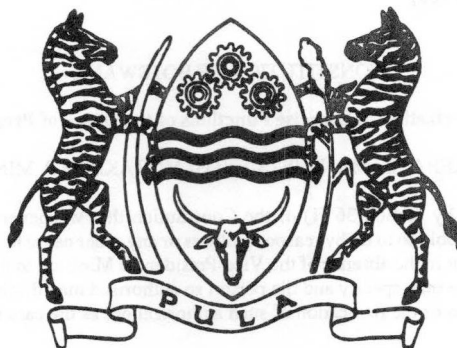


REPUBLIC OF BOTSWANA



GOVERNMENT GAZETTE

Vol. XXIX, No. 7

GABORONE

8th February, 1991

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Government Notice No. 35 of 1991

CONSTITUTION OF BOTSWANA

Authorization to Exercise Functions of the Office of President

TO: THE HONOURABLE KEBATLAMANG PITSIEYOSI MORAKE, M.P. MINISTER OF HEALTH

WHEREAS it is provided by section 36 (1) of the Constitution that whenever the President is absent from Botswana or considers it desirable so to do by reason of illness or any other cause he may, by directions in writing, authorize the Vice-President or in the absence of the Vice-President, a Minister, to discharge such of the functions of the office of President as he may specify and the person so authorised may discharge those functions until the President's return to Botswana or the revocation of such authorization, as the case may be;

AND WHEREAS the Vice-President is out of the country on official business;

AND WHEREAS I intend to be absent from Botswana from the 28th January, 1991 and I consider it desirable to issue directions as aforesaid;

NOW THEREFORE, in exercise of the powers vested in me as aforesaid I authorize you, KEBATLAMANG PITSIEYOSI MORAKE, in your capacity as Minister of Health, to discharge with effect from 28th January, 1991 all the functions of the Office of President, except —

- (a) the power to dissolve Parliament in accordance with the provisions of section 91 of the Constitution;
- (b) the power to appoint to the office of Minister or Assistant Minister in accordance with the provisions of section 42 of the Constitution;

Provided, however, that you can appoint the present Ministers or Assistant Ministers to act in place of any Minister who is otherwise not available;

- (c) the power to remove a Minister or Assistant Minister from office in accordance with the provisions of section 43 of the Constitution;

until my return to Botswana or this authority is revoked by me, which ever happens first.

GIVEN under my hand and the Public Seal at GABORONE this 28th day of January, 1991.

Q.K.J. MASIRE,
President.



M.D. MOKAMA,
Custodian of the Public Seal.

Government Notice No. 36 of 1991

CONSTITUTION OF BOTSWANA

Acting Appointment — Secretary for External Affairs

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

DAVID MOKAULENGWE RENDOH

has been appointed to act as Secretary for External Affairs on 25th January, 1991.

DATED this 25th day of January, 1991.

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

Government Notice No. 37 of 1991

CONSTITUTION OF BOTSWANA

Acting Appointment — Permanent Secretary to the President

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

THEBE DAVID MOGAMI

has been appointed to act as Permanent Secretary to the President from 28th to 30th January, 1991.

DATED this 25th day of January, 1991.

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

Government Notice No. 38 of 1991

CONSTITUTION OF BOTSWANA

**Acting Appointment — Secretary for Economic Affairs,
Ministry of Finance and Development Planning**

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

DITLHOGO NELSON MOKGETHI

has been appointed to act as Secretary for Economic Affairs, Ministry of Finance and Development Planning from 22nd January to 3rd February, 1991.

DATED this 25th day of January, 1991.

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

Government Notice No. 39 of 1991

CONSTITUTION OF BOTSWANA

Acting Appointment — Secretary for External Affairs

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

DAVID MOKAULENGWE RENDOH

has been appointed to act as Secretary for External Affairs from 28th January to 1st February, 1991.

DATED this 29th day of January, 1991.

T.D. MOGAMI,
*Acting Permanent Secretary to the President,
Office of the President.*

Government Notice No. 40 of 1991.

**EDUCATION ACT
(Cap 58:01)**

Applications to Register Schools

IN EXERCISE of the powers conferred on the Permanent Secretary to the Ministry of Education by section 16 of the Education Act, it is hereby notified for general information that applications have been received for the registration of the undermentioned schools.

Any person or body of persons wishing to object to any of the applications should lodge the objection, in writing, with me and with the relevant applicant at his address, stating the grounds of the objection, within six weeks of the publication of this notice.

- (a) Rev. J.P. Phofu of Private Bag 001 Tati Town has applied to register —
TASHATA COMMUNITY JUNIOR SECONDARY SCHOOL situated at Tati Siding in the North East District;
- (b) Mr. R.O. Modikwa of P.O.Box 9 Moeng, Via Palapye has applied to register —
MMACHEBABA COMMUNITY JUNIOR SECONDARY SCHOOL situated at Ratholo Village in the Serowe-Palapye Sub-District of the Central District;
- (c) The Church Bobonong Assemblies of God of P.O. Box 380, Bobonong has applied to register —
BOBONONG ASSEMBLIES OF GOD COMMERCIAL SCHOOL situated at Bobonong Village in the Central District.

DATED this 30th day of January, 1991

P. MOLOSI,
*Permanent Secretary,
Ministry of Education.*

L2/7/87/1 II

Government Notice No. 41 of 1991

Applications for Water Rights

IN ACCORDANCE with the provisions of regulation 12 of the Water Regulations, notice is hereby given that the applications set out in the Schedule for the Grant of Water Rights has been made to the Water Apportionment Board in respect of which applications are set forth: —

- (a) The name and address of the applicant;
- (b) The location of the place in respect of which application is made;
- (c) The nature of the right sought and whether it is desired to be declared appurtenant to any land.

Any objection to the grant of the rights applied for must be lodged with the Secretary, Water Apportionment Board at Private Bag 0029, Gaborone within thirty (30) days of the publication of this notice and shall state: —

- (a) The name and address of the objector
- (b) The matter to which objection is made
- (c) The grounds of the objection
- (d) The interests of the objector
- (e) Whether the objector wished to be heard by the Board

SCHEDULE

- 1. (a) Dorcus Masunga & Joseph Heii Partners, Private Bag 0039, Selibe-Pikwe
- (b) River Draw off — Motloutse River
- (c) 200m³ per day for irrigation use
- 2. (a) G. Ngwamotsoko, P. O. Hukuntsi, Hukuntsi (b) Borehole No. Z6536 at Thalaga
- (c) 18.2m³ per day for domestic use

3. (a) Boikaego Borehole Group, P.O. Box 16, Moeng
(b) Borehole No. Z6593 at Ratholo
(c) 18.2m³ per day for domestic use
4. (a) Iureleng Borehole Group, Box 13, Serule
(b) Borehole No. 1439 at Majojo
(c) 18.2m³ per day for domestic use
5. (a) Tabolaijese Syndicate, Box 77, Lentsweletau
(b) Borehole No. 313 at Media
(c) 18.2m³ per day for domestic use
6. (a) E. Modisaemang, Box 346, Maun
(b) River Draw off — Boteti River
(c) 112m³ per day for irrigation use
7. (a) Mmolawa Syndicate, Box 229, Mahalapye
(b) Borehole No. 948 at Pulenyane
(c) 18.2m³ per day for domestic use
8. (a) G.C. Modimoosi, Box 259, Maun
(b) River Draw off — Thamalakane River
(c) 4.5m³ per day for domestic use
9. (a) J. H. Hulela, Box 4, Maun
(b) Borehole No. Z6608 at Thutse
(c) 18.2m³ per day for domestic use
10. (a) Ditlhopha Dia Thusa Syndicate, Box 14, Shakawe
(b) Open Well at Kgomo-Kgwana
(c) 9.1m³ per day for domestic use
11. (a) Tlhareselele Borehole Syndicate, Box 248, Mochudi
(b) Borehole No. Z6613 at Kaitsoka
(c) 18.2m³ per day for domestic use
12. (a) Itsekeng Syndicate, Box 77, Lentsweletau
(b) Borehole No. 5206 at Dikgonnye
(c) 18.2m³ per day for domestic use
13. (a) G. Tlale, P. O. Box 1129, Mahalapye
(b) River Draw off — Mahalapye River
(c) 164m³ per day for irrigation use
14. (a) Tshwaragano Shorobe Syndicate, P/Bag 02, Maun
(b) Borehole No. 1324 at Shorobe
(c) 18.2m³ per day for domestic use
15. (a) Mabelehi Borehole Syndicate, Box 101, Kanye
(b) Borehole No. Z6554 at Lorolwane
(c) 18.2m³ per day for domestic use
16. (a) Ogasanye Madumane and Others Syndicate, Box 481, Maun
(b) Open well at Bumakhwe
(c) 9.1m³ per day for domestic use
17. (a) Department of Animal Health and Production, P/Bag 0032, Gaborone
(b) Boreholes Nos 6383 and 6384 at Kelele
(c) 18.2m³ per day for domestic use

- (a) Department of Animal Health & Production, P/Bag 0032, Gaborone
- (b) Boreholes Nos 6387 and 6389 at Mokubilo
- (c) 18.2m³ per day for domestic use

- (a) Department of Animal Health & Production, P/Bag 0032, Gaborone
- (b) Borehole No. 6386 at Gabaa
- (c) 18.2m³ per day for domestic use

- (a) Department of Animal Health & Production, P/Bag 0032, Gaborone
- (b) Borehole No. 6385 at Tebape
- (c) 18.2m³ per day for domestic use

- (a) Department of Animal Health and Production, P/Bag 0032, Gaborone
- (b) Borehole No. 6399 at Jamakala
- (c) 18.2m³ per day for domestic use

- (a) Department of Animal Health & Production, P/Bag 0032, Gaborone
- (b) Borehole No. 6298 at Chepete
- (c) 18.2m³ per day for domestic use

- (a) Department of Animal Health & Production, P/Bag 0032, Gaborone
- (b) Boreholes Nos 6299 and 6300 at Magakabe
- (c) 18.2m³ per day for domestic use

- (a) Department of Animal Health & Production, P/Bag 0032, Gaborone
- (b) Boreholes Nos 6397 at Sethoragoree
- (c) 18.2m³ per day for domestic use

- (a) Department of Animal Health & Production, P/Bag 0032, Gaborone
- (b) Boreholes Nos 6351, 6352, 6353, 6355, 6356 and 6350 at Mahatashongwane
- (c) 18.2m³ per day for domestic use

- (a) Department of Animal Health & Production, P/Bag 0032, Gaborone
- (b) Boreholes Nos 6393 and 6394 at Nakalakolobe
- (c) 18.2m³ per day for domestic use

