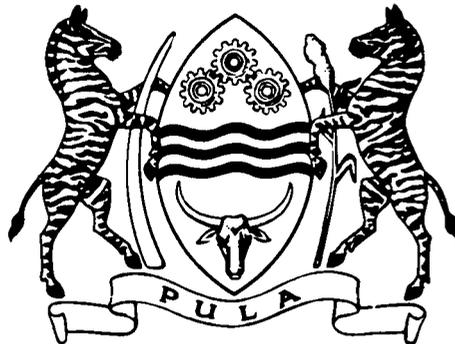


REPUBLIC OF BOTSWANA



GOVERNMENT GAZETTE

Vol. XXVIII, No. 24

GABORONE

18th May, 1990

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Government Notice No. 134 of 1990

CONSTITUTION OF BOTSWANA

Acting Appointment — Permanent Secretary to the President

IN EXERCISE of the powers conferred on His Excellency the President by section 112 of the Constitution—

THEBE DAVID MOGAMI

has been appointed to act as Permanent Secretary to the President from 8th May to 12th May, 1990.

DATED this 7th day of May, 1990.

E.W.M.J. LEGWAILA,
*Permanent Secretary to the President,
Office of the President.*

L2/7/98 XX

Government Notice No. 135 of 1990

CONSTITUTION OF BOTSWANA

Acting Appointment — Permanent Secretary, Ministry of Education

IN EXERCISE of the powers conferred on His Excellency the President by section 112 of the Constitution—

PETER VINCENT SEPHUMA

has been appointed to act as Permanent Secretary, Ministry of Education from 3rd May to 4th May, 1990.

DATED this 7th day of May, 1990.

E.W.M.J. LEGWAILA,
*Permanent Secretary to the President,
Office of the President.*

L2/7/98 XX

Government Notice No. 136 of 1990

CONSTITUTION OF BOTSWANA

**Acting Appointment — Permanent Secretary,
Ministry of Mineral Resources and Water Affairs**

IN EXERCISE of the powers conferred on His Excellency the President by section 112 of the Constitution—

MOREMI SEKWALE

has been appointed to act as Permanent Secretary, Ministry of Mineral Resources and Water Affairs from 7th May to 11th May, 1990.

DATED this 7th day of May, 1990.

E.W.M.J. LEGWAILA,
*Permanent Secretary to the President,
Office of the President.*

L2/7/98 XX

Government Notice No. 137 of 1990

MARRIAGE ACT
(Cap 29:01)

Appointment — Marriage Officer

IN EXERCISE of the powers conferred on the Minister of Labour and Home Affairs by section 7 of the Marriage Act, the following has been appointed a marriage officer, with effect from 19th. April, 1990 —

MICHAEL NTHUPING

DATED this 8th day of May, 1990

K.M. MASOGO,
Permanent Secretary,
Ministry of Labour and Home Affairs .

L2/7/192 II

Government Notice No. 138 of 1990

TRADE DISPUTES ACT
(Cap 48:02)

Award of the Acting Permanent Arbitrator
Dispute — Metro Workers v. Metro Management

IN ACCORDANCE with the provisions of section 23 of the Trade Disputes Act the award of the acting Permanent Arbitrator in the above dispute has been transmitted to me and is hereby published —
The application brought before the acting Permanent Arbitrator in the above dispute is dismissed.

DATED this 9th day of May, 1990.

K.M. MASOGO,
Permanent Secretary,
Ministry of Labour and Home Affairs.

L2/7/264 I

Government Notice No. 139 of 1990

POLICE ACT
(Cap. 21:01)

Confirmation of Appointment

IN PURSUANCE of the provisions of section 8 (1) of the Police Act, it is hereby notified for general information that the appointments of the following police officers have been confirmed as indicated.

<i>No.</i>	<i>Rank</i>	<i>Name</i>	<i>Date of Appointment</i>	<i>Date of Confirmation</i>
7156	Constable	A. Chaba	05.04.88	05.04.90
7171	"	B. Frank	05.04.88	05.04.90
7274	"	C. Setshego	05.04.88	05.04.90
194	"	B. Galebasha	18.01.88	18.01.90

Government Notice No. 98 of 1990 is hereby cancelled.

L2/7/182 IV

Government Notice No. 140 of 1990

LOCAL COUNCILS (CONDUCT OF ELECTIONS) REGULATIONS
(Cap 40:01, Sub.leg)

Appointment of Election Officers

IN EXERCISE of the powers conferred by regulation 3 of the Local Councils (Conduct of Elections) Regulations, the Local Government Election Supervisor has appointed the following election officers in respect of the bye election for the Mahalapye North Polling District to be held on the 28th. day of April, 1990 -

Returning Officer Mr. J.M. Makhubela, District Officer

Presiding Officers and Polling Officers —

<i>Polling Station</i>	<i>Presiding Officer</i>	<i>Polling Officer</i>
1. Mahalapye School	Mr. E.I.Phili	Miss N.Ditshego Mr. K.S.Morebodi Miss D.K.Sekopana
2. Madiba Textile	Mr. K.L.Matenge	Miss S.Tshukudu Mr. R.M.Ndzinge Miss K.Keraang
3. Frederick School	Mr. U.M.Maswibilili Mr. T.O.Lesego	Miss S.Keakopa Mrs.L.M.Dlamini Mr. S.Makhwaje Mr.L.K.Keeletsang
4. St. Patrick School	Mr. G.B.Nkhukhu	Mr.D.T.Atholang Miss V.O. Nthobatsang

DATED this 12th day of April, 1990.

N.T.K. MMONO,
Supervisor of Elections.

PUBLIC NOTICES

Francistown Town Council — Tender No: FTC/13/90

PROVISION OF SECURITY SERVICES FOR COUNCIL PREMISES

TENDERS ARE INVITED by Francistown Town Council for the provision of security to cover the following premises.

- 1 No. Council Main Depot — 24 Hrs daily service
- 1 No. Council Roads/ Sewerage Depot — 24 Hrs daily service
- 2 Nos. Civic Centre — 15 Hrs daily service and 24 hrs weekends and public holidays

The successful tenderer will also be required to provide security services to other Council premises as and when required.

Tenders are required to quote charges for a 12 hr. shift with no extra charges for casuals and all public holidays. Rates quoted should be for a one year running contract except on Statutory wage increase should they be varied.

Tender in sealed envelopes marked "Tender No. FTC/13/90" should be addressed to the Town Clerk, Private Bag 40, Francistown and to reach his office not later than 14.00 hours on 20th June, 1990 when the tenders will be opened in the presence of tenderers wishing to attend.

Notwithstanding anything contained in the foregoing, Francistown Town Council is not bound to accept the lowest or any tender nor to incur any expense in the preparation thereof.

P.L.D. MODISANYANE,
for Town Clerk.

Second Publication

IN THE SUBORDINATE COURT OF THE FIRST CLASS FOR THE LOBATSE MAGISTERIAL DISTRICT:

HOLDEN AT LOBATSE

Case No. L. 233/89

Between:

BMC DISTRIBUTORS (PTY) LTD
and
MR MOOSA PANDOR

Plaintiff

Defendant

NOTICE OF SALE IN EXECUTION

BE PLEASED TO TAKE NOTICE THAT pursuant to a judgment of the above Honourable Court the undermentioned property will be sold by public auction without reserve by Deputy Sheriff Mompoti Marule as follows:

DATE: Lobatse Police Station
TIME: 10.00 a.m. on Saturday 26th May, 1990
TERMS: Cash or bank guaranteed cheque
PROPERTY TO BE SOLD: 1 X Disco Machine with two speakers and disco lights

DATED at Gaborone this 30th day of April, 1990.

HELPER, COLLINS & NEWMAN, *Plaintiff's Attorneys*, Cooperative House, The Mall, P.O. Box 882, GABORONE.

*Second Publication***IN THE HIGH COURT OF THE REPUBLIC OF BOTSWANA**

HELD AT LOBATSE

Case No. CC. 539/89

In the matter between:

PAMELA ANNE VELDMAN
and
MORAKA ERNEST PHOSHOKO

Plaintiff

Defendant

NOTICE OF SALE IN EXECUTION

BE PLEASED TO TAKE NOTICE THAT pursuant to a judgment of the above Honourable Court, the following movable property will be sold by public auction by our Deputy Sheriff to the highest bidder as follows:

DATE OF SALE: 25th May, 1990
TIME OF SALE: 10 a.m.
VENUE: Lobatse Police Station
PROPERTY TO BE SOLD: 2 X Kiln ovens
2 X Potters wheel
TERMS: Cash or bank guaranteed cheque immediately following sale.

DATED at Gaborone this 30th day of April, 1990.

HELPER, COLLINS & NEWMAN, *Plaintiff's Attorneys*, Cooperative House, The Mall, P.O. Box 882, GABORONE.

Second Publication

Public Notice by Ngwaketse Land Board

IT IS HEREBY NOTIFIED for general information that the Industrial and/or commercial plots listed in the Schedule below and situated in Kanye Centre Mall have been repossessed by the Ngwaketse Land Board.

SCHEDULE

<i>Plot</i>	<i>Number</i>	
"	"	15
"	"	16
"	"	17
"	"	18
"	"	21
"	"	22
"	"	23
"	"	24
"	"	25
"	"	26
"	"	27
"	"	28
"	"	30
"	"	32
"	"	33
"	"	43
"	"	44
"	"	55
"	"	56
"	"	60
"	"	62
"	"	63
"	"	64
"	"	64
"	"	65
"	"	67
"	"	71
"	"	72
"	"	86
"	"	102
"	"	114

DATED at Kanye this 22nd day of March, 1990.

W.S. DIFELE,
Board Secretary,
Ngwaketse Land Board.

Second Publication**Notice of Disposal of Business**

NOTICE IS HEREBY given in terms of section 23 of the Trade and Liquor Act, 1986 that Pan African Travel Bureau (Proprietary) Limited has disposed of its entire interest in Travel Agents Business at Gaborone, Francistown, Selebi-Phikwe, Lobatse and Palapye, to Phuti Travel (Proprietary) Limited who will continue to trade from the same premises under the same style.

ARMSTRONGS, ATTORNEYS, (*Attorneys for the Parties*), 5th Floor, Barclays House, Khama Crescent, P.O. Box 1368, GABORONE.

Second Publication**Notice of Disposal of Business**

NOTICE IS HEREBY given in terms of section 23 of the Trade and Liquor Act, 1966 that I, Oupa Majela t/a Lobatse Auto Sports and Tune Up Centre (Pty) Limited have disposed of my entire interest in carrying on the business of Garage/Workshop to Reshad Choolun who will continue to trade at the same premises and under the same style of Garage/Workshop and under the same name.

OUPA CONRAD MAJELA, c/o P.O. Box 945, GABORONE.

Second Publication

Gaborone City Council — Tender No. 6/90**SUPPLY OF BUILDING MATERIALS**

TENDERS ARE INVITED for the supply and delivery of building material to specified Warehouses, namely Tsholofelo and Gaborone West. These must be according to specification and schedules.

Tender documents are to be collected from Principal Housing Officer's Office Room 7 in the City Hall.

Tenders are to be delivered to City Clerk's Office either by hand or post marked as follows: "Tender No. 6/90 — Supply of Building Materials", Private Bag 0089, Gaborone.

But not later than 12 noon, 12th June, 1990 and will be opened the same day 2.00 p.m. in the presence of tenderers wishing to attend. Tenders received after the closing date, and telegraphic tenders will not be considered.

Gaborone City Council reserves the right to accept any tender whether or not it be the lowest. Gaborone City Council also reserves the right to accept the tender on a whole bill or partially.

G.G. MOAGI,
for Town Clerk.

Second Publication

Lobatse Town Council — Tender No. LTC/11/90**TRAFFIC STUDY IN LOBATSE TOWNSHIP**

THE STUDY includes over all traffic projections of the township in view of new incoming developments (mainly under the Accelerated Land Servicing Programme) by Ministry of Local Government and Lands). On critical junctions of the existing township, propose solutions design and make cost estimate and prepare tender documents for implementation.

The terms of reference can be obtained from Town Engineer's Office in Council Administration Centre, situated in Woodhall 1 Area during the normal working hours from 21st of May, 1990 on payment of a non-refundable amount of P30,00.

Sealed tender clearly marked "Tender No. LTC/11/90 — Traffic Study in Lobatse Township" addressed to Town Clerk and should reach his office not later than 1400 hours on 6th of June, 1990.

Tenders will be opened on the same day at 1400 hrs in the presence of tenderers who may wish to be present. Lobatse Town Council does not bind itself to accept the lowest or any tender nor assign any reason thereof.

A.T.F. YAZDANI,
for Town Clerk.

Second Publication

Lost Memorandum of Agreement of Lease

NOTICE IS HEREBY given that we intend applying for a certified copy of Memorandum of Agreement of Lease No. 61 88 registered on the 1st June, 1988, between Tlokweg Land Board and Henry Hillary Msipha over Lot 249 Tlokweg.

Any person having objection to the issue of such a copy is hereby required to lodge the same in writing within the Registrar of Deeds at Gaborone within 3 (Three) weeks of the last publication of this notice.

DATED at Gaborone this 3rd day of May, 1990.

ARMSTRONGS, *Attorneys for the Applicant*, P.O. Box 1368, GABORONE.

Second Publication

Francistown Town Council — Tender No. FTC/12/90**REPAIR AND COMMISSIONING OF BOILER AT MUNICIPAL ABATTOIR**

TENDERS ARE INVITED by Francistown Town Council from suitably experienced contractors to carry out repairs if necessary and commission a coal fired boiler at the Municipal Abattoir at Francistown. Tenderers are also requested to submit separate proposals for carrying out regular maintenance after commissioning.

The abattoir is situated in Plot No. 1869 at Central Industrial Area in Francistown, and the boiler can be inspected during working hours by making appointment with the Town Engineer at the Civic Centre on Telephone 211530 or 211050. The boiler was initially installed and commissioned in 1982 and was out of operation since 1987 due to frequent breakdowns. The details of the boiler are as follows:

<i>Manufactured By:</i>	S A I G Engineering (Pty) Ltd. 5, Newclare Road, Industria, Johannesburg.
<i>Make:</i>	Fury Model: C.H.
<i>Size:</i>	B 11 Rating: 812 000
<i>Serial No.:</i>	8 B 795
<i>Complete with I.D. and F.D. Fans.</i>	

Tenderer should give a lump sum offer for the repair and commissioning of the boiler. The tender should also include the list of spare parts required. A separate technical and financial proposal shall be submitted together with the tender for carrying out regular maintenance for a period of 12 months after commissioning.

