

REPUBLIC OF BOTSWANA



GOVERNMENT GAZETTE

Vol. XXVIII, No. 53

GABORONE

26th October, 1990

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Government Notice No. 308 of 1990

CONSTITUTION OF BOTSWANA

Acting Appointment — Permanent Secretary,
Ministry of Commerce and Industry

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

EDWIN TJAKABAKA MATENGE

has been appointed to act as Permanent Secretary, Ministry of Commerce and Industry from 13th October to 16th October, 1990.

DATED this 15th day of October, 1990.

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

Government Notice No. 309 of 1990

CONSTITUTION OF BOTSWANA

Acting Appointment — Permanent Secretary,
Ministry of Commerce and Industry

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

GILBERT LETSEMA MOTSEMME

has been appointed to act as Permanent Secretary, Ministry of Commerce and Industry from 11th October to 12th October, 1990.

DATED this 15th day of October, 1990.

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

Government Notice No. 310 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 —

BLACKIE MAROLE

has been appointed to act as Permanent Secretary, Ministry of Mineral Resources and Water Affairs from 15th October to 17th October, 1990.

DATED this 15th day of October, 1990.

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

Government Notice No. 311 of 1990

CONSTITUTION OF BOTSWANA

Acting Appointment — Auditor-General

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

MOSWEU BARTHOLOMEW MASISI

has been appointed to act as Auditor-General from 15th October to 23rd October, 1990.

DATED this 15th day of October, 1990.

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

Government Notice No. 312 of 1990

CUSTOMS AND EXCISE DUTY ACT

(Cap. 50:01)

Appointment of Serowe Airstrip for Particular and Limited Purposes

IN EXERCISE of the powers conferred by section 6 (1) (d) of the Customs and Excise Duty Act, the Minister of Finance and Development Planning has appointed Serowe Airstrip, until further notice, to be a place for the following particular and limited purposes —

- (a) for the arrival and departure of aircraft owned or chartered by, or with the prior permission of, De Beers Botswana Mining Company (Pty) Ltd., directly from or to places within or outside the common customs area —
 - (i) for entry at, or departure from, the common customs area, of persons visiting the Teemane Manufacturing Company (Pty) Ltd., Serowe, and for entry at or departure from that Company of persons travelling within the common customs area; or
 - (ii) for the importation and exportation of goods consigned to or from the Teemane Manufacturing Company (Pty) Ltd, Serowe, from or to any place within or outside the common customs area; and
- (b) for the entry for customs, excise and sales duty purposes of goods consigned to or from the Teemane Manufacturing Company (Pty) Ltd, Serowe.

DATED this 10th day of October, 1990.

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

Government Notice no. 313 of 1990

PRISONS ACT

(Cap. 21:03)

Confirmation of Appointments

IT IS HEREBY NOTIFIED for general information that the following prison officer is confirmed in his appointment —

<i>Service No</i>	<i>Name</i>	<i>Post</i>	<i>Date of Appointment</i>	<i>Date of Confirmation</i>
1445	M. Thomola	Warder	16.05.88	08.10.90

L2/7/37 III

THE COURT OF APPEAL SESSION COMMENCING ON 26TH NOVEMBER, 1990

BEFORE the Hon. Mr Justice A.N.E. Amissah J.P., the Hon Mr Justice T.A. Aguda J.A., the Hon Mr Justice B.A. Doyle J.A., the Hon Mr Justice G. Bizo J.A., the Hon. Mr Justice W.H.R. Schreiner J.A.

CRIMINAL APPEALS

No.	Cr App. Case No.	Appellant	Respondent	Cause	Appeal Against	Appellant Represented By	Respondent Represented By
1	8/90	Tumelo Mokgosi	State	Murder	Conviction and Sentence 4 years	Pilane, Ngcongco & Associates	Attorney-General
2	9/90	Ace Kauhanda	State	Manslaughter	Sentence 4 years	In Person	Attorney-General
3	10/90	Duke Moleleki	State	Unlawful Possession of Arms of War	Conviction and Sentence 5 years (For Leave)	In Person	Attorney-General
4	11/90	Mbedla Valashia	State	Driving a Motor Vehicle at an Excessive Speed	Conviction and Sentence of a Fine of P30 (For Leave)	In Person	Attorney-General
5	12/90	Lala Lesaumako	State	Shopbreaking	Conviction and Sentence 4½ Years 4 Strokes (For Leave)	In Person	Attorney-General
6	13/90	Linco Motlhono	State	Rape	Conviction and Sentence 3 Years 3 Strokes (For Leave)	In Person	Attorney-General
7	14/90	Radikobana Radithotse	State	Shopbreaking and Theft	Conviction and Sentence 4 Years 6 Strokes (For Leave)	In Person	Attorney-General

CIVIL APPEALS

8	7/90	M. Bontsi & Others	Debswana Mining Co, (Pty) Ltd	Trade Dispute	High Court Decision	Kgoadi, Motswagole and Legwaila	Nganunu, Tafa and Modisanyane
9	8/90	Kamron Bashi Ardistani	Northern Electrical Services (Pty) Ltd	Lease Agreement	High Court Decision	Pilane, Ngcongco & Associates	Mosojane, Phumaphi and Co,
10	9/90	Geofrey Keolebogile	Botswana Insurance Co. (Pty) Ltd	Claim for Damages	High Court Decision	A.M. Marumo & Partners	Armstrongs
11	10/90	Thompson Wamakoko	Reetsang Wamakoko	Paternity Dispute	High Court Decision	M.S. Gaongalelwe & Partners	M. Dibotelo & Co.,
12	11/90	Mothusi Seretse	Kelatlhegile Begwe	Property Dispute	High Court Decision	In Person	Mosojane, Phumaphi and Co.,

NOTE: The above is the most likely order in which the appeals may be heard but the court may call any case sooner or later at short notice.

DATED this 15th day of October, 1990.

M. MOTLHABI,
for Registrar of the Court of Appeal of Botswana.

Selebi-Phikwe Town Council — Tender No. 18/1990

SUPPLY AND DELIVERY OF VEHICLES

TENDERS ARE INVITED by the Selebi-Phikwe Town Council for the supply and delivery of vehicles.

Tenders are to be submitted in a sealed envelope marked "Tender No. 18/1990 — Supply and Delivery of Vehicles" addressed to Town Clerk, Selebi-Phikwe Town Council, Private Bag 001, Selebi-Phikwe to reach him not later than 12.00 noon on Friday 16th November, 1990.

Tenders will be opened on the same day at 14.00 hrs.

Tenderers wishing to be present at the opening are free to do so.

Telegraphic, telex or telephonic tenders will not be accepted.

The prices quoted in Botswana Pula should hold firm against Rand/Pula fluctuations for a minimum period of 90 days from the closing date of the tender and should include delivery Selebi-Phikwe Town Council Stores strictly within 2 calendar months from date of firm order. Strict adherence is necessitated for the delivery period.

Tenderers should submit with their offer details of vehicles in English supported by illustrative brochures. The vehicles offered must be fully backed by warranties and comprehensive spare parts supply from agents within Botswana.

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

<i>Quantity</i>	<i>Description</i>
Q2 Nos.	<i>Vans without canopy</i> four cylinder petrol vehicle powered by 1800 to 2200 cm ³ engine. Quote separately for floor/column shift gear.
Q1 No.	<i>2,5 ton meat delivery truck:</i> petrol powered insulated body 4 m x 2 m x 2,25 m height with 75 mm stainless steel sides and 85 mm floor and roof with lockable, double rear doors and provision of rails and hooks on rollers with clamp.
Q1 No.	<i>Van without canopy:</i> 3/4 ton ladder frame chassis, four cylinder petrol vehicle powered by 1500 cm ³ engine

Tenderers may quote for one or more vehicles. Cost for extra attachments as required to be stated separately. Each vehicle shall have spare wheel, wheel spanner, emergency triangles, jack, portable tools, registration, registration number plates, service manual and part book.

The Council reserves the right to accept in part and/or in full the tenders submitted.

T. RAVEENDRAN,
for Town Clerk.

Second Publication

Selebi-Phikwe Town Council — Tender No. TB 19/1990

BITUMENISATION OF ROADS IN SELEBI-PHIKWE

TENDER ARE INVITED by the Selebi-Phikwe Town Council for the Bitumenisation of Roads in Selebi-Phikwe.

Tender documents can be obtained on presentation of receipt for payment of a non-refundable tender fee of P10,00 from the Town Engineer's Office, Selebi-Phikwe Town Council as from 15th October, 1990. Tenders duly completed to be submitted in a plain sealed envelope clearly marked "Tender No. 19/1990 — Bitumenisation of Roads in Selebi-Phikwe" addressed to the Town Clerk, Selebi-Phikwe Town Council, Private Bag 001, Selebi-Phikwe to reach him not later than 12.00 noon on Friday 16th November, 1990.

Tenders will be opened on same date at 14.00 hours.

Tenderers wishing to be present at the opening of tenders are free to do so.

Telegraphic, telex, telexfax or telephonic tenders will not be considered.

Notwithstanding anything contained in the foregoing, Selebi-Phikwe Town Council is not bound to accept the lowest or any tender nor to incur any expenses in the preparation thereof.

T. RAVEENDRAM,
for Town Clerk.

Second Publication

Selebi-Phikwe Town Council — Tender No. 20/1990

DEVELOPMENT OF PEDESTRIAN WALKWAYS AROUND CENTRAL BUSINESS DISTRICT IN SELEBI-PHIKWE

TENDER ARE INVITED by the Selebi-Phikwe Town Council for the development of Pedestrian Walkways around Central Business District in Selebi-Phikwe.

Tender documents can be obtained on presentation of receipt for payment of a non-refundable tender fee of P10,00 from the Town Engineer's Office, Selebi-Phikwe Town Council as from 15th October, 1990. Tenders duly completed to be submitted in a plain sealed envelope clearly marked "Tender No. 20/1990 — Pedestrian Walkways" addressed to the Town Clerk, Selebi-Phikwe Town Council, Private Bag 001, Selebi-Phikwe to reach him not later than 12.00 noon on Friday 16th November, 1990.

Tenders will be opened on same date at 14.00 hours.

Tenderers wishing to be present at the opening of tenders are free to do so.

Telegraphic, telex, telexfax or telephonic tenders will not be considered.

Notwithstanding anything contained in the foregoing, Selebi-Phikwe Town Council is not bound to accept the lowest or any tender nor to incur any expenses in the preparation thereof.

T. RAVEENDRAM,
for Town Clerk.

Second Publication

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

HOLDEN AT GABORONE

Case No

In the matter between:

BANK OF CREDIT & COMMERCE (BOTSWANA) LTD

Plaintiff

and

MR UNOPA LOETO EDZANI

Defendant

NOTICE OF SALE IN EXECUTION

BE PLEASED TO TAKE NOTICE that pursuant to a Judgment of the above Honourable Court the following property of the Defendant will be sold by public auction without reserve as follows:

PLACE:	Gaborone Central Police Station
TIME :	10.00 a.m. Wednesday 31st October, 1990
PROPERTY TO BE SOLD:	1 x Sharp Video Recorder 1 x Colour Sony Television — 51 cm
TERMS OF SALE:	Cash or bank guaranteed cheque.

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

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

Second Publication

Selebi-Phikwe Town Council — Tender No. 21/1990

**ENGINEERING CONSULTANCY FOR THE EXTENSION OF SEWERAGE RETICULATION AND
IMPROVEMENT TO THE SEWERAGE TREATMENT WORKS IN SELEBI-PHIKWE**

TECHNICAL and Fee Proposals are invited by the Selebi-Phikwe Town Council for the above consultancy.

Terms of reference can be obtained on presentation of receipt for payment of a non-refundable tender fee of P10,00 from the Town Engineer's Office, Selebi-Phikwe Town Council as from 15th October, 1990. Tenders duly completed to be submitted in a plain sealed envelope clearly marked "Tender No. 21/1990 — Consultancy for Sewerage Works" addressed to the Town Clerk, Selebi-Phikwe Town Council, Private Bag 001, Selebi-Phikwe to reach him not later than 12.00 noon on Friday 16th November, 1990.

Proposals will be opened on same date at 14.00 hours.

Consultants wishing to be present at the opening of tenders are free to do so.

Telegraphic, telex, telexfax or telephonic tenders will not be considered.

Notwithstanding anything contained in the foregoing, Selebi-Phikwe Town Council is not bound to accept the lowest or any tender nor to incur any expenses in the preparation thereof.

T. RAVEENDRAM,
for Town Clerk.

Second Publication

Central District Council — Tender Number CDC/CTU/3 —90

SUPPLY OF NEW VEHICLES

TENDERS ARE invited by Central District Council for the supply of new vehicles.

1 x one long wheel-base van two wheel drive petrol engine.

1 x one Twin cab 4 x 4 vehicle supplied in 4 cylinder petrol engine. Both vehicles should be supplied with Jan Smith Steel Canopies.

Two Station Wagons 6 cylinder petrol engine. It should be fitted with 160 litre fuel reserve tank.

The vehicles should be supplied in white colour only and be provided with spare wheels and the necessary tools. Tender prices should be held firm for at least 90 days from tender closing date.

All tenders clearly marked in bold "Tender Number CDC/CTU/3—90 — Supply of Vehicles," addressed to the Council Secretary, Central District Council, Private Bag 001, Serowe, should reach his office not later than 9.00 a.m. of the 20th November, 1990 on which date the tender shall be opened.

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

F.A. MORULA,
for Council Secretary.

Second publication

Central District Council — Tender No. CDC/ED/1 —90

SUPPLY OF PUPILS FURNITURE

CENTRAL DISTRICT COUNCIL invites tenders for the supply of Pupils Furniture as follows:—

2040 Pupils small chairs

3330 Pupils medium chairs

1. Firm delivery dates for furniture tendered for must be clearly stated and be delivered to Palapye Warehouse.
2. Quotations must include delivery charges.
3. Quotations must be given in Unit and Bulk.
4. Tender documents are obtainable from the office of the Principal Education Secretary, Private Bag 001, Serowe.
5. Suppliers will be required to abide by the specifications of design and conditions of contract for the supply of the required chairs.

6. The tender submissions should be sealed in a plain envelope boldly marked "Tender No. CDC/ED/1-90" and addressed to the Council Secretary, Private Bag 001, Serowe.
7. The documents should be received by 9.00 a.m. on 20th November, 1990 at which time they will be opened.
8. The Central District Council is not obliged to accept the lowest or any tender.

H.D. GAREKWE,
for Council Secretary.

Second Publication

Jwaneng Town Council — Tender No. JTC/W6/90

SUPPLY OF VEHICLES

JWANENG TOWN COUNCIL invites tender for the supply of the following vehicles:-

1 No 7 ton Tipper Truck

1 No 2½ Ton Truck with Hydraulic Platform of 10 to 12 mm working height.

Condition and specification may be obtained from the Town Engineer, Jwaneng Town Council, Private Bag 01, Jwaneng.