- 18. (a) Water Utilities Corporation, Private Bag 00276, Gaborone
- (b) Boreholes Nos Z6062, Z6056, Z6037, 4798 and 5264 at Woodlands — 8 — JO — Lobatse
- (c) 3336m³ per day for Township supply

- 19. (a) Tanganye Syndicate, P.O. Box 7, Tonota
- (b) Open well at Nata Ranches
- (c) 9.1m³ per day for domestic use

- 20. (a) Boloisele Syndicate, Box 20, Mochudi
- (b) Borehole No. Z6612 at Boloisele
- (c) 18.2m³ per day for domestic use

- 21. (a) P.K. Mbenge, Box 797, Gaborone
- (b) Borehole No. Z6412 at Setshego
- (c) 18.2m³ per day for domestic use

- 22. (a) K. Saubi, P/Bag 079, Sepopa
- (b) River Draw off — Sepopa River
- (c) 60m³ per day for irrigation use

23. (a) Dxau-Dxau Syndicate, Box 102, Sehitwa
(b) Open well at Dxau-Dxau
(c) 9.1m³ per day for domestic use
24. (a) Dinaledi Syndicate, P. O. Box 32, Sehitwa
(b) Open well at Machaba II
(c) 9.1m³ per day for domestic use
25. (a) M.K. Madisa, Box 26, Sehitwa
(b) Open well at Mabono
(c) 9.1m³ per day for domestic use
26. (a) Boitsoso Syndicate, Box 55, Sehitwa
(b) Open well at Lebala-La-Monoga
(c) 9.1m³ per day for domestic use
27. (a) Mogapi Syndicate, Box 269, Maun
(b) Open well at Zautshaa
(c) 9.1m³ per day for domestic use
28. (a) Sekhu Syndicate, P. O. Box 764, Mogoditshane
(b) Borehole No. Z6562 at Sekhung
(c) 18.2m³ per day for domestic use
29. (a) Boipelego Syndicate, Box 102, Sehitwa
(b) Open well at Mogoagoe
(c) 9.1m³ per day for domestic use
30. (a) Maiteko Syndicate, Box 2, Hukuntsi
(b) Borehole No. 6043 at Hunhukwe
(c) 18.2m³ per day for domestic use
31. (a) D.M. Aphiri, P.O. Box 1264, Mochudi
(b) Borehole No. Z6411 at Modubyanne
(c) 18.2m³ per day for domestic use
32. (a) M.O. Lemogang P.O. Box 719, Mahalapye.
(b) Open well at Maxoga
(c) 9.1m³ per day for domestic use.
33. (a) P.M. Nthonamo, P.O. Box 372, Serowe
(b) Borehole No. Z6634 at Thukae
(c) 18.2m³ per day for domestic use
34. (a) Ondjesiro syndicate, P.O. Box 102, Sehitwa
(b) Open well at Motopi
(c) 9.1m³ per day for domestic use.
35. (a) K.O.P. Moalosi, Private Bag 0011, Gaborone
(b) Borehole No. Z6674 at Rangaletseng
(c) 18.2m³ per day for domestic use
36. (a) Kgano syndicate, P.O. Box 1316, Serowe
(b) Borehole No. Z6555 at Xhoojena
(c) 18.2m³ per day for domestic use
37. (a) D. Chaoka, P.O. Box 320, Molepolole
(b) Borehole No. 3230 at Staganhill
(c) 18.2m³ per day for domestic use

38. (a) Dihelang Tsheko & Modise Matlapeng, P/Bag 0014. Gaborone
 (b) River Draw off — Notwane river (at Oodi)
 (c) 210m³ per day for irrigation use

DATED this 29th day of January, 1991

S. G. SOKWANE,
 Secretary,
 Water Apportionment Board.

First Publication

Government Notice No. 42 of 1991

CHANGE OF NAME ACT

Authorization of Change of Surname

IN ACCORDANCE with section 2 (1) read with section 4 (4) of the Change of Name Act, the Minister of Labour and Home Affairs hereby authorizes the person whose names and addresses are hereinafter specified to assume the surname hereinafter specified opposite his name and address.

Name and Address

Musa Moyo,
 P.O. Box 211,
 Francistown.
 Daniel Makhonono Kate,
 P.O. Box 137,
 Ramotswa.
 Square Gaebonwe Seleka,
 P.O. Box 16,
 Maun.
 Amogelang Reikeletseng,
 Private Bag 0061,
 Gaborone.
 Cassius Otsetseemang Mollamme,
 P.O. Box 47,
 Ghanzi.
 Motshereganyi Thebeng Moruki,
 P.O. Box 250,
 Gaborone.
 Ellah Ntebaleng Ngombo,
 P.O. Box 20961,
 Gaborone.
 Mary Lesego,
 PO. Box 173,
 Palapye.
 Kutlwano Mokgolodi,
 Private Bag 11,
 Mochudi.
 Nakedi Kgamananyane,
 P.o. Box 698,
 Mochudi.
 Sanenyana Alfred Mmakgongwana,
 P.o. Box 10700,
 Kanye.
 Leabaneng Makgetho,
 P.O. Box 317,
 Maun.

Surname

Kabelo

Manenye

Salona

Tshediso

Ditshwene

Ntwaetsile

Moepedi

Ofentse

Kebadireng

Pilane

Moatlhodi

Mponang

Gopolang Shadrack Sentswe,
P.O. Box 538,
Kanye.
Patrick Tlhareselele Phiri,
P.O. Box 762,
Gaborone.

Magano

Mosiane

DATED this 8th day of January, 1991.

P.H. NASHA,
Acting/Registrar,
Ministry of Labour and Home Affairs.

Government Notice No. 43 of 1991

Application for Authorization of Change of Surname

IN PURSUANCE of the provisions of section 4 (2) of the Change of Name Act, Notice is hereby given that an application has been made to the Minister of Labour and Home Affairs by the person (each of the persons) listed hereto for the Minister's authority to assume the surname specified in relation to his name and address.

2. Any person who objects to any or all of the applications may notify the Minister of such objection and the grounds thereof within 30 days of the publication of this notice.

<i>Name and address</i>	<i>Proposed Surname</i>	<i>Reasons given wishing to assume proposed surname</i>
Oduetse Gopolang, P.O. Box 1242, Gaborone.	Itumeleng	Phushudi is step-father. Itumeleng is his real father.
Constance Manenye, P.O. Box 40487, Gaborone.	Letsididi	Manenye is her father. Letsididi is her grandfather.
Boiki Magogodi, P.O. Box 264, Gaborone.	Pharatlhathe	Magogodi is his father. Pharatlhathe is his mother's father.
Onneng Malesela, P.O. Box 3, Selebi-Phikwe.	Ngala	Malesela is his father. Ngala is his mother's Maiden Surname.
Remecha Homy Ndolas, P.O. Box 7, Mahalapye.	Seete	Seete is his grandfather. Ndolas is his step-father
Ronald Ojuku Kgengwenyane, Papatlo Postal Agency, Via Lobatse.	Modise	Kgengwenyane is his mother's nephew. Modise is his mother's surname.
Lere Victoria Motalaote, c/o Private Bag 0033, Gaborone.	Matilo	Motalaote is her mother's maiden surname. Matilo is her step-father.
Adam Olefile, Private Bag 007, Kanye.	Mothibedi	Mothibedi is his step-father. Olefile is his grand-father.
Selinah Mushabi, Private Bag T01, Tlokweneng.	Masunga	Masunga is her father's surname. mushabi is her father's uncle.
Benson Binkie Mosielele, P.O. Box 515, Lobatse.	Kepadisa	Kepadisa is his step-father. Mosielele is his father.
Innocent Sipho Ngulube, P.O. Box 20090, Francistown.	Botshelo	Ngulube is his totem. Botshelo is his grand-father.

Thatayaone Edwin Morobela, P.O. Box 502, surname. Serowe.	Gasha	Morobela is his grand-father. Gasha is his father's
Kgotlaetsile Makgotla Kgannyeng, P.O. Box 117, Ghanzi.	Mangate	Mangate is her step-father. Kgan- nyeng is her grand-father.
Cathreen Tebogo Nchoko, Private Bag 0060, Gaborone.	Puso	Puso is her Step-father. Nchoko is her grand-father.
Boitumelo Kgannyeng, P.O. Box 117, Ghanzi.	Mangate	Kgannyeng is her grand-father Mangate is her step-father.

DATED 23rd day of January, 1991.

J.B. MATUMO,
Registrar,
Ministry of Labour and Home Affairs.

Government Notice No. 44 of 1991

PRISONS ACT
(Cap. 21:03)

Confirmation of Appointments

IT IS HEREBY NOTIFIED for general information that the following prison officers are confirmed in their appointments —

Service No.	Name	Post	Date of Appointment	Date of Confirmation
1458	Mosepele Baliki	Warder	13.01.89	13.01.91
1459	Mokganedi Keitebetse	Warder	"	"
1460	Merapelo Radipwane	Warder	"	"
1463	Tlhalefang Tebele	Warder	"	"
1465	Ernest Ntesang	Warder	"	"
1466	William Wasubera	Warder	"	"
1468	Boikaego Meleko	Warder	"	"
1469	Baliki Mogopodi	Warder	"	"
1470	Lameck Mpeetsile	Warder	"	"
1471	Zafania Fanyana	Warder	"	"
1472	Ishmael Raphutshi	Warder	"	"
1474	Joseph Tebele	Warder	"	"
1475	Stephen Ramatlapeng	Warder	"	"
1476	Joel Mogwera	Warder	"	"
1477	Pesalema Maitato	Warder	"	"
1478	Kgosietsile Lekgoanyana	Warder	"	"
1479	Biki Matlapeng	Warder	"	"
1480	Agisanyang Phologo	Warder	"	"
1481	Jeanet tshekedi	Wardress	"	"
1482	Ponatshago Ntalagwe	Wardress	"	"
1483	Nurse Moswate	Wardress	"	"
1484	Keitumetse Tlhakeng	Wardress	"	"
1486	Sylvia Mogotsi	Wardress	"	"
1487	Ruth Setuke	Wardress	"	"

1489	Sydney Moseki	Warder	"	"
1490	Bagakamang Garebatsi	Warder	"	"
1491	Ampheletse Obusitse	Wardress	"	"
1492	Joseph Makobo	Warder	"	"
1493	Rekgaoganye Segole	Warder	"	"

L2/7/37 III

PUBLIC NOTICES

Republic of Botswana — TB 9/5/1/91—92

MINISTRY OF WORKS, TRANSPORT AND COMMUNICATIONS, ROADS DEPARTMENT HIRING OF PLANT AND VEHICLES

ROADS DEPARTMENT invites those companies with plant/vehicles for hire throughout Botswana to give quotations for hiring of plants and/or vehicles (operator/driver inclusive).