Tenders together with the technical and financial proposal for the maintenance should be sent in a plain sealed envelope marked "Tender No. FTC/12/90" to the Town Clerk, Private Bag 40, Francistown to reach him on or before 14.00 hours on 20th June, 1990 when tenders will be opened in the presence of the tenderers who may wish to be present.

Francistown Town Council does not bind itself to accept the lowest tender or any tender or to assign any reason thereof.

J.B. BERNARD,
for Town Clerk.

Second Publication**Botswana Telecommunications Corporation — Tender Numbers: BTC/010/90/91 and 011/90/91****PROPOSED CABLE NETWORKS AT SOWA TOWN AND GABORONE WEST**

Tenders are invited from suitably qualified contractors for the supply of cables and installation of two telephone cable distribution networks in Botswana.

Tender documents will be available from Wednesday 2nd May, 1990 and can be collected from the offices of: The Supplies Manager, Botswana Telecommunications Corporation, Plot 1210, Lobatse Road, Industrial Site, Gaborone.

Tenders shall be returned by hand to the above address not later than 16.30 hours on Friday 15th June, 1990. Tenders are to be delivered in a sealed envelope. Telegraphic, telexed or telephonic tenders, and tenders delivered after the above mentioned time and date, will not be considered.

Tenders will be opened at 0900 hours on Monday 18th June, 1990 at the Botswana Telecommunications Corporation Headquarters Building, Khama Crescent, Gaborone, in the presence of those tenderers wishing to attend.

Tenderers are advised that they will be required to submit with the form of tender, the properly executed Form of Intent for Performance Bond, giving or choosing a *domicilium citandi et executandi* in Botswana, duly signed by themselves and a guarantor, certifying that in the event of the tenderer being awarded the Contract, a performance bond to the value defined in the tender documents, will be provided. Failure to comply with the foregoing may result in rejection of the tender.

Notwithstanding anything in the foregoing, the Botswana Telecommunications Corporation is not bound to accept the lowest or any tender nor to incur any expense in the preparation thereof.

Second Publication

Notice of Application for Removal of Licence

NOTICE IS HEREBY given that M.A.N. Sardar intends to apply for Removal of General Trading Licence from Plot 681, Francistown to Plots 459/62, Blue Jacket Street/Selous Avenue, Francistown in terms of section 9 of the Trade and Liquor Act, 1986 (No. 29 of 1986) and that the Francistown Town Council has determined that the application shall be heard by the Licensing Authority on the 19th day of June, 1990.

Any person objecting to the grant of such certificate should within 14 days of the second publication of this notice, give notice in writing to the said Licensing Authority and to the Applicant of his intention to oppose such application and state the grounds on which his objection is based.

M.A.N. SARDAR, c/o Mosojane, Phumaphi & Co., Attorneys for the Applicant, 5 Africa House, P.O. Box 484, FRANCISTOWN.

Second Publication

Notice of Application for Removal of Licence

NOTICE IS HEREBY given that the undersigned intends to apply for Removal of Specialised Wholesale Licence in respect of premises situated at Lot 5657 Extension 16 to Lot 10212/3 Extension 16 and that the Gaborone City Council has determined that the application shall be heard by the Licensing Authority on the 13th June, 1990.

Any person objecting to the grant of such certificate should within 14 days of the second publication of this notice, give notice in writing to the said Licensing Authority and to the Applicant of his intention to oppose such application and state the grounds on which his objection is based.

PHARMA MEDICHEM LABORATORY PRODUCTS (PTY) LTD., c/o Attorneys, Rahim Khan & Company, P.O. Box 1884, GABORONE.

Second Publication

Notice of Application for Removal of Licence

NOTICE IS HEREBY given that the undersigned intends to apply for Removal of General Trading Licence in respect of premises situated at Lot 1279, Extension 6 to Lot 14458, Gaborone West and that the Gaborone City Council has determined that the application shall be heard by the Licensing Authority on the 13th June, 1990.

Any person objecting to the grant of such certificate should within 14 days of the second publication of this notice, give notice in writing to the said Licensing Authority and to the Applicant of his intention to oppose such application and state the grounds on which his objection is based.

TRACTOR AND IMPLEMENT CENTRE (PTY) LTD., c/o Attorneys, Rahim Khan & Company, P.O. Box 1884, GABORONE.

Second Publication

Notice of Application for Transfer of Licence

NOTICE IS HEREBY given that the undersigned intends to apply for a certificate in terms of section 23 of the Trade and Liquor Act to obtain:

A transfer of a Fresh Produce Licence from Aathebana (Pty) Ltd. to Tsholofelo Supermarket (Pty) Ltd. who will trade as Tsholofelo Supermarket (Pty) Ltd. The Gaborone City Council Licensing Authority has determined to hear the application on 13th June, 1990.

TSHOLOFELO SUPERMARKET (PTY) LTD., c/o Business Development Services, P.O. Box 106, GABORONE.

Second Publication :

Change of Name

PURSUANT to section 22 (1) of the Companies Act (Cap: 41:01) as amended, notice is hereby given that Ernst & Whinney Executive Search (Proprietary) Limited will make application to the Registrar of Companies for his written approval to change the name of the company to Ernst & Young Management Services (Proprietary) Limited after 14 days of the second publication of this advertisement have elapsed.

DATED at Gaborone this 25th day of April, 1990.

ERNST & YOUNG, P.O. Box 41015, GABORONE.

Second Publication

Licences

Notice is hereby given that the undersigned intends to apply for a certificate in terms of section 9 of the Trade and Liquor Act, 1986 (No. 29 of 1986) to obtain a

<i>Name and Address</i>	<i>Type of Licence</i>	<i>Location</i>	<i>Council</i>	<i>Date of hearing</i>
Dorcas Tafila v/a Wedding-Lenyalo, c/o Minchin & Kelly, (Botswana), Plot 688, Khwai Road, P.O. Box 1339, Gaborone.	General Trading	Plot No. 168/9 Pop-Inn Mall, Gaborone	Gaborone City Council	13.6.90
Economic Car Hire (Pty) Ltd, v/a Gold Coins & Investments, c/o Minchin & Kelly, (Botswana), Plot 688, Khwai Road, P.O. Box 1339, Gaborone.	Specialised Trading	1st Floor, Embassy Chambers, Gaborone	Gaborone City Council	13.6.90
Mr Stockman Centre (Pty) Ltd, P.O. Box 30489, Tlokweng.	Speciality Trading	Gaborone West Plot No. 14416	Gaborone City Council	13.6.90
Transafrika Computing Services (Botswana) (Pty) Limited, c/o Coopers & Lybrand Services (Pty) Limited, P.O. Box 101, Gaborone.	Speciality Trading	Plot No. 1137, The Mall, Gaborone	Gaborone City Council	13.6.90
Handoc (Botswana) (Pty) Ltd, c/o Ebrahim & Mthobi <i>Applicant's Attorneys</i> , P.O. Box 401, Gaborone.	Specialised Trading	Lot Number 5196, Gaborone	Gaborone City Council	13.6.90
Pan African Air Services (Pty) Limited, c/o Ebrahim & Mthobi <i>Applicant's Attorneys</i> , P.O. Box 401, Gaborone.	Specialised Trading	Lot Number 1247, Gaborone	Gaborone City Council	13.6.90
Plush Interiors (Pty) Ltd, c/o K & M Business Services (Pty) Ltd, P.O. Box 29, 4th Floor, Tirelo House, The Mall, Gaborone.	Specialised Trading furniture and related items	Lot 1241, Extension 6, Gaborone	Gaborone City Council	13.6.90
T & B Enterprises (Botswana), (Pty) Ltd, P.O. Box 20976, Gaborone.	Retail Trading as Stationery Retailers (Speciality)	Plot 5622, Tony Lagerway Complex, Broadhurst	Gaborone City Council	13.6.90
Uncle Joes Enterprises (Pty) Ltd, c/o K & M Business Services P.O. Box 29, 4th Floor, Tirelo House, The Mall, Gaborone.	Fresh Produce (Non-Butchery)	Lot 8772, Bontleng Mall, Gaborone	Gaborone City Council	13.6.90

Property Development & Construction (Pty) Ltd, c/o K & M Business Services P.O. Box 29, 4th Floor, Tirelo House, The Mall, Gaborone.	Fresh Produce (Non-Butchery)	Lot 1868/9, Extension 4, Gaborone	Gaborone City Council	13.6.90
Jumble Attic (Pty) Ltd, c/o Professional Services (Pty) Ltd, Gaborone.	Speciality (electrical items, cosmetics, jewellery and clothes)	Plot 5358/9, Gaborone	Gaborone City Council	13.6.90
Phuti Travel (Pty) Ltd, c/o Armstrongs Attorneys, P.O. Box 1368, Gaborone.	Travel Agents	Lot 1174, Gaborone	National Licensing Authority	26.6.90
Phuti Travel (Pty) Ltd, c/o Armstrongs Attorneys, P.O. Box 1368, Gaborone.	Travel Agents	Lot 1174, Gaborone	National Licensing Authority	26.6.90
Phuti Travel (Pty) Ltd, c/o Armstrongs Attorneys, P.O. Box 1368, Gaborone.	Travel Agents	Palapye	National Licensing Authority	26.6.90
Phuti Travel (Pty) Ltd, c/o Armstrongs Attorneys, P.O. Box 1368, Gaborone.	Travel Agents	Lot 2686, Selebi-Phikwe	National Licensing Authority	26.6.90
Phuti Travel (Pty) Ltd, c/o Armstrongs Attorneys, P.O. Box 1368, Gaborone.	Travel Agents	Lot 396, Francistown	Whole of Botswana Authority	26.6.90
Guju Import/Export (Pty) Ltd, c/o K & M Business Services P.O. Box 29, 4th Floor, Tirelo House, The Mall, Gaborone.	Import/Export (metals, medical plant, timber, leather products building materials)	Whole of Botswana	National Licensing Authority	26.6.90
Indo-Atlantic (Pty) Ltd, c/o Minchin & Kelly (Botswana), Plot 688, Khwai Road, P.O. Box 1339, Gaborone.	Agency bath and laundry soaps, detergents powder, fabric softners (liquid) edible fat, oil and margarine, body creams, lotions, fair preparations, make- up and deodorants, canned meat, fruit, vegetables, jams, dry soup, cubes, bottled pickless, sauces and chutnies	Whole of Botswana	National Licensing Authority	26.5.90
F.K. Sejanamane, P.O. Box 20, Mabutsane.	General Trading	Sekoma	Southern District Council	12.6.90
G.A.T. Gare, P.O. Box 340, Moshupa.	Magalatladi General Trading and Restaurant Bar Licence	Moshupa	Southern District Council	12.6.90
G. Modisane, P.O. Box 378, Kanye.		Kanye	Southern District Council	12.6.90

D. Mongwaketse, P.O. Box 419, Kanye.	Bar Licence	Kanye	Southern District Council	12.6.90
Fastline Trailers (Botswana) (Pty) Ltd, c/o Minchin & Kelly (Botswana), Plot 688, Khwai Road, P.O. Box 1339, Gaborone.	Garage/Workshop	Plot 2138, Woodhall, Lobatse	Lobatse Town Council	14.6.90
Lobatse Fresh Produce Wholesalers (Pty) Ltd, c/o K & M Business Services P.O. Box 29, 4th Floor, Tirelo House, The Mall, Gaborone.	Fresh Produce (Non-Butchery)	Lot 2139, Woodhall, Lobatse	Lobatse Town Council	14.6.90
Lobatse Auto Sports & Tune-up Centre (Pty) Ltd, c/o P.O. Box 945, Gaborone.	Garage/Workshop	Plot 440, Thema Township Lobatse	Lobatse Town Council	14.6.90
R. Modikwe, P.O. Box 121, Mahalapye.	General Trading	Morale	Mahalapye Sub- District Council	12.6.90
Popagano Enterprises (Pty) Ltd, P.O. Box 1682, Gaborone.	Bar and Bottle Store	Makonda	Ghanzi District Council	6.6.90
A.G. Mayane, P.O. Box 160, Ghanzi.	Bottle Store	Nojane	Ghanzi District Council	6.6.90
G. Gaebuse, Private Bag 002, Karakobis, Ghanzi.	Liquor Restaurant	Plot No. 73, Ghanzi Township	Ghanzi District Council	6.6.90
L. Modise, P.O. Box 10396, Francistown.	Liquor Restaurant	Makobo Village	Tutume Sub- District Council	12.6.90
Enerst Molwalefhe, P.O. Box 250, Orapa.	Furniture Workshop (Specialised)	Lethakane	Lethakane Sub- District Council	10.5.90
Seronga Trading (Pty) Ltd, P.O. Box 15, Maun.	General Trading and Bottle Store	Beetsha Village	North West District Council	22.6.90
Furniture Mart (Pty) Ltd, Private Bag 115, Gaborone.	Specialised Trading	Plot 305, Francistown	Francistown Town Council	19.6.90
E. Keakile, P.O. Box 128, Ramotswa.	General Trading	Goo-Radimpe Ward, Ramotswa	Southern District Council	26.6.90
Trailways (Pty) Ltd, P.O. Box 379, Selebi-Phikwe.	Speciality motor repairs and sales including new and used motor spares, panel beating and spray painting	Lot No. 8217, Selebi-Phikwe	Selebi-Phikwe Town Council	22.6.90
B.S. Monna, P.O. Box 300, Mmadinare.	Liquor Restaurant	Mmadinare (Seboo Ward)	Bobirwa Sub- District Council	14.6.90

O. Othibetse, P.O. Box 37, Molepolole.	General Trading	Maunatlala Ward	Kweneng District Council	30.6.90
A.K. Monokwale, P.O. Box 42, Lethakeng.	General Trading	Lethakeng	Kweneng District Council	30.6.90
F.L. Malwetse, P.O. Box 215, Mmankodi.	General Trading	Tloaneng Ward	Kweneng District Council	30.6.90
S. Mogorosakgomo P.O. Box 97, Thamaga.	Bar Liquor	Maradu Ward	Kweneng District Council	30.6.90
Cynthia Rendoh and Panchaligan Partnership, c/o K & M Business Services (Pty) Ltd, P.O. Box 29, 4th Floor, Tirelo House, The Mall, Gaborone.	Import/Export (cosmetics, jewellery, electronic goods and electrical appliances)	Whole of Botswana	National Licensing Authority	26.6.90
G.K. Zebe, Ditso Curio Shop, P.O. Box 40588, Gaborone. Represented by: Grace Ketsia Zebe	Import/Export Botswana Handy- craft items, like baskets, bushman crafts, woven carpets and tapestries, etc. import gift items from other countries	B.B.S Mall Chobe House,	National Licensing Authority	26.6.90
Ezep (Pty) Ltd, P.O. Box 2106, Gaborone. Represents: G.T. Leburu	Import/Export hardware workshop equipment, borehole engine and spares, clothing, jewellery, footwear, groceries, cosmetics, motor body parts, building materials and furniture	Plot No. 1248, Old Industrial Sites, Gaborone	National Licensing Authority	26.6.90
Trade winds Incorporated (Pty) Ltd, P.O. Box 1836, Gaborone. Represents: Rebatho Holdings and Business Services (Pty) Ltd, P.O. Box 2221, Gaborone.	Agency pharmaceuticals, automotive spares, agricultural chemicals and equipment, engineering equipment and accessories	Plot No. 8, BDC Building,	National Licensing Authority	26.6.90
U.C. Mokgosi, P.O. Box 922, Gaborone. Represents: International Calenders & Business Gifts	External Representative calenders and business gifts	Whole of Botswana	National Licensing Authority	26.6.90

Any person objecting to the grant of such certificate should, within 14 days of the second publication of this notice, give notice in writing to the said council of his intention to oppose such application and state the grounds upon which his objection is based.

