

Please note:

This is a transcription of documentation retrieved from The National Archives of the United Kingdom, Kew, London [TNA] for the Lessons from Lake Malawi project.

Please reference as: TNA, CO 852/651/10. Appendix A: Fishing Rules 1931. Accessed via Lessons from Lake Malawi, <https://www.lessonsfromlakemalawi.com>.

Appendix A

Section 3. Rules Made by the Governor-in-Council. Fishing Rules [1931].

1. These rules may be cited as the Fishing Rules and shall apply to the waters of the Shire and Ruo rivers and to the waters of all other permanent rivers entering Lake Nyasa for a distance of two miles from the mouths of such rivers. The Governor in Council may by notice in the Gazette extend the application of these rules to any other fresh water lakes, rivers or streams in the Protectorate as he may deem fit.
2. No non-native shall fish for purposes of trade or commerce without a permit first obtained from the Provincial Commissioner. Application for any such permit shall be made through the District Commissioner and may be granted for such a period and subject to such conditions and restrictions as the Provincial Commissioner may deem fit to impose provided that any person to whom a permit has been refused may appeal to the Governor whose decision shall be final.
3. The District Commissioner may in any case of emergency withdraw any permit granted under rule 2 hereof provided he shall forthwith report such withdrawal together with his reasons therefor to the Provincial Commissioner who may make such order as he may deem fit.
4. Any person may fish with rood or hand line for purpose of sport provided that in so doing he shall not interfere in anywise with native fishing. The District Commissioner may prohibit such fishing in any place or area where he has reason to believe that the same is a hindrance to native fishing. Provided an appeal shall lie from the order of the District Commissioner to the Provincial Commissioner whose decision shall be final.
In all cases of appeal the order of the District Commissioner shall remain in force until reversed or otherwise by the Provincial Commissioner.
5. In all cases where fish weirs or staking nets extend from bank to bank of any stream or river a gap shall be left in mid stream of approximately five per cent of the width of the stream or river provided that the District Commissioner may at his discretion order that the width of the gap be varies.
6. Any person committing a breach of these rules shall upon summary conviction be liable:
 - (1) If a native -
 - (a) upon first conviction to a fine not exceeding six shillings and in default of payment to imprisonment for a term not exceeding one month; and
 - (b) upon any subsequent conviction to a fine not exceeding £1 or in default of payment to imprisonment for a term not exceeding three months, or both such fine and imprisonment.
 - (2) If a non-native-
 - (a) upon first conviction to a fine not exceeding £5 or in default of payment to imprisonment for a term no exceeding one month; and
 - (b) upon any subsequent conviction to a fine not exceeding £25 or in default of payment to imprisonment for a term not exceeding three months or to both such fine and imprisonment.