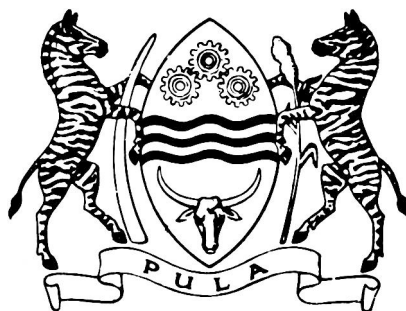




## REPUBLIC OF BOTSWANA



# GOVERNMENT GAZETTE

Vol. XVI, No. 33

GABORONE

16th June, 1978

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The following Supplements are published with this issue of the Gazette —

Supplement C — Amendment of Schedules (No. 16) Notice, 1978 — S.I. No. 62 of 1978 . . . . C.197—200  
Supplement B — Road Traffic (Amendment) Bill, 1978 — Bill No. 20 of 1978 . . . . . B.75—87

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*Government Notice No. 323 of 1978*

**STOCK, BONDS AND TREASURY BILLS ACT, 1976**  
(6 of 1976)

**TREASURY BILLS REGULATIONS, 1976**  
(S.I. 143 of 1976)

**Applications for Government of Botswana Treasury Bills**

The Minister of Finance and Development Planning hereby gives notice that applications will be received at the Bank of Botswana, Khama Crescent, Gaborone on Thursday, 15th June, 1978, at 12 noon, for Treasury Bills to be issued under the Stock, Bonds and Treasury Bills Act, 1976, and in accordance with the Treasury Bills Regulations, 1976, to the amount of P1 000 000.

2. The price per cent at which the Bills will be offered will be published by the Bank of Botswana not later than 9 a.m. on Thursday, 15th June, 1978.

3. The Bills will be in amount of P1 000 or a multiple of P1 000. They will be dated 16th June, 1978, and will be due 91 days after date.

4. The Bills will be issued and paid at the Bank of Botswana.

5. Each application must be for a minimum of P1 000.

6. Applications must be made through a commercial bank in Botswana.

7. Notification will be sent, on the same day as applications are received, to the persons whose applications are accepted in whole or in part.

8. Payment in full of the amount due in respect of such accepted applications must be made to the Bank of Botswana by means of cash or by draft or cheque drawn on the Bank of Botswana not later than noon on the day on which the relative Bills are to be dated.

9. Applications must be made on the official printed forms which may be obtained from the commercial banks or the Accounts and Banking Office, Bank of Botswana.

10. The Minister of Finance and Development Planning reserves the right to reject any application in whole or in part.

DATED this 9th day of June, 1978.

**B. GAOLATHE,**  
*Permanent Secretary,*  
*Ministry of Finance and Development Planning.*

*L2/7/237 I*  
*FDPC 3/8/25*

*Government Notice No. 324 of 1978*

**STOCK, BONDS AND TREASURY BILLS ACT, 1976**  
(6 of 1976)

**TREASURY BILLS REGULATIONS, 1976**  
(S.I. 143 of 1976)

**Treasury Bills — Issue of 9th June, 1978**

The Bank of Botswana announce that applications totalling P4 500 000 were received on 8th June, 1978, for the offer of P1 000 000 Treasury Bills for issue on 9th June, 1978, at a price of 98,28%.

Applications were scaled down pro rata and applicants received an allotment of about 22.2% of the amount of Bills applied for.

*L2/7/237 II*

*Government Notice No. 325 of 1978*

**MARRIAGE ACT**  
(Cap. 29:01)

**Appointment — Marriage Officer**

IN EXERCISE of the powers conferred by section 7 of the Marriage Act, the Minister of Home Affairs hereby appoints —

**REV. DR ISHMAEL NOKO**

to be a marriage officer.

DATED this 5th day of June, 1978.

