

[Chap4601]CHAPTER 46:01

BUSINESSES LICENSING

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An Act to provide for the licensing of the sale of goods by way of business and for the carrying on of certain businesses and for matters connected therewith and incidental thereto

[1ST MARCH 1961]

[Ch4601s1]1. Short title

This Act may be cited as the Businesses Licensing Act.

[Ch4601s2]2. Interpretation

In this Act, unless the context otherwise requires—

“business” includes trade, industry and occupation;

“hawker” means any person who goes about from place to place selling goods which he carries with him in any vehicle, other than a tricycle, bicycle or handcart;

“insurance agent” means any person carrying on the business of an insurance agent or insurance broker in Malawi, but does not include an employee of any such person;

“licence” means a licence issued under this Act, and any part of the verb “to license” means to license under this Act;

“licensing authority” means a licensing authority specified in section 7;

“pedlar” means any person who goes about from place to place selling goods which he carries with him on a tricycle, bicycle or handcart;

“sale” and “sell” include exchange, barter or offering or exposing for sale.

PART I

GENERAL PROVISIONS RELATING TO LICENCES

[Ch4601s3]3. General provisions as to licences

(1) No person shall sell any goods by way of business or carry on any business, for which a licence is required under this Act, without a licence, or otherwise than in accordance with such licence, and any person who contravenes any of the provisions of this subsection shall be guilty of an offence.

8 of 1970, 31 of 1970(2) Every licence, except an auctioneer’s, travelling wholesaler’s, or commercial traveller’s licence, shall specify the premises on which the business shall be carried on.

(3) Where any goods are sold by way of business or any business is carried on in more than one set of premises, a separate licence shall be required for each such set of premises.

2 of 1969(4) Every retailer’s licence shall, unless, in respect of any class of business, the Minister otherwise directs, contain a condition requiring the premises where the business is carried on to be closed for business on one day, to be specified in the licence, in every week and not later than 8 p.m. on every business day:

8 of 1970Provided that, unless the Minister otherwise directs by notice published in the Gazette, any such premises may be opened at any time for the purpose of the sale of—

- (a) petrol, oil, tyres and other motoring requisites for immediate use;
- (b) bread, milk and other perishable foodstuffs;
- (c) medicines and medical and surgical appliances;
- (d) tobacco and smokers’ requisites;
- (e) refreshments for consumption on the premises;
- (f) newspapers and periodicals;
- (g) groceries and confectionery; or
- (h) coffins and funeral shrouds.

[Ch4601s4]4. Form and duration of licences

(1) Licenses shall be of the types specified in this Act and shall be in the prescribed forms.

8 of 1970(2) A licence shall be issued on the 1st April in each year and shall expire on the 31st March of the following year.

(3) There shall be payable in respect of a licence the fees specified in the Schedule:

Provided that in respect of a licence issued after 30th June, 30th September or 31st December, as the case may be, in any licensing year there shall be payable the equivalent of three-quarters, or one half or one quarter respectively of the full fee, and any such licence shall expire on the 31st March next following.

8 of 1970(4) The Minister may, by order published in the Gazette, make any amendment to the Schedule either generally or in respect of any District or area:

Provided that an order made under this subsection shall be laid before the National Assembly as soon as may be after it is made, and if the National Assembly, at its meeting next subsequent to the making of such an order, pass a resolution that the order be annulled it shall thenceforth be void, but without prejudice to the validity of anything previously done thereunder, or the making of a fresh order.

(5) A person who surrenders his licence on or before 30th June, 30th September or 31st December in any licensing year may, upon cause shown to the licensing authority, obtain a refund equivalent to three-quarters, one half or one-quarter respectively of the full fee.

[Ch4601s5]5. Exemptions

(1) No licence under this Act shall be required by—

8 of 1970, 1 of 1979(a) any person specially appointed to conduct a sale of any goods in execution of any order of any court or magistrate or any person selling, on behalf of the Government, goods forfeited under the Forfeiture Act; Cap. 14:06

(b) a sheriff or his lawful deputy selling in the execution of his lawful duty;

(c) any person selling any goods solely as a necessary incident to the provision of any professional or other personal services;

(d) the owner of any aircraft, ship or railway coach in respect of sales made on board to passengers travelling thereon;

8 of 1970(e) any person selling by retail only all or any of the following articles and no other—

prepared food or drink for consumption on the premises, non-alcoholic beverages, cigars, cigarettes, tobacco or matches;

(f) any religious organization selling only religious literature;

(g) any person selling any goods for charitable purposes only;

(h) any person selling any goods to any member of any naval, military or police force in any canteen, institute or mess recognized as such by the Minister:

Provided that this paragraph shall not apply to any person who is not a member of any such force and who is conducting the canteen for profit;

(i) any person selling any goods or carrying on any business in any market established under any Act;

(j) any person selling any goods by way of business, or carrying on any business from any temporary premises, at any show or exhibition;

(k) any person selling otherwise than by retail goods manufactured, grown or produced in Malawi by him.

(l) any person, in respect of the sale of liquor by such person in accordance with any licence or permit, other than an Auctioneer's temporary licence, issued under the pursuant to the Liquor Act. Cap. 50:07

(2) The Minister may from time to time, by notice published in the Gazette, exempt from all or any of the provisions of this Act either generally or in any area and subject to such condition as he may think fit, any person selling any goods by way of business or carrying on any business, for which a licence is required under this Act, in such circumstances as make it desirable in the public interest that such exemption should be granted.

[Ch4601s6]6. Partnerships and companies

(1) Every licence in respect of any business which is held by a partnership shall be issued in the joint names of all the partners, except as otherwise provided in this Act.

8 of 1970(2) In the event of any change in the constitution of the partnership, it shall be the duty of the partners to notify the licensing authority of such change within twenty-eight days thereof and failure to do so shall render the partners guilty of an offence, and the licence shall, subject to subsection (3), then become void.

(3) The licensing authority may consent to the licence continuing in force in the joint names of all the new partners.

(4) The several members of any partnership or the manager, secretary or other principal officer of any body corporate or unincorporate shall be liable for any contravention by such partnership or body of any of the provisions of this Act:

Provided that no such person shall be liable if he establishes to the satisfaction of the court—

(a) that he took all reasonable steps to prevent the commission of such offence; and

(b) that he had no knowledge of the commission of such offence and could not by the exercise of due diligence have obtained such knowledge.

[Ch4601s7]7. Licensing authorities

2 of 1969(1) The licensing authority for the purposes of this Act shall be the Minister, or any person or authority to whom or to which the Minister generally or in any special case, or in respect of any part of Malawi, or any particular business or class or description of business, by notice published in the Gazette, delegates his powers as a licensing authority.

(2) Any member of a licensing authority who is himself applying for a licence or is directly or indirectly concerned in a similar business to that in respect of which an application has been made for the issue or renewal of a licence under this Act shall take no part in the proceedings in so far as the particular application is concerned.

8 of 1970(3) Licences or renewals thereof may be issued under the hand of any person who may be authorized in writing in that behalf by the Minister.

[Ch4601s8]8. Application for issue of renewal of licence

8 of 1970, 20 of 1975(1) Except as otherwise provided in this section, every application for the issue, renewal or transfer of any licence under this Act shall be made in the prescribed form to the licensing authority in the District or area in which the applicant's business premises are situated or are to be erected and the fee specified in the Schedule shall be paid on every application for the issue, renewal or transfer of a licence.

(2) Every application by any person, who is not a company or other body corporate, shall be accompanied with such written evidence as will satisfy the licensing authority that all taxes upon income which are due and payable by the applicant pursuant to the Taxation Act and which are not currently under review or appeal under that Act have been paid or, alternatively, that the said applicant has made arrangements, satisfactory to the Commissioner for Taxes, for the payment thereof. Cap. 41:01

(3) Any person who makes, or is privy to the making of, any statement in any application under this section without reasonable grounds for believing it to be true shall be guilty of an offence.

