Makgatho . .	21 days	First and Final Account	Deputy Master of the High Court, Bulawayo.	447943f
947/2015	Norman Vhudzijena Ntando also known as Norman . Ntando Vudzijena	21 days	First and Final Distribution Account	Deputy Master of the High Court, Bulawayo.	447944f
B.656/2018	Matiya Siamanda.....	21 days	First and Final Account	Deputy Master of the High Court, Bulawayo.	447945f
52/2019	Chibanga Tapson Zulu.....	21 days	First and Final Liquidation and Distribution Account	Magistrates, Hwange.	447946f
B.292/2019	Betty Pietty Dube.....	21 days	First and Final Liquidation and Distribution Account	Deputy Master of the High Court, Bulawayo.	447947f
B.1364/2019	George Masanha.....	21 days	First and Final Account	Deputy Master of the High Court, Bulawayo.	447948f
636/2019	Hilda Mutsena.....	21 days	First and Final Account	Deputy Master of the High Court, Bulawayo.	447949f
B.1214/2016	Rose Ncube.....	21 days	First and Final Account	Deputy Master of the High Court, Bulawayo.	447950f
1881/2019	Keith Rodney Gillman.....	21 days	First and Final Liquidation and Distribution Account	Master of the High Court, Harare.	408249f
249/2019	Stephen Pertzic Musha.....	21 days	First and Final Account	Master of the High Court, Harare.	408250f
GW.149/2019	Precious Munetsi.....	21 days	First and Final Account	Magistrates, Gweru.	408554f
GW.01/2020	Miriam Saka.....	21 days	First and Final Account	Magistrates, Gweru.	408555f
CV.02/2018	Gibson Mutsvangwa Chekerwa.....	21 days	First and Final Account	Magistrates, Chivhu.	408556f
MT.441/2002	Debeer Mwedzi.....	21 days	First and Final Account	Deputy Master of the High Court, Mutare.	408557f
97/2011	Peter Tari.....	21 days	First and Final Account	Master of the High Court, Harare.	408558f
MT.30/2002	Evermary Muyambo.....	21 days	First and Final Account	Deputy Master of the High Court, Mutare.	408559f
B.985/2016	Adam Moyo.....	21 days	First and Final Account	Deputy Master of the High Court, Bulawayo.	408560f
BY.18/2008	Christina Chuene.....	21 days	First and Final Account	Deputy Master of the High Court, Bulawayo.	408561f
B.94/2012	Tito Richard Ncube.....	21 days	First and Final Account	Deputy Master of the High Court, Bulawayo.	408562f
B.1034/2006	Stephen Sibanda.....	21 days	First and Final Account	Deputy Master of the High Court, Bulawayo.	408563f
BY.70/2018	Saidi Yasini Maseko.....	21 days	First and Final Account	Deputy Master of the High Court, Bulawayo.	408565f
1514/2019	Vimbai Mushonga.....	21 days	First and Final Liquidation and Distribution Account	Master of the High Court, Harare.	408566f
1517/2011	Susan Vengesa.....	21 days	First and Final Liquidation and Distribution Account	Master of the High Court, Harare.	408567f
WE.95/2016	Phillip Kumurai Matasva.....	21 days	First and Final Administration and Distribution Account	Master of the High Court, Harare.	408543f

M.H.C. 28 (continued)

Number of estate	Name and description of estate	Date or period	Description of account	Office of the	
H.1621/2004	Dugmore Madanhi.....	21 days	First and Final Administration and Distribution Account	Master of the High Court, Harare.	408544f
MT.130/2003	Chatambudza Musakwa.....	21 days	First and Final Administration and Distribution Account	Deputy Master of the High Court, Mutare.	408545f
MRE.188/2015	Ken Ketai Chiramwiwa.....	21 days	First and Final Administration and Distribution Account	Deputy Master of the High Court, Mutare.	408546f
MT.275/2001	Kenneth Isaac Chiunda.....	21 days	First and Final Administration and Distribution Account	Deputy Master of the High Court, Mutare.	408547f
MT.188/2002	Josephat Mapfunde.....	21 days	First and Final Administration and Distribution Account	Deputy Master of the High Court, Mutare.	408548f
158/2018	Peter Munetsi.....	21 days	First Interim Account	Master of the High Court, Harare.	408549f
1083/2019	Ashlove Tadiwa Mutasa.....	21 days	First and Final Administration and Distribution Account	Deputy Master of the High Court, Mutare.	408651f
B.730/2019	Edna Bhebe.....	21 days	First and Final Liquidation and Distribution Account	Magistrates, Gweru.	408625f
—	Junias Mlilo.....	21 days	First and Final Account	Magistrates, Norton.	408628f
77/2020	Jason Cambitzis.....	21 days	First and Final Liquidation and Distribution Account	Master of the High Court, Harare.	408629f
B.1466/2019	Maxwell Zulu.....	21 days	First and Final Account	Deputy Master of the High Court, Bulawayo.	408622f
972/2014	Abel Manyeya.....	21 days	First and Final Account	Deputy Master of the High Court, Bulawayo.	408529f
422/2019	John Worsley Lowe.....	21 days	First and Final Liquidation and Distribution Account	Master of the High Court, Harare.	408530f

EDICTS: SELECTION OF EXECUTORS, TUTORS AND CURATORS DATIVE
(pursuant to sections 25, 74 and 79 of the Administration of Estate Act [Chapter 6:01])

NOTICE is hereby given that the estate of the under-mentioned deceased persons, minors or persons whose whereabouts are unknown, are unrepresented and that the next of kin, creditors or other persons concerned are required to attend on the dates and at the times and places specified, for the selection of an executor, tutor or curator dative, as the case may be. Meetings in Harare will be held before the Master, in Bulawayo before the Assistant Master; and elsewhere before the District Administrator.

M.H.C. 25

Number of estate	Name and description of estate	Time of meeting		Place of meeting	For selection of
		Date	Hour		
28/2020	Shepherd Magora.....	5.3.2020	10.00 a.m.	Chitungwiza	Executor dative. 408704f
30/2020	Ceaser Tapusira Gwenzi.....	5.3.2020	10.30 a.m.	Chitungwiza	Executor dative. 458705f
MS.21/2020	Farai Muringani.....	26.2.2020	10.30 a.m.	Masvingo	Executor dative. 408701f
MS.23/2020	Jonisaya Abeniah Mhungu.....	26.2.2020	10.30 a.m.	Masvingo	Executor dative. 408702f
MS.22/2020	Misheck Mangano.....	26.2.2020	10.30 a.m.	Masvingo	Executor dative. 408703f
B.1655/2019	Phillip Joseph Ndebele.....	3.3.2020	9.00 a.m.	Bulawayo	Executor dative. 408595f
B.203/2020	Nokhuthula Tihili.....	3.3.2020	9.00 a.m.	Victoria Falls	Executor dative. 408596f
B.202/2020	Violet Sihlahla.....	3.3.2020	9.00 a.m.	Shurugwi	Executor dative. 408597f
B.206/2020	Hedwig Khumalo.....	3.3.2020	9.00 a.m.	Bulawayo	Executor dative. 408598f
B.200/2020	Jack Jackson Sibanda.....	3.3.2020	9.00 a.m.	Tsholotsho	Executor dative. 408599f
B.214/2020	Nyamana Moyo.....	3.3.2020	10.00 a.m.	Bulawayo	Executor dative. 408600f
330/2020	Mushayi Ignatious.....	28.2.2020	8.30 a.m.	Harare	Executor dative. 408576f
2141/2017	Kloppers Christian.....	28.2.2020	8.30 a.m.	Harare	Executor dative. 408577f
2751/2019	Lawsey Betty.....	28.2.2020	8.30 a.m.	Harare	Executor dative. 408578f
312/2020	Marimo George.....	28.2.2020	9.30 a.m.	Harare	Executor dative. 408579f
2966/2019	Mandaza Maniwa.....	28.2.2020	9.30 a.m.	Harare	Executor dative. 408580f
336/2020	Munyati Rodney Langton.....	28.2.2020	9.30 a.m.	Harare	Executor dative. 408581f
342/2020	Rundoza Tarisai Phineas.....	28.2.2020	10.30 a.m.	Harare	Executor dative. 408582f
343/2020	Shoniwa Simon.....	28.2.2020	10.30 a.m.	Harare	Executor dative. 408583f
357/2020	Mutsinze Josiah.....	28.2.2020	11.30 a.m.	Harare	Executor dative. 408584f
360/2020	Matikiti Samuel.....	28.2.2020	11.30 a.m.	Harare	Executor dative. 408585f
350/2020	Dambaza Berry.....	28.2.2020	11.30 a.m.	Harare	Executor dative. 408586f
362/2020	Chipunza Thomas Sena.....	5.3.2020	8.30 a.m.	Harare	Executor dative. 408587f
143/2020	Chimbande Ephraim.....	5.3.2020	8.30 a.m.	Harare	Executor dative. 408588f
361/2020	Tsuro Davies.....	5.3.2020	8.30 a.m.	Harare	Executor dative. 408589f
365/2020	Mahembe Takura.....	5.3.2020	8.30 a.m.	Harare	Executor dative. 408590f
369/2020	Nkomo Jaqueline.....	5.3.2020	9.30 a.m.	Harare	Executor dative. 408591f
294/2020	Nduku Willie.....	5.3.2020	9.30 a.m.	Harare	Executor dative. 408592f
2857/2019	Tigere Tassio.....	5.3.2020	9.30 a.m.	Harare	Executor dative. 408593f
384/2020	Mehta Gullabai Khandubai.....	5.3.2020	10.30 a.m.	Harare	Executor dative. 408594f

COMPANIES ACT [CHAPTER 24:03]

CHANGE OF COMPANIES' NAMES

NOTICE is hereby given, in terms of section 25 of the Companies Act [Chapter 24:03], that application will be made, not less than 14 days from the date of publication of this notice, to the Chief Registrar of Companies, for his approval to change the names of the under-mentioned companies as indicated below.

Number	Name	Change of name to	Agent
5141/2010	SGS Perfzim Laboratories (Private) Limited . .	Performance Laboratory (Private) Limited . .	C. Chimbunu. 447936f

COMPANY LIQUIDATION NOTICES (pursuant to section 284 of the Companies Act [Chapter 24:03])

THE liquidation accounts and plans of distribution and/or contribution in the liquidations mentioned below having been confirmed on the dates as stated, notice is hereby given that a dividend is in course of payment and/or a contribution is in course of collection in the said liquidations, and that every creditor liable to contribute is required to pay forthwith to the liquidator, at the address mentioned, the amount for which he is liable.

Companies Act, Liquidation—Form 10

Number	Name of company	Date when account confirmed	Whether a dividend is being paid, a contribution is being collected, or both	Name of liquidator	Full address of liquidator
CR.27/2015	Afrasia Bank Zimbabwe Limited (in liquidation)	30.1.2020	Dividend being paid	R.F. Saruchera	135, Enterprises Road, Highlands, 408447f Harare.

COMPANY LIQUIDATION NOTICES (pursuant to subsection (1) of section 225 of the Companies Act [Chapter 24:03])

Notice is hereby given that all the assets of the companies mentioned below have been realized, a final dividend (if any) has been distributed to creditors, and where applicable, the rights of contributories have been adjusted among themselves, and a final return (if any) has been made to contributories. Accordingly, it is the intention of the liquidator to apply to the Master of the High Court for his release after not less than three weeks have elapsed from the date of publication of this notice. In considering such application, the Master, who may either grant or withhold the release, will take into consideration any objection lodged with him by any creditor, contributory or other person interested.

Companies Act, Liquidation—Form 12

Number	Name of company	Date of liquidation	Date of confirmation of final account	Name and address of liquidator
CR.26/2012	Karina Textiles (Private) Limited	13.6.2012	9.1.2020	Theresa Grimmel, 26, Cambridge Road, Avondale, Harare. 408448f

SHERIFF'S SALES

Conditions of sale

- The sale is conducted in terms of the rules of the High Court, which provide that it shall be without reserve but subject to the condition that the Sheriff requires to be satisfied that the highest price offered is reasonable, having regard to the circumstances of time and place and the state of the property.
- After the auction, a report on the bidding and on the highest price offered, together with any other relevant information relating to the sale, will be forwarded to the Sheriff, who, if satisfied that the highest price offered is reasonable, having regard to the circumstances of time and place and the state of the property, will declare the highest bidder to be the purchaser.
- In terms of the rules of court, any person having an interest in the sale may, within seven days of the Sheriff having declared the highest bidder to be the purchaser, apply to the High Court to have it set aside on the grounds that the sale was improperly conducted or the property was sold for an unreasonably low sum, or any other good ground.
- In the event of no application being made within the said period of seven days the Sheriff shall confirm the sale.
- During the auction, should any dispute arise as to any bid the property will be put up for sale again.
- The right is reserved to the auctioneer of regulating or refusing any bid.
- The sale shall be for cash and, in addition, the purchaser shall pay—
 - the auctioneer's commission; and
 - the costs of transfer, including conveyancer's charges, stamp-duty and any other fees; and
 - all arrear rates and charges, and any other expenses necessary to complete the transfer.
- Immediately after conclusion of the auction the highest bidder shall, unless other arrangements are made with the auctioneer, deposit with the auctioneer an amount sufficient to cover the auctioneer's commission, and either—
 - advise the Commissioner appointed by the Sheriff, attending the sale of the manner in which he intends to make payment of the purchase-price and other costs and charges in terms of these conditions, and satisfy the Commissioner as to his bona fides and ability to meet his obligations; or
 - effect payment to the Commissioner of the whole of the purchase-price in cash or by cheque or bank draft drawn to the order of the Sheriff.
- The purchase-money, if not paid in full to the Commissioner at the conclusion of the auction shall be paid on or before the registration of the transfer of the property into the name of the purchaser, unless the Sheriff approves other arrangements for discharging the amount due by the purchaser.
- The purchaser shall be liable to pay interest at the rate of twenty-five per cent. per annum in respect of any unpaid balance of the purchase-price with effect from seven days after the date of confirmation of the sale by the Sheriff.
- If the purchaser fails to make payment of the purchase-price and other costs and charges in terms of these conditions of sale, or fails to comply with any conditions of the sale contained herein, the Sheriff shall have the right to apply to a judge of the High Court to have the sale cancelled, and to hold the purchaser liable for any loss or damages sustained, or to employ any other remedy which he may have. In the event of the sale being cancelled, the purchaser shall not be entitled to any increase which the property may realize at a subsequent sale.
- The property is sold as represented by the title-deeds the Sheriff not holding himself liable for any deficiency whatsoever, and renouncing all excess; and the Sheriff does not hold himself responsible for the determination of the boundaries and beacons which shall be the responsibility of the purchaser.
- The property shall be at the risk and profit of the purchaser from the date upon which the Sheriff confirms the sale and the Sheriff gives no warranty of vacant possession.
- The highest bidder may not withdraw his bid in terms of these conditions of sale prior to the date of confirmation of the sale or rejection of his offer by the Sheriff.

S.S. number	Plaintiff and defendant	Description of property	Date, time and place of sale	Auctioneer
B.22/2016	Stanbic Bank Limited VS Multiplex Enterprises (Private) Limited and two others	Certain piece of land being Stand 174 Kensington Township of Kensington situate in the district of Bulawayo, measuring 1,565 8 hectares	28th February, 2020, at 10.00 a.m. at No. 34, Josiah Chinamano Road, Belmont, Bulawayo	Hollands. 408638f
B.35/2019	Kholisiwe Daniso vs Teddy Majoka	Certain piece of land in extent 200 square metres being Stand3892 Cowdray Park of the Helenvale Block situate in the district of Bulawayo	28th February, 2020, at 10.00 a.m. at No. 34, Josiah Chinamano Road, Belmont, Bulawayo	Hollands. 408639f
B.33/2019A	Econet Wireless (Private) Limited VS Fair and Square Investments (Private) Limited and others	Certain piece of land being Stand 881 Gwanda Township of Gwanda Township Lands situate in the district of Gwanda, measuring 2 087 square metres	28th February, 2020, at 10.00 a.m. at No. 34, Josiah Chinamano Road, Belmont, Bulawayo	Hollands. 408640f
B.33/2019B	Econet Wireless (Private) Limited VS Fair and Square Investments (Private) Limited and others	Certain piece of land being Lot 41 Glenville Township of Subdivision 1 of Trenance situate in the district of Bulawayo, measuring 8 052 square metres	28th February, 2020, at 10.00 a.m. at No. 34, Josiah Chinamano Road, Belmont, Bulawayo	Hollands. 408641f
B.15/2017	C. Marufu and seven others VS Midsec Security (Private) Limited	Certain piece of land being Stand 567 Gwelo Township of Stand 1003 Gwelo Township situate in the district of Gwelo, in extent 3 411 square metres	28th February, 2020, at 10.00 a.m. at No. 34, Josiah Chinamano Road, Belmont, Bulawayo	Hollands 408632f
B.13/2018	CABS VS Timecurve Enterprises (Private) Limited and another	Certain piece of land being Stand No. 16538 Pumula South, Bulawayo	28th February, 2020, at 10.00 a.m. at No. 34, Josiah Chinamano Road, Belmont, Bulawayo	Hollands. 408633f
B.32/2019	N. Richards and Company VS B oval Investments (Private) Limited and two others	Stand No. 16360 Simon Kanyemba Street, Runyararo West, Masvingo	28th February, 2020, at 10.00 a.m. at No. 34, Josiah Chinamano Road, Belmont, Bulawayo	Hollands. 408634f
B.01/2020	ZAMCO (Private) Limited VS Clinoid Transport Services (Private) Limited and others	Certain piece of land situate in the district of Que Que being Stand 269 Chicago Township 11 of Lot 17 of Chicago, measuring 4 408 square metres	28th February, 2020, at 10.00 a.m. at No. 34, Josiah Chinamano Road, Belmont, Bulawayo	Hollands. 408635f
B.22/2019	NMB Bank Limited VS Impact Agencies (Private) Limited and others	Certain piece of land situate in the district of Bulawayo being Stand 12172 Bulawayo Township of Stand 12319A Bulawayo Township, measuring 920 square metres	28th February, 2020, at 10.00 a.m. at No. 34, Josiah Chinamano Road, Belmont, Bulawayo	Hollands 408636f
B.02/2020	NMB Bank Limited VS Multiplex Enterprises (Private) Limited and others	Certain piece of land being Stand 179 Kensington Township of Kensington situate in the district of Bulawayo, measuring 1,626 3 hectares	28th February, 2020, at 10.00 a.m. at No. 34, Josiah Chinamano Road, Belmont, Bulawayo,	Hollands 408637f
95/2019	NSSA VS Miniter Holdings (Private) Limited and James Chitenga and Martha Chitenga	Certain piece of land situate in the district of Salisbury, measuring 1 003 square metres called Stand 951 Parktown Township of Lot 17 of Lots 31, 32 and 33 Parktown Extension of Upper Waterfall	28th February, 2020, at 10.00 a.m. at Raylton Sports Club	Drew and Fraser Real Estate. 408662f
102 /2018	Viewsat vs Nyasha Muzavazi	Certain piece of land situate in the district of Salisbury being Stand 324 Carrick Creagh Township of Carrick Creagh of Section 4 of Borrowdale Estate, measuring 1,319 7 hectares	28th February, 2020, at 10.00 a.m. at Raylton Sports Club	Drew and Fraser Real Estate. 408663f
85/2018	Interfin Bank Limited (represented by the Deposit Protection Corporation as liquidator) vs Bluesat Access and Biggie Chitima	Certain piece of land situate in the district of Salisbury called Lot 121 Helensvale Township, measuring 9 196 square metres.	28th February, 2020, at 10.00 a.m. at Raylton Sports Club	Drew and Fraser Real Estate. 408664f
11/2011	Agricultural Bank of Zimbabwe Limited vs Maulvy Investments and Titus Gubwe	Certain 372 square metres of land called Stand 1265 Tynwald South Township of Stand 1042 Tynwald South Township situate in the district of Salisbury	28th February, 2020, at 10.00 a.m. at Raylton Sports Club	Drew and Fraser Real Estate. 408665f
03/2020	Old Mutual Property Investment Corporation Limited and another vs Santiago Pharmacies and two others	Certain piece of land being Stand 805 Midlands township of Lot BC Southview situate in the district of Salisbury, measuring 2 108 square metres.	28th February, 2020, at 10.00 a.m. at Raylton Sports Club	Drew and Fraser Real Estate. 408666f

S.S. number	Plaintiff and defendant	Description of property	Date, time and place of sale	Auctioneer
23/2017	CBZ Bank Limited vs PedalBall Investments (Private) Limited and Others	(i) Certain piece of land situate in the district of Salisbury called Stand 283 Mount Pleasant Township 11 of Lot 35A Mount Pleasant, measuring 4 057 square metres; (ii) Certain 4 057 square metres of land called Stand 284 Mount Pleasant Township 11 of Lot 35A Mount Pleasant situate in the district of Salisbury	28th February, 2020, at 10.00 a.m. at Raylton Sports Club	Drew and Fraser Real Estate. 408667f
92/2019	Stanbic Bank Zimbabwe Limited vs Interzine Investments	Certain piece of land situate in the district of Salisbury, measuring 1 000 square metres called Stand Ryedale Ridge Park Township of Ryedale Park	28th February, 2020, at 10.00 a.m. at Raylton Sports Club	Drew and Fraser Real Estate. 408668f
01/2020	CBZ Bank Limited vs Chilruff Consultants (Private) Limited and others	(i) Certain piece of land situate in the district of Inyanga called Remainder of Lot 3 of Susurumba of Chinaka of Julisdale, measuring 13,875 4 hectares; (ii) Certain piece of land situate in the district of Umtali being Lot 3 Subdivision E of Fernhill, measuring 3,179 7 hectares; (iii) Certain piece of land situate in the district of Umtali called Lot 4 portion of subdivision E of Fern Hill, measuring 1,562 square metres; (iv) Certain piece of land situate in the district of Umtali called Lot 6 of Subdivision E of Fernhill, measuring 3.651 2 morgen	28th February, 2020, at 10.00 a.m. at Raylton Sports Club	Drew and Fraser Real Estate. 408669f
B.77/2019	Gold Dust Township Owners Association vs Smith and another	Certain piece of land situate in the district of Lomagundi called Stand 83 Gold Dust Township of Ayshire, measuring 5 456 square metres	28th February, 2020, at 10.00 a.m. at Raylton Sports Club	Drew and Fraser Real Estate. 408670f
21/2015	Misheck Hogwe vs Taurai Rukwata	Certain piece of land situate in the district of Salisbury called the Remaining Extent of the Remainder of Stand 315 Helensvale Township, measuring, 1,402 6 hectares	28th February, 2020, at 10.00 a.m. at Raylton Sports Club	Drew and Fraser Real Estate. 408672f
98/2019	Interfin Bank Limited vs Florence Nyatsinhe	Half share in certain piece of land situate in the district of Salisbury, measuring 3 057 square metres called Stand 739 Bannockburn Township of Stand 1 Bannockburn Township	28th February, 2020, at 10.00 a.m. at Raylton Sports Club	Drew and Fraser Real Estate. 408673f
192/2013	Metbank Limited vs Clovit Investments and two others	Certain piece of and situate in the district of Goromonzi called Stand 10491 Seki Township, measuring 3 928 square metres	28th February, 2020, at 10.00 a.m. at Raylton Sports Club	Drew and Fraser Real Estate. 408674f
93/2019	Tererai Legal Practice vs Women Development Savings	Certain piece of land situate in the district of Salisbury called Stand 268 Northwood Township 2 of Sumben, measuring 4 263 square metres	28th February, 2020, at 10.00 a.m. at Raylton Sports Club	Drew and Fraser Real Estate. 408675f
15/2019	Clement Chikati vs Crowhill Farm (Private) Limited	Certain piece of land situate in the district of Salisbury called Lot J of Borrowdale Estate, measuring 724,047 5 hectares	28th February, 2020, at 10.00 a.m. at Raylton Sports Club	Drew and Fraser Real Estate. 408676f
02/2020	Laina Manunure vs Energy Tokonyai	Stand 1913 Gatooma Township of Stand 1076 Gatooma Township	28th February, 2020, at 10.00 a.m. at Raylton Sports Club	Drew and Fraser Real Estate. 408677f
89/2019	Agricultural Bank of Zimbabwe Limited vs Central Mashonaland Cooperative	Certain piece of land called Stand 112 Beverley East Township situate in the district of Salisbury	28th February, 2020, at 10.00 a.m. at Raylton Sports Club	Drew and Fraser Real Estate. 408678f
59/2018	Interfin Banking Cooperation Limited, trading as Interfin vs Rodox (Private) Limited	Certain piece of land situate in the district of Salisbury called stand No. 6279 Ruwa Township of Dispute Estate, measuring 992 square metres	28th February, 2020, at 10.00 a.m. at Raylton Sports Club	Drew and Fraser Real Estate. 408679f
89A/2018	CBZ Bank (Private) Limited vs Rosegett (Private) Limited	Certain piece of land situate in the district of Lomagundi called Stand 16 Raffingora Township of Lot 1 Mapumulo, measuring 1 086 square metres	28th February, 2020, at 10.00 a.m. at Raylton Sports Club	Drew and Fraser Real Estate. 408680f
120/2018	Norah Jena vs Tigerenashe Mashava	Half share of Stand No. 446 Strathaven Township 2 of Strathaven Township 2 of Strathaven A, measuring 1 056 square metres	28th February, 2020, at 10.00 a.m. at Raylton Sports Club	Drew and Fraser Real Estate. 408681f
04/2020	ZAMCO (Private) Limited vs Alphavic Management Consultancy	Certain piece of land measuring one thousand six hundred and eight (1 608) square metres called Stand 414 Norton Township hereinafter referred to as the said land in the district of Hartley	28th February, 2020, at 10.00 a.m. at Raylton Sports Club	Drew and Fraser Real Estate. 408682f