Second Publication

IN THE HIGH COURT OF THE REPUBLIC OF BOTSWANA

HELD AT LOBATSE

MC. 87/89

In the matter between:

GABOPEWE MOROTSI MOLOIGAASWE
and
MMADIKGONYANA MOLOIGAASWE

Plaintiff

Defendant

SUMMONS

TO: MMADIKGONYANA MOLOIGAASWE, a female adult formerly residing in Mahalapye but whose present whereabouts are unknown.

TAKE NOTICE THAT by summons issued out of this Honourable Court, you have been called upon to give notice within 21 days after the second and last publication hereof to the Registrar and to Plaintiff's Attorneys J M Nganunu & Company, Plot 191, Makgadikgadi Circle, P.O. Box 1991, Gaborone of your intention to defend (if any) in an action where Gaboipewe Morotsi Moloigaaswe claims the following:

- (a) Rule Nisi for divorce
- (b) Division of the joint estate
- (c) Costs of suit
- (d) Further and/or alternative relief.

TAKE NOTICE FURTHER that if you fail to give such notice judgment may be granted against you without further reference to you.

DATED at Lobatse this 30th day of April, 1990.

REGISTRAR AND MASTER OF THE HIGH COURT

J M NGANUNU & COMPANY, *Plaintiff's Attorneys*, 191 Makgadikgadi Circle, P.O. Box 1991, GABORONE.

*Second Publication***Republic of Botswana — Tender No. TB 9/5/2/90—91****CONSTRUCTION OF THE LOTSANE BRIDGE ON THE FRONT LINE ROAD**

TENDERS ARE INVITED for the construction of the Lotsane River Bridge near Sherwood on the Frontline Road.

The contract comprises of the bridge substructure only which includes two piers and two abutments.

The superstructure is a 70,15 m long Bailey Bridge and does not form part of the contract.

Tender documents will be available from 23rd May, 1990 at Roads Department Building, 1st Floor, Room 105, Private Bag 0026, Gaborone. Tenders shall be delivered to the Secretary, Central Tender Board, Private Bag 0058, Gaborone, Room 202, Ministry of Finance and Development Planning not later than 10.00 hours on Wednesday 27th June 1990, when tenders will be opened in the presence of tenderers wishing to attend. Tenders are to be delivered in a sealed envelope, Telegraphic, telex or telephonic tenders, and tenders delivered after the above mentioned time and date will not be considered.

A site inspection will be held on 30th May, 1990 at 11.00 O'clock when a representative of the Engineer will be in attendance.

Prospective tenderers are advised that tender documents will be issued to those contractors registered with Central Tender Board who can provide proof that they are registered for Road Works Grade B.

Tenderers are advised that they will be required to submit with the form of tender the properly executed form of intent for performance bond giving or choosing a *domicilium citandi et executandi* in Botswana duly signed by themselves and a guarantor certifying that in the event of the tenderer being awarded the contract, a performance bond to the value defined in the tender documents will be provided at the time of signing of contract. Failure to comply with the foregoing may result in rejection of the tender.

Notwithstanding anything contained in the foregoing, the Government of Botswana is not bound to accept the lowest or any tender nor to incur any expense in the preparation thereof.

K.K. SEMELAMELA,
Secretary, Central Tender Board.

Lost Title Deed

NOTICE IS HEREBY given that Sophia Investments (Proprietary) Limited intends applying for a certified copy of a Deed of Transfer No. 52/85 dated 25th of January, 1985 in respect of the following property:

- | | |
|--------------------------|--|
| 1. CERTAIN: | piece of land being Lot 7940 |
| SITUATE: | in Gaborone Extension No. 25 |
| MEASURING: | 813 (Eight Hundred and Thirteen) Square Metres |
| WHICH PROPERTIES: | is held under Deed of Transfer No. 52/85 dated 25th of January, 1985 |

All persons having objection to the issue of such copy, are hereby requested to lodge same in writing with the Registrar of Deeds, Private Bag 0020, Gaborone within 3 (Three) weeks of the last publication of this notice.

DATED at Gaborone this 2nd day of May, 1990.

MINCHIN & KELLY (BOTSWANA), *Attorneys, for the Applicant*, Plot 688, Khwai Road, P.O. Box 1339, GABORONE.

*Second Publication***Lost Title Deed**

NOTICE IS HEREBY given that Blackwood Hodge (Proprietary) Limited intends applying for a certified copy of a Deed of Transfer No. 554/76 dated 19th October, 1976 in respect of the following property:

- | | |
|--------------------------|---|
| 1. CERTAIN: | piece of land being Lot 892 |
| SITUATE: | in Francistown District |
| MEASURING: | 1487 (One Thousand Four Hundred and Eighty Seven) Square Metres |
| 2. CERTAIN: | piece of land being Lot 893 |
| SITUATE: | in Francistown District |
| MEASURING: | 1487 (One Thousand Four Hundred and Eighty Seven) Square Metres |
| WHICH PROPERTIES: | are held under Deed of Transfer No. 554/76 dated 19th October, 1976 |

All persons having objection to the issue of such copy, are hereby requested to lodge same in writing with the Registrar of Deeds, Private Bag 0020, Gaborone within 3 (Three) weeks of the last publication of this notice.

DATED at Gaborone this 2nd day of May, 1990.

MINCHIN & KELLY (BOTSWANA), *Attorneys, for the Applicant*, Plot 688, Khwai Road, P.O. Box 1339, GABORONE.

*Second Publication***Lost Deed**

NOTICE IS HEREBY given that we intend applying for a copy of Deed of Fixed Period State Grant No. 22/83 registered on the 18th day of January, 1983 in favour of Francistown Pharmacy (Proprietary) Limited in respect of:

- | | |
|---|---|
| CERTAIN: | piece of land being Lot 1633; |
| SITUATE: | in Francistown Extension 8; |
| MEASURING: | 999 (Nine Hundred and Ninety Nine) Square Metres; |
| Any person having objection to the issue of such copy is hereby requested to lodge same in writing with the Registrar of Deeds within three (3) weeks of the last publication hereof. | |

MOSOJANE, PHUMAPHI & CO., *Applicant's Attorneys*, 5 Africa House, P.O. Box 484, FRANCISTOWN.

Second Publication

Notice of Intention to Dispose of Trading Licence

NOTICE IS HEREBY given in terms of section 23 (b) of the Trade and Liquor Act, 1966 that I, Moses S. Moses have disposed of my entire interest in carrying on the business of Magalatladi General Dealer and Restaurant to Gofhetile A.T. Gare who will continue to trade at the same premises and under the same style of Magalatladi General Dealer and Restaurant.

M.S. MOSES, P.O. Box 451, MOSHUPA.

Second Publication**Notice of Intention to Dispose of Trading Licence**

NOTICE IS HEREBY given that we Aathebana (Pty) Ltd. have disposed of our entire interest in carrying on the business of Fresh Produce to Tsholofelo Supermarket (Pty) Ltd. who will continue to carry on the business under the same style of a Fresh Produce.

AATHEBANA (PTY) LTD, c/o Business Development Services, P.O. Box 106, GABORONE.

Second Publication**Notice of Intention to Dispose of Trading Licence**

NOTICE IS HEREBY given in terms of section 23 (a) of the Trade and Liquor Act, 1986 that I, Peter Masimolole have disposed of my entire interest in carrying on the business of Fresh Produce to Happy Palace Restaurant who will continue to trade at the same premises and under the same style of a Chinese Restaurant.

KUO-FENG CHIW, P.O. Box 945, GABORONE.

Second Publication**Notice of Intention to Dispose of Trading Licence**

NOTICE IS HEREBY given in terms of section 23 (a) of the Trade and Liquor Act, 1986 that I, Betty Mpuang have disposed of my entire interest in carrying on the business of General Trading to Merafe Kebabumetse who will continue to trade at the same premises and under the same style of a General Trading.

MERAFE KEBADUMETSE, P.O. Box 42, MOLEPOLOLE.

Second Publication**Notice of Intention to Dispose of Trading Licence**

NOTICE IS HEREBY given in terms of section 23 (a) of the Trade and Liquor Act, 1986 that I, Annah Wanuya have disposed of my entire interest in carrying on the business of Import Exports General Dealer to George Enterprises who will continue to trade at the same premises and under the same style of a General Dealer.

ANNAH WANUYA, P.O. Box 20369, GABORONE.

Second Publication**Notice of Intention to Dispose of Trading Licence**

NOTICE IS HEREBY given in terms of section 23 (a) of the Trade and Liquor Act, 1986 that I, Bontle Tumisang have disposed of my entire interest in carrying on the business of General Trading to Bashi Khan who will continue to trade at the same premises and under the same style of General Trading.

BASHIR KHAN, P.O. Box 15, MOLEPOLOLE.

Second Publication**Notice of Intention to Dispose of Trading Licence**

NOTICE IS HEREBY given in terms of section 23 (a) of the Trade and Liquor Act, 1986 that I, T. Motlhadiile have disposed of my entire interest in carrying on the business of General Dealer to R. Modikwe who will continue to trade at the same premises situated at Morale under the same style of General Dealer.

T. MOTLHADIILE, P.O. Box 796, MAHALAPYE.

Second Publication

Licences

Notice is hereby given that the undersigned intends to apply for a certificate in terms of section 9 of the Trade and Liquor Act, 1986 (No. 29 of 1986) to obtain a

<i>Name and Address</i>	<i>Type of Licence</i>	<i>Location</i>	<i>Council</i>	<i>Date of hearing</i>
M. Ntau, P.O. Box 21, Tsabong.	General Trading	Maleshe	Kgalagadi District Council	24.7.90
Oneilwe General Trading, P.O. Box 161, Bobonong.	General Trading	Bobonong	Bobonong Sub-District Council	14.6.90
S. Lekau, Private Bag 0012, Mahalapye.	General Trading	Mahalapye	Mahalapye Sub-District Council	16.6.90
T. Mothelesi, c/o K & M Business Services (Pty) Ltd, P.O. Box 29, 4th Floor, Tirelo House, The Mall, Gaborone.	General Wholesale	Tsabong	National Licensing Authority	26.6.90
Tsambo (Pty) Ltd, c/o K & M Business Services (Pty) Ltd, P.O. Box 29, 4th Floor, Tirelo House, The Mall, Gaborone.	Hotel Liquor	Lot 1160 Lobatse	National Licensing Authority	26.6.90
Intertrans (Botswana) (Pty) Ltd, c/o K & M Business Services (Pty) Ltd, P.O. Box 29, 4th Floor, Tirelo House, The Mall, Gaborone.	Import/Export (medical and surgical supplies)	Whole of Botswana	National Licensing Authority	26.6.90
Zamgar (Pty) Ltd, c/o K & M Business Services (Pty) Ltd, P.O. Box 29, 4th Floor, Tirelo House, The Mall, Gaborone.	Agency (furniture, mining, engineering and agricultural equipment, stationery, electrical goods)	Whole of Botswana	National Licensing Authority	26.6.90
Botshelo Medical Supplies, c/o Professional Services (Pty) Ltd, P.O. Box 1816, Gaborone.	Agency surgical and dental instruments and appliances	Botswana	National Licensing Authority	26.6.90
Building Advisory Centre (Pty) Ltd, c/o Professional Services (Pty) Ltd, P.O. Box 1816, Gaborone.	Agency, hardware and building materials	Botswana	National Licensing Authority	26.6.90