[Ch4601s9]9. Publication of application for licence

8 of 1970The licensing authority shall cause notice of every application for the issue of any licence to be published outside its office during a period of twenty-one days and may issue the licence applied for after twenty-one clear days have elapsed from the date of first publication.

[Ch4601s10]10. Objection to issue of licence

If any person, within twenty-one days from the date of first publication of a notice under section 9, gives to the licensing authority notice in writing of objection to the issue of the licence applied for, stating the grounds upon which his objection is based, the licensing authority shall proceed to hear the

application and objection, and shall not issue or refuse to issue the licence applied for until the conclusion of such hearing.

[Ch4601s11]11. Objection to renewal of licence

If any person, on or before 1st March in any year, gives to the licensing authority notice in writing that he proposes to object to the renewal of any licence, stating the grounds upon which his objection is based, the licensing authority shall, after receipt of an application for renewal of the licence, notify the applicant of the objection and the grounds upon which it is based and proceed to hear the application and objection and shall not renew or refuse to renew the licence until the conclusion of such hearing.

[Ch4601s12]12. Hearing by licensing authority of application and objection

(1) At the hearing of any application for or objection to the issue or renewal of any licence by the licensing authority, the applicant, or any person who has given notice in writing of objection in accordance with the provisions of section 10 or section 11, may appear in person or by a legal practitioner:

Provided that a body corporate or unincorporate may appear either by legal practitioner or by a representative.

(2) The licensing authority shall have power to make such investigations as it may deem fit to assist it to reach a decision regarding any matter before it but in so doing shall not be bound by any rules of evidence.

(3) The licensing authority may, by notice in writing, require any person, subject to payment or tender of the reasonable expenses of his attendance, to attend as a witness and to give evidence or to produce any document in his possession or power which relates to any application or objection under the provisions of this Act and any person who without reasonable excuse fails to comply with any of the requirements of such notice shall be guilty of an offence:

Provided that no person shall be required to produce any book, account, voucher, receipt or other document which directly refers to his own business or trading.

(4) Any person who gives any false evidence to any licensing authority, knowing such evidence to be false or not knowing or believing it to be true, shall be guilty of an offence.

(5) The licensing authority shall have power to adjourn any such hearing from time to time as it may consider desirable:

Provided that an applicant for the renewal of a licence may continue to sell goods by way of business or carry on business, as the case may be, in accordance with the provisions of his licence until the licensing authority makes its decisions upon his application.

[Ch4601s13]13. Grounds for refusing to issue, renew or transfer

8 of 1970(1) If, when considering any application for the issue, renewal or transfer of any licence, the licensing authority is satisfied—

- (a) that the applicant is under the apparent age of 21 years;
- (b) that the applicant, or his or her husband or wife, is an undischarged bankrupt;
- (c) that a receiving order in bankruptcy has been made against the applicant, or his or her husband or wife, within the last two years preceding his application;
- (d) that the applicant, or his or her husband or wife, has been convicted of a bankruptcy offence within the last 3 years preceding his application;
- (e) that the carrying on of the business in question is likely to cause a nuisance or annoyance to persons occupying premises in the vicinity of the premises upon which such business is to be carried on;
- (f) that the premises on which the applicant intends to conduct his business do not conform with the requirements of any law for the time being in force;
- (h) that in the case of the issue of a wholesaler's licence, such issue would not be in the interests of the development of trade in the district or area in respect of which application has been made; or
- (i) that the applicant, or in the case of a partnership any of the partners, or in the case of a body corporate or unincorporate the person responsible for its management has been convicted within the last 3 years preceding his application—
 - (i) of contravening any provisions of this Act;
 - (ii) of contravening any Act, by-law or any other written law for the time being in force in any area with regard to the conduct of the business in question in such a manner as to cause a danger to public health,

then the licensing authority may refuse to issue, renew or transfer the licence, as the case may be, or may issue, renew or transfer it subject to such conditions relevant to the said grounds as it may think fit.

(2) Before refusing to issue, renew or transfer, or before imposing any such condition on the issue, renewal or transfer of, any licence, the licensing authority shall give the applicant an opportunity to appear before it and show cause why his application should not be refused or why such condition should not be imposed. For the purposes of this section, the issue, renewal or transfer of a licence, as the case may be, shall mean the issue, renewal or transfer subject to any conditions which may be imposed under this section and references to an applicant shall be deemed to include references to any proposed transferee of any licence and, in the case of a partnership, each partner.

51 of 1971(3) For the avoidance of doubt it is hereby declared that the provisions of subsections (1) and (2) relating to the imposition of conditions on the issue, transfer or renewal of licences are in addition to, and not in derogation of, any other powers to impose conditions on licences conferred by any other written law, and the provisions contained in subsection (4) conferring a power of cancellation shall apply to any condition to which a licence has lawfully been made subject whether pursuant to subsection (1) or (2) or any other provision of this or any other written law.

(4) The Minister may at any time cancel any licence for breach of any condition subject to which it was issued, renewed or transferred under this section:

Provided that before cancelling any licence the Minister may give the licensee an opportunity to appear before him and show cause why such licence should not be cancelled.

[Ch4601s14]14. Powers of the Minister in relation to licensing authority

(1) Notwithstanding any other provisions of this Act, the Minister may from time to time, in his discretion—

- (a) overrule the decision of a licensing authority; or
- (b) direct a licensing authority that an application for the issue, renewal or transfer of a licence be refused.

(2) The Minister shall not be required to give any reason for any action taken by him in the exercise of his powers under this section.

[Ch4601s15]15. Time limit for renewal of application

8 of 1970An unsuccessful applicant for any licence may not make a further application for a licence until the expiration of six months from the date when such application was refused by the licensing authority.

[Ch4601s16]16. Licence registers

(1) Every licensing authority shall keep a register of licences in such form and containing such particulars as may be prescribed, and shall enter therein details of the issue, renewal, transfer, cancellation and conditions of issue of all licences which it from time to time issues.

(2) Any extract from a register of licences duly certified in writing by the licensing authority or by any officer authorized by it shall be prima facie evidence of the facts stated therein.

(3) The register of licences shall be available for inspection by any member of the public during such hours as the licensing offices shall be open.

[Ch4601s17]17. Appeal to Minister

(1) Any person who—

(a) being an applicant for the issue, renewal or transfer of any licence, is aggrieved by the decision of the licensing authority on his application or by any condition attached to the renewal of any licence; or

(b) being the holder of any licence is aggrieved by the cancellation thereof, other than a cancellation directed by a court under section 36 (2) (b),

may appeal in writing to the Minister:

2 of 1969 Provided that no appeal shall lie where the appeal would be against any decision or action of the Minister exercising his powers as a licensing authority.

(2) Notice of any appeal under this section shall be given to the Minister within thirty days of the decision appealed against:

Provided that the Minister may, in his discretion, extend the time for giving notice of appeal.

(3) Upon the making of any appeal under this section, the appellant shall pay the prescribed fee and such fee shall accompany the notice of appeal given under subsection (2), and no appeal shall be entertained by the Minister until such fee shall have been paid.

8 of 1970(4) Pending the determination of an appeal against the refusal to renew or transfer a licence, the licence shall be deemed to remain in force until such appeal shall have been determined.

(5) The Minister—

(a) may, by notice in writing, require any person to produce any documents in his possession or power which relate to any matter in question on an appeal under this section, and any person who without reasonable excuse fails to comply with any of the requirements of such notice shall be guilty of an offence:

Provided that no person shall be required to produce any book, account, voucher, receipt or other document which directly refers to his business or trading;

(b) shall have power to make such investigation as he may deem fit in assisting him to come to a decision regarding any matter before him;

(c) may return to the appellant the fee paid by him under subsection (3).