**G.W. MATENGE,**  
*Permanent Secretary,*  
*Ministry of Home Affairs.*

L2/7/92

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*Government Notice No. 326 of 1978*

**MARRIAGE ACT**  
(Cap. 29:01)

**Appointment — Marriage Officers**

IN EXERCISE of the powers conferred by section 7 of the Marriage Act, the Minister of Home Affairs hereby appoints —

**REV. STEPHEN MOSES DE BRUIN**  
**REV. FATHER DESMOND F. MACMAHON and**  
**PASTOR JOHN CHABA TSHWENE**

to be marriage officers.

DATED this 8th day of June, 1978.

**G.W. MATENGE,**  
*Permanent Secretary,*  
*Ministry of Home Affairs.*

L2/7/92

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*Government Notice No. 327 of 1978*

**EMPLOYMENT ACT**  
(Cap. 47:01)

**Acting Appointment — Commissioner of Labour**

IN EXERCISE of the powers conferred by section 4 of the Employment Act, the Minister of Home Affairs has appointed —

**KLAAS KEBOTSE MOTSHIDISI**

to act as Commissioner of Labour with effect from 3rd June, 1978, to 2nd July, 1978, inclusive.

DATED this 7th day of June, 1978.

**G.W. MATENGE,**  
*Permanent Secretary,*  
*Ministry of Home Affairs.*

L2/7/84 II

*Government Notice No. 328 of 1978*

**IMMIGRATION ACT**  
(Cap. 25:04)

**Acting Appointment — Immigration Control Officer**

IN EXERCISE of the powers conferred by section 3 (1) of the Immigration Act, the Minister of Home Affairs has appointed —

**JAMES MABEO**

to act as Immigration Control Officer with effect from 1st June, 1978, to 14th July, 1978, inclusive.

DATED this 7th day of June, 1978.

**G.W. MATENGE,**  
*Permanent Secretary,*  
*Ministry of Home Affairs.*

*L2/7/44 IV*

*Government Notice No. 329 of 1978*

**CONSTITUTION OF BOTSWANA**

**Acting Appointment — Permanent Secretary**  
**Ministry of Home Affairs**

IN EXERCISE of the powers conferred by section 113 of the Constitution, His Excellency the President has appointed —

**BOTSWELETSÉ KINGSLEY SEBELE**

to act as Permanent Secretary, Ministry of Home Affairs, with effect from 19th May, 1978, to 4th June, 1978, inclusive.

DATED this 8th day of June, 1978.

**M.C. TIBONE,**  
*Acting Permanent Secretary,*  
*Office of the President.*

*L2/7/98*

*Government Notice No. 330 of 1978*

**CONSTITUTION OF BOTSWANA**

**Acting Appointment — Commissioner of Police**

IN EXERCISE of the powers conferred by section 113 of the Constitution, His Excellency the President has appointed —

**DAVID TEBOGO MOPHUTING**

to act as Commissioner of Police with effect from the 5th June, 1978, to 31st July, 1978, inclusive.

DATED this 8th day of June, 1978.

**M.C. TIBONE,**  
*Acting Permanent Secretary,*  
*Office of the President.*

*L2/7/98 XI*



*Government Notice No. 331 of 1978*

**Acting Appointments of Officers of  
The Unified Local Government Service**

The following details regarding the acting appointments of officers of the Unified Local Government Service are published for general information.

Mrs K.M. Mogobe has been appointed Acting Treasurer for the Gaborone Town Council for the period 1st April, 1978, until 30th June, 1978.

Mr B.D. Macheng, Council Planning Officer at Ghanzi was appointed Acting Council Secretary for Ghanzi, with effect from 1st April, 1978, to the 31st May, 1978.

Mr G.S. Gaetsewe has been appointed acting Treasurer with effect from 1st April, 1977, until further notice.

Mr J.B. Dambe, Council Planning Officer, was appointed Acting Town Clerk for Lobatse Town Council from the 13th March, 1978, to the 19th May, 1978.

Mrs Pauline Gady was appointed Acting Town Treasurer for Francistown during the period 1st September, 1977, to the 5th April, 1978. She has been confirmed in her appointment as Treasurer since the 6th April, 1978.