Tenders for consideration should be submitted in a sealed envelope marked "Tender No. JTC/W6/90" and addressed to the Town Clerk, Jwaneng Town Council, Jwaneng not later than 8.00 a.m. on the 16th November, 1990.

Tenders will be opened in the same day in the Council Office in the presence of tenderers who may wish to be present.

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

Telephone Number 380303/723/230.

N. YOGENDRAN,
for Town Clerk.

Second Publication

Ghanzi District Council — Tender Notice No. 12 of 1990

SUPPLY OF MOTOR VEHICLES

GHANZI DISTRICT COUNCIL invites tender for the supply of;

- | | |
|---------|--|
| 12/1/90 | One 4 x 4 5/7 Ton Truck (Water tank)
5000 litre water tank in mild steel
1 x manhole, 1 x gate valve
1 x draincock
Main manifold
WA 30 pump, Honda G x 140 petrol engine
Platform with rail, step 6 m x 80 mm diameter
Heliflex aorse with perrot couplings
Rubber mountings
Underrun bumper
Spare wheel carrier behind cab
600 litre fuel tank mounted behind cab
Bull bar
Extra complete front and rear wheel |
|---------|--|

N.B: Rear wheel should be single and size should be 14,00 x 20 x 18P.R

- | | |
|---------|---|
| 12/2/90 | One 4 x 4 1 Ton petrol pick up fitted with detachable accessories:—
(a) Bush guard
(b) Two extra wheels complete
(c) 50 litre water tank |
|---------|---|

- (d) 200 litre fuel tank
- (e) Rear bumper
- (f) Rails (Heavy or reasonable thickness)

12/3/90 One 4 x 4 1 Ton capacity petrol twin cab, 4 door with the following accessories:—

- (a) Bush guard
- (b) Two extra wheels complete
- (c) 50 litre water tank
- (d) 200 litre fuel tank
- (e) Rear bumper
- (f) Standard canopy

12/4/90 One x 7 Ton Truck diesel fitted with detachable accessories:—

- (a) Bush guard
- (b) Extra front and rear wheels complete
- (c) 100 litre water tank
- (d) 300 litre fuel tank inside the body
- (e) Rear bumper
- (f) Heavy rails, 800 mm above the side doors of the body

N.B: Rear wheel should be single and size should be 14,00 x 20 x 18P.R.

GENERAL CONDITIONS OF SUPPLY OF VEHICLES UNDER THIS TENDER

1. Firm date of delivery shall be indicated and the tender price shall be firm up to the date of supply of vehicles from the date of closing of the tender.
N.B. All prices must be in Pula.
2. Cost of associated accessories (Spare wheel, set of tools and catalogue etc.) shall be included in the price of the vehicle.
3. No price increase shall be accepted due to inflation after the date of opening of tender and shall be flat up to the date of supply of vehicles.
4. Any change in condition of supply of vehicles may disqualify the tender without notice.
5. The tender price should include the cost of third party insurance, registration and vehicle number plates.
6. Warranty from respective manufacturer shall be provided.

Tender shall reach the office of the Council Secretary, Ghanzi District Council, Private Bag 0015, Ghanzi. in a plain sealed envelope clearly marked "Tender No. 12 of 1990 — Supply of Vehicles" not later than 0900 a.m. on Friday 7th December, 1990 at which time public opening of tenders will commence in the Council Chamber, Ghanzi.

Ghanzi District Council does not bind itself to accept the lowest or any tender or to give any reasons for the non-acceptance of any tender.

M.R.M. MOSWETE
for Council Secretary.

Second Publication

Rolong Land Board — Tender No. RLB/3/90 SUPPLY OF VEHICLE

THE ROLONG LAND BOARD invites tenders for the supply of the under-mentioned vehicle.

1 x 14 Seater Minibus fitted with the following:-

- (a) 150 litres fuel tank
- (b) White in colour

Tenders should provide specifications of the vehicle and also state i.e. delivery date upon receipt of order.

Tenders must be submitted in plain sealed envelope marked "Tender No. RLB 3 of 1990 — Supply of Vehicle" and addressed to the Secretary, Rolong Land Board, Private Bag 001, Goodhope, not later than 9.00 a.m. on the 2nd November, 1990. The Land Board does not bind itself to accept the lowest tender or does it assign itself to give reasons for any rejection.

M. OABILE,
Secretary, Rolong Land Board.

Second Publication

Claims Against Peter Bradley in his Capacity as Deputy Sheriff

BE PLEASED TO TAKE notice of the following:

1. Botswana Insurance Company (Pty) Ltd issued a Bond of Security in the value of P15 000 on the 27th January, 1989 on behalf of Peter Bradley in his capacity as Deputy Sheriff.
2. That Armstrongs Attorneys situated on the 5th Floor, Barclays House, Khama Crescent in Gaborone of P.O. Box 1368, Gaborone have been instructed to act on behalf of Botswana Insurance Company (Pty) Limited to process all claims as against Peter Bradley in his capacity as Deputy Sheriff.

BE PLEASED TO TAKE further notice that Botswana Insurance Company (Pty) Limited sought and obtained directions and an Order from the High Court on the 24th August, 1990. In terms of the directions and Order of the High Court,

- (a) All valid claims against Peter Bradley in his capacity as Deputy Sheriff arising between the period 27th January, 1989 to the 16th February, 1990 will be received by Armstrongs Attorneys at the aforementioned address.
- (b) No claim received subsequent to the expiry of 21 days after the second publication of this notice will be entertained.
- (c) All claims submitted must be verified and supported with the returns of services, writs of execution, affidavits together with all other ancillary documentation.
- (d) Distribution of the security held in the sum of P15 000 will be effected on a *pro rata* basis.

DATED at Gaborone this day of September, 1990.

ARMSTRONGS, P.O. Box 1368, 5th Floor Barclays House, Khama Crescent, GABORONE.

Second Publication

Gaborone City Council

OBJECTIONS TO INTERIM VALUATION ROLL

NOTICE IS HEREBY given that the 4th Interim valuation of Gaborone has been completed and that any ratepayer or his duly authorised representative may inspect the Interim Valuation roll and make copies thereof at the office of the Town Clerk during normal working hours.

Now, therefore, in accordance with Regulations 66 (2) of Town Council Regulation (Cap. 40:02) the Gaborone City Council calls upon rate payers to lodge, in writing, with the Town Clerk and Clerk of Valuation Court any objections they may have against the valuation of any Land (improved or unimproved or in respect of any error or omission to such land within twenty-one days from the first publication of this notice in the Botswana Government Gazette.

E.K.O. KGOLOGOLO,
for Town Clerk.

Second Publication

Water Utilities Corporation

Owing to major refurbishment within the Water Utilities Corporation, the Corporation has for sale by sealed tender, the following items of plant:

GABORONE

1. Squirrel cage Induction Motors
(2 Nos-123 kw, 10 Nos-75 kw, 3 Nos-60 HP, 2 Nos-40 HP, 4 Nos-11 kw, 3 Nos-4 kw)
 2. Diesel Engines
(1 No-25 HP, 1 No-72 HP)
 3. 1 No — one cylinder Lister generator Set 1,75 kw
 4. 1 No — one cylinder Lister Engine
 5. 1 No — Compressor Motor Set
 6. 2 Nos — Submersible Pumps and Starters — 20 kw
 7. 1 No — Drum — 35 mm x 4 core Nieoprint Cable
 8. 1 No — Drum — 95 mm x 3 Core Armoured Cable
- Plus other assorted pumps and motors

FRANCISTOWN/SHASHE

9. 3 Nos Induction Motors — 30 kw
10. 2 Nos — Multistage Horizontal Pumps
11. 1 No — Sump Pump
12. 2 Nos Induction Motors 30 HP

Plus other assorted pumps, valves, reducers, impellers (brass) and switchgear.

Only tenders received before 12 noon, Friday 19 October, 1990 at Water Utilities Corporation, Private Bag 00276, Gaborone quoting the reference WUC/DISP/01 will be considered.

CONTACT:

Mr G. Hossack Tel: 352784 Gaborone
Mr B. Hopkins Tel: 213878 Francistown and Shashe

A comprehensive list and details of tendering procedures is available on request from the contacts.

Second publication

Central District Council

SALE OF UNSERVICEABLE STORES — BOTETI SUB DISTRICT

CENTRAL DISTRICT COUNCIL shall sell by public auction sale unserviceable stores at Boteti Council Stores on the 27th October, 1990. Items to be sold are:

One Toyota DA 1167 7 ton BB 2036
One Toyota Land Cruiser BB 2512
One Vehicle Luggage Trailer
Used tyres different sizes
Building Materials
Building Tools e.g. Wheel Barrows, Picks, Brick Moulds etc.
Used PVC pipes

Items may be viewed during working hours Mondays to Fridays at Boteti Council Warehouse.

Conditions of Sale:

1. Items will be sold in Lot numbers to the highest bidder.
2. Central District Council reserves the right to reject any bid whether or not is the highest.
3. Payments must be made in cash or bank guaranteed cheques payable to Central District Council.
4. No items to be removed from Council without the production of an official receipt from Council revenue.
5. Items are sold in the same condition as they are, and should be removed from Council premises within 7 days after the sale.

Second publication

F. MOTHUBANA,
for Council Secretary.

Notice of Intention to Dispose a Trading/Liquor Licence

NOTICE IS HEREBY given in terms of section 23 (a) of the Trade and Liquor Act, 1986 that I, Fredah D. Moilwa have disposed of my entire interest in carrying on the business of Bar to O.S. Kgosisidintsi who will continue to trade at the same premises and under the same style of a Bar Liquor.

Kweneng District Council shall consider the application on the 28th November, 1990.

FREDAH D. MOILWA, P.O. Box 1, LENTSWELETAU.

Second Publication

Notice of Intention to Dispose a Trading/Liquor Licence

NOTICE IS HEREBY given in terms of section 23 (a) of the Trade and Liquor Act, 1986 that I, Elizabeth Kalayamotho have disposed of my entire interest in carrying on the business of General Trading to Cecilia Tshomane who will continue to trade at the same premises and under the same style of a General Trading. Date of hearing is 28th November, 1990.

ELIZABETH KALAYAMOTHO. P.O. Box 756, GABORONE.

Second Publication

Notice

IN THE ESTATE of the late Ernest Henry Ward who died at Francistown, Botswana on the 30th day of June, 1989.

Estate No. E:15/89

THE FIRST AND FINAL LIQUIDATION ACCOUNT in the above estate will lie for inspection at the Chambers of the Master of the High Court at Lobatse and a copy at the office of the District Commissioner at Francistown wherein the deceased was resident at the time of his death, for a period of twenty one (21) days from the date of publication hereof.

CLIFTON RICHARDSON, for Executor of Testamentary, P.O. Box 1007, FRANCISTOWN.

Second Publication

Notice to Debtors and Creditors

IN THE ESTATE of the late Doreen Winifred Tarr previously of Lot 78, Mahalapye, Botswana, who died at Mahalapye on 3rd May, 1988.

NOTICE IS HEREBY given that Debtors and Creditors in the above Estate are hereby required to file their claims with, and pay their debts to the undersigned Executor within 30 (thirty) days of the date of publication hereof.

J.D. WILLIAMS, Minchin & Kelly (Botswana), Plot 688, Khwai Road, Off Botswana Road,
P.O. Box 1339, GABORONE.

Second Publication

Change of Name

PURSUANT to section 22 (1) of the Companies Act (Chapter 42:01) as amended, notice is hereby given that Wiggins Teape Botswana (Proprietary) Limited will make application to the Registrar of Companies for his written approval to change the name of the company to First Paper House Botswana (Pty) Limited after 14 days of the publication of this advertisement have elapsed.

for and of behalf of

DESERT SECRETARIAL SERVICES (PTY) LTD, P.O. Box 435, GABORONE.

Second Publication

Change of Name

PURSUANT to section 22 (1) of the Companies Act Cap. 42:01 as amended, notice is hereby given that Raaj Construction (Proprietary) Limited will make application to the Registrar of Companies for his written approval to change the name of the company to Safari 4 x 4 Centre (Proprietary) Limited after 14 days of the second publication of this notice have elapsed.

for and of behalf of the company

ACUMEN SERVICES (PTY) LTD, Private Bag 23, LOBATSE.

Second Publication

Notice

IN THE ESTATE of the late Hilima Motani who died at Pretoria, South Africa on the 13th day of July, 1989.

Estate No. E:16/90

THE FIRST AND FINAL LIQUIDATION AND DISTRIBUTION ACCOUNT in the above estate will lie for inspection at the Chambers of the Master of the High Court at Lobatse and a copy at the office of the District Commissioner at Gaborone, wherein the deceased was resident at the time of her death, for a period of twenty one (21) days from the date of publication hereof.

ARMSTRONGS, *Attorneys*, for the Executor, 5th Floor, Barclays House, Khama Crescent, P.O. Box 1368, GABORONE.

Second Publication

Lobatse Town Council

REMOVAL OF PREMISES

NOTICE IS HEREBY given that I, Motovac (Pty) Ltd intends to apply for the removal of Motor Dealer/Garage Workshop Licences from plot 1089 Lobatse to Plot 2130 Lobatse and that the Lobatse Local Licensing Authority has determined that the application shall be heard on the 15th November, 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.

MOTOVAC (PTY) LTD, P.O. Box 281, LOBATSE.

Second Publication

Notice of Intention to Dispose a Trading/Liquor Licence

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

GLORIA THITO, P.O. Box 399, SELEBI-PHIKWE.

Second Publication

Notice of Intention to Dispose a Trading/Liquor Licence

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

KGOLAGANO CHEPETE, P.O. Box 10473, SELEBI-PHIKWE.