(6) The Minister shall determine the matter of any appeal brought before him and may make such order therein in addition to or in substitution for the matter appealed against, as he may think fit, or may refer the matter back to the licensing authority concerned with his directions, which shall be binding upon such licensing authority.

8 of 1970(7) Any determination, order or reference under subsection (6) shall be final and shall not be called in question in any court.

[Ch4601s18]18. Custody and production of licences

(1) Where any licence specifies the premises on which any business shall be carried on, such licence shall be retained on such premises and shall be made available at any hour at which such premises are normally open for business for inspection by any person authorized under subsection (2) to demand the production of any licence.

(2) Every licensing authority or person authorized in writing in that behalf by any licensing authority, and every administrative officer and every police officer is authorized to demand the production of any licence and may enter upon any premises specified in any licence for the purpose of making any such demand or for seeing whether any conditions of the licence are being complied with.

(3) Any licence holder or other person having custody of a licence who, without reasonable excuse, fails to produce such licence upon lawful demand being made to him in that behalf shall be guilty of an offence.

(4) Where any person is charged under this Act with selling goods or with carrying on any business without a licence, such person shall be deemed to be without a licence unless he produces the same to the court or unless he is able to give other satisfactory proof that he has been issued with such licence in respect of the current year.

[Ch4601s19]19. Licences lost or destroyed

Where it is shown to the satisfaction of the licensing authority by which a licence was issued that such licence has been lost or destroyed, such authority shall, upon payment of the prescribed fee, issue a duplicate of such licence to the licence holder.

[Ch4601s20]20. Wholesaler to keep books

8 of 1970 Every holder of a wholesaler's licence shall keep such books in either the Chichewa language or the English language as will enable any person designated by the Minister to ascertain the nature of the wholesaler's business and the value of goods on hand at the time of any inspection of such books. The books required to be kept under this section shall be retained on the premises specified on the licence in question and shall be made available at any hour at which such premises are normally open for business for inspection by any such designated person. Any person who fails to keep, retain or make available such books as, and when, required under the provisions of this section shall commit an offence.

PART II

PROVISIONS RELATING TO TRANSFER OF LICENCES

[Ch4601s21]21. Transfer of licences

(1) Save as hereinafter provided, no licence shall be lent, transferred or assigned to any person and any licence holder who lends, transfers or assigns his licence to any other person and any person who borrows or makes use of a licence granted to another shall be guilty of an offence.

8 of 1970, 31 of 1970(2) The licensing authority shall, when requested so to do, transfer, without payment of any fee, any licence to any of the following persons in any of the following events—

(a) in the case of the death of the licence holder, to the widow or widower or the legal personal representative of the deceased licence holder;

(b) in the case of the bankruptcy of the licence holder or assignment for the benefit of his creditors generally, to the lawfully appointed trustee or assignee;

(c) in the case of a company in liquidation, to the lawfully appointed liquidator;

(d) in any case where the licence holder becomes subject to any legal disability, to any person lawfully appointed to administer his affairs.

[Ch4601s22]22. Transfer of licence on sale of business

If a licence holder wishes to sell his business premises and transfer his licence to the buyer thereof, the buyer shall make application, as required by section 8, for the licence to be transferred to him.

[Ch4601s23]23. Temporary transfer of business premises

(1) A licence holder who wishes to transfer his business temporarily to premises other than those specified in his licence shall make application to the licensing authority for his licence to be endorsed accordingly.

(2) On receipt of such application, the licensing authority may endorse the licence permitting the business to be transferred to such other premises as he may specify and for such period as he may think fit.

PART III

PROVISIONS RELATING TO PARTICULAR LICENCES

[Ch4601s24]24. Agent's licence

Any person, other than the holder of a wholesaler's licence, who, as an agent and by way of business, on any premises receives or holds himself out as ready to receive any order for the supply of the goods of any other person shall take out an agent's licence.

[Ch4601s25]25. Auctioneer's licence

(1) Any person who sells any real or personal property by public auction shall take out an auctioneer's licence.

(2) No person shall be issued with an auctioneer's licence until he has given such security as may be required by the licensing authority:

Provided that any such person who may be dissatisfied with the amount or nature of the security demanded by the licensing authority may appeal to the Minister whose decision shall be final.

[Ch4601s26]26. Commercial Travellers Licence

8 of 1970(1) Any person who travels from place to place for the purpose of soliciting or receiving orders for the supply of goods is required to be in possession of a commercial traveller's licence at all times whilst carrying on such business.

(2) A commercial traveller's licence may be taken out by any person or by any partnership or by any body corporate or unincorporate.

(3) Any licence issued under this section shall authorize any one person named therein to carry on the business of a commercial traveller either on his own behalf or on behalf of any other person, partnership or body corporate or unincorporate:

Provided that, on payment of the prescribed fee, the licensing authority may permit the name of the person so authorized to be altered and shall endorse such alteration upon the licence.

8 of 1970(4) Any person who fails to comply with subsection (1) shall be guilty of an offence.

[Ch4601s27]27. Prohibition on carrying on business as a hawker

8 of 1970Any person who in Malawi carries on the business of a hawker shall commit an offence:

8 of 1970Provided that nothing in this section shall apply to anything done or omitted by the holder of a travelling wholesaler's licence which is authorized by such licence.

[Ch4601s28]28. Retailer's licence

Any person who in any premises carries on the business of selling any goods by retail shall take out a retailer's licence.

[Ch4601s29]29. Travel and forwarding agents' licences

13 of 1969(1) Any person who, as an agent, receives or holds himself out as ready to receive any order or booking from any person wishing to travel by road, rail, sea or air shall take out a travel agent's licence.

13 of 1969(2) Any person who, as an agent, carries on the business of a forwarding agent shall take out a forwarding agent's licence.

13 of 1969(3) A holder of a travel agent's licence shall not be required to take out a further licence under this section if, on the same premises, he also carries on the business of a forwarding agent.

[Ch4601s30]30. Wholesaler's licence

Any person who carries on in any premises the business of selling any goods by wholesale shall take out a wholesaler's licence.

[Ch4601s31]31. Travelling wholesaler

8 of 1970(1) Any person who travels from place to place for the purpose of selling any goods by wholesale shall take out a travelling wholesaler's licence and shall keep it in his possession at all times whilst carrying on such business.

(2) A travelling wholesaler's licence may be taken out by any person, partnership or any body corporate or unincorporate.

(3) Any licence issued under this section shall authorize any one person named therein to carry on the business of a travelling wholesaler either on his own behalf or on behalf of any other person, partnership or body corporate or unincorporate:

Provided that, on payment of the prescribed fee, the licensing authority may permit the name of the person so authorized to be altered and shall endorse such alteration upon the licence.

(4) Any person who fails to comply with section (1) shall be guilty of an offence.

PART IIIA

LIMITATIONS ON LICENCES TO ASIANS

[Ch4601s31A-D]31A—31D.

[Repealed by 13 of 1996]

PART IV

MISCELLANEOUS

[Ch4601s32]32. Store to have conspicuous sign

Every set of premises specified under section 3 (2) shall bear in legible English characters on a conspicuous part of the building the name of the licensee doing business therein.

[Ch4601s33]33. Revenue from licence fees

The Minister may order that a percentage of the fees collected under this Act by a local authority appointed as a licensing authority under section 7 shall be paid into the revenue of such local authority.

[Ch4601s34]34. Power to prescribe forms, etc.