Mr Thomas Pule acted Town Clerk for Francistown Town Council from 25th November, 1977, to 28th February, 1978.

Mr Michael Tshipinare has been appointed Acting Council Secretary for Southern District Council with effect from 11th March, 1978, for an indefinite period.

DATED this 7th day of June, 1978.

T.L. KWAPE,  
*for Establishment Secretary,  
Unified Local Government Service.*

L2/7/212 I

*Government Notice No. 332 of 1978*

**EDUCATION ACT**

(Cap. 58:01)

**Application for Change in Establishment of School**

IN ACCORDANCE with the provisions of section 17 (3) of the Education Act, it is hereby notified for general information that the Kweneng District Council has made an application for a change in the establishment of Medie Primary School in the following respect –

**UPGRADING TO STANDARD 7 IN 1978**

Any person or body of persons who may wish to object to this application shall lodge in writing with me, and with the applicant at its address, a statement of his grounds of objection within six weeks of the publication of this notice.

DATED this 29th day of May, 1978.

D.W. FINLAY,  
*Permanent Secretary,  
Ministry of Education.*

L2/7/87

*Government Notice No. 333 of 1978*

**EDUCATION ACT**

(Cap. 58:01)

**Application for Change in Establishment of School**

IN ACCORDANCE with the provisions of section 17 (3) of the Education Act, it is hereby notified for general information that the Kweneng District Council has made an application for a change in the establishment of Kubung Primary School in the following respect –

**UPGRADING TO STANDARD 7 IN 1978**

Any person or body of persons who may wish to object to this application shall lodge in writing with me, and with the applicant at its address, a statement of his grounds of objection within six weeks of the publication of this notice.

DATED this 29th day of May, 1978.

D.W. FINLAY,  
*Acting Permanent Secretary,  
Ministry of Education.*

L2/7/87

*Government Notice No. 334 of 1978*

**EDUCATION ACT**

(Cap. 58:01)

**Application for Change in Establishment of School**

IN ACCORDANCE with the provisions of section 17 (3) of the Education Act, it is hereby notified for general information that the Kweneng District Council has made an application for a change in the establishment of Ngware Primary School in the following respect –

**UPGRADING TO STANDARD 6 IN 1978**

Any person or body of persons who may wish to object to this application shall lodge in writing with me, and with the applicant at its address, a statement of his grounds of objection within six weeks of the publication of this notice.

DATED this 29th day of May, 1978.

D.W. FINLAY,  
*Permanent Secretary,  
Ministry of Education.*

L2/7/87

*Government Notice No. 335 of 1978*

**EDUCATION ACT**

(Cap. 58:01)

**Application for Change in Establishment of School**

IN ACCORDANCE with the provisions of section 17 (3) of the Education Act, it is hereby notified for general information that the Selebi-Phikwe Town Council has made an application for a change in the establishment of Botshabelo Primary School in the following respect –

**UPGRADING TO STANDARD 3 IN 1978**

Any person or body of persons who may wish to object to this application shall lodge in writing with me, and with the applicant at its address, a statement of his grounds of objection within six weeks of the publication of this notice.

DATED this 29th day of May, 1978.

D.W. FINLAY,  
*Permanent Secretary,  
Ministry of Education.*

L2/7/87

*Government Notice No. 336 of 1978*

**EDUCATION ACT**

(Cap. 58:01)

**Application for Change in Establishment of School**

IN ACCORDANCE with the provisions of section 17 (3) of the Education Act, it is hereby notified for general information that the Kweneng District Council has made an application for a change in the establishment of Mantshwabisi Primary School in the following respect –

**UPGRADING TO STANDARD 5 IN 1978**

Any person or body of persons who may wish to object to this application shall lodge in writing with me, and with the applicant at its address, a statement of his grounds of objection within six weeks of the publication of this notice.

DATED this 29th day of May, 1978.