Minergy Associates, P.O. Box 20011, Gaborone.	Agency industrial and pharmaceutical chemicals (raw and finished products), hospital equipment, industrial plant and machinery (cold and new), turnkey plants, plastics (raw materials)	Sefoke Tlokweg	National Licensing Authority	26.6.90
Sefalana Sa Botswana Limited, c/o J.M. Nganunu & Co., P.O. Box 1991, Gaborone.	Specialised Wholesale musical equipment, records, tapes and accessories	Botswana	National Licensing Authority	26.6.90
B. Mothibedi, P.O. Box 65, Ranaka.	General Trading	Ranaka	Southern District Council	12.6.90
N.D. Sandenberch, Private Bag 58, Maun.	Video Rental	Maun Mall, Plot No. D5	North West District Council	22.6.90
M.M. Gaboaloge, P.O. Box 375, Maun.	Matlapana Bottle Store	Matlapana 8 km from Maun (North) (Maun — Shorobe road)	North West District Council	22.6.90
B. Ngozi, Moroka Village, P.O. Ramagwebana.	Chibuku Depot	Moroka	North East District Local Licensing Authority	28.6.90
Auto-Centre (Pty) Ltd, P.O. Box 786, Lobatse.	Garage/Workshop	234—235	Lobatse Town Council	14.6.90
K. Nsiwa, P.O. Box 470 Selebi-Phikwe.	General Trading	Lot No. 4782, Botshabelo	Selebi-Phikwe Town Council	22.6.90
Mmakatse (Pty) Ltd, P.O. Box 40450, Gaborone.	Restaurant (Take Away)	Gaborone West Industrial Plot No. 14402	Gaborone City Council	13.6.90
Botswana Grain & Milling Company (Pty) Limited, c/o P.O. Box 1991, Gaborone.	Speciality Wholesale	Plot 1217 Nkrumah Road, Old Industrial Sites, Gaborone	Gaborone City Council	13.6.90
Botswana Craft Marketing Co. (Pty) Ltd., P.O. Box 486, Gaborone.	Speciality	Gaborone Sheraton Hotel	Gaborone City Council	13.6.90
K.P. Investments, (Pty) Ltd, c/o K & M Business Services (Pty) Ltd, P.O. Box 29, 4th Floor, Tirelo House, The Mall, Gaborone.	Motor Dealers	Lot 12574 Extension 13 Gaborone	Gaborone City Council	13.6.90
Ezep (Pty) Ltd, P.O. Box 2106, Gaborone.	Motor Dealer	Plot No. 1248 Haile Selassie Road Old Industrial Sites	Gaborone City Council	13.6.90

Squires (Pty) Ltd, c/o Helfer, Collins & Newman, P.O. Box 882, Gaborone.	Specialised Dealers (retail of footwear and associated products)	Shop 3, Embassy Chambers, The Mall	Gaborone City Council	13.6.90
Welding & Engineering Requisites (Pty) Ltd, c/o Industrial Management & Accounting Services (Pty) Ltd, P.O. Box 1802, Gaborone.	Speciality (to deal in abrasives, welding and engineering consumables, hydraulics, bolts and nuts, power tools, pneumatic tools, safety equipments and industrial brushware)	Plot 10215, Broadhurst, Gaborone	Local Licensing Authority	13.6.90
B. Kubanji, P.O. Box 66, Tutume. E.E. Africa, P.O. Box 120, Shashe.	Restaurant	(Selolwane) Tutume	Tutume Sub- District Council	12.6.90
EB Liquor Investments (Pty) Ltd, c/o Mosojane, Phumaphi and Co., P.O. Box 484, Francistown.	Bottle Store	Lomboke (Tonota)	Tutume Sub- District Council	12.6.90
Inter-Afrique Import and Export (Pty) Ltd, Private Bag F83, Francistown.	Liquor Restaurant	Lot 6224, Francistown Donga Area, Francistown	Francistown Town Council	19.6.90
Acceptances (Botswana) (Pty) Ltd, Private Bag F83, Francistown.	General Trading and Fresh Produce	Lot 6144 — Francistown	Francistown Town Council	12.6.90
A.N. Manyala, P.O. Box 894, Serowe. A. Selelo, P.O. Box 14, Serule.	Specialised Dealers Dr Barbor Hydrophylic Facial and Body Treatment Creams.	Plot 694	Francistown Town Council	12.6.90
Bergers (Botswana) (Pty) Ltd, c/o J.M. Nganunu & Co., P.O. Box 1991, Gaborone.	General Trading	Serowe Mall	Central District Council	11.6.90
P. Ramputswa, P.O. Box 40431, Gaborone.	General Trading	Botalaote Ward —	Central District Council	11.6.90
E.K.K. SEBELE, P.O. Box 512, Molepolole.	Speciality (clothing retailor)	Lot 274 — Mogoditshane	Kweneng District Council	27.6.90
	Bar Liquor	Mogokotswane	Kweneng District Council	27.6.90
	General Trading	Molepolole	Kweneng District Council	27.6.90

Any person objecting to the grant of such certificate should, within 14 days of the second publication of this notice, give notice in writing to the said Council of his intention to oppose such application and state the grounds upon which his objection is based.

First Publication

Republic of Botswana — Tender No. TB 5/2/10/90—91**DEPARTMENT OF VETERINARY SERVICES
SUPPLY OF FENCING WIRE AND TOOLS**

TENDERS ARE INVITED for the supply of fencing wires and tools F.O.R. Veterinary Officer, Francistown and Project Manager, Gaborone for 1990/91.

Tenders in duplicate shall be delivered in a sealed envelope to the Secretary, Central Tender Board, Private Bag 0058, Gaborone, Room 202, Ministry of Finance and Development Planning not later 0900 hours on Wednesday 13th June, 1990 when tenders will be opened in the presence of tenderers wishing to attend.

Documents including, schedule of quantities and specification are available from the Project Manager, Private Bag 0032, Gaborone, telephone 350618.

Telegraphic, telex and telephone tenders and tenders delivered after the above mentioned date and time, will not be considered.

Notwithstanding anything contained in the foregoing, the Government of Botswana is not bound to accept the lowest or any tender, nor to incur any expenses in the preparation thereof.

K.K. SEMELAMELA,
Secretary, Central Tender Board.

Republic of Botswana — Tender No. TB 9/5/12/90—91**MINISTRY OF WORKS, TRANSPORT AND COMMUNICATIONS ROADS DEPARTMENT
NATA — KAZUNGULA ROAD SLURRY SEAL**

TENDERS ARE INVITED from registered contractors with the Central Tender Board for the slurry sealing of the Nata — Kazungula Road.

Only those companies registered under Grade B class 4 need to tender for this project.

Tender documents will be available from the office of the Director of Roads Department on or after the 7th May, 1990.

Tenders must reach the Secretary, Central Tender Board, Private Bag 0058, Gaborone by registered post or by hand in a plain sealed envelope marked "TB 9/5/12/90—91 — Nata — Kazungula Slurry Seal" not later than 10.00 hours on the 13th June, 1990. Telex or telephonic tenders shall not be accepted.

The Director of Roads Department is not bound to accept the lowest or any tender or give reason for the non-acceptance of a tender and will not be responsible for the costs incurred in the preparation thereof.

Any further information regarding this tender may be obtained from the office of the Director of Roads Department, Private Bag 0026, Telephone No. 313511/6.

K.K. SEMELAMELA,
Secretary, Central Tender Board.

Republic of Botswana — Tender No. TB 9/5/11/90—91**MINISTRY OF WORKS, TRANSPORT AND COMMUNICATIONS ROADS DEPARTMENT
KANYE — LOBATSE ROAD SLURRY SEAL**

TENDERS ARE INVITED from registered contractors with the Central Tender Board for the slurry sealing of the Kanye — Lobatse Road.

Only those companies registered under Grade B class 4 need to tender for this project.

Tender documents will be available from the office of the Director of Roads Department on or after the 7th May, 1990.

Tenders must reach the Secretary, Central Tender Board, Private Bag 0058, Gaborone by registered post or by hand in a plain sealed envelope marked "TB 9/5/11/90—91 — Kanye — Lobatse Road Slurry Seal" not later than 10.00 hours on the 13th June, 1990. Telex or telephonic tenders shall not be accepted.

The Director of Roads Department is not bound to accept the lowest or any tender or give reason for the non-acceptance of a tender and will not be responsible for the costs incurred in the preparation thereof.

Any further information regarding this tender may be obtained from the office of the Director of Roads Department, Private Bag 0026, Telephone No. 313511/6.

K.K. SEMELAMELA,
Secretary, Central Tender Board.

North East District Council — Tender No. NE 2 of 1990

CONSTRUCTION OF V.I.P. LATRINES BUILT UP TO SUB-STRUCTURE ONLY

TENDERS ARE INVITED by North East District Council for construction of eighty-one (81) pit latrines up to slab level only and these will be as follows:—

TENDER NO. NE 2:1

- (a) 2:1:1 Masunga 20 nos.
- (b) 2:1:2 Tsamaya 20 nos.

TENDER NO. NE 2:2

- (a) 2:2:1 Tatisiding 21 nos.
- (b) 2:2:2 Matshelagabedi 20 nos.

Forms of tenders, drawings, specification and other related documents about the projects shall only be obtained from Works Department, North East District Council and only tenders submitted on official Forms of Tender shall be considered.

Tenders to be submitted in plain sealed envelope clearly marked "Tender No. NE 2 of 1990—Construction of E.S.P. pitlatrines sub-structure" and should be addressed to Council Secretary, North East District Council, Private Bag 2, Tatitown and to reach the offices not later than 9.00 a.m. 5th June, 1990.

The official opening shall commence at 10.00 a.m. in the Council Chamber and tenderers are free to attend the opening session.

Council does not bind itself to accept the lowest or any tender nor assign any reason for rejection.

T.D. MOROBANE,
for Council Secretary.

First Publication

North East District Council — Tender No. NE 3 of 1990

CONSTRUCTION OF V.I.P. LATRINES (DEMONSTRATION) COMPLETE TOILET

TENDERS ARE INVITED by North East District Council for construction of forty-three (43) pit latrines follows:—

TENDER NO. NE 3:1

- (a) 3:1:1 Zwenshambe 5 nos.
- (b) 3:1:2 Gambule 5 nos.
- (c) 3:1:3 Makaleng 5 nos.
- (d) 3:1:4 Sechele 5 nos.
- (e) 3:1:5 Nlaphwane 5 nos.

TENDER NO. NE 3:2

- (a) 3:2:1 Matsiloje 3 nos.
- (b) 3:2:2 Senyawe 5 nos.
- (c) 3:2:3 Mapoka 5 nos.
- (d) 3:2:4 Jackalas II 5 nos.

Forms of tenders, drawings, specification and other related documents about the projects shall only be obtained from Works Department, North East District Council and only tenders submitted on official Forms of Tender shall be considered.

Tenders to be submitted in plain sealed envelope clearly marked "Tender No. NE 3 of 1990—Construction of V.I.P. pitlatrines sub-structure" and should be addressed to Council Secretary, North East District Council, Private Bag 2, Tatitown and to reach the offices not later than 9.00 a.m. 5th June, 1990.

The official opening shall commence at 10.00 a.m. in the Council Chamber and tenderers are free to attend the opening session.

Council does not bind itself to accept the lowest or any tender nor assign any reason for rejection.

T.D. MOROBANE,
for Council Secretary.

First Publication

Republic of Botswana — Tender No. TB 3/4/6/90—91**SUPPLY OF FURNITURE**

IT IS HEREBY notified for general information that the above tender which was due on 6th June, 1990 has been suspended until further notice.

K.K. SEMELAMELA,
Secretary, Central Tender Board.

Gaborone City Council — Tender No. 5/90**SUPPLY OF 1 No. 5KVA STANDBY GENERATOR**

TENDERS ARE INVITED by Gaborone City Council for the supply of 1 No. 5 KVA standby generator for the Council Mortuary.

Tender documents shall be available from Room 36, City Hall. Tenders in plain sealed envelope clearly marked "Tender No. 5/90" shall be sent to reach the City Clerk, Private Bag 0089, Gaborone not later than 4.00 p.m. on the 26th of June, 1990. Tenders shall be opened the same day at 4.00 p.m. in the Council Chamber in the presence of any tenderers who may wish to be present.

Gaborone City Council does not bind itself to accept the lowest or any tender nor to assign any reason thereof.

M.M. IDAIKKADAR,
for City Clerk.

First Publication**North East District Council — Tender No. NE 4 of 1990****SUPPLY OF VEHICLES**

TENDERS ARE INVITED by North East District Council for the supply of the following vehicles:

<i>Item</i>	<i>Quantity</i>	<i>Description</i>
(a)	1	5—7 ton flat truck
(b)	1	1½ ton Dick up
(c)	2	twin cab
(d)	1	Tractor

Details and specifications relating to the above vehicles to tender can be obtained from Council Works Department, Tatitown, Francistown during normal working hours or by an application to Council Secretary.

Tenders should be submitted in plain sealed envelope clearly marked "Tender No. NE 4 of 1990—Supply of Vehicle" and be addressed to Council Secretary, North East District Council, Private Bag 2, Tatitown, Francistown, and to reach his office not later than 9.00 a.m. 5th June, 1990. The official opening shall commence the same day at 10.00 a.m. in the Council Chamber and tenderers are free to attend the opening session.

NOTE:

Tenders are strongly requested to adhere to the following conditions:—

- (a) enclose brochures for the vehicles intending to supply
- (b) all prices should be in Botswana currency
- (c) should state the validity of the price
- (d) state possible period of delivery
- (e) indicate discount if any
- (f) warranty of each vehicle

Any tender reflecting company name on the outside of the envelope shall simply be rejected.

Notwithstanding anything in the foregoing, the North East District Council is not bound to accept the lowest or any tender nor assign any reason for rejection or to incur any expenses in the preparation thereof.

T.D. MOROBANE,
for Council Secretary.

First Publication

Republic of Botswana — Tender Number TB/9/3/30/89—90

PROPOSED: DOUBLE STOREY OFFICE BLOCK AT FRANCISTOWN

TENDERS ARE INVITED for the construction, completion and maintenance of an Office Block at Francistown comprising the following:—

- Double storey office block of reinforced concrete foundations and slabs, concrete brick wall plastered both sides, roofed with roofing tiles and painted.
- Associated external works comprising of Sites Works, Water and Sewer Reticulation, Soil Drainage and Driveway.

Tender documents will be available from Friday, 25th May, 1990 on application to the Director, Architecture and Building Services, Private Bag 0025, Gaborone, or from Second Floor, Standard House, The Mall, Gaborone.

Tenders shall be delivered to the Secretary, Central Tender Board, Private Bag 0058, Gaborone or to Room 202, New Ministry of Finance and Development Planning, not later than 10.00 hours on Wednesday 27th June, 1990 when tenders will be opened in the presence of tenderers wishing to attend. Tenders are to be delivered in the sealed envelope. Telegraphic, telex or telephonic tenders and tenders delivered after the above mentioned time and date, will not be considered.

Drawings may be inspected by appointment only at the office of the Director, Architecture and Building Services, 2nd Floor, Standard House, Gaborone.