Second publication

Licences

Notice is hereby given that the undersigned intends to apply for a licence 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>
Gatagatamg Ventures (Pty) Ltd, c/o K & M Business Services (Pty) Ltd, P.O. Box 29, 4th Floor, Tirelo House, The Mall, Gaborone.	Fresh Produce	Pilikwe	Central District Council	12.11.90
E. Thito, P.O. Box 399, Palapye.	General Trading	Palapye (Serorome Ward)	Serowe/Palapye Sub-District	12.11.90
C.J.S. Wholesalers (Pty) Ltd, c/o K & M Business Services (Pty) Ltd, P.O. Box 29, 4th Floor, Tirelo House, The Mall, Gaborone.	Wholesale	Mochudi Kgatleng District	National Licensing Authority	20.11.90
Saleys International (Botswana) (Pty) Ltd, c/o K & M Business Services (Pty) Ltd, P.O. Box 29, 4th Floor, Tirelo House, The Mall, Gaborone.	External Representative clothing, footwear blankets, linen, hardware, electronic goods and appliances, furniture	Whole of Botswana	National Licensing Authority	20.11.90
Emsoc (Pty) Ltd, R.K. Accountants (Pty) Ltd, P.O. Box 2288, Gaborone.	Agency food and other household consumer goods	Whole of Botswana	National Licensing Authority	20.11.90
Represents BGI Limited, Private Bag 30, Francistown.	Wholesale liquor and soft drinks	Francistown	National Licensing Authority	20.11.90
SRC — BAC, Private Bag 0027, Gaborone.	Bar	Botswana Agricultural College Lot No. BAC Sebele	Gaborone City Council	14.11.90
Tinnan (Proprietary) Limited, c/o Minchin & Kelly (Botswana), Plot 688, Khwai Road, P.O. Box 1339, Gaborone.	Specialised Trading picture framing, fine art, original painting and pottery	Plot 2698, Corner of Phiri Crescent Gaborone	Gaborone City Council	14.11.90
M & M Industries (Pty) Ltd, c/o Attorneys Rahim Khan & Co., Ground Floor, Botsalano House, The Mall, P.O. Box 1884, Gaborone.	Specialised (dealing in sale of new and used earthmoving plant, machinery and equipment as well as sale of spares and accessories — All	Plot 5653, Legolo Road, Broadhurst Industrial Ext. 20, Gaborone	Gaborone City Council	14.11.90

	related to Plant hire, construction and road building industry)			
M & M Industries (Pty) Ltd, c/o Attorneys Rahim Khan & Co., Ground Floor, Botsalano House, The Mall, P.O. Box 1884, Gaborone. Christine Riggs, c/o Venter & Partners, P.O. Box 37, Francistown. Maison Boll (Pty) Ltd, c/o Venter & Partners, P.O. Box 37, Francistown. J.S. Nong, c/o M. Nong, Private Bag 2, Ramotswa. R. M. Mothupi, P.O. Box 637, Serowe. for House and Home (Pty) Ltd, c/o Soyab Mehtar, P.O. Box 480, Selebi-Phikwe. J.B. Motlhagodi, P.O. Box 141, Selebi-Phikwe. W.G. Mosweu, for Tsholwane Investments P.O. Box 4, Bobonong. K. Motswakae, Postal Agency Zwenshambe, Via Tshesebe, Zwenshambe. N. Mangudi, P.O. Box 10344, Francistown. Online Training (Pty) Ltd, c/o Mosojane, Phumaphi & Co., P.O. Box 484, Francistown. J & V Enterprises (Pty) Ltd, E. Alexander, M.B.I. (Pty) Ltd, P.O. Box 785, Francistown.	Garage/Workshop (to repair, service and maintenance of earthmoving machinery and heavy plant and equipment) Bottle Store Liquor Restaurant (Bistro Type) General Trading/ Fresh Produce Butchery/Liquor Restaurant Specialised Trading (fitted kitchens, allied home installations, and appliances) General Trading Dry Cleaners Specialised Trading Restaurant Specialised Trading computer software, computer hardware and computer stationery Workshop/Electrical repairs, sales and installations to televisions, Hi-Fi sets radios/car radios, deep-freezers, fridges, washing machines, electrical and all domestic appliances	Plot 5653, Legolo Road, Broadhurst Industrial Ext. 20, Gaborone B.G.I. Maun B.G.I. Maun Mogobane Village (Goo Segona) Seleka Plot 8893, Industrial Site Selebi-Phikwe 4393, Botshabelo South Plot No. 5184, Selebi-Phikwe Zwenshambe Shashe Bridge Plot No. 755, Francistown Plot 126, Tatitown	Gaborone City Council North West District Council North West District Council South East District Council Mahalapye Sub-District Council Selebi-Phikwe Town Council Selebi-Phikwe Town Council Selebi-Phikwe Town Council Local Licensing Authority North East District Council Francistown Town Council Francistown Town Council	14.11.90 15.11.90 15.11.90 22.11.90 13.11.90 15.11.90 15.11.90 22.11.90 22.11.90 20.11.90 20.11.90

Central Building Supplies (Pty) Ltd, c/o M. Ebrahim, <i>Applicant's Attorney</i> , P.O. Box 82, Francistown. Shashe Cottage Industries, Private Bag F83, Francistown. G. Ntshiping t/a This and That Hair Salon, c/o Minchin & Kelly (Botswana), Plot 688, Khwai Road, P.O. Box 1339, Gaborone.	Specialised Trading for hardware and building materials and supplies camping equipment and sporting goods Hairdressers Hair Salon	Stand 300 Orapa Lot 6144, Francistown Behind a Shopping complex in Mogoditshane, wherein the shop "Taku Taku" and other shops are located, the room formally used as a "storeroom"	Lethakane District Council Francistown Town Council Gaborone City Council	15.11.90 20.11.90 14.11.90
Lentsweletau Multipurpose Coop, P.O. Box 5, Lentsweletau. N. Seamogo, P.O. Box 40662, Gaborone. R. Papane, P.O. Box 29, Kopong. M. Kotlhao, P.O. Box 194, Molepolole.	Petrol Filling Station Restaurant Restaurant General Trading	Lentsweletau Borakalalo Ward Molepolole Mashibitswe Ward Kopong Ntloolengwae Ward Molepolole	Kweneng District Council Kweneng District Council Kweneng District Council Kweneng District Council	28.11.90 28.11.90 28.11.90 28.11.90

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 which his objection is based.

Second Publication

Lost Title Deed

NOTICE IS HEREBY given that Johannes Setlhare intends applying for a certified copy of a Deed of Grant No. 18/68 dated 23rd January, 1968 in respect of the following property:

CERTAIN:	piece of land being Lot 643 Gaborone
SITUATE:	in Gaborone Township Extension No.4
MEASURING:	4 880 (Four Thousand Eight Hundred and Eighty) English Square Feet
WHICH PROPERTY:	is held under Deed of Grant No. 18/68 dated 23rd day of January, 1968 made in favour of Johannes Setlhare
SUBJECT TO:	the reservations and conditions contained in the aforesaid Deed

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 day of 1990.

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

Second Publication

Notice of Intention to Dispose of Assets

NOTICE IS HEREBY given that the Trustees for the time being of Tiro ya Diatla Trust intend to sell to S.R.D. (Pty) Ltd the following assets of the Trust's Spinning Mill Operations.

1. Lot 174 Lobatse
2. The plant, equipment, machinery, furniture and fittings relating to the spinning mill..
3. The stock of raw materials relating to the spinning mill.

This notice is given in terms of the statutory requirements of the Insolvency Act — Cap. 42:02.

ARMSTRONGS, Attorneys, for the Executor, 5th Floor, Barclays House, Khama Crescent, P.O. Box 1368, GABORONE.

Second Publication

Notice of Application for Issue of Casino Licence

NOTICE IS HEREBY given that the undersigned intends to apply for the issue /renewal of a Casino Licence in terms of section 8 (1) of the Casino Act, (Cap. 19:01) in respect of the premises situated at Sheraton Gaborone Hotel and Towers.

Any person who wishes to object to the issue/renewal of such licence should within 60 days of the second publication of this notice, give notice in writing to the Casino Control Board, Private Bag 004, Gaborone, of his intention to oppose such application and state the grounds upon which his objection is based.

SHERATON OVERSEAS MANAGEMENT CORPORATION, 60 State Street, Boston
Massachusetts, USA 02109.

Second Publication

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

Case No. CC 2/89

In the matter between:

TSWELELO (PROPRIETARY) LIMITED
and
HIWA KENONYENGWANA MOREKI

Plaintiff

Defendant

NOTICE OF SALE IN EXECUTION

BE PLEASED TO TAKE NOTICE that pursuant to a Judgment of the above Honourable Court the following property of the Defendant will be sold in execution by Deputy Sheriff Marule in the manner hereinafter set out:-

DATE OF SALE:	Friday 26th October, 1990
TIME OF SALE:	10.00 a.m.
PLACE OF SALE:	Kanye Police Station
PROPERTY TO BE SOLD:	1 x 3 Ton Mitsubishi Truck registration number BG4231
TERMS OF SALE:	Cash or bank guaranteed cheque following sale.

DATED at Gaborone on this 10th day of October, 1990.

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

Second Publication

Licence

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>
Tsabong Wholesalers (Pty) Ltd, c/o K & M Business (Pty) Ltd, P.O. Box 29, 4th Floor, Tirelo House, The Mall, Gaborone.	Wholesale	Tsabong Kgalagadi District	National Licensing Authority	11.12.90
Lutheran Development Association in Botswana, P.O. Box 578, Kanye.	Wholesale Agent groceries, vegetables, all kinds soft drinks, beef and its products, hardware, house hold and personal effects and bakery produce	Ramatea Ranch Kanye	National Licensing Authority	20.11.90
Represents: Ludabo Gloor Adventure Traks (Pty) Ltd Private Bag 75, Maun. Represented by/ Represents: Arthur Gloor.	Wholesale food and drinks for mobile Safari Company	Safari Company at Private Bag 75, Maun	National Licensing Authority	20.11.90
Great Bay Enterprises (Pty) Ltd, P.O. Box 469, Gaborone.	Extension on Existing Agent Licence electronics appliances and curios, (tanned animal skins) (semi-press stones) (wood carving, stone carving) (ivory carving)	Throughout Botswana	National Licensing Authority	20.11.90
Great Bay Enterprises (Pty) Ltd, P.O. Box 469, Gaborone.	Extention on Existing Agent Electronic appliances and Curios, (tanned animal skins) (semi- press stones) (wood carving stone carving) (ivory carving)	Throughout Botswana	National Licensing Authority	.20.11.90
Alrode Industrial Services & Repairs (Pty) Ltd, t/a Lenaka Promotions, Deloitte Pim Goldby Management Services (Pty) Ltd, P.O. Box 778, Gaborone. Represents Tusk Music Co, (Pty) Ltd, Schenker & Co. (Botswana) (Pty) Ltd, c/o Mr Richard Lyons, P.O. Box 160, Gaborone.	Agency records, cassettes, compact discs, videos and recorded music	Throughout Botswana	National Licensing	20.11.90
	Agency International Forwarding and customs clearing, agents transport	Industrial Plots Nos. 22091 — 22101 Unit 3/A/3 Gaborone West Phase IV	National Licensing Authority	20.11.90

brokers and ware-
housing contractors

Representing: Schenker & Co. GMBH, Worldwide Freight Forwarding Organisation. Garnett & Associates (Pty) Ltd, c/o Ernest & Young Management Services (Pty) Ltd, P.O. Box 41015, Gaborone.	Speciality office equipment supplies	Gaborone	Gaborone City Council	5.11.90
Africa Ba Kopa (Pty) Ltd, c/o Ernst & Young Management Services (Pty) Ltd. P.O. Box 41015, Gaborone.	Agency trade in sporting goods	Gaborone	National Licensing Authority	20.11.90
Eclipse (Pty) Ltd, Private Bag B035, Gaborone.	Agent computers, computer spares peripherals, office supplies, stationery, equipment and furniture	Gaborone	National Licensing Authority	20.11.90
Presented by: E. Abrahamse NV Enterprises (Pty) Ltd, c/o Rahim Khan & Company Ground Floor, Botsalano House, P.O. Box 1884, Gaborone.	Specialised Wholesalers hardware and building materials	Plot 252, (Shed 19, BGI Complex) Francistown	National Licensing Authority	20.11.90
Squires (Pty) Ltd, Trading as Trend c/o Helfer, Collins and Newman, P.O. Box 882, Gaborone.	Specialised Trading (retail of footwear and associated products)	Plot No. 142, Sepitswana Industrial Site, Ramotswa	South East District Council	19.11.90
S. Segakololo, Thabala Postal Agency, Via Serowe.	Small General Trading	Mogorosi	Central District Council	29.11.90
May Flower Bakeries (Pty) Ltd, P.O. Box 1072, Gaborone.	Fresh Produce and General Trading	Plot 854/857 and 863 to 865	Francistown Town Council	20.11.90
Levitt Brothers (Pty) Ltd, c/o Mosojane, Phumaphi & Co, <i>Applicant's Attorneys</i> , P.O. Box 484, Francistown.	General Trading	Lots 459/462, Francistown	Francistown Town Council	20.11.90
Bambino (Pty) Ltd, c/o Mosojane, Phumaphi & Co, <i>Applicant's Attorneys</i> , P.O. Box 484, Francistown.	General Trading	Plot 314, Francistown	Francistown Town Council	20.11.90
Leopard Investments (Pty) Ltd, c/o Anderson Seaketso, P.O. Box 10069, Tatitown.	Speciality mine safety equipment and chemicals and paper products	Plot 9251, Dumela Industrial Sites	Francistown Town Council	20.11.90
Pink Worth (Pty) Ltd, P.O. Box 1072, Gaborone.	Speciality Family Outfitters	Lot 5363, African Mall, Gaborone	Gaborone City Council	5.12.90
Auto Electrical Parts Manufacturers Co. (Pty) Ltd, t/a Carally Auto Electrical & Diesel Services, c/o Deloitte Pim Goldby	Speciality (IVO Auto- electrical parts sales)	Plot 14446, Gaborone West Gaborone	Gaborone City Council	5.12.90