D.W. FINLAY,  
*Permanent Secretary,  
Ministry of Education.*

L2/7/87

*Government Notice No. 337 of 1978*

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

**Application for Change in Establishment of School**

IN ACCORDANCE with the provisions of section 17 (3) of the Education Act, it is hereby notified for general information that the Kweneng District Council has made an application for a change in the establishment of Kgope Primary School in the following respect –

**UPGRADING TO STANDARD 6 IN 1978**

Any person or body of persons who may wish to object to this application shall lodge in writing with me, and with the applicant at its address, a statement of his grounds of objection within six weeks of the publication of this notice.

DATED this 29th day of May, 1978.

D.W. FINLAY,  
*Permanent Secretary,  
Ministry of Education.*

L2/7/87

*Government Notice No. 338 of 1978*

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

**Application for Change in Establishment of School**

IN ACCORDANCE with the provisions of section 17 (3) of the Education Act, it is hereby notified for general information that the Kweneng District Council has made an application for a change in the establishment of Hatsalatladi Primary School in the following respect –

**UPGRADING TO STANDARD 5 IN 1978**

Any person or body of persons who may wish to object to this application shall lodge in writing with me, and with the applicant at its address, a statement of his grounds of objection within six weeks of the publication of this notice.

DATED this 29th day of May, 1978.

D.W. FINLAY,  
*Permanent Secretary,  
Ministry of Education.*

L2/7/87

*Government Notice No. 339 of 1978*

**CHANGE OF NAME ACT**  
(Cap. 15:06)

**Application for Authorisation of Change of Name**

IN ACCORDANCE with section 4 (2) of the Change of Name Act, the Minister of Home Affairs has directed that notification be published on application by the undermentioned person for the Minister's authority to assume a surname other than that which he has borne. Any person who objects to the said application shall notify the Minister of such objection and the grounds thereof within 30 days of the publication of this notice.

<i>Name and address of Applicant</i>	<i>Proposed Surname</i>	<i>Reasons given by Applicant for desiring to assume proposed surname</i>
Goitseone Maposo c/o Mrs Sophie Shabane P.O. Box 62, Mmadinare.	Shabane	Maposo is Goitseone's mother's surname. Goitseone's correct surname is Shabane.

DATED this 31st day of May, 1978.

B.K. SEBELE,  
*Acting Permanent Secretary,  
Ministry of Home Affairs.*

Government Notice No. 340 of 1978

# INDUSTRIAL DEVELOPMENT ACT

(Cap. 43:01)

## Notice of Application for Licence to Manufacture

IN ACCORDANCE with section 6 of the Industrial Development Act, notice is hereby given that the following application for a licence to manufacture has been made.

*Name of applicant and address:*

Central Butchery and Bakery (Pty.) Ltd., P.O. Box 218, Mahalapye.

*List of products it is proposed to manufacture:*

Baked bread, cakes, buns etc.

*Proposed location of manufacturing activities:*

Mahalapye

2. Any person who wishes to make representations in terms of section 8 (1) of the Act may do so in writing to the Minister of Commerce and Industry, Private Bag 004, Gaborone, and should also send a copy of such representations to the applicant, within 14 days of the second and last publication of this notice.

DATED this 5th day of June, 1978.

D. TSHEKO,

*for Permanent Secretary,  
Ministry of Commerce and Industry.*

*First Publication*

Government Notice No. 341 of 1978

# DEEDS REGISTRY ACT

(Cap. 33:03)