S.S. number	Plaintiff and defendant	Description of property	Date, time and place of sale	Auctioneer
39/2019	Kizito Muzembe vs Blessing Maredza and four others	Certain piece of undeveloped land, measuring approximately 337 square metres in extent called 8778 Dehwe Road, Budiriro 5B Township	28th February, 2020, at 10.00 a.m. at Raylton Sports Club	Drew and Fraser Real Estate. 408683f
	Kingdom Bank Africa Limited vs Stanley Mtetwa	Certain piece of land situate in the district of Salisbury called Stand 668 Athlone Township of 96 Athlone Township of Green Grove, measuring 2 103 square metres	28th February, 2020, at 10.00 a.m. at Raylton Sports Club	Drew and Fraser Real Estate. 408684f
63/2011	FBC Bank Limited vs Nosage Commodities (Private) Limited and five others	Certain piece of land situate in the district of Salisbury called stand 264 Northwood Township 2 of Sumben, measuring 4 830 square meters	28th February, 2020, at 10.00 a.m. at Raylton Sports Club	Drew and Fraser Real Estate. 408671f

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51. Zimbabwe National Water Authority (Water Levy) (Amendment) Notice, 2020 (No. 5).
52. Water (Permits) (Amendment) Regulations, 2020 (No. 6).
53. Water (Subcatchment Councils) (Rates) (Amendment) Regulations, 2020 (No. 7).
54. Water (Permits) (Amendment) Regulations, 2020 (No. 4).
55. Customs and Excise (Ports of Entry and Routes) (Amendment) Order, 2020 (No. 20)

Names (Alteration) (Amendment of Schedule) Notice, 2020

IT is hereby notified that the Minister of Local Government and Public Works has, in terms of section 4(1) of the Names (Alteration) Act [*Chapter 10:14*], made the following notice: —

1. This notice may be cited as the Names (Alteration) (Amendment of Schedule) Notice, 2020.

2. The Schedule to the Names (Alteration) Act [*Chapter 10:14*] is amended in Part VII by the insertion in the item relating to buildings of the following—

<i>Old name</i>	<i>New name</i>
New Government Composite Office Building	Mgandane Dlodlo Building
Immigration Building	Chingaira Makoni Building
Central Registry Building	Muchecheterwa Chiwashira Building
Ambassador House	Queen Lozikeyi House
Quality International Hotel	Chinengundu Mashayamombe House
Education Services Centre (Mt. Pleasant)	Mtshane Khumalo Complex
Defence House	Hashim Mbita House
Thomlison Depot	Chimoio Camp Depot
Morris Depot	Mkuhusi Camp Depot
Harare Central Hospital	Sally Mugabe Central Hospital
CID Headquarters Building	Ethan Dube Building
Harare (Cecil House)	Ruth Chinamano House
Gwanda “Governor Complex”	Stephen Jeqe Nkomo Building
Tsholotsho District Office	John Landa Nkomo Building
Kezi District Office	J oana Mafuyana-NkomoBuilding
Lupane Provincial Government Complex	Welshman Mabhena Building
Hwange District Office	Thokozile Mathuthu Building
Chipinge District Complex	William Ndangana Building
Mutare Provincial Complex	Rekayi Tangwena Building
Mutare Provincial Hospital	Victoria Chitepo Provincial Hospital
Marondera Provincial Complex	Ernest Kadungure Building

Names (Alteration) (Amendment of Schedule) Notice, 2020

Old name

Mt Darwin District Complex
Chinhoyi Provincial Complex
Gweru Provincial Complex
Mazoe District Office
Gutu District Complex

New name

George Rutanhire Building
Chinhoyi 7 Heroes Building
Cephas Msipa Building
Joseph Musika Building
Moudy Muzenda Building

Zimbabwe National Water Authority (Water Levy) (Amendment)
Notice, 2020 (No. 5)

THE Minister of Lands, Agriculture, Water and Rural Resettlement has, in terms of section 41 of the Zimbabwe National Water Authority Act [*Chapter 20:25*], and after consultations with the Zimbabwe National Water Authority, and with the approval of the Minister responsible for finance, hereby makes the following notice: —

1. This notice may be cited as the Zimbabwe National Water Authority (Water Levy) (Amendment) Notice, 2020 (No. 5).

2. The Zimbabwe National Water Authority (Water Levy) Notice, 2020, published in Statutory Instrument 95 of 2000 (hereinafter called “the principal notice”), is amended in section 3 by the repeal of subsection (2) and the substitution of—

“(2) The levy payable—

- (a) in respect of direct abstraction of water by a permit holder or an agreement holder, shall be ZWL16.00, per megalitre of water permitted to be abstracted under the permit or water allocated to the agreement holder per quarter;
- (b) in respect of storage of water in any water storage works for the construction of which a permit is or would have been required in terms of section 32(4) of the Water Act [*Chapter 20:24*], shall be the amount specified in the third row of the following table, as obtained by applying a factor of 16 to the yield.

3. The principal notice is amended by the repeal of the Schedule and the substitution of—

Zimbabwe National Water Authority (Water Levy) (Amendment)
Notice, 2020 (No. 5)

“SCHEDULE (Sections 2 and 3)

<i>Coefficient of variation area</i>	<i>Up to 60%</i>	<i>Over 60% to 80%</i>	<i>Over 80% to 100%</i>	<i>Over 100% to 120%</i>	<i>Over 120%</i>
Yield per annum	59%	49%	43%	35%	29%
Levy on capacity per megalitre (as obtained by applying a factor of 16 to the yield)	ZWL9.44	ZWL7.84	ZWL6.88	ZWL5.60	ZWL4.64

The Zimbabwe National Water Authority (Water Levy) (Amendment) Notice, 2009 (No. 4), is repealed.

Water (Permits) (Amendment) Regulations, 2020 (No. 6)

IT is hereby notified that the Minister of Lands, Agriculture, Water and Rural Resettlement, after consultation with the Zimbabwe National Water Authority has, in terms of section 119 of the Water Act [Chapter 20:24], made the following regulations: —

1. These regulations may be cited as the Water (Permits) (Amendment) Regulations, 2020 (No. 6).

2. The Water (Permits) Regulations, 2001, published in Statutory Instrument 206 of 2001, are amended by the insertion of the following fees before existing fees in the First Schedule—

“Raw water use for-bulk monitoring—

	ZWL/m ³
(i) Water fund	15,50
(ii) ZINWA charges	15,00
(iii) Sub-catchment council levy	15,00”.

Ground water use for-bulk monitoring—

	ZWL/m ³
(iv) Water fund	15,50
(v) ZINWA charges	15,00
(vi) Sub-catchment council levy	15,00”.

3. The Water (Permits) (Amendment) Regulations, 2015 (No. 5) published in Statutory Instrument 52 of 2015, are repealed.

**Water (Subcatchment Councils) (Rates) (Amendment) Regulations,
2020 (No. 7)**

THE Minister of Lands, Agriculture, Water and Rural Resettlement has, in terms of section 119 of the Water Act [Chapter 20:24], and after consultation with the Subcatchment Councils, made the following regulations: —

1. These regulations may be cited as the Water (Subcatchment Councils) (Rates) (Amendment) Regulations, 2020 (No. 7).

2. The Water (Subcatchment Councils) (Rates) Regulations, 2005, published in Statutory Instrument 6 of 2005 (hereinafter called “the principal regulations”), are amended by the repeal of section 2 (b) and the substitution of—

“(b) in respect of the direct abstraction of water by a permit holder or other levies as outlined in the Schedule, shall be an amount per quarter obtained by applying the following formula—

$$CxD$$

4

in which—

- C. represents the total volume in megalitres (ML) of the water permitted to be abstracted under permit;
- D. represents the rate specified in the second column of the Schedule.”.

3. The principal regulations are amended by the repeal of the Schedule and the substitution of—

“SCHEDULE (Sections 2 and 3)

	<i>Applicable rate ZWL/ml</i>
Raw water use rates for—	
Local Authorities—water supply	11.50
ZINWA — water supply. . . .	11.50
<u>Industries.....</u>	<u>40.00</u>
<u>Mines.....</u>	<u>80.00</u>

**Water (Subcatchment Councils) (Rates) (Amendment) Regulations,
2020 (No. 7)**

	<i>Applicable rate ZWUml</i>
Commercial farming—irrigation.....	15,00
Commercial farming—dairy cattle watering.....	15,00
Water bottling.....	75,00
Beverage purposes.....	75,00
Recreational use monitoring (quarterly).....	300,00
River monitoring (sand abstraction, mining, milling, processing) (quarterly).....	300,00
Fish and crocodile farming (quarterly).....	300,00
Boating and fish boats (quarterly/boat).....	300,00
Ground water use for—	
ZINWA —water supply.....	11,50
Industries (quarterly).....	20,00
Mines (quarterly).....	30,00
Commercial farming—irrigation (quarterly).....	45,00
Commercial farming—dairy cattle watering (quarterly)	15,00
Ground water use—urban household monitoring (quarterly) .	150,00
Ground water use—institutional use (quarterly).....	225,00
	<i>Applicable rate ZWUrf</i>
Water bottling.....	15,00
Beverage purposes.....	15,00
	<i>Applicable rate ZWL/MW/year</i>
Raw water use rates for hydropower generation—	
Hydropower generation.....	22 500,00
Water fund (hydropower generation).....	22 500,00
	<i>Applicable rate ZWL/ application)</i>
Permit application—	
Authority to drill (commecial/institution).....	750,00
Authority to drill (domestic or household).....	450,00

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	<i>Applicable rate</i> ZWL/application
Ground water permit application—(commercial/institutional	900,00
Ground water permit application—(domestic/household	450,00
Surface water permit.....	300,00
Permit amendments.....	200,00
Permit partitioning, consolidation.....	200,00
Permit cancellation.....	75,00
Permit renewal, extension.....	225,00

Applicable fine
ZWL/offence

Fines and penalties—

Late registration penalty—urban household (late allocation)	75,00
Late registration penalty—commercial.....	375,00
Late registration penalty—institutional.....	375,00
Drilling borehole without authority (property owner).....	1 000,00
Drilling borehole without authority (driller).....	1 500,00
Failure to submit returns (GW4A) (driller).....	500,00
Tempering with flow meter.....	1 000,00
Failure to comply with permit conditions.....	1 500,00
Tempering with dam, basin, outlet works.....	1 500,00
Tempering with the banks, bed or course of a public stream or conduct operations which interfere with any marshes, springs, swamps, or vlei forming the source, or found along the course of a public stream.....	1 500,00”.

4. The Water (Subcatchment Councils) (Rates) (Amendment) Regulations, 2012 (No. 6), published in Statutory Instrument 10 of 2012, are repealed.

Water (Permits) (Amendment) Regulations, 2020 (No. 4)

IT is hereby notified that the Minister of Lands, Agriculture, Water and Rural Resettlement has, in terms of section 119 of the Water Act [Chapter 20:24], made the following regulations: —

1. These regulations may be cited as the Water (Permits) (Amendment) Regulations, 2020 (No. 4).

2. The Water (Permits) Regulations, 2001, published in Statutory Instrument 206 of 2001 (hereinafter called “the principal regulations”), are amended by the repeal of the First Schedule and the substitution of-

“FIRST SCHEDULE (*Section 2*)

FEES

<i>Form No.</i>	<i>Form description</i>	<i>Fee ZWL</i>
W1	Application for a surface water permit.....	350,00
W2	Application for right to conduct operations which will interfere with the bed, etc., of a public stream, or any swamps, etc., forming the source of the stream or found along its course.....	600,00
W3	Application for—	
	Amendment of permit.....	300,00
	Renewal of permit.....	300,00
	Extension of temporary or provisional permit . . .	300,00
	Cancellation of permit.....	100,00
W4	Application for apportionment or allocation of water permit on subdivision/consolidation of land.....	300,00
W5	Petition for Combined Water Scheme.....	350,00
W6	Application for apportionment or allocation of scheduled irrigable area on subdivision/consolidation of land .	300,00
GW 1	Application for authority to sink a well for commercial use or drill a borehole.....	300,00
GW4	Application for—	
	A general permit	300,00

Water (Permits) (Amendment) Regulations, 2020 (No. 4)

<i>Form No.</i>	<i>Form description</i>	<i>Fee</i> US\$
	A specific permit.....	350,00

3. The Water (Permits) Regulations, 2009 (No. 3), published in Statutory Instrument 126 of 2009, are repealed.

Customs and Excise (Ports of Entry and Routes) (Amendment)
Order, 2020 (No. 20)

IT is hereby notified that the Minister of Finance and Economic Development has, in terms of sections 14 and 236 of the Customs and Excise Act [*Chapter 23:02*], made the following notice: —

1. This notice may be cited as the Customs and Excise (Ports of Entry and Routes) (Amendment) Order, 2020 (No. 20).

2. Part I (Ports of Entry) of the Customs and Excise (Ports of Entry and Routes) Order, 2002, published in Statutory Instrument 14 of 2002, hereinafter called the Order, is amended as follows —

(a) by the insertion of a new section 9A after section 9 to read as follows:

“Customs dry ports

9A. (1) Customs dry ports are appointed at the places indicated in the Thirteenth Schedule for the collection of revenue, the report and clearance of goods imported or exported and matters incidental thereto and the general administration of the provisions of the Act.

(2) The customs dry ports set up in terms of subsection (1) are also appointed as places where the Commissioner may establish bonded warehouses for the housing of uncleared goods. The bonded warehouses may be operated by persons authorised by the Commissioner in terms of the Act, and may store and also sell the bonded goods to the general public subject to the purchasers of the said goods paying the duty due and payable on the goods.

(3) The customs dry ports are appointed inland facilities whereby commercial cargo may be consigned to pending final clearance.”.

3. Part II (Prescribed Routes) of the Order, is amended by the repeal of section 19 and substitution with the following—

Customs and Excise (Ports of Entry and Routes) (Amendment)
Order, 2020 (No. 20)

"Payment for special services of officers

19. If an officer is required to perform any duties for the convenience of a particular member of the public at any time or at any place not indicated in this Part, the member of the public requiring the services of an officer shall make application to the proper officer and may be required by the Commissioner to pay for the said services at the rate of \$80,00, per officer per hour or part thereof.”.

4. Parts I and Part II of the First Schedule (Ports of Entry) of the Order are amended by the addition of the following place to the list—
“Mlambapele”.

5. The Fifth Schedule (Customs Houses) of the Order is amended by the addition of the following place to the list—
“Gwanda”.

6. The Twelfth Schedule of the Order is amended as follows—
(a) in Part I by the repeal of Route 15 and the substitution with the following—

“15. Forbes -Plumtree via Murambinda

Forbes Border Post- Christmas Pass - Penhalonga Turn Off - Odzi - Nyazura- Chivhu/HwedzaTurn Off - Dorowa- Murambinda - Chi vhu - Mvuma - Lalapansi - Gweru - Ntabazinduna - Bulawayo - Figtree - Plumtree Border Post.

Designated truck stops:

Murambinda; Chivhu; Mvuma Chicken Slice or Inn; Gweru; Bulawayo.”;

(b) in Part I by the insertion of the following routes after
Route 25—

“26	Beitbridge - Chirundu via Mvuma - Gweru Beitbridge - Ngundu - Masvingo - Mvuma - Lalapansi - Gweru - Kwekwe - Kadoma - Chegutu - Murombedzi - Chinhoyi - Karoi - Makuti - Chirundu. Desirmated truck stops:
	Bubi Garage; Lundi Truck Stop; Masvingo; Mvuma Chicken Slice/Inn; Gweru; Kwekwe; Kadoma; Chinhoyi; Karoi.

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27	<p>Beitbridge - Nyamapanda via Bulawayo - Harare Beitbridge - West Nicholson - Gwanda - Bulawayo - Shangani - Gweru - Kwekwe - Kadoma - Chegutu - Norton - Harare - Mutoko - Nyamapanda</p> <p>Desipuated truck stops: West Nicholson; Gwanda; Bulawayo; Gweru/Consilla; Kadoma; Harare; Bhora; Mutoko Centre.</p>
28	<p>Beitbridge - Forbes via Chiredzi Beitbridge - Ngundu - Triangle - Chiredzi - Chisumbanje - Chibuwe - Nyanyadzi - Hot Springs - Mutare - Forbes.</p> <p>Desipuated truck stops: Bubi Garage; Lundi Truck Stop; Chiredzi; Mutare.</p>
29	<p>Beitbridge - Chirundu via Bulawayo - Harare Beitbridge - West Nicholson - Gwanda - Bulawayo - Shangani - Gweru - Kwekwe - Kadoma - Chegutu - Norton - Harare - Chinhoyi - Karoi - Makuti - Marongora - Chirundu.</p> <p>Desipuated truck stops: West Nicholson; Gwanda; Bulawayo; Gweru/Consilla; Kadoma; Harare; Chinhoyi opposite Chinhoyi High School; Karoi.</p>
30	<p>Beitbridge - Chirundu via Bulawayo - Chegutu - Chinhoyi Beitbridge - West Nicholson - Gwanda - Bulawayo - Shangani - Gweru - Kwekwe - Kadoma - Chegutu - Murombedzi - Chinhoyi - Karoi - Makuti - Marongora - Chirundu.</p> <p>Designated truck stops: West Nicholson; Gwanda; Bulawayo; Kadoma; Chinhoyi opposite Chinhoyi High School; Karoi.</p>
31	<p>Beitbridge - Kariba via Shurugwi, Gweru - Chegutu - Chinhoyi Beitbridge - Ngundu - Chibi turnoff - Shurugwi - Gweru - Kwekwe - Kadoma - Chegutu - Murombedzi - Chinhoyi - Karoi - Makuti - Kariba.</p> <p>Designated truck stops: Bubi Garage; Lundi Truck Stop; Mandamabwe; Gweru/Consilla; Kadoma; Chinhoyi opposite Chinhoyi High School; Karoi.</p>
32	<p>Beitbridge - Forbes via Birchenough Beitbridge - Mwenezi - Masvingo - Nyika - Nyanyadzi - Hotsprings - Sakubva - Forbes.</p> <p>Designated truck stops: Bubi Garage; Lundi Truck Stop; Masvingo; Royi; Nyika; Birchenough; Chakohwa; Mutare.</p>

Customs and Excise (Ports of Entry and Routes) (Amendment)
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33	<p>Beitbridge - Forbes via Murambinda - Nyazura Beitbridge - Mwenezi - Masvingo - Mvuma - Chivhu - Murambinda - Dorowa - Nyazura - Forbes.</p> <p>Designated truck stops: Bubi Garage; Lundi Truck Stop; Masvingo; Mvuma; Chivhu; Murambinda; Nyazura; Mutare.</p>
34	<p>Beitbridge - Kariba via Harare Beitbridge - Ngundu - Masvingo - Mvuma - Chivhu - Harare - Chinhoyi - Karoi - Makuti - Kariba.</p> <p>Designated truck stops: Bubi Garage; Lundi Truck Stop; Masvingo; Mvuma Chicken Slice/Inn; Corona-Mutendi; Harare; Chinhoyi opposite Chinhoyi High School; Karoi.</p>
35	<p>Chirundu - Plumtree via Chegutu Chirundu - Marongora - Makuti - Karoi - Chinhoyi - Murombedzi - Chegutu - Kadoma - Kwekwe - Gweru - Shangani - Bulawayo - Plumtree.</p> <p>Designated truck stops: Deans (Nyamakate area); Karoi; Chinhoyi opposite Chinhoyi High School; Kadoma; Gweru; Bulawayo.</p>
36	<p>Chirundu - Beitbridge via Gweru - Mvuma Chirundu - Marongora - Makuti - Karoi - Chinhoyi - Murombedzi - Chegutu - Kadoma - Kwekwe - Gweru - Lalapansi - Mvuma - Masvingo - Ngundu - Beitbridge.</p> <p>Designated truck stops: Deans (Nyamakate area); Karoi; Chinhoyi opposite Chinhoyi High School; Kadoma; Gweru; Mvuma Chicken Slice/ Inn; Masvingo; Lundi Truck Stop; Bubi Garage.</p>
37	<p>Chirundu - Beitbridge via Harare - Kwekwe - Bulawayo Chirundu - Marongora - Makuti - Karoi - Chinhoyi - Harare - Norton - Chegutu - Kadoma - Kwekwe - Gweru - Shangani - Bulawayo - Gwanda - West Nicholson - Beitbridge.</p> <p>Designated truck stops: Deans (Nyamakate area); Karoi; Chinhoyi opposite Chinhoyi High School; Harare; Kadoma; Gweru; Bulawayo; Gwanda; West Nicholson.</p>

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38	<p>Forbes - Nyamapanda via Musami Forbes - Mutare - Christmas Pass - Rusape - Macheke - Marondera - Musami - Murehwa - Mutoko - Nyamapanda. Designated truck stops: Odzi Suncrest; Halfway; Murehwa; Mutoko Centre.</p>
39	<p>Forbes - Beitbridge via Chiredzi Forbes - Mutare - Hot Springs - Nyanyadzi - Chibuwe - Chisumbanje - Chiredzi - Triangle - Ngundu - Rutenga - Bubi - Beitbridge. Designated truck stops:</p>
	<p>Mutare; Chiredzi; Lundi Truck Stop; Bubi Garage.</p>
40	<p>Forbes - Beitbridge via Nyazura -Murambinda Forbes - Nyazura - Dorowa - Murambinda - Chivhu - Mvuma - Masvingo - Mwenezi - Beitbridge. Designated truck stops:</p>
	<p>Mutare; Nyazura; Murambinda; Chivhu; Mvuma; Masvingo; Lundi Truck Stop; Bubi Garage.</p>
41	<p>Forbes - Plumtree via Harare Forbes - Christmas Pass - Rusape - Macheke - Harare - Norton - Chegutu - Kadoma - Kwekwe - Gweru - Shangani - Bulawayo - Figtree - Plumtree. Designated truck stops: Odzi Suncrest; Halfway; Harare; Kadoma; Gweru/Consilla; Bulawayo.</p>
42	<p>Forbes - Plumtree via Masvingo Forbes - Mutare - Hot Springs - Nyanyadzi - Birchenough Bridge - Masvingo -Zvishavane - Mbalabala - Esigodhini - Bulawayo - Figtree - Plumtree. Designated truck Stops:</p>
	<p>Mutare; Birchenough; Masvingo; Zvishavane; Mbalabala; Bulawayo.</p>
43	<p>Kariba - Plumtree via Chegutu-Bulawayo Kariba - Makuti - Karoi - Chinhoyi - Murombedzi - Chegutu - Kadoma - Kwekwe - Gweru - Shangani - Bulawayo - Figtree - Plumtree. Designated truck stops:</p>
	<p>Deans (Nyamakate area); Karoi; Chinhoyi opposite Chinhoyi High School; Kadoma; Gweru; Bulawayo.</p>

