

## GOVERNMENT OF ZAMBIA

STATUTORY INSTRUMENT NO. 19 OF 2018

**The Water Resources Management Act**  
(Act No. 21 of 2011)**The Water Resources Management (Licensing of Drillers and Constructors) Regulations, 2018**

IN EXERCISE of the powers contained in sections 88 and 89 of the Water Resources Management Act, 2011, the following Regulations are made:

1. These Regulations may be cited as the Water Resources Management (Licensing of Drillers and Constructors) Regulations, 2018. Title
2. In these Regulations unless context otherwise requires—  
“borehole” has the meaning assigned to the word in the Act;  
“constructor” has the meaning assigned to the word in the Act; and  
“driller” has the meaning assigned to the word in the Act. Interpretation
3. (1) Subject to sub-regulation (2) a person who intends to engage in the trade or business of drilling a borehole shall apply for a licence, modification or renewal to the Authority in Form I set out in the First Schedule, on payment of the prescribed fee. Licensing of drillers  
(2) A successful applicant shall be issued with a licence in Form II set out in the First Schedule.  
(3) A licence issued in accordance with sub-regulation (2) shall be issued in accordance with classes set out in the Second Schedule.

- Refusal to grant licence 4. The Board shall, where it refuses to grant a licence, inform the applicant in Form III set out in the First Schedule.
- Revocation of licence 5. (1) The Board shall, where a licensee violates the conditions of the licence, inform the licensee in writing of the Board's intention to revoke the licence and give the licensee an opportunity to be heard.
- (2) The Board shall not revoke the licence if the licensee takes the remedial measures to the satisfaction of the Board within such period as the Board may specify.
- (3) The Board shall revoke the licence where the licensee fails to show cause to the satisfaction of the Board or take any measures within the specified period.
- (4) A licensee whose licence is revoked under this section shall not engage in the trade or business of constructing waterworks or drilling boreholes.
- Register of constructors, drillers and engineers 6. (1) The Authority shall establish and maintain a register of constructors, drillers and engineers as set out in the Third Schedule.
- (2) Subject to sub-regulation (1), a constructor, driller or engineer shall notify the Authority where there is a change of particulars of that constructor, driller or engineer within fourteen days of that change.
- General offence and penalty 7. A person who contravenes these Regulations commits an offence and is liable, on conviction, to a fine not exceeding one hundred thousand penalty units or to imprisonment for a term not exceeding twelve months, or to both.

FIRST SCHEDULE  
(Regulations 3, 4, 5 and 7)

PRESCRIBED FORMS

FORM I  
(Regulation 3 (1))



Water Resources Management Authority

The Water Resources Management Act  
(Act No. 21 of 2011)

The Water Resources Management (Licensing of Drillers and Constructors)  
Regulations, 2018

APPLICATION FOR A GROUNDWATER DRILLING LICENCE			
<p>(a) Please fill in the form completely as provided and bind it with all necessary attachments. Print clearly using ink. Incomplete and unbound applications will not be processed</p> <p>(b) All applicable fees paid to the WARMA are non-refundable.</p> <p>(c) Attach a separate sheet where space on the form is limited for additional information.</p> <p>(d) Copies of all certificates attached must be "Certified True Copies of the original" and where applicable must be translated into English language.</p> <p>(e) All professionals declared must be registered with relevant professional bodies.</p>	Shaded fields for official use only	Application No.	
		Date and Time	
<i>Information Required</i>		<i>Information Provided</i>	
<b>1.</b>	<b>APPLICANT INFORMATION</b>		
(a)	Applicant:		
(b)	Contact Person:		
(c)	Physical Address:		
(d)	City/Town:	Province:	Postal Code:
(e)	Telephone:	Cell:	Email:
1.1	Type of application: New <input type="checkbox"/> Renewal <input type="checkbox"/> Upgrade <input type="checkbox"/> Downgrade <input type="checkbox"/>		

