

Malawi

## Public Stores Act

### Chapter 18:06

Legislation as at 31 December 2014

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# Malawi

## Public Stores Act

### Chapter 18:06

Assented to on 23 April 1966

Commenced on 4 May 1966

[This is the version of this document at 31 December 2014.]

[Note: This version of the Act was revised and consolidated in the Fifth Revised Edition of the Laws of Malawi (L.R.O. 1/2018), by the Solicitor General and Secretary for Justice under the authority of the Revision of the Laws Act.]

**An Act to make provision for the marking of stores the property of the Government, the proof of ownership of such stores, for offences in relation to the marking of stores and for matters connected therewith and incidental thereto**

#### 1. Short title

This Act may be cited as the Public Stores Act.

#### 2. Interpretation

In this Act, unless the context otherwise requires—

“**Government property**” and “property of the Government” means any property of the Government of Malawi;

“**stores**” includes all goods and chattels and any single store or article.

#### 3. Marks in First Schedule appropriated for public stores

- (1) The marks set forth in the First Schedule may be applied in or on stores therein described in order to denote the property of the Government in stores so marked.
- (2) Any person who, without lawful authority or excuse, (the proof of which authority or excuse shall lie upon the person accused) applies any of the said marks on any stores described in the First Schedule shall be guilty of a misdemeanor and shall be liable to imprisonment for two years.

#### 4. Marks in Schedules to be *prima facie* proof of ownership by Government

Where in any proceedings, whether under this Act or under any other law and irrespective of whether such proceedings be of a criminal or of a civil nature, it is proved that any stores which are the subject matter of such proceedings have had applied thereto any of the marks described in the First or the Second Schedule, such proof shall be *prima facie* evidence that such stores are the property of the Government.

#### 5. Obliteration with intent to conceal

Any person who, with intent to conceal the property of the Government in any stores, takes out, destroys or obliterates, wholly or in part, any mark described in the First or the Second Schedule shall be guilty of a felony and shall be liable to imprisonment for seven years.

#### 6. Power to amend First Schedule

The Minister may, by notice published in the *Gazette*, add to or delete from the stores and marks set forth in the First Schedule.

**First schedule****Marks appropriated for public stores**

<b>Stores</b>	<b>Marks</b>
Manilla Rope	A green coloured thread laid up with the yarn
Any stores other than those enumerated above	The letters "MG"

**Second schedule**

MG, NG, RNG, the coat of arms of the former Federation of Rhodesia and Nyasaland, the coat of arms of the former Nyasaland Protectorate.