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44	<p>Kariba - Beitbridge via Chinhoyi - Chegutu - Gweru - Shurugwi Kariba - Makuti - Karoi - Chinhoyi - Murombedzi - Chegutu - Kadoma - Kwekwe - Gweru - Shurugwi - Chibi Turnoff - Ngundu - Rutenga - Bubi - Beitbridge.</p> <p>Designated truck stops: Deans (Nyamakate area); Karoi; Chinhoyi opposite Chinhoyi High School; Kadoma; Gweru; Mandamabwe; Chibi Turnoff; Lundi Truck Stop; Bubi Garage.</p>
45	<p>Nyamapanda - Beitbridge Via Harare - Bulawayo Nyamapanda - Mutoko - Juru - Harare - Norton - Chegutu - Kadoma - Kwekwe - Gweru - Shangani - Bulawayo - Gwanda - West Nicholson - Beitbridge.</p> <p>Designated truck stops: Mutoko Centre; Bhora; Harare; Kadoma; Gweru/Consilla; Bulawayo; Gwanda; West Nicholson.</p>
46	<p>Nyamapanda - Forbes via Musami Nyamapanda - Mutoko - Murehwa Road - Musami - Marondera - Macheke - Rusape - Christmas Pass - Mutare - Forbes.</p> <p>Designated truck stops: Mutoko Centre; Murewa; Halfway; Odzi Suncrest.</p>
47	<p>Plumtree - Forbes via Masvingo Plumtree - Figtree - Bulawayo - Esigodhini - Mbalabala - Zvishavane - Masvingo - Birchenough Bridge - Nyanyadzi - Hotsprings - Mutare - Forbes.</p> <p>Designated truck stops: Bulawayo; Mbalabala; Zvishavane; Masvingo; Birchenough; Mutare.</p>
48	<p>Plumtree - Forbes via Harare Plumtree - Figtree - Bulawayo - Shangani - Gweru - Kwekwe - Kadoma - Chegutu - Norton - Harare - Marondera - Macheke - Rusape - Christmas Pass - Mutare - Forbes.</p> <p>Designated truck stops: Bulawayo; Gweru/Clonsila; Kadoma; Harare; Halfway; Odzi Suncrest.</p>
49	<p>Plumtree - Kariba via Chinhoyi Plumtree - Figtree - Bulawayo - Shangani - Gweru - Kwekwe - Kadoma - Chegutu - Murombedzi - Chinhoyi - Karoi - Makuti - Kariba.</p> <p>Designated truck stops: Bulawayo; Gweru; Kadoma; Chinhoyi opposite Chinhoyi High School; Karoi.</p>

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50	<p>Plumtree - Chirundu via Chinhoyi Plumtree - Figtree - Bulawayo - Shangani - Gweru - Kwekwe - Kadoma - Chegutu - Murombedzi - Chinhoyi - Karoi - Makuti - Marongora - Chirundu.</p> <p>Designated truck stops: Bulawayo; Gweru; Kadoma; Chinhoyi opposite Chinhoyi High School; Karoi.</p>
51	<p>Plumtree - Victoria Falls via Bulawayo Plumtree - Figtree - Bulawayo - Kenmore - Lupane - Cross Dete - Hwange - Victoria Falls.</p> <p>Designated truck stops: Bulawayo; Lupane; Cross Dete; Hwange.</p>
52	<p>Victoria Falls - Plumtree via Bulawayo Victoria Falls - Hwange - Kenmore - Bulawayo - Figtree - Plumtree.</p> <p>Designated truck stops: Hwange; Cross Dete; Lupane; Bulawayo.</p>
53	<p>Kazungula - Nyamapanda Via Harare Kazungula — Victoria Falls — Hwange — Lupane — Bulawayo — Shangani — Gweru- Kwekwe — Kadoma — Chegutu — Norton — Harare — Mutoko — Nyamapanda.</p> <p>Designated truck stops: Chinotimba truck stop; Hwange; Cross Dete; Lupane; Bulawayo; Shangani; Gweru; Kwekwe; Kadoma; Chegutu; Norton; Harare; Bhora; Mutoko Centre.</p>
54	<p>Kazungula — Nyamapanda Via Harare Kazungula — Victoria Falls — Hwange — Lupane — Bulawayo — Shangani — Gweru — Lalapansi — Mvuma — Chivhu — Harare — Mutoko — Nyamapanda.</p> <p>Designated truck stops: Chinotimba truck stop; Hwange; Cross Dete; Lupane; Bulawayo; Shangani; Gweru; Mvuma Chicken Slice or Inn; Chivhu; Harare; Bhora; Mutoko Centre.”.</p>

7. Part IV of the Order is amended by the insertion of a new Schedule after the Twelfth Schedule to be called the Thirteenth Schedule as follows—

Customs and Excise (Ports of Entry and Routes) (Amendment)
Order, 2020 (No. 20)

“THIRTEENTH SCHEDULE

CUSTOMS DRY PORTS

- (a) Masvingo;
- (b) Bulawayo;
- (c) Makuti; and
- (d) Mutare.



ZIMBABWE

ACT

To amend the Money Laundering and Proceeds of Crime Act [Chapter 9:24];
and to provide for matters connected therewith or incidental thereto.

ENACTED by the Parliament and President of Zimbabwe.

PART I

PRELIMINARY

1 Title

This Act may be cited as the Money Laundering and Proceeds of Crime (Amendment) Act, 2019.

2 New Chapter IIIA inserted in Cap. 9:24

The Money Laundering and Proceeds of Crime Act [Chapter 9:24] (No. 4 of 2013) is amended by the insertion of the following Chapter after Chapter III —

“CHAPTER IIIA

UNEXPLAINED WEALTH ORDERS

PART I

PRELIMINARY PROVISIONS

37A Interpretation in Chapter IIIA

(1) In this Chapter—

“enforcement authority” means —

- (a) the National Prosecuting Authority; or
- (b) the Zimbabwe Revenue Authority;

“enforcement or investigatory proceedings” means any proceedings in relation to property taken under—

- (a) this Chapter; or
- (b) Chapter IV (“Conviction-based Confiscation and Benefit Recovery Orders and Investigative Powers Appurtenant Thereto”); or
- (c) Chapter V (“Civil Forfeiture of Tainted and Terrorist Property”);

“hold”, in relation to a person holding property, means —

- (a) own or have a beneficial interest in the property; or
- (b) have effective control over the property; or
- (c) act as the trustee of a settlement in which the property is comprised; or
- (d) actually or potentially benefit as a beneficiary in relation to a settlement in which the property is comprised; or
- (e) where the property in question is currency or bearer negotiable instruments, engage in a course of dealing with respect to the property—
 - (i) whether personally or through one or more financial institutions or other agents; and
 - (ii) whether on his or her own behalf or on behalf of another person who may be the owner of or beneficially interested in the property; and
 - (iii) whether by means of a single transaction or two or more transactions;

within a period of a year or any lesser period wherein currency or instruments of an aggregate value of fifty thousand United States dollars or individual sums of more than ten thousand United States dollars is or are exchanged, transferred or otherwise dealt with;

“obtain”, in relation to a person obtaining property, includes —

- (a) to obtain an interest in property; or
- (b) to obtain effective control over the property, or

- (c) to become the trustee of a settlement in which the property is comprised; or
- (d) to become an actual or potential beneficiary in relation to a settlement in which the property is comprised;

“response period” is whatever period the court specifies under section 37B(6) as the period within which the requirements imposed by the unexplained wealth order are to be complied with (or within the latest period, if more than one period is specified in respect of different requirements).

(2) A person is to be taken to have “effective control” over property if, from all the circumstances, it is reasonable to conclude that the person exercises, is able to exercise or is entitled to acquire direct or indirect control over the property.

37B Unexplained wealth orders

(1) The High Court may, on an *ex parte* application made by an enforcement authority, make an unexplained wealth order in respect of any property if the court is satisfied that each of the requirements for the making of the order is fulfilled:

Provided that if the court is not so satisfied, it may dismiss the application or require the applicant to serve notice of the application on the respondent before proceeding with the application.

(2) An application for an order must—

- (a) specify or describe the property in respect of which the order is sought; and
- (b) specify the person whom the enforcement authority thinks holds the property (“the respondent”) (and the person specified may include a person outside Zimbabwe).

(3) An unexplained wealth order is an order requiring the respondent to provide a statement—

- (a) setting out the nature and extent of the respondent’s interest in the property in respect of which the order is made; and
- (b) explaining how the respondent obtained the property (including, in particular, how any costs incurred in obtaining it were met); and
- (c) where the property is held by the trustees of a settlement, setting out such details of the settlement as may be specified in the order; and
- (d) setting out such other information in connection with the property as may be so specified.

(4) The order must specify—

- (a) the form and manner in which the statement is to be given; and
- (b) the person to whom it is to be given; and
- (c) the place at which it is to be given or, if it is to be given in writing, the address to which it is to be sent.

(5) The order may, in connection with requiring the respondent to provide the statement mentioned in subsection (3), also require the respondent to produce documents of a kind specified or described in the order.

(6) The respondent must comply with the requirements imposed by an unexplained wealth order within whatever period the court may specify (and different periods may be specified in relation to different requirements).

(7) Any person subjected to any unexplained wealth order may at any time apply to the High Court that issued the order to set it aside on good cause shown.

37C Requirements for making of unexplained wealth order

(1) In deciding whether to make an unexplained wealth order the High Court must be satisfied that there is reasonable cause to believe that—

- (a) the respondent holds the property; and
- (b) the value of the property is greater than one hundred thousand United States dollars or its equivalent in any currency.

(2) The High Court must be satisfied that there are reasonable grounds for suspecting that the known sources of the respondent's lawfully obtained income would have been insufficient for the purposes of enabling the respondent to obtain or hold the property.

(3) The High Court must be satisfied that there are reasonable grounds for suspecting that—

- (a) the respondent is, or has been, involved in serious crime (whether in Zimbabwe or elsewhere); or
- (b) a person connected with the respondent is, or has been, so involved.

(4) It does not matter for the purposes of subsection (1) —

- (a) whether or not there are other persons who also hold the property;
- (b) whether the property was obtained by the respondent before or after the coming into force of this section.

(5) For the purposes of subsection (2) —

- (a) regard is to be had to any mortgage, charge or other kind of security that it is reasonable to assume was or may have been available to the respondent for the purposes of obtaining the property;
- (b) it is to be assumed that the respondent obtained the property for a price equivalent to its market value;
- (c) income is "lawfully obtained" if it is obtained lawfully under the laws of the country from where the income arises;
- (d) "known" sources of the respondent's income are the sources of income (whether arising from employment, assets or otherwise) that are reasonably ascertainable from available information at the time of the making of the application for the order;

(e) where the property is an interest in other property comprised in a settlement, the reference to the respondent obtaining the property is to be taken as if it were a reference to the respondent obtaining direct ownership of such share in the settled property as relates to, or is fairly represented by, that interest.

(6) For the purposes of this section, section 2A (“When persons deemed to be associates”) of the Income Tax Act [*Chapter 23:06*] applies in determining whether a person is connected with another.

(7) Where the property in respect of which the order is sought comprises more than one item of property, the reference in subsection (1)(b) to the value of the property is to the total value of those items.

37D Effect of order, cases of non-compliance

(1) This section applies in a case where the respondent fails, without reasonable excuse, to comply with the requirements imposed by an unexplained wealth order in respect of any property before the end of the response period.

(2) The property is to be presumed to be tainted property for the purposes of any proceedings taken in respect of the property under this Act, unless the contrary is shown.

(3) The presumption in subsection (2) applies in relation to property—

- (a) only so far as relating to the respondent’s interest in the property; and
- (b) only if the value of that interest is greater than the sum specified in section 37C(1)(b).

(4) For the purposes of subsection (1) —

- (a) a respondent who purports to comply with the requirements imposed by an unexplained wealth order is not to be taken to have failed to comply with the order (see instead section 37E(7));
- (b) where an unexplained wealth order imposes more than one requirement on the respondent, the respondent is to be taken to have failed to comply with the requirements imposed by the order unless each of the requirements is complied with or is purported to be complied with.

(5) Subsections (6) and (7) apply in determining the respondent’s interest for the purposes of subsection (3) in a case where the respondent to the unexplained wealth order is connected with another person who is, or has been, involved in serious crime.

(6) In a case within subsection (5), the respondent’s interest is to be taken to include any interest in the property of the person involved in serious crime with whom the respondent is connected.

(7) Where an unexplained wealth order is made in respect of property comprising more than one item of property, the reference in subsection (3)(b) to the value of the respondent’s interest in the property is to the total value of the respondent’s interest in those items.

37E Effect of order: cases of compliance or purported compliance

(1) This section applies in a case where, before the end of the response period (as defined by section 37B(6)), the respondent complies, or purports to comply, with the requirements imposed by an unexplained wealth order in respect of any property in relation to which the order is made.

(2) If an interim freezing order has effect in relation to the property (see section 37I), the enforcement authority must determine what enforcement or investigatory proceedings, if any, it considers ought to be taken in relation to the property.

(3) A determination under subsection (2) must be made within the period of sixty days starting with the day of compliance.

(4) If the determination under subsection (2) is that no further enforcement or investigatory proceedings ought to be taken in relation to the property, the enforcement authority must notify the High Court of that fact as soon as reasonably practicable (and in any event before the end of the sixty-day period mentioned in subsection (3)).

(5) If there is no interim freezing order in effect in relation to the property, the enforcement authority may (at any time) determine what, if any, enforcement or investigatory proceedings it considers ought to be taken in relation to the property.

(6) A determination under this section to take no further enforcement or investigatory proceedings in relation to any property does not prevent such proceedings being taken subsequently (whether as a result of new information or otherwise, and whether or not by the same enforcement authority) in relation to the property.

(7) For the purposes of this section—

- (a) the respondent complies with the requirements imposed by an unexplained wealth order only if all of the requirements are complied with; and
- (b) references to the day of compliance are to the day on which the requirements imposed by the order are complied with (or, if the requirements are complied with over more than one day, the last of those days); and
- (c) where an order requires the sending of information in writing to, or the production of documents at, an address specified in the order, compliance with the order (so far as relating to that requirement) occurs when the written information is received, or the documents are produced, at that address;

and in paragraphs (a) to (c) references to compliance include purported compliance.

37F Making false or misleading statements in response to unexplained wealth order

(1) A person who, in purported compliance with a requirement imposed by an unexplained wealth order—

- (a) makes a statement that the person knows to be false or misleading in a material particular; or

- (b) makes a statement that is false or misleading in a material particular knowing that there is a real risk or possibility that it may be so false or misleading;

shall be guilty of an offence and liable to a fine not exceeding twenty *per centum* of the value of the property that is the subject of the unexplained wealth order or, if no such value specified, not exceeding twenty thousand United States dollars (US\$20 000) or the equivalent in Zimbabwe dollars at the prevailing interbank rate of exchange) or to imprisonment for a period not exceeding two years, or to both such fine and such imprisonment.

37G Uses in criminal proceedings of statements in response to unexplained wealth order

(1) A statement made by a person in response to a requirement imposed by an unexplained wealth order may not be used in evidence against that person in criminal proceedings.

(2) Subsection (1) does not apply—

- (a) in the case of proceedings under Chapter IV (“Conviction-based Confiscation and Benefit Recovery Orders and Investigative Powers Appurtenant Thereto”); or
- (b) on a prosecution for an offence under section 37F; or
- (c) on a prosecution for an offence of perjury (section 183 of the Criminal Law Code); or
- (d) on a prosecution for some other offence where, in giving evidence, the person makes a statement inconsistent with the statement mentioned in subsection (1).

(3) A statement may not be used by virtue of subsection (2)(d) against a person unless —

- (a) evidence relating to it is adduced; or
- (b) a question relating to it is asked;

by the person or on the person’s behalf in proceedings arising out of the prosecution.

37H Disclosure of information, copying of documents, etc

(1) An unexplained wealth order has effect in spite of any restriction on the disclosure of information (however imposed), but does not confer the right to require a person to—

- (a) answer any privileged question, that is to say a question which the person would be entitled to refuse to answer on grounds of legal professional privilege in proceedings in the High Court; or
- (b) provide any privileged information, that is to say, information which the person would be entitled to refuse to provide on grounds of legal professional privilege in proceedings in the High Court; or
- (c) produce any privileged document, that is to say, any document which the person would be entitled to refuse to produce on grounds of legal professional privilege in proceedings in the High Court;

(however, a legal practitioner may be required to provide the name and address of a client of his or hers).

(3) The enforcement authority may take copies of any documents produced by the respondent in connection with complying with the requirements imposed by an unexplained wealth order.

(4) Documents so produced may also be retained for so long as it is necessary to retain them (as opposed to a copy of them) in connection with an investigation of a kind mentioned Chapter IV (“Conviction-based Confiscation and Benefit Recovery Orders and Investigative Powers Appurtenant Thereto”) in relation to the property in respect of which the unexplained wealth order is made, but if the enforcement authority has reasonable grounds to believe that the documents —

- (a) may need to be produced for the purposes of any legal proceedings; and
- (b) might otherwise be unavailable for those purposes;

they may be retained until the proceedings are concluded.

37I Interim freezing of property in connection with unexplained wealth orders

(1) At the same time and before the same court that an application for an unexplained wealth order is made under section 37B, the applicant enforcement authority may apply for an interim freezing order in respect of all or part of the property that is the subject of the unexplained wealth order applied for.

(2) The High Court may make an interim freezing order in respect of the property if the court considers it necessary to do so for the purposes of avoiding the risk of any confiscation order, benefit recovery order, civil forfeiture order or property seizure order that might subsequently be obtained being frustrated.

(3) An interim freezing order is an order that prohibits the respondent to the unexplained wealth order, and any other person with an interest in the property, from in any way dealing with the property (subject to any exclusions under section 37K).

37J Variation and discharge of interim freezing order

(1) The High Court may at any time vary or discharge an interim freezing order but, before exercising such power, the court must (as well as giving the parties to the proceedings an opportunity to be heard) give such an opportunity to any person who may be affected by its decision.

(2) Any person subjected to an interim freezing order may at any time apply to the High Court that issued the order to set it aside on good cause shown.

(3) The High Court must discharge an interim freezing order, so far as it has effect in relation to any property, in each of the following cases ((a), (b) or (c))—

- (a) at the end of a period of forty-eight hours (beginning with the day after the day with which the sixty-day period mentioned

in section 37E(3) ends, but not including any public holiday), in a case where —

- (i) the respondent complies, or purports to comply, with the requirements imposed by an unexplained wealth order before the end of the response period; and
- (ii) proceedings under Chapter IV (“Conviction-based Confiscation and Benefit Recovery Orders and Investigative Powers Appurtenant Thereto”) or Chapter V (“Civil Forfeiture of Tainted and Terrorist Property”) have not been commenced before the end of the said forty-eight hour period in relation to the property concerned;

or

- (b) proceedings under Chapter IV (“Conviction-based Confiscation and Benefit Recovery Orders and Investigative Powers Appurtenant Thereto”) or Chapter V (“Civil Forfeiture of Tainted and Terrorist Property”) have been commenced before the end of a period of forty-eight hours after the day on which the sixty-day period mentioned in section 37E(3) ends (but not including any public holiday) and the proceedings (including any on appeal) have been determined or otherwise disposed of; or
- (c) the court has received a notification in relation to the property concerned under section 37E(4) (notification from enforcement authority of no further proceedings).

(3) Section 37E(7) applies for the purposes of subsection (2)(a) or (b) in determining whether a person complies, or purports to comply, with the requirements imposed by an unexplained wealth order and when such compliance, or purported compliance, takes place.

(4) Before exercising power under this section to vary or discharge an interim freezing order, the High Court must (as well as giving the parties to the proceedings an opportunity to be heard) give such an opportunity to any person who may be affected by its decision.

37K Exclusions

(1) The power to vary an interim freezing order includes (amongst other things) power to make exclusions as follows —

- (a) power to exclude property from the order; and
- (b) power, otherwise than by excluding property from the order, to make exclusions from the prohibition on dealing with the property to which the order applies.

(2) Exclusions from the prohibition on dealing with the property to which the order applies (other than exclusions of property from the order) may also be made when the order is made.

(3) An exclusion may (amongst other things) make provision for the purpose of enabling any person—

- (a) to meet the person’s reasonable living expenses; or
- (b) to carry on any trade, business, profession or occupation.

(4) An exclusion may be made subject to conditions.

(5) Where the court exercises the power to make an exclusion for the purpose of enabling a person to meet legal expenses that the person has incurred, or may incur, in respect of proceedings under this Chapter, it must ensure that the exclusion—

- (a) is limited to reasonable legal expenses that the person has reasonably incurred or reasonably incurs; and
- (b) specifies the total amount that may be released for legal expenses in pursuance of the exclusion; and
- (c) is made subject to the same conditions as would be the required conditions (see section 43 (“Further orders”) (2)(b) (iii)) if the order had been made under section 82 (“Further provisions in relation to property freezing orders”) (in addition to any conditions under subsection (4)).

(6) The court, in deciding whether to make an exclusion for the purpose of enabling a person to meet legal expenses in respect of proceedings under this Chapter—

- (a) must have regard to the desirability of the person being represented in any proceedings under this Chapter in which the person is a participant; and
- (b) must disregard the possibility that legal representation of the person in any such proceedings might, were an exclusion not made, be made available under the Legal Aid Act (No. 18 of 1996).

(7) If excluded property is not specified in the order it must be described in the order in general terms.

37L Restrictions on proceedings and remedies

(1) While an interim freezing order has effect—

- (a) the High Court may stay any action, execution or other legal process in respect of the property to which the order applies; and
- (b) no execution may be levied against the property to which the order applies except with the leave of the High Court and subject to any terms the court may impose.

(2) If a court (whether the High Court or any other court) in which proceedings are pending in respect of any property is satisfied that an interim freezing order has been applied for or made in respect of the property, it may—

- (a) stay the proceedings; or
- (b) allow them to continue on any terms it thinks fit.

(3) Before exercising a power conferred by this section, the court must (as well as giving the parties to any proceedings concerned an opportunity to be heard) give such an opportunity to any person who may be affected by the court’s decision.

37M Receivers in connection with interim freezing orders

(1) This section applies where the High Court makes an interim freezing order on an application by an enforcement authority.

(2) The court may, on an application by the enforcement authority, by order appoint a receiver in respect of any property to which the interim freezing order applies.

(3) An application under subsection (2) may be made at the same time as the application for the interim freezing order or at any time afterwards.

(4) The application may be made without notice if the circumstances of the case are such that notice of the application would prejudice the right of the enforcement authority to obtain a recovery order in respect of any property.

(5) In its application the enforcement authority may nominate a suitably qualified person for appointment as a receiver who may be a member of staff of the enforcement authority:

Provided that if no application is made under this subsection, the receiver shall be the Asset Management Unit, which shall be deemed to have been appointed as the receiver by the High Court if the interim freezing order is granted.

(6) Unless the receiver in question is the Asset Management Unit, the enforcement authority may apply a sum received by it under section 97(2)(b) in making payment of the remuneration and expenses of a receiver appointed under this section.

(7) Subsection (6) does not apply in relation to the remuneration of the receiver if that person is a member of staff of the enforcement authority (but it does apply in relation to such remuneration if the receiver is a person providing services under arrangements made by the enforcement authority).

37N Powers of receivers appointed under section 37M

(1) If the High Court appoints a receiver under section 37M on an application by an enforcement authority, the court may act under this section on the application of the authority.

(2) The court may by order authorise or require the receiver—

- (a) to exercise any of the following powers in relation to any property in respect of which the receiver is appointed—
 - (i) selling or otherwise disposing of assets comprised in the property which are perishable or which ought to be disposed of before their value diminishes;
 - (ii) where the property comprises assets of a trade or business, carrying on, or arranging for another to carry on, the trade or business;
 - (iii) incurring capital expenditure in respect of the property;
- (b) to take any other steps the court thinks appropriate in connection with the management of any such property

(including securing the detention, custody or preservation of the property in order to manage it).

(3) The court may by order require any person in respect of whose property the receiver is appointed—

- (a) to bring the property to a place specified by the receiver or to place it in the custody of the receiver (if in either case the person is able to do so);
- (b) to do anything the person is reasonably required to do by the receiver for the preservation of the property.

(4) The court may by order require any person in respect of whose property the receiver is appointed to bring any documents relating to the property which are in that person's possession or control to a place specified by the receiver or to place them in the custody of the receiver.

(5) Any prohibition on dealing with property imposed by an interim freezing order does not prevent a person from complying with any requirements imposed by virtue of this section.

(6) A receiver is not liable to any person in respect of any loss or damage resulting from the receiver's dealing with the property if—

- (a) the receiver deals with property that is not property in respect of which the receiver was appointed under section 37M; but
- (b) at the time of dealing with the property the receiver believed on reasonable grounds that he or she was entitled to do so by virtue of the appointment.

(However, this subsection does not apply to the extent that the loss or damage is caused by the receiver's negligence.)

37O Supervision of section 37M receiver and variations

(1) Any of the following persons may at any time apply to the High Court for directions as to the exercise of the functions of a receiver appointed under section 37M—

- (a) the receiver;
- (b) a party to the proceedings for the appointment of the receiver or the interim freezing order concerned;
- (c) a person affected by an action taken by the receiver;
- (d) a person who may be affected by an action proposed to be taken by the receiver.