Tender documents will be available from the following officers:

The Director of Roads — Gaborone Tel. 313511

The Senior Roads Engineer — Maun Tel. 260288

The Senior Roads Engineer — Francistown Tel. 212355

on or after the 11th March, 1991.

Tenders must reach the Secretary, Central Tender Board, Private Bag 0058, Gaborone by registered post of by hand in a plain sealed envelope marked "TB 9/5/1/91—92 — Hiring of Plant and Vehicles" not later than 10.00 hours on Wednesday the 20th of March, 1991.

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

Any further information regarding this tender may be obtained from the office of the Director of Roads, Private Bag 0026, Gaborone Room 203 Tel. 313511—6.

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

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

Case No. CC 127/90

In the matter between:

BARCLAYS BANK OF BOTSWANA LIMITED	<i>Plaintiff</i>
and	
RICHARD PULE t/a RYCHPOOLE AGENCIES	<i>Defendant</i>

NOTICE OF SALE IN EXECUTION

BE PLEASED to take notice that a sale in execution will be held by the Mesenger of Court, pursuant to a Judgement granted in the above Honourable Court.

DATE OF SALE:	Friday 15th February, 1991
TIME OF SALE:	10.00 a.m.
PLACE OF SALE	Magistrate Court, Selebi-Phikwe
GOODS TO BE SOLD:	1 x 1 Toyota Hilux 4 x 4 Registration BF 139
TERMS:	Cash or bank guaranteed cheques

DATED at Gaborone on this 9th day of January, 1991

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

Second Publication

Notice of Loss or Destruction of Insurance Policy

NOTICE IS HEREBY given that Policy No. 831481 on the life of and property of Steven Sorinyane has been reported to be lost or destroyed and any person in possession of the policy, or claiming to have any interest in such policy, should communicate immediately by registered post with the Insurer. Failing any such communication, a certified copy of the policy (which shall be the sole evidence of the contract made by the policy) will be issued to the owner.

S. SERU, P.O. Box 412, GABORONE.

Second Publication

Notice of Loss or Destruction of Insurance Policy

NOTICE IS HEREBY given that Policy No. 723715 on the life of and property of Motsatsing James Kgasa has been reported to be lost or destroyed and any person in possession of the policy, or claiming to have any interest in such policy, should communicate immediately by registered post with the Insurer. Failing any such communication, a certified copy of the policy (which shall be the sole evidence of the contract made by the policy) will be issued to the owner.

S. SERU, P.O. Box 412, GABORONE.

Second Publication

Selebi-Phikwe Town Council — Tender No. 01/1991

NEW OFFICES TO SELEBI-PHIKWE TOWN COUNCIL

TENDERS ARE INVITED by the Selebi-Phikwe Town Council for the construction of new offices on Lot No. 2530, The Mall, Selebi-Phikwe. Works comprise of the construction of a three storey office block (floor area approx. 1400 m²), a one storey Council Chamber (floor area approx. 180 m²), a double storey passage link to existing office block and improvements to existing office block e.g. new roof structure and ancillary site works.

The documents can be obtained on presentation of receipt for payment of a non-refundable tender fee of P100,00 from the Town Engineer's Office, Selebi-Phikwe Town Council as from 1st February, 1991. Tenders duly completed to be submitted in a plain sealed envelope clearly marked "Tender No. 01/1991" addressed to the Town Clerk, Selebi-Phikwe to reach him not later than 12.00 noon on Thursday, 7th March, 1991.

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, telefax 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.

P. KASZAY,
for Town Clerk.

Second Publication

Selebi-Phikwe Town Council — Tender No. 02/1991

EXTERNAL WORKS TO TOWN HALL, SELEBI-PHIKWE

TENDERS ARE INVITED by the Selebi-Phikwe Town Council from citizen and majority citizen owned companies (51 percent or more shares belonging to citizens) for external works to new Town Hall, Selebi-Phikwe. Works comprise mainly of site water reticulation, construction/paved walkway and lawn kerbing of flag poles and ancillary work.

Tender documents can be obtained on presentation of receipt for payment of non-refundable tender fee of P15,00 from the Town Engineer's Office, Selebi-Phikwe Town Council as from 7th February, 1991. Tenders duly completed to be submitted in a plain sealed envelope clearly marked "Tender No. 02/1991" addressed to the Town Clerk, Selebi-Phikwe Town Council, Private Bag 001, Selebi-Phikwe to reach him not later than 12.00 noon on Thursday 7th March, 1991.

Tenderers 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, telefax 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.

P. KASZAY,
for Town Clerk.

Second Publication

Selebi-Phikwe Town Council — Tender No. 03/1991

SECURITY WALLING TO ENGINEERING DEPARTMENT, SELEBI-PHIKWE

TENDERS ARE INVITED by the Selebi-Phikwe Town Council from citizen and majority citizen owned companies (51 percent or more shares belonging to citizens) for the construction of approx. 635 metres of security walling at Engineering Department, off Independence Ave, Selebi-Phikwe. Works comprise of 115 mm concrete block walling between steel piers and ancillary works.

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 7th February, 1991. Tenders duly completed to be submitted in a plain sealed envelope clearly marked "Tender No. 03/1991" addressed to the Town Clerk, Selebi-Phikwe Town Council, Private Bag 001, Selebi-Phikwe to reach him not later than 12.00 noon on Thursday 7th March, 1991.

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, telefax 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.

P. KASZAY,
for Town Clerk.

Second Publication

Selebi-Phikwe Town Council — Tender No. 04/1991

EXTENSION TO MECHANICAL WORKSHOP AT ENGINEERING DEPARTMENT, SELEBI-PHIKWE

TENDERS ARE INVITED by the Selebi-Phikwe Town Council from citizen and majority citizen owned companies (51 percent or more shares belonging to citizens) for the extension of mechanical workshop at Engineering Department, off Independence Road Selebi-Phikwe. Works comprise of a conventional one storey building approx. 130 m² plinth area and ancillary works.

Tender documents can be obtained on presentation of receipt for payment of a non-refundable tender fee of P15,00 from the Town Engineer's Office, Selebi-Phikwe Town Council as from 7th February, 1991. Tenders duly completed to be submitted in a plain sealed envelope clearly marked "Tender No. 04/1991" addressed to the Town Clerk, Selebi-Phikwe Town Council, Private Bag 001, Selebi-Phikwe to reach him not later than 12.00 noon on Thursday, 7th March, 1991.

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, telefax 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.

P. KASZAY,
for Town Clerk.

Second Publication

Selebi-Phikwe Town Council — Tender No. 05/1991 A

FABRICATION OF STANDARD VENDING SHELTERS

TENDERS ARE INVITED by the Selebi-Phikwe Town Council from Steel Engineering Companies for the fabrication of standard vending shelters. Shelters comprise of steel angle framework lined with block board and ancillary works.

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 7th February, 1991. Tenders duly completed to be submitted in a plain sealed envelope clearly marked "Tender No. 5/1991 A" addressed to the Town Clerk, Selebi-Phikwe Town Council, Private Bag 001, Selebi-Phikwe to reach him not later than 12.00 noon on Thursday 7th March, 1991.

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, telefax 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.

P. KASZAY,
for Town Clerk.

Second Publication

Selebi-Phikwe Town Council — Tender No. 05/1991 B

CIVIL WORKS FOR PRE-FABRICATED VENDING SHELTERS

TENDERS ARE INVITED by the Selebi-Phikwe Town Council from citizen and majority citizen owned companies (51 percent or more shares belong to citizens) for civil works for pre-fabricated vending shelters at various sites within Selebi-Phikwe. Works comprise of small concrete in-situ slabs and construction of Rec Double unit toilets.

Tender documents can be obtained on presentation of receipt for payment of a non-refundable tender fee of P10,00 from Town Engineer's Office, Selebi-Phikwe Town Council as from 7th February, 1991. Tenders duly completed to be submitted in a plain sealed envelope clearly marked "Tender No. 05/1991 B" addressed to the Town Clerk, Selebi-Phikwe Town Council, Private Bag 001, Selebi-Phikwe to reach him not later than 12.00 noon on Thursday, 7th March, 1991.

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, telefax 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.

P. KASZAY,
for Town Clerk.

Second Publication

Selebi-Phikwe Town Council — Tender No. 06/1991

SUPPLY OF FURNITURE AND EQUIPMENT FOR TOWN HALL SELEBI-PHIKWE

TENDERS ARE INVITED by the Selebi-Phikwe Town Council for the supply of furniture and equipment for the new Town Hall, Selebi-Phikwe.

Tender documents can be obtained on presentation of receipt for payment of a non-refundable tender fee of P5,00 from Town Engineer's Office, Selebi-Phikwe Town Council as from 7th February, 1991. Tenders duly completed to be submitted in a plain sealed envelope clearly marked "Tender No. 06/1991— Furniture and Equipment for Town Hall" addressed to the Town Clerk, Selebi-Phikwe Town Council, Private Bag 001, Selebi-Phikwe to reach him not later than 12.00 noon on Thursday, 7th March, 1991.

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, telefax 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.

P. KASZAY,
for Council Secretary.

Second Publication

Selebi-Phikwe Town Council Tender No.17/1990

EXTENSION AND IMPROVEMENTS TO MUNICIPAL ABBATOIR IN SELEBI-PHIKWE

TENDERS ARE invited by Selebi-Phikwe Town Council for the extension and improvements to the Municipal Abbatoir in Selebi-Phikwe.

Tender documents will be available from the office of the Consulting Engineer, Nicholas O. Dwyer & Partners (Pty) Ltd, Fourth Floor Barclays House, Caborone during working hours from Thursday 1st February, 1991 for a non-refundable fee of P150,00. Tender documents duly completed to be submitted in a plain sealed envelope clearly marked "Tender No.17/1990— Extension to the Abbatoir 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 Thursday 7th March, 1991. Tenders will be opened on the same day at 14.00 hours. Tenderers wishing to be present at the opening of the tenders are free to do so.

A site information meeting will take place at the Town Engineer's Office on Monday 11th February, 1991 at 10.00 hours.

