

GOVERNMENT OF ZAMBIA

**ACT**

No. 4 of 1989

Date of Assent: 14th May, 1989

**An Act to amend the Interpretation and  
General Provisions Act**

[19th May, 1989

ENACTED by the Parliament of Zambia.

**Enactment**

1. This Act may be cited as the Interpretation and General Provisions (Amendment) Act, 1989, and shall be read as one with the Interpretation and General Provisions Act, in this Act referred to as the principal Act.

**Title**

**Cap. 2**

2. The principal Act is amended by the repeal of subsection (5) of section *twenty* and the substitution therefor of the following new subsection:

**Amendment  
of section 20**

(5) A statutory instrument may provide in respect of any contravention of any provision of that statutory instrument:

(a) that the offender shall be liable—

- (i) to any fine not exceeding ten thousand kwacha or any term of imprisonment not exceeding two years or both;
- (ii) in the case of a continuing offence, to an additional penalty not exceeding a fine of one hundred kwacha in respect of each day on which the offence continues;
- (iii) in respect of a second or subsequent contravention, to a higher penalty not exceeding either of the limits prescribed in sub-paragraph (i);

- (b) that the court convicting the offender may or shall as the case may be, order the forfeiture to the State of anything with which the contravention was done or which was used in, or for the purpose of, or in relation to or in connection with, the commission of the contravention;
- (c) for the punishment of any director or other principal officer of a body of persons or other person purporting to act in any such capacity, where a contravention committed by, or in connection with, the affairs of a body of persons, was done with the consent or connivance of, or was attributable to the neglect of, any such director, principal officer or other person.

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THE INTESTATE SUCCESSION ACT, 1989

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ARRANGEMENT OF SECTIONS

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PRELIMINARY

*Section*

1. Title and commencement
2. Application
3. Interpretation

PART II

SUCCESSION

4. Intestacy and partial intestacy
5. Distribution of estate
6. Distribution where intestate survived by no spouse, etc.
7. Distribution where intestate survived by spouse, etc.
8. Devolution of personal chattles in monogamous marriage
9. Surviving spouse or child or both to be entitled to house
10. Devolution of homestead and common property in polygamous marriage
11. Small estates
12. Chief Justice to alter value of small estates
13. Arrangements outside Act
14. Offences against an entitled person

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ADMINISTRATION OF ESTATES

15. Letters of administration on intestacy
16. Number of administrators
17. Attorney of person entitled to administration
18. Appointment of administrator pending litigation
19. Duties and powers of administrator
20. How powers of several administrators exercised
21. Trust property

*Section*

22. Grants with exception
23. Grants of excepted part
24. Effect of grant of letters of administration
25. Death of one of several administrators
26. Death of sole or surviving administrator
27. Expiry of limited grant when estate not fully administered
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29. Revocation of grants and removal
30. Payment of or to administrators whose grants are revoked
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## PART IV

## GENERAL

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33. Expenditure on care and management
34. Administrator or guardian not to derive benefit
35. Offences by administrators and guardians
36. Beneficiary causing death of deceased
37. Receiver pending grant
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40. Uncertainty regarding survivorship
41. Rectification of errors
42. Disputes
43. Jurisdiction of courts
44. Transfer of applications for orders relating to succession to High Court
45. Appeals to High Court
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