Prospective tenderers are advised that tender documents will be issued to those contractors registered with Central Tender Board who can provide proof that they are registered for Road Works Grade C.

Tenderers are advised that they will be required to submit with the form of tender the properly executed form of intent for performance bond giving or choosing a *domicilium citandi et executandi* in Botswana duly signed by themselves and a guarantor certifying that in the event of the tenderer being awarded the contract, a performance bond to the value defined in the tender documents will be provided at the time of signing of contract. Failure to comply with the foregoing may result in rejection of the tender.

Notwithstanding anything contained in the foregoing, the Government of Botswana is not bound to accept the lowest or any tender nor to incur any expense in the preparation thereof.

K.K. SEMELAMELA,
Secretary, Central Tender Board.

Maletle Land Board — Tender No. MLB 1 of 1990

SUPPLY OF VEHICLE

TENDERS ARE INVITED by the Maletle Land Board for the supply of 1 × 12 seater 4 × 4 Cruiser Station Wagon/Land Rover air conditioned with the following:—

- (a) 200 litre fuel tank fitted underneath
- (b) 50 litre water tank also fitted
- (c) Bull bar
- (d) Rear bumper
- (e) Roof rack with ladder
- (f) Colour white or elephant tusk

Tenders should be submitted in plain sealed envelopes marked "Tender No. MLB 1 of 1990—Supply of Vehicle" and addressed to the Secretary, Maletle Land Board, P.O. Box 131, Ramotswa and should reach her office not later than 10.00 a.m. on 18th June, 1990.

The opening of tender shall commence at 11.00 a.m. of same date 18th June, 1990 in the Land Board Conference Room and tenderers shall be free to attend the opening session.

NOTE:

Tenderers are strongly requested to adhere to the following conditions:—

- (i) Enclose brochures for the vehicle intended for supply.
- (ii) All prices should be in Botswana currency.
- (iii) State the expected date of delivery.
- (iv) Guarantee stability of price between the time of tendering and date of delivery.
- (v) Warranty of vehicle essential.

For more details contact the Secretary at Telephone 390231, or Box 131, Ramotswa.

C.K. DINAKE,
Secretary, Maletle Land Board.

Gaborone City Council
INVITATION FOR CONSULTANCY

GABORONE CITY COUNCIL will shortly be inviting Technical and fee proposals from Engineering Consultants resident in Botswana, and registered with the Central Tender Board for the following works:

- (i) Gaborone City Centre Traffic Study.
- (ii) Upgrading of major Roads.

Engineering Consultants interested in submitting proposals are advised to inform in writing to City Clerk, Private Bag 89, Gaborone, on or before 15th June, 1990.

S. PATHMANATHAN,
for City Clerk.

First Publication

IN THE HIGH COURT OF BOTSWANA AT LOBATSE

Misc A 54 of 1990

In the matter between:

Y.K.K. ZIPPERS (SWAZILAND) (PTY) LTD
and
PERFECT (PTY) LIMITED

Petitioner

Respondent

ORDER

BEFORE the Honourable Mr Justice E. Livesey Luke, Chief Justice at Lobatse on Friday the 4th day of May, 1990.

UPON HEARING Mr Advocate Lever of Counsel for the Petitioner and having read the documents filed of record.

IT IS ORDERED THAT:

1. The Respondent be placed under provisional liquidation in the hands of the Master of this Honourable Court.
2. A Rule Nisi do hereby issue calling upon all interested persons to appear and to show cause, if any, to this Court at 09h30 on the 25th day of May, 1990.
 - (a) why a final winding up order should not be granted;
 - (b) why the costs of this application should not be borne and paid for by the estate of the Respondent.
3. This order be published forthwith in one issue of each of the following: the Government Gazette and in the Botswana Guardian and the Daily News newspapers.
4. Service of this order be effected upon the company at its registered office.

BY THE COURT,

S. AWICH,
Deputy Registrar & Master.

MINCHIN & KELLY, *Applicant's Attorneys*, P.O. Box 1339, GABORONE.

IN THE SUBORDINATE COURT OF THE FIRST CLASS FOR THE GABORONE MAGISTERIAL DISTRICT:

HOLDEN AT GABORONE

Case No. 915/84

Between:

ROGERS GUNQUISA

Plaintiff

and

R.B.B. BABUSI

Defendant

NOTICE OF SALE IN EXECUTION

BE PLEASED TO TAKE NOTICE that pursuant to the judgement of the above Honourable Court the undermentioned property will be sold by public auction without reserve by Deputy Sheriff M.M. Letoane as follows:

PLACE: Shoshong Tribal Administration
TIME: 10.00 a.m. Friday 1st June, 1990
TERMS: Cash or bank guaranteed cheque
PROPERTY TO BE SOLD: 1 × Isuzu Van Reg BM 2070
 2 × Chairs
 1 × Set of dining room suite
 1 × 3 — burner gas stove
 2 × Double gates
 10 × Corner Poles Holders
 8 × Corner Poles
 2 × Water Drums

DATED at Gaborone this 30th day of April, 1990.

HELPER, COLLINS & NEWMAN, Cooperative House, P.O. Box 882, GABORONE.

First Publication

**IN THE MAGISTRATES COURT FOR THE GABORONE DISTRICT
 HELD AT GABORONE**

CC. No. G170/89

In the matter between:

IGI BOTSWANA LIMITED

Plaintiff

and

SENTSHO TSELAYARGOSI

Defendant

NOTICE OF SALE IN EXECUTION

BE PLEASED TO TAKE NOTICE that a sale in execution will be held by the Messenger of Court, pursuant to a Judgment granted in the above Honourable Court.

DATE OF SALE: 26th May, 1990
TIME OF SALE: 10.00 a.m.
PLACE OF SALE: Central Police Station
GOODS TO BE SOLD: 1 × 3 Lounge suit
 1 × 1 Philipps TV
 1 × 1 Coffee Table
TERMS: Cash or bank guaranteed cheques immediately after the sale.

DATED at Gaborone this 8th day of May, 1990.

ARMSTRONGS, *Plaintiff's Attorneys*, 5th Floor, Barclays House, Khama Crescent, P.O. Box 1368, GABORONE.

**IN THE HIGH COURT OF THE REPUBLIC OF BOTSWANA
HELD AT LOBATSE**

Case. No. CC. 632/89

In the matter between:

TSWELELO (PROPRIETARY) LIMITED *Plaintiff*

and

SIDNEY MORULE *Defendant*

NOTICE OF SALE IN EXECUTION

BE PLEASED TO TAKE NOTICE that pursuant to a Judgment of the above Honourable Court, the property of the Defendant will be sold by Deputy Sheriff Seboko as follows:

DATE OF SALE: Wednesday 30th May, 1990
TIME OF SALE: 10.30 a.m.
VENUE: Central Police Station, Gaborone
GOODS TO BE SOLD: 1 X Ford Bakkie (new)
 Registration No. BF 8866
TERMS: Cash or bank guaranteed cheques immediately following the sale.

DATED at Gaborone this 4th day of May, 1990.

HELPER, COLLINS & NEWMAN, *Plaintiff's Attorneys*, Cooperative House, The Mall, P.O. Box 882,
GABORONE.

First Publication

**IN THE HIGH COURT OF THE REPUBLIC OF BOTSWANA
HELD AT LOBATSE**

Case No. CC.742/89

In the matter between:

JETSETTER (PTY) LTD. v/a BOUTIQUE 2000 *Plaintiff*

and

TEMANE INVESTMENT (PTY) LTD. *Defendant*

NOTICE OF SALE IN EXECUTION

IN PURSUANCE of a writ of execution of movable property issued against the Defendant, the following items will be sold by public auction at Maun Police Station by Deputy Sheriff Mr R. Ridge, on Saturday the 9th day of June, 1990 at 10.00 a.m.

2 X Rover 2600 5 speed Sedan Cars
(Not in Running Order)

Please note that only cash or bank guaranteed cheques will be accepted.

DATED at Gaborone this 1st day of May, 1990.

MINCHIN & KELLY (BOTSWANA, *Plaintiff's Attorneys*, Plot 688, Khwai Road, P.O. Box 1339,
GABORONE.

Change of Name

NOTICE IS HEREBY given that Finexco (Proprietary) Limited proposes to request the Registrar of Companies pursuant to section 22 of the Companies Act Cap. 42:01 for his approval to change the name of the company to Bar Holdings (Proprietary) Limited after 14 days have elapsed from the date of the second publication of this notice.

PIM GOLDBY MANAGEMENT SERVICES (BOTSWANA) (PTY) LIMITED, P.O. Box 448,
GABORONE.

First Publication

Change of Name

NOTICE is hereby given that pursuant to section 22 (1) of the Companies Act (Cap. 42:01) as amended, Balance Plants and Equipment (Proprietary) Limited intends to make application to the Registrar of Companies for his approval for the company to change its name to Balance Plant and Equipment (Proprietary) Limited, which application shall be made 14 days after the second and last publication of this advertisement.

Any person objecting to such application should notify the applicant and Registrar of Companies in writing within 14 days of the second publication of this notice and state the grounds of such objection.

HELPER, COLLINS & NEWMAN, *Attorneys*, Cooperative House, The Mall, P.O. Box 882,
GABORONE.

First Publication

Estate

In the Estate of the Late Abdul Majid Khan who died in Molepolole on 12th January, 1990.

CREDITORS AND DEBTORS in the above Estate are hereby called upon to file their claims with and to pay their debts to the undersigned within Thirty (30) days from the date of publication hereof.

HELPER, COLLINS & NEWS, Cooperative House, P.O. Box 882, GABORONE.

Notice of Meeting of Creditors

INSOLVEMENT ESTATE — JOHN WILLIAM GALLICHAM *MISCA 115/89*

NOTICE IS HEREBY given that a meeting of creditors of Insolvent Estate — John William Gallichan will be convened before the Master of The High Court Lobatse at his Chambers on 25th May, 1990 at 10 a.m. for the following purpose.

1. To appoint a trustee in place of Mr G. Muller who is believed to have left the Country.
2. Any other business.

K. YOGANATHAN, *Registrar & Master of The High Court.*

Lobatse Town Council**REMOVAL OF PREMISES**

NOTICE IS HEREBY given that I, Auto-Centre (Pty) Ltd, intends to apply for the removal of Motor Trading Licence from Plot 10 Evergreen Farm Lobatse to Plot 234-235 Lobatse and that the Lobatse Local Licensing Authority has determined that the application shall be heard on the 14th June, 1990.

Any person objecting to the removal of such licence should within 14 days of the second publication of this notice give notice in writing to the said Council of his intention to oppose such application and state the grounds upon which objection is based.

WELDING WALA M.H. KHAN, P.O. Box 786, LOBATSE.

First Publication

Notice of Intention to Dispose of Trading Licence

NOTICE IS HEREBY given in terms of section 23 (b) of the Trade and Liquor Act, 1986 that I, Mogorosi Motlhabane have disposed of my entire interest in carrying on the business of General Trading to Agnes Pontsho who will continue to trade at the same premises and under the same style of a General Dealer.

MOGOROSI MOTLHABANE, P.O. Box 8, RAMOTSWA.

First Publication

Notice of Intention to Dispose Trading Licence

NOTICE IS HEREBY given in terms of section 23 of the Trade and Liquor Act, 1987 that We, Lobatse Hotel (Pty) Limited have disposed of our entire interest in carrying on a hotel liquor business at Lot 1160 Lobatse to Tsambos (Pty) Limited who will continue to trade at the same premises and under the name and style of Lobatse Hotel.

LOBATSE HOTEL (PTY) LIMITED, c/o K & M Business Services (Pty) Ltd, P.O. Box 29, GABORONE.

First Publication

Notice of Intention to Transfer Trading

NOTICE IS HEREBY given in terms of section 23 (a) of the Trade and Liquor Act, 1986 that I, Magwadi Ratshwene have disposed of my entire interest in carrying on the business of General Trading to Motlhagodi Molefe who will continue to trade at the same premises and under the same style of a General Trading.

MOTLHAGODI MOLEFE, P.O. Box 29, KOPONG.

First Publication

Notice of Intention to Transfer Trading Licence

NOTICE IS HEREBY given in terms of section 23 (a) of the Trade and Liquor Act, 1986 that I, Kgeledi George have disposed of my entire interest in carrying on the business of Kgoroba to Sedirwa Kgoroba who will continue to trade at the same premises and under the same style of a General Trading.

SEDIRWA KGOROBA, P.O. Box 42, MOGODITSHANE.

First Publication

Notice of Intention to Transfer Trading/Licence

NOTICE IS HEREBY given in terms of section 23 (a) of the Trade and Liquor Act, 1986 that I, Kgeledi George have disposed of my entire interest in carrying on the business of Kgoroba to Kehumile Tsholofelo Kgoroba who will continue to trade at the same premises and under the same style of a Bottle Store.

KEHUMILE TSHOLOFELO KGOROBA, P.O. Box 42, MOGODITSHANE.

First Publication

Bill No. 12 of 1990

INCOME TAX (AMENDMENT) BILL, 1990
(Published on 18th May, 1990)

MEMORANDUM

A draft of the above Bill, which it is proposed to present to the National Assembly, is set out below.

The purpose of the Bill is primarily to effect amendments to the Income Tax Act as published in the Revised Edition of the Laws of Botswana, in order to make changes to the rates of tax on companies and individuals, and to the classes of persons liable to tax.

Certain small farmers will be exempt from tax, and there will be no liability to pay tax on bank interest, up to a maximum of P1000.

Company dividends payable to an individual will no longer be taxed in the hands of the receiver although the company itself will withhold tax at the rate of 15%, paying the balance to the individual. At the same time company taxation will operate on a two tier system with the company liable to pay tax on profits at the rate of 40%, but able to recoup 10% in respect of any tax on distributed dividend withheld by the company and paid to the Commissioner. Branch profits tax will be abolished, and small companies, that is companies whose annual gross income does not exceed P300 000, will be allowed to elect that they be treated as partnerships, or, where all the shares are owned by one individual, as a business of that individual.

The annual allowance claimable by a company in respect of a car (which may include a station wagon, but not a commercial vehicle) will be based on the value of the car, up to a maximum value of P100 000. However any claim for roll-over of a balancing charge on the disposal of a car will no longer be allowed.

