

The Malawi Gazette Supplement, dated 7th April, 2017, containing
Acts. (4C)

MALAWI GOVERNMENT

(Published 7th April, 2017)

Act

No. 15 of 2017

I assent

PROF. ARTHUR PETER MUTHARIKA

PRESIDENT

2nd April, 2017

ARRANGEMENT OF SECTIONS

SECTION

1. Short title
2. Amendment of section 22 of the Constitution
3. Amendment of section 23 of the Constitution

An Act to amend the Constitution

ENACTED by the Parliament of Malawi as follows –

- | | |
|---|---------------------------------------|
| 1. This Act may be cited as the Constitution (Amendment) (No.3) Act, 2017. | Short title |
| 2. Section 22 of the Constitution is amended by deleting subsections (7) and (8). | Amendment of s.22 of the Constitution |
| 3. Section 23 of the Constitution is amended by deleting subsection (6) and replacing it with the following new subsection (6.) – | Amendment of s.23 of the Constitution |

“(6) A child shall be a person under the age of eighteen years”.

Passed in Parliament this fourteenth day of February, two thousand and seventeen.

FIONA KALEMBA
Clerk of Parliament

MALAWI GOVERNMENT

(Published 7th April, 2017)

ACT

No. 16 of 2017

I assent

PROF. ARTHUR PETER MUTHARIKA
PRESIDENT
2nd April, 2017

ARRANGEMENT OF SECTIONS

SECTION

1. Short title
2. Authority to borrow Euro 20,500,000
3. Application of the Credit
4. Repayment charged on the Consolidated Fund
5. Exemption from taxes, charges, etc.
6. Finalization and signature of the Agreement

An Act to authorize the Government to borrow from the European Investment Bank a credit in an amount not exceeding twenty million five hundred thousand Euro (Euro 20, 500,000)

1. This Act may be cited as the European Investment Bank (Northern Region Water Board Water Efficiency Project) Loan (Authorization) Act, 2017.

2.—(1) The Minister of Finance, Economic Planning and Development, on behalf of the Government, is authorized to borrow from the European Investment Bank, sums of money not exceeding twenty million five hundred thousand Euro (Euro 20, 500,000) for the purpose specified in section 3 at the times and upon the terms and conditions which the Minister may, in his discretion, agree with the European Investment Bank.

Short title

Authority to
borrow Euro
20,500,000

(2) The terms and conditions which the Minister of Finance, Economic Planning and Development shall agree with the European Investment Bank shall be reduced to writing. Such written agreement is hereinafter referred to as the "Agreement".

European Investment Bank (Northern Region Water Board Water Efficiency Project) Loan Authorization **No. 16**

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Application of
the Credit

3. The proceeds of the Credit authorized by section 2 shall be appropriated and applied to finance part of the Northern Region Water Board Water Efficiency Project, and for no other purpose.

Repayment
charged on the
Consolidated
Fund

4. The sums required, from time to time, for the repayment of the Credit, interest and other payments to be made by the Government to the European Investment Bank under and in accordance with the provisions of the Agreement are hereby charged on the Consolidated Fund.

Exemption
from taxes,
charges, etc.

5. All sums to be paid in accordance with section 4 shall, notwithstanding the provisions of any other law, be paid without deduction for, and from, any tax, charge, rate, or other payment, and shall be free from all restrictions imposed by any written law of Malawi.

Finalization and
signature of the
Agreement

6. The Minister of Finance, Economic Planning and Development, or such other person as he may appoint, is authorized—

(a) to settle the terms of the Agreement, but not so as to affect the general purpose thereof or to increase the amount of the Credit;

(b) to sign the Agreement on behalf of the Government; and

(c) to do such other things as may be necessary to implement the terms of the Agreement.

Passed in Parliament this twenty fourth day of February, two thousand and seventeen.

FIONA KALEMBA
Clerk of Parliament

MALAWI GOVERNMENT

(Published 7th April, 2017)

Act

No. 17 of 2017

I assent

PROF. ARTHUR PETER MUTHARIKA

PRESIDENT

2nd April, 2017

ARRANGEMENT OF SECTIONS

SECTION

1. Short title
2. Authority to borrow the equivalent of UA7, 520, 000
3. Application of the Financing
4. Repayment charged on the Consolidated Fund
5. Exemption from taxes, charges, etc.
6. Finalization and signature of the Agreement

An Act to authorize the Malawi Government to borrow from the African Development Fund, in various convertible currencies, other than the currency of the borrower, not exceeding the equivalent of Seven Million Five Hundred and Twenty Thousand Units of Account (UA 7,520,000)

ENACTED by the Parliament of Malawi as follows—

1. This Act may be cited as the African Development Fund (Jobs for Youth Project) Loan (Authorization) Act, 2017. Short title

2.—(1) The Minister of Finance, Economic Planning and Development on behalf of the Malawi Government, is hereby authorized to borrow from the African Development Fund, in various convertible currencies, other than the currency of the borrower, not exceeding the equivalent of Seven Million Five Hundred and Twenty Thousand Units of Account (UA 7,520,000), for the purpose specified in section 3, at the times and upon the Authority to borrow the equivalent of UA 7, 520,000

terms and conditions which the Minister may, in his discretion, agree with the African Development Fund.