The Minister may, by notice published in the Gazette, prescribe—

- (a) the form of application for the issue or renewal of licences or the issue of provisional licences;
- (b) the forms of any licences prescribed under this Act;
- (c) the form of registers of licences and the particulars to be entered therein;
- (d) any fee or other matter which is to be prescribed under this Act.

[Ch4601s35]35. Power to make regulations

46 of 1970The Minister may make regulations for the better carrying into effect of this Act and, without derogating from the generality of the foregoing, may prescribe fees which the Administrator General may charge to cover the costs, charges and expenses which he may incur or to which he may be put in carrying out the provisions of Part VI.

PART V

PENALTIES

[Ch4601s36]36. Penalties

8 of 1970(1) Any person guilty of an offence against any of the provisions of this Act shall be liable to a fine of K600 and to imprisonment for one year:

Provided that no person shall be liable to prosecution for selling any goods by way of business or carrying on any business without a licence during the period between the 1st and 30th days of April inclusive in any year if he shall have become duly licensed before such period shall have expired.

(2) On conviction of any offence under this Act, the court may, in addition to any other punishment—

- (a) order the person convicted to pay into court the fees which would have been payable if the licence had been taken out at the proper time;
- (b) direct that any licence held by such person shall be cancelled.

(3) The court which orders the cancellation of any licence or convicts any person of any offence against this Act shall notify the licensing authority accordingly.

[Ch4601s37]37. Criminal responsibility of employer for unlawful acts of employee

8 of 1970 Whenever the manager, agent or servant of any person (hereinafter referred to as the employer) carrying on a business licensed under this Act does or omits to do anything in contravention of any provisions of this Act such employer shall himself be deemed to have contravened such provisions and be liable on conviction to the penalties therefor, unless he proves to the satisfaction of the court—

(a) in doing or omitting to do such a thing such manager, agent or servant was acting without his knowledge, connivance or permission; and

(b) all reasonable steps were taken by him to prevent any act or omission of the kind in question; and

(c) it was not under any condition, or within the scope of the authority, or in the course of the employment, of the manager, agent or servant to do or omit to do acts whether lawful or unlawful of the character of that act or omission charged:

Provided that the provisions of this section shall not relieve such other person from any other liability which he may have incurred apart from the liability which he shares with the employer.

[Ch4601s38]38. Effect of deportation order, or being a prohibited immigrant, on licences

(1) Whenever the holder of a licence under this Act—

(a) has become a prohibited immigrant under the Immigration Act; or Cap. 15:03

(b) has had a deportation order made against him under the Immigration Act, Cap. 15:03

such licence shall, subject to the provisions of subsection (2), be forthwith cancelled by the Minister.

(2) Whenever a person—

(a) has become a prohibited immigrant under the Immigration Act; or Cap. 15:03

(b) has had a deportation order made against him under the Immigration Act, Cap. 15:03

and such a person is a member of a partnership holding a licence under this Act, or is a director or manager of a company holding a licence under this Act, or for the purpose of the business concerned is employed by a person holding a licence under this Act, such licence may be cancelled forthwith by the Minister in his discretion.

(3) Where under subsection (1) or subsection (2) a licence is cancelled, the Government and any Minister or officer of the Government shall not be liable for the payment of any compensation.

(4) If, after the cancellation of any licence under subsection (1) or subsection (2), any person carries on business in the premises specified in such licence except with the leave of the Minister, or

under the authority of a valid licence, permit or other authority issued under this or any other Act, he shall commit an offence and be liable to a fine of £500 and to imprisonment for six months, and in addition to be ordered to forfeit all merchandise or other goods or property acquired by him for the purpose of such business.

PART VI

PROTECTION FOR CERTAIN RIGHTS UPON THE CANCELLATION OF LICENCE

[Ch4601s39]39. The Minister may make an Order

46 of 1970Where any licence issued under this Act has been cancelled and the Minister is of the opinion that it is desirable for the protection of the interests of the creditors of the former licence-holder to do so, he may make an Order applying the provisions of this Part to the property of the former licence-holder (hereinafter in this Part referred to as the licensee). Such Order shall be published in the Gazette.

[Ch4601s40]40. Duty of the Administrator General upon publication of Order

Upon publication of an Order under section 39 it shall be the duty of the Administrator General, for the protection of the respective rights of the creditors of the licensee and of the licensee himself, to assume the trusts and responsibilities imposed upon the Administrator General by this Part.

[Ch4601s41]41. Duty to pay debts, etc.

(1) It shall be the duty of the Administrator General to apply such part of the property and assets of the licensee as may be necessary to meet the obligations specified in this section.

(2) The obligations to which subsection (1) applies shall be, and shall have priority, as follows—

(a) the satisfaction of all such costs, charges and expenses as the Administrator General may incur or be put to in carrying out the provisions of this Part;

(b) the satisfaction of any debt or liability of the licensee to the Government; and

(c) the satisfaction of any other debt or liability of the licensee established to the satisfaction of the Administrator General.

(3) Subject to satisfying the obligations specified in subsection (2), the Administrator General shall hold the balance of the property and assets of the licensee on trust for the licensee or his personal representative, as the case may be.

(4) Pending final determination and payment of all sums to meet the obligations specified in subsection (2), the Administrator General may pay out of the property and assets of the licensee such sums to the licensee or any dependant thereof as may be appropriate for their maintenance or for the relief of hardship.

[Ch4601s42]42. Vesting in trust of licensee's property and assets, and Administrator General's powers

For the purposes of enabling the Administrator General to carry out the duties imposed upon him by this Part—

(a) all the property and assets, both real and personal, of the licensee shall upon the publication of the relevant Order under section 39 vest in the Administrator General upon the trusts imposed upon him by this Part; and

(b) the Administrator General shall, subject to such modifications as the circumstances render necessary, have and enjoy all the rights and powers conferred upon the Official Receiver when acting as a trustee.

[Ch4601s43]43. Directions regarding freehold and leasehold interests

(1) In any case where an Order has been made by the Minister under section 39, the Minister may direct that any freehold or leasehold interest held by the licensee at the date of the making of the said Order in any property which was used at the said date for any business purpose shall be transferred by the Administrator General to such other person or body as the Minister may specify.

(2) Where any interest in property is transferred by Order of the Minister under subsection (1), there shall be paid to the licensee such compensation as the Minister may determine to be fair and reasonable.

[Ch4601s44]44. Re-vesting of licensee's property and assets

(1) When the Administrator General has discharged the duties imposed upon him by section 41, he may publish a re-vesting order in the Gazette.

(2) The effect of an order published under subsection (1) shall be to re-vest in the licensee or his personal representative as the case may be, the whole of the property and assets vested in the Administrator General by virtue of section 42 less such part thereof as shall have been applied or expended in the satisfaction of the obligations specified in section 41 or as shall have been transferred under the provisions of section 43.

[Ch4601s45]45. Committee

(1) The Minister may appoint a Committee consisting of a Chairman and such other persons as the Minister may deem fit to supervise the carrying out of any duties under this Part.

(2) For the purposes of this Part the Committee shall exercise such functions as may from time to time be conferred upon it by the Minister.

(3) In the execution of his functions under this Part, the Administrator General shall at all times be subject to such general or special directions as may be given to him by the Committee.

(4) The Committee shall have power to determine its own proceedings.