Rates of income tax in respect of resident individuals are revised, removing the home loan interest allowance, increasing the tax threshold from P6000 to P9000, reducing the number of rate bands and lowering the maximum rate of tax from 50% to 40% in respect of income exceeding P50 000. Other rate Schedules are also amended to keep in line with the new rates affecting resident individuals.

At the same time other amendments are effected to overcome problems created by the introduction of the new Revised Edition of the Laws, particularly with regard to amendments of amendments introduced during the two years from the end of 1987, which is the operative date of the new edition to the date on which it was brought into use, and to correct certain errors that have appeared therein.

F.G. MOGAE,
*Minister of Finance and Development
Planning*

ARRANGEMENT OF SECTIONS

SECTION

1. Short title and commencement
2. Amendment of section 2, Cap 52:01
3. Insertion of new section 28A
4. Amendment of section 31
5. Amendment of section 33
6. Substitution of new section 38
7. Insertion of new section 47A
8. Substitution of new section 50
9. Deletion of sections 51 and 52
10. Amendment of section 59
11. Substitution of new section 60
12. Substitution of new section 61
13. Amendment of section 63
14. Amendment of section 67
15. Amendment of section 71(1)
16. Addition of new section 132A
17. Amendment of section 134
18. Deletion of section 135
19. Amendment of section 136
20. Amendment of First Schedule
21. Amendment of Second Schedule
22. Amendment of Third Schedule
23. Replacement of Tenth Schedule

A BILL

—entitled—

An Act to amend the Income Tax Act

Date of Assent:

Date of Commencement: 1st. July, 1990.

ENACTED by the Parliament of Botswana.

Short title
and commen-
cement

1. This Act may be cited as the Income Tax (Amendment) Act, 1990, and shall come into operation on the 1st July, 1990.

Amendment of
section 2
Cap 52:01

2. The definition of "dividend" in section 2 of the Income Tax Act, hereinafter referred to as the Act, is amended by —

- (a) inserting immediately after the word "amount" which appears in the first line thereof, the words "other than an amount representing a return of capital"; and
- (b) deleting paragraph (a) thereof.

Insertion of
new section
28A

3. The Act is amended by inserting immediately after section 28 thereof the following new section 28A —

Farming,
optional
liability

28A(1). Subject to subsection (2), any amount accrued from farming operations carried on in a tax year by a resident individual which involve the rearing for slaughter of cattle,

sheep or goats or dryland farming, or both rearing for slaughter of cattle, sheep or goats and dryland farming, shall not form part of such individual's gross income for that tax year, if —

- (a) in respect of livestock farming operations the total number of livestock at any time during the tax year consisted of not more than 300 cattle, or the equivalent in whole or in part of sheep or goats, on the basis that six sheep or goats are equivalent to one head of cattle; and
- (b) in respect of dryland farming, the total extent of the land involved in such farming operations did not exceed 100 hectares at any time during the tax year.

(2) Any resident individual to whom subsection (1) applies in respect of any tax year, may, within six months after the end of such tax year, by notice in writing to the Commissioner, elect to have such farming operations included together with other sources of gross income for that and all succeeding tax years: Provided that once such election is made it shall be irrevocable.

(3) For the removal of doubt, and without prejudice to the natural meaning of the words, it is hereby declared that the rearing of cattle for slaughter does not include the rearing of dairy cattle, stud farming, poultry farming, pig farming or the rearing of sheep for wool or pelts, and dry land farming does not include irrigated agriculture or horticulture.”.

4. Section 31 of the Act, is amended —

- (a) in the marginal note, by substituting for the words and comma “Dividends, interest” the word “Interest”;
- (b) in subsection (1)(b), by deleting the words “dividend or” and the words “or in any country in the Rand Monetary Area”;
- (c) in subsection (1)(c), by deleting the words “dividend or”; and
- (d) by deleting subsection (3) thereof.

Amendment of
section 31

5. Section 33 of the Act is amended by renumbering subsections (2) and (3) as subsections (3) and (4) thereof, and inserting the following new subsection (2) —

Amendment of
section 33

“(2) Except as otherwise provided in the Twelfth Schedule, the gross income of any person for any tax year shall, in relation to a company which is being wound up or liquidated, include any amount, whether in cash or otherwise, distributed, other than an amount representing a return of capital.”.

6. (1) The Act is amended by substituting for section 38 the following new section —

Substitution of
new section 38

“Income from disposal of property of business 38. Notwithstanding the other provisions of this Part, the gross income of any person under section 33(1) shall be chargeable income under this Part.”.

(2) The amendment effected by section 5 of the Income Tax (Amendment) Act, 1988 is hereby revoked.

7. (1) The Act is amended by inserting immediately after section 47 the following new section 47A —

Insertion of
new section
47A

"Set-off farming losses

47A. Where in any tax year commencing on or after 1st July, 1987, an assessed loss is incurred by any person in carrying on a business of farming, he may set off all or part of such loss against his farming chargeable income in the two years preceding the year in which the loss was incurred, commencing with the year immediately preceding such loss."

(2) The amendment effected by section 8 of the Income Tax (Amendment) Act, 1988 is hereby revoked.

Substitution of new section 50

8. (1) The Act is amended by substituting for section 50 the following new section —

"Taxable income, general

50 (1) Subject to the provisions of this Part, the taxable income of any person for any tax year shall be the aggregate of his chargeable income from all sources (other than chargeable income under section 38) and the amount of his net aggregate gains ascertained under the Twelfth Schedule for the tax year, less, in the case of a resident individual, any deductions he may be entitled to under subsection (2).

(2). In the case of a resident individual, the taxable income as ascertained in respect of any other person under subsection (1) shall be subject to the deduction of fifteen percent of his chargeable income, other than his investment income, or P6 000, whichever is the lesser, in respect of contributions made by him to an approved superannuation fund for that tax year:

Provided that —

(i) this section shall not apply to an employee who, not being a citizen of Botswana, is entitled on the termination of his contract to a bonus or gratuity which is exempt from tax under paragraph (xviii) of Part II of the Second Schedule;

(ii) the contributions made and which are claimed as deductions, were made wholly out of income accrued from a source situated in or deemed to be situated in Botswana.

(3) "Investment income" shall, for the purposes of this section, mean —

(i) income accrued by way of interest; and

(ii) net aggregate gains as determined under the Twelfth Schedule.

(4) No person shall be entitled to any deduction under this Part except upon due claim and subject to such evidence as the Commissioner may require."

(2) The amendments effected by sections 9 and 10 of the Income Tax (Amendment) Act, 1988 are hereby revoked.

Deletion of sections 51 and 52

9. The Act is amended by deleting therefrom sections 51 and 52.

Amendment of section 59

10. Section 59 of the Act is amended by substituting for subsection (3) the following new subsection —

“(3). The Commissioner may direct that this section shall not apply to any payment of interest to a non-resident, if he is satisfied that, by reason of the small amount of the payment or any other special circumstances, it is reasonable to so direct.”.

11. The Act is amended by substituting for section 60 the following new section —

“Rate of tax: 60 (1) Subject to this Part, tax shall be charged on the taxable general income for each tax year at the relevant rates specified in the Tenth Schedule:

Provided that in the case of an individual, the tax payable on the amount of his net aggregate gains shall be calculated in accordance with Table V of the Tenth Schedule.

(2) Where any interest, commercial royalty, entertainment fee, or management or consultancy fee accrues from Botswana to a non-resident, tax shall be charged for each tax year at the rates specified in paragraph 2 of the Ninth Schedule.”.

12. The Act is amended by substituting for section 61 the following new section —

“Set-off against additional company tax

61 (1). Where a resident company has paid to the Commissioner the tax deducted under the Ninth Schedule from dividends, referred to in section 59 (1) (a), and such company is also liable for additional company tax as provided in Table IV of the Tenth Schedule, the amount of tax so deducted under the Ninth Schedule shall be set off against the additional company tax payable for that year.

(2) Where additional company tax payable in accordance with Table IV of the Tenth Schedule for any tax year exceeds the amount of tax deducted from dividends as referred to in section 59 (1) (a), and the tax so deducted is paid to the Commissioner, the excess may be carried over to the next tax year as a set-off to such extent as is required to equate, if possible, the tax so deducted with the additional company tax due under Part IV of the Tenth Schedule:

Provided that, whilst any part of such excess remains, it may be carried over to the next succeeding tax year as a set-off to be utilised in the same manner and to the same extent as in this subsection, and so on from year to year as may be required.

(3) Notwithstanding subsections (1) and (2) and any other provision of this Act, the liability to tax of any company carrying on business under an agreement with the Government in terms of section 55 of this Act, or any other agreement on the liability to tax of any other person which is determined by such agreement, shall be in terms of the law in force at the time such agreement was signed, and such law shall be applicable for the duration of the agreement, unless the Government and the parties thereto agree otherwise.”.

Amendment of section 63

13. Section 63 of the Act is amended by inserting immediately after the word "tax" which appears in the first line thereof the words and brackets "(other than in respect of dividends under section 59)".

Amendment of section 67

14. Section 67(5) of the Act is amended by substituting for paragraph (b) thereof the following new paragraph —

"(b) any resident individual in respect of whose taxable income for any tax year there is no liability to tax;"

Amendment of section 71

15. Section 71 of the Act is amended by adding at the end thereof the following new subsection —

"(3) Notwithstanding the provisions of subsection (1), the Commissioner may, by notice in writing, require any person to furnish annually, or at such intervals as the Commissioner may determine, any information that the Commissioner considers necessary to enable him to fulfil his duties under this Act."

Addition of new section 132A

16. The Act is amended by adding immediately after section 132 the following new section —

"Small companies 132A (1) For the purposes of this section a small company means a resident private company whose gross income does not exceed P 300 000 in any tax year.

(2). In respect of any such tax year the shareholders of a small company may elect unanimously, and so notify the Commissioner in writing, within six months after the end of that tax year, that they be treated for tax purposes as a business carried on in partnership:

Provided that, where all the shares are beneficially owned by a single resident individual, he may elect to be treated for tax purposes as an individual carrying on business.

(3) Where a valid election is made under subsection (2), it shall apply to that and the next two subsequent tax years, unless the company is not, or ceases to be, eligible for treatment as a small company for any of those tax years.

(4) Where, in any tax year, a company is treated as a partnership under this section, the chargeable income of the company shall be apportioned among the shareholders in the proportions in which they own the equity capital, and such apportioned shares of income shall be included in the chargeable income of such shareholders:

Provided that, if the business for any tax year results in a loss, the assessed loss shall be apportioned among the shareholders in like manner.

(5) Notwithstanding the provisions of subsection (4), the shareholders may elect unanimously and apply in writing to the Commissioner for a different basis of apportionment and, subject to subsection (6), the Commissioner may vary the basis of assessment under subsection (4) and adopt a procedure he considers reasonable in respect of the apportionment of the tax withheld from dividends under the Ninth Schedule.

(6) The Commissioner may reject an election under subsection (2) or an application under subsection (5) if he is satisfied that the election or application, as the case may be, is made in pursuance of a tax avoidance scheme.”

17. Section 134 of the Act is amended —

Amendment of
section 134

(a) in subsection (1), by substituting for the words “dividend distributed to the participator and accrued to him as gross income under section 31(1) for that tax year” which appear immediately before the proviso, the words “gross income for that tax year accrued to the participator from business in accordance with section 27 (1)”; and

(b) in subsection (2), by substituting for the words “a dividend” the words “gross income from business of the participator”.

18. The Act is amended by deleting therefrom section 135.

Deletion of
section 135

19. Section 136 of the Act is amended by adding at the end thereof the following new subsection —

Amendment of
section 136

“(5). The provisions of this section shall not apply to transactions between companies which are participators of each other.”

20. The First Schedule to the Act is amended by substituting for the Table at the end thereof the following new Table —

Amendment of
First Schedule

“TABLE

Class of Livestock

*Standard Value
(for and after tax year
1990/1991)*

Cattle

Fully grown animals	P 430
Tollies and heifers	P 230
Calves	P 90

Sheep and Goats

Grown animals	P 45
Kids	P 10

21. The Second Schedule to the Act is amended —

Amendment
of Second
Schedule

(1) in Part II thereof —

(a) by substituting for items (xiii) and (xiv), the following items —

“(xiii) any amount accrued to the government of any other country or to any non-resident institution or company by way of interest on any loan, to the extent to which the Minister is satisfied that the exemption of such amount is in the public interest;

- (xiv) any amount payable as interest on any subscription share issued by any building society resident in Botswana;"
- (b) by substituting for all items following item (xix) the following new items —
 - "(xx) any amount payable by way of interest —
 - (a) by Bamangwato Concessions Limited or BCL (Sales) Limited; or
 - (b) by Botswana RST Limited, to the extent that such interest is in respect of moneys borrowed by the company and made available to Bamangwato Concessions Limited for the purposes of its mining operations or exploration in Botswana, to any non-resident who does not carry on business in Botswana through a permanent establishment situate therein where such interest is interest to which Clause 112 (C) or 11(F) of the Schedule to the Selebi-Phikwe Tax Agreement Ratification Act, 1970 applies;
 - (xxi) any amount accrued from an employment carried on by a non-resident aboard an aircraft or road or rail vehicle in the course of the operation of an international transport service by a non-resident;
 - (xxii) any amount payable as a pension under the Overseas Officers' Pensions Agreement (Implementation) Act, 1976;
 - (xxiii) any amount received by way of a scholarship or bursary for the purposes of education and maintenance during such education;
 - (xxiv) any amount exempted under an agreement entered into under sections 54 or 55;
 - (xxv) any amount paid to the Commissioner out of the Productive Employment Development Fund as tax payable by any person for any tax year;
 - (xxvi) terminal allowances payable to Councillors of City Councils, District Councils and Town Councils and members of Township Authorities, land boards and subordinate land boards;
 - (xxvii) where under any law in force in Botswana an employee is permitted to commute a portion of his pension, such commuted lump sum payment received by him;
 - (xxviii) in the case of any person other than a person subject to paragraph (xxvii), who, being entitled to a pension or annuity on retirement, elects to receive a part of such pension or annuity as a commuted lump sum, an actuarially calculated sum representing a commutation of not more than one quarter of his full entitlement at the date of his retirement;
 - (xxix) in the case of any person other than a person referred to in paragraphs (xxvii) and (xxviii) who is entitled bona fide to an annual pension or annuity of not more than five hundred Pula, an actuarially calculated sum representing the commutation of that pension or annuity;
 - (xxx) the investment income, as defined in section 50(3) with effect from 1st July, 1990, of a statutory life insurance fund, and

- (xxxi) any amount payable as interest accrued in any year to any resident individual from any banking institution or building society in Botswana, up to a limit of P1 000.”
- (c) by deleting Part III thereof.