(2) Before it gives directions under subsection (1) the court must give an opportunity to be heard to—

- (a) the receiver;
- (b) the parties to the proceedings for the appointment of the receiver and for the interim freezing order concerned;
- (c) a person who may be interested in the application under subsection (1).

(3) The court may at any time vary or discharge—

- (a) the appointment of a receiver under section 37M;

- (b) an order under section 37N; or
- (c) directions under this section.

(4) Before exercising a power under subsection (3) the court must give an opportunity to be heard to—

- (a) the receiver;
- (b) the parties to the proceedings for the appointment of the receiver, for the order under section 37M or (as the case may be) for the directions under this section;
- (c) the parties to the proceedings for the interim freezing order concerned;
- (d) any person who may be affected by the court's decision.

37P Compensation

(1) Where an interim freezing order in respect of any property is discharged, the person to whom the property belongs may make an application to the High Court for the payment of compensation.

(2) The application must be made within the period of three months beginning with the discharge of the interim freezing order.

(3) The court may order compensation to be paid to the applicant only if satisfied that—

- (a) the applicant has suffered loss as a result of the making of the interim freezing order; and
- (b) there has been a serious default on the part of the enforcement authority that applied for the order; and
- (c) the order would not have been made had the default not occurred.

(4) Where the court orders the payment of compensation—

- (a) the compensation is payable by the enforcement authority that applied for the interim freezing order; and
- (b) the amount of compensation to be paid is the amount that the court thinks reasonable, having regard to the loss suffered and any other relevant circumstances.”.

PENSIONS AND PROVIDENT FUNDS

H.B. 17, 2019.]

PENSIONS AND PROVIDENT FUNDS

PENSIONS AND PROVIDENT FUNDS BILL, 2019

MEMORANDUM

This is a Bill to provide for the registration, regulation and dissolution of pension and provident funds as well as to repeal the Pension and Provident Funds Act [Chapter 24:09]. In more detail, the individual provisions of the Bill are as follows:

Clauses land 2

Set out the short title of the Bill and define terms used in the Bill respectively.

Clause 3

Outlines the objects of the bill. These are to ensure protection of fund members and beneficiaries' interests, stability and security of funds and sustainability of the pension sector as a whole.

Clauses 4 and 5

Provide for the responsibilities of the Commissioner and delegation of functions by the Commissioner respectively.

Clause 6

Adds to the Commissions' functions conferred by the Insurance and Pensions Commission Act [Chapter 24:21]. The specific functions have the overall consequence of ensuring sustainability and security of the pension industry.

Clause 7

Enjoins the Commission to exercise its functions under this Act in an impartial, clear and open manner and to observe the provisions of section 194 (basic values and principles in public administration) of the Constitution in the discharge of its functions.

Clause 8

Obliges persons who want to establish or carry on the business of a fund to register their Funds and criminalises operation of unregistered funds.

Clause 9

Provides for the electronic and manual registration of funds, factors to be considered when deciding whether or not register a fund and issuance of a certificate of a fund.

Clause 10

Explains the legal status of funds. Upon registration a fund shall become a body corporate.

Clause 11

Spells out the evidential value and period of validity of a certificate of registration. A certificate of registration of a fund shall, upon its mere production and in the absence of proof of fraud, be conclusive evidence that all the requirements of this Act in respect of registration and all matters precedent and incidental thereto have been complied with and that the fund is duly registered. A certificate of registration issued to a fund shall be valid from the date of issue and shall remain in force until the fund is dissolved or certificate of registration is revoked in accordance with this Act.

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Clause 12

Provides for —

- (a) circumstances for dissolution of fund. a fund may be dissolved in terms of the rules of the fund or where so directed by the Commission or where the certificate of registration has been revoked.
- (b) The appointment of a liquidator where a fund is to be dissolved in terms of the rules of the fund or where so directed by the Commission.
- (c) The liquidation process.

Clause 13

- (a) Empowers the Commission to revoke a certificate of registration of a fund if it discovers that the applicant willingly and knowingly made a false statement in the application, or the fund breaches the conditions of registration or contravenes this Act or regulations made in terms of this Act or the fund is merged, wound up or dissolved.
- (b) Requires the Commission to observe principles of natural justice when exercising powers of cancellation.

Clauses 14,15 and 16

These spell out what must be contained in the rules of a fund, enjoin the board of directors of a fund to disclose important information to stakeholders and provide for the amendment and consolidation of rules of fund respectively.

Clause 17

Provides for the payment and remittal of contributions to the fund. Penalises non remittal of contributions by participating employers. Makes certain persons civilly and personally liable for non remittal of funds.

Clause 18

Enables persons who cease to be members of a fund and become a member of another fund to transfer to that other fund any benefit or right to which they have become entitled from the first-mentioned fund. The first-mentioned fund shall, within thirty days after the member has in writing requested it to do so, or within such longer period as the Commission may allow, transfer that benefit or right, in full, to the other fund.

Clause 19

Provides for the minimum benefits to be provided by a fund to its members and beneficiaries.

Clause 20

Provides the minimum amounts to be paid by members and participating employers of every defined contribution category fund.

Clause 21

Spells out what should happen where there is an actuarial surplus in a fund.

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PART V

Clause 22

Enjoins funds to furnish the Commission with postal addresses, electronic mail addresses and physical addresses of registered offices.

Clauses 23, 24, 25,26 and 27

Deal with the composition, functions and duties of the board, qualifications and disqualifications terms of office, and the capacitating of board members.

Clause 28

Provides for the appointment of a Principal Officer of Fund who shall be responsible for the day to day management of the fund and for ensuring that the duties imposed on the fund by this Act and any other Acts are carried out efficiently and effectively.

Clause 29

Provides for the appointment of auditors, valuers, custodian and fund administrators and factors to be considered when making such appointments.

PART VI

Clause 30

Defines terms used in this Part.

Clause 31

Provides that all the assets of a fund, including any policy of insurance, shall be controlled and held in the name of the fund or any other person who is approved by the Commission or who is a member of a class of persons approved by the Commission.

Clause 32

Enjoins every fund to maintain such financial records and any other records as are necessary for the purpose of holding and accounting for the assets and liabilities of the fund and to submit to the Commission within three months after the end of its financial year, audited financial statements, prepared in accordance with the Public Accountants and Auditor's Act [Chapter 27:12]

Clause 33

Enjoins life insurers to maintain separate Pensions Fund and separate accounts relating to the statement of comprehensive income of that insurer in respect of its pension and provident fund business.

Clause 34

Mandates a fund to cause its financial condition to be investigated and reported upon by an actuary as may be prescribed from time to time, and upon finalisation.

Clause 35

Provides that a fund shall at all times hold its assets in Zimbabwe in investments which are realisable in Zimbabwe provided that the Commission may, in writing, authorise a fund to hold part of its assets in other investments approved by the Commission, subject to such terms and conditions as it may from time to time fix and a fund to invest all or part of its assets in foreign markets, subject to such terms and conditions as the Commission may fix.

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Clause 36

Deals with rescue and winding of troubled Funds

Clauses 37 and 38

Provides for the appointment and powers of inspectors for the purpose of assisting the Commission to monitor and supervise funds, to carry out investigations and to ensure compliance with this Act

Clause 39

Spells out action that may be taken by Commission upon discovering illegal conduct by funds. These include issuing a warning to the fund; instruction to the fund to undertake remedial action specified in the instruction, suspension all or any of its pension and provident fund business, placing the fund under the management of an interim administrator and restricting the disposal of the fund's assets.

Clauses 40, 41 and 42

Deal with investigation into affairs of fund where the Commission considers that an investigation is necessary for the purpose of protecting the interests of fund members, preventing or detecting a contravention of this Act or any other law, procedure on completion of investigation and action by Commission following investigation respectively.

Clause 43

Empowers the Commission to demand documents and information to provide the Commission with any record or information in relation to any matter connected with the business or transactions of that fund. Any person required to submit information shall submit such information within a period stated in the request by the Commission or within such further period as the Commission may allow.

Clause 44

Empowers the Commission to require unregistered fund to provide information.

Clauses 45

Empowers the Commission to extend the time limits given in this Act where necessary.

Clause 46

Gives stakeholders right to obtain copies of or to inspect records and to obtain information from the management.

Clause 47

Permits amalgamations, splits and transfers of all or part of the assets and liabilities of a Fund to another Fund.

Clause 48

Reserves the right of a Fund to terminate the services of any of its service providers on providing such notice in terms of any contractual and other agreements between the fund and its service provider and obliges a service provider whose service has been discontinued to cause the full membership, financial and statistical records to be compiled and passed on to the principal officer or such new appointee service provider as advised by the fund, not later than sixty days and ensure the transfer of assets shall be made within ninety days.

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Clause 49

Provides that the board of every existing fund that is a defined benefit category fund shall as soon as possible after a currency conversion date cause the fund's actuary to calculate the fund's liabilities in the former currency towards its members, beneficiaries and other stakeholders at the currency conversion date and cause the fund's actuary to apportion the fair value of the fund's assets in the new currency between the members, beneficiaries and other stakeholder so as to establish, so far possible, the fund's liability in the new currency to each of those classes of persons.

Clause 50

Provides that documents required to be furnished to the commission be signed by the principal officer and one other person authorised by the board to sign the document.

Clause 51

Any document certified, by or on behalf of the Commissioner, shall be admissible in evidence in any court as if it were the original document.

Clause 52

Process in any legal proceedings against a fund may be served on that fund at its registered office.

Clause 53

Provides for appeals to the Minister and Administrative Court within the time and in the manner prescribed in rules of court for the latter

Clause 54

Provides that the Commission shall submit to the Minister a report in regard to pension and provident fund business in Zimbabwe during the previous calendar year and the Minister shall lay a copy of such report to Parliament.

Clause 55

Penalises improper use of certain titles.

Clause 56

Creates offences and fixes the attendant penalties.

Clause 57

Provides that the every employee shall be liable a where a Fund commits an offence under this Act: unless it is proved that he or she took no part in the commission of the offence.

Clause 58

Indemnifies members and employees of the commission where they have acted diligently and in good faith.

Clause 59

Allows a pension fund to convert from one type of fund to another.

Clause 60

Requires every registered person to conduct its business and other operations in accordance with sound administrative and accounting practices and procedures, adhering

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to effective systems of risk-management policies and internal controls including effective functions for risk management, compliance, actuarial matters and internal audit and to take effective measures to combat money laundering and the financing of terrorism as defined in terms of the Money Laundering and Proceeds of Crime Act [Chapter 9:24].

Clause 61

Deals with service of civil penalty orders.

Clause 62

Deals with additional due process requirements before service of certain civil penalty orders.

Clause 63

Empowers the Commission to make regulations.

Clause 64

Repeals the Pension and Provident Funds Act [Chapter 24:09].

Saves any fund that was registered in terms of the repealed Act immediately before the appointed day. Saves any order, notice, application, exemption, approval, permission or other thing which was lawfully made, granted, given, issued, done or commenced in terms of the repealed Act and which, immediately before the appointed day, had or was capable of acquiring legal effect.

SCHEDULE (Section 29)

Deals with regulation of fund administrators and fund managers.

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PENSIONS AND PROVIDENT FUNDS BILL, 2019

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BILL

To provide for the registration, regulation and dissolution of pension and provident funds; to provide for the additional functions of the Insurance and Pensions Commission, to repeal the Pension and Provident Funds Act [*Chapter 24:09*]; and to provide for matters connected with or incidental to the foregoing.

ENACTED by the Parliament and the President of Zimbabwe.

PART I

PRELIMINARY

10 **1 Short title**

This Act may be cited as the Pension and Provident Funds Act [*Chapter.....*].

2 Interpretation

(1) In this Act—

“actuarial surplus” in relation to—

- 15
- (a) a fund that is subject to actuarial valuation, means the excess of the fair value of the fund’s assets; over the fund’s past, current and expected future liabilities ;
 - (b) a fund that is exempt from actuarial valuation, means the difference between—

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- (i) the fair value of the fund's assets; and
- (ii) the sum of the values of—
 - A. all the accounts held for individual members of the fund, whether contributory or paid-up; and
 - B. any investment reserve account set up to facilitate the smoothing of investment returns credited to the members' accounts; and
 - C. any contingency reserve accounts; and
 - D. any other liabilities of the fund;

“actuary” means a person who is a fellow of an institute, faculty, society or association of actuaries approved by the Commissioner from time to time for the purposes of this Act; 10

“actuarial valuation” means an analysis made by an actuary to determine the value of the fund's assets and liabilities, calculated by reference to appropriate assumptions; 15

“appointed day” means the date on which this Act becomes operational upon publications;

“auditor” means a person who is registered as a public auditor in terms of the Public Accountants and Auditors Act [Chapter 27:12] or is a member of such class of persons as may be prescribed; 20

“beneficiary” means a person designated by a member of a fund, or by the rules of the fund to benefit under the fund, as may be prescribed;

“board” means the board of a fund constituted in terms of section 23;

“Commission” means the Insurance and Pensions Commission established by section 3 of the Insurance and Pensions Commission Act [Chapter 24:21]; 25

“Commissioner” means the Commissioner of Insurance, Pension and Provident Funds appointed in terms of section 19 of the Insurance and Pensions Commission Act [Chapter 24:21];

“contingency reserve account” means an account established in order to provide for contingencies; 30

“custodian” means an entity permitted in terms of section 38 of the Securities and Exchange Act [Chapter 24:25] to take responsibility of the safe custody of a fund's securities, financial instruments and documents of title of assets;

“deferred pensioner” means a member of a fund who is not yet entitled to a benefit but has left the service of the participating employer, retaining a right to such benefits as are defined in the rules of the fund; 35

“defined benefit category” in relation to member benefits, means benefits that are guaranteed by the sponsoring employer, expressed in the form of an annuity or lump sum calculation, which are determined with reference to the employee's duration of service, salary and an actuarial factor, regardless of investment performance of the fund; 40

“defined contribution category” in relation to member benefits means a benefit on retirement determined as —

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- (i) the fixed rate of contributions paid by the members and by the participating employers on behalf of the members, where the fixed rates are defined in the rules of the fund; and
- (ii) such investment returns and any share of actuarial surplus or transfer from a contingency reserve account as the board may determine;

5

less such expenses as shall be provided for in the rules of the fund;

“deposit administration policy” means a policy of insurance issued by an insurer to a fund in terms of which—

- (a) the insurer maintains a deposit account in respect of the fund to which—
 - (i) is credited all amounts paid by the fund to the insurer; and
 - (ii) is debited all amounts withdrawn from the fund to provide benefits in terms of the rules of the fund and such administrative and other expenses as are agreed upon between the fund and the insurer from time to time; and
 - (iii) is credited or debited either—
 - A. interest at the rate agreed upon between the fund and the insurer and such bonuses as the insurer declares from time to time; or
 - B. such investment income and capital profits or losses as are agreed upon between the fund and the insurer as being for the account of the fund;

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15

20

and

- (b) the liability of the insurer at any given time, other than in respect of benefits, if any, actually purchased by the fund from the insurer, is limited to the amount standing to the credit of the deposit account referred to in paragraph (a) after all credits and debits have been taken into account;

25

“deposit administration scheme” means an insurance company scheme which is operated by means of a deposit administration policy;

30

“employee”, in relation to—

- (a) a company, includes a director of the company whose time, in the Commission’s opinion, is wholly or almost wholly occupied in the service of the company;
- (b) a partnership or other association of persons, includes a member of the partnership or association whose time, in the Commission’s opinion, is wholly or almost wholly occupied in the service of the partnership or association;

35

“sponsor” means a person who establishes a fund;

40

“external fund” means a fund whose head office is outside Zimbabwe;

“fair value”, in relation to an asset of a fund, means an amount at which an asset could be exchanged between knowledgeable and willing parties in an arms length transaction;

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“fund” means any scheme or arrangement whose object is to provide benefits for persons who are or have been members of the scheme or arrangement upon their retirement on account of age or ill-health, whether or not the scheme or arrangement—

(a) also provides benefits for dependants or nominees of deceased members; or 5

(b) continues to admit members or to receive contributions;

and includes any fund established by or in terms of any other enactment:

Provided that a scheme or arrangement which is established to benefit only one member or his or her dependants shall not be regarded as a fund; 10

“fund administrator” a person ,who in terms of this Act is permitted to carry on business that includes the provision of day to day administration, management, ensuring timely payment of contributions and benefits, secretarial services and advising the fund on strategic fund matters including proper asset liability allocation decisions and any matters connected with or incidental to pensions statutes as may be prescribed, to a fund on behalf of its board, pursuant to a contract or other arrangement; 15

“fund manager” means a person appointed by the members of the board to advise on the investment of the assets of the fund in accordance with such terms and conditions of service as may be prescribed in the instrument of appointment and accredited under this Act; 20

“hybrid benefit category” means a fund with whose benefit structure is a combination of different benefits categories;

“independent expert member” means a member of a board appointed by virtue of him or her having relevant expertise, and who does not have a material or pecuniary relationship with the fund or related persons, except sitting fees; 25

“inspector” means a person appointed by the Commission in terms of section 37 , to inspect and examine the books of accounts, records, returns or any aspect of a fund; 30

“Interim administrator” means a person appointed by the Commission to ensure the management, control and conduct of the affairs of a fund in place of the members of the board, or fund manager of the fund;

“investment reserve account”, in relation to a defined contribution category fund, means an account established to compensate for the fluctuation in the value of invested assets for the purpose of smoothing investment returns; 35

“insurance company scheme” means a scheme which provides for the establishment of a fund and its operation exclusively by means of one or more policies of insurance issued by an insurer; 40

“insurer” means a person registered as an insurer in terms of the Insurance Act [Chapter 24:07];

“internal fund” means a fund whose head office is in Zimbabwe;

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“life insurer” means an insurer which carries on life insurance business as defined in the Insurance Act [Chapter 24:07];

“member” in relation to a fund means any person who is admitted to the membership of a retired benefit scheme;

5 “member’s individual account”, in relation to a defined contribution category member of a fund, means, the amount of the member’s account determined in accordance with the formula approved by the Commission;

10 “minimum individual reserve”, in relation to a member of a fund, means the amount determined in accordance with the formula approved by the Commission;

“minimum pension increase” means the amount determined in accordance with the formula provided for in the approved by the Commission;

15 “Minister” means the Minister responsible for Finance and Economic Development or any other Minister to whom the President may, from time to time, assign the administration of this Act;

“officer”, in relation to a fund, means any person who is employed by the fund;

“participating employer”, in relation to a fund, means an employer who contributes to the fund in terms of its rules;

“pension” includes an annuity acquired through a fund;

20 “pension fund” means a fund whose principal object is to provide for the payment of a pension to a person who, on his or her retirement, is or has been a member of the fund;

25 “pensioner”, in relation to a fund, means a person who is in receipt of a pension paid from the fund, whether or not the person is or was a member of the fund;

“principal officer”, means a person appointed in terms of section 28(1) to be the fund’s principal officer; or

30 “provident fund” means any fund the principal object of which is to provide for the payment of a lump sum benefit to a person who is or has been a member of the fund upon his or her retirement;

“registered office” means the fund’s registered office referred to in section 22;

“reserve account”, in relation to a fund means a contingency or investment reserve account as the case may be;

“retirement” means —

35 (a) retiring on account of age, as specified in the fund rules, whether or not there is a termination of employment; or

(b) the termination of employment on the grounds of ill-health or any other ground which is regarded, under the rules of the fund concerned, as constituting retirement;

40 “retirement annuity fund” means a fund which—

(a) provides for the payment of a pension to a person who is or has been a member of the fund on his or her retirement; and

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- (b) is operated either as an insurance company scheme or without payment of commission to any person for the introduction of business;

“return” includes —

- (a) all accounts required by section 32; and 5
- (b) any report by the valuator or auditor of a fund; and
- (c) any document and information which a fund is required by or in terms of this Act to furnish to the Commission;

“rules”, in relation to a fund, means the rules applicable to the fund, including—

- (a) any document by or in terms of which the fund is established, ¹⁰ governed, administered or managed; and
- (b) provisions relating to the conduct of the business of the fund, the benefits which may be granted from the fund and the contributions which are payable to that fund;

“self-administered fund” means a fund, which is not an insurance company 15 scheme;

“stakeholder”, in relation to a fund, means anyone who has interest in the affairs of the fund;

“transfer value” means the amount of a benefit or right that is or may be transferred from one fund to another in terms of section 18; 20

“valuator” means —

- (a) any actuary; or
- (b) a member of such class of persons as may be prescribed by the Commission.

3 Objects of this Act 25

(1) The objects of this Act shall be to—

- (a) ensure protection of fund members and beneficiaries’ interests;
- (b) ensure security of funds;
- (c) ensure sustainability of the pension sector as a whole.

(2) This Act shall be construed in such manner as best ensures the attainment ³⁰ of its objects referred to in subsection (1).

(3) This Act shall prevail over any other enactment inconsistent with it.

4 Responsibilities of Commissioner

The Commissioner shall, in consultation with the Commission’s Board, be responsible for carrying out the provisions of this Act and to exercise the functions ³⁵ and powers conferred upon the Commission in terms of this Act.

5 Delegation of functions by Commissioner

(1) Subject to the Insurance and Pension Commission Act [*Chapter 24:09*], the Commissioner may delegate to any officer employed in the Commission any function

that is conferred or imposed upon him or her by this Act, other than this power of delegation.

(2) An officer to whom a function has been delegated in terms of subsection (1) shall exercise it subject to the Commissioner's directions.

5 (3) A delegation in terms of subsection (1) —

- (a) may be revoked or modified by the Commissioner at any time; and
- (b) shall not preclude the exercise by the Commissioner of the function so delegated.

10 (4) Anything done by an officer in the exercise of a function delegated to him or her by the Commissioner in terms of subsection (1) —

- (a) may be set aside or revised, subject to this Act, by that officer or by the Commissioner; and
- (b) shall be deemed, until set aside, to have been done by the Commissioner

15 (5) This section shall be construed as being additional to, and not as derogating from, the Commissioner's powers of delegation under any other law.

6 Additional functions of the Commission under this Act

(1) In addition to its functions conferred by the Insurance and Pensions Commission Act [*Chapter 24:21*], the Commission shall have the following functions—

- (a) to promote and protect members and beneficiaries' rights;
- 20 (b) to register and de-register fund administrators;
- (c) to regulate the operations of fund administrators;
- (d) to provide for the management of troubled funds, provident funds and fund administrators and their dissolution;
- 25 (e) to supervise the establishment, administration and management and operation of funds; and
- (f) to issue —
 - (i) guidelines; or
 - (ii) directives; or
 - (iii) statements of prudent norms;
- 30 for the proper administration and management of funds;
- (a) to promote the development of the pension industry;
- (b) to ensure sustainability and security of the pension industry;
- (c) to advise the Minister on all matters relating to development and operation of the pension industry;
- 35 (d) to promote financial literacy and public awareness of the pension industry; and
- (e) to execute any other function that will promote the achievement of the objects of this Act.

40 (2) For the purpose of carrying out its functions, the Commission may exercise any or all of the following—

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- (a) conduct an investigation or inquiry relevant to the pension industry; and
- (b) inspect and examine records or premises of a registered person or fund; and
- (c) search the premises of any registered person or any person suspected of carrying on the business of a fund, and seize any relevant documents or 5 records.

7 Exercise of functions by Commission

(1) The Commission shall exercise its functions under this Act in an impartial, clear and open manner and shall observe the provisions of section 194 of the Constitution in the discharge of its functions. 10

(2) In the exercise of its functions under this Act, the Commission shall —

- (a) adopt fair, transparent and consistent measures in the regulation and supervision of funds;
- (b) create the necessary environment for the establishment, growth and development of funds; 15
- (c) adopt measures to minimise conflicts of interest and disputes between stakeholders in the pensions industry; and
- (d) observe due process and the rules of natural justice;
- (e) do all such things as are calculated to facilitate or are incidental or conducive to the performance of the function of the Commission in terms 20 of this Act.

(3) Before reaching a decision that affects or is likely to affect the rights or interests of any person, the Commission shall—

- (a) notify the person of the nature of the decision to be made and the factors it may consider when making the decision; and 25
- (b) where necessary, allow the person access to the information available to the Commission in regard to the matter under consideration;
- (c) give the person an opportunity to make representations in the matter;
- (d) take into account any representations that the person may make in the matter. 30

(4) Where the Commission has made a decision or taken any action that adversely affects the rights or interests of any person, the Commission shall, in writing provide that person, with reasons for the decision or action.