## Notice of Forfeiture of Land

NOTICE IS HEREBY GIVEN, in terms of section 45 of the Deeds Registry Act, that —

*CERTAIN*

*SITUATE*

*MEASURING*

*AS WILL MORE*

*FULLY APPEAR*

*WHICH PROPERTY*

piece of land being Lot No. 4974,  
in Gaborone Extension 15,  
25502 (Twenty-five thousand five hundred and two) English square  
feet;  
from General Plan No. D.S.L. 22/72 prepared by Surveyor J.S.W.  
Greenwood in February, 1970 — February, 1973, and approved by the  
Director of Surveys and Lands on 25th May, 1973;  
is held under Certificate of Registered State Title No. 119/73 dated  
26th June, 1973, and subsequent Deed of Grant No. 320/73 in favour of  
Helmut Bucher dated 14th December, 1973, and subsequent Deed of  
Transfer No. 436/74 in favour of Richard Ernest Brimson dated 21st  
November, 1974

is declared forfeit to the State on the ground that the said Richard Ernest Brimson the registered owner has failed to comply with condition 4 of Deed of State Grant No. 436/74 in that he failed to erect a residence of the value of or exceeding P5 000 within 2 years from 10th December, 1973.

Against the said forfeiture, Government will pay to the said registered owner of Lot 4974 eighty per cent of the price at which the said property was purchased from the state.

Any person objecting to such forfeiture must lodge a notice of his objection with the Attorney-General within 30 days of the last publication of this notice, setting out his reasons why Deed of State Grant No. 436/74 should not be cancelled by the Registrar of Deeds.

DATED this 1st day of June, 1978.

L. MAKGEKGENENE,

*Minister of Local Government and Lands.*

*First Publication*

*Government Notice No. 342 of 1978*

**COMPANIES ACT**

(Cap. 42:01)

**Newly Registered Companies**

IT IS HEREBY NOTIFIED that the companies listed in the Schedule were registered in the month of May, 1978.

**SCHEDULE**

<i>Number</i>	<i>Name of Company</i>
2299	K & E Fresh Produce (Proprietary) Limited
2300	Fisher Motor Engineering (Botswana) (Proprietary) Limited
2301	Fruit Motor Engineering (Botswana) (Proprietary) Limited
	Fruit and Vegetable Wholesaler (Proprietary) Limited
2302	Tide Transport (Botswana) (Proprietary) Limited
2303	Pilane Agricultural Trust (Proprietary) Limited
2304	Piper Plant Hire and Transport (Botswana) (Proprietary) Limited
2305	George Enterprises (Proprietary) Limited
2306	Savage and Lovemore (Proprietary) Limited
2307	Universal Nominees Botswana (Proprietary) Limited
2308	F.P. Du Toit Transport (Botswana) (Proprietary) Limited
2309	E & L Earth Movers (Proprietary) Limited
2310	Setair (Proprietary) Limited
2311	Bewd (Proprietary) Limited
2312	Xanadu Trading and Canning (Proprietary) Limited
2313	Mase Enterprises (Proprietary) Limited
2314	Motlakase Electrical Contractors (Proprietary) Limited
2315	Fair Deal Botswana (Proprietary) Limited
2316	Adcor Botswana (Proprietary) Limited
2317	Pope (Proprietary) Limited

DATED this 2nd day of June, 1978.

O.R.N. KALABEN,  
*Acting Registrar of Companies.*

*Government Notice No. 343 of 1978*

**COMPANIES ACT**

(Cap. 42:01)

**Companies Struck off the Register**

IT IS HEREBY NOTIFIED that, in accordance with section 277 (6) of the Companies Act, the companies listed in the Schedule have been struck off the Register and are hereby dissolved.

**SCHEDULE**

<i>Company</i>	<i>Name of Company</i>
63	Mercator Business Consultants (Proprietary) Limited
397	Delta Aerial Transport Agencies (Proprietary) Limited
673	Richard Klinger (Botswana) (Proprietary) Limited
689	Peter Hendrichs (Botswana) (Proprietary) Limited
724	Botswana Auto Engineers (Proprietary) Limited
940	Pule Funeral Undertakers (Proprietary) Limited
990	S. & C. (Proprietary) Limited
1080	Ponts Drift Cable Cars (Proprietary) Limited
1087	Cereal Imports and Exports (Proprietary) Limited
1193	Ngami Holdings (Proprietary) Limited
1342	Belaire Fashions (Botswana) (Proprietary) Limited
1437	N.B. Investments (Proprietary) Limited
1753	Anju Industries (Proprietary) Limited
1782	Jamin Eng (Proprietary) Limited
2049	Farmec (Proprietary) Limited
2077	Consolidated Freight (Proprietary) Limited
2164	Segale Construction (Proprietary) Limited

DATED this 7th day of June, 1978.