2. The terms and conditions which the Minister of Finance, Economic Planning and Development shall agree with the African Development Fund shall be reduced to writing. The written agreement is hereinafter referred to as "the Agreement".

3. The proceeds of the financing authorized by section 2 shall be appropriated and applied for the purpose of implementing the Jobs for Youth Project, and for any other purpose.

4. The sums required for the repayment of the credit, the payment of interest on the credit, and any other payments to be made by the Government of Malawi to the African Development Fund, under and in accordance with the provisions of the Agreement, are hereby charged on the Fund.

5. All sums to be paid in accordance with section 4 shall, notwithstanding the provisions of any other written law, be paid without deductions for, and free from any tax or charge whatsoever, and shall be free from all restrictions or limitations imposed by or under any written law of Malawi.

6. The Minister of Finance, Economic Planning and Development or any other person he may appoint, is hereby authorized to—

(a) settle the terms of the Agreement, but not so as to affect the general purpose thereof, nor to increase the amount of the loan;

(b) sign the Agreement on behalf of the Malawi Government; and

(c) do any other thing as may be necessary to implement the terms of the Agreement.

Passed in Parliament this second day of March, two thousand and seventeen.

FRONA KALEMBA
Clerk of Parliament

MALAWI GOVERNMENT

(Published 7th April, 2017)

ACT

No. 18 of 2017

I assent

PROF. ARTHUR PETER MUTHARIKA

PRESIDENT

2nd April, 2017

ARRANGEMENT OF SECTIONS

SECTION

1. Short title
2. Replacement of the Schedule to Act No. 14 of 2016

An Act to amend the Appropriation Act, 2016

ENACTED by the Parliament of Malawi as follows—

1. This Act may be cited as the Appropriation (Amendment) Short title
Act. 2017.

2. The Schedule to the Appropriation Act, 2016, is repealed and
replaced with the following new Schedule—

Replacement
of the
Schedule to
Act No. 14 of
2016



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SCHEDULE
ALLOCATIONS BY VOTE
ESTIMATED EXPENDITURE ON RECURRENT AND CAPITAL ACCOUNTS

Vote	Voted Expenditure	Recurrent 2016/17		Capital 2016/17		Estimates 2016/17	
		K		K		K	
010	The Presidency	54,000,000		-		54,000,000	
020	Miscellaneous Other Statutory Payments	17,476,630,211		-		17,476,630,211	
030	Pensions and Gratuities	52,246,670,382		-		52,246,670,382	
040	Public Debt Charges	168,536,580,000		-		168,536,580,000	
	Total Statutory Expenditure	238,313,880,593		-		238,313,880,593	
Vote	Voted Expenditure	Recurrent		Capital		Total	
		K		K		K	
050	State Residences	5,779,431,744		140,000,000		5,919,431,744	
060	National Audit Office	2,077,326,508		-		2,077,326,508	
070	The Judiciary	6,859,641,944		1 600,000,000		8,459,641,944	
080	National Assembly	10,894,180,993		-		10,894,180,993	
081	Asset Declaration	492,976,540		-		492,976,540	
090	Office of the President and Cabinet	4,165,731,516		600,000,000		4,765,731,516	
093	Department of Human Resources Management and Development	2,561,518,679		50,000,000		2,611,518,679	
097	Civil Service Commission	363,225,418		-		363,225,418	
098	Greenbelt Authority	412,334,817		-		412,334,817	
099	Directorate of Public Procurement	396,206,937		-		396,206,937	
100	Ministry of Defence	474,947,535		450,000,000		924,947,535	
101	Malawi Defence Force	26,677,262,406		-		26,677,262,406	
120	Ministry of Local Government and Rural Development	2,340,428,865		2,984,776,277		5,325,205,142	

ALLOCATIONS BY VOTE—(continued)