(5) The Commission may co-operate with relevant authorities for purposes of enhancing the proper discharge of its functions. 35

PART II

REGISTRATION OF FUNDS

8 Funds to be registered

(1) No person shall establish or carry on the business of a fund unless that fund is registered. 40

(2) Any person who contravenes subsection (1) shall be guilty of an offence and liable to a fine not exceeding level fourteen or to imprisonment for a period not exceeding ten years or to both such fine and such imprisonment.

9 Registration of fund

5 (1) A person who wishes to apply for the registration of a fund shall submit to the Commission an application for such registration in the prescribed form.

(2) Where, after considering an application for the registration of a fund, the Commission is satisfied that the fund is or will be based on sound financial principles and the fund's rules are consistent with this Act the Commission shall register the fund
10 and—

- (a) issue to the fund a certificate of registration in the prescribed form; and
- (b) return to the fund a copy of the rules endorsed by the Commission.

(3) Where, on consideration of an application for the registration of a fund, the Commission is of the opinion that any record submitted to it does not comply with
15 the requirements of this Act or by reason of any omission or misdescription has not been duly completed or contains any error, alteration or erasure, the Commission may refuse to register the fund or inform the fund specifying the inconsistencies, errors or omission and shall return the record to the fund for reconsideration and amendment.

10 Effect of registration of fund

20 (1) On the registration of a fund, the fund shall become a body corporate capable, in its registered name, of suing and being sued and of doing everything necessary or incidental to the exercise of its powers on the performance of its functions under this Act.

(2) Notwithstanding anything to the contrary in any law, constitution or rules
25 on the registration of a fund—

- (a) all the assets, rights, liabilities and obligations pertaining to the fund's business shall be deemed to be assets, rights, liabilities and obligations of the fund to the exclusion of any other person;
- 30 (b) no person shall have any claim on the assets or rights or be responsible for any liabilities or obligations of the fund, except in so far as the claim has arisen or the responsibility has been incurred in connection with a transaction relating to the fund's business;
- (c) the assets, rights, liabilities and obligations of the fund, including any
35 assets held by any person in trust for the fund, as existing immediately before its registration, shall vest in and devolve upon the fund.

11 Conclusiveness and validity of certificate of registration

(1) A certificate of registration of a fund shall, upon its mere production and in the absence of proof of fraud, be conclusive evidence that all the requirements of this Act in respect of registration and all matters precedent and incidental thereto have
40 been complied with and that the fund is duly registered.

(2) A certificate of registration issued to a fund shall be valid from the date of issue and shall remain in force until the fund is dissolved or certificate of registration is revoked in accordance with this Act.

(3) Subject to the provisions of this Act, the rules of a fund shall be binding on the fund, its participating employers, members and its officers, and on any person who claims under the rules or whose claim is derived from a member or former member of the fund.

(4) Notwithstanding subsection (1) where the rules of a fund are inconsistent with this Act, the provisions of this Act shall prevail. 5

12 Dissolution of fund

(1) In this section—

“court” means the Magistrates Court unless the claim exceeds the court’s civil monetary jurisdiction under the Magistrates Court Act [Chapter 7:10]. 10

(2) Subject to this section, a fund—

- (a) may be dissolved in terms of the rules of the fund;
- (b) shall be dissolved where so directed by the Commission in terms of section 36;
- (c) shall be dissolved where the certificate of registration has been revoked in terms of section 13. 15

(3) Where a fund is to be dissolved in terms of subsection (2)(a) and (b), a liquidator shall be appointed in the manner provided for in the rules of the fund or, where the rules make no such provision or where a provision having been made, it becomes impracticable to implement it, in the manner directed by the Commission, the following provisions shall apply— 20

- (a) the liquidator, with the approval of the Commission, shall determine the date of liquidation and the period of back-dating, if any, for the purpose of including in the calculations in connection with the liquidation those members who during that period resigned or were discharged and who shall be deemed to be members for the purposes of the liquidation; 25
- (b) until the liquidation is completed, the provisions of this Act shall, as far as practicable, continue to apply to the fund as if the liquidator were the principal officer of the fund;
- (c) every claim against the fund shall be proved to the satisfaction of the liquidator, subject to a right of appeal to the court, and the liquidator may require any claim to be made on affidavit; 30
- (d) the valuator shall submit to the liquidator a report showing the proportion of the amount available for distribution that the valuator recommends should be applied for the benefit of each beneficiary: 35

Provided that if the fund has not appointed a valuator, the amount to be applied for the benefit of each beneficiary shall be determined by the liquidator or a valuator appointed by the liquidator specifically for this purpose.

- (e) the liquidator shall, after a valuation by a valuator and as soon as possible, lodge with the Commission a list of the assets and liabilities of the fund certified by him or her as correct and a scheme setting out the manner in which he or she proposes to realise the assets of the fund, to discharge the liabilities to persons other than members and beneficiaries and to meet the expenses of liquidation; 45

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- (f) the liquidator shall submit the report in terms of paragraph (d) to the Commission with the estimate of the total amount available for distribution and recommendation as to the manner in which the amount should be applied for the benefit of each member or beneficiary;
- 5 (g) the documents submitted by the liquidator in terms of paragraph (f) shall lie open for inspection by interested parties for thirty days at the registered office of the fund and in any other manner allowed by the Commission;
- (h) the Commission shall, at the expense of the fund, cause a notice to be published in the *Gazette* and in a newspaper circulating in the district or
10 in any other media approved by the Commission—
- (i) specifying the period during which and the places at which the documents referred to in paragraph (f) shall lie open for inspection in terms of paragraph (g); and
- (ii) calling upon every interested person who has any objection to the
15 method of distribution recommended by the liquidator to lodge his or her objection in writing with the Commission within such period as may be specified in the notice, being at least fourteen days from the last day on which the documents lie open for inspection;
- (i) if no objection is lodged with the Commission in terms of paragraph (h),
20 the Commission shall direct the liquidator to complete the liquidation in accordance with the scheme recommended;
- (j) if an objection is lodged with the Commission in terms of paragraph (h), the Commission shall consider the objection and, where appropriate, amend the scheme and thereafter shall direct the liquidator to complete
25 the liquidation in accordance with the scheme as recommended or as amended, as the case may be;
- (k) the Commission may give the liquidator such directions relating to the liquidation as it deems fit and such directions shall, subject to paragraph (l), be binding upon the liquidator;
- 30 (l) within fourteen days after receiving a direction from the Commission in terms of paragraph (k), the liquidator shall send a copy of such direction to every member, beneficiary and creditor of the fund, and the liquidator or any person aggrieved by the direction may apply for relief to the court within twenty one days after the direction was communicated to the
35 liquidator;
- (m) in an application referred to in paragraph (l), the court may set aside or alter the direction or make such other order as it deems fit, and the Commission and the liquidator shall comply with any such order;
- 40 (n) within thirty days after the completion of the liquidation of the fund, the liquidator shall lodge with the Commission a final account signed and certified by him or her as correct and showing the manner in which the assets of the fund have been realised and distributed.

Cancellation of registration of fund

- (1) The Commission may revoke a certificate of registration of a fund if—
- 45 (a) it discovers that the applicant willingly and knowingly made a false statement in the application; or

- (b) the fund breaches the conditions of registration; or
- (c) the fund contravenes this Act or regulations made in terms of this Act.
- (d) the fund is merged, wound up or dissolved.

(2) Where the revocation is in terms of subsection 1(a), (b) or (c), the Commission shall give the board members of a fund thirty days' notice in writing specifying the reasons for the intended revocation of certificate of registration. 5

(3) The Commission shall, before revoking a certificate of registration consider any written representation made by the fund opposing the revocation.

(4) The Commission shall revoke the certificate of registration of a fund if—

- (a) the members of the board of a fund have not opposed the revocation within the thirty days referred to in subsection (2); or 10
- (b) the Commission is not satisfied by the representation made by the members of the board of the fund under subsection (3), shall put it in writing, with reasons for the decision or action:

Provided that before revocation, the Commission shall— 15

- (i) notify the members and beneficiaries of the fund of the proposed revocation of the certificate of registration; and
- (ii) that provisions have been made for the protection of members' and beneficiaries' interests.

(5) The revocation of a certificate of registration shall not prejudice the rights and interests of members and beneficiaries of the fund. 20

(6) Where the certificate of registration is revoked, the Commission shall cause a notice to be published in the *Gazette* and in a newspaper having an appropriate circulation or in any other media approved by the Commission.

PART III 25

RULES OF FUND

14 Rules of fund

- (1) The rules of a fund—
 - (a) shall state the name of the fund; and
 - (b) shall provide for the following and any other requirements as may be prescribed— 30
 - (i) the membership of the fund;
 - (ii) the contributions to be paid to the fund, whether compulsory or otherwise;
 - (iii) the proportion of the total contributions attributable to any purpose, including but not limited to the following— 35
 - A. the members' accumulated credit; or
 - B. administration expenses; or
 - C. group life assurance premium; or
 - D. funeral assurance premium; 40

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- (iv) the policy with regard to increases for pensioners and deferred pensioners;
 - (v) the requirement that no lump-sum pension benefits will be paid into a beneficiary's account without prior notice and consent of the member;
 - (iv) the benefits to be payable from the fund;
 - (vii) the indexation of pension fund benefits in line with changing values of assets;
 - (viii) the conditions under which a participating employer contributing to a fund can exit the fund, where the fund has more than one participating employer;
 - (ix) the constitution of the board fund;
 - (x) the procedure for the election, appointment of the board, voting rights and quorum required and the terms of office of members of the board of the fund;
 - (xi) the procedure to be followed at meetings of the board of the fund;
 - (xii) the powers of the board of the fund;
 - (xiii) the appointment of service providers;
 - (xiv) the dissolution of the fund, including the appointment and powers of a liquidator;
 - (xv) the amendment or repeal of the rules;
 - (xvi) the conditions or circumstances that require the fund to be paid up;
 - (xvii) the allocation or treatment of actuarial reserves;
 - (xviii) policies and procedures meant to ensure that fit and proper standards are met on an ongoing basis; and
 - (xix) the procedures for independent performance assessment of members of the board of the fund;
 - (xx) the procedure for record keeping of existing members and members who have exited the fund, outlining the time period within which to keep records of members who have exited the fund.
- (2) Subject to this Act, the rules of a fund shall be binding on—
- (a) the fund; and
 - (b) any participating employer and the members and officers of the fund; and
 - (c) any person who claims under the rules or whose claim is derived from a person claiming under the rules.

15 Communication with stakeholders

- (1) A fund shall, at its own expense, provide members with the following information—
- (a) a copy of the rules of the fund upon joining the fund, and of any amendment to them as and when such amendments have been registered; and

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(b) within six months after the end of the financial year or any other shorter period as may be prescribed, the individual members' annual benefit statement with the minimum disclosures as may be prescribed from time to time; and

(c) such other information as may be prescribed. 5

(2) A fund shall, within three months and at its own expense, make accessible to members the following information—

(a) a copy of the fund's annual financial statements; and

(b) a copy of every valuation or other report made by the fund's valuator; and 10

(c) details of any reserve set aside for members when they leave the fund; and

(d) an assessment of the fund's investment performance; and

(e) the fund's investment policy statement; and

(f) such other information as may be prescribed. 15

(3) The board shall convene a meeting by giving all members and beneficiaries reasonable notice of the time, place and of the purpose of the meeting and ensure that the time and place of the meeting shall be reasonably convenient for the attendance of members and beneficiaries.

(4) In addition to any other meetings it is required to convene, the board of the Fund shall be obliged to convene a meeting prior to— 20

(a) changing an administrator;

(b) conversion from one currency to the other;

(c) conversion from defined benefit to defined contribution or such other conversion; 25

(d) any other change that significantly affects the rights of members;

(5) The fund shall not be obliged to hold any meeting except as provided in terms of this Act and the rules of the fund.

(6) Unless otherwise provided in the rules of the fund, at any meeting of members and beneficiaries of the fund— 30

(a) to constitute a quorum, there shall be present in person or by proxy, in writing, members or beneficiaries exceeding fifty *per centum* of the total members;

(b) the chairperson of the fund shall be the chairperson of the meeting or, in the absence of a chairperson or vice chairperson, the meeting shall elect its own chairperson; 35

(c) the chairperson shall not have casting vote.

(7) Every fund shall cause minutes of all proceedings of meetings of its members and beneficiaries to be recorded and kept for that purpose, and any such minutes, if purporting to be signed by the chairperson of the meeting or of the next succeeding meeting, shall be evidence of the proceedings and evidence that the meeting was properly convened and conducted. 40

(8) The Commission may send representatives to the general meeting referred to in subparagraph (4) above but such representatives shall have no voting rights.

16 Amendment and consolidation of rules of fund

(1) Subject to this section, the rules of a fund may be amended or repealed at any time in accordance with this Act and the procedure provided for in the rules of the fund.

Provided that no such amendment or repeal shall be valid until it has been approved by the Commission and registered in terms of subsection (4).

(2) Where the board passes a resolution approving the amendment or repeal of any rule of a fund, the principal officer of the fund shall, within fourteen days after the resolution was passed, submit two copies of the resolution to the Commission, together with—

- (a) a certificate signed by the principal officer certifying that the rules of the fund applicable to the amendment or repeal have been complied with; and
- (b) a statement setting out the reasons for the amendment or repeal; and
- (c) if the amendment or repeal affects the financial position of the fund, a certificate by the fund's actuary or, if the fund has no actuary, by its auditor, stating how the fund's financial soundness has been affected by the amendment or repeal having regard to the rate and payment of contributions by the employer and, if the fund is not financially sound, indicating what arrangements will be made to bring the fund to a sound financial condition:

Provided that where an electronic copy is filed with the Commission, a single copy shall be filed with the Commission.

(3) A principal officer of a fund who fails to comply with subsection (2) shall be guilty of an offence and liable to a category 1 civil penalty.

(4) If the Commission is satisfied that an amendment or repeal of the rules of a fund is consistent with this Act, it shall register the amendment or repeal and return to the principal officer of the fund a copy of the amendment with the date of registration endorsed thereon:

Provided that if any such amendment or repeal has the effect of reducing any benefit that has accrued to a member in respect of his or her service prior to the amendment or repeal, the Commission may refuse to approve the amendment or repeal.

(5) If at any time the Commission considers that the rules of a fund require to be amended for the purpose of ensuring compliance with this Act, it shall direct the fund to amend them within such period as the Commission may specify, and the fund shall comply with the direction:

Provided that the fund may limit the application of any such amendment to persons who become members and beneficiaries of the fund after the effective date of the amendment, and the Commission shall not regard the rules of the Fund as so amended as being inconsistent with this Act solely on the ground that the amendment does not apply to persons who were members and beneficiaries before that date.

(6) If a fund fails to comply with a direction given to it under subsection (5), the principal officer shall be guilty of an offence and liable to a category 1 civil penalty.

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(7) Where a direction under subsection (5) is given to any fund established by any other law that is not consistent with this Act, this Act shall take precedence.

(8) A fund shall after every amendment consolidate its rules, and in that event the principal officer shall forward to the Commission a copy of the consolidated rules and, if the Commission is satisfied that the consolidated rules are similar to the existing rules of the fund, the Commission shall register them and return a copy of them to the principal officer with the date of registration endorsed on them, and such consolidated rules shall thereupon take effect from the date of their registration.

(9) An amendment of the rules of a fund which has the effect of reducing, suspending or discontinuing any contributions to the fund shall not affect any person's liability to pay a contribution which became payable before the date of the resolution whereby the amendment was made, irrespective of the date on which the amendment may have taken effect.

(10) Notwithstanding any other provision of this section, when amending its rules, a fund shall pay due regard to the vested rights of stakeholders of the fund.

(11) A fund established in terms of any collective bargaining agreement or determination published in terms of the Labour Act [Chapter 28:01], or a fund established by or in terms of any enactment, other than the Labour Act [Chapter 28:01], shall allow in its rules for a participating employer, to discontinue his or her participation, or not participate within such fund, and set up a separate fund for his or her employees on condition that the separate fund provides benefits and conditions which are more favourable than a fund established in terms of this subsection.

Provided that the Commission may exempt a participating employer from complying with this subsection where, after receiving representations from the participating employer, the Commission is of the opinion that such exemption is to the best interest of the fund members.

PART IV

PAYMENTS TO AND FROM FUND

17 Payments to fund

(1) Notwithstanding anything to the contrary in the rules of a fund, every participating employer shall pay the following amounts to the fund in full—

- (a) any contribution which, in terms of the rules of the fund, the employer is required to deduct from the remuneration of a member; and
- (b) any contribution which the employer is liable to pay in terms of the rules of the fund.

and in connection with those payments the employer shall provide the fund, either at the time of payment or within fourteen days after the end of the month in respect of which the contributions were payable, with such information as may be prescribed.

(2) Notwithstanding any collective bargaining agreement or any arrangement to the contrary, all contributions to the fund shall be paid directly to the fund unless an alternative has been approved by the Commission.

(3) Every participating employer shall, not later than fourteen days after the end of the month in respect of which the contribution is payable, remit all contributions that are payable to a fund in terms of its rules.

(4) Any participating employer who fails to remit contributions within the period referred to in subsection (3) shall be guilty of an offence and liable to a category 1 civil penalty.

5 (5) Where a participating employer fails to remit contributions in terms of subsection (3), the Principal Officer shall report to the Commission, within seven days after the expiration of the fourteen days referred to in subsection (3).

(6) Any Principal Officer who fails to report to the Commission within the period referred to in subsection (5) shall be guilty of an offence and liable to a category 1 civil penalty.

10 (7) On the conviction of a participating employer for an offence which consists of a failure to pay any contribution in terms of this section; the court convicting such participating employer shall, in addition to any penalty which it may impose, give summary judgment in favour of the fund for the amount which the participating employer failed to pay together with interest at the prescribed rate on the amount due
15 with effect from the last day of the month in respect of which the contribution was payable.

(8) Without derogation from section 385 of the Criminal Procedure and Evidence Act [Chapter 9:07], where a participating employer contravenes this section, the following persons shall be personally liable for the contravention—

- 20 (a) every director or executive officer who is regularly involved in the management of the participating employer's overall financial affairs;
- (b) every person in accordance with whose directions or instructions the governing body or structure of the participating employer acts or who controls or who is regularly involved in the management of the
25 participating employer's overall financial affairs;

unless it is proved that he or she took no part in the commission of the offence.

18 Transfer of accrued benefits and rights between funds

(1) Where a person ceases to be a member of a fund and becomes a member of another fund which permits him or her to transfer to that other fund any benefit or right to which he or she has become entitled from the first-mentioned fund, the first-mentioned fund shall, within thirty days after the member has in writing requested it to do so, or within such longer period as the Commission may allow, transfer that benefit or right, in full, to the other fund.

35 (2) Where a fund fails to transfer a benefit or right within the period specified in subsection (1), the registered transferor fund shall pay to the registered transferee fund interest at the prescribed rate on the value of the benefit or right, calculated from the date on which the fund was requested to make the transfer.

19 Minimum benefits

40 Every fund shall provide the following minimum benefits to its members and beneficiaries —

- (a) where a person ceases to be a member of the fund prior to retirement in circumstances other than dissolution of the fund, the benefits payable to him or her shall not be less than the prescribed minimum individual reserve;

- (b) where the fund is dissolved in the circumstances described in section 12, the benefits paid to each of its members shall not be less than the minimum individual reserve:

Provided that, where the fair value of the fund's assets is lower than the sum of the minimum individual reserves for all members who are being included in the distribution of the assets after adjustment for any benefits previously paid to them and the cost of annuity policies to provide equivalent pensions to all existing pensioners and deferred pensioners, the minimum individual reserve may be proportionally reduced in the ratio which the fair value of the assets bears to the total of all the minimum individual reserves adjusted for any benefits paid previously plus the cost of such annuity policies;

- (c) where the fund is converted to a defined contribution category fund, the amount to be credited to each member's individual account shall not be less than the minimum individual reserve:
- (d) a pension increase of an amount not less than the minimum pension increase shall be granted to pensioners and deferred pensioners on the effective date of the first actuarial valuation following—
 - (i) the registration of the fund; or
 - (ii) the appointed day, in the case of funds established before the appointed day;

and at least once every three years for a defined benefit fund and at least, once every year for a defined contribution fund, thereafter.

(2) A fund shall not make any *ex-gratia* payment out of such fund's assets unless such payment is fully funded by the employer or any other person.

(3) Notwithstanding anything to the contrary in the rules of the fund concerned, persons who cease to be members of a fund shall receive, as part of their transfer values or benefit payments, a share of—

- (a) any actuarial surplus; and
- (b) the fund's investment reserve account; and
- (c) such contingency reserve accounts as the board deems appropriate;

their share bearing the same ratio as the fund's liability in respect of past service of the members leaving the fund bears to the fund's liability towards all its members in respect of past service at the date on which the persons concerned ceased to be members:

(4) A participating employer of an existing fund may, in addition to contributing to the fund, take out a policy of life insurance in favour of each of his or her employees who are members of the fund, which policy shall provide benefits equivalent to at least the employee's annual pensionable emoluments or such other amount as may be prescribed.

20 Minimum contributions

(1) Members and participating employers of every defined contribution category fund shall pay contributions of such minimum amounts as may be agreed upon in the rules of the fund.

(2) Members and participating employers who fail to pay contributions in terms of subsection (1) shall fall in contribution arrears.

21 Actuarial surpluses

(1) Where there is an actuarial surplus in a fund, it shall vest in the fund and shall be allocated, in the manner prescribed in the rules of the fund, in accordance with this section.

- 5 (2) Notwithstanding anything to the contrary in the rules of the fund, the board of the fund shall use an actuarial surplus for one or more of the following purposes —
- (a) to improve benefits for existing members and additionally, or alternatively, pensioners;
 - 10 (b) to supplement benefits previously paid to former members or to supplement transfer values previously transferred in respect of former members;
 - (c) to reduce current contributions due from participating employers of a defined benefit fund;
 - (d) for transfer, wholly or partly, to a contingency reserve account:

15 Provided that before the actuarial surplus is used in terms of this subsection, the fund shall seek approval from the Commission.

PART V

MANAGEMENT AND ADMINISTRATION OF FUNDS

22 Postal address, electronic mail address and registered office

(1) Every fund shall have in Zimbabwe—

- 20 (a) a postal address; and
- (b) a registered physical office and address; and
- (c) if it transacts any business electronically, an electronic mail address;

particulars of which shall be notified to the Commission upon registration.

25 (2) Where a fund wishes to change its addresses referred to in subsection (1), it shall within fourteen days before such change, notify the Commission, in writing, of the change, and the fund shall publish in the *Gazette* and in a daily newspaper of appropriate circulation or any other media approved by the Commission, an advertisement stating the change of address and thereafter change the said address.

30 (3) Where the address of a fund is changed in terms of subsection (2) the Commission shall enter the new address in its register.

(4) A fund that contravenes this section shall be guilty of an offence and liable to a category 1 civil penalty.

23 Board of fund

35 (1) Every fund shall have a board consisting of at least of five members and a maximum of nine members, of which at least one-half shall be elected by the members of the fund and the other board members being appointed by participating employers:

Provided that the Commission, on application by a fund, may—

- 40 (a) if satisfied that a five-member board would be impractical or unduly expensive or is not in the best interest of the fund, authorise the fund to have a board of fewer than five members; or

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- (b) if satisfied that more than nine members would be in the best interest of the fund, authorise the fund to have a board of more than nine members; or
- (c) exempt the fund from the requirement that at least one-half of its board members shall be elected by members if the fund is a retirement annuity 5 fund and may at any time for good cause shown and on due notice to the fund, withdraw any such authorisation or exemption.

(2) A fund shall appoint at least one independent expert member who, in the opinion of the fund shall assist the board members in exercising their functions:

Provided that a person who is an officer or employee of the fund shall not be 10 eligible for appointment in terms of this subsection.

(3) No person shall be appointed as a board member of more than three funds.

(4) At its first meeting, the board shall elect from amongst its members a chairperson and vice chairperson of the board.

(5) The vice chairperson of the board shall perform the functions of a chairperson 15 whenever the chairperson is unable to do so.

(6) Whenever the office of chairperson or vice chairperson falls vacant the board shall within fourteen days elect one of its members to fill the vacancy.

(7) On the death of, or the vacation of office by a board member, the fund shall appoint a person to fill the vacancy within 2 months after the position becomes vacant. 20

(8) In electing or appointing the members of the board, the fund shall endeavour to ensure that gender equality and geographical representation is attained.