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

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

T. REVEENDRAM,
for Town Clerk.

Second Publication

Kgalagadi District Council**SCHEDULE OF MEETINGS, 1991****LICENSING — TSABONG**

January 14th, 1991
 March 18th, 1991
 May 13th, 1991
 July 11th, 1991
 September 16th, 1991
 November 18th, 1991

LICENSING — HUKUNTSI

February 18th, 1991
 April 15th, 1991
 June 20th, 1991
 August 15th, 1991
 October 31st, 1991
 December 12th, 1991

FINANCE

January 15th, 1991
 April 8th, 1991
 June 11th, 1991
 August 7th, 1991
 October 7th, 1991

EDUCATION

January 16th, 1991
 April 9th, 1991
 June 12th, 1991
 August 7th, 1991
 October 9th, 1991

WORKS AND HEALTH

January 17th, 1991
 April 10th, 1991
 June 14th, 1991
 August 9th, 1991
 October 11th, 1991

TENDER BOARD

January 18th, 1991
 April 12th, 1991
 June 17th, 1991
 September 12th, 1991
 October 14th, 1991

FULL COUNCIL

January 22nd, 1991
 April 23rd, 1991
 July 23rd, 1991
 October 22nd, 1991

Second Publication

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

Case No. L 61/90

Between:

IKAGENG BAROLONG MULTI-PURPOSE
 CO-OP SOCIETY
 and

Plaintiff

MISS ELIZABETH GOTHANG

Defendant

NOTICE OF SALE IN EXECUTION

BE PLEASED to take notice that pursuant to the judgement of the above Honourable Court the under-mentioned property will be sold by public auction without reserve as follows:

PLACE: Lobatse Police Station
TIME: 10.00 a.m. on Thursday 28th February, 1991
TERMS: cash or bank guaranteed cheque
PROPERTY TO BE SOLD: 1 x 3 Piece Lounge Suite
 1 x Table
 1 x Cupboard
 3 x Coffee Tables
 1 x 2 piece sofas
 1 x 5kg Gas Cylinder

DATED AT GABORONE this 24th day of January, 1991.

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

Second Publication

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

Case No. G 480/90

Between:

BANK OF CREDIT & COMMERCE (BOTSWANA) LTD
 and
 MR. UNOPA LOETO EDZANI

Plaintiff

Defendant

NOTICE OF SALE IN EXECUTION

BE PLEASED to take notice that pursuant to the judgement of the above Honourable Court the undermentioned property will be sold by public auction without reserve as follows:

PLACE: Gaborone Central Police Station
TIME: 10.00 a.m. on Thursday 28th February, 1991
TERMS: Cash or bank guaranteed cheque
PROPERTY TO BE SOLD: 1 x Colour 51 cm Sony Television

DATED at GABORONE this 24th day of January, 1991.

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

Second Publication

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

Case No. CT 720/88

In the matter between:

**RAMOSIMANE MOLATOLE
and
G.K. MOARABI**

Plaintiff

Defendant

NOTICE OF SALE IN EXECUTION

BE PLEASED TO TAKE NOTICE that pursuant to a judgement of the above Honourable Court dated 23rd September, 1988 the following immovable property of the defendant will be sold in execution by Deputy Sheriff Marule in the following manner:-

DATE OF SALE: Saturday, 23rd February, 1991
TIME OF SALE : 12-00 midday
VENUE: Plot No. 4458 Lobatse
PROPERTY TO BE SOLD: Plot No. 4458 Overspill Lobatse Township held under Certificate of Rights.
CONDITIONS OF SALE: Detailed conditions of sale may be inspected at the Offices of Plaintiff's Attorney by arrangement with Deputy at the below mentioned address

DATED at LOBATSE this 23rd of January, 1991.

M. DIBOTELO, Plaintiff's Attorney, Plot 2139, Woodhall,, P.O. Box 367, GABORONE.

Second Publication

Gaborone City Council

RATES INVOICES 1990/91

THE PUBLIC is hereby notified that Rates Invoices for the Financial Year 90/91 have been completed and they have been sent to their respective addresses.

Any rate payer who might have not received his or her current invoice, please contact the rate office in Room 4, Civic Centre, Gaborone.

Legal action against defaulters is being finalised.

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

Second Publication

Notice to Debtors and Creditors

IN THE ESTATE of the Late James George Haskins previously of Francistown, Botswana, who died in Francistown on 22nd October, 1990.

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 undermentioned Executrix within 30 (Thirty) days of the date of publication hereof.

DOROTHY LOUIE HASKINS (Executrix), c/o Minchin & Kelly (Botswana), Plot 688, Khwai Road, Off Botswana Road, P.O. Box 1339, GABORONE.

Second Publication

Change of Name

PURSUANT TO section 21 (1) of the Companies Act (Chapter 42:01) as amended, notice is hereby given that Lasco Engineering (Pty) Limited will make application to the Registrar of Companies for his written approval to change the name of the company to Lasco Engineering Botswana (Pty) Limited after 14 days of the publication of this advertisement have elapsed.

for and on behalf of

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

Second Publication

Change of Name

PURSUANT TO section 21 (1) of the Companies Act (Chapter 42:01) as amended, notice is hereby given that Seasaa Holdings (Proprietary) Limited will make application to the Registrar of Companies for his written approval to change the name of the company to Barristers Interiors (Botswana) (Proprietary) Limited after 14 days of the publication of this advertisement have elapsed.

DELOITTE PIM GOLDBY MANAGEMENT SERVICES (PTY) LTD., P.O. 435, GABORONE.

Second Publication

Change of Name

PURSUANT TO section 21 (1) of the Companies Act (Chapter 42:01) as amended, notice is hereby given that Sun Construction (Botswana) (Proprietary) Limited will make application to the Registrar of Companies for his written approval to change the name of the company to Batho Construction (Botswana) (Proprietary) Limited after 14 days of the publication of this advertisement have elapsed.

for and on behalf of

DESERT SECRETARIAL SERVICES (PROPRIETARY) LIMITED, P.O. Box 435, GABORONE.

Second Publication

Notice of Intention to Transfer Trading Licence

NOTICE IS HEREBY given that the undersigned intends to apply for a transfer of a Liquor Restaurant Licence in respect of premises situated at Lot Tshane to G.P. Moisaupula who will continue to trade at the same premises and under the same style of a Liquor Restaurant and that the Kgalagadi District Council has determined that the application shall be heard by the Licensing Authority on 18th February, 1991.

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.K. GABOITAOLELWE, P.O. Box 82, HUKUNTSLI.

Second Publication

Change of Name

PURSUANT TO section 22 (1) of the Companies Act Cap 42:01 as amended, notice is hereby given that Okavango Crocodile Ranch and Tours (Proprietary) Limited will make an application to the Registrar of Companies for the written approval to change the name of the company to Maun Lodge (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 PO Box 892, GABORONE.

Second Publication

Notice of Application for Removal of Licence

NOTICE IS HEREBY given that the undersigned intends to apply for a removal of a Specialised Trading Licence from Borakalalo Ward to premises at Borakalalo Ward, Molepolole in terms of section 9 of the trade and Liquor Act (No. 29 of 1986) and that the Kweneng District Council has determined that the application shall be heard by the Licensing Authority in March, 1991.

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.

KERRY TRADING COMPANY (PTY) LTD, c/o K & M Business Services (Pty) Ltd,
P.O. Box 29, GABORONE.

Second Publication

Notice of Application for Removal of Licence

NOTICE IS HEREBY given that the undersigned intends to apply for a removal of a Speciality Trading Licence in respect of premises situated at Lot 5648 to Lot 22091, and that the Gaborone City Council has determined that the application shall be heard by the Licensing Authority on 13th March, 1991.

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.

ADIMA HIRE (PTY) LTD, Private Bag BR12, GABORONE.

Second Publication

Notice of Application for Removal of Licence

NOTICE IS HEREBY given that the undersigned intends to apply for a removal of a Speciality Trading Licence in respect of premises situated at Shop No. 6, Bontleng Mall, Lot 8772/8773, Gaborone to Plot 17502, Extension 36, Gaborone and that the Gaborone City Council has determined that the application shall be heard by the Licensing Authority on 13th March, 1991.

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.

BAROTTI FURNITURE (BOTSWANA) (PTY) LTD, P.O. Box 2106, GABORONE.

Second Publication

Alteration of Style of Business

NOTICE IS HEREBY given that the undersigned intends to apply for authority to change the style of Restaurant Liquor to Bar and Restaurant in respect of premises situated at Shakawe and that the North West District Council has determined that the application shall be heard by the Licensing Authority on 21st February, 1991.

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.

K.B. LEMPADI, P.O. Box 180, SHAKAWE.

Second Publication

Alteration of Style of Business

NOTICE IS HEREBY given that the undersigned intends to apply for a authority to change the style of Restaurant Liquor to Restaurant and Bar in respect of premises situated at Gomare and that the North West District Council has determined that the application shall be heard by the Licensing Authority on 21st February, 1991.

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.

H. WELLIO, P.O. Box 498, MAUN.

Second Publication

Notice of Intention to Transfer Trading/Liquor Licence

NOTICE IS HEREBY given that the undersigned intends to apply for a transfer of a Boutique licence in respect of premises situated at Lot 1012, Extension 2, to M.F. Kareng, who will continue to trade at the same premises and under the same style of a Boutique and that the Gaborone City Council has determined that the application shall be heard by the Licensing Authority on 13th March, 1991.

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.

MMABAROLONG FRIEDA KARENG, P.O. Box 1549, GABORONE.

Second Publication

Notice of Intension to Dispose of Trading Licence

NOTICE IS HEREBY given in terms of section 23 of the Trade and Liquor Act, 1986 that I, Margaret Madima have disposed of my entire interest in carrying on business of General Trading to Grace Magola who will continue to trade at the same premises situated at Tshikhinyega Ward under the style of General Trading.

MARGARET MADIMA, P.O. Box 393, MAHALAPYE.

Second Publication

Notice of Intension to Dispose of Trading Licence

NOTICE IS HEREBY given in terms of section 23(b) of the Trade and Liquor Act, 1986 that I, Oninki Bile have disposed of my entire interest in carrying on business of Boutique Francopan (Pty) Ltd to Mmabarolong Kareng who will continue to trade at the same premises and under the same style of Boutique.

ONINKI BILE, P.O. Box 2310, GABORONE.

Second Publication

Notice of Intension to Dispose of Trading Licence

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

KEBALEPILE PHUTHEGO, P.O. Box 10211, TATTITOWN.

Second Publication

Lost Deed of Transfer

NOTICE IS HEREBY given that it is intended to make an application for a certified copy of Deed of Transfer No. 595/76 passed by the Botswana Housing Corporation in favour of Daniel David Molefi in respect of a certain piece of land being Lot 3297, Gaborone. All persons having objection to the issue of such copy are hereby required to lodge the same in writing with the Registrar of Deeds within three (3) weeks from the first publication of this notice.

DATED at Gaborone this 21st day of January, 1991.