SCHEDULE G.N. 150/1981, 44/1988, 49/1995, 81/1998, 85/1998, 3/2005, 9/2008

FEES

Council

Fees Ministry Fees KtKt1.—(a) on application for the issue of a licence 4000080000 Provided that if the application is granted the fee paid therefor shall not form part of the fee payable for the licence and that the fee is non-refundable if an application is rejected. (b) on application for transfer of licence 3000080000 Provided that no payment shall be made in respect of a transfer authorized in terms of section 21 (2) of the Act. 2. Agent's licence 24,0000050,000003. Auctioneer's licence 60,0000060,000004. Commercial traveller's licence 24,0000035,000005. Travel agent's licence 36,0000060,000006. Forwarding agent's licence 36,0000060,000007. Wholesaler's licence— (a) where the premises to which the licence relates are situated within the boundaries of the cities of Blantyre, Lilongwe and Mzuzu or the Municipality of Zomba but not within the boundaries of any area prescribed by the Minister as a trading centre under item 9 (b) of this Schedule 20,0000060,00000 (b) where the premises to which the licence relates are situated in any part of Malawi not included in paragraph (a) hereof 4,0000060,000008. Travelling wholesaler's licence 20,0000050,000009. Retailer's licence— (a) where the premises to which the licence relates (not being premises situated in an area referred to in paragraphs (b) and (c) hereof are situated within the boundaries of the cities of Blantyre, Lilongwe and Mzuzu or the Municipality of Zomba 20,0000060,00000 (b) where the premises to which the licence relates are situated within the boundaries of any area prescribed by the Minister as a trading centre of— (i) Grade A 3,0000060,00000 (ii) Grade B 2,0000060,00000 (iii) Grade C 1,5000060,00000 (iv) Grade D 1,0000060,00000 (v) Grade E 8000060,00000 (c) where the premises to which the licence relates are situated within the boundaries of a police station or compound and— (i) the business premises are situated in a police station or compound within the cities of Blantyre, Lilongwe, Mzuzu and Zomba 2,5000060,00000 (ii) the business premises are situated in a police station or compound elsewhere in Malawi serving more than 50 policemen 2,0000060,00000 (d) where the premises to which the licence relates are situated in any part of Malawi not included in paragraph (a), (b) or (c) hereof 20,0000060,00000

SUBSIDIARY LEGISLATION

EXEMPTION NOTICE

under s. 5 (2)

G.N. 260/1970

The Minister has exempted all school tuck shops in Malawi from all or any of the provisions of this Act for the purpose of serving students at their respective places of learning.

BUSINESSES LICENSING (EXEMPTION OF CERTAIN TRAVELLING WHOLESALERS) NOTICE

under s. 5 (2)

G.N. 114/1970

1. Citation

This Notice may be cited as the Businesses Licensing (Exemption of Certain Travelling Wholesalers) Notice.

2. Exemption of certain travelling wholesalers

Any person in possession of a currently valid letter of exemption in the form specified in the Schedule hereto from the Ministry of Trade and Industry who travels from place to place for the purpose of selling by wholesale goods carried with him on a handcart, bicycle, tricycle or any vehicle belonging to his employer is hereby exempted from the provisions of the Act requiring him to be the holder of a travelling wholesaler's licence.

SCHEDULE

Ministry of Trade and Industry

P.O. Box 30366

Lilongwe 3

..... (Date)

BUSINESSES LICENSING ACT

(CAP. 46:01)

LETTER EXEMPTING PERSON NAMED FROM RE- QUIREMENTS OF ACT RELATING TO TRAVELLING WHOLESALERS' LICENCES

..... (name) of
..... (address) is hereby declared to be an exempted person for the purposes of the Businesses Licensing (Exemption of Certain Travelling Wholesalers) Notice. Such person is exempt from the provisions of the Act requiring him to be the holder of a travelling wholesaler's licence during such time as he is—

(a) in possession of this letter of exemption; and

(b) travelling from place to place for the purposes of selling by wholesale goods carried with him on a handcart, bicycle, tricycle or any vehicle belonging to his employer.

This letter of exemption remains valid until

DELEGATION OF POWERS OF LICENSING AUTHORITY

under s. 7

G.N. 77/1970

86/1970

268/1970

88/1971

3/1974

The Minister has delegated powers as a licensing authority in respect of each of the parts of Malawi specified in the first column of the Schedule hereto to the person respectively specified in the case of each such part in the second column of the said Schedule.

SCHEDULE

First Column	Second Column
SOUTHERN REGION	
Blantyre District	District Commissioner, Blantyre
Chikwawa District	District Commissioner, Chikwawa
Chiradzulu District	District Commissioner, Chiradzulu
Machinga District	District Commissioner, Machinga
Mangochi District	District Commissioner, Mangochi
Mulanje District	District Commissioner, Mulanje
Mwanza District	District Commissioner, Mwanza
Nsanje District	District Commissioner, Nsanje
Thyolo District	District Commissioner, Thyolo
Zomba District	District Commissioner, Zomba
CENTRAL REGION	
Dedza District	District Commissioner, Dedza
Dowa District	District Commissioner, Dowa
Kasungu District	District Commissioner, Kasungu
Lilongwe District	District Commissioner, Lilongwe
Mchinji District	District Commissioner, Mchinji
Ntcheu District	District Commissioner, Ntcheu
Nkhotakota District	District Commissioner, Nkhotakota
Ntchisi District	District Commissioner, Ntchisi
Salima District	District Commissioner, Salima
NORTHERN REGION	
Chitipa District	District Commissioner, Chitipa
Karonga District	District Commissioner, Karonga
Mzimba District	District Commissioner, Mzimba
Nkhata Bay District	District Commissioner, Nkhata Bay
Rumphi District	District Commissioner, Rumphi

DECLARATION OF BUSINESS DISTRICTS ORDER

under s. 31C

G.N. 52/1978

6/1979

60/1986

97/1991

The Minister has ordered that the provisions of Part IIIA of the Businesses Licensing Act shall apply to the Business Districts described in the Schedule hereto.

SCHEDULE

BUSINESS DISTRICTS IN PRESCRIBED AREAS

PART I

The City of Blantyre

(A) Blantyre

- (a) Victoria Avenue, from the junction with Glyn Jones Road to the Mudi Bridge;
- (b) Haile Selassie Road, from the junction with Victoria Avenue to the point where it joins Glyn Jones Road;
- (c) Glyn Jones Road, from the junction with Victoria Avenue to the point where it joins Haile Selassie Road;
- (d) Livingstone Road;
- (e) Chilembwe Road;
- (f) St. David's Street;
- (g) Henderson Street, from the junction with Haile Selassie Road to the point where it joins Hanover Avenue;
- (h) Mandala Road, from the junction with Brown Road to the Mudi Bridge;
- (i) Lower Sclater Road;
- (j) Brown Road;
- (k) Stewart Street;
- (l) St. George's Street;
- (m) St. Andrew's Street;
- (n) Hanover Avenue.

(B) Limbe

- (a) Market Street;
- (b) North Road;
- (c) Livingstone Avenue;
- (d) Churchill Road, from the junction with Livingstone Avenue to the point where it joins Partridge Avenue;

- (e) James Street;
- (f) Bank Street;
- (g) Old Market Street;
- (h) Kamuzu Highway, from the junction with Hynde Road to the point where it joins North Road;
- (i) Hill Street;
- (j) Citrona Avenue;
- (k) Raynor Avenue;
- (l) Grevillia Avenue, from the junction with Kamuzu Highway to the junction with Tsiranana Road;
- (m) Thondwe Road;
- (n) Temple Road;
- (o) Mudi Road.

PART II

The City of Lilongwe

- (a) Kamuzu Procession Road, from the junction with Road 14 to the Lilongwe Bridge;
- (b) Kamuzu Procession Road, from the junction with Mandala Road to the junction with Colby Road;
- (c) Malangalanga Road, from the junction with Kamuzu Procession Road to a point which is three hundred yards from the said junction;
- (d) that parcel of land bounded by and including the following streets—
 - Kamuzu Procession Road,
 - Conforzi Road,
 - Koppel Road, and
 - Beatrice Roadcommonly known as 'Bwalo la Njobvu';
- (e) Mandala Road;

(f) that parcel of land bounded by and including the following streets— G.N. 97/1991

Kamuzu Procession Road,

Sharrar Road,

Kenyatta Road,

Mzimba Road, and

Chilambula Road;

(g) Chilambula Road from the junction with Kamuzu Procession Road to a point which is 260.323 metres from the said junction including the spur west thereof.