Management Services (Pty) Ltd, P.O. Box 435, Gaborone.				
Big Apple, P.O. Box 20699, Gaborone.	Liquor Restaurant	Plot 17456, Broadhurst	Gaborone City Council	5.12.90
Botalaote Enterprises (Pty) Ltd, c/o K & M Business (Pty) Ltd, P.O. Box 29, 4th Floor, Tirelo House, The Mall, Gaborone.	Specialised Trading (ice-cream and related products)	Lot 1012, Extension 2, Gaborone	Gaborone City Council	5.12.90
Auto Fixtures, P.O. Box 2106, Gaborone.	Motor Trading	Plot 4752/3 Broadhurst	Gaborone City Council	5.12.90
Farmers Stock Feeds (Pty) Ltd, c/o Business Strategists (Pty) Ltd, P.O. Box 2078, Gaborone.	Speciality	Gaborone Inter- national Trade Fair Grounds Stall No. 59	Gaborone City Council	5.12.90
M. Ndou, P.O. Box 584, Mogoditshane.	Fast Food Takeaway	Plot 6043, Extension 2	Gaborone City Council	5.12.90
The Scottish and African Investment Partnership (Botswana) (Pty) Ltd, Private Bag 1, Moeng.	Speciality crafts, handicrafts and souvenirs	Stand 5622, Lejara Road	Gaborone City Council	5.11.90
Lucky Trading Company (Pty) Ltd, c/o Minchin & Kelly (Botswana) (Pty) Ltd, Plot 688, Khwai Road, P.O. Box 1339, Gaborone.	General Trading	Lots 13130/31/32 Specifically Shop, No. 15	Gaborone City Council	5.12.90
Maja Enterprises (Pty) Ltd, P.O. Box 40689, Gaborone.	Specialised Trading	Lot 4750, Tlhwane Road Broadhurst Industrial Estates, Gaborone	Gaborone City Council	5.12.90
Woodhall Hardware (Pty) Ltd, c/o Deloitte Pim Goldby Management Services (Pty) Ltd, P.O. Box 435, Gaborone.	Speciality (dealing in building and hardware supplies)	Plot 10240, Broadhurst, Industrial Gaborone	Gaborone City Council	5.12.90
Auto Electrical Part Manufacture Co. (Pty) Ltd, c/o Deloitte Pim Goldby Management Services (Pty) Ltd, P.O. Box 435, Gaborone.	Workshop (i.r.o. auto electrical parts serving and repairs)	Plot 14446,, Gaborone West Gaborone	Gaborone City Council	5.12.90
Woodhall Hardware (Pty) Ltd, c/o Deloitte Pim Goldby Management Services (Pty) Ltd, P.O. Box 435, Gaborone.	Speciality (dealing in building and hardware supplies)	Plot 32,, Kazungula, Industrial Chobe	Chobe District Council	15.11.90
G.D. Lepang, P.O. Box 38, Maun.	Small General Trading	Maun	North West District Council	15.11.90
A. Makhokhoba, P.O. Box 470, c/o Boy Matshaba, Francistown.	Liquor Restaurant	Siviya	Local Licensing Authority	22.11.90

R. Dithabi, P.O. Box 78, Pitsane.	General Trading	Hebron	Southern District Council	6.11.90
Dipomo (Pty) Ltd, P.O. Box 10094, Kanye.	Fresh Produce and General Trading	Kanye	Southern District Council	4.12.90
H. Ipeleng, P.O. Box 252, Francistown.	General Trading	Letlhakane	Letlhakane District Council	15.11.90
B.T. Gwamulumba, Private Bag F10, Senete.	General Trading	Tutume	Tutume Sub- District Council	4.12.90
E.M. Matebu, P.O. Box 30, Maitengwe.	Restaurant, Bar and Photo Studio Bar Liquor	Dakwi	Tutume Sub- District	4.12.90
G. Molaodi, P.O. Box 162, Mmadinare.	General Trading	Mmadinare (Seboo Ward)	Bobirwa Sub- District Council	6.12.90
J.K. Tshabangu, Ramokgonami Postal Agency, Via Palapye.	General Trading	Ramokgonami	Mahalapye Sub- District Council	4.12.90
Odi Multipurpose Coop, P.O. Box 954, Gaborone.	Filling Station	Odi Coop Premises	Kgatlang District Council	6.12.90
Rundle & Associates, Bosele Hotel Building, Selebi-Phikwe.	Special/General Trading repair and maintenance of commercial, industrial and house- hold refrigeration and airconditioning machinery	Block 4, Bamangwato, Industrial Site	Selebi-Phikwe Town Council	13.12.90
E.K. Basimolodi, P.O. Box 10337, Selebi-Phikwe.	Specialised Trading (Clothing Boutique)	Bosele Hotel	Selebi-Phikwe Town Council	13.12.90
C.M. Tau, P.O. Box 15, Mmankgodi.	Fresh Produce	Mmankgodi	Kweneng District Council	28.11.90
K. Moeng, P.O. Box 280, Thamaga.	Liquor Restaurant	Ga Maromo Ward, Thamaga	Kweneng District Council	28.11.90
K. Segola, P.O. Box 1153, Molepolole.	Liquor Restaurant	Bokaa Ward Molepolole	Kweneng District Council	28.11.90
K. Motlamma, P.O. Box 47, Letlhakeng.	Liquor Restaurant	Letlhakeng	Kweneng District Council	28.11.90

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 which his objection is based.

First Publication.

Auction Sale of Boarded Vehicles

PUBLIC AUCTION: C.T.O. Boarded Vehicles at the following C.T.O. Stations starting at 9.00 a.m.

1. C.T.O. Gaborone and C.T.O. Maun 5th November, 1990
2. C.T.O. Lobatse and C.T.O. Francistown 6th November, 1990
3. C.T.O. Tsabong and C.T.O. Serowe 7th November, 1990
4. C.T.O. Ghanzi 8th November, 1990
5. C.T.O. Mahalapye 9th November, 1990

TERMS:

Cash or bank guaranteed cheques, P200,00.

Refundable deposit to be paid in advance to participate in the auction.

For further details contact Mr M. Botipeng, C.T.O. Gaborone, Telephone 356391, Extension 206.

First Publication

Botswana Telecommunications Corporation — Tender Notice No. BTC 029/90/91**CONSTRUCTION WORK — RLU BUILDING**

BOTSWANA TELECOMMUNICATIONS CORPORATION invites tenders for the construction of RLU.

1. The contract comprises the construction of an RLU buildings: Comprising of equipment room, a rectifier room, a battery room, store, toilet and an MDF room.
2. The building has a total floor area of approximately 106 m² with brickwork walls, timber roof trusses and I.B.R. roof sheeting.
The contractor shall supply all materials required, establish his facilities at Francistown as stipulated in the tender.
3. The project shall be completed in all respects, suitable for occupation and use by the end of the contract period.
4. Technical drawings and specification documents may be obtained free of charge and returned to the addressee stated below:—

Tender BTC 029/90/91,
Secretary/Supplies Manager,
Botswana Telecommunications Corporation,
P.O. Box 700,
Gaborone.

5. Tender closing date will be 14th November, 1990 at 12.00 noon and tenders shall be opened at 14.00 hours in the presence of tenderers wishing to attend at the BTC Head-quarters buildings.
6. The Corporation does not bind itself to award to the lowest tenderer or any tenderer nor to assign any reason thereof.

Enquiries: Telephone: 3582245/358203
Fax: 3744695

First Publication

Botswana Telecommunications Corporation — Tender Notice No. BTC 030/90/91**CONSTRUCTION WORK — RLU BUILDING**

BOTSWANA TELECOMMUNICATIONS CORPORATION invites tenders for the construction of RLU No. 2 building at Francistown.

1. The contract comprises the construction of an RLU buildings: Comprising of equipment room, a rectifier room, a battery room, store, toilet and an MDF room.
2. The building has a total floor area of approximately 106 m² with brickwork walls, timber roof trusses and I.B.R. roof sheeting. The plot is 18 x 22 m and is to be fenced according to Government Police Station Security fence.
The contractor shall supply all materials required, establish his facilities at Francistown as stipulated in the tender.
3. The project shall be completed in all respects, suitable for occupation and use by the end of the contract period.

4. Technical drawings and specification documents may be obtained free of charge and returned to the addressee stated below:—

Tender BTC 030/90/91,
Secretary/Supplies Manager,
Botswana Telecommunications Corporation,
P.O. Box 700,
Gaborone.

5. Tender closing date will be 14th November, 1990 at 12.00 noon and tenders shall be opened at 14.00 hours in the presence of tenderers wishing to attend at the BTC Head-quarters buildings.
6. The Corporation does not bind itself to award to the lowest tenderer or any tenderer nor to assign any reason thereof.

Enquiries: Telephone: 3582245/358203
Fax: 3744695

First Publication

Botswana Telecommunications Corporation — Tender Notice No. BTC 036/90/91

CONSTRUCTION WORK — SEROWE HIGH SITE ROAD

BOTSWANA TELECOMMUNICATIONS CORPORATION invites tenders for the constructional/project work on the Serowe High Site Road and the building of the retaining wall over the Serowe Hill — Central District.

2. Tender documents and drawings may be obtained on request and returned to the addressee stated on/ before Mid-day (14th November, 1990).

Tender BTC 029/90/91,
Secretary/Supplies Manager,
Botswana Telecommunications Corporation,
P.O. Box 700,
Gaborone.

3. Tender closing date will be Wednesday, 14th November, 1990 at 12.00 noon.
4. Tenders shall be opened same afternoon at 14.00 hours (14th November, 1990).
5. The Corporation does not bind itself to award to the lowest tenderer or any tenderer nor to assign any reason thereof.

Enquiries: Telephone: 3582245/358203
Fax: 3744695

First Publication

Botswana Railways

CONSTRUCTION OF CARRIAGE REPAIR SHED AT LOBATSE AND INSPECTION PITS AT LOBATSE, GABORONE AND FRANCISTOWN

TENDERS ARE INVITED from experienced and reputable contractors for the construction of carriage repair shed at Lobatse and inspection pits at Lobatse, Gaborone and Francistown.

Brief description of work —

Fabrication, supply and erection of steel structure 25 m x 11 m to serve as Carriage inspection and repair shed, covered with IBR sheet roofing and partial cladding on the sides, including hard surface flooring, construction of inspection pit 20 m long with access, drainage etc. complete.

Construction of 20 m long inspection pits only at Gaborone and Francistown station yards.

Drawings for the above works are available in the office of the Chief Civil Engineer, 11th Floor Poso House for study.

Tender documents and relevant drawings may be purchased from the office of Supplies Manager, Ground Floor, Plaza on receipt of a demand draft for P10,00 only drawn in favour of Botswana Railways.

Sealed quotations stating the name of work "Carriage Repair Shed and Inspection Pits — TC1/11/038/89" may be addressed to: The Secretary, Botswana Railways, Tender Committee, Private Bag BR 26, Gaborone.

Quotations should reach the office of the Secretary not later than 0900 hours on the 19th November, 1990.

Quotations delivered by hand should be placed in the tender box provided at the Botswana Railways Headquarters, Plaza Suite II, Moapare Road, opposite Central Medical Stores, Gaborone before the closing time, or handed over to the Secretary, Tender Committee at Room No. 116 in the same premises.

First Publication

Gaborone City Council — Tender Notice No. 20/90

CLOSING DATE of the above tender is postponed to 4.00 p.m. on 5th November, 1990.

The tender shall be opened the same day at 4.00 p.m. in Council Chamber in the presence of any tenderer who may wish to be present.

H.N. PERERA,
for City Clerk.

First Publication

Southern District Council — Tender Notice No. 11—90

INSTALLATION OF PHOTOVOLTAIC LIGHTING

SOUTHERN DISTRICT COUNCIL is inviting tenders for the installation of Photovoltaic lighting which includes materials supply transport and labour at the following places —

Mabutsane Clinic
Khakhea Clinic
Maokane Clinic

Tender documents and specifications could be obtained from the Works Department Office during working hours as from 8th October, 1990. Tender in sealed envelopes clearly marked "Tender No. 11/90" stating the length of period and starting time to reach the Secretary's Office not later than 4.30 p.m. 16th November, 1990. The official opening shall commence at 10.00 a.m. the 19th November, 1990.

Council is not bound to accept the lowest or any tender.

C.S. SETLHABI,
for Council Secretary.

Southern District Council — Tender Notice No. 12—90

TENDERS ARE INVITED by the Southern District Council from suitably qualified and registered contractors for the construction of health and education facilities at Itholoke/Lokalane settlement.

- (1) 1 no. Health Post
- (2) no. Nurse's House
- (1) 2 x 2 classroom blocks
- (2) 1 no. administration block
- (3) 1 no. school kitchen
- (4) 2 no teachers quarters
- (5) 4 no pit latrines

Tender documents and specifications are obtainable from Works Department office during working hours as from the 8th October, 1990. Tenders to be submitted in sealed envelopes clearly marked "Tender No. 12/90" to reach the Secretary's office not later than 4.30 p.m., 16th November, 1990. The official opening will take place on the 19th November, 1990 at 9.00 a.m. All interested parties are welcome. All tenders to be addressed to: Council Secretary, Southern District Council, Private Bag 2, Kanye.

Council is not bound to accept the lowest or any tender.

C.S. SETLHABI,
for Council Secretary.

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

CC.370/89

In the matter between:

HALIDI GONGORO

Plaintiff

and

MR KWAPA
BASOTHO MOTSOPA*1st Defendant*
2nd Defendant

SALE IN EXECUTION

BE PLEASED TO TAKE NOTICE that pursuant to the judgment of the above Honourable Court the undementioned property will be sold by public auction without reserve as follows —

PLACE: Lobatse Police Station
TIME: 10.00 a.m. on Saturday 17th November, 1990.
TERMS: Cash or bank guaranteed cheques
PROPERTY TO BE SOLD: Toyota Hilux 4 x 4 (white) Registration Number BD 1377 1988 Model

DATED at Gaborone this 9th day of October, 1990.

RAHIM KHAN & COMPANY, *Plaintiff's Attorneys*, Botsalano House, P.O. Box 1884, GABORONE.*First Publication*

IN THE HIGH COURT OF THE REPUBLIC OF BOTSWANA
HELD AT FRANCISTOWN

Case No. CT (F) 54/89

In the matter between:

TRIPPLE 'R' (PTY) LIMITED

Plaintiff

and

DON ALEXIAR t/a NOKENG BRICKYARD

Defendant

NOTICE OF SALE IN EXECUTION

BE PLEASED TO TAKE NOTICE that pursuant to the judgment of the above Honourable Court, a sale in execution will be held as follows —

DATE OF SALE: 30th November, 1990
TIME: 2.30 p.m.
PLACE OF SALE: Nokeng Brickyard, Mathangwane
GOODS TO BE SOLD: 1 x Electric Brickmaking Machine
 2 x Electric Concrete Mixers
 1 x 8 Wheel Trailer BA 8009
TERMS: Cash or bank guaranteed cheque

DATED at Francistown this 10th day of October, 1990.

VENTER, *Plaintiff's Attorneys*, Auto Lot House, P.O. Box 37, FRANCISTOWN.

IN THE MAGISTRATE'S COURT FOR NORTH WEST DISTRICT
HELD AT MAUN

Case No. M 21/86

In the matter between:

BOTSWANA TELECOMMUNICATIONS CORPORATION

Plaintiff

and

G.C. RIGGS

Defendant

NOTICE OF SALE IN EXECUTION

TAKE NOTICE that pursuant to a writ of execution issued out of Court in the above matter the following property will be sold by public auction to the highest bidder by the Deputy Sheriff, Mr R. Ridge on Saturday the 6th day of October, 1990 at Magistrate's Court yard, Maun, at 10.00 a.m.

1 x Toyota Land Cruiser registration number BJ 930.

TERMS: Cash or bank guaranteed cheque only.

DATED at Francistown this 12th day of September, 1990.

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

First Publication

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

Case No. CC458/90

In the matter between:

H.C. DENNYS

Applicant

and

DANIEL DIBEELA

Defendant

SALE IN EXECUTION

TAKE NOTICE that pursuant to a writ of execution of movable property issued against the Defendant, the following goods will be sold by public auction, by Deputy Sheriff Eric Molefe as follows —

PLACE: Urban Police Station
DATE: 26th October, 1990
PROPERTY: 1 x Toyota Stout Registration BG 2025
TIME: 10.30 a.m.
TERMS: Cash or bank guaranteed cheque

DATED at Gaborone this day of October, 1990.