PILANE, NGCONGCO & LUKE, Suites 2, 3, 4, 5 and 6, First Floor, Gilck Motors Building,
Nelson Mandela Drive, P.O. Box 1300, GABORONE.

Second Publication

Lost Title Deed

NOTICE IS HEREBY given that Ignatius Gobonamang Matshediso intends applying for a certified copy of a Deed of Fixed Period State Grant No. 377/88 dated 6th July, 1988 in respect of the following property:

CERTAIN: piece of Land being Lot 6873
SITUATE: in Gaborone Administrative District
MEASURING: 592 m² (Five hundred and ninety two square metres)

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 21 days from the second publication of this notice.

DATED at Gaborone this 17th day of January, 1991.

DOREEN KHAMA, *Attorneys*, P.O. Box 335, GABORONE.

Second Publication

Lost Title Deed

NOTICE IS HEREBY given that Mooketsi Matshediso intends applying for a certified copy of a Deed of Fixed Period State Grant No. 377/88 dated 6th July, 1988 in respect of the following property:

CERTAIN: piece of Land being Lot 7258;
SITUATE: in Gaborone Administrative District
MEASURING: 488 m² (Four hundred and eighty eight square metres)

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 21 days from the second publication of this notice.

DATED at Gaborone this 17th day of January, 1991.

DOREEN KHAMA, *Attorneys*, P.O. Box 335, GABORONE.

Second Publication

Notice of Application for Removal of Licence

NOTICE IS HEREBY given that the undersigned intends to apply for a removal of a Penal Beating Workshop Licence in respect of premises situated at lot Leina Ward, Serowe to C.T.O. Serowe and that the Central District Council has determined that the application shall be heard by the Licensing Authority on 5th March, 1991.

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.

MARTIN & SONS (PTY) LTD, P.O. Box 718, SEROWE.

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>
F. Titus, P.O. Box 18, Werda.	Restaurant/Take Away	Werda	Kgalagadi District Council	2.91
Shamrock Marketing (Botswana) (Proprietary) Limited. c/o K & M Business Services (Pty) Ltd., P.O. Box 29, 4th Floor, Tirelo House, The Mall, Gaborone.	Agency foodstuffs, classware, candles, toys, chemicals, electrical appliances, hair and skin care products	Whole of Botswana	National Licensing Authority	19.3.91
Crescent (Proprietary) Limited, c/o Limco Secretarial & Business Consultants, P.O. Box 261 ,Gaborone. 1st Floor, Tsholetsa House, Gaborone.	Import/Export textile products	Plot 10213 Broadhurst Industrial, Gaborone	National Licensing Authority	19.3.91
Tinkin (Pty) Ltd, c/o Minchin & Kelly (Botswana), Plot 668, P.O. Box 1339, Gaborone.	Specialised Dealers	Top Floor, Lot 8886, African Mall, Gaborone	Gaborone City Council	13.3.91
C. Phuti, P.O. Box 1872, Gaborone.	Bottle Store	Plot 8885, Extension 2	Gaborone City Council	13.3.91
Adima Hire (Pty) Ltd, Private Bag BR 12, Gaborone.	Workshop	Plot 22091, Gaborone West Phase 4	Gaborone City Council	13.3.91
Ellerines Furnishers (Botswana) (Pty) Ltd, c/o Professional Services (Pty) Ltd., P.O. Box 1816. Gaborone.	Speciality — furniture	Plot 8778, Broadhurst Industrial Site Gaborone	Gaborone City Council	13.3.91
Ellerines Furnishers (Botswana) (Pty) Ltd, c/o Professional Services (Pty) Ltd., P.O. Box 1816. Gaborone.	Speciality (furniture)	Plot 17948, Haile Salasie Av, Old Industrial Site Gaborone	Gaborone City Council	13.3.91
Legay Investments (Proprietary) Limited, c/o K & M Business Services (Pty) Ltd, P.O. Box 29, 4th Floor, Tirelo House, The Mall, Gaborone.	Specialised Dealers (clothing and accessories)	Mahalapye	Mahalapye Sub- District Council	6.3.91
G. Mogola, P.O. Box 481, Mahalapye.	General Trading	Tshikhinyega Ward—Mahalapye	Mahalapye Sub-District Council	6.3.91

J. Kotze, P.O. Box 28, Ghanzi.	Fresh Produce	Plot No. 805 Kgaphadi, Ghanzi	Ghanzi Local Licensing Authority	63.91
G. P. Moisapula, P.O. Box 82, Hukuntsi.	General Trading	Lehututu	Kgalagadi District Council	18.2.91
Mrs M.C. de Graaff, P.O. Box 19, Ghanzi.	Fresh Produce	Ghanzi	Ghanzi Local Licensing Authority	63.91
M. Bolaane, Mogorosi Postal Agency, Via Serowe.	Bar	Mogorosi	Serowe/Palapye Sub- Council	53.91
E. Rannana, Private Bag 0046, Palapye.	Liquor Restaurant	Boikago Ward, Palapye	Central District Council	53.91
L. Chikumba, P.O. Box 369, Francistown.	General Trading	Matobo	Tutume Sub-Licensing Authority	63.91
Andrew's Engine and Gearbox Centre (Pty) Ltd, P.O. Box 384. Selebi-Phikwe.	Motor Dealer/ Workshop	Lot No. 3229 Selebi-Phikwe	Selebi-Phikwe Local Licensing Authority	18.4.91
Western Electronics & Refrigeration (Pty) Ltd., P.O. Box 786, Mogoditshane.	Speciality	Lot 274, Mogoditshane	Kweneng District Council	26.2.90
D.M.S. Mogatusi, P.O. Box 1522, Gaborone.	General Trading	Kopong	Kweneng District Council	26.2.91
D.M.S. Mogatusi, P.O. Box 1522, Gaborone.	Butchery (Fresh Produce)	Kopong	Kweneng District Council	26.2.91
D.M.S. Mogatusi, P.O. Box 1522, Gaborone.	Bar Liquor	Kopong	Kweneng District Council	26.2.91
K.C. Taele, P.O. Box 52, Mmankgodi.	General Trading	Goo-Moswang Ward — Mmankgodi	Kweneng District Council	26.2.91
D.M. Moragi, P.O. Box 413, Molepolole.	Liquor Restaurant	Gamolele/Garuthu	Kweneng District Council	26.2.91
M. Rutang, P.O. Box 929, Mogoditshane.	General Trading	Thamaga	Kweneng District Council	26.2.91
E.M. Monare, Private Bag 115, Maun.	Specialized Dealer musical instruments, electronics, clothing items connected with pop star and sports equipments	Boyei Ward	North West District Council	21.2.91
E. S. Mmusi, P.O. Box 765, Francistown.	Hardware	Tati Siding	North East District Local Licensing Authority	28.2.91
E. S. Mmusi, P.O. Box 765, Francistown.	General Trading	Tati Siding	North East District Local Licensing Authority	28.2.91
N.S. Rao, Kasane Motor & Tyres, P.O. Box 247, Francistown.	Speciality (motor spares and tyres)	Plot 1084, Dumela, Francistown	Francistown Local Licensing Authority	19.3.91

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

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>
S. Baratani, P.O. Box 1895, Gaborone.	Restaurant Take Away (Caravan)	Lot 17982, Gaborone West	Gaborone City Council	13.3.91
Ogaisetsemang Used Cars and Vehicle Repairs (Pty) Ltd., c/o Gaelele, Mayanja & Partners, P.O. Box 20661, Gaborone.	Motor Dealers	Tlokwen	South East Licensing Authority	.91
Ogaisetsemang Used Cars and Vehicle Repairs (Pty) Ltd., c/o Gaelele, Mayanja & Partners, P.O. Box 20661, Gaborone.	Garage	Tlokwen	South East Licensing Authority	.91
R & S Enterprises (Pty) Ltd., Private Bag 001, Mmadinare.	Garage/Workshop	Industrial Site, Mmadinare	Central District Council	5.3.91
T.W. Masisi P.O. Box 900, Francistown.	Dry Cleaners and Laundry	Palapye Plot 79, N. Makwapa's Building	Central District Council	5.3.91
R & S Enterprises (Pty) Ltd., Private Bag 001, Mmadinare.	(Motor Dealer)	Industrial Site, Mmadinare	Central District Council	5.3.91
R & S Enterprises (Pty) Ltd., Private Bag 001, Mmadinare.	Filling Station	Industrial Site, Mmadinare	Ngwato Licensing Authority	5.3.91
D.S. Makone, P.O. Box 1285, Serowe.	General Trading & Liquor Restaurant	Newtown Ward — Serowe	Serowe Palapye Sub- District Council	5.3.91
L. Ntsiapane, P.O. Box 1285, Serowe.	General Trading	Molokatsela Ward in Serowe	Serowe Palapye Sub- District Council	5.3.91
Broadhurst Hardware, P.O. Box 1680, Gaborone.	Specialised Trading (Hardware Material/ furniture)	Mogoditshane	Kweneng District Council	26.2.91
J & M (Pty) Ltd., c/o Box 729, Molepolole.	Specialised Dealer (Record Bar)	Mokgalong Ward — Molepolole	Kweneng District Council	26.2.91
M.B. Sikele, P.O. Box 160, Masunga.	Bottle Store	Masunga	Local Licensing Authority	28.2.91
W.L. Bogatsu, P.O. Box 30272, Tlokwen.	Specialised Trading	Selokwane, Tlokwen	South East District Council	19.2.91
D.S. Palai, P.O. Box 960, Mochudi.	Bar	Mapotsane Ward (Mochudi)	Kgatlang Licensing Board	.91
E. Vere, P.O. Box 58, Mochudi.	General Trading	Rasesa Village, Mochudi	Kgatlang District Local Licensing Authority	.91

L. Murtagh, P.O. Box 598, House No. D36 EU3, Jwaneng.	Workshop	Plot No. 2301, Jwaneng	Jwaneng Town Council	6.3.91
J. Kotze, P.O. Box 28, Ghanzi.	Take Away Restaurant	Boipelego General Trading, Ghanzi	Ghanzi Local Licensing Authority	6.3.91
A.G. Herbst, P.O. Box 86, Lobatse.	Fresh Produce	Khakhea	Southern District Council	6.3.91
Iceman (Pty) Ltd, Private Bag 55, Maun.	Specialised Trading (all kinds of spares)	Plot D11 Maun Mall	North West District Council	21.3.91
Kettex Sales (Proprietary) Limited, c/o Armstrongs Attorneys, P.O. Box 1368, Gaborone.	Specialised Wholesale to deal in packaged food and food products and beverages	Plot No. 14389, Gaborone West	National Licensing Authority	19.2.91
Cater Care Botswana (Pty) Ltd, P.O. Box 40824, Broadhurst, Gaborone, Plot 10222, Mokolwane Road, Gaborone.	Wholesale groceries and clothing	Rural Areas South and Central Botswana	National Licensing Authority	.91
Represented by: Gavin Edwards as Managing Director.				
T M Import & Export (Pty) Ltd, c/o Helfer, Collins & Newman, P.O. Box 882, Gaborone.	Agency (motor vehicle spares, tyres, electronic equip- ments and allied products)	Whole of Botswana	National Licensing Authority	19.3.91
S.J. Moilwa, P.O. Box 918, Mochudi.	Agent fruits and vegetables	Throughout Botswana	National Licensing Authority	.91
Kalahari Enterprises (Pty) Ltd, trading as Leopard Logistics, c/o Deloitte Pim Goldby Management Services (Pty) Ltd, P.O. Box 778, Gaborone.	Agency aviation spares and related products	Throughout Botswana	National Licensing Authority	.91
Living Homes Real Estates (Pty) Limited, c/o Ebrahim & Mothobi, Applicant's Attorneys, P.O. Box 401, Gaborone.	Estate Agency Real estate	Plot 769, Gaborone	National Licensing Authority	.91

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

First Publication

Francistown Town Council — Tender No. FTC/2/91

SUPPLY OF 210 LITRES REFUSE DRUMS

TENDERS ARE INVITED by Francistown Town Council for the supply and delivery of 3400 x 210 litres drums for refuse storage. Tenders are required to quote prices for both new and second hand drums where possible.