22. The Third Schedule to the Act is amended —

Amendment of
Third Schedule

- (a) in Part II thereof by substituting a colon for the full stop at the end of paragraph 6 (1) (b) thereof and by adding the following proviso —

“Provided that in respect of a motor car (which expression may include a station wagon but not a commercial vehicle) owned by a person or held by him under a lease, leaseback or similar arrangement and used for the purpose of his business, any annual allowance shall only be claimable in respect of expenditure up to a maximum of P100 000.”;

- (b) in Part IV thereof, by substituting a colon for the full stop at the end of paragraph 4 and adding the following proviso —

“Provided that the provisions of this paragraph shall not apply in respect of a car owned by a person or held by him under a lease or lease-back arrangement.”.

23. The Act is amended by substituting for the Tenth Schedule thereof the following new Schedule —

Replacement
of Tenth
Schedule

“TENTH SCHEDULE
(Section 60)

TABLE I

<i>Taxable Income</i> (In Pula)		<i>Tax</i> (In Pula)
<i>More Than</i>	<i>But not Exceeding</i>	
0	9 000	0
9 000	20 000	0 + 5% of excess over 9 000
20 000	30 000	550 + 10% of excess over 20 000
30 000	40 000	1 550 + 20% of excess over 30 000
40 000	50 000	3 550 + 30% of excess over 40 000
over 50 000		6 550 + 40% of excess over 50 000

Table I applies to resident individuals.

TABLE II

<i>Taxable Income</i> (In Pula)		<i>Tax</i> (In Pula)
<i>More Than</i>	<i>But not Exceeding</i>	
0	30 000	20% of every Pula
30 000	42 000	6 000 + 30% of excess over 30 000
over 42 000		9 600 + 40% of excess over 42 000

Table II applies to non-resident individuals.

TABLE III

<i>Taxable Income</i> (In Pula)		<i>Tax</i> (In Pula)
<i>More Than</i>	<i>But not Exceeding</i>	
0	6 000	2,5% of every Pula
6 000	10 000	150 + 5% of excess over 6 000
10 000	20 000	350 + 10% of excess over 10 000
20 000	30 000	1 350 + 20% of excess over 20 000
30 000	40 000	3 350 + 30% of excess over 30 000
over 40 000		6 350 + 40% of excess over 40 000

Table III applies to —

- (1) a trust falling under section 14 (2);
- (2) the estate of a deceased person falling under section 17 (1).

TABLE IV

1. Resident company —		
(a) company tax	all taxable income	30%
(b) additional company tax	all taxable income	10%
2. Non-resident company	all taxable income	40%
3. Botswana Meat Commission	all taxable income	40%
4. Pension and provident fund not approved by the Commissioner	investment income as defined in section 50 (3)	7,5%

TABLE V

<i>Taxable Income</i> (In Pula)		<i>Tax</i> (In Pula)
<i>More Than</i>	<i>But not Exceeding</i>	
0	5 000	0
5 000	15 000	0 + 5% of excess over 5 000
15 000	25 000	500 + 10% of excess over 15 000
25 000	35 000	1 500 + 20% of excess over 25 000
35 000	45 000	3 500 + 30% of excess over 35 000
over 45 000		6 500 + 40% of excess over 45 000

Table V applies to any person other than a company in respect of the net aggregate gains of such person.

Statutory Instrument No. 34 of 1989

CUSTOMS AND EXCISE DUTY ACT
(Cap. 50:01)

AMENDMENT OF SCHEDULES (NO. 15) NOTICE, 1989
(Published on 18th May, 1989)

IN EXERCISE of the powers conferred on the Minister of Finance and Development Planning by sections 50 and 51 of the Customs and Excise Duty Act, the Schedules to the Act are amended to the extent set out in the Schedule below.

SCHEDULE

Part 2 Section B of Schedule No. 1 to the Act

ITEM	HEADING	SUB- HEAD- ING	DESCRIPTION	RATE OF DUTY	
				EXCISE	CUSTOMS
122.10 to 122.45			By the deletion of items 122.10 to 122.45		

NOTE: The effect of this amendment is that the *ad valorem* customs and excise duty on jewellery is abolished.

Part 4 of Schedule No. 1 to the Act

ITEM	TARIFF HEAD- ING	SUR- CHARGE CODE	DESCRIPTION	RATE OF DUTY	
				SURCHARGE	
161.00 to 181.00			By the substitution for the expression - (a) "60%", wherever it occurs, of the expression "40%"; (b) "20%", wherever it occurs, of the expression "15%"; (c) "15%", wherever it occurs, of the expression "10%"; (d) "10%", wherever it occurs, of the expression "7,5%"		

NOTE: The rates of surcharge are reduced to the extent indicated.

Schedule No. 6 to the Act

REBATE ITEM	TARIFF ITEM	CODE	C. D.	DESCRIPTION	EXTENT OF REBATE	EXTENT OF REFUND
609.04				By the substitution for items 609.04.40 and 609.04.45 of the following:		
.40	104.20	01.00	59	Spirits obtained by the distillation of any sugar cane product and entered for use in the manufacture of gin	13,9u/l of abso- lute alcohol	
.45	104.20	01.01	58	Spirits obtained by the distillation of any grain product and entered for use in the manufacture of gin	13,9u/l of abso- lute alcohol"	

NOTE: The extent of the rebate of excise duty on case and grain spirits for the manufacture of gin is restated.

MADE this 19th day of March, 1990.

F. G. MOGAE,
*Minister of Finance and Development
Planning.*

Statutory Instrument No. 35 of 1989

CUSTOMS AND EXCISE DUTY ACT
(Cap. 50:01)

AMENDMENT OF SCHEDULES (NO. 16) NOTICE, 1989
(Published on 18th May, 1990)

IN EXERCISE of the powers conferred on the Minister of Finance and Development Planning by sections 50 and 51 of the Customs and Excise Duty Act, the Schedules to the Act are amended to the extent set out in the Schedule below.

SCHEDULE

Schedule No. 1 to the Act

HEADING	SUB-HEADING	C. D.	ARTICLE DESCRIPTION	STATISTICAL UNIT	RATE OF DUTY
-54.02			By the substitution for sub-heading No. 5402.42 of the following:		
	"5402.42	7	Of polyesters, partially oriented	kg	15% or 407u /kg less 85%"

Part 2 Section B of Schedule No. 1 to the Act

ITEM	HEADING	SUB-HEADING	ARTICLE DESCRIPTION	RATE OF DUTY	
				EXCISE	CUSTOMS
124.10			By the substitution for item 124.10 of the following:		
"124.10	84.43		PRINTING MACHINERY; MACHINES FOR USES ANCILLARY TO PRINTING:		
		8443.00	Printing machines (excluding parts thereof) which operate by means of printing type or by the offset printing process, for use with paper not exceeding 36 cm in width (unfolded); printing machines, suitable for use with both automatic data processing machines and other apparatus	10%	10%"

Schedule No. 3 to Act

REBATE ITEM	TARIFF HEADING	REBATE CODE	C. D.	DESCRIPTION	EXTENT OF REBATE
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NOTE: The provisions for a rebate of the duty on woven pile fabrics, for the manufacture of motor vehicle door panel covers, motor vehicle seat covers and motor vehicle headrest covers, are made retrospective to 1st September, 1986.

312.01				By the deletion of rebate code 01.00 to tariff heading No. 64.06.	
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NOTE: The provision for a rebate of duty on vamps of embossed fabrics, for the manufacture of footwear, is withdrawn.

Schedule No. 4 to the Act

REBATE ITEM	TARIFF HEADING	REBATE CODE	C. D.	DESCRIPTION	EXTENT OF REBATE
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405.04				By the insertion after rebate code 04.00 to tariff heading No. 00.00 of the following:	
		"05.00	00	Goods forwarded unsolicited and free to any welfare organisation registered in terms of the Societies Act (Cap. 18.01) entered in terms of a specific permit issued by the Permanent Secretary, Ministry of Commerce and Industry for the official use by such organisation	Full duty"

NOTE: Provision is made for a rebate of the full duty on goods forwarded unsolicited and free to any welfare organisation registered in terms of the Societies Act (Cap. 18.01) entered in terms of a specific permit issued by the Permanent Secretary, Ministry of Commerce and Industry for the official use by such organisation.

460.10				By the substitution for rebate code 02.00 to tariff heading No. 48.02 of the following:	
460.10		"02.00	44	Uncoated paper and paperboard of a kind used for writing, printing or other graphic purposes, and punch card stock and punch tape paper, in rolls or sheets (excluding paper of headings Nos. 48.01 or 48.03), entered for home consumption on or before 30th June, 1990, after proof has been submitted that entry in respect of such paper or paperboard was accepted prior to 1st January, 1988 at a lower rate than the present rate of duty	Full duty"

REBATE ITEM	TARIFF HEADING	REBATE CODE	C. D.	DESCRIPTION	EXTENT OF REBATE
				By the substitution for tariff headings Nos. 48.03 and 48.04 of the following:	
460.10	"48.03	01.00	41	Toilet or facial tissue stock towel or napkin stock and similar paper of a kind used for household or sanitary purposes, cellulose wadding and webs of cellulose fibres, not creped, crinkled, embossed, peforated, surface-coloured, surface-decorated or printed, in rolls of a width exceeding 36 cm or in rectangular (includ- ing square) sheets with at least one side exceeding 36 cm in unfolded state, entered for home consumption on or before 30th June, 1990, after proof has been submitted that entry in respect of such paper or paper- board was accepted prior to 1st January, 1988 at a lower rate than the present rate of duty	Full duty
	48.04	01.00	48	Uncoated kraft paper and paperboard in rolls or sheets (excluding that of heading No. 48.02 or 48.03), entered for home consumption on or before 30th June, 1990, after proof has been submitted that entry in respect of such paper or paperboard was accepted prior to 1st January, 1988 at a lower rate than the present rate of duty	Full duty"
460.10		"02.00	49	Other uncoated paper and paperboard, in rolls or sheets, entered for home consumption on or before 30th June, 1990, after proof has been sub- mitted that entry in respect of such paper or paperboard was accepted prior to 1st January, 1988 at a lower rate than the present rate of duty	Full duty"

Statutory Instrument No. 36 of 1990

CUSTOMS AND EXCISE DUTY ACT
(Cap. 50:01)

AMENDMENT OF SCHEDULES (NO. 17) NOTICE, 1990
(Published on 18th May, 1990)

IN EXERCISE of the powers conferred on the Minister of Finance and Development Planning by sections 50 and 51 of the Customs and Excise Duty Act, the Schedules to the Act are amended to the extent set out in the Schedule below.

SCHEDULE

Schedule No. 1 to the Act

HEADING	SUB- HEADING	C. D.	ARTICLE DESCRIPTION	STATIS- TICAL UNIT	RATE OF DUTY
29.33			By the substitution for subheading No. 2933.79 of the following:		
	"2933.79		Other lactams:		
	.10	9	Caprolactam	kg	free
	.90	7	Other	kg	10%"
39.16			By the substitution for subheading No. 3916.20 of the following:		
	.3916.20		Of polymers of vinyl chloride:		
	.20	5	Plaiting materials with a raitan core	kg	free
	.90	0	Other	kg	20%"
40.11			By the substitution for subheadings Nos. 4011.10.15, 4011.10.25 and 4011.10.35 of the following:		
	".15	2	Other, of a mass of less than 20 kg	kg	25% or 815u/kg less 75%
	.25	5	Of a mass of 20 kg or more but less than 30 kg	kg	25% or 815u/kg less 75%
	.35	7	Of a mass of 30 kg or more	kg	25% or 815u/kg less 75%"
			By the substitution for subheading No. 4011.20 of the following:		
	"4011.20		Of a kind used on buses or lorries:		
	.10	6	Of a mass of less than 20 kg	kg	25% or 860u/kg less 75%
	.20	3	Of a mass of 20 kg or more but less than 30 kg	kg	25% or 860u/kg less 75%
	.30	0	Of a mass of 30 kg or more but	kg	25% or

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		less than 75 kg		860u/kg less 75%
10	8	Of a mass of 75 kg or more but less than 140 kg	kg	25% or 860u/kg less 75%
.50	5	Of a mass of 140 kg or more but less than 1 200 kg	kg	25% or 860u/kg less 75%
.60	2	Of a mass of 1 200 kg or more	kg	25% or 860u/kg less 75%"
		By the substitution for subheading No. 4011.91.10 of the following:		
"10	4	Of a mass of less than 20 kg	kg	10% or 830u/kg less 90%"
		By the substitution for subheading No. 4011.91.60 of the following:		
"60	0	Of a mass of 1 200 kg or more	kg	10% or 830u/kg less 90%"
		By the substitution for subheading No. 4011.99 of the following:		
"4011.99	8	Other	kg	10% or 830u/kg less 90%"

Schedule No. 2 to the Act

TARIFF HEADING/ SUB-HEADING	DESCRIPTION OF GOODS	CHARGE	IMPORTED FROM, ORIGINATING IN OR SUPPLIED BY
2918.19.10	Malic Acid	86u/kg	Japan

Schedule No. 3 to the Act

REBATE ITEM	TARIFF HEADING	REBATE CODE	C. DESCRIPTION D.	EXTENT OF REBATE
301.00 and 301.02			By the deletion of rebate items 301.00 and 301.02.	
312.01			By the deletion of tariff heading No. 58.10.	

NOTE: The provision for a rebate of duty on embroidery, in the piece, for use as upper material in the manufacture of footwear, is withdrawn with effect from 13th April, 1990.

