

GOVERNMENT OF ZAMBIA

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STATUTORY INSTRUMENT NO. 48 OF 1990

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**The Inquiries Act**  
(Laws, Volume IV, Cap. 181)

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**A Commission**

THE COMMISSION in the Schedule hereto, issued by His Excellency the President, is published in accordance with the provisions of section *two* of the Inquiries Act.

LUSAKA  
6th April, 1990  
[co.101/36/26]

J. MUTAKWA,  
*Acting Secretary to the Cabinet*

**SCHEDULE**  
**A COMMISSION**

**HIS EXCELLENCY KENNETH DAVID KAUNDA, President of the Republic of Zambia—**

**To:**

**JUSTICE DENIS CHIRWA, ESQ**

**PROFESSOR FRANCIS YAMBA**

**PHILIP KAPESEBELE, ESQ**

**RONALD BEST MWANSA, ESQ**

**MS GWENDOLINE KONIE**

**MS ELIZABETH KANOKA**

**BARNABAS HAMANJANJI, ESQ**

**GREETINGS:**

**WHEREAS** in my opinion it is advisable for the public welfare to appoint Commissioners to inquire into the matters hereinafter set out:

**NOW THEREFORE**, by virtue and in exercise of the powers conferred upon me by the Inquiries Act, I do by this my Commission under my hand and the Public Seal of the Republic of Zambia, appoint you the said—

**JUSTICE DENIS CHIRWA, ESQ**

**PROFESSOR FRANCIS YAMBA**

**PHILIP KAPESEBELE, ESQ**

**RONALD BEST MWANSA, ESQ**

**MS GWENDOLINE KONIE**

**MS ELIZABETH KANOKA**

**BARNABAS HAMANJANJI, ESQ**

to be Commissioners with all the powers of the said Act conferred and I do hereby authorise and require you in the manner of the said Act provided—

**To:**

1. Investigate and report on the accident involving a bus of the United Bus Company of Zambia Limited, which occurred at Chansanje, approximately fourteen kilometres south of Luangwa Bridge at about 2000 hours on 21st day of March, 1990, in which forty-four or more persons died, but without prejudice to the generality of this power—

- (i) to inquire into, and establish the facts and circumstances of, the accident;
- (ii) to determine the cause or causes of the accident;
- (iii) to determine the conduct of the drivers of the bus and its condition immediately before and after the accident;

- (iv) to determine any injury and, or loss of life, to any person resulting from the accident;
- (v) to examine the rules and regulations relating to drivers of the United Bus Company of Zambia Limited;
- (vi) to make recommendations with regard to measures to be taken to prevent recurrence of such an accident; and
- (vii) to examine any other issues related to or incidental to the accident.

2. Make such recommendations with regard to the matters covered by the first term of reference as the Commission may in the light of its findings deem appropriate.

AND I hereby direct that you the said MR JUSTICE DENIS CHELWA, be the Chairman of the said Commission.

AND I hereby direct that the person before whom you shall take and subscribe the oath or affirmation required by the aforesaid Act shall be the HON MR JUSTICE ANNEL MUSENGA SILUNGWE, Chief Justice.

AND I hereby direct that the Chairman sitting with not less than three other Commissioners shall constitute a quorum.

AND I hereby direct that the said Inquiry shall be held in Lusaka and in such other places as may be deemed necessary by the Commission.

AND I hereby direct that the report of the Inquiry be rendered to me as soon as possible after the Commissioners have completed their inquiries and decided upon the recommendations.

AND I hereby direct that the said Inquiry shall be held in public.

AND I hereby appoint GEORGE DAVIE MWANZA and MRS SERAH MWANSA to be Secretary and Deputy Secretary, respectively, for the purposes of the said Inquiry.

AND I hereby authorise the Commissioners to engage the services of such advisers and experts as they deem necessary to aid and assist them in the said Inquiry.

AND I lastly do hereby command all persons who it may concern to take due notice hereof and give their obedience accordingly.

GIVEN under my hand and the Public Seal of the Republic of Zambia at Lusaka this 6th day of April, the year of our Lord one thousand nine hundred and ninety.



KENNETH DAVID KAUNDA,  
*President*