24 Functions and duties of board

(1) The board of every fund shall be responsible for directing, controlling and supervising the operations of the fund in accordance with this Act and the rules of the 25 fund, and for that purpose the board shall—

- (a) ensure that proper control systems are put in place to ensure that the fund complies with this Act and any other law;
- (b) ensure that the rights and benefits of members and beneficiaries of the fund are protected and that such members and beneficiaries are adequately 30 informed of their rights, benefits and duties in terms of the rules of the fund;
- (c) ensure that the rules, operations and administration of the fund comply with this Act and any other law;
- (d) take all reasonable steps to ensure that contributions to the fund are paid 35 when they are due;
- (e) take all reasonable steps to ensure that the fund is managed in a sound manner;
- (f) where appropriate, obtain expert advice on matters on which the board lacks expertise; 40
- (g) formulate policies to further the objectives and purposes of the fund;
- (h) ensure that records of all its proceedings and of the business of the fund are kept;

PENSIONS AND PROVIDENT FUNDS

(2) Board members shall, individually and collectively, in the exercise of their powers and discharge of their duties —

- (a) take reasonable steps to protect the interests of members and beneficiaries of the fund, especially in the event of—
 - 5 (i) the amalgamation of or transfer of any business; or
 - (ii) the split of the fund; or
 - (iii) the dissolution of the fund; or
 - (iv) the withdrawal of a participating employer or the termination or reduction of contributions by a participating employer; or
 - 10 (v) the conversion of the fund from a defined benefit scheme to defined contribution scheme, or vice versa;and
- (b) act honestly and in good faith with a view to the best interest of the fund; and
- 15 (c) exercise the care, due diligence and skill that a reasonable and prudent person would exercise in comparable circumstances; and
- (d) avoid conflict of interest; and
- (e) act impartially towards all members and beneficiaries;
- 20 (f) inform the Commission on becoming aware of any material matter relating to the affairs of the fund which, in the opinion of the board, may seriously prejudice the financial viability of the fund and its members

25 Qualifications and disqualifications for appointment as member of board

(1) No person shall be appointed, elected or continue to act as a board member unless he or she possesses such qualifications and additionally, or alternatively, has such experience or expertise as may be required for the proper administration of the fund.

(2) Notwithstanding the generality of subsection (1), every board member must—

- 30 (a) be a fit and proper person, with due regard to his or her experience, conscientiousness and integrity to be entrusted with the responsibilities of the office; and
- (b) be conversant with rules of the fund.

(3) Every fund shall ensure that its board has an appropriate diversity of skills, experience or qualifications for managing the fund, including skills, experience or qualifications in—

- (a) the law relating to pensions and trusts;
- (b) the principles relating to—
 - 40 (i) the financial management of funds;
 - (ii) investment of assets of such funds;
 - (iii) risk management of funds.

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(4) Subject to subsection (1) and (2), the degree of knowledge and understanding required for board members is that appropriate for the purpose of enabling such board member to properly exercise his or her powers and discharge his or her duties as a board member of any fund.

(5) Every fund shall within seven days, after appointing or electing a board member, forward to the Commission for approval the name of the appointed or elected board member together with the board member's — 5

- (a) police clearance issued within a period of six months before the date of his or her appointment or election;
- (b) declaration form in the form as may be prescribed; and 10
- (c) any other relevant information as the Commission may reasonably require.

(6) No person shall be qualified for appointment or election or continue acting as a board member if—

- (a) he or she has been adjudged or otherwise declared insolvent or bankrupt in terms of a law in force in any country, and has not been rehabilitated or discharged; or 15
- (b) he or she has made an assignment to or arrangement or composition with his or her creditors in terms of a law in force in any country, and the assignment, arrangement or composition has not been rescinded or set aside; or 20
- (c) within a period of five years preceding his or her application for appointment or election, he or she has been convicted inside or outside Zimbabwe of an offence involving dishonesty; or
- (d) within a period of five years preceding his or her application for appointment or election, he or she has been found guilty of an act involving dishonesty or financial offence such as terrorist financing and money laundering in any proceedings of a disciplinary nature; or 25
- (e) there is a material conflict of interest between the board member and his or her role as such; or
- (f) he or she has behaved in a manner which, in the opinion of the Commission, is of a disgraceful or undesirable nature which may include the following— 30
 - (i) gross mismanagement of a pension fund; or
 - (ii) improper recording or gross mismanagement of information;

or 35

- (g) he or she has been certified either inside or outside Zimbabwe to be mentally challenged or intellectually handicapped or of unsound mind, and the certification remains in force; or

unless exempted by the Commission, he or she does not reside in Zimbabwe.

(7) The Commission may, in the public interest, remove from office any board member who, in terms of this section, is disqualified to hold office as such. 40

Provided that the Commission shall, before removing such board member from office, notify the board member of the proposed removal of such board member from office and call for representation from him or her.

26 Terms of office of board members

(1) Subject to this Part, a board member shall hold office for such period as shall be stipulated in the fund rules, which period shall not exceed ten years:

Provided that each term of office shall not exceed five years.

5 (2) On the expiry of the period for which a member has been appointed or elected, he or she shall continue to hold office until he or she has been re-elected or re-appointed or his or her successor has been elected or appointed:

Provided that a board member shall not continue to hold office under this subsection for more than three months.

10 (3) No board member shall be re-appointed to a board if he or she has already served on that board for one or more periods, whether consecutive or not, amounting in the aggregate to ten years or if he or she is a member of three other such boards.

(4) Where a board member resigns from the Board prior to the expiration of his term of office, the board and the board member must furnish the Commission with
15 the reasons for the board member's resignation.

27 Trainings and assessments

(1) Unless exempted by the Commission, every board member shall undergo training on core skills within 6 months of appointment or election as a board member.

20 (2) Any person who, before the coming into effect of this Act, was a board member shall unless exempted by the Commission, undergo training on core skills within one year from the date of publication of this Act.

(3) Any board member who without good cause shown fails to comply with this section shall be disqualified to act as such until he or she acquires the training on core skills.

25 (4) The core skills referred to in this section shall be determined by the Commission from time to time.

(5) The training providers, who provide trainings referred to in subsection (1), and the training curriculum shall be approved by the Commission.

28 Principal Officer of fund

30 (1) Every fund shall have a principal officer appointed by its board in terms of its rules, who shall be ordinarily resident in Zimbabwe.

(2) The chairperson of the board of a fund shall not be eligible to be appointed as the principal officer of the fund.

35 (3) The principal officer of a fund shall not be a board member and shall be responsible, subject to the control and direction of the board, for the day to day management of the fund and for ensuring that the duties imposed on the fund by this Act and any other Act are carried out efficiently and effectively.

(4) The principal officer shall be eligible to attend board meetings, but shall not exercise any voting rights.

40 (5) A fund shall notify the Commission in writing of the name and address of its principal officer.

(6) No fund shall appoint a principal officer or change the address of its principal officer unless it has given not less than 14 days prior written notice to the Commission of the change or appointment.

(7) Every principal officer shall be a fit and proper person with due regard to his or her experience, conscientiousness and integrity to be entrusted with the responsibility of the office, and sections 25 and 27 shall apply, with necessary changes, to the appointment of the principal officer. 5

(8) Every principal officer shall inform the Commission on becoming aware of any material matter relating to the affairs of the fund which, in his or her opinion may seriously prejudice the financial viability of the fund and its members. 10

(9) Every principal officer shall, in the discharge of his or her duties —

(a) take reasonable steps to protect the interests of members and beneficiaries of the fund, especially in the event of—

(i) the amalgamation of or transfer of any business; or

(ii) the split of the fund; or 15

(iii) the dissolution of the fund; or

(iv) the withdrawal of a participating employer or the termination or reduction of contributions by a participating employer; or

(v) conversion of the fund from a defined benefit scheme to defined contribution scheme, or vice-versa; 20

and

(b) act honestly and in good faith to the best interest of the fund; and

(c) exercise the care, diligence and skill that a reasonable and prudent person would exercise in comparable circumstances; and

(d) avoid conflict of interest; and 25

(e) act impartially towards all members and beneficiaries.

(9) Subsections (6), (7) and (8) shall apply to key personnel for stand-alone self-administered funds responsible for the following functions —

(a) internal audit;

(b) risk management; 30

(c) compliance;

(d) finance; and

(e) any other person as the Commission may specify.

(10) A fund that contravenes this section shall be guilty of an offence and liable to a category 2 civil penalty. 35

29 Auditor, valuator, custodian, fund administrator

(1) Every fund shall appoint in terms of its rules —

(a) an external auditor, who shall not be an officer of the fund; and

(b) a valuator who shall not be an officer of the fund; and

(c) a custodian, in the case of a self-administered fund; and 40

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- (d) a fund administrator except in the case of a stand-alone self-administered fund; and
- (e) a fund manager;

Provided that—

- 5 (i) it shall not be obligatory for a fund which has been exempted in terms of section 34(3) to appoint an actuary.
- (ii) in the case of an insured fund, the actuary, auditor and custodian where applicable, shall be the valuator, auditor and custodian of the insurance company.
- 10 (iii) unless approved by the Commission, a fund shall not appoint the same person as its auditor or valuator for a continuous period of more than five years in any eight-year period.

(2) Every fund shall ensure that the persons it appoints in terms of subsection (1) are fit and proper persons who do not have a record of performing in an unprofessional manner.

(3) In appointing the persons in terms of subsection (1), the fund shall consider whether the person—

- (a) has ever been declared bankrupt or insolvent, or has entered into arrangement with his or her creditors;
- 20 (b) has, within five years prior to the application, been convicted of an offence involving dishonesty terrorist financing and money laundering;
- (c) was previously in the management or administration of a fund whose certificate of registration has been revoked under this Act due to his or her fault either fully or partially;
- 25 (d) is disqualified under any other law, or his or her holding office as such is determined by the board as being in any way detrimental to the fund.
- (e) performed some unsatisfactory work for which any fund lodged a complaint with his or her professional body;
- (f) has provided inadequate or services in an unsatisfactory manner resulting in any fund's certificate of registration being revoked by the Commission;
- 30 (g) has adequate professional, technical and operational systems to perform the services they intend to perform for the fund;
- (h) meets any additional requirements as may be prescribed by the Commission from time to time.

35 (4) Where, in appointing a person in terms of subsection (1), the fund becomes aware that the person had a complaint lodged against him or her in terms of subsection (3)(e) and had performed work in a manner that caused a fund to have its certificate of registration revoked in terms of subsection (3)(f), it shall not appoint such person as its external auditor, valuator, custodian, fund administrator or fund manager.

40 (5) Every person referred to in subsection (1) shall have a general obligation to—

- (a) act honestly and in good faith with a view to protect the best interests of the registered fund;

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- (b) exercise the care, diligence and skill that a reasonable and prudent person would exercise in comparable circumstances;
- (c) avoid conflict of interest;
- (d) act impartially; and
- (e) report to the Commission as soon as reasonably practicable any occurrence 5 which in his or her opinion could be detrimental to the rights of the members or beneficiaries of the fund;

(6) The Second Schedule shall apply to the registration, and functions of fund administrators and fund managers.

(7) A fund that contravenes subsection (1) and (4) shall be guilty of an offence 10 and liable to category 2 civil penalty.

PART VI

FINANCIAL REQUIREMENTS

30 Definitions in this Part

In this Part— 15

“financial statements” means —

- (a) a statement of financial position; and
- (b) a statement of comprehensive income; and
- (c) a statement of cash flow; and
- (d) unaudited monthly, quarterly or audited annual financial accounts; 20 and
- (e) any other statements that may be prescribed;

“financial year” in relation to a fund established in terms of this Act or any other enactment, means the period of twelve months ending on the 31st 25 of December in any year.

31 Holding of assets of fund

(1) All the assets of a fund, including any policy of insurance, shall be controlled and held in the name of the fund or any other person who is approved by the Commission or who is a member of a class of persons approved by the Commission.

(2) Subject to subsection 1, where a fund acquires any asset, the fund shall as 30 soon as possible register the asset in its name.

(3) Any person who contravenes this section shall be guilty of an offence and liable to a fine not exceeding level ten or to imprisonment for a period not exceeding three years or to both such fine and such imprisonment.

32 Accounts and financial statements 35

(1) Every fund shall maintain such financial records and any other records as are necessary for the purpose of holding and accounting for the assets and liabilities of the fund.

(2) A fund shall, within three months after the end of its financial year, submit 40 to the Commission audited financial statements, prepared in accordance with of the Public Accountants and Auditor’s Act [Chapter 27:12], together with—

- (a) a copy of any report by the auditor relating to any of the activities of the fund during that financial year; and
- (b) a copy of any annual report that the fund issued to its stakeholders in respect of that financial year; and
- 5 (c) a copy of any other statement that the fund presented to its stakeholders in respect of any of its activities during that financial year; and
- (d) such other statements, reports, documents and information as may be prescribed.

(3) The Commission may, by notice in writing, exempt a fund from submitting audited financial statements in terms of subsection (1) if the Commission is satisfied that the size of the fund does not warrant it, but the fund shall submit its unaudited annual accounts and the other reports and statements required by that subsection.

(4) Unless exempted by the Commission, every fund, other than insurance company scheme, shall cause its financial statement to be published in a newspaper of appropriate circulation or in any other manner approved by the Commission, within 15 three months after the end of its financial year.

(5) Any person who fails to comply with this section shall be guilty of an offence and liable to a category 1 civil penalty.

33 Life insurers to maintain separate Pensions Fund and separate accounts

(1) A life insurer which carries on pension and provident fund business shall maintain—

- (a) a separate fund, to be called the “Pensions Fund”, representing the liabilities of that insurer in respect of its pension and provident fund business; and
- 25 (b) separate accounts relating to the statement of comprehensive income of that insurer in respect of its pension and provident fund business.

(2) A life insurer which carries on pension and provident fund business shall, on the recommendation of a valuator which is based on the liabilities represented in the insurer’s Pensions Fund, designate which of the insurer’s assets shall be regarded as assets of the Pension Fund, and the assets so designated shall be clearly shown in the statement of financial position of that insurer as being regarded as assets of the Pensions Fund.

(3) Part of the assets of a life insurer’s Pensions Fund may be held in the form of shares in a company which is the insurer’s holding company or in other subsidiary companies of that holding company, as defined in section 2 of the Companies Act

[Chapter 24:03]:

Provided that—

- (i) the aggregate value of the shares, including shares held in a company which is a subsidiary company of the insurer itself, shall not exceed 40 five *per centum* of the value of the total assets in the Pension Funds;
- (ii) the shares shall not confer any right on the life insurer to vote at any meeting of members of the holding company or subsidiaries, notwithstanding anything to the contrary in such companies’ articles of association.

45

(4) At the end of the insurer's financial year, the insurer shall submit to the Commission a return showing the aggregate value of Pensions Fund, the detailed split of funds as well as each fund's share of the balances comprising the Pensions Fund together with details of the underlying assets supporting the Pensions Fund and such other information as the Commission may require. 5

(5) Unless exempted by the Commission, every life insurer shall cause a return showing the aggregate value of Pensions Fund to be published in a newspaper of appropriate circulation or in any other manner approved by the Commission, within three months after the end of its financial year.

(6) If, on the winding up of the operations of a life insurer which carries on pension and provident fund business, and the insurer's assets are insufficient to pay in full the claims of every holder of a policy issued by the insurer, the assets which have been designated in terms of subsection (2) as assets of the insurer's Pensions Fund shall be applied only for the benefit of the funds operated or administered by the insurer. 10

(7) Assets which have been designated in terms of subsection (2) as assets of the Pensions Fund shall not be attached to satisfy a claim against a life insurer which claim is not in respect of pension and provident fund business. 15

34 Actuarial Valuation

(1) Subject to this section, a fund shall cause its financial condition to be investigated and reported upon by an actuary as may be prescribed from time to time, and upon finalisation, the fund shall within 30 days of receiving a report from the actuary submit— 20

- (a) a signed copy of the actuarial report; and
- (b) a summary of the key findings of the actuarial report;

to the Commission. 25

(2) If the Commission is satisfied that the financial methods adopted by a fund are such as to render periodical investigations by an actuary unnecessary, the Commission may, if so requested by the fund, exempt the fund from compliance with subsection (1), subject to such conditions as the Commission may specify.

(4) The Commission may at any time vary any conditions fixed in terms of subsection (3) or cancel any exemption granted in terms of that subsection. 30

(5) A fund shall be exempted from compliance with subsection (1) if—

- (a) its rules provide for the payment of a lump sum benefit, based on a return of contributions with interest and a share of profits, which may be applied to the purchase of a pension from an insurer; or 35

(b) it is an insurance company scheme—

- (i) the rules of which provide that the contributions payable by the members and the participating employers will be shown in the insurance policy issued in connection with the scheme; and
- (ii) which does not provide for the payment of a pension based on the salary or emoluments of the member immediately before the pension becomes payable or the average of his or her salary or emoluments during a specified period. 40

(6) A fund which contravenes subsection (1) shall be guilty of an offence and liable to a category 1 civil penalty.

35 Investments

(1) Subject to subsection (7), a fund shall at all times hold its assets in Zimbabwe
5 in investments which are realisable in Zimbabwe.

Provided that the Commission may, in writing, authorise —

- (a) a fund to hold part of its assets in other investments approved by the Commission, subject to such terms and conditions as it may from time to time fix;
- 10 (b) a fund to invest all or part of its assets in foreign markets, subject to such terms and conditions as the Commission may fix.

(2) Subject to subsection (7) —

- (a) a registered fund that is not an insurance company scheme shall at all times hold and maintain investment in approved securities, of not less
15 than the prescribed amount, of the aggregate fair value of all its assets in Zimbabwe in—
 - (i) local registered securities which are issued or guaranteed by the State or which are issued by a local authority or statutory body; or
 - (ii) any other assets that may be approved by the Minister from time to
20 time.
- (b) an insurer which carries on pension and provident fund business shall at all times hold at least a certain *per centum* of its assets as may be prescribed from time to time, which are assets in Zimbabwe and which have been
25 designated in terms of section 33(2) as being assets of its Pension Fund, in securities or loans specified in paragraph (a)(i) or (ii).

(3) Subject to subsection (7), no fund shall invest or expose, whether by way of loans or otherwise—

- (a) more than a percentage prescribed by the Minister of the aggregate fair value of total assets in the following—
 - 30 (i) the business of—
 - A. a participating employer; and
 - B. holding company of a participating employer; and
 - C. a subsidiary of the participating employer's holding company; and
 - 35 D. a holding company of an associate of a participating employer; and
 - E. an associate of a participating employer; and
 - (ii) any business which is controlled or managed by a participating
40 employer:

Provided that the Commission may exempt, either wholly or in part, any fund established by a local authority or a statutory body from this paragraph;

- (b) its assets in any business referred to in paragraph (a) unless the risk return trade off on the investment is reasonable and the investment is not prejudicial to the fund.

(4) A fund shall not, without the prior approval of the Commission, directly or indirectly acquire or hold shares or any other financial interests in another entity which results in the fund exercising control over that entity. 5

(5) A fund may, if its rules so provide, grant to a member a loan or a guarantee, for the purposes of purchasing an immovable property on which a dwelling house has been or is to be erected, secured by a first mortgage bond on such immovable property:

Provided that the loan or guarantee shall not exceed— 10

- (a) the amount of the member’s individual minimum reserve on the date on which the loan or guarantee was granted, and does not exceed seventy-five *per centum* of the fair value of the property; or
- (b) the fair value of the property if the member’s employer guarantees the fund that he or she will meet any shortfall between the amount referred to in paragraph (a) and the fair value of the property. 15

(6) No fund shall engage in or carry on any form of business other than for which it was registered under this Act.

(7) A fund which—

- (a) contravenes subsection (2) or (3) in regard to the holding or investment of its assets; or 20
- (b) grants a loan to a member in excess of the maximum amount permitted under subsection (5); or
- (c) engages in or carries on business in contravention of subsection (6);

shall be guilty of an offence and liable to a category 2 civil penalty. 25

36 Troubled Funds

(1) If, after examining any return or report in terms of this Act in respect of a fund, the Commission is of the opinion that the fund is not in a sound financial condition and a satisfactory recovery plan for bringing the fund into a financially sound condition within such time as may be prescribed has not been submitted to it— 30

- (a) the Commission shall direct the fund to submit a recovery plan setting out arrangements for the purpose of bringing the fund into a financially sound condition within such reasonable period as the Commission may specify; and
- (b) the fund shall submit such recovery plan to the Commission by the date specified by the Commission in terms of paragraph (a), together with a report on the recovery plan by the valuator or, if the fund has not appointed a valuator, a report on the recovery plan by the fund’s auditor unless exempted by the Commission to do so. 35

(2) After considering a recovery plan submitted to it in terms of subsection (1), the Commission may— 40

- (a) approve the recovery plan, either unconditionally or subject to such conditions as it deems fit; or

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(b) reject the recovery plan, in which case the fund shall submit a new recovery plan in accordance with fresh directions from the Commission, together with a report on the recovery plan by the valuator or auditor who reported on the rejected recovery plan.

5 (3) If the Commission is of the opinion that the financial condition of a fund is such that it is not possible or practicable to bring the fund into a financially sound condition within a reasonable time, the Commission may direct that all or any part of the business of the fund shall be wound up and that section 12 shall apply, subject to such modifications as the Commission considers reasonable.

10 (4) A fund which has been directed to submit a recovery plan in terms of subsection (1) and which, without just cause, fails to deposit such a recovery plan within the period specified in paragraph (b) of that subsection, shall be guilty of an offence and liable to a category 2 civil penalty.

15 (5) A fund which fails, without just cause, to carry out the provisions of a recovery plan that has been approved by the Commission in terms of subsection (2) shall be guilty of an offence and liable to a category 1 civil penalty.

PART VII

SUPERVISION AND INVESTIGATION OF FUNDS

37 Appointment of inspectors

20 (1) For the purpose of assisting the Commission to monitor and supervise funds, to carry out investigations and to ensure compliance with this Act, the Commission may appoint as inspectors —

(a) any of its employees; or

25 (b) subject to the Public Service Act [Chapter 16:04], any members of the Public Service; or

(c) any other person who, in the Commission's opinion, has the necessary experience, qualifications or skill to exercise all the functions of an inspector or any such particular function, as the case may be.

30 (2) The Commission may appoint a body corporate as an inspector in terms of subsection (1) and where it does so all officers and employees of the body corporate who are designated by the body corporate's head shall be inspectors.

(3) The Commission shall provide every inspector with a document identifying him or her as an inspector, and he or she shall produce it on request.

38 Powers of inspectors

35 (1) In the exercise of his or her functions under this Act, an inspector may, subject to subsection (2) —

(a) at any time during normal office hours enter the business premises of a fund or any other premises in which it is believed on reasonable grounds that there are documents pertaining to the business of a fund;

40 (b) require any officer, employee or agent of a fund to produce any of the fund's documents;

(c) having entered a fund's premises in terms of paragraph (a) —

- (i) search the premises for any moneys or records pertaining to the fund's pension and provident fund business;
- (ii) open or cause to be opened any strong-room, safe or other container in which it is suspected, on reasonable grounds, that there are any of the fund's money or records; 5
- (iii) examine and make extracts from and copies of the fund's records;
- (iv) remove any records from the premises, for so long as may be necessary for the purpose of examining them or making extracts from or copies of them:

Provided that the inspector shall give a full receipt for any record 10 so removed;

- (d) require any officer, employee or agent of a fund—
 - (i) to explain an entry in the fund's records or accounts;
 - (ii) to provide the inspector with such information concerning the fund's management or activities; 15
 as the inspector may reasonably require.

(2) The powers of entry and search conferred by subsection (1) shall not be exercised except with the consent of the fund or of the person in charge of the premises concerned or, in the absence of such consent the inspector has a search warrant from a competent court. 20

39 Action that may be taken by Commission upon discovering illegal conduct by fund

(1) If, following a report by an inspector and, where appropriate, after considering any representations made by the fund concerned in terms of subsection (2), the Commission is satisfied that a fund has contravened any term or condition of 25 its registration or any provision of this Act or any directive, requirement or order made under this Act, the Commission may, subject to this section, do any one or more of the following—

- (a) issue a warning to the fund;
- (b) require the fund to appoint a person who, in the Commission's opinion, 30 is qualified to advise the fund on the proper conduct of its business;
- (c) issue a written instruction to the fund to undertake remedial action specified in the instruction;
- (d) instruct the fund to suspend or remove any member of its board or officer or employee who is responsible for such contravention; 35
- (e) direct the fund to suspend all or any of its pension and provident fund business;
- (f) place the fund under the management of an interim administrator;
- (g) convene a meeting of the stakeholders of the fund to discuss the remedial measures to be taken; 40
- (h) remove or cause the replacement of external service providers or report them to applicable authorities;
- (i) restrict the disposal of the fund's assets; and
- (j) any other directive the Commission may deem fit.