311.26			By the deletion of rebate code 02.00 to tariff heading No. 54.07.	
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NOTE: The provision for a rebate of duty on woven fabrics of polymers of propylene, including woven fabrics obtained from materials of heading No. 54.04 of Schedule No. 1, of polymers of propylene, for the manufacture of bags, is withdrawn.

MADE this 30th day of March, 1990.

F. G. MOGAE,
Minister of Finance and Development
Planning.

Statutory Instrument No. 37 of 1990

CUSTOMS AND EXCISE DUTY ACT
(Cap. 50:01)

AMENDMENT OF SCHEDULES (NO. 18) NOTICE, 1990
(Published on 18th May, 1990)

IN EXERCISE of the powers conferred on the Minister of Finance and Development Planning by sections 50 and 51 of the Customs and Excise Duty Act, the Schedules to the Act are amended to the extent set out in the Schedule below.

SCHEDULE

Part 4 of Schedule No. 1 to the Act

With effect from 10th May, 1989 up to and including 8th March, 1990

SUR-CHARGE ITEM	TARIFF HEADING	SUR-CHARGE CODE	DESCRIPTION	RATE OF SURCHARGE
177.00			By the substitution for surcharge code 01.00 to tariff heading No. 87.00 of the following:	
		"01.00	Goods of headings and subheadings Nos. 8703.10, 8703.21.15, 8703.21.40, 8703.21.50, 8703.21.90, 8703.22.15, 8703.22.40, 8703.22.90, 8703.23.15, 8703.23.40, 8703.23.90, 8703.24.15, 8703.24.40, 8703.24.90, 8703.31.40, 8703.31.90, 8703.32.40, 8703.32.90, 8703.33.40, 8703.33.90, 8703.90.15, 8703.90.40, 8703.90.90, 87.11, 87.12, 8714.1, 8714.9, 87.15, 8716.10 and 8716.80.20	20%"

With effect from 9th March, 1990 up to and including 14th March, 1990

177.00			By the substitution for surcharge code 01.00 to tariff heading No. 87.00 of the following:	
		"01.00	Goods of headings and subheadings Nos. 8703.10, 8703.21.15, 8703.21.40, 8703.21.90, 8703.22.15, 8703.22.40, 8703.22.90, 8703.23.15, 8703.23.40, 8703.23.90, 8703.24.15, 8703.24.40, 8703.24.90, 8703.31.40, 8703.31.90, 8703.32.40, 8703.32.90, 8703.33.40, 8703.33.90, 8703.90.15, 8703.90.40, 8703.90.90, 87.11, 87.12, 8714.1, 8714.9, 87.15, 8716.10 and 8716.80.20	20%"

With effect from 15th March, 1990

177.00			By the substitution for surcharge code 01.00 to tariff heading No. 87.00 of the following:	
		"01.00	Goods of headings and subheadings Nos. 8703.10, 8703.21.15, 8703.21.40, 8703.21.50, 8703.21.90, 8703.22.15, 8703.22.40, 8703.22.90, 8703.23.15, 8703.23.40, 8703.23.90, 8703.24.15, 8703.24.40, 8703.24.90, 8703.31.40, 8703.31.90, 8703.32.40, 8703.32.90, 8703.33.40, 8703.33.90, 8703.90.15,	15%"

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8703.90.40, 8703.90.90, 87.11, 87.12, 8714.1,
8714.9, 87.15, 8716.10 and 8716.80.20

NOTE: The position in respect of the rate of surcharge on the vehicles of subheading No. 8703.21.50 is clarified.

Schedule No. 3 to the Act

REBATE ITEM	TARIFF HEADING	REBATE CODE	C. D.	DESCRIPTION	EXTENT OF REBATE
312.01				By the deletion of tariff heading No. 58.10	

NOTE: The provision for a rebate of duty on embroidery, in the piece, for use as upper material in the manufacture of footwear, is withdrawn with effect from 13th April, 1990.

MADE this 2nd day of April, 1990.

F. G. MOGAE,
*Minister of Finance and Development
Planning.*

Statutory Instrument No. 38 of 1990

CUSTOMS AND EXCISE DUTY ACT
(Cap. 50:01)

AMENDMENT OF SCHEDULES (NO. 19) NOTICE, 1990
(Published on 18th May, 1990)

IN EXERCISE of the powers conferred on the Minister of Finance and Development Planning by sections 50 and 51 of the Customs and Excise Duty Act, the Schedules to the Act are amended to the extent set out in the Schedule below.

SCHEDULE

Part 2 Section A of Schedule No. 1 to the Act

TARIFF ITEM	TARIFF HEADING	DESCRIPTION	PRESENT RATE OF DUTY		PROPOSED RATE OF DUTY	
			EXCISE	CUSTOMS	EXCISE	CUSTOMS
104.10	22.03	BEER MADE FROM MALT:				
.10		Of a relative density before fermentation not exceeding 1 040 degrees (excluding sorghum beer as defined in the Liquor Act Cap. 45.01)	3 687u/ 100 l	3 686u/ 100 l	3 927u/ 100 l	3 926u/ 100 l
		Plus a suspended duty of:				
		(i) In operation	nil	nil	nil	nil
		(ii) Maximum rate 100 l	275u/ 100 l	275u/ 100 l	275u/ 100 l	275u/ 100 l
.20		Of a relative density before fermentation exceeding 1 040 degree but not exceeding 1 050 degrees, which is cleared ex any customs and excise manufacturing warehouse during any financial year, or which is imported into Botswana, or which is illicit beer (excluding sorghum beer as defined in the Liquor Act, Cap 45.01)				
		(1) On the first 4 500 000 l or any quantity less than 4 500 000 l so cleared during a financial year	3 962u/ 100 l		4 202u/ 100 l	

C.150

TARIFF ITEM	TARIFF HEADING	DESCRIPTION	PRESENT RATE OF DUTY		PROPOSED RATE OF DUTY	
			EXCISE	CUSTOMS	EXCISE	CUSTOMS
		(2) On the quantity so cleared during a financial year which is more than 4 500 000 l but not exceeding 9 000 000 l	4 094u/ 100 l		4 334u/ 100 l	
		(3) On the quantity so cleared during a financial year which is more than 9 000 000 l but not exceeding 18 000 000 l	4 226u/ 100 l		4 466u/ 100 l	
		(4) On the quantity so cleared during a financial year which is more than 18 000 000 l but not exceeding 27 000 000 l	4 358u/ 100 l		4 598u/ 100 l	
		(5) On the quantity so cleared during a financial year which is more than 27 000 000 l but not exceeding 36 000 000 l	4 490u/ 100 l		4 730u/ 100 l	
		(6) On the quantity so cleared during a financial year which is more than 36 000 000 l	4 622u/ 100 l		4 862u/ 100 l	
		(7) If duty is paid on illicit beer	4 622u/ 100 l		4 862u/ 100 l	
		(8) If imported		3 940u/ 100 l		4 180u/ 100 l
.30		Of a relative density before fermentation exceeding 1 050 degrees (excluding sorghum beer as defined in the Liquor Act Cap. 45.01)	4 721u/ 100 l	4 160u/ 100 l	4 961u/ 100 l	4 400u/ 100 l
		Plus, for every degree of relative density before fermentation exceeding 1 080 degrees	22u/ 100 l	22u/ 100 l	22u/ 100 l	22u/ 100 l
104.15	22.04	WINE OF FRESH GRAPES, INCLUDING FORTIFIED WINES; GRAPE MUST OTHER THAN THAT OF HEADING NO. 20.09;				
	22.05	VERMOUTH AND OTHER WINE OF FRESH GRAPES FLAVOURED WITH PLANTS OR AROMATIC SUBSTANCES;				

TARIFF ITEM	TARIFF HEADING	DESCRIPTION	PRESENT RATE OF DUTY		PROPOSED RATE OF DUTY	
			EXCISE	CUSTOMS	EXCISE	CUSTOMS
	22.06	RAISIN WINE, INDUSTRIAL GRAPE SYRUP AND INDUSTRIAL "MOSKONFYT", WITH FERMENTATION ARRESTED BY THE ADDITION OF ALCOHOL; FERMENTED APPLE, PEAR, AND ORANGE BEVERAGES:				
.40		Fortified still wine 100 l	2 078u/ 100 l	2 078u/ 100 l	2 318u/ 100 l	2 318u/ 100 l
.60		Fortified still fermented apple, pear and orange beverages	2 212u/ 100 l	2 212u/ 100 l	2 452u/ 100 l	2 452u/ 100 l
.70		Sparkling wine (excluding champagne)	3 684u/ 100 l	3 684u/ 100 l	3 924u/ 100 l	3 924u/ 100 l
.80		Sparkling fermented apple, pear and orange beverages	3 914u/ 100 l	3 914u/ 100 l	4 154u/ 100 l	4 154u/ 100 l
104.20	22.07	UNDENATURED ETHYL ALCOHOL OF AN ALCOHOLIC STRENGTH BY VOLUME OF 80% VOL. OR HIGHER; ETHYL ALCOHOL AND OTHER SPIRITS, DENATURED, OF ANY STRENGTH;				
	22.08	UNDENATURED ETHYL ALCOHOL OF AN ALCOHOLIC STRENGTH BY VOLUME OF LESS THAN 80% VOL.; SPIRITS, LIQUEURS AND OTHER SPIRITUOUS BEVERAGES; COMPOUND ALCOHOLIC PREPARATIONS OF A KIND USED FOR THE MANUFACTURE OF BEVERAGES:				
.10		Wine spirits, manufactured in Botswana by the distillation of wine	109 212 u/100 l of abso- lute alcohol		117 026 u/100 l of abso- lute alcohol	

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PRESENT TARIFF ITEM	TARIFF HEADING	DESCRIPTION	PROPOSED		RATE OF DUTY	
			RATE OF DUTY EXCISE	CUSTOMS	EXCISE	CUSTOMS
.15		Spirits, manufactured in Botswana by the distillation of any sugar cane product	119 175 u/100 l of abso- lute alcohol	of abso- lute alcohol	126 989 u/100 l	
.25		Spirits, manufactured in Botswana by the distillation of any grain product	123 682 u/100 l of abso- lute alcohol	of abso- lute alcohol	131 496 u/100 l	
.29		Other spirits, manufactured in Botswana	113 649 u/100 l of abso- lute alcohol		121 463 u/100 l of abso- lute alcohol	
.30		Imported spirits of any nature, including spirits in imported spirituous beverages (excluding liqueurs, cordials and similar spirituous beverages containing added sugar) and in compound alcoholic preparations of an alcoholic strength exceeding 1,713 per cent alcohol by volume		99 599 u/100 l of abso- lute alcohol or 43 686 u/100 l	107 413 u/100 l of abso- lute alcohol or 47 046 u/100 l	
.40		Spirits of any nature in imported liqueurs, cordials and similar spirituous beverages containing added sugar, with or without flavouring substances		99 599 u/100 l of abso- lute alcohol	107 413 u/100 l of abso- lute alcohol	
104.30	24.02	CIGARS, CHEROOTS, CIGARILLOS AND CIGARETTES, OF TOBACCO OR OF TOBACCO SUBSTITUTES;				
	24.03	OTHER MANUFACTURED TOBACCO AND MANUFACTURED TOBACCO SUBSTITUTES, "HOMOGENISED" OR "RECONSTITUTED" TOBACCO EXTRACTS AND ESSENCES:				
.10		Cigars	160u/ kg net	182u/ kg net	180u/ kg net	202u/ kg net
.20		Cigarettes	15,5u/ 10 ci- gare- ttes	15,5u/ 10 ci- gare- ttes	17,5u/ 10 ci- gare- ttes	17,5u/ 10 ci- gare- ttes

TARIFF ITEM	TARIFF HEADING	DESCRIPTION	PRESENT RATE OF DUTY		PROPOSED RATE OF DUTY	
			EXCISE	CUSTOMS	EXCISE	CUSTOMS
		plus 56u/kg tobacco content	plus 56u/kg tobacco content	plus 56u/kg tobacco content	plus 56u/kg tobacco content	
		Plus in respect of cigarettes the mass of the tobacco of which exceeds 1,5 kg/1 000 cigarettes	716u/kg tobacco content	716u/kg tobacco content	804u/kg tobacco content	804u/kg tobacco content
.30		Cigarette tobacco 50 g or frac- tion there- of plus 213u/ kg tobacco	15,5u/ 50 g or frac- tion there- of plus 213u/ kg tobacco	15,5u/ 50 g or frac- tion there- of plus 213u/ kg tobacco	17,5u/ 50 g or frac- tion there- of plus 213u/ kg tobacco	17,5u/ 50 g or frac- tion there- of plus 213u/ kg tobacco
		Plus a suspended duty of :				
		(i) In operation	nil	nil	nil	nil
		(ii) Maximum rate	73u/kg tobacco	73u/kg tobacco	73u/kg tobacco	73u/kg tobacco
.40		Pipe tobacco in immediate packings of a content of less than 5 kg	190u/ kg net	190u/ kg net	210u/ kg net	210u/ kg net
.50		Pipe tobacco in immediate packings of a content of not less than 5 kg	172u/ kg net	172u/ kg net	192u/ kg net	192u/ kg net

NOTE: The proposed rates of duty be applicable only to be goods concerned which have not been entered for home consumption at the time these Taxation Proposals are tabled.

MADE this 19th day of March, 1990.

F. G. MOGAE,
Minister of Finance and Development
Planning.

C.154

Statutory Instrument No. 39 of 1989

CUSTOMS AND EXCISE DUTY ACT
(Cap. 50:01)

AMENDMENT OF SCHEDULES (NO. 20) NOTICE, 1989
(Published on 18th May, 1990)

IN EXERCISE of the powers conferred on the Minister of Finance and Development Planning by sections 50 and 51 of the Customs and Excise Duty Act, the Schedules to the Act are amended to the extent set out in the Schedule below.

SCHEDULE

Schedule No. 2 to the Act

TARIFF HEADING SUB-HEADING	DESCRIPTION OF GOODS	CHARGE	IMPORTED FROM, ORIGINATING IN OR SUPPLIED BY
2918.19.10	Malic acid	86u/kg	Japan

NOTE: A provisional charge in relation to anti-dumping duty is imposed on malic acid imported from, originating in or supplied by Japan.

MADE this 4th day of April, 1990

F. G. MOGAE,
*Minister of Finance and Development
Planning.*

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