Tenders in plain sealed envelopes marked "Tender No. FTC/2/91—Supply of 210 Litres Drums" should be addressed to the Town Clerk, Francistown Town Council, Private Bag 40, Francistown and to reach his office not later than 14.30 hours 20th March, 1991. Tenders will be opened in the presence of tenderers wishing to attend.

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

K.C. KOMA,
for Town Clerk.

First Publication

North West District Council — Tender Number NWDC/CTU/2—91

SUPPLY OF NEW VEHICLES

TENDERS ARE INVITED by the North West District Council for supply of new vehicles.

1. One (1) one ton 4 x 4, 4 cylinder petrol engine, fitted with strong bull-bar, side rails and 200 litres long range fuel tank.
2. One (1) one ton 4 x 4, 4 cylinder, diesel engine fitted with strong bull bar, side rails and 200 litres long range fuel tank.
3. Two (2) x 1½ ton 4 x 4, 6 cylinder petrol engine vehicles fitted with Jan-Smit canopy, bull-bar and 200 litres long — range fuel tank. Fitted with 7,50 x 16 8 ply tyres all round.

GENERAL CONDITIONS

- (a) ALL vehicles to be supplied in *White* colour *Only*
 - (b) Firm date of delivery must be clearly stated which would be subjected to approval by Council tender Board Committee.
 - (c) Tender prices should be held firm up to the date of supply of vehicles from the date of awarding this tender.
 - (d) 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.
 - (e) Warranty from the respective manufacturers should be provided.
- All tenders must be clearly marked "Tender Number NWDC/CTU/2—91" addressed to Council Secretary, North West District Council, Private Bag 01, Maun. Should reach his office not later than 9.00 hours of 19th February, 1991.

North West District Council does not bind itself to accept the lowest or any tender nor to supply reasons for its rejection for all or any tender.

B.M. OAHILE,
for Council Secretary.

First Publication

Botswana Telecommunications Corporation — Tender Notice BTC 033/90/91

SECURITY FENCING BTC TELECOMMUNICATIONS SITES
(REPEAT VERSION)

BOTSWANA TELECOMMUNICATIONS CORPORATION invites tenders for security fence at Palapye in the Central District.

The tender provides for the complete security fence for radio telephone towers, and equipment at ten sites around Mahalapye sub-district. Work shall also include bush clearing of sites and construction of access roads.

SECURITY FENCES;

The security fences shall be of high government police type.

Tender documents may be obtained free of charge and returned to the addressee stated below clearly marked: "Tender BTC 033/90/91", Secretary/Supplies Manager, Botswana Telecommunications Corporation, P.O. Box 700, Gaborone.

Tender closing date will be Wednesday, 27th February, 1991 at 12.00 noon. Tenders will be opened same day at 14.00 hrs at the BTC Head-Quarters Main Building (Board Room). All tenderers wishing to attend the official registration are invited.

The Corporation does not bind itself to award to the lowest tenderer or any tenderer nor give reasons for the rejection.

First Publication

Botswana Telecommunications Corporation — Tender Notice BTC 034/90/91

**SECURITY FENCING BTC TELECOMMUNICATIONS SITES — MAHALAPYE
(REPEAT VERSION)**

BOTSWANA TELECOMMUNICATIONS CORPORATION invites tenders for security fence at Mahalapye in the Central District.

The tender provides for the complete security fence for radio telephone towers, and equipment at ten sites around Mahalapye sub-district. Work shall also include bush clearing of sites and construction of access roads.

SECURITY FENCES:

The security fences shall be of high government police type.

Tender documents may be obtained free of charge and returned to the addressee stated below clearly marked: "Tender BTC 034/90/91", Secretary/Supplies Manager, Botswana Telecommunications Corporation, P.O. Box 700, Gaborone.

Tender closing date will be Wednesday, 27th February, 1991 at 12.00 noon. Tenders will be opened same day at 14.00 hrs at the BTC Head-Quarters Main Building (Board Room). All tenderers wishing to attend the official registration are invited.

The Corporation does not bind itself to award to the lowest tenderer or any tenderer nor give reasons for the rejection.

First Publication

Botswana Telecommunications Corporation — Tender Notice BTC 063/90/91

SUPPLY OF PAYPHONES

BOTSWANA TELECOMMUNICATIONS CORPORATION invites tenders for the supply and delivery of payphones for public use. Specifications can be obtained free of charge from: The Secretary/Supplies Manager, Botswana Telecommunications Corporation, P.O. Box 700, Gaborone (Plot 1210, Industrial Site).

The tender submission in triplicate should also include supply of cash containers and hardware/software for two central reporting units. Tenders should indicate delivery, spare part/PCB repair and training will be required for up to five staff members.

CLOSING DATE:

Tender closing date will be Wednesday, 20th February, 1991 at 12.00 noon and submitted to the addressee stated above. Interested tenderers may attend the official opening of the tender at 14.30 hrs on the 20th February, 1991 in the Board-Room at the Main Head-Quarters Building (near the Mall).

Enquiries: Telex 2749 BD, Fax 374695, Telephone 358245/358203.

CONDITIONS:

Telex or telegraphic tender will not be considered. The Tender Board will not necessarily accept the lowest tender or give reasons for doing so.

First Publication

Kgalagadi Land Board

SCHEDULE OF MEETINGS, 1991

THESE MEETINGS are held every Tuesday of each month at 9.00 a.m.

Main Land Board

5th February, 1991
9th April, 1991
4th June, 1991
6th August, 1991
8th October, 1991
3rd December, 1991

Sub Land Board

TSABONG AND HUKUNTSI

8th January, 1991
5th March, 1991
7th May, 1991
2nd July, 1991
3rd September, 1991
5th November, 1991

However this schedule does not include special meetings and allocation trips.

First Publication

Jwaneng Town Council

SCHEDULE OF MEETINGS, 1991

TRADE AND LIQUOR LICENSING COMMITTEE

16th January, 1991
6th February, 1991
6th March, 1991
10th April, 1991
8th May, 1991
12th June, 1991
10th July, 1991
7th August, 1991
4th September, 1991
9th October, 1991
6th November, 1991
4th December, 1991

COMMUNITY, EDUCATION AND PLANNING COMMITTEE

23rd January, 1991
13th February, 1991
13th March, 1991
17th April, 1991
16th May, 1991
19th June, 1991
17th July, 1991
14th August, 1991
11th September, 1991
16th October, 1991
13th November, 1991
11th December, 1991

FINANCE AND GENERAL PURPOSES COMMITTEE

30th January, 1991
 20th February, 1991
 20th March, 1991
 24th April, 1991
 23rd May, 1991
 26th June, 1991
 24th July, 1991
 21st August, 1991
 18th September, 1991
 23rd October, 1991
 20th November, 1991
 18th December, 1991

FULL COUNCIL

27th February, 1991
 30th May, 1991
 28th August, 1991
 27th November, 1991

CHIEF OFFICERS MANAGEMENT TEAM

10th January, 1991
 4th February, 1991
 4th March, 1991
 3rd April, 1991
 1st May, 1991
 5th June, 1991
 3rd July, 1991
 1st August, 1991
 3rd September, 1991
 2nd October, 1991
 5th November, 1991
 3rd December, 1991

First Publication

Notices of Loss or Destruction of Insurance Policies

NOTICE IS HEREBY given that the following Policy No's on the lives and properties of:

Policy No.

283902
 1131411
 1079917
 1087124
 1188020

Name

O. Kolou
 I.T. Koogane
 G.C. Ramaribana
 B. Motshubi
 R. Setlhako

have been reported to be lost or destroyed and any persons in possession of policies, or claiming to have any interest in such policies, should communicate immediately by registered post with the Insurers. Failing any such communication, certified copies of the policies (which shall be the sole evidence of the contracts made by the policies) will be issued to the owners.

IGI BOTSWANA LIMITED (LIFE DIVISION), P.O. Box 715, GABORONE.

Alteration of Style of Business

NOTICE IS HEREBY given that the undersigned intends to apply for the change of style of General Trading and Restaurant to General Trading and Liquor Restaurant in respect of premises situated at New Town Ward, Serowe and that the Serowe/Palapye Sub-District has determined that the application shall be heard by the Sub Licensing Authority on 5th March, 1991.

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 Sub-Licensing Authority of his/her intention to oppose such application and state the grounds upon which the objection is based.

DORCUS S. MAKONE, P.O. Box 1285, SEROWE.

First 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, Mphine Moseki have disposed of my entire interest in carrying on the business of General and Restaurant to Dorcus S. Makone who will continue to trade at the same premises and under the same style of a General Trading and Liquor Restaurant.

MPHINE MOSEKI, P.O. Box 729, SEROWE.

First 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, A.G. Mosotho have disposed of my entire interest in carrying on the business of General Trading to Leseo Ntsiapane who will continue to trade at the same premises and under the same style of a General Trading.

ALFRED G. MOSOTHO, P.O. Box 535, SEROWE.

First Publication

Notice of Application for Removal of the Licence

NOTICE IS HEREBY given that the undersigned intends to apply for removal of Motor Trading Licence from Plot 1534, Francistown to Plot 16351, Light Industrial Area, Francistown, in terms of section 9 of the Trade and Liquor Act, 1986 (No. 29 of 1986) and that the Francistown Town Council has determined that the application shall be heard by the Licensing Authority on the 15th March, 1991.