<b>2.</b>	<b>COMPANY DETAILS</b>					
2.1	PACRA Registration No.:					
2.2	State whether listed company/limited company/partnership or sole proprietor					
2.3	Shareholders, Directors, Managers, Partners of firms whose signatures will carry authority in decision making matters. <b>(Attach current PACRA computer print-out for shareholding for the current year of registration).</b>					
	Name	Position	NRC No./Passport No./Resident Permit No.	Status (Citizen/Resident/Non Resident)	Share holding	Qualification
<b>3.</b>	<b>TECHNICAL DATA</b>					
	(Attach separate sheet where space is not enough as specify as Annex 1)					
	<b>3.1 KEY PERSONNEL – PROFESSIONAL</b> <b>(Hydrogeologists /Geologist/ Geohydrologist)</b>					
<b>3.1.1</b>	<b>Employment Type: Full/Part-time</b>					
	Name:					
	Position:					
	Telephone No:	Landline:	Mobile No:			
	Identity No:	National Registration Card No:	Passport No.	Driver's Licence No		
<b>3.1.2</b>	<b>Employment Type: Full/Part-time</b>					
	Name:					
	Position:					
	Telephone No:	Land Line	Mobile Phone No:			
	Identity No:	National Registration Card No.	Passport No:	Driver's Licence No.:		
	<b>The following documents <u>must</u> be attached:</b>					
	(a) Certified copies of Degrees					
	(b) Certified copies of registration with Engineering Institute of Zambia					
	(c) Curriculum Vitae					

3.2	<b>KEY PERSONNEL – TECHNICIANS AND SKILLS BASED</b> (Drilling Supervisor, Driller and field personnel for each drilling crew)					
3.2.1	<b>Employment Type: Full/Part-time</b>					
	Name					
	Position:					
	Telephone No.	Land line	Mobile Phone No.:			
	Identity No.	National Registration Card No.:	Passport No.:	Driver's Licence No.:		
3.2.2	<b>Employment Type: Full/Part-time</b>					
	Name:					
	Position:					
	Telephone No.:	Land line No.:	Mobile Phone No.:			
	Identity No.:	National Registration Card No.:	Passport No.:	Mobile Phone No.:		
3.2.3	<b>Employment Type: Full/Part-time</b>					
	Name:					
	Position:					
	Telephone No.:	Land Line No.:	Mobile Phone No.:			
	Identity No.:	National Registration Card No.:	Passport No.:	Mobile Phone No.:		
	<b>The following documents must be attached:</b>					
	(a) Certified copies of certificate					
	(b) Certified copies of Driller's Licence for the Drillers					
	(c) Curriculum Vitae					
4.	<b>VEHICLES, EQUIPMENT AND TOOLS OWNED OR LEASED BY THE COMPANY TO CONDUCT DRILLING WORKS.</b> (Attach separate sheet where space is not enough as specify as Annex 2).					
	Type	Make	Capacity (m/ton/Hp)	Age (Years)	Condition (Good/Fair/Poor)	Owned/Leased
	1.					
	2.					
	3.					
	4.					
	<b>The following documents must be attached:</b>					
	(a) Copies of registration certificate for all motor vehicles and drill rig(s)					
	(b) Proof of ownership of auxiliary equipment (Pictures of the equipment and serial numbers must be attached)					
	(c) For equipment that is leased, agreements must be attached.					

<b>5. WORKS COMPLETED WITHIN THE PAST FIVE YEARS</b> (Attach separate sheet where space is not enough as specify as Annex 3)																	
	Project Name	Client/Employer	Consultant	Value of Works	Date Completed												
1.																	
2.																	
3.																	
4.																	
5.																	
<b>6. TECHNICAL REFERENCES</b> Name and physical address of traceable technical referees from who references may be sought.																	
	Consulting Firm	Contact person	Physical address	Telephone	Email												
1.																	
2.																	
3.																	
<b>7. CLIENT REFERENCES</b> Name and physical address of traceable client referees.																	
	Company/ Organisation	Contact person	Physical address	Telephone	Email												
1.																	
2.																	
3.																	
<b>8. Class of drilling licence applied for .....</b>																	
<b>9. DECLARATION BY THE APPLICANT:</b> I/ We, ..... declare that the information I/We have stated is correct and truthful to the best of my/our knowledge and belief.  ..... <table border="0" style="width: 100%;"> <tr> <td style="width: 33%; text-align: center;"><i>Name</i></td> <td style="width: 33%; text-align: center;"><i>Signature</i></td> <td style="width: 33%; text-align: center;"><i>Title/Designation</i></td> </tr> <tr> <td>.....</td> <td>.....</td> <td>.....</td> </tr> <tr> <td style="text-align: center;"><i>Name</i></td> <td style="text-align: center;"><i>Signature</i></td> <td style="text-align: center;"><i>Title/Designation</i></td> </tr> <tr> <td>.....</td> <td>.....</td> <td>.....</td> </tr> </table>						<i>Name</i>	<i>Signature</i>	<i>Title/Designation</i>	.....	.....	.....	<i>Name</i>	<i>Signature</i>	<i>Title/Designation</i>	.....	.....	.....
<i>Name</i>	<i>Signature</i>	<i>Title/Designation</i>															
.....	.....	.....															
<i>Name</i>	<i>Signature</i>	<i>Title/Designation</i>															
.....	.....	.....															