PART III G.N. 60/1986

City of Mzuzu

(a) St. Dennis Road;

(b) Kamuzu Avenue between junction with Kanjedza Drive East and Kanjedza Drive West;

(c) Kanjedza Drive (in the Light Industrial Area);

(d) M'mbelwa Road excluding spur north of Trading Centre;

(e) New commercial area, being the area bounded by Kamuzu Avenue, Old Luwinga Road and the M14 trunk road.

PART IV

The Municipality of Zomba

(a) Namiwawa Road, from the junction with Kamuzu Highway to the junction with Kalimbuka Road;

(b) Market Street;

(c) Kamuzu Highway, from Bwaila Bridge to the junction with Chirunga Road;

(d) Makata Road, from the junction with Market Street for a distance of two hundred yards in the direction of the Community Centre.

13. Do you intend to trade (a) *Delete if inapplicable*on your own account, or (b) *Delete if inapplicable*as agent for another or (c) *Delete if inapplicable*in partnership or (d) *Delete if inapplicable*as a company?

14. If as an agent, a partnership or a company, state the name(s) and address(es) of each principal, partner or director and the trade name

.....

.....

.....

.....

15 (a) Are you now, or do you intend becoming, the holder of any franchise or right granted by any company, firm or individual carrying on business outside Malawi which entitles you either solely or in common with not more than five other companies, firms or individuals to sell any particular goods or type of goods in Malawi, or any part of Malawi? *Delete if inapplicable*YES/NO.

15 (b) If "YES", give full particulars of the name and address of each such company, firm or individual from whom you hold each franchise or right, and the goods or type of goods and the area to which each franchise or right relates—

Company, firm

or individualGoods or type

of goodsArea1. 2. 3. 5.

16. Nature of goods sold (tick where applicable)

Groceries and ProvisionsFurnitureClothingBlankets/piece goodsFootwearElectrical appliancesBeer and spiritsHousehold hardwareFruit, vegetables and FlowersGifts, curios and similar goodsStationery, books and toysMeat and delicatessen goodsBicycles and sparesMotor VehiclesBuilders' Hardware and ToolsPharmaceuticals and CosmeticsWatches, Jewellery and similar goodsPetroleum products

17. What is the amount of capital you have invested, or intend to invest, in the business K.....

18. Give particulars and licence numbers of all your other business activities

.....

.....

.....

.....

.....

19. If you do not possess any business licence, give a resume of your past business experience

.....

.....

.....
.....
.....

20. In the case of a travelling wholesaler's licence, state (a) the names of employees who will require a letter of authorization

.....
.....
.....
.....
.....

(b) the number of vehicles to be used.....

(c) the areas where it is intended to operate

.....

21. Are you a registered importer or exporter under the Control of Goods Act? If so, quote the registration certificate number

22. If application is for renewal of a wholesaler's or retailer's licence, please complete the following questionnaire—

(a) Value of last year's sales, including consignment and indent sales—By wholesale K..... By retail K.....

(b) Value of stocks (including consignment stocks) at cost, at reference date K.....

(c) Value of consignment stocks, at reference date K.....

(d) Value of direct imports K.....

DECLARATION

I declare that the information given in this form is true and correct to the best of my knowledge and belief.

Signed.....

ApplicantDate.....In the presence of

Witness

FOR OFFICIAL USE ONLY

Application fee of paid.Receipt No.

Dated issued

Administrative Officer's Remarks

Businesses Licensing Officer's Remarks

Permanent Secretary's Recommendation

Minister's Decision

LICENCE No. OF 19

MALAWI

BUSINESSES LICENSING ACT

(Cap. 46:01)

LICENCE

..... (name of licensee)*This form of licence is to be used for any licence, the form of which is not expressly prescribed. The business licensed to be stated where indicated.* of (address of licensee)*This form of licence is to be used for any licence, the form of which is not expressly prescribed. The business licensed to be stated where indicated.* is hereby licensed to carry on business as a/an*This form of licence is to be used for any licence, the form of which is not expressly prescribed. The business licensed to be stated where indicated.* at the following premises: until 31st day of March, 19.....

† Delete if inapplicable.†This licence is a renewal of a previous licence to carry on business as a/an.....

This licence is subject to the following condition(s):

Date of issue

Fee Kwacha tambala

Paid Date G.R. Number

.....

Licensing Authority

LICENCE No. OF 19

MALAWI

BUSINESSES LICENSING ACT

(Cap. 46:01)

COMMERCIAL TRAVELLER'S LICENCE

..... (name of licensee) of
..... (address of licensee) is hereby licensed to carry on
business as a commercial traveller on behalf of (here insert either "himself" or the name and
address of the licensee's employer) until the 31st of March, 19 .

*Delete if inapplicable.*This licence is a renewal of a previous licence to carry on business as a
commercial traveller.

This licence is subject to the following condition(s):

Date of issue.....

Fee Kwacha

tambala Paid Date G.R. Number.....

.....

Licensing Authority

LICENCE No. OF 19

MALAWI

BUSINESSES LICENSING ACT

(Cap. 46:01)

RETAILER'S LICENCE

..... (name of licensee) of
..... (address of licensee) is hereby licensed to carry on business
as a retailer at the following premises: until the 31st day of March, 19

*Delete if inapplicable.*This licence is a renewal of a previous licence to carry on business as a
retailer.

*Delete if inapplicable.*This licence is subject to the following condition(s):

1. It is a condition of this licence that the holder thereof shall not sell any goods falling within any of the classes of goods specified in paragraph 1 in the first column of the Schedule to the Hire-Purchase Act (Cap. 48:05) unless and until either—

(a) there are available in Malawi an adequate supply of spare parts for such goods and repair facilities provided by competent and sufficiently skilled persons which ensure that in the event of such goods becoming unserviceable they may, if reasonably repairable, be repaired in Malawi at a reasonable cost and within a reasonable time;or

(b) in the case of any such goods the nature of which renders it impracticable for adequate repair facilities and supply of spare parts to be maintained in Malawi, there are adequate repair facilities available outside Malawi provided by some person or firm to whom or to which the goods will be transmitted by post for repair by the licensee at the request of, and at a reasonable cost to, the owner for the time being of such goods.

2.

Date of issue

Fee Kwacha tambala

Paid Date G.R. Number

.....
Licensing Authority

LICENCE No. OF 19

MALAWI

BUSINESSES LICENSING ACT

(Cap. 46:01)

WHOLESALE'S LICENCE

.....(name of licensee) of
..... (address of licensee) is hereby licensed to carry on business
as a wholesaler at the following premises until the 31st day of March, 19

*Delete if inapplicable.*This licence is a renewal of a previous licence to carry on business as a wholesaler.

*Delete if inapplicable.*This licence is subject to the following condition(s):

1. It is a condition of this licence that the holder thereof shall not sell any goods falling within any of the classes of goods specified in paragraph 1 in the first column of the Schedule to the Hire-Purchase Act (Cap. 48:05) unless and until either—

(a) there are available in Malawi an adequate supply of spare parts for such goods and repair facilities provided by competent and sufficiently skilled persons which ensure that in the event of such goods becoming unserviceable they may, if reasonably repairable, be repaired in Malawi at a reasonable cost and within a reasonable time; or

(b) in the case of any such goods the nature of which renders it impracticable for adequate repair facilities and supply of spare parts to be maintained in Malawi, there are adequate repair facilities available outside Malawi provided by some person or firm to whom or to which the goods will be transmitted by post for repair by the licensee at the request of, and at a reasonable cost to, the owner for the time being of such goods.