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

MILANO MOTORS (PTY) LTD, c/o Mosojane, Phumaphi & Co., Attorneys for the Applicant, 5 Africa House, P.O. Box 484, FRANCISTOWN.

First Publication

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

Case No. CC 726/89

In the matter between:

GABORONE HARDWARE (PTY) LIMITED *Plaintiff*
and
BOTSWANA ENGRAVERS (PTY) LIMITED *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 abovenamed Defendant company will be sold in execution in the manner hereinafter set out:—

DATE OF SALE: Thursday, 28th February 1991
TIME OF SALE: 10.00 a.m.
VENUE OF SALE: Central Police Station
PROPERTY TO BE SOLD: (a) Sony Turntable PS-T15
(b) Pioneer Tape Deck
(c) Sony Tuner/Amplifier STR 212AS
(d) Sony Tape Deck TC K15
(e) 2 x Tempest Speakers
(f) Taylor-Hobson Engraving Machine Type D 110/1009-2371

TERMS OF SALE: Cash or bank guaranteed cheque. Detailed conditions of sale may be inspected at the offices of Deputy Sheriff Seboko at the below stated address.

DATED at Gaborone this 28th day of January, 1991.

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

First Publication

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

Case No. CC 667/90

In the matter between:

BARCLAYS BANK OF BOTSWANA LIMITED *Plaintiff*
and
DAVID MOKWALEDI LESHONA *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 abovenamed Defendant will be sold in execution in the manner hereinafter set out:—

DATE OF SALE: Thursday, 28th February, 1991
TIME OF SALE: 10.00 a.m.
VENUE OF SALE: Central Police Station
PROPERTY TO BE SOLD: One Mazda Bronze B1600 Pick Up Truck 1987 Registration number BE 1953.

TERMS OF SALE: Cash or bank guaranteed cheque. Detailed conditions of sale may be inspected at the offices of Deputy Sheriff Seboko at the below stated address.

DATED at Gaborone this 28th day of January, 1991.

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

First Publication

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

Case No. CCF 193/89

In the matter between:

WHOLESALE CENTRE (PTY) LIMITED
and
OKETSANG THOTHE

Plaintiff

Defendant

NOTICE OF SALE IN EXECUTION

BE PLEASED to take notice that pursuant to a judgment of the above Honourable Court, a sale in execution will be held as follows:—

DATE OF SALE:	23rd February, 1991
TIME OF SALE:	10.00 a.m.
PLACE OF SALE:	Magistrate's Court Yard, Francistown
GOODS TO BE SOLD:	18 Cases of Assorted Beers
	1 Cash register
	3 Small Fridges
TERMS OF SALE:	Cash or bank guaranteed cheque

DATED at Francistown this 22nd day of January, 1991.

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

First Publication

IN THE HIGH COURT OF THE REPUBLIC OF BOTSWANA

HELD AT FRANCISTOWN

Case No. CCF 232/89

In the matter between:

J. HASKINS & SONS (PTY) LIMITED
and
G.S. RADITHOLO

Plaintiff

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 Deputy Sheriff Mr Letoane of Mahalapye as follows:

DATE OF SALE:	Thursday, 27th February, 1991
TIME OF SALE:	10.00 a.m.
VENUE OF SALE:	Magistrate Court Yard, Mahalapye
PROPERTY TO BE SOLD:	Toyota Land Cruiser BM 10
TERMS OF SALE:	Cash or bank guaranteed cheque

DATED at Francistown on this day of January, 1991.

Z. MAKHWADE & CO., *Plaintiff's Attorneys*, P.O. Box 916, FRANCISTOWN.

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

Case No. CC 133/90

In the matter between:

FINANCIAL SERVICES COMPANY OF BOTSWANA
(PTY) LIMITED
and
SOLOMON M. MAKHALA

Plaintiff

Defendant

NOTICE OF SALE IN EXECUTION

IN PURSUANCE of a writ of execution of property issued against the Defendant, the following will be sold by public auction at Francistown Magistrate's Court, Francistown on Saturday 23rd February, 1991 at 10.00 a.m. by Deputy Sheriff Mr S. Nombolo:

NAMELY: 1 Honda Ballade 160i, red in colour, Registration number BM 2933, 1987 model.
Please note that only cash or bank guaranteed cheques will be accepted.

DATED at Gaborone this 24th day of January, 1991.

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

First Publication

**IN THE SUBORDINATE COURT OF THE FIRST CLASS FOR THE DISTRICT OF GABORONE
HELD AT GABORONE**

Case No. G. 854/89

In the matter between:

FINANCIAL SERVICES COMPANY OF BOTSWANA
(PTY) LIMITED
and
B. MOSAANANA

Plaintiff

Defendant

NOTICE OF SALE IN EXECUTION

IN PURSUANCE of a writ of execution of property issued against the Defendant, the following will be sold by public auction at Francistown Magistrate's Court, Francistown on Saturday 23rd February, 1991 at 10.00 a.m. by Deputy Sheriff Mr S. Nombolo:

NAMELY:

Food Cabinet
Kitchen Unit
Gas Stove, 3 plates
4 Piece Sofa
1 Coffee Table

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

DATED at Gaborone on this 24th day of January, 1991.

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

First Publication

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

Case No. CC 412/89

In the matter between:

**FINANCIAL SERVICES COMPANY OF BOTSWANA
(PTY) LIMITED
and
WILLIARDS DEN MENGWE**

Plaintiff

Defendant

NOICE OF SALE IN EXECUTION

IN PURSUANCE of a writ of execution of movable property issued against the Defendant, the following item will be sold by public auction at the Magistrate's Court Yard, Francistown, on Friday the 22nd day of February, 1991, at 10.00 a.m. by Deputy Sheriff Mr S. Nombolo:

NAMELY: 1 x Toyota Hilux — 4 x 4, colour — off-white, Registration No. BA 2606A, 1985 Model.

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

DATED at Gaborone on this 25th day of January, 1991.

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

First Publication

**IN THE MAGISTRATES COURT OF GABORONE
HELD AT GABORONE**

Civil Case No. G 763/90

In the matter between:

**LEMOGANG MOREBOLOKI
and
KEORATE MATLAPENG**

Plaintiff

Defendant

NOTICE OF SALE IN EXECUTION

BE PLEASED to take notice that pursuant to a judgment of the above Honourable Court the following movable property of the Defendant will be sold by public auction by Deputy Sheriff, Standly Nombolo to the highest bidder as follows:

DATE OF SALE:	22nd February, 1991
TIME OF SALE:	10.00 a.m.
VENUE:	Central Police Station
PROPERTY TO BE SOLD:	4 Piece Sofas
	1 x 1 Telefunken T.V. (colour)
	1 x 1 Oscillating Desk Fan
	1 x 1 Univa Fridge
TERMS OF SALE:	Cash or bank guaranteed cheque

DATED at Gaborone this 28th day of January, 1991.

SEGOPOLLO, KOMBONI & PARTNERS, *Plaintiff's Attorneys*, Plot No. 10319, Kaunda Road,
P.O. Box 391, GABORONE.

First Publication

Republic of Botswana — Tender No. TB 9/3/62/90—91

**PROFESSIONAL SERVICES PROPOSAL FOR PROVISION OF ARCHITECTURAL, QUANTITY
SURVEYING AND CIVIL /STRUCTURAL/WET SERVICES FOR CENTRAL MEDICAL STORE AT
GABORONE**

TENDERS ARE INVITED for provision of Pre and Post Contract Professional services comprising Architectural Quantity Surveying and Civil/Structural/Wet Services from Central Tender Board registered Architects for construction of Central Medical Store at Gaborone. The registered Architects are required to select their own team of Quantity Surveyors and Civil/Structural/Wet Services Engineers from amongst Central Tender Board registered companies and their bid shall be deemed to include "fee" for the above services also including their role of lead consultant.

The successful company will be required to coordinate of a team of Electrical/Mechanical Consultants to be appointed by DEMS. Their fee proposal shall be deemed to exclude the professional fee for Electrical/Mechanical Services.

Tender documents will be available from 18th February, 1991 on application to the Director, Architecture and Building Services, Private Bag 0025, Gaborone, or from Second Floor, Standard House, The Mall, Gaborone.

Tenders shall be delivered to the Secretary, Central Tender Board, Private Bag 0058, Gaborone or to Room 202, New Ministry of Finance and Development Planning, not later than 10.00 hours on Wednesday 6th March, 1991, when tenders will be opened in the presence of tenderers wishing to attend. Tenders are to be delivered in the envelope provided. Telegraphic, telexed or telephonic tenders and tenders delivered after the above mentioned time and date, will not be considered.

Apart from documents, any further information needed may be directed to Principal Architect (2) of Director of Architecture and Building Services, 1st Floor, Standard House, The Mall, Gaborone by appointment only.

Prospective tenderers are advised that tender documents will only be issued to those firms/companies registered with Central Tender Board in Architectural discipline.

The consultants are advised that they will be required to take out and maintain throughout the period from the date of commencement of his services under the commission until the expiration of twelve months from the date of completion of the project proper professional indemnity insurance in respect of the consultant's business, generally, which insurance may be limited in respect of one claim, (but shall not be limited in any other respect). PROVIDED THAT any such limit shall in any event be at least P500 000,00.

The consultant when called up shall produce to the Director a certificate, signed by or on behalf of the consultant's insurers, stating that insurance complying with this condition is in force, and the period for which it has been taken out.

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

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

Republic of Botswana — Tender Notice No. TB 6/1/38/90-91

**SUPPLY OF FURNITURE AND EQUIPMENT FOR VOCATIONAL TRAINING CENTRES
PALAPYE AND MAUN**

THE BOTSWANA GOVERNMENT has received a loan from the World Bank towards the cost of the project for:

The supply of Furniture and Equipment for various Training Centres.

The proposed tender forms part of the Ministry of Education's development plans for Vocational Training Centre.

Tenders are invited from recognised suppliers from World Bank Member Countries, for procurement purpose. Manufacturers and suppliers from Switzerland and Taiwan may participate for the supply and delivery of furniture and equipment.

The submission should be priced CIF for the various locations stated in the tender documents and include all costs with respect to the packaging into "VTC" lots.

All costs relating to the warehousing and storage of the furniture and equipment prior to their delivery to the specified locations should be included in the tender price. No tender will be entertained which has not been priced CIF for the specified locations.

Tender documents will be available on the 1991 on application to Boipelego Education Project Unit, Private Bag 005, Gaborone or Plot No. 7 Maraka Road, Station Mall, Gaborone. Telephone 352353 Fax 313463.