(2) Before taking any action in terms of subsection (1), the Commission shall inform the fund concerned, in writing, of—

- (a) the contravention of which it is believed to be guilty of and the reasons for that belief; and
- 5 (b) the action the Commission proposes to take in respect of the alleged contravention;

and shall afford the fund an adequate opportunity to make representations in the matter:

Provided that, where the Commission considers that immediate action is necessary to prevent irreparable harm to the fund or its stakeholders or creditors, the
10 Commission may take such action before affording the fund an opportunity to make representations in terms of this subsection.

40 Investigation into affairs of fund

(1) If—

- 15 (a) a fund has failed to provide the Commission with any record or information required by or under any provision of this Act within the period specified by the provision, and has not provided that record or information within fourteen days, commencing on the date upon which the Commission or an inspector reminded the fund in writing of its failure; or
- 20 (b) a fund has knowingly provided incorrect or incomplete information to the Commission, and has not furnished correct or complete information within fourteen days, commencing on the date upon which the Commission or an inspector called upon the fund in writing to correct or complete the information; or
- 25 (c) any document or information provided to the Commission by a fund shows that the fund has failed to comply with any provision of this Act; or
- (d) the Commission has informed the fund of an irregularity that requires correction and the fund has not corrected that irregularity within fourteen
30 days, commencing on the date upon which the Commission called upon the fund in writing to correct the irregularity; or
- (e) the Commission has reasonable cause to believe that the rights of any class of members or beneficiaries are being prejudiced by a fund; or
- (f) a fund or any of its officers, employees or agents has prevented an inspector from exercising any of his or her powers in terms of section 38;

35 and the Commission considers that an investigation is necessary for the purpose of protecting the interests of fund members, preventing or detecting a contravention of this Act or any other law, the Commission may direct an inspector to conduct an investigation into the fund concerned or any aspect of its management or activities.

(2) For the purposes of an investigation in terms of subsection (1), an inspector
40 may—

- (a) seize any securities, records or accounts of the fund concerned which in the inspector's opinion may afford evidence of an offence or irregularity:

Provided that—

- 45 (i) the inspector shall issue a receipt for any securities, records, or accounts so seized; and

- (ii) any securities, records, or accounts so seized shall be retained only for so long as may be necessary for the purposes of the investigation;
- (b) examine, whether under oath or otherwise, any person who is or was a member of the board of the fund concerned, or an officer, employee, agent, auditor, legal practitioner, valuator or stakeholder of the fund: 5

Provided that—

- (i) any person so examined shall be entitled to have his or her legal practitioner present at the examination;
- (ii) no person shall be required to answer any question which he or she would not be required to answer if he or she were a witness in a civil or criminal case before a court; 10
- (c) require any person referred to in paragraph (b) to produce any security, record, or account of the fund concerned to which he or she has access, or to give any information at his or her disposal relating to the management or affairs of the fund: 15

Provided that no such person shall be required to produce anything or to answer any question which he or she would not be required to produce or answer, as the case may be, if he or she were a witness in a civil or criminal case before a court.

(3) A fund whose securities, records, or accounts have been seized under this section shall be entitled, through its authorised representative, to examine, make entries in and make extracts from them during office hours under such supervision as an inspector may determine. 20

(4) In conducting an investigation in terms of subsection (1), an inspector shall have the same powers, rights and privileges as are conferred upon a commissioner by the Commissions of Inquiry Act [*Chapter 10:07*], other than the power to order a person to be detained in custody, and sections 9 to 13 and 15 to 19 of that Act shall apply, with any necessary changes, in relation to an investigation made in terms of this section and to any person summoned to give or giving evidence at that investigation. 25

(5) If, in the opinion of the Commission, it would be in the interests of the fund's stakeholders to do so, the Commission may, for the period of an investigation under this section, prohibit a fund being investigated from— 30

- (a) engaging such fund activities as the Commission may specify;
- (b) disposing of any property connected with the business of the fund concerned, for which purpose the Commission or inspector may, to such extent as the Commission shall specify, prevent the fund from operating any account with any bank, building society or financial institution. 35

(6) If the Commission considers such a course necessary to protect the interests of stakeholders or creditors of the fund concerned, the Commission may, before or during an investigation under subsection (1), require the fund to lodge all or any of its securities with the Commission for safe-keeping. 40

(7) The Commission shall return to the fund any securities lodged with it in terms of subsection (6) as soon as the Commission considers it to be in the interests of the fund's stakeholders or creditors for the securities to be returned:

Provided that, if the fund is dissolved in terms of section 12, the Commission shall deliver the securities to the liquidator of the fund. 45

41 Procedure on completion of investigation

(1) On completion of an investigation in terms of section 40, an inspector shall forward his or her report thereon to the Commission.

(2) On receipt of a report in terms of subsection (1), the Commission shall—

- 5 (a) send a copy of the report to the fund that was the subject of the investigation; and
- (b) invite the fund to make representations on the report.

(3) A fund to which a copy of the report has been sent in terms of subsection (2) shall, within thirty days, submit to the Commission representations on the report.

10 42 Action by Commission following investigation

(1) If, after considering an inspector's investigative report sent to it in terms of section 41(1), together with any representations made by the fund concerned in terms of that section, the Commission is satisfied that the fund has contravened any term or condition of its registration or any provision of this Act or any directive, requirement
15 or order made under this Act, the Commission may, subject to subsection (2), take any action referred to in section 39(1).

Provided that where the fund does not make any representations the Commission will proceed to take action referred to in section 39 (1).

(2) Before taking any action referred to in subsection (1), the Commission
20 shall—

- (a) inform the fund concerned, in writing, of the action it proposes to take; and
- (b) give the fund concerned fourteen days to make representations in the matter:

25 Provided that, where the Commission considers that immediate action is necessary to prevent irreparable harm in the fund or its stakeholders or creditors, the Commission may take such action before affording the fund an opportunity to make representations in terms of this subsection.

PART vm

30 ADDITIONAL POWERS OF COMMISSION

43 Power to demand documents and information

(1) The Commission may at any time call upon—

- (a) a fund or a fund seeking registration; or
- (b) an officer of a fund or of a fund seeking registration; or
- 35 (c) a participating employer;

to provide the Commission with any record or information in relation to any matter connected with the business or transactions of that fund;

(2) Any person required to submit information in terms of subsection (1) shall submit such information within a period stated in the request by the Commission or
40 within such further period as the Commission may allow.

44 Commission may require unregistered fund to provide information

(1) The Commission may, by notice in writing, require any person whom it has reason to suspect is carrying on the business of a fund which is not registered to transmit to it, within such period as may be specified in the notice, a copy of the rules, if any, in terms of which the business concerned is being operated, together with a copy of the last annual accounts or any other accounts recorded by that person in relation to that business, and such other information relating to the business carried on by that person as the Commission may require,

(2) If a person who has been required in terms of subsection (1) to transmit any record, or information fails to comply with the notice within the period specified in the notice, the Commission may investigate or appoint an inspector to investigate the affairs or any part of the affairs of that person, and section 40 shall apply, with any necessary changes, in relation to the investigation

(3) Subject to section 8, if it appears from inquiries in terms of subsection (1) or an investigation in terms of subsection (2) that the person concerned is carrying on the business of a fund which is not registered, the Commission—

- (a) shall inform the person accordingly by notice in writing and cause the fund to register;
- (b) may, wind up the fund concerned, or take any measures that the Commission deems fit in a manner that minimises prejudice to members of the fund.

45 Commission may extend time-limits

Whereby in this Act any time is specified within which anything is to be done, the Commission may extend the time, if it is satisfied that the failure to comply with the provision relating to such time has not been or will not be due to culpable neglect or default on the part of the person concerned.

PART IX

GENERAL

46 Right to obtain copies of or to inspect records and to obtain information

(1) A fund shall provide to any stakeholder who requests it, at its expense as may be specified in the rules of the fund, a copy of—

- (a) the rules of the fund;
- (b) the latest financial statements of the fund.

(2) A stakeholder of a fund shall be entitled at all reasonable times to inspect, free of charge, at the registered office of the fund and to make extracts from—

- (a) the rules of the fund;
- (b) the latest financial statements of the fund;
- (c) the last report, if any, by a valuator in terms of section 34;

(3) A fund which, knowingly and without just cause—

- (a) fails to deliver any record to a stakeholder when required to do so in terms of subsection (1); or

- (b) prevents a stakeholder from exercising his or her rights in terms of subsection (2), or hinders or obstructs him or her in the exercise of those rights;

shall be guilty of an offence and liable to a category 1 civil penalty.

5 (4) Any person shall be entitled, on payment of the prescribed fee, to inspect any of the following records at the office of the Commission and to make copies of and take extracts from any such record—

- (a) the rules of any fund;
- (b) the latest financial statements of a fund;
- 10 (c) the last report, if any, prepared by a valuator in terms of section 34 in respect of any fund:

Provided that the Commission may waive the fee if it is satisfied that the inspection, copy or extract in question is required for the purpose of furthering a public interest.

15 (5) The Commission shall without charge provide any person, on request, with the address of the registered office of any fund and the name and contact details of its principal officer.

47 Amalgamations, splits and transfers

(1) Subject to this section and with the approval of the Commission—

- 20 (a) two or more funds may amalgamate and become one fund;
- (b) a fund may transfer all or part of its assets and liabilities to another fund;
- (c) a fund may split into two or more funds.

(2) Before an application is made to the Commission in terms of subsection (3), the boards of the funds shall cause a notice to be published in the *Gazette* and a newspaper of appropriate circulation or any other media approved by the Commission—

- 25 (a) of their intention to make the application for amalgamation, transfer or split; and
- (b) calling upon any member or interested person who has any objection to the proposed amalgamation, transfer or split to lodge his or her objection in writing with the Commission within such period as may be specified in the notice.
- 30

(3) A fund that desires to effect an amalgamation, transfer or split referred to in subsection (1) shall apply in writing for the Commission's approval, submitting with its application—

- 35 (a) a copy of a resolution by the board of each fund concerned; and
- (b) a copy of the scheme setting out details of the proposed amalgamation, transfer or split; and
- (c) a copy of every actuarial report or other statement taken into account for the purposes of the scheme; and
- 40 (d) any further information that the Commission may require, including any special report by a valuator or auditor.

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(4) If, on receipt of an application in terms of subsection (3), the Commission is satisfied—

- (a) that the proposed amalgamation, transfer or split would be in the interests of the members and beneficiaries of the funds concerned; and
- (b) that the proposed amalgamation, transfer or split would not render any fund that is a party to it and which will continue to exist if the proposed amalgamation, transfer or split is completed unable to meet the requirements of this Act or to remain in a sound financial condition or, in the case of a fund that is not in a sound financial condition, to attain such a condition within a reasonable period; and
- (c) that any rules of a fund that is a party to the proposed amalgamation, transfer or split which are applicable to the proposed amalgamation, transfer or split have been complied with or that adequate arrangements have been made to ensure that they will be complied with at the appropriate time;

the Commission shall, as soon as possible and after considering any representations by members or any person, approve the amalgamation, transfer or split and forward a certificate of transfer, amalgamation or split to the funds concerned to the effect that the requirements of this section have been satisfied and that the funds concerned may amalgamate, transfer or split the assets and liabilities concerned, as the case may be.

Provided that the Commission may, in writing, authorise a fund to amalgamate with, transfer part or split all of its assets to a fund that is not registered in terms of this Act, subject to such terms and conditions as it may from time to time fix;

(5) Upon the completion of an amalgamation in terms of this section of two or more funds —

- (a) the amalgamated funds shall be deemed to be dissolved; and
- (b) the Commission shall cancel the registration of the amalgamated funds and register the new fund in terms of this Act; and
- (c) the assets of the amalgamated funds shall vest in the new fund and the new fund shall assume the liabilities of the amalgamated funds.

(6) Upon the completion of the transfer of all the assets and liabilities of one fund to another fund in terms of this section—

- (a) the transferor fund shall be deemed to be dissolved and the Commission shall cancel its registration; and
- (b) if any change in the name of the transferee fund has been agreed upon, the Commission shall enter that new name in its records in place of the former name and shall issue a certificate of registration to the fund concerned under its new name; and
- (c) the assets of the transferor fund shall be transferred to the transferee fund and the transferee fund shall assume the liabilities of the transferor fund.

(7) Upon the completion of a split of a fund in terms of this section, into two or more funds —

- (a) the split fund shall be deemed to be dissolved; and
- (b) the Commission shall cancel the registration of the split fund and register the new funds in terms of this Act; and

- (c) the assets of the split fund shall vest in the new funds and the new funds shall assume the liabilities of the split fund.

(8) Notwithstanding any other enactment, the Commissioner may, by order in the *Gazette*—

- 5 (a) direct the Master of the High Court, the Chief Registrar of Companies, the Chief Registrar of Deeds or any other official of the State or of any other authority specified in the order to make such endorsements on or alterations in his or her register or other records or to issue such certificates, deeds or other documents as may be specified in the order for
10 the purpose of recording and giving effect to an amalgamation, transfer or split approved by the Commission in terms of subsection (4); and
- (b) authorise or direct the waiver of the payment, in whole or in part, of any capital gains tax, transfer fee, stamp duty, registration fee, licence fee or other charge arising out of or in connection with an amalgamation,
15 transfer or split approved by the Commission in terms of subsection (4);

and the Master of the High Court, the Chief Registrar of Companies, the Chief Registrar of Deeds, the Commissioner-General of the Zimbabwe Revenue Authority or other official, as the case may be, shall comply with any such authorisation or direction.

- 20 (9) The amalgamation of two or more funds, the transfer of assets and liabilities from one fund to another or the split of a fund in terms of this section shall not affect the rights of any creditor of a party to the transaction otherwise than in his or her capacity as a member of such party.

- (10) When an amalgamation, transfer or split referred to in subsection (1) involves the transfer of assets or functions from one service provider to another, the transfer shall be effected within such period as may be prescribed or as the Commission
25 may approve.

(11) This section shall not apply to a transfer of assets and liabilities between two funds which is made by virtue of a change in employment of any member of a fund.

48 Termination of service

- 30 (1) In this section—

“service provider” means —

- (a) actuaries;
- (b) asset managers;
- (c) credit rating agencies;
- 35 (d) auditors;
- (e) Fund managers and fund administrators.

(2) A fund reserves the right to terminate the services of any of its service providers on providing such notice in terms of any contractual and other agreements between the fund and its service provider.

- 40 (3) Upon the receipt of such notice to discontinue such service, a service provider shall cause the full membership, financial and statistical records to be compiled and passed on to the principal officer or such new appointee service provider as advised by the fund, subject to the following—

- (a) the maximum time frame to transfer the administration, accounting or secretarial service from one service provider to another as well as the full detailed records of the fund shall be sixty days;
- (b) the transfer of assets shall be made within ninety days:

Provided that where the fund may be prejudiced because of assets held in a portfolio which cannot be immediately transferred, the insurer or fund, may apply to the Commission to extend the notice period but only for the portion of assets held in such portfolio, which extension shall not be for more than six months.

- (c) in the case of an insurance company fund, where the fund is invested in the insurer's deposit administration scheme—
 - (i) a maximum of three months to transfer that portion of the assets that have vested;
 - (ii) a maximum of twelve months to transfer that portion of the assets that have not vested;
 - (iii) an insurer may not discriminate by using a lower vested or non-vested bonus rate for paid-up or discontinuing contracts; and
 - (iv) where an insurer has used an interim rate to calculate the assets to the transfer date, he/she shall make an appropriate adjustment upon the final declaration of the vested and non-vested bonus rate for the year in question.

49 Currency conversion

(1) In this section—

“currency conversion date” means —

- (a) the first currency conversion date, being the 1st February, 2009, when Zimbabwean dollars were suspended as legal tender by United States dollar; or
- (b) any subsequent date notified by the Minister in the *Gazette* as the date on which any currency which has been legal tender in Zimbabwe is superseded by any other currency;

“existing fund” means a fund that was in existence on the currency conversion date;

“former currency”, in relation to—

- (a) the first currency conversion date specified in paragraph (a) of the definition of “currency conversion date”, means Zimbabwean dollars;
- (b) any subsequent conversion date notified in terms of paragraph (b) of the definition of “currency conversion date”, means the currency which is superseded by a new currency as legal tender in Zimbabwe;

“new currency”, in relation to—

- (a) the first currency conversion date notified in terms of paragraph (b) of the definition of “currency conversion date”, means United States dollars;

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(b) any subsequent currency conversion date notified in terms of paragraph (b) of the definition of “currency conversion date”, means the currency which supersedes the former currency as legal tender in Zimbabwe.

5 (2) The board of every existing fund that is a defined benefit category fund shall, as soon as possible after a currency conversion date —

(a) cause the fund’s actuary to calculate—

10 (i) the fund’s liabilities in the former currency towards its members, beneficiaries and other stakeholders at the currency conversion date, taking account of—

A. the investment return up to that date; and

B. the member’s contributions plus interest up to that date;

C. pensionable service of each member;

D. inflation;

15 E. other factors as may be necessary:

and assessing separately the fund’s liabilities towards its members, and its participating employers; and

(ii) the fair value of the fund’s assets in the former currency at the currency conversion date;

20 and

(b) cause the fund’s actuary to apportion the fair value of the fund’s assets in the new currency between the members, beneficiaries and other stakeholder so as to establish, so far possible, the fund’s liability in the new currency to each of those classes of persons.

25 (3) The board of every existing fund that is a defined contribution category fund shall, as soon as possible after a currency conversion date, cause a valuator or other suitable person approved by the Commission to establish—

30 (a) the value in the former and the new currency of the accumulated contributions from members and employers, with interest, up to that currency conversion date; and

(b) the fair value of the fund’s assets in the former and the new currency at that currency conversion date;

35 and to apportion the fair value of the assets in new currency on an equitable basis between the members, beneficiaries and other stakeholders, taking account of the effects of inflation and other factors as may be necessary.

(4) Where assets which were held by an existing fund on a currency conversion date increase in value after that date, the increase shall be for the benefit of the members who were members, as the case may be, on that date.

50 Requirements for documents furnished to Commission

40 (1) A fund shall be deemed not to have complied with any provision of this Act which requires such fund to furnish to the Commission a document prepared by the fund, unless the document is signed by the principal officer and one other person authorised by the board to sign the document.

(2) Where a fund is required in terms of this Act to furnish to the Commission—

- (a) an original document, it shall also furnish such additional copies, not exceeding three, as the Commission may require;
- (b) a copy of a document, it shall furnish one copy, certified by the fund's principal officer, and such additional copies, not exceeding three, as the Commission may require. 5
- (c) an electronic copy, copy shall be sent to the official electronic addresses provided by the Commission.

51 Effect of certificate of Commission on documents

Any document certified, by or on behalf of the Commissioner, to be a document lodged with the Commission in terms of this Act or to be a copy of such a document shall be *prima facie* presumed to be such a document or copy, and any such certified copy shall be admissible as evidence in any court as if it were the original document. 10

52 Service of process on fund

Process in any legal proceedings against a fund may be served on that fund at its registered office. 15

53 Appeals

(1) Subject to this section, any person who is aggrieved by—

- (a) a decision of the Commission not to register a fund; or
- (b) any term or condition attached to the registration of a fund, or a refusal by the Commission to specify a term or condition in a registration certificate; or 20
- (c) any amendment of the registration of a fund; or
- (d) a refusal by the Commission to give any consent or approval in terms of this Act; or 25
- (e) any other decision, or action in terms of this Act;

may appeal to the Minister against the decision, or action concerned.

(2) An appeal in terms of subsection (1) shall be made in the form and manner prescribed and shall be lodged with the Minister within thirty days after the appellant was notified of the decision or action appealed against. 30

(3) In an appeal in terms of subsection (1), the Minister may conduct or cause to be conducted such inquiry into the matter as he or she deems appropriate and may confirm, vary or set aside the decision, or action appealed against.

(4) The Minister shall ensure that the appellant and the Commission are notified of any decision reached by him or her in terms of subsection (3). 35

(5) Any person who is aggrieved by a decision of the Minister on an appeal in terms of subsection (1) may appeal against the decision to the Administrative Court within the time and in the manner prescribed in rules of court.

54 Reports by Commission

(1) The Commission shall, within six months after the end of each financial year, submit to the Minister a report in regard to pension and provident fund business in Zimbabwe during the previous calendar year.

5 (2) The Minister shall lay a copy of a report submitted to him or her in terms of subsection (1) before Parliament on one of the fourteen days on which the Assembly sits next after he or she has received it.

(3) The Commission shall submit to the Minister a quarterly report in regard to pension and provident fund business.

10 **55 Improper use of certain titles**

(1) Without the written approval of the Commission, no person shall apply to any business carried on by him or her in Zimbabwe a name which includes the words “pension fund”, “provident fund” or “retirement annuity fund” or a name which indicates that he or she carries on the business of a fund unless the fund concerned is registered.

15 (2) Any person who contravenes subsection (1) shall be guilty of an offence and liable to a fine not exceeding level 6 or to imprisonment for a period not exceeding six months or to both such fine and such imprisonment.

56 Offences

(1) Any person who—

20 (a) in any statement, return, report, certificate, balance sheet or other document required by or for the purposes of this Act, intentionally makes a statement which is false in any material particular, knowing the statement to be false or not having reasonable grounds for believing it to be true; or

(b) with intent to deceive —

25 (i) destroys, mutilates, alters or falsifies any document or security belonging to a fund; or

(ii) makes or is a party to the making of a false or fraudulent entry in any register, account or other document belonging to a fund;

(c) fails or refuses to comply with a directive issued in terms of section 6;

30 shall be guilty of an offence and liable to a fine not exceeding level 10 or to imprisonment for a period not exceeding one year or to both such fine and such imprisonment.

(2) Any person who, when called upon to do so in terms of this Act, without lawful excuse fails or refuses to—

(a) furnish information; or

35 (b) produce any document; or

(c) lodge any security; or

(d) render any other assistance to the Commission;

shall be guilty of an offence and liable to a fine not exceeding level 8 or to imprisonment for a period not exceeding six months or to both such fine and such imprisonment

40 (3) Any person who, without lawful excuse, hinders or obstructs an inspector in the exercise of his or her functions under this Act shall be guilty of an offence and

liable to a fine not exceeding level 10 or to imprisonment for a period not exceeding six months or to both such fine and such imprisonment.

(4) Any person who, without lawful excuse, fails to comply with any term or condition fixed or direction given by the Commission in terms of this Act shall be guilty of an offence and liable to a fine not exceeding level 6 or to imprisonment for a period not exceeding six months or to both such fine and such imprisonment: 5

Provided that this subsection shall not apply to offences whose penalties have been expressly stated in some provisions of this Act.

(5) Any person who fails, without lawful cause, to make a return or to transmit or deposit any recovery plan, report, account, statement or other document when required to do so in terms of this Act shall be guilty of an offence and liable to a fine not exceeding level 6 or to imprisonment for a period not exceeding three months or to both such fine and such imprisonment. 10

57 Liability of officers for offences of fund

Without derogation from section 385 of the Criminal Procedure and Evidence Act 15
[Chapter 9:07] or from section 56, where a fund commits an offence under this Act:

- (a) the fund’s principal officer; and
- (b) every person who is responsible for managing any part of the fund’s business; and
- (c) every employee of the fund; 20

shall be guilty of that offence, unless it is proved that he or she took no part in the commission of the offence and may be charged and convicted accordingly.

58 Indemnity of members and employees of the Commission

(1) Subject to the provisions of this Act and any regulation made thereunder, no person shall incur any personal liability for any loss or damage caused by any act or omission by him or her in carrying out the duties under this Act or any regulation made thereunder, unless the loss or damage was occasioned intentionally or through recklessness or gross negligence. 25

- (2) The persons referred to in subsection (1) shall include the following—
- (a) members of the board of the Commission; 30
 - (b) committee members of the board of the Commission;
 - (c) Commissioner;
 - (d) employees of the Commission; and
 - (e) inspectors engaged by the Commission.

59 Conversion of fund 35

A pension fund may, with the approval of the Commission, convert from—

- (a) defined benefit fund to defined contribution fund; or
- (b) defined contribution fund to defined benefit fund; or
- (c) defined benefit fund or defined contribution fund to a hybrid fund; or
- (d) hybrid fund to either defined contribution fund or defined benefit fund; 40
or
- (e) any other such conversion.

60 Registered persons to conduct business prudently and lawfully

(1) Every registered person shall conduct its business and other operations in accordance with sound administrative and accounting practices and procedures, adhering to effective systems of risk-management policies and internal controls including effective functions for risk management, compliance, actuarial matters and internal audit.

(2) Every registered person shall take effective measures to combat money laundering and the financing of terrorism as defined in terms of the Money Laundering and Proceeds of Crime Act [Chapter 9:24].