2.

Date of issue.....

Fee Kwacha tambala

Paid DateG.R. Number.....

.....
Licensing Authority

LICENCE No. OF 19

MALAWI

BUSINESSES LICENSING ACT

(Cap. 46:01)

TRAVELLING WHOLESALER'S LICENCE

..... (name of licensee) of
.....(address of licensee) is hereby licensed to carry on business
as a travelling wholesaler within the following Districts or areas: until the 31st day of March, 19

*Delete if inapplicable.*This licence is a renewal of a previous licence to carry on business as a travelling wholesaler.

*Delete if inapplicable.*This licence is subject to the following condition(s):

1. It is a condition of this licence that the holder thereof shall not sell any goods falling within any of the classes of goods specified in paragraph 1 in the first column of the Schedule to the Hire-Purchase Act (Cap. 48:05) unless and until either—

(a) there are available in Malawi an adequate supply of spare parts for such goods and repair facilities provided by competent and sufficiently skilled persons which ensure that in the event of such goods becoming unserviceable they may, if reasonably repairable, be repaired in Malawi at a reasonable cost and within a reasonable time; or

(b) in the case of any such goods the nature of which renders it impracticable for adequate repair facilities and supply of spare parts to be maintained in Malawi, there are adequate repair facilities available outside Malawi provided by some person or firm to whom or to which the goods will be transmitted by post for repair by the licensee at the request of, and at a reasonable cost to, the owner for the time being of such goods.

2.

Date of Issue

Fee Kwacha tambala

Paid Date.....G.R. Number

.....

Licensing Authority

MALAWI

BUSINESSES LICENSING ACT

(Cap. 46:01)

REGISTER OF LICENCES

(under section 16)

Name of Trading Centre/VillageGrade.....

Name of LicenseType of LicenceLicence No.Remarks

19..

19..19..19..19..19...19..19..19..19..

PRESCRIPTION OF TRADING CENTRES NOTICE

under s. 34 (d)

G.N. 81/1970

268/1970

88/1971

9/1973

4/1974

60/1988

24/1990

86/1990

The Minister has prescribed the following to be trading centres of the Grades respectively specified for the purposes of items (9) (b) of the Schedule to the Act—

GRADE A	SOUTHERN REGION—	Blantyre District Lunzu	Machinga District Balaka
	Mangochi District Mangochi Boma	Thyolo District Bvumbwe	Luchenza Mbandanga
	CENTRAL REGION—	Dedza District Dedza Boma	Dowa District Madisi
Mponela	Kasungu District Kasungu Boma	Ntcheu District Ntcheu Boma	
	Salima District Salima Boma	NORTHERN REGION—	Karonga District Karonga Boma
	Mzimba District Mzimba Boma	GRADE B SOUTHERN REGION—	Blantyre District Bangwe
Chilomoni	Chitawira Kanjedza Ndirande Nkolokosa Zingwangwa	Chikwawa District Nchalo	
	Machinga District Liwonde	Mulanje District Chitakale Likhubula Mathambi Thuchila	
(Mkando)	Nsanje District Bangula	CENTRAL REGION—	Kasungu
District Santhe/Chipoza Wimbe	Lilongwe District Areas 18, 22, 23, 25, 47 and 49 Biwi I and II		
Chilinde Falls Estate Kawale I and II Mchesi Mitundu	Mchinji District Kamwendo Mkanda		
	Nkhotakota District Dwangwa Nkhotakota Boma	Ntchisi District Malomo Ntchisi Boma	
	NORTHERN REGION—	Rumphi District Rumphi Boma	GRADE C SOUTHERN REGION—
	Blantyre District Chilobwe Chimwankhunda Kunthembe Lirangwe Misesa Mpingwe Ngumbe		
Nkolokoti	Chikwawa District Bereu/Sande Makande/Ngabun Khate Tsapa		
	Chiradzulu District Chiradzulu Boma Mombezi Namadzi Namitambo		Machinga
District Kapalamula Likhonyowa Machinga Boma Mgodhi Mpiri Mselema Namanja Nsanama Ntaja			
Ulonewe	Mangochi District Mbaluku Monkey Bay Namwera		Mulanje
District Chambe Chiringa Chisitu Chonde/Mendulo Migowi Mulanje Boma (Polopoto) Muloza Nthambula			
Phalombe Ruo	Mwanza District Mwanza Boma	Nsanje District Mbenje Nsanje Boma	
Sorgin	Thyolo District Makwasa Thyolo Boma	Zomba District Dzaone Mayaka Songani	
Thondwe	CENTRAL REGION—	Dedza District Chimbiya Kanyenda Kapiri Mchese	
Mayani Mtakataka Thete		Dowa District Chankhungu Chenzi Dowa Boma Dzoole Lipiri	
Mvera Mwangala Nambuma		Kasungu District Chamama Chatoloma Dwangwa Kanyela	
Mtunthama Nkhamenya		Lilongwe District Chigwirizano Chilinde Kanengo (Area 29) Kasiya	
Likuni Lumbadzi Nambuma Nsanama Nsarun		Mchinji District Mchinji Boma Nthema	

Nkhotakota District Mkaika Mwansambo Ntcheu District Balaka Market Bwanje
 Kandeu Kasinje Lizulu Mlangeni Mwalawoyera Ntonda Sharpevale NORTHERN REGION—
 Chitipa District Chitipa Boma Kameme Nthalire Karonga District Chilumba Jetty Uliwa
 Mzimba District Chasefu Chibavi Chiputula Chiwanja Ekwendeni Embangweni Euthini Katawa
 Katoto Luwinga Mpherembe Nzilawaingwe Zolozolo Nkhata Bay District Chintheche Nkhata
 Bay Boma Rumph District Bolero GRADE D SOUTHERN REGION— Blantyre
 District Chadzunda Chigumula Chileka Chirimba Kunthembe Machinjiri Manyowe Mdeka Mombo
 Mpemba Chikwawa District Dolo Dyeratu Luvunzu Maperera Mitondo Tomali
 Chiradzulu District Mbombwe Mbulumbudzi Milepa Njuli Nguludi Turn-off Yasini
 Machinga District Chiyendausiku Kaumphawi Majiga Mangochi Turn-off Mapira/Mposa Masanje
 Mbera Mkakao Mkwisa Ngokwe Nyenje Phalula Nayuchi Shire North Utale Mangochi
 District Chapola Chilinda Chiponde Makanjira Malindi Michesi (Maldeco) Namiasi Mulanje
 District Dick/Ndanga Kalinde Maliro Mimosa Mpasa Nachimango Nakholu Namasalima/Limbuli Nambazo
 Naminjiwa Nsikawanjala Phaloni/Sombani Thunga Mwanza District Neno Nsanje
 District Makhanga Marka Muona/Fatima Tengani Thyolo District Kasembereka Khonjeni
 Station Molele Nansadi Nchacha Zomba District Chikowi Turn-off/Sadzi Chinamwali
 Chingale Chinseu Chipini Domasi Govala Jali Kapende Likwenu Matiti Mpyupyu CENTRAL REGION—
 Dedza District Changadeya Golomoti Kabwazi Kanyezi Kapitapita Linthipe Linthipe/Kaphuka
 Court Lobi Madzumbi Magomero Maonde Matumba Njati Tsovo Dowa District Chisepo Makonola
 Mtengowanthena Ntata Simbi Kasungu District Bua Chisemphere Chulu Kapinya Kasalika Kasela
 Linyangwa Lojwa Mkhota Mpasadzi Mphepo Mphomwa Suza Lilongwe
 District Chimutu/Ndaula Chiputu Chitedze Chiwamba Chisuzi Dicksoni Dzabwa Majiga Chimutu Mpingu
 Msundwe Namitete Nathenje Nkhoma Ukwe Mchinji District Chawala Kalulu Mikundi Nkhwazi
 Mkonkha Nathyola Kapiri Tembwe Nkhotakota District Benga Chia Dwambazi Liwaladzi
 Msenjere Sani Turn-off Ntcheu District Biriwiri Kabekere Kambilonjo Kampepuza Manjawila
 Masasa Mphepozinayi Msipe Pangapenga Senzani Tsangano Ntchisi District Mpalo Nthesa
 Salima District Chipoka Kambwiri Kaphatenga Lifidzi Makioni Mankhwazi Nakondwa Ngodzi
 NORTHERN REGION— Chitipa District Misuku Mpale Karonga
 District Hara/Hangalawe Kaporo III Kibwe Ngerenge Nyungwe Wovwe Mzimba
 District Champhira Chikangawa Edingeni Erukweni Kafukule Kazuni Luvwere Mabulabo Mbalachanda
 Mtangatanga Nkhata Bay District Chizumulu Chombe Likoma Rumph
 District Chitimba Mhujug GRADE E SOUTHERN REGION— Blantyre District Chikumbu
 Dziwe Kachere Kanjedza (Chileka) Lundu Matindi Ngumbe Nkula Falls Sigerege Tedzani
 Chikwawa District Changoima Chapananga Kanjedza Kasinthula Machokola Masenjere
 Mikolongo Mpheza Nkadana Nsangwe Phandadzinja Phwadzi Chiradzulu District Choda
 Magomero Masauli Mwanje Nasulu Ndunde Nguludi Walala Machinga District Chamatwa
 Chikweo Chinguni Chisoka Mbela M'bawa Mpale Mpheta Mponda I Msosa Mtila Mikachu Mwenye
 Mwima Nampeya Ngongondo Nkaso Nkaya Nyambi Phimbi Zumulu Mangochi
 District Chilipa Fort Maguire (Mambo) Indrusi Jalasi Katema Katuli Khaya (Mpondasi) Kukalenga Kwiputi
 Nangapochi Malembo Malukula Masuku Mkumba Mtanga Mtola Nyambi Somba/Chipunga
 Mulanje District Chigumukire Chinyama Chirani Dusira Kaliza Kamwendo Mankhalamba Mbiza
 Mmora Muthuka Mwanga Namachete Naminkhaka Nkuta (Thornwood) Nyezelera Phodogoma Sagawa