O.R.N. KALABEN,  
*Acting Registrar of Companies.*

*Government Notice No. 344 of 1978*

# CONSTITUTION OF BOTSWANA

## Revocation of Authorization

TO:

THE HONOURABLE QUETT KETUMILE JONNY MASIRE, M.P.  
VICE-PRESIDENT OF THE REPUBLIC OF BOTSWANA

WHEREAS IN EXERCISE of the powers conferred upon me by section 36 (1) of the Constitution, by directions in writing dated 2nd June, 1978, I authorized you, QUETT KETUMILE JONNY MASIRE, to discharge with effect from the said 2nd June, 1978, all the functions of the office of the President save those functions specified in the same directions until the said authority was revoked by me.

NOW THEREFORE I hereby revoke the said authority.

GIVEN under my hand at GABORONE this 10th day of June, 1978.

SERETSE M. KHAMA,  
*President.*

*Custodian of the Public Seal*

## PUBLIC NOTICES

### Gaborone Town Council — Tender No. 16/78

#### ROAD SIGNS

Tenders are hereby invited by the Gaborone Town Council for supply of the following:

- 100 (one hundred) Stop Signs
- 25 (twenty-five) No Entry Signs
- 125 (one hundred and twenty five) Steel Road Sign Posts — painted Black and Yellow and cut to standard size (about 10 — 12 ft long)
- 30 (thirty) Traffic Cones

Tenders in sealed envelopes marked "Tender No. 16/78 — Road Signs", should be addressed to the Town Clerk, Gaborone Town Council, P.O. Box 69, Gaborone.

Council does not bind itself to accept the lowest or any tender.

Closing date for opening of tenders is 18th July, 1978.

J. MUNISOLA,  
*for Town Clerk.*

*Second Publication*

#### Change of Name

Notice is hereby given that in terms of section 22 (1) of the Companies Act (Cap. 42:01), Steel Fabricators (Botswana) (Pty) Limited will make application to the Registrar of Companies not less than 14 days after the publication of this notice to change its name to Machine Sales (Proprietary) Limited.

MANCON (PTY) LIMITED,  
*Secretaries*

#### Change of Name

Notice is hereby given that in terms of section 22 (1) of the Companies Act (Cap. 42:01), Turning and Metals (Pty) Limited will make application to the Registrar of Companies not less than 14 days after the publication of this notice to change its name to A. Wolff (Botswana) (Pty) Limited.

MANCON (PTY) LIMITED,  
*Secretaries*

### Licences

Notice is hereby given that the persons specified hereunder intend to apply for certificates under the terms of section 10 of the Trading Act (No. 6 of 1966).

<i>Name and Address</i>	<i>Type of Licence</i>	<i>Location</i>	<i>Council</i>	<i>Date of hearing</i>
PILANE AGRIC. TRUST (PTY) LTD., P.O. Box 141, GABORONE.	General Trading (Garage)	Pilane	Kgatleng District Council	30. 6.78
M. KOBOYANKWE, P.O. Box 464, KANYE.	Small General Trading and Restaurant	Kanye	Southern District Council	30. 6.78
G.T. BATLHOTLHE, P.O. Box 6, KANG.	Restaurant	Kang	Kgalagadi District Council	12. 9.78
R.S. MOKOBI, P.O. Box 18, BOBONONG.	Filling Station	Bobonong	Central District Council	30. 6.78
S. STOJAN, Guest House, Block A Flat No. 2, GABORONE.	Radio Repairs and Sales	Marang Trading Co. (Pty) Ltd.	Gaborone Town Council	12. 7.78
D. INNES, Manipule Tech. Services, Botsalano House, GABORONE.	Retail (Hardware)	Selebi-Phikwe	Selebi-Phikwe Town Council	28. 6.78

Any person objecting to the grant of such certificate(s) should, within 7 days of the second publication of this/these notice(s), give notice in writing to the said council of his intention to oppose such application and state the grounds upon which his objection is based.