SEGAETSHO, MALATSI & MASOBA, *Plaintiff's Attorneys*, Bontleng Mall, Office Number 7, B.D.C. Building, P.O. Box 20960, GABORONE.

First Publication

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

Case No. CC545/90

In the matter between:

A.H. SURTEE

Plaintiff

and

JOSE LOBO

Defendant

SALE IN EXECUTION

TAKE NOTICE that pursuant to a writ of execution of movable property issued against the Defendant, the following goods will be sold by public auction, by Deputy Sheriff Eric Molefe as follows —

PLACE: Urban Police Station
DATE: 26th October, 1990
PROPERTY: 1 x Piece Room/Divider, 1 x Gas Lamp, 1 x Dressing Table, 2 x Tempest Speakers.
TIME: 10.30 a.m.
TERMS: Cash or bank guaranteed cheque.

SEGAETSHO, MALATSI & MASOBA, *Plaintiff's Attorneys*, Bontleng Mall, Office Number 7, B.D.C.
Building, P.O. Box 20960, GABORONE.

First Publication

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

Case No. CC28/90

In the matter between:

OVERDRIVE INCORPORATED (PTY)

Plaintiff

and

MORUTWA TRANSPORT (PTY) LTD

Defendant

SALE IN EXECUTION

TAKE NOTICE that pursuant to a writ of execution of movable property issued against the Defendant, the following goods will be sold by public auction, by Deputy Sheriff Eric Molefe as follows —

PLACE: Overdrive Incorporated (Pty) Ltd
DATE: 24th October, 1990
PROPERTY: Ford Granad 3/ BD 4515C
TIME: 10.30 a.m.
TERMS: Cash or bank guaranteed cheque

SEGAETSHO, MALATSI & MASOBA, *Plaintiff's Attorneys*, Bontleng Mall, Office Number 7, B.D.C.
Building, P.O. Box 20960, GAABORONE.

First Publication

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

Case No. CT 298/87

In the matter between:

FEDMARK HOLDINGS LIMITED

Plaintiff

and

S.W. BRUWER t/a SEKUMA STORE

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 of the Defendant will be sold in execution by Deputy Sheriff Marule in the manner hereinafter set out —

DATE OF SALE: Friday 9th November, 1990
 TIME OF SALE: 11.00 a.m.
 VENUE OF SALE: Lobatse Central Police Station
 PROPERTY TO BE SOLD: Isuzu Truck (1981) registration number BF 4818
 TERMS OF SALE: Cash or bank guaranteed cheque

DATED at Gaborone this 15th day of October, 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. CT 32/90

In the matter between:

BARCLAYS BANK OF BOTSWANA LIMITED

Plaintiff

and

S.L. MORULE

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 of the Defendant will be sold in Execution by Deputy Sheriff Marule in the manner hereinafter set out —

DATE OF SALE: Friday 9th November, 1990
 TIME OF SALE: 10.30 a.m.
 VENUE OF SALE: Lobatse Central Police Station
 PROPERTY TO BE SOLD: International Tractor (1980) registration number BF 4159
 TERMS OF SALE: Cash or bank guaranteed cheque

DATED at Gaborone this 15th day of October, 1990.

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

First Publication

**IN THE SUBORDINATE COURT OF THE FIRST CLASS FOR THE CENTRAL MAGISTERIAL DISTRICT
HELD AT SELEBI-PHIKWE**

SP 583/90

In the matter between:

LEADING LADY (PTY) LIMITED

Plaintiff

and

PRINGLE G. GULUBANE *v/a* HI-GEER LADIES &
GENTS BOUTIQUE*Defendant*

NOTICE OF SALE IN EXECUTION

BE PLEASED to take notice that pursuant to a judgment of the above Court the following movable property will be sold by public auction by the Deputy Sheriff Prince Kgwaneng to the highest bidder.

DATE OF SALE: 2nd November, 1990
TIME : 9.00 a.m.
VENUE: R.A.C. (SEROWE)
PROPERTY TO BE SOLD: *Movable Property*
 1 x Double door Lion fridge
 1 x Single door fridge (Pepsi)
 1 x Coca-cola chest fridge
 1 x Electronic cash registrar
 1 x Peugeot BB 2898
TERMS OF SALE: Cash or bank guaranteed cheque

DATED at Selebi-Phikwe this 4th day of October, 1990.

SOYAB MEHTAR,, *Plaintiff's Attorneys*, 2485 Ipelegeng Way, P.O. Box 480, SELEBI-PHIKWE.

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

Case No. CT (F) 124/86

In the matter between:

W.K. SEBOLAO

Plaintiff

and

TSHABANG LELAKA *v/a* F.T.L. BUILDING CONSTRUCTION*Defendant*

NOTICE OF SALE IN EXECUTION

BE PLEASED to take notice that pursuant to a judgment of the above Honourable Court, the following property will be sold by public auction by the Deputy Sheriff Judith Seboko to the highest bidder.

DATE OF SALE: 3rd November, 1990
TIME : 10.30 a.m.
VENUE: Morwa Village
PROPERTY TO BE SOLD: *Movable Property*
 1 x House situated at Morwa Village (Mochudi)
TERMS OF SALE: Cash or bank guaranteed cheque

DATED at Selebi-Phikwe this 4th day of October, 1990.

SOYAB MEHTAR,, *Plaintiff's Attorneys*, 2485 Ipelegeng Way, P.O. Box 480, SELEBI-PHIKWE.

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

Case No. CT (F) 151/85

In the matter between:

BABATSHI PONTSHO

Plaintiff

and

SELBY MUIR

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 above-named Defendant will be sold by Deputy Sheriff Iles in execution as follows —

DATE OF SALE:	10th November, 1990
TIME OF SALE:	10.00 a.m.
VENUE:	Palapye Police Station
PROPERTY TO BE SOLD:	Toyota Cressida BD 9830 MAN diesel truck
CONDITIONS:	Cash or bank guaranteed cheque only.

DATED at Gaborone this 12th day of October, 1990.

**DOW, LESETEDI & COMPANY, *Plaintiff's Attorneys*, Plot 390, Independence Avenue,
Private Bag 00201, GABORONE.**

First Publication

Change of Name

PURSUANT TO section 22 (1) of the Companies Act Cap. 42:01 as amended, notice is hereby given that Home Entertainment (Proprietary) Limited, will make an application to change the name of the company to D.J. Enterprises (Proprietary) Limited, after 14 days of the publication of this advertisement have elapsed.

for and on behalf of the company,
PW BUSINESS SERVICES (PTY) LTD, P.O. Box 892, GABORONE.

First Publication

Next of Kin Meeting

IN THE ESTATE of the late SHAMSUDDIN CHAND who died at Sikwane on 23rd April, 1990.

NOTICE IS HEREBY given that by virtue of section 31 of the Administration of Estates Act Cap. 31:01 the Master for the High Court of Botswana has called a meeting of the Next of Kin of the abovenamed deceased to be held at the High Court, Lobatse on the 2nd November, 1990 at 11.00 a.m.

The surviving spouse, heirs of the deceased and all persons having claims against the above-named estate are to attend before the Master at the appointment time and place.

RAHIM KHAN & COMPANY, Ground Floor, Botsalano House, P.O. Box 1884, GABORONE.

First Publication

Estate Number 1233/77

First and Final Liquidation and Distribution Account

IN THE ESTATE of the late OBED CYRIL MOGADIME who died at Groot Marico, Republic of South Africa, on the 5th day of August, 1975.

THE FIRST AND FINAL LIQUIDATION AND DISTRIBUTION ACCOUNT in the abovementioned estate will lie open for inspection at the Chambers of the Master of the High Court at Lobatse and a copy thereof at the office of the District Commissioner at Gaborone, wherein the deceased was resident at the time of his death, for a period of Twenty One (21) days from the date of publication hereof.

EBRAHIM & MOTHOB, *Attorneys for the Executor*, Lot No. 724, Extension 2, Kagisano Close,
P.O. Box 401, GABORONE.

Notice to Creditors and Debtors

IN THE ESTATE of the Late JOHANNES HENDRICK MOLLER who died at Selebi-Phikwe on the 8th day of July, 1990.

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

ARMSTRONGS, *Attorneys, Attorneys for the Executrix*, fifth Floor, Barclays House, Khama Crescent,
P.O. Box 1368, GABORONE.

First Publication

Application for Copy of Lost Deeds

NOTICE IS HREBY given that we intend applying for a certified copy of:

- (a) Deed of Fixed Period State Grant No. 212/85 registered on the 9th May, 1985, in favour of Field Services (Proprietary) Limited over Lot 10206, Gaborone,
- (b) Mortgage Bond No. 496/81 registered on the 21st September, 1981 by Field Services (Proprietary) Limited in favour of National Development Bank.

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

DATED at Gaborone this 15th day of October, 1990.

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

Change of Name

NOTICE IS HEFREBY given that all properties registered in the name of "European Association for Corporation", now belong to "The Commission of the European Communities". Application is therefore made for change of name in respect of all properties registered in the previous name, namely: "European Association for Corporation", to be registered in the name of "The Commissioner of the European Communities".

Any person or persons having objection to the Registration of the same shall lodge his or her objection with the Registrar of Deeds within 20 (Twenty) days of the publication hereof, after which period the said agreement will be submitted to the Registrar of Deeds for Botswana at Gaborone for registration of the same.

DATE at Gaborone this 11th day of October, 1990.

RICHARD A. LYONS, *Applicant's Attorneys*, P.O. Box 160, GABORONE.

First Publication

Notice of Intention to Dispose of Trading Licence

BE PLEASED TO TAKE NOTICE that David and Carol Mapplebeck have disposed of their entire shareholdings and interest in Icada (Pty) Limited and Electricada (Pty) Limited, to Tarsem and Bindu Kumar.

Any claims against the above companies, as at 30th September, 1990, are to be forwarded to Attorney Soyab Mehtar, P.O. Box 480, Selebi-Phikwe within 30 days from the second publication hereof.

DATE at Selebi-Phikwe this 28th September, 1990.

SOYAB MEHTAR, *Attorneys*, P.O. Box 480, SELEBI-PHIKWE.

First Publication

Francistown Town Council

AUCTION SALE

IN ACCORDANCE with the Stores Regulations for Town and District Councils 1971, Cap. 18, Para. 1804, the Public is hereby notified for general information that Francistown Town Council shall be selling the boarded vehicles, motor spares and tyres on the 3rd November, 1990, starting from 9 a.m..

Auction sale will be conducted at Francistown Town Council main storeyard. Items offered for sale may be inspected during the working hours from 7.30 to 12.30 a.m. and 1.45 to 4.30 p.m. Payments are strictly cash or bank guaranteed cheques only.

<i>Make and Type</i>	<i>Year of Manufacture</i>	<i>Registration Number</i>
Toyota Hilux Pick-up	1982	BA 9152
" " "	1983	BA 6577
" " "	1982	BA 9147
" " "	1981	BA 2228
Toyota Dyna Flat Truck	1981	BA 2493
Toyota DA 116 Refuse Truck	1978	BA 5366
Toyota DA 116 Refuse Truck	1979	BA 6635
Water Tank Trailer	1975	BA 638
Atlas Copco Compressor	1978	BA 5744
Datsun Caball Flat	1980	BA 7459
" " "	1982	BA 2674
Nissan UG 780 Vacuum Tanker	1979	BA 6228
Ford Tractor	1982	BA 9135
" " "	1981	BA 9053
Toyota Hilux Pick-up	1981	BA 2801
" " "	1984	BA 750
Ford Bantam Pick	1986	BA 3402 A
" " "	1986	BA 3403A
Water Cart (Two wheels) with 2 x 110 empty drums		
Spare parts		
Tyres		

M.K. MABODISE
(*Senior Supplies Officer*),
for Town Clerk.

First Publication

Notice of Intention to Transfer Trading/Liquor Licence

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 to obtain:

A transfer of General Dealer and Bottle Store Licences in respect of premises situated at Seronga Village from W.D. Engelbrecht to Seronga Trading (Pty) Ltd. and that the North West District Council has determined that the application shall be heard by the Local Licensing Authority on the 15th November, 1990.

SERONGA TRADING (PTY) LTD, P.O. Box 66, MAUN.

First Publication

Notice of Disposal

NOTICE IS HEREBY given in terms of section 23 of the Trade and Liquor Act, 1987 that I, Tshipietsile Mothelesi have disposed of my entire interest in carrying on a Wholesale business at Tsabong to Tsabong Wholesalers (Proprietary) Limited who will continue to trade at the same premises and under the name and style of Tsabong Wholesalers.

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

First Publication

Notice of Disposal

NOTICE IS HEREBY given in terms of section 23 of the Trade and Liquor Act, 1986 that I, Peter Bashe have disposed of my entire interest in carrying on the business of General Dealer to G. Molaodi who will continue to trade at the same premises and under the name and style of General Dealer.

PETER BASHE, P.O. Box 8, MMADINARE.

First Publication

Notice of Intention to Dispose of Trading/Liquor Licence

NOTICE IS HEREBY given in terms of section 23 of the Trade and Liquor Act, 1986 that I, Mrs Gaebolae Ratladi have disposed of my entire interest in carrying on the business of Itireleng Small General Dealer at Maun to Mrs Goitsemanng Dorcas Lelang who will continue to trade at the same under the same style of a Small General Dealer.

MRS G. RATLADI, P.O. Box 38, MAUN.

First Publication

Notice of Intention to Dispose of Trading/Liquor Licence

NOTICE IS HEREBY given in terms of section 23 of the Trade and Liquor Act, 1986 that I, Edwin Ramadila have disposed of my entire interest in carrying on the business of General Dealer at Makopong to Elizabeth Osenoneng who will continue to trade at the same premises and under the same style of a General Dealer.

EDWIN RAMADILA, P.O. Box 145, TSABONG

First Publication

Notice of Intention to Dispose of Trading/Liquor Licence

NOTICE IS HEREBY given in terms of section 23 of the Trade and Liquor Act, 1986 that I, Shelleng Rabonwapitse have disposed of my entire interest in carrying on the business of General Dealer to Mrs Gaselona Baipoledi who will continue to trade at the same premises situated at Dilaene Ward, Mahalapye under the style of General Dealer.

S. RABONWAPITSE, P.O. Box 1313, MAHALAPYE

First Publication

Notice of Intention to Transfer Trading/Liquor Licence

NOTICE IS HEREBY given that the undersigned intends to apply for a transfer of a Speciality Stationery Licence in respect of premises situated at Bontleng, Extension 14 to Kenneth Koma who will continue to trade at the same premises and under the same style of a Speciality Stationery Licence and that the Gaborone City Council has determined that the application shall be heard by the Licensing Authority on 5th December, 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 Council of his intention to oppose such application and state the grounds upon which his objection is based.