<b>FOR OFFICIAL USE ONLY</b>	
Date of application form was received:..... Reference No.....	
Licence approved for category:..... Date Issued:	
Licence No: .....	
Application not approved due to :	Remarks:
1. ....	.....
2. ....	.....
3. ....	.....
4. ....	.....
	Approved by:
	.....
	(Name)
	.....
	Signature:

FORM II  
(Regulation 3 (2))



**Water Resources Management Authority**  
**The Water Resources Management Act**  
(Act No. 21 of 2011)  
**The Water Resources Management (Licensing of Drillers and Constructors)**  
**Regulations, 2018**

DRILLING LICENCE			
Please complete in block letters	Shaded fields for official use only	Registration Code	
		Date and Time	
<i>Information Required</i>		<i>Information Provided</i>	
<b>PARTICULARS OF APPLICANT</b>			
1. Licence No:			
2. Holder's Name (s):			
3. Physical Address:.....			
4. Category of Licence:			
The licence is valid from.....day of .....20.....			
to the .....day of .....20.....			
The seal of the Water Resources Management Authority is hereunto affixed this .....day of .....20.....			
in the presence of the			
(Signature): .....			
<i>Director-General</i>			
<b>The conditions of grant of the licence are as shown in the Annexures below:</b>			
(1) The licence is not transferable.			
(2) Adherence to the Regulations failure to which the Licence may be revoked.			
(3) In the event that the licence is revoked, you are expected to surrender the license to the Authority.			
(4) The license is valid for three years and you are expected to submit an application for renewal by 31 <sup>st</sup> October of each year			
Issued at .....this .....day of .....20.....			
Signature: .....			
<i>Director-General</i>			



FORM III  
(Regulation (4))



**Water Resources Management Authority**  
**The Water Resources Management Act**  
(Act No. 21 of 2011)  
**The Water Resources Management (Licensing of Drillers and Constructors)**  
**Regulations, 2018**

**NOTICE OF REFUSAL TO GRANT A LICENCE**

- (1) Here insert name and address of the applicant To: (1).....
- (2) Insert the reference No. of the application IN THE MATTER OF (2).....you are notified that your application for (3) ..... has been rejected on the following grounds:
- (3) Here insert type of application
  - (a).....
  - (b).....
  - (c).....
  - (d).....

Dated this.....day of .....20.....

(4) Signature of Director-General (4) .....  
*Director-General*

OFFICIAL  
STAMP

## SECOND SCHEDULE

(Regulations 3 (3))

**Water Resources Management Authority****The Water Resources Management Act**

(Act No. 21 of 2011)

**The Water Resources Management (Licensing of Drillers and Constructors)  
Regulations, 2018****CLASSES OF DRILLING LICENCE**

<i>Classes</i>	<i>Equipment</i>	<i>Minimum Staff requirements</i>
<b>A</b>	$\geq 4$ rigs - Three Test pumping units - 4 Cargo trucks	4 Drilling Supervisors 4 Drillers 2 Hydro-geologist/Geologist 16 Support staff
<b>B</b>	At least two rigs but no more than four rigs. -Two Test pumping units - 2 Cargo trucks	1 Drilling Supervisor 2 Drillers 1 Hydro-geologist/Geologist 8 Support staff
<b>C</b>	- Either hires a rig or has one rig. -One Test pumping unit - 1 Cargo truck	1 Drilling Supervisor 1 Driller 1 Hydro-geologist/Geologist 4 Support staff
<b>D</b>	Low cost technology drilling equipment and manual drilling (Jetting/augering/hand dug)	1 Driller 2 Support staff

## THIRD SCHEDULE

*(Regulations 7 (1))***Water Resources Management Authority****The Water Resources Management Act****(Act No. 21 of 2011)****The Water Resources Management (Licensing of Drillers and Constructors)  
Regulations, 2018**

REGISTER OF DRILLERS AND ENGINEERS										
<i>Name</i>	<i>Address</i>	<i>Contact details (Mobile Number)</i>	<i>PACRA Number</i>	<i>Licence Number</i>	<i>Date of Issue</i>	<i>Expiry Date</i>	<i>Classes</i>	<i>Rig</i>	<i>Email Address</i>	<i>Restrictions</i>

D. M. WANCHINGA,

*Minister of Water Development, Sanitation and  
Environmental Protection*

LUSAKA

28th February, 2018

[MWDSEP/DPI/101/21/14]