Swang'oma Mwanza DistrictKambale/Matandani Kamwamba Ligowe Saimoni/Lisungwi
Thambani Nsanje DistrictMasenjere Phokera Thyolo DistrictAmalika
Chingondo Chinzama Chiphwanya Goliati Kabvunye Mchenga Makande Makapwa Makoka Makungwa
Masambanjati Mphanje Mwalamphanda Ntambizi Sandama Semu Sitima Smallholder Tea
Authority Thekerani Thukuta Thunga Zomba DistrictChangalume Gwaza Jimu Jokala Kachulu
Kazembe Lambulira Lambulira Turn-off Masaula Matanda Matawale Naisi Namadidi Namasalima
Namikango Nkanda CENTRAL REGION— Dedza DistrictBembeke Turn-off Chiludzi
Chiphwanya Mission Chithatsa Chitukula Golomoti Turn-off Kanyama Lifidzi Livinza Mphunzi Nganja
Njonja Dowa DistrictChatanga Chimungu Dangaliro Dowa Turn-off Dzeleka Kalonga Katalima
Kanyenyeva Kasangadzi/Kanyangala Kayembe Malobvu Manthimba Mdika Mlengwe Msakambewa Mtiti
Nambuma Turn-off Nyongani Kasungu DistrictChamakala Chambalekani Gogode Green Corner
Kalenga Kaluluma Kamphulu Kapawala Kaphaizi Malepera Mkanakhoti Mpasadzi Ndonda (1) Ndonda (2)
Ngwata Ntafya Ofesi Simlemba Lilongwe DistrictBisayi Biwi Chamadenga (1) Chamadenga (2)
Chambwe Chang'ombe Chileka Chimbalinga Chinkhadze Chithapsyi Chitipi Damu Kabudula Kalima (1)
Kalima (2) Kalumbu Kambanizithe Kamphata Kampini Karonga II Lingadzi Malindi Malingunde Maluwa
Mbabzi Mbuna Mchezi Mkwinda Mlale Mtandula Mpeya Mtandire Mthumbo Mwalalomwe Nanjiri
Nyanja Phirilanjuzi Sinyala Tanga Tsekwele Mchinji DistrictBua Chioshya Gumulira Guilime
Kabzyala Kachebere Kambuwe Kazyozyo Likasi Ludzi Masaiti Matimba Matutu Mbingwa Msampha
Ndwandwa Njiwa Nkhwazi Turn-off Thyplansanu Waliranji Nkhotakota DistrictBua Chamba
Chayanika Chombo Chibothera Chinkhwangwa Chisoti Chiula Chota Kanyambo Kapeta Kasitu Kataika
Katengeza Kawelama Likushi Liwewe Lozi Malasa Mphonde Mwadzama Namakwati Ngala Nkhunga
Ntanga Pendwe Ungwe Vinjenje Vitekete Zidyana Ntcheu DistrictBawi I Bawi II Bilira
Biliyati Doviko Gushi Kachipeya Kalonga Kayambo Mapila Matenje Mzama Ndongera Ntonda/Kanzati
Wanyemba Yobe Zagwera Zulu Ntchisi DistrictBumphura Chikhwakhwa Chinthembwe Kasiya
Makanda Mbuluma Mwela Hill Mzandu Kamsonga Kasakula Khuwi Malambo Mawiri Ng'ombe
Salima DistrictChikombe Chikumba Chitala Chilambula Chimphanga Kaniche Katelera
Kbombedza Lifuwu Mlamba Mnema Mtsekwe Mtonga Nkhwidzi Senga Bay Thavite NORTHERN
REGION— Chitipa DistrictAmon Kameme Chinunkha Kapoka Lufita Nkhumano Wenya
Karonga DistrictIponga Kambwe Turn-off Karonga/Kaporo Road Khwawa Lemero Lwezga/Matela
Mlale Mpata Mwenilondo Tilola Mzimba DistrictBowe Bulala Bwengu Chifuwa Edundu
Embombeni Emoneni Engucwini Enkweleni Eswazini Turn-off Ezondweni (Mtwalo) Jaravikuba Jenda
Jombo Kapando Luwerezi Madidi Madise Mafundeya Manyamula Mbawa Mtwalo Turn-off Mzalongwe
Mzoma Nchawaka Njinge Sokoto Thubi (Mphompha Turn-off) Nkhata Bay DistrictBanga
(Limphasa) Chikwina Kachere Kalambwe Kande Kavuzi Luwazi Matete Mpamba Mzenga Sanga Turn-off
Vizara Rumphi DistrictChankhalamu Chikalamba Chikwawa Kajilombere (Ng'onga) Katumbi
(Katowo) Kaziwiziwi Livingstonia Mlowe Mwazisi Nchenachena

NOTE

Orders under s. 39 of the Act are omitted.

LICENSING AUTHORITY (DELEGATION) NOTICE

under s. 7

G.N. 9/1996

1. Citation

This Notice may be cited as the Licensing Authority (Delegation) Notice.

2. Delegation

The Licensing Authority hereby delegates his powers as a licensing authority in respect of the parts of Malawi specified in the First Column of the Schedule to the persons respectively specified in the of the Schedule.

SCHEDULE

First Column	Second Column
Southern Region	Regional Trade Officer (South)
Central Region	Regional Trade Officer (Central)
Northern Region	Regional Trade Officer (North)