PROGRESSIVE BOOKS (PTY) LTD, P.O. Box 2308, GABORONE.

First Publication

Change of Style

NOTICE IS HEREBY given that the undersigned intends to apply for a licence in terms of section 9 of the Trade and Liquor Act, 1986 (No. 29 of 1986) to obtain a Speciality, Change of Style from a General Dealer and Fresh Produce to a Speciality in respect of the premises situated at Plot 8860 Broadhurst, Gaborone and that the Gaborone City Council has determined that the application shall be heard by the Licensing Authority on the 5th December, 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 Council of his intention to oppose such application and state the grounds upon which his objection is based.

J.P. MAKWA, P.O. Box 1446, GABORONE.

First Publication

Botswana Telecommunications Corporation — Tender Notice No. BTC 031/90/91

CONSTRUCTION WORK — RLU BUILDING

BOTSWANA TELECOMMUNICATIONS CORPORATION invites tenders for the construction of RLU building at Gaborone.

The contract comprises the construction of an RLU building, comprising of equipment room, a rectifier room, a battery room, store, toilet and an MDF room.

2. The building has a total floor area of approximately 106 m² with brickwork walls, timber roof trusses and I.B.R. roof sheeting. The plot is 18 x 22 m and is to be fenced according to Government Police Station security fence.
The contractor shall supply all materials required, establish his facilities at Gaborone as stipulated in the tender.
3. The project shall be completed in all respects, suitable for occupation and use by the end of the contract period.
4. Technical drawings and specification documents may be obtained free of charge and returned to the addressee stated below:—

Tender BTC 029/90/91,
Secretary/Supplies Manager,
Botswana Telecommunications Corporation,
P.O. Box 700,
Gaborone.

5. Tender closing date will be 14th November, 1990 at 12.00 noon and tenders shall be opened at 14.00 hours in the presence of tenderers wishing to attend at the BTC Head-quarters buildings.
6. The Corporation does not bind itself to award to the lowest tenderer or any tenderer nor to assign any reason thereof.

Enquiries: Telephone: 3582245/358203
Fax: 3744695

First Publication

Bill No. of 22 1990

**INSTITUT MERIEUX AND BOTSWANA VACCINE
INSTITUTE (PTY) LTD
TAX AGREEMENT (RATIFICATION) BILL, 1990**
(Published on 26th October, 1990)

MEMORANDUM

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

2. The object of the Bill is to ratify tax concessions granted to the Institut Merieux and its seconded staff in Botswana and the Botswana Vaccine Institute (Pty) Ltd in pursuance of a Foot and Mouth Disease Vaccine Project Tax Agreement entered into on the 16th April, 1986.

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

A BILL
—entitled—

An Act to ratify a Tax Agreement entered into between the Government of the Republic of Botswana and Institut Merieux and Botswana Vaccine Institute (Pty) Ltd.

Date of Assent:

Date of Commencement:

ENACTED by the Parliament of Botswana

1. This Act may be cited as the Institut Merieux and Botswana Vaccine Institute (Pty) Ltd. Tax Agreement (Ratification) Act, 1990. Short title

2. The Tax Agreement entered into between the Government of the Republic of Botswana, Institut Merieux and Botswana Vaccine Institute (Pty) Ltd. on 16th April, 1986, set out in the Schedule hereto, is hereby ratified. Ratification of Agreement

SCHEDULE

FOOT AND MOUTH DISEASE VACCINE PROJECT TAX AGREEMENT
between
THE GOVERNMENT OF THE REPUBLIC OF BOTSWANA
and
INSTITUT MERIEUX
and
BOTSWANA VACCINE INSTITUTE (PROPRIETARY) LIMITED

This Agreement is made this 16th day of April, 1986 between the Government of the Republic of Botswana (hereinafter referred to as the "Government") represented by the Honourable Minister of Finance and Development Planning of the one part and Institut

Merieux a company incorporated under the law of France and having its registered office in Lyon - 17, Rue Bourgelet 69002 Lyon, France represented by DR HUBERT FAVRE and Botswana Vaccine Institute (Proprietary) Limited a company incorporated under the laws of Botswana and having its registered office at Plot 6385 Broadhurst Industrial Estate, Gaborone, Botswana, of the other part.

WHEREAS on the 12th May, 1978 the Government and Institut Merieux entered into an Agreement, known as the Foot and Mouth Disease Vaccine Project Agreement (hereinafter referred to as "the Main Agreement") whereby Institut Merieux agreed to develop in Botswana production and research into and other facilities for the manufacture of foot and mouth disease vaccine;

WHEREAS the Government has established the Botswana Vaccine Institute (Pty) Ltd (hereinafter referred to as BVI) under a subsidiary agreement No. 6 dated 14th September, 1979 to assume all rights and obligations of the Government as set out in the Main Agreement;

AND WHEREAS in terms of Article 8 of the Main Agreement, the Government has agreed to take necessary measures to exempt Institut Merieux and its seconded staff in Botswana and B.V.I. from income tax;

NOW THEREFORE, in furtherance of the said Agreement the Government, Institut Merieux and B.V.I. have agreed as follows:

1. Amounts accruing to Institut Merieux under the Main Agreement shall be exempt from income tax and branch profits tax.
2. Gross income from employment accruing to seconded employees of Institut Merieux (who are not citizens of Botswana) engaged under the Main Agreement shall be exempt from income tax.
3. Institut Merieux is relieved of all obligations under section 56 of the Income Tax Act and the Seventh Schedule to the said Act in respect of amounts paid to its employees which are exempted from income tax in terms of paragraph two.
4. B.V.I. is relieved of all obligations under section 58 and the Ninth Schedule of the Income Tax Act in respect of amounts paid to Institut Merieux being royalties and management or agency fees which are exempt from income tax under paragraph one.
5. This Agreement shall be deemed to have come into effect on the 12th May, 1978.

THUS DONE and signed on behalf of the Government on this 11th day of October, 1985.

WITNESS

1.
K.G. BAREKI

D.N. MAGANG
(Acting Minister of Finance and Development Planning)
for and on behalf of the Government of the Republic of Botswana

2.
L.O. de SILVA

THUS DONE and signed on behalf of B.V.I. at Gaborone on this 24th day of February, 1986.

AS WITNESS

1.
E. NTSIMA

.....
W.G. SHAW,
for Botswana Vaccine Institute.

2.
P. GRATION

THUS DONE and signed by DR. HUBERT FAVRE on this 16th day of April, 1986 in his capacity as Representative of Institut Merieux on the Board of BVI he being duly authorized thereto.

.....
for Institut Merieux
The Common Seal of Institut Merieux
was hereto affixed in the presence of:

THIERY DESCOLLONGES - Director

FRANCOIS GUILLEMIN - Secretary

L6/369 II

BOTSWANA COLLEGE OF AGRICULTURE ACT, 1991

No. 9



of 1991

ARRANGEMENT OF SECTIONS

SECTION

1. Short title
2. Establishment of College
3. Functions and objectives of College
4. Governing Council
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An Act to provide for the establishment of the Botswana College of Agriculture.

Date of Assent: 16th May, 1991.

Date of Commencement: 31st May, 1991.

ENACTED by the Parliament of Botswana

1. This Act may be cited as the Botswana College of Agriculture Act, 1991. Short title

2. (1) There is hereby established the Botswana College of Agriculture, hereinafter referred to as "the College", which shall be a body corporate, with perpetual succession and a common seal, capable of suing and being sued in its corporate name. Establishment of College

(2) The College shall have power, for any purpose which the Governing Council considers is necessary or expedient for or in connexion with the exercise of its functions or the achievement of its objectives under this Act, to purchase or otherwise acquire any movable or immovable property, to sell, lease, mortgage or otherwise alienate or dispose of any such property, or to enter into contracts or other transactions and do and perform any other things or acts for or in connexion with the proper performance of its duties.

Functions
and
objectives of
College

3. (1) The objectives of the College shall be to provide education and training in the science and practice of agriculture, and such other allied and related subjects as the Governing Council may, from time to time, and subject to the provisions of section 7, decide.

(2) For the purpose of achieving its objectives the College may, subject to the provisions of section 7, —

- (a) establish such halls of residence, faculties, institutes, schools, departments or other academic units, whether in Gaborone or elsewhere, as the Governing Council may, from time to time, consider necessary or desirable;
- (b) establish professorships, lectureships and other posts, whether academic or administrative, and grant fellowships, bursaries, exhibitions, scholarships, prizes and certificates as the Governing Council may, from time to time, consider necessary or desirable;
- (c) conduct research on its own or in collaboration with other national or international organizations in the field of agriculture or related sciences;
- (d) arrange symposia, workshops, seminars, conferences or similar activities in the field of agriculture or related sciences, and take whatever steps the Governing Council considers appropriate to stimulate and promote interest in agricultural and rural development;
- (e) provide advisory, consultancy and other services for the benefit of government departments, organizations and individuals in the field of agriculture and related sciences;
- (f) perform such other functions as are conferred on the College by or under this Act or any other written law.

(3) Notwithstanding the provisions of subsections (1) and (2) and any other provision of this Act, the award of degrees and diplomas of the College shall be the responsibility of, and shall be made by, the University of Botswana.

Governing
Council

4. (1) There shall be a Governing Council for the College, which shall consist of the following persons —

- (a) the Permanent Secretary, Ministry of Agriculture, who shall be the chairman;
- (b) the Vice-Chancellor of the University of Botswana;
- (c) one person nominated by the Minister of Education;
- (d) one person nominated by the Minister of Finance and Development Planning;
- (e) the Dean of the Faculty of Science at the University of Botswana;
- (f) four persons appointed by the Minister of Agriculture from among persons who are not public servants but who are active in the agricultural sector;
- (g) one person representing the University of Botswana Council;

- (h) one person representing the University of Botswana Senate;
- (i) two persons elected by the teaching staff of the College from amongst themselves;
- (j) one dean elected from amongst themselves by all the deans of the faculties of the College;
- (k) one student representing the student body of the College; and
- (l) the Principal of the College.

(2) The conduct of proceedings of the Governing Council, the frequency of meetings, the election of an acting Chairman in the absence of the appointed Chairman, the voting rights of the Chairman and the various members of the Council, and the number of members to constitute a quorum at meetings of the Council, shall be as provided in Statutes enacted by the Council.

(3) The Governing Council shall have overall power of control over and superintendence of the College, and without prejudice to the generality of the foregoing shall have power to —

- (a) administer the properties of the College, both movable and immovable;
- (b) administer the funds and assets of the College;
- (c) signify the acts of the College by use of its official seal;
- (d) on behalf of the College, receive fees, grants, gifts and any other monies, and make disbursements to other persons or bodies of persons;
- (e) subject to the provisions of this Act, appoint, on such terms and conditions as it may determine, such academic staff and employees of the College as it considers necessary or expedient for the proper performance of the functions of the College;
- (f) subject to the provisions of section 7, formulate the academic policy of the College and devise courses of instruction, study and research leading to the granting of academic awards; and
- (g) subject to the provisions of section 7, do all such acts or things as may be provided for by or under this Act, or which in its opinion are necessary or expedient for the proper functioning of the College.

5. (1) The Minister shall, after consultation with the Governing Council, appoint the Principal of the College, who shall, subject to the general control of the Governing Council on matters of policy, be the academic and administrative head and chief disciplinary officer of the College, the Vice-Principal, who shall act as Principal when the post of Principal is vacant or the Principal is absent or unable to act, and other senior officers of the College, on such terms as the Governing Council may determine.

Appointment
of Principal,
and other
officers of
the College

(2) The Governing Council shall, from amongst the academic staff of the College, appoint deans for the various faculties and heads of the various academic departments into which the College is divided.

Boards of
faculties and
departments

Association
with
University

Accounts of
College

Annual
report

Statutes

6. The Governing Council may establish boards for each faculty and each academic department of the College, and determine the composition, powers and functions of such boards.

7. (1) The College shall be an associate institution of the University of Botswana, and in respect of degrees, diplomas or other awards to be granted by the University, the University Senate shall be entirely responsible for regulating the conduct of examinations, the marking of papers and the granting of such degrees, diplomas or awards.

(2) In respect of any matters concerning degrees, diplomas or other awards to be granted by the University, decisions of the Governing Council in the exercise of any of its powers under section 3, section 4 (3), section 5(2), section 6 or the enactment of statutes under section 10 shall be subject to the prior approval of the University.

(3) Notwithstanding the provisions of sections 4, 5 and 6 and of any other provision of this Act, the Governing Council of the College shall obtain the approval of the University in respect of —

- (a) the appointment of academic staff and of deans and heads of departments who teach courses, or are responsible for programmes leading to the award of degrees or diplomas; and
- (b) the establishment of boards for each faculty or department which is responsible for programmes leading to the award of degrees or diplomas.

8. (1) The Governing Council shall cause to be kept proper books of accounts and records of the College with respect to the assets and liabilities, the income and expenditure and other financial transactions of the College, and shall cause to be prepared for each financial year a balance sheet showing such details.

(2) Not later than six months after the close of each financial year the accounts and balance sheet in respect of that year shall be audited by an auditor appointed by the Governing Council.

(3) As soon as the accounts and balance sheet have been audited, and in any case not later than six months after the audit, the Governing Council shall submit to the Minister of Agriculture a copy of such audited accounts together with the auditors report.

9. The Governing Council shall, within six months after the end of each financial year, submit to the Minister of Agriculture a report on the conduct of the business of the College for that year.