Tenders shall be delivered to the Secretary, Central Tender Board, Private Bag 0058, Gaborone or to Room 202, Ministry of Finance and Development Planning not later than 10.00 hours on the 13th March, 1991. The tenders will be opened in the presence of the tenderers wishing to attend. Tenders delivered after the above time and date will not be considered.

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

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

Republic of Botswana — Tender Notice No. TB 6/1/39/90-91

**SUPPLY OF FURNITURE AND EQUIPMENT FOR VOCATIONAL TRAINING CENTRES
SELEBI-PHIKWE AND JWANENG**

THE BOTSWANA GOVERNMENT has received a loan from the World Bank towards the cost of the project for:

The supply of Furniture and Equipment for various Training Centres.

The proposed tender forms part of the Ministry of Education's development plans for Vocational Training Centre.

Tenders are invited from recognised suppliers from A.D.B. Member Countries, and participate States for the supply and delivery of furniture and equipment.

The submission should be priced CIF for the various locations stated in the tender documents and include all costs with respect to the packaging into "VTC" lots.

All costs relating to the warehousing and storage of the furniture and equipment prior to their delivery to the specified locations should be included in the tender price. No tender will be entertained which has not been priced CIF for the specified locations.

Tender documents will be available on the 1991 on application to Boipelego Education Project Unit, Private Bag 005, Gaborone or Plot No. 7 Maraka Road, Station Mall, Gaborone. Telephone 352353 Fax 313463.

Tenders shall be delivered to the Secretary, Central Tender Board, Private Bag 0058, Gaborone or to Room 202, Ministry of Finance and Development Planning not later than 10.00 hours on the 13th March, 1991. The tenders will be opened in the presence of the tenderers wishing to attend. Tenders delivered after the above time and date will not be considered.

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

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

Republic of Botswana — Tender Notice No. TB 6/1/40/90-91

**SUPPLY OF SCIENCE EQUIPMENT FOR COMMUNITY JUNIOR SECONDARY
SCHOOLS**

THE BOTSWANA GOVERNMENT has approved funds for the supply of Science Equipment for various Community Junior Secondary Schools.

The proposed tender forms part of the Ministry of Education's development plans for Community Junior Secondary Schools.

Tenders are invited from registered suppliers (Registered with the Boipelego Education Project) for the supply and delivery of Science Equipment for Community Junior Secondary Schools.

Items should be delivered to the Boipelego Education Project Unit Warehouse, Gaborone in 32 Lots containing the quantities required per lab. Lots to be numbered from 1 to 32.

Tender documents will be available on the 1991 on application to Boipelego Education Project Unit, Private Bag 005, Gaborone or Plot No. 7 Maraka Road, Station Mall, Gaborone. Telephone 352353 Fax 313463.

Tenders shall be delivered to the Secretary, Central Tender Board, Private Bag 0058, Gaborone or to Room 202, Ministry of Finance and Development Planning not later than 10.00 hours on the 13th March, 1991. The tenders will be opened in the presence of the tenderers wishing to attend. Tenders delivered after the above time and date will not be considered.

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

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

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

Republic of Botswana Tender Notice No. TB 001/90-91

SUPPLY OF FURNITURE AND EQUIPMENT FOR VOCATIONAL TRAINING CENTRES SECTION 2

THE BOTSWANA GOVERNMENT has approved tenders for the supply of furniture and equipment for the various Vocational Training Centres. The proposed tender forms part of the Ministry of Education's development plans for Community Junior Secondary Schools. The proposed tender forms part of the Ministry of Education's development plans for Community Junior Secondary Schools. Tenders are invited from registered suppliers (registered with the Botswana Education Project Unit) for the supply and delivery of furniture and equipment for the Botswana Education Project Unit. Tenders should be delivered to the Botswana Education Project Unit, Private Bag 0058, Gaborone or to Room 202, Ministry of Finance and Development Planning not later than 10.00 hours on the 13th March, 1991. The tenders will be opened in the presence of the tenderers wishing to attend. Tenders delivered after the above time and date will not be considered. Notwithstanding anything contained in the foregoing, the Government of Botswana is not bound to accept the lowest or any tender nor to incur any expenses in the preparation thereof.

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

Republic of Botswana Tender Notice No. TB 001/90-91

SUPPLY OF FURNITURE AND EQUIPMENT FOR COMMUNITY JUNIOR SECONDARY SCHOOLS SECTION 2

THE BOTSWANA GOVERNMENT has approved tenders for the supply of furniture and equipment for the various Community Junior Secondary Schools. The proposed tender forms part of the Ministry of Education's development plans for Community Junior Secondary Schools. Tenders are invited from registered suppliers (registered with the Botswana Education Project Unit) for the supply and delivery of furniture and equipment for the Botswana Education Project Unit. Tenders should be delivered to the Botswana Education Project Unit, Private Bag 0058, Gaborone or to Room 202, Ministry of Finance and Development Planning not later than 10.00 hours on the 13th March, 1991. The tenders will be opened in the presence of the tenderers wishing to attend. Tenders delivered after the above time and date will not be considered. Notwithstanding anything contained in the foregoing, the Government of Botswana is not bound to accept the lowest or any tender nor to incur any expenses in the preparation thereof.

Bill No. 3 of 1991

CUSTOMS AND EXCISE DUTY (AMENDMENT) BILL, 1991

(Published on 8th February, 1991)

MEMORANDUM

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

2. Article 10 of the Customs Union Agreement requires corresponding provisions to be made by consensus in the laws of the Customs Union partners on the subject of customs and excise.

3. Changes being enacted are as follows:

The deletion of any reference to sales duty, sales duty goods and embargo; to extend certain definitions for purposes of all Customs Union Agreements concluded under the Customs and Excise Duty Act. To regulate the performance or exercise of any duties imposed or powers conferred by the said Act on the Permanent Secretary, Ministry of Commerce and Industry; to provide further for prevention of any goods entering Botswana in contravention of the provisions of the said Act; to further regulate the entry of goods and the liability for duty on imported goods; to provide for ordinary levy payable on goods removed to the territory of a party to the Customs Union Agreement or brought into Botswana from any such territory; to further regulate the calculation of the value for customs duty purposes of imported goods, and the granting of refunds of duty, ordinary levy and rebates of duty; to provide for the set-off of certain overpayments in respect of duty, or certain amounts refundable against duty subsequently payable; to provide for the application of section 47 of the said Act; to repeal section 44 of the said Act; and to delete Part 3 of Schedule No. 1 and Schedule No. 7 to the said Act; and to provide for matters connected therewith.

4. The provisions were promulgated in South Africa on June 20th, 1990 and in terms of Article 10 of the Customs Union Agreement it now behoves us to follow suit.

F.G. MOGAE,

*Minister of Finance and Development
Planning.*

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

A BILL

-entitled-

An Act to amend the Customs and Excise Duty Act

Date of Assent:

Date of commencement:

ENACTED by the Parliament of Botswana.

1. This Act may be cited as the Customs and Excise Duty (Amendment) Act, 1991. Short title

2. The Customs and Excise Duty Act, hereinafter referred to as "the Act", is amended by substituting for the long title thereto the following — Amendment
of long title
Cap. 50:01

"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".

3. Section 2(2) of the Act is amended — Amendment
of section 2

(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".

Insertion of
section 4A

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

“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.

Amendment
of section 5

5. Section 5 of the Act is amended —

(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.”.

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

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

“(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.”.

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

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

“(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

B.10

Amendment
of section 14

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

“(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.”.

Amendment
of section 17

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

Amendment
of section 19

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 26

15. Section 26 of the Act is amended —

(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”.

Amendment
of section 37

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 38

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

“(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”.

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 40

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

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

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

(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.”.

B.12

Amendment
of section 53

24. Section 53 of the Act is amended —

- (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.”.

Amendment
of section 64

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

“(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.”.

Amendment
of section 72

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

- (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.

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

Deletion of
section 75

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

Amendment
of section 81

- (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.

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

Substitution
for section 82

“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, shortshipped 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.”.

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

“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.”.

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

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

“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.”

Amendment
of section 109

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

Amendment
of section 112

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

Deletion of
section 115

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

Amendment
of section 121

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;

(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.

Amendment
of section 125

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 127

39. Section 127 of the Act is amended —

(a) by substituting for paragraph (b) thereof the following new paragraph —

"(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".

Amendment
of Schedule
No. 1

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.

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.

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

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

Bill No. 4 of 1991

BOTSWANA COLLEGE OF AGRICULTURE BILL, 1991

(Published on 8th February, 1991)

MEMORANDUM

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

2 The purpose of the Bill is to provide for the establishment of the Botswana College of Agriculture, which will be associated with the University of Botswana, and will, in association with the University, provide education at university level in agricultural and allied subjects, leading to the issue of degrees, diplomas, certificates and other awards in such subjects.

D.K. KWELAGOBÉ,
Minister of Agriculture.

ARRANGEMENT OF SECTIONS

SECTION

1. Short title
2. Establishment of College
3. Functions and objectives of College
4. Governing Council
5. Appointment of Principal and other officers of the College
6. Boards of faculties and departments
7. Association with University
8. Accounts of College
9. Annual report
10. Statutes
11. Transitional and saving

A BILL

—entitled—

An Act to provide for the establishment of the Botswana College of Agriculture.

Date of Assent:

Date of Commencement:

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

Appointment
of Principal,
and other
officers of
the College

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.

(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

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.

Association
with
University

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 11 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.

Accounts of
College

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.

Annual
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 — Statutes

- (a) regulating the appointment, conditions of service, termination 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.
- (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.

Statutory Instrument No. 9 of 1991.

EMPLOYMENT OF NON-CITIZENS ACT
(Cap 47:02)

NON-CITIZENS (EXEMPTION) ORDER, 1991
(Published on 8th February, 1991)

ARRANGEMENT OF PARAGRAPHS

PARAGRAPH

1. Citation
2. Amendment of Cap 47:02 (Sub. Leg)

IN EXERCISE of the powers conferred on the Minister of Labour and Home Affairs by section 10 of the Employment of Non-Citizens Act, the following Order is hereby made —

1. This Order may be cited as the Non-Citizens (Exemption) Order, 1991. Citation
2. The Schedule to the Non-Citizens (Exemption) Order is hereby amended by inserting, immediately after paragraph 9 thereof, the following new paragraph — Amendment of Cap. 47.02 (Sub.Leg.)

“10 Employees of the Rural Industries Promotions (Botswana)”

MADE this 30th day of January, 1991.

P.K. BALOPI,
*Minister of Labour and Home
Affairs.*

L2/7/259 I