(3) Any registered person who commits —

- (a) money laundering; or
- (b) financing of terrorism; or
- (c) proliferation financing.

shall be guilty of an offence and liable to the penalty as provided for in terms of the Money Laundering and Proceeds of Crime Act [Chapter 9:24].

61 Service of civil penalty order

(1) Where default is made in complying with any provision of this Act for which a civil penalty is specified to be leviable, the Commissioner may, in addition to, and without derogating from, any criminal or non-criminal penalty that may be imposed by this Act, or any other law for the conduct constituting the default, serve upon the defaulter a civil penalty order of the appropriate category specified in subsection (2) or (3) or any combination of such orders as the provision in question may allow.

(2) A category 1 civil penalty order referred to in subsection (1) provides for a combination of a fixed penalty and a cumulative penalty for a specified continuing default where the time of compliance is of the essence—

- (a) both of which penalties must be suspended conditionally upon the defaulter taking the remedial action specified in the civil penalty order within the time specified in the order;
- (b) which, upon the civil penalty becoming operative because of non-compliance with the requested remedial action, shall provide —
 - (i) a fixed penalty of the maximum amount for level fourteen for not meeting the specified deadline; and
 - (ii) a cumulative penalty of the maximum amount of level four for each day, not exceeding ninety days, for which the defaulter fails to pay the amount specified in subparagraph (i).

(3) A category 2 civil penalty order provides for a combination of a fixed penalty and a cumulative penalty over a period not exceeding ninety days for a specified completed and irremediable default (that is to say a default in respect of which no remediation is sought by the Commissioner or is possible), of which—

- (a) the fixed penalty shall be the maximum amount specified for level fourteen; and
- (b) the cumulative penalty shall be a penalty of the maximum amount of level four for each day (beginning on the day after the service of a civil penalty order) during which the defaulter fails to pay the civil penalty under paragraph (a).

(4) References to the Commissioner serving upon a defaulter any civil penalty order in terms of this Act, is to be interpreted as requiring the Commissioner to deliver such order (or such notice) in writing to the defaulter (or alleged defaulter) concerned in any of the following ways —

- (a) by registered post addressed to the defaulter’s (or alleged defaulter’s) principal office in Zimbabwe or other place of business of the defaulter (or alleged defaulter); or 5
- (b) by hand delivery to the director, manager or any other senior officer of the defaulter (or alleged defaulter) in person (or through an inspector or other person employed in the office, or a police officer), or to a responsible individual at the place of business of the defaulter; or 10
- (c) by delivery through a commercial courier service to the defaulter’s (or alleged defaulter’s) principal office in Zimbabwe or other place of business of the defaulter (or alleged defaulter); or
- (d) by electronic mail or telefacsimile at the electronic mail or telefacsimile address furnished by the defaulter (or alleged defaulter) to the Commissioner: 15

Provided that in this case a copy of the order or notice shall also be sent to the electronic mail or telefacsimile address of the defaulter’s (or alleged defaulter’s) legal practitioner in Zimbabwe. 20

(5) The Commissioner shall not extend the period specified in a civil penalty order for compliance therewith except upon good cause shown to him or her by the defaulter, and any extension of time so granted shall be recorded by the Commission.

(6) The Commissioner may cite two or more defaults relating to different provisions of this Act if the defaults in question— 25

- (a) occurred concurrently or within a period not exceeding six months from the first default or defaults to the last default or defaults; or
- (b) arose in connection with the same set of facts.

(7) Where in this Act the same acts or omissions are liable to both criminal and civil penalty proceedings, the Commissioner may serve a civil penalty order at any time before the commencement of the criminal proceedings in relation to that default, that is to say at any time before— 30

- (a) summons is issued to the accused person for the prosecution of the offence; or
- (b) a statement of the charge is lodged with the clerk of the magistrates court before which the accused is to be tried, where the offence is to be tried summarily; or 35
- (c) an indictment has been served upon the accused person, where the person is to be tried before the High Court;

as the case may be, but may not serve any civil penalty order after the commencement of the criminal proceedings until after those proceedings are concluded (the criminal proceedings are deemed for this purpose to be concluded even if they are appealed or taken on review). (For the avoidance of doubt it is declared that the acquittal of an alleged defaulter in criminal proceedings does not excuse the defaulter from liability for civil penalty proceedings). 40 45

(8) Upon the expiry of the ninety day period within which any civil penalty order of any category must be paid, the defaulter shall be guilty of an offence and liable to a fine not exceeding level 6 or to imprisonment for a period not exceeding one year or to both such fine and such imprisonment.

5 (9) The amount of any civil penalty shall —

- (a) be payable to the Commission and shall form part of the funds of the Commission; and
- (b) be a debt due to the Commission and shall be sued for in any proceedings in the name of the Commission in any court of competent civil jurisdiction.

10 (10) If the Commissioner in terms of subsection (9) (b) desires to institute proceedings to recover the amounts of two or more civil penalties in any court of competent civil jurisdiction, he or she may, after notice to all interested parties, bring a single action in relation to the recovery of those penalties if the orders relating to those penalties —

- (a) were all served within the period of twelve months preceding the institution of the proceedings; and
- (b) were served on two or more companies or private business corporations whose registered offices are in the same area of jurisdiction of the court before which the proceedings are instituted.

20 (11) Unless the Commissioner has earlier recovered in civil court the amount outstanding under a civil penalty order, a court convicting a person of an offence against subsection (8), may on its own motion or on the application of the prosecutor and in addition to any penalty which it may impose give summary judgement in favour of the Commissioner for the amount of any outstanding civil penalty due from the convicted defaulter.

62 Additional due process requirements before service of certain civil penalty orders

30 Where it appears to the Commissioner from written representations submitted to him or her that there may be a material dispute of fact concerning the existence or any salient aspect of the alleged default, the Commissioner must afford the alleged defaulter an opportunity to be heard by making verbal representations before the Commissioner, for which purpose the Commissioner shall have the same powers, rights and privileges as are conferred upon a commissioner by the Commissions of Inquiry Act [*Chapter 10:07*], other than the power to order a person to be detained in custody, and sections 9 to 13 and 15 to 19 of that Act shall apply with necessary changes in relation to the hearing and determination before the Commissioner of the alleged default in question, and to any person summoned to give evidence or giving evidence before the Commissioner.

40 63 Regulations

(1) The Commission may make regulations with approval of the Minister, prescribing anything which under this Act is required or permitted to be prescribed or which is necessary or convenient to be prescribed for carrying out or giving effect to this Act and for ensuring the proper conduct of pension and provident fund business in Zimbabwe.

PENSIONS AND PROVIDENT FUNDS

- (2) Regulations in terms of subsection (1) may provide for the—
- (a) form of any document referred to in this Act and the manner in which it shall be prepared, executed, registered, transmitted or delivered;
 - (b) fees to be charged in respect of anything required or permitted to be done by or in relation to the Commission; 5
 - (c) matters to be included in documents submitted with an application for the registration of a fund and the conditions and procedures for such registration;
 - (d) appointment of an actuary or an auditor, and the matters to be included in any report by a actuary or auditor; 10
 - (e) submission to the Commission of financial statements, reports, statistics, accounts and other documents;
 - (f) record keeping and preservation of the records by funds and fund administrators;
 - (g) fees to be paid for registering of persons, for inspecting or copying documents and for anything else done in terms of this Act; 15
 - (h) standards and requirements for expenses, capital adequacy, solvency and the management of risk to be observed by funds and fund administrators;
 - (i) principles relating to emergency, treatment and utilisation of actuarial surplus; 20
 - (j) minimum qualifications for officers of funds and fund administrators;
 - (k) standards of corporate governance to be observed by boards of funds and fund administrators;
 - (l) processes to be observed where a fund converts in terms of section 59;
 - (m) disclosure of remuneration, bonuses and other benefits paid to or received 25 by officers and employees of funds and fund administrators;
 - (n) deductions by employers from emoluments payable to their employees of contributions to be paid to funds;
 - (o) the maximum benefits that may be payable by funds.
 - (p) withholding of benefits payable by a fund where the member concerned— 30
 - (i) has borrowed and not fully repaid money from the fund or from his or her employer and has pledged his or her rights to benefits from the fund as security for the loan; or
 - (ii) has been discharged because of dishonesty or terrorist financing and money laundering which has resulted in his or her employer 35 suffering loss;
- and the person to whom such benefits, or any portion of such benefits, may be paid;
- (q) principles to be observed with respect to the investment of a fund's assets;
 - (r) conditions subject to which the Commission may approve persons who are not insurers to act as fund administrators; 40
 - (s) issues relating to prohibition or control of the cession, pledging or hypothecation of benefits payable by a fund and the protection of such

benefits on insolvency or assignment or from attachment or execution under a judgement or order of a court;

- (t) any action necessary for promoting or facilitating financial planning for retirement;
- 5 (u) the manner in which employers may enable employees to obtain information and advice on pensions and saving for retirement;
- (v) the manner in which board members or managers of an occupational or personal pension fund may provide members with information and facilities to enable them to plan for their retirement;
- 10 (w) electronic registry for the Commission;
- (x) registration of fund administrators and fund manager;
- (y) treatment of unclaimed benefits;

(3) Regulations made in terms of subsection (1) may provide penalties for contraventions thereof:

15 Provided that no such penalty shall exceed a fine of level twelve or imprisonment for a period of six months or to both such fine and such imprisonment.

(4) Regulations made in terms of subsection (1) shall not have effect until they have been approved by the Minister and published in the *Gazette*.

64 Contribution to Pension Protection Fund.

20 Every fund shall, except exempted by the Commission, contribute to a pension protection scheme established by the Commission in terms of the Insurance and Pensions Commission Act [Chapter 24:21].

65 Repeal of Cap. 24.09 and savings

(1) In this section—

25 “repealed Act” means the Pension and Provident Funds Act [Chapter 24:09].

(2) Subject to this section, the Pension and Provident Funds Act [Chapter 24:09] is repealed.

(3) Any fund that was registered in terms of the repealed Act immediately before the appointed day shall be deemed to have been registered in terms of this Act.

30 (4) The board of every fund referred to in subsection (3) shall take whatever steps are necessary to bring the rules and management of the fund into conformity with this Act within six months after the appointed day:

Provided that, when amending the rules, the board shall pay due regard to the vested rights of the fund’s members and beneficiaries.

35 (5) Any order, notice, application, exemption, approval, permission or other thing which was lawfully made, granted, given, issued, done or commenced in terms of the repealed Act and which, immediately before the appointed day, had or was capable of acquiring legal effect, shall continue to have, or be capable of acquiring as the case may be, the same effect as if it had been made, granted, given, issued, done or
40 commenced, as the case may be, under the appropriate provision, if any, of this Act.

PENSIONS AND PROVIDENT FUNDS

SCHEDULE (Section 29)

FUND ADMINISTRATORS AND FUND MANAGERS

PART A

FUND ADMINISTRATORS

1. Registration of administrators 5

(1) A person shall not act as an administrator of a fund unless he or she has a certificate of registration issued in accordance with this Act.

(2) The provisions of subparagraph (1) shall not apply to a natural person who is an employee of a fund.

(3) Any person who contravenes this paragraph shall be guilty of an offence and liable to a fine not exceed level 14 or to imprisonment for a period not exceed 10 years or to such fine and such imprisonment. 10

2. Application and grant of certificate of registration of administrator

(1) An application for a certificate of registration to act as an administrator shall be in prescribed form and shall — 15

(a) state whether the applicant has the adequate professional qualifications, technical knowledge, experience or operational ability to perform the functions of an administrator;

(b) contain or be accompanied by any other information that the Commission may require for the purpose of determining the application; 20

(c) contain the address of a place in Zimbabwe for the service on the applicant of any notice or document required or authorised to be served on the applicant under this Act; and

(d) be accompanied by the prescribed fee.

(2) The Commission may grant a certificate of registration to an applicant who meets the requirements specified in subsection (1). 25

(3) The Commission shall publish in the *Gazette* and in a newspaper with wide circulation or in any manner a list of all registered administrators, at least once in every year.

(4) A person who acts as an administrator of a fund without a certificate of registration issued under this Act commits an offence and is liable on conviction to a fine not exceeding level 14 or to an imprisonment for a period not exceeding 10 years imprisonment or to both such fine and such imprisonment. 30

3. Refusal to grant certificate of registration of administrator

(1) The Commission may refuse to grant a certificate of registration to an applicant if the Commission is satisfied that— 35

(a) the information contained in the application is false in any material particular;

(b) the applicant is not a fit and proper person as prescribed;

(c) the applicant has ever been an administrator of a fund whose certificate of registration was revoked by the Commission due to any fault either fully or partially of the applicant; or 40

(d) the applicant does not meet any prescribed requirements specified.

(2) Where the Commission refuses to grant a certificate of registration to an applicant, the Commission shall, within five working days, notify the applicant of its decision and specify the reasons for refusal in writing.

4. Restriction on registration of administrator

5 A person shall not be issued a certificate of registration as an administrator of a fund if he or she —

- (a) has been sentenced to imprisonment by a court of competent jurisdiction for six months or more;
- (b) is declared bankrupt or insolvent, or has entered into an arrangement with his or her creditors;
- 10 (c) was previously involved in the management or administration of a fund whose certificate of registration has been revoked under this Act, due to any fault or partially of the applicant;
- (d) is disqualified under any other written law, or his or her holding office as such is determined by the Commission as being, in any way, detrimental to the fund.
- 15

5. Validity of certificate of registration of an administrator

(1) A certificate of registration issued to an administrator shall be valid for one year and may be renewed upon payment of the prescribed fee.

20 (2) An application for the renewal of a certificate of registration under subsection (1) shall be made at least three months before the expiry of a certificate of registration.

6. Revocation of certificate of registration of administrator

(1) The Commission may revoke the certificate of registration of an administrator if—

- 25 (a) the Commission discovers after the certificate of registration has been issued that the administrator made a false statement in relation to the application;
- (b) an event occurs which renders the administrator ineligible to perform his or her functions as administrator;
- 30 (c) the administrator is in breach of any condition of the certificate of registration;
- (d) the administrator is disqualified by virtue of paragraph 5;
- (e) the administrator ceases to be a fit and proper person as may be prescribed;
- 35 (f) the administrator does not comply with any provision of this Act, or regulations made under this Act.

(2) The Commission shall give the administrator at least thirty days notice in writing specifying the reasons for the intended revocation of the certificate of registration.

40 (3) The Commission shall, before revoking a certificate of registration of an administrator, consider any representations made in writing by the administrator opposing the revocation.

(4) The Commission shall revoke the certificate of registration of an administrator within thirty days after issuing the expiration of the notice referred to in subparagraph (2), if the administrator has not opposed the revocation or the Commission is not satisfied by the representation made by the administrator under subparagraph (3).

45

4. Functions of administrator

- (1) An administrator of a fund shall—
 - (a) ensure timely payment of contributions and benefits;
 - (b) carry out day to day administration and management;
 - (c) advise the fund on strategic fund matters including proper asset liability allocation decision; 5
 - (d) advice the fund on matters connected with or incidental to pensions laws or as may be prescribed under this Act;
 - (e) keep the records of the fund;
 - (f) process receipts and invoice; 10
 - (g) produce quarterly and annual accounts for audit;
 - (h) organise and arrange for meetings and take minutes therein; and
 - (i) prepare annual benefit statements and board member reports;
 - (j) advise the Commission on any material issues relating to the operations and strategic issues of the fund. 15

(2) An administrator of a fund shall not act as a custodian, board member or fund manager of the same fund.

(3) The provisions of subsection (2) shall apply to any assignee or related party of the administrator.

(4) Any person who contravenes subparagraph (2) shall be guilty of an offence and liable to a category 2 civil penalty. 20

(5) Part V to Part IX of this Act shall, with necessary changes, apply to fund administrators.

PART B

FUND MANAGER 25

(1) A person shall not act as fund manager unless he or she has been permitted to do so in terms of section 38 of the Securities and Exchange Act [Chapter 24:25] and has been approved by the Commission

- (2) A fund manager shall—
 - (a) be responsible for management of funds and other assets of the fund for purposes of investment in accordance with the fund’s investment policy and the rules of the fund; 30
 - (b) provide advisory services on the investment of the funds and disseminating information concerning the assets available for investment of scheme funds. 35

(3) A fund manager of a fund shall not act as a custodian, board member or administrator of the same fund.

(4) The provisions of subparagraph (2) shall apply to any assignee or related party of the fund manager.

(5) Any person who contravenes this paragraph shall be guilty of an offence and liable to a fine not exceed level 14 or to imprisonment for a period not exceed 10 years or to such fine and such imprisonment. 40

ATTORNEY-GENERAL'S OFFICE AMENDMENT

H.B. 14, 2019.]

ATTORNEY-GENERAL'S OFFICE AMENDMENT BILL, 2019

MEMORANDUM

Section 114 of the Constitution provides for the appointment of the Attorney-General but does not provide for the appointment of his or her deputies. However, section 340(3) of the Constitution gives room for the creation of one or more deputies to any Constitutional appointee. The main purpose of this Bill is therefore to provide for the appointment of the deputies of the Attorney-General so as to enhance the effectiveness and efficiency of the Attorney-General's Office.

Clause 1

This clause sets out the short title of the Bill.

Clause 2

This clause amends the preamble by repealing it and substituting it in line with the provisions of the 2013 Constitution.

Clause 3

This clause inserts a new definition in the interpretation section by adding the definition of "law officer" to the Act.

Clause 4

This clause inserts a new section after section 2 of the Attorney-General's office Act [*Chapter 7:19*] which establishes the office of Deputy Attorneys-General.

Clause 5

This clause amends section 3 of the Attorney-General's office Act by deleting section 3(1)(c) which refers to the Director of Public Prosecution and repealing subsection (1)(a) and (1)(b) and make necessary substitution in order to bring the Act in line with the 2013 Constitution.

Clause 6

This clause amends section 4 of the principal Act by establishing the Attorney-General as the chairperson of the Board and by making reference to the provisions of the 2013 Constitution.

Clause 7

This clause inserts a new section, section 11A to the Act. The new section 11A emphasises the autonomy of the services and functions of the Attorney-General.

Clause 8

This clause inserts a new section after section 22. The new section 22A highlights the binding nature of the opinions of the Attorney-General on questions of law.

Clause 9

This clause basically sets out the interim provisions pertaining to law officers in the different Government Ministries.

BILL

To amend the Attorney-General's Office Act [*Chapter 7:19*]; and to provide for matters connected therewith or incidental thereto.

ENACTED by the Parliament and the President of Zimbabwe.

5 **1 Short title**

This Act may be cited as the Attorney-General's Office Amendment Bill, 2019.

2 Amendment of the preamble

The Attorney-General's Office Act [*Chapter 7:19*] (hereinafter called the principal Act) is amended by the deletion of the preamble and its substituted by—

10 “WHEREAS section 114 provides that—

(1) There is an Attorney-General appointed by the President.

(2) A person who has been appointed as Attorney-General assumes office upon taking before the President, or a person authorised by the President, the oaths of loyalty and office in the forms set out in the Third Schedule.

15 *(3) A person is qualified for appointment as Attorney-General if he or she is qualified for appointment as a judge of the High Court.*

(4) The functions of the Attorney-General are—

(a) to act as the principal Legal adviser to the Government;

H.B. 14, 2019.]

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- (b) to represent the Government in civil and constitutional proceedings;
- (c) to draft legislation on behalf of the Government;
- (d) to promote, protect and uphold the rule of law and to defend the public interest; and;
- (e) to exercise any other functions that may be assigned to the Attorney-General by an Act of Parliament; 5

and the Attorney General may exercise those functions in person or through subordinate officers acting under the Attorney-General's general or specific instructions.

- (5) The Attorney-General may— 10
 - (a) attend Cabinet meetings, but has no vote;
 - (b) sit and speak in the Senate and the National Assembly, but has no vote;
 - (c) with the leave of the court concerned, appear as a friend of the court in any civil proceedings to which the Government is not a party;

AND WHEREAS it is desirable to constitute the Attorney-General's Office as a separate entity in order to enhance its independence, effectiveness and efficiency; 15

NOW, THEREFORE, be it enacted by the Parliament and the President of Zimbabwe as follows:":

3 Amendment of section 2

Section 2 ("Interpretation") of the Principal Act is amended by the insertion of the following definition— 20

- ““law officer” means any civil servant (by whatever title or rank designated) employed otherwise than in the Attorney general’s office in any Ministry to give legal advice or render other legal services to that Ministry, but does not include any civil servant rendering service as a law officer who is — 25
- (a) retained on contract by any Ministry in accordance with section 10A; or
 - (b) employed in or retained on contract by any security service or a constitutional commission.”. 30

4 Insertion of new section to Cap. 7:19

The principal Act is amended by the insertion in Part I ("Preliminary") of the following section after section 2 as follows —

“2A Deputy Attorneys-General

- (1) There shall be one or more Deputy Attorneys-General whose offices shall be public offices but shall not form part of the Civil Service. 35
- (2) A Deputy Attorney-General shall be appointed by the President after consultation with the Judicial Service Commission.
- (3) A person shall not be qualified to hold or act in the office of Deputy Attorney-General unless he or she is qualified for appointment as a judge of the High Court. 40
- (4) A Deputy Attorney-General shall assist the Attorney-General in the exercise of his or her functions, and shall perform such other functions as the Attorney-General may assign to him or her.

5 (5) The Deputy Attorney-General or, if there is more than one such Deputy, a Deputy Attorney-General designated by the President, shall act as Attorney-General whenever the office of Attorney-General is vacant or the Attorney-General is for any reason unable to perform the functions of his or her office:

Provided that the Deputy Attorney-General acting as the Attorney-General shall not—

- (i) attend Cabinet meetings; or
- (ii) be entitled to sit or speak in Parliament.

10 (6) Every Deputy Attorney-General shall hold office on such terms and conditions, including terms and conditions relating to the payment of salary, allowances and pension, as the President may fix, and any amounts so payable shall be charged upon and paid out of the Consolidated Revenue Fund.

15 (7) The salary and allowances payable to the Attorney-General and every Deputy Attorney-General shall not be reduced during the period he or she holds office.

20 (8) The provisions of section 4 of the Judges salaries, allowances and pensions Act [*Chapter 7:08*] shall apply with necessary changes to the pension benefits of the Attorney-General and every Deputy Attorney-General.”.

5 Amendment of section 3 of Cap. 7:19

Section 3 (“Constitution of Attorney-General’s Office”) of the principal Act is amended as follows —

- 25 (a) the repeal of subsection 1(a) and substitution of—
“the Attorney-General appointed in terms of section 114(1) of the Constitution;”
- (b) the repeal of subsection (1)(b) and substitution of—
“every Deputy Attorney-General”; and
- 30 (c) the deletion in subsection (1)(c) of “including the Director of public Prosecutions referred to in section 7 of the Criminal Procedure and Evidence Act [*Chapter 9:07*]”.

6 Amendment of section 4 of Cap. 7:19

35 Section 4 (“establishment and composition of the Attorney-General’s office Board”) of the principal Act is amended by—

- (a) the repeal of subsection (1)(a) and the substitution of the following—
“(a) the Attorney-General appointed in terms of section 114(1) of the Constitution who shall be the chairperson of the Board;”;
- (b) the repeal of subsection (1)(b).

40 **7 Insertion of a new section in Cap 7.19**

The principal Act is amended by the insertion of a new section after section 11 as follows —

“11A Engagement of persons on contract by other Ministries

No Ministry or department of the Government shall engage the services of a person under an employment contract to render any legal services relating to the functions of the Attorney-General's office without the approval of the Attorney-General.”

5

8 Insertion of a new section in Cap 7:19

The principal Act is amended by the insertion of a new section after section 22 as follows —

“22A Binding nature of Attorney-General's opinions on questions of law

10

(1) The Attorney-General's opinion or advice on a question of law is binding and definitive on all executive arms and branches of the State, unless —

(a) otherwise determined by a court of law, or

(b) the advice or opinion is withdrawn, amended or replaced by the Attorney-General.

15

(2) No advice or opinion rendered by any law officer referred to in paragraph (a) or (b) in the definition of “law officer” in section 2, shall be binding unless it is in conformity with the advice or opinion given by the Attorney-General on the same question of law.

20

(3) for the avoidance of doubt it is declared that, subsections (1) and (2) do not apply to any autonomous statutory body that retains the services of a private legal practitioner to render any opinion on a question of law and to provide any other legal services to that body.”

9 Transitional Provisions

25

On the date of commencement of this Act, every law officer as defined in section 2 of the Attorney-General's Office Act (as amended by this Act) is deemed to be seconded to the Ministry in which he or she had previously been employed, until he or she is reassigned by the Attorney-General.