10. (1) The Governing Council may enact statutes for the better carrying out of the purposes and provisions of this Act, and without prejudice to the generality of the foregoing may make provision for —

- (a) regulating the appointment, conditions of service, termination of of appointment and retirement benefits of the staff of the College;
- (b) determining the persons authorized to sign contracts, cheques and other documents on behalf of the College, and otherwise regulating procedure in relation to transactions entered into by the College;
- (c) determining the academic year of the College; and

- (d) securing that the seal of the College is kept in proper custody and is used only by authority of the Governing Council.
- (2) A statute shall be taken to be enacted if, but only if —
 - (a) a draft of the statute has been circulated to the members of the Governing Council at least 14 days before the meeting at which it is to be considered;
 - (b) after consideration by the meeting, the draft has been provisionally approved either without amendment or with amendments of which notice in writing was circulated to the members at least 3 days before the meeting;
 - (c) the statute as provisionally approved has been circulated to the members of the Governing Council, and, where in the opinion of the Council it affects academic matters, to the members of the University of Botswana Senate, at least 14 days before the meeting at which it is proposed to confirm the statute; and
 - (d) the statute is, at the meeting of the Governing Council, confirmed without amendment, or only with such amendments as give effect to a resolution of the Senate in respect of the statute as provisionally approved and —
 - (i) notice in writing of any such amendment has been circulated to the members of the Council at least three days before the meeting; and
 - (ii) the meeting is held not less than one month or more than six months after the meeting at which the statute was provisionally approved.
- 11. (1) The Botswana Agricultural College existing before the commencement of this Act is abolished. Transitional
and
saving
- (2) Subject to the provisions of this Act, on the commencement of this Act —
 - (a) all assets and facilities of the Botswana Agricultural College existing before the commencement of this Act shall be transferred to the Botswana College of Agriculture established by this Act;
 - (b) all students currently at such College shall become students at the College established by this Act;
 - (c) the budget for such College as approved under a Ministry of Agriculture appropriation and any supplementary budget shall be transferred to the College established by this Act;
 - (d) all staff of such College shall be seconded to the College established by this Act on the same terms and conditions, for one year, within which period they will be required to decide whether to remain as public servants or to transfer permanently to the College;
 - (e) the Ministry of Agriculture shall provide such services at Content Farm for the benefit of the College as were available to the College existing at the commencement of this Act, until such time as the College has established its own facilities.

A.26

(3) Diplomas granted by the University of Botswana prior to the enactment of this Act shall be as valid as if granted under this Act.

PASSED by the National Assembly this 3rd day of April, 1991.

C.G. MOKOBI,
Clerk of the National Assembly.

CUSTOMS AND EXCISE DUTY (AMENDMENT) ACT, 1991

No. 10



of 1991

ARRANGEMENT OF SECTIONS**SECTION**

1. Short title
2. Amendment of long title, Cap 50:01
3. Amendment of section 2
4. Insertion of section 4A
5. Amendment of section 5
6. Amendment of section 6
7. Amendment of section 7
8. Deletion of section 8
9. Amendment of section 9
10. Amendment of section 12
11. Amendment of section 13
12. Amendment of section 14
13. Amendment of section 17
14. Amendment of section 19
15. Amendment of section 26
16. Amendment of section 37
17. Amendment of section 38
18. Amendment of section 39
19. Amendment of section 40
20. Amendment of section 43
21. Deletion of section 44
22. Amendment of section 46
23. Amendment of section 50
24. Amendment of section 53
25. Amendment of section 64
26. Amendment of section 72
27. Amendment of section 73
28. Deletion of section 75
29. Amendment of section 81
30. Substitution for section 82
31. Substitution for section 83
32. Amendment of section 86
33. Substitution for section 87
34. Amendment of section 109
35. Amendment of section 112

36. Deletion of section 115
37. Amendment of section 121
38. Amendment of section 125
39. Amendment of section 127
40. Amendment of Schedule No. 1
41. Continuation of certain amendments of Schedules No.1, 3, 4, 5, 6 and 7
42. Deletion of Schedule No.7 and Part 3 of Schedule No.1

An Act to amend the Customs and Excise Duty Act

Date of Assent: 16th May, 1991.

Date of commencement: 31st May, 1991.

ENACTED by the Parliament of Botswana.

- | | |
|---------------------------------------|---|
| Short title | 1. This Act may be cited as the Customs and Excise Duty (Amendment) Act, 1991. |
| Amendment of long title
Cap. 50:01 | 2. The Customs and Excise Duty Act, hereinafter referred to as "the Act", is amended by substituting for the long title thereto the following —
"An Act to provide for the levying of customs and excise duties and a surcharge; the prohibition and control of the importation, export or manufacture of certain goods; and for matters incidental thereto". |
| Amendment of section 2 | 3. Section 2(2) of the Act is amended —
(a) by substituting for the definition of "customs duty" the following definition —
" "customs duty" means, subject to the provisions of subsection (3), any duty leviable under Schedule No. 1 (except Parts 4 and 5 thereof) or Schedule No. 2 on goods imported into Botswana";
(b) by deleting the definition of "customs tariff";
(c) by substituting for the definition of "entry for home consumption" the following definition —
" "entry for home consumption" includes entry under any item in Schedule No. 3, 4 or 6;";
(d) in the definition of "illicit goods", by deleting the comma and words ", sales duty goods";
(e) by substituting for the definition of "manufacture" the following definition —
" "manufacture", when used as a noun, includes, in the discretion of the Director, any process —
(a) in the manufacture or assembly of any excisable goods;
(b) in the conversion of any goods into excisable goods;
(c) whereby the dutiable quantity or value of any imported goods specified in Section B of Part 2 of Schedule No. 1, or excisable goods is increased in any manner;
(d) in the recovery of excisable goods from excisable goods or any other goods; or
(e) in the packing or measuring off of any imported goods specified in Section B of Part 2 of Schedule No. 1, excisable goods; and |

when used as a verb, has a corresponding meaning; and "manufacturer" has a corresponding meaning;"

(f) by substituting for the definition of "officer" the following definition —

" "officer" means a person employed on any duty relating to customs and excise by order or with the concurrence of the Director, whether such order has been given or such concurrence has been expressed before or after the performance of the said duty;"

(g) by deleting the definitions of "ordinary duty", "sales duty" and "sales duty goods".

4. (1) The Act is amended by inserting immediately after section 4 the following new section —

Insertion of
section 4A

"Duties and
powers of
Permanent
Secretary,
Commerce
and Industry

4A. (1) Any duty imposed or power conferred by this Act on the Permanent Secretary, Ministry of Commerce and Industry may be performed or exercised by him personally or by an officer under a delegation from or under the control or direction of the said Permanent Secretary.

(2) Any decision made under subsection (1) by any such officer may be withdrawn or amended by the Permanent Secretary or by the officer (with effect from the date of making such decision or the date of withdrawal or amendment thereof) and shall until it has been so withdrawn, be deemed, except for the purposes of this subsection, to have been made by that Permanent Secretary."

(2) Subsection (1) of this section shall be deemed to have come into operation on 14th. October, 1987.

5. Section 5 of the Act is amended —

Amendment
of section 5

(a) in subsection (2) thereof by deleting the words "or sales duty goods";

(b) by substituting for subsections (11) and (12) thereof the following subsection —

"(11) (a) An officer may stop and board any vehicle in Botswana and may search any such vehicle or any person found therein or thereon for goods upon which duty has not been paid, or in respect of which he has reasonable cause to believe that there has been a contravention of any provision of this Act, and may freely remain on such vehicle in pursuance of his duties.

(b) If any vehicle, or any place, safe, chest, box, package or container (as defined in section 1 (2)) thereon is locked and the keys thereof are not produced on demand, the officer may open such vehicle, place, safe, chest, box, package or container in any manner.

(c) An officer shall have free access to and the right to rummage every part of any such vehicle and to examine all goods on board, with power to fasten down hatchways and to mark any

goods before offloading, and to lock up, seal, mark or otherwise secure any goods on board the vehicle, including any apparatus thereof, and he may also demand from the driver of any vehicle or the pilot of any aircraft concerned or the person in charge of any other vehicle the production of any document to which any provision of this Act relates.

(d) If any lock, seal or mark placed upon any goods on board a vehicle by an officer in terms of the provisions of this section is wilfully opened, broken, obliterated or altered, or if any goods which have been locked, sealed, marked or otherwise secured in terms of this section are removed or if the hatchways of any such vehicle are, after having been fastened down by an officer, opened without his consent, the pilot of any aircraft concerned or the person in charge of any other such vehicle, as the case may be, shall be guilty of an offence unless he proves that it was not possible for him to have prevented the act in question.”;

(c) in subsection (13), by renumbering the present subsection as paragraph (a) thereof and by adding the following paragraph —
“(b) If such person fails to stop, the officer may take such action, including the use of force, as he may deem necessary to stop such person.”; and

(d) by adding after subsection (15) the following new subsection —
“(16) No person shall be entitled to any compensation for any loss or damage arising out of any bona fide action of an officer under this section.”.

Amendment
of section 6

6. Section 6 of the Act is amended by deleting subsections (4), (5) and (6) therefrom.

Amendment
of section 7

7. Section 7 of the Act is amended by inserting immediately after subsection (1) thereof the following new subsection —

“(1A) (a) The pilot of an aircraft arriving in Botswana shall, unless the Director has granted him special permission to land elsewhere, make his first landing at a place appointed as a customs and excise airport in terms of section 6:

Provided that the provisions of this subsection shall not apply if the pilot is forced by circumstances beyond his control to land at a place not so appointed and he reports to the Customs Officer nearest to the place where he was so forced to land or to the Customs Officer at the first place of entry or customs and excise airport appointed in terms of section 6 at which he next arrives.

(b) Such pilot who is forced by circumstances beyond his control to land at a place in Botswana not appointed as a place of entry in terms of section 6 shall take all precautions necessary to prevent any contravention of this Act in respect of any goods in such aircraft.”.

Deletion of
section 8

8. The Act is amended by deleting section 8 therefrom.

Amendment
of section 9

9. Section 9 (1) of the Act is amended by substituting for paragraph (g) thereof the following paragraph —

"(g) all non-duty-paid imported goods and all excisable goods shipped at a place in Botswana as aircraft stores; and".

10. Section 12 of the Act is amended by substituting for subsection (2) thereof the following new subsection — Amendment of section 12

"(2) Such station master or other person shall not permit any such goods to be removed from the railway premises before due entry thereof unless the Customs Officer allows such goods to be so removed, subject to such conditions as he may in each case impose, before such entry."

11. Section 13 of the Act is amended by substituting for the words and numerals "Schedule No. 2, 4, 5 or 7" which appear in subsection (2) thereof the words and numerals "Schedule No. 2, 4 or 5". Amendment of section 13

12. Section 14 of the Act is amended by substituting for subsection (1) thereof the following new subsection — Amendment of section 14

"(1) Any person entering or leaving Botswana shall, in such a manner as the Director may determine, unreservedly declare —

(a) at the time of such entering, all goods (including goods of another person) upon his person or in his possession which he brought with him into Botswana which —

(i) were purchased or otherwise acquired abroad or on any vehicle or in any shop selling goods on which duty has not been paid;

(ii) were remodelled, processed or repaired abroad; or

(iii) are prohibited, restricted or controlled under any law;

(b) before leaving, all goods which he proposes taking with him beyond the border of Botswana, and shall furnish an officer with full particulars thereof, answer fully and truthfully all questions put to him by such officer and, if required by such officer to do so, produce and open such goods for inspection by the said officer, and shall pay the duty assessed by such officer, if any, to the proper officer."

13. Section 17 (1) of the Act is amended in paragraph (a) thereof by deleting the words "or sales duty goods". Amendment of section 17

14. Section 19 (9) of the Act is amended by substituting for the words and numerals "Schedule Nos. 4, 6 or 7" which appear in the proviso thereto the words and numerals "Schedule No. 4 or 6". Amendment of section 19

15. Section 26 of the Act is amended — Amendment of section 26

(a) in the proviso to subsection (1) by deleting the words "or sales duty goods"; and

(b) in subsection (3) by deleting the words "or sales duty".

16. Section 37 of the Act is amended by deleting the words "sales duty goods or", "for sales duty purposes or" and "sales duty or" wherever they appear. Amendment of section 37

17. Section 38 of the Act is amended by substituting for subsection (12) thereof the following subsection — Amendment of section 38

“(12) There shall be paid on entry for home consumption, in addition to any duty payable in terms of this section and subject to the provisions of sections 26 (3) and 84, surcharge at the rate applicable in terms of Schedule No. 1 on any surcharge goods used or incorporated in the manufacture, reconditioning, mixing or blending of any goods to which this section relates and on any such manufactured, reconditioned, mixed or blended goods which are liable to surcharge in terms of the said Schedule.”.

Amendment
of section 39

18. Section 39 of the Act is amended —

(a) by substituting for subsection (2) thereof the following subsection —

“(2) (i) Any importer may, at any place appointed under the provisions of this Act for the entry of goods, make such entry of goods which have been loaded or delivered to the carrier which conveys the goods by vehicle to Botswana for discharge at that place, notwithstanding the fact that such vehicle has not yet arrived at that place.

(ii) If any goods referred to in paragraph (i) have not been so loaded at the time of entry as provided in section 47 (3), the importer shall be guilty of an offence and those goods shall be deemed not to have been entered.”;

(b) in subsection (3) by substituting for the words “delivery order” wherever they appear the words “release order” in each case;

(c) in subsection (4) by substituting for all the words before paragraph (a) thereof the following —

“Every exporter of any goods shall, before such goods are exported from Botswana, deliver, during the hours of any day prescribed by regulation, to an officer a bill of entry in the prescribed form, but the Director may —”; and

(d) in subsection (6) thereof by deleting the words “sales duty goods”.

Amendment
of section 40

19. Section 40 of the Act is amended in subsection (1) by inserting immediately after the word “deliver” which appears in the second line thereof the words and punctuation “, during the hours of any day prescribed by regulation,”.

Amendment
of section 43

20. Section 43 of the Act is amended in subsection (1) thereof by deleting the words “or sales duty goods”.

Amendment
of section 44

21. The Act is amended by deleting section 44 therefrom.

Amendment
of section 46

22. (1) Section 46 of the Act is amended —

(a) by deleting the words “or sales duty” and “or sales duty goods” wherever they appear; and

(b) in subsection (8) thereof by substituting for paragraph (c) the following new paragraph —

“(c) in any other case, on the importer or the owner of such goods or any person who assumes such liability for any purpose under the provisions of this Act, subject to the approval of the Director and such conditions as he may determine.”.

(2) The provisions of paragraph (b) of subsection (1) shall be deemed to have come into operation on 10 May 1989.

23. Section 50 of the Act is amended —

Amendment
of section 50

- (a) in subsection (1) by deleting the words “all sales duty goods”; and
- (b) by substituting for subsection (7) the following new subsection —

“(7) Wherever the tariff heading or subheading under which any goods are classified in Part 1 of Schedule No. 1 is expressly quoted in any tariff item, surcharge item or item of Part 2, 4, 5 or 6 of the said Schedule or in any item in Schedule No. 2 in which such goods are specified, the goods so specified in the said tariff item, surcharge item, or item of the said Part 2, 4, 5 or 6 or in the said item of Schedule No. 2 shall be deemed not to include goods which are not classified under the said tariff heading or subheading.”.

24. Section 53 of the Act is amended —

Amendment
of section 53

- (a) in subsection (2), by deleting the word and numeral “Part 3”; and
- (b) by substituting for subparagraph (i) of subsection (3) (a) the following subparagraph —

“(i) The Minister may from time to time by like notice, whenever he deems it expedient in the public interest to do so, authorise the Permanent Secretary, Ministry of Commerce and Industry or the Director to withdraw, with or without retrospective effect, and subject to such conditions as the said Permanent Secretary or Director may determine, any duty specified in Part 2 or Part 4 of Schedule No. 1.”.