ESTIMATED EXPENDITURE ON RECURRENT AND CAPITAL ACCOUNTS

Vote	Voted Expenditure	Recurrent 2016/17		Capital 2016/17		Estimates 2016/17	
		K		K		K	
121	National Local Government Finance Committee	12,372,346,807				12,372,346,807	
130	Ministry of Lands, Housing and Urban Development	15,593,172,653		1,233,000,000		16,826,172,653	
170	Ministry of Civic Education, Culture and Community Development	722,795,480		153,437,527		876,233,007	
180	Ministry of Sports and Culture	694,731,122		150,000,000		844,731,122	
190	Ministry of Agriculture, Irrigation and Water Development	86,968,071,115		93,897,809,205		180,865,880,320	
240	Office of the Vice President	5,098,258,668				5,098,258,668	
250	Ministry of Education, Science and Technology	125,012,496,143		25,695,036,436		150,707,532,579	
260	Ministry of Foreign Affairs and International Cooperation	20,360,977,669		3,700,000,000		24,060,977,669	
270	Ministry of Finance, Economic Planning and Development	3,384,912,904		3,041,190,985		6,426,103,889	
271	Accountant General's Department	12,387,878,131		350,000,000		12,737,878,131	
272	Local Development Fund			31,465,181,885		31,465,181,885	
273	Malawi Revenue Authority	22,647,275,761				22,647,275,761	
274	Road Fund Administration	14,582,610,000				14,582,610,000	
275	Subvented Organisations	49,677,252,375		35,855,492,418		50,438,102,418	
276	National Statistical Office	1,528,299,560		12,236,124,610		61,913,376,986	
278	Unforeseen Expenditures	1,800,000,000				1,528,299,560	
279	Financial Intelligence Unit	496,338,110				1,800,000,000	
310	Ministry of Health	85,231,123,348		16,469,721,904		496,338,110	
						101,700,845,252	

ALLOCATIONS BY VOTE- (continued)
ESTIMATED EXPENDITURE ON RECURRENT AND CAPITAL ACCOUNTS

Vote	Voted Expenditure	Recurrent 2016/17		Capital 2016/17		Estimates 2016/17	
		K		K		K	
601	Blantyre City Council	3,165,235,614				3,165,235,614	
602	Lilongwe City Council	3,120,527,086				3,120,527,086	
603	Mzuzu City Council	1,883,483,279				1,883,483,279	
604	Zomba City Council	1,803,810,840				1,803,810,840	
801	Balaka Town	12,568,617				12,568,617	
802	Dedza Town	13,639,080				13,639,080	
803	Karonga Town	12,776,000				12,776,000	
804	Kasungu Town	49,649,762				49,649,762	
805	Liwonde Town	12,686,013				12,686,013	
806	Luchenza Town	48,904,987				48,904,987	
807	Mangochi Town	51,832,082				51,832,082	
808	Salima Town	12,593,278				12,593,278	
901	Balaka District Council	745,563,171		116,286,034		861,849,205	
902	Blantyre District Council	1,182,404,067		104,856,238		1,287,260,306	
903	Chikhwawa District Council	925,304,172		130,834,014		1,056,138,186	
904	Chiradzulu District Council	697,173,663		104,999,872		802,173,535	
905	Chitipa District Council	654,867,123		103,667,836		758,534,958	
906	Dedza District Council	1,222,421,369		136,487,623		1,358,908,992	
907	Dowa District Council	1,108,596,325		127,846,986		1,236,443,311	
908	Karonga District Council	741,749,769		106,871,810		848,621,579	
909	Kasungu District Council	1,342,605,909		127,819,313		1,470,425,222	
910	Likoma District Council	164,980,601		58,928,558		223,909,159	
911	Lilongwe District Council	2,517,018,106		179,003,488		2,696,021,594	
912	Machinga District Council	956,469,444		130,352,019		1,086,821,463	

ALLOCATIONS BY VOTE—(continued)
ESTIMATED EXPENDITURE ON RECURRENT AND CAPITAL ACCOUNTS

Vote	Voted Expenditure	Recurrent 2016/17		Capital 2016/17		Estimates 2016/17	
		K		K		K	
913	Mangochi District Council	1,454,748,655		155,489,831		1,610,238,486	
914	Mehinji District Council	957,098,538		123,137,744		1,080,236,282	
915	M'belwa District Council	1,784,403,691		139,542,305		1,923,945,996	
916	Mulanje District Council	1,110,840,567		131,653,141		1,242,493,708	
917	Mwanza District Council	406,544,208		101,513,222		508,057,429	
918	Neno District Council	460,866,690		112,587,104		573,453,794	
919	Nkhata Bay District Council	862,535,558		98,393,573		960,929,131	
920	Nkhotakota District Council	839,970,874		103,800,424		943,771,298	
921	Nsanje District Council	698,527,018		119,874,944		818,401,962	
922	Ntcheu District Council	1,132,022,081		116,720,208		1,248,742,289	
923	Ntchisi District Council	648,183,462		100,918,162		749,101,624	
924	Phalombe District Council	701,439,964		116,795,631		818,235,594	
925	Rumphi District Council	669,125,727		89,465,264		758,590,991	
926	Salima District Council	806,345,203		109,078,868		915,424,070	
927	Thyolo District Council	1,117,633,020		124,229,684		1,241,862,704	
928	Zomba District Council	1,259,812,935		128,846,104		1,388,659,039	
	Total Voted Expenditure	634,075,235,813		260,543,686,431		894,618,922,244	
	GRAND TOTAL	872,389,116,405		260,543,686,431		1,132,932,802,836	

Passed in Parliament this second day of March, two thousand and seventeen.

FICONA KALEMBA
Clerk of Parliament