25. Section 64 of the Act is amended by adding at the end thereof the following new subsections —

Amendment
of section 64

“(3) The Minister may, whenever he deems it expedient in the public interest to do so, amend Schedule No. 8 by notice in the Gazette.

(4) The provisions of section 53 (8) and (9) shall *mutatis mutandis* apply in respect of any amendment made under the provisions of subsection (3) of this section.”.

26. (1) Section 72 of the Act is amended —

Amendment
of section 72

- (a) by substituting for paragraph (d) of subsection (15) thereof the following new paragraph —

“(d) the cost of transportation, loading, unloading, handling and insurance and associated costs incidental to delivery of the imported goods at the port or place of export in the country of exportation and place those goods on board ship or on any vehicle, or in a container as defined in section 2 (2), at that port or place”; and

- (b) by substituting for subsection (18) thereof the following subsection —

“(18) For the purposes of subsection (12) (b) or (15) (d), the port or place of export referred to therein shall be the place in the country of exportation where the goods in question —

- (a) are packed in a container as defined in section 2 (2) or, if not so packed in a container, placed on board ship or on any vehicle which conveys them from or across the border of that country; or
- (b) if they are ships or vehicles moving under their own power, finally leave that country for Botswana.”.

(2) Subsection (1) of this section shall be deemed to have come into operation on 21st June, 1989.

Amendment
of section 73

27. Section 73 of the Act is amended —

- (a) in subsection (1) thereof by substituting for paragraph (e) the following new paragraph —

“(e) to the extent that they are not included in the price actually paid or payable for the goods, the cost of transportation, loading, unloading, handling and insurance and associated costs incidental to delivery of the goods at the port or place of export in the country of exportation and placing those goods on board ship or on any vehicle, or in a container as defined in section 2 (2), at that port or place.”; and

- (b) by substituting for subsection (4) thereof the following new subsection —

“(4) For the purposes of subsection (1) (e) or (2) (a), the port or place of export referred to therein shall be the place in the country of exportation where the goods in question —

- (a) are packed in a container as defined in section 2 (2) or, if not so packed in a container, placed on board ship or on any vehicle which conveys them from or across the border of that country; or

- (b) if they are ships or vehicles moving under their own power, finally leave that country for Botswana.”.

(2) Subsection (1) of this section shall be deemed to have come into operation on 21st June, 1989.

Deletion of
section 75

28. The Act is amended by deleting section 75 therefrom.

Amendment
of section 81

29. (1) Section 81 of the Act is amended —

- (a) in subsection (1) thereof by deleting paragraph (e) ;
- (b) in subsection (1) (g) thereof by substituting for the proviso to subparagraph (i) the following new proviso —

“Provided that no such refund shall be paid to the State or any government, department, administration or any body, institution or authority mentioned in the notes to the said Schedule No. 5 or 6;”

- (c) in the proviso to subsection (7) (a) thereof by substituting for the words and numerals “Schedule No. 3, 4, 6 or 7” the words and numerals “Schedule No. 3, 4 or 6”;
- (d) in subsection (8) thereof by substituting for the words and numerals “Schedule No. 5, 6 or 7” the words and numerals “Schedule No. 5 or 6”;
- (e) by substituting for subsection (10) thereof the following new subsection —

“(10) Wherever the tariff heading or subheading or the tariff item or subitem under which any goods are classified in Schedule No. 1 is expressly quoted in any item of Schedule No. 3, 4, 5 or 6 in which such goods are specified, the goods so specified in the said item of Schedule No. 3, 4, 5 or 6 shall be deemed not to include goods which are not classified under the said tariff heading or subheading or tariff item or subitem.”;

- (f) by substituting for subsection (11) thereof the following new subsection —

“(11) Any goods entered for use under rebate of duty under this section shall, for the purposes of this Act, be deemed to be entered for home consumption, but no entry in respect of any such goods described in Schedule No. 3 or 4 shall be valid unless the number of the tariff heading and subheading under which such goods are classified in Schedule No. 1 and the number of the item of Schedule No. 3 or 4 in which the said goods are specified are both declared on such entry and the industry in which and the purpose for which such goods are to be used, as specified in the said item, are declared on such entry:

Provided that the Minister may exempt entries in respect of any class or kind of goods from any or all of the requirements of this subsection.”;

- (g) in subsection (12) (a) thereof by substituting for the words and numerals “Schedules No. 3, 4, 6 or 7” the words and numerals “Schedule No. 3, 4 or 6”;
- (h) by substituting for subsection (13) thereof the following new subsection —

“(13) Notwithstanding anything to the contrary in this Act contained, the Director may, in respect of Schedule No. 5 or 6 for the purpose of calculating the amount of duty refundable on any imported or excisable goods or used in the manufacture, reconditioning, mixing or blending of any goods exported or marketed in Botswana, determine the quantity of such exported goods or such goods marketed in Botswana which shall be deemed to have been produced, reconditioned, mixed or blended from a given quantity of such imported or excisable goods or the quantity of such imported or excisable goods or which shall be deemed to have been used in the production, reconditioning, mixing or blending of a given quantity of such exported goods or such goods marketed in Botswana.”;

- (i) by substituting for subsection (20) thereof the following new subsection —

“(20) The Director may refuse to accept an entry under rebate or an application for drawback or refund under any item of Schedule No. 3, 4, 5 or 6 from any person who has persistently contravened or failed to comply with the provisions of this Act or who has committed an offence referred to in section 86, 89, 90, 91 or 92 and he may cancel any registration under the provisions of this Act of such person or suspend any such registration for such period as he may deem fit.”;

- (j) in subsection (21) thereof by substituting for all the words preceding paragraph (a) the following words —
 “Subject to the provisions of the proviso to section 19(9) and items 412.07, 412.08, 412.09, 531.00, 532.00, 608.01, 608.02, 608.03, 608.04, 615.01, 615.02 and 615.03 of Schedules Nos. 4, 5 and 6 no rebate or refund of duty in respect of any loss or deficiency of any nature of any goods shall be allowed, but the Director may allow the deduction from the dutiable quantity of the undermentioned goods of a quantity equal to the percentage stated below in each case, namely —”;
- (k) by substituting for subsection (22) thereof the following new subsection —
 “(22) No person shall, without the permission of the Director, divert any goods entered under rebate of duty under any item of Schedule No. 3, 4 or 6 or for export for the purpose of claiming a drawback or refund of duty under any item in Schedule No. 5 or 6 to a destination other than the destination declared on such entry or deliver such goods or cause such goods to be delivered in Botswana otherwise than in accordance with the provisions of this Act and, in the case of goods entered under rebate of duty, otherwise than to the person who entered the goods or on whose behalf the goods were entered.”; and
- (l) in subsection (24) thereof by substituting for the words and numerals “Schedule No. 3, 4, 6 or 7” the words and numerals “Schedule No. 3, 4 or 6”.

(2) The amendment effected by paragraph (a) of subsection (1) shall be deemed to have come into operation on 1st October, 1989.

Substitution
for section 82

30. The Act is amended by substituting for section 82 thereof the following new section —

“General
refunds in
respect of
imported
goods or
excisable
goods

82. (1) No refund of any duty or other charge in respect of imported goods, excisable goods or surcharge goods, other than a refund or set-off provided for under section 81 or 83, shall be paid or granted except in accordance with the provisions of this section and the regulations.

(2) The Director shall, subject to the provisions of subsection (4), consider any application for a refund or payment from any applicant who contends that he has paid any duty or other charge for which he was not liable or that he is entitled to any payment under this Act by reason of —

- (a) an error in determining an assessment or calculating the amount thereof;
- (b) the duty having been assessed on a value higher than the value for duty purposes;
- (c) a determination under section 50 (11) or (15) or incorrect tariff classification;

- (d) the goods concerned having been damaged, destroyed or irrecoverably lost by circumstances beyond his control prior to the release thereof for home consumption;
 - (e) all or part of such goods having been shortlanded, short-shipped or shortpacked;
 - (f) the substitution of any bill of entry in terms of section 42 (3); or
 - (g) the duty having been reduced or withdrawn as provided for in section 53 (2) or (3).
- (3) Except with the permission of the Director, any application for a refund under this section shall not relate to more than one bill of entry or other document in respect of which the alleged overpayment was made.
- (4) No application for a refund or payment in terms of this section shall be considered by the Director unless it is received by the Customs Officer, duly completed and supported by the necessary documents and other evidence to prove that such refund or payment is due under this section within a period of two years —
- (a) from the date of entry for home consumption as provided in section 47 (2), of the goods to which the application relates; or
 - (b) from the date on which the charge to which the application relates was paid; or
 - (c) in the case where a determination of a tariff heading, tariff subheading or item referred to in section 50 (11) or of a value referred to in section 7 (4) is, under section 50 (15) or section 71(7), as the case may be, amended with retrospective effect from a date before or on the date on which the duty to which the application relates was paid, or any such determination is made under the said section 50 (15) or section 71 (7), as the case may be, be withdrawn with such retrospective effect, and a new determination made with effect from such withdrawal, from the date on which such amendment is effected or such new determination is made or, if such amendment or new determination is published by notice in the Gazette, the date on which such amendment or new determination is so published; or
 - (d) in the case where any Schedule is amended with such retrospective effect, from the date on which such amendment is published by notice in the Gazette:
- Provided that the Director may, in such circumstances as he may consider exceptional, consider any such application after expiration of such period.

(5) If, after considering any application for a refund or payment in terms of this section, the Director is satisfied that the applicant is entitled to any such refund or payment, the Director may pay to the applicant the amount due to him:

Provided that no refund shall be made under this section if, in the case of goods imported by post, the amount thereof is less than fifty thebe or, in the case of goods imported in any other manner, less than five pula or, in the case of excisable goods manufactured in Botswana, less than two pula, unless the Director is satisfied that exceptional circumstances exist which warrant such refund."

Substitution
for section 83

31. The Act is amended by substituting for section 83 thereof the following new section —

"Set-off of
certain
amounts

83. (a) A licensee of a customs and excise warehouse who, in terms of the regulations, is permitted to pay any duty monthly or quarterly, and who —

- (i) paid any duty for which he was not liable; or
- (ii) granted any provisional refund in terms of section 81; or

- (iii) becomes entitled to a refund in terms of item 534.00 of Schedule No. 5 or any item of Schedule No. 6,

may, subject to the approval of the Director, at any time within a period of two years from the date on which that duty was paid, such provisional refund was granted or such licensee became entitled to such refund, set off such duty, provisional refund or amount refundable against that particular duty for which such licensee subsequently becomes liable, except that the duty refundable in terms of the said item 534.00 be set off against the excise duty specified in Section B of Part 2 of Schedule No. 1 for which such licensee subsequently becomes liable, provided the monthly or quarterly accounts or bills of entry submitted by such licensee in respect of the payment of any duty against which any duty, provisional refund or amount refundable has been set off are accompanied by a full statement by such licensee, supported by a certificate by an officer, giving full particulars and a full account of the circumstances in respect of such set-off and by such documentary evidence as the Director may in each case require.

(b) If such set-off is not approved by the Director in terms of paragraph (a), it shall be debited to the account of such licensee."

Amendment
of section 86

32. Section 86 (1) (b) of the Act is amended by deleting the words "or sales duty goods" wherever they occur.

Substitution
for section 87

33. The Act is amended by substituting for section 87 thereof the following new section —

"Non-declaration of goods

87. Any person who contravenes or fails to comply with the provisions of section 14, shall be guilty of an offence and liable to a fine not exceeding P5 000 or treble the value of the goods in question, whichever is the greater, and to imprisonment for two years, and the goods in question and any other goods contained in the same package as well as the package itself shall be liable to forfeiture."

34. Section 109 (1) of the Act is amended by deleting the words "or sales duty goods". Amendment of section 109

35. Section 112 (1) of the Act is amended by deleting the words "or sales duty goods" wherever they occur. Amendment of section 112

36. The Act is amended by deleting section 115 therefrom. Amendment of section 115

37. (1) Section 121 of the Act is amended —

(a) in subsections (1) and (2) by deleting the words "or sales duty" wherever they occur; Amendment of section 121

(b) by inserting immediately after subsection (2) thereof the following new subsection —

"(2A) Any capital goods in respect of which any surcharge has been withdrawn in terms of any permit issued by the Permanent Secretary, Ministry of Commerce and Industry shall be subject to a lien as security for the surcharge so withdrawn until the conditions specified in such permit have been complied with to the satisfaction of the said Permanent Secretary, as if such goods are detained in accordance with the provisions of subsection (5) unless other security is furnished to the satisfaction of the Director."

(2) Paragraph (b) of subsection (1) shall be deemed to have come into operation on 10th May, 1989.

38. Section 125 (1) of the Act is amended by deleting the words "and of sales duty goods manufactured in and imported into Botswana". Amendment of section 125

39. Section 127 of the Act is amended —

(a) by substituting for paragraph (b) thereof the following new paragraph — Amendment of section 127

"(b) determining services for which charges shall be payable, the rate and the method of payment of such charges and the conditions attaching to such services;"

(b) in paragraph (h) thereof, by deleting the words "and sales duties"; and

(c) in paragraph (k) thereof, by substituting for the words and numerals "Schedule Nos. 3, 4, 5, 6, 7 or 9" the words and numerals "Schedule No. 3, 4, 5 or 6".

40. Subject to the provisions of section 62 (1) of the Act, the amendments to Schedule No. 1 of the Act effected by Statutory Instrument No. 66 of 1990 shall be deemed to have come into effect on 14th March, 1990. Amendment of Schedule No. 1

A.40

Continuation
of certain
amendments
of Schedules
Nos. 1, 3, 4,
5, 6 and 7

41. (1) Every amendment of Schedules Nos. 1, 3, 4, 5, 6 and 7 to the Act made under section 53 (1) and (2), section 53A (1) or section 81 (19) of the Act prior to 2nd February, 1990 shall not lapse by virtue of the provisions of section 53 (8) of the Act.

(2) The amendments of Parts 2 and 4 of Schedule No. 1 to the Act made under section 53 (1) and (2) of the Act by Statutory Instrument No. 34 of 1990 shall not lapse by virtue of the provisions of section 53 (8) of the Act.

(3) The amendments of Schedule No. 6 to the Act made under section 81(19) of the Act by Statutory Instrument No. 34 of 1990 shall not lapse by virtue of the provisions of section 53 (8) of the Act.

Deletion of
Schedule
No. 7 and
Part 3 of
Schedule
No. 1

42. The Act is amended by deleting Schedule No. 7 and Part 3 of Schedule No.1 therefrom.

PASSED by the National Assembly this 3rd day of April, 1991.

C.G. MOKOBI,
Clerk of the National Assembly.