*Second Publication*

### Transfers

Notice is hereby given that the undersigned intends to apply for a certificate in terms of section 10 of the Trading Act, 1966 (No. 6 of 1966) to obtain a transfer of General Trading Licence.

A transfer of a Restaurant Licence in respect of the premises situated at Stand No. 477, Haskins Street, Francistown and that the Francistown Town Council has determined that the application shall be heard by the Licensing Authority on the 13th July, 1978.

G. MMUSI, c/o J.Z. Mosojane and Partners, *Applicant's Attorneys*, P.O. Box 484, FRANCISTOWN.

A transfer of a Fresh Produce Licence in respect of the premises situated at Stand No. 477, Haskins Street, Francistown and that the Francistown Town Council has determined that the application shall be heard by the Licensing Authority on the 13th July, 1978.

G. MMUSI, c/o J.Z. Mosojane and Partners, *Applicant's Attorneys*, P.O. Box 484, FRANCISTOWN.

Any person objecting to the grant of such certificate should, within 7 days of the second publication of this notice, give notice in writing to the said Council of his intention to oppose such application and state the grounds upon which his objection is based.

*Second Publication*

### Notice of Intention to Transfer a Trading Licence

Notice is hereby given in terms of section 28 of the Trading Act that Joyce Mzwiniha has disposed of her entire interest in Francistown Cafe carrying on the business of Restaurant and Fresh Produce at premises situated at Stand No. 477, Haskins Street, Francistown to Gabriel Mmusi who will continue to trade at the same address and under the same style.

J.Z. MOSOJANE & PARTNERS,  
*Attorneys for the Parties.*

P.O. Box 484,  
FRANCISTOWN.

*Second Publication*

### Hawker's Licences

Notice is hereby given that the undersigned intend to apply for a certificate in terms of Bye-Law 8 of the Hawking (Model) Bye-Laws, 1967, to obtain a Hawkers Licence.

<i>Name and Address</i>	<i>Place(s) where Licence(s) Applied for</i>	<i>District Council</i>	<i>Date of hearing</i>
P. SEADIMO, Magotlhwane Village, P/Bag 18, LOBATSE.	Gathupa, Tshawe, Magotlhwane, Gakakatle, Gadimo, Sebokwane, Mareakgonami and Maphothakgwane	Southern District Council	30. 6.78
P.S. KEHEMBA, c/o J. Kempf, Private Bag 10, GHANZI.	John Kempf's Farms	Ghanzi District Council	25. 7.78
B. MAKGOBI, P.O. Box 28, MAUN.	Mmadinotshe and Mokgalo Boreholes; Ngwanaitseele and Setshego	North West District Council	4. 7.78
L. MOSWANG, Mmankgodi Village, via RAMOTSWA.	Tloaneng, Tshilantsoku, Rasedie, Mmamotswaborwa, Phatayakgomo, Tlhaping, Raubeng and Lefafung	Kweneng District Council	20. 7.78
R.G. MAKETE, P.O. Box 298, MOCHUDI.	Mochudi and Pilane	Kgatleng District Council	30. 6.78
P.B. JOKO, P.O. Box 76, FRANCISTOWN.	Shorojinah, Mautlwakgang, Musupe, Maisamabasifela, Marapong and Makale	Central District Council	30. 6.78
G. LETOWA, P.O. Box 88, SELEBI-PHIKWE.	Madiba, Mokoswane, Bodumatlou, Sebalwe and Motholo	Central District Council	30. 6.78
S. KAMIWA, P.O. Box 54, MAHALAPYE.	Kudumatse, Mokoswana, Sekokobedi and Gasetsele	Central District Council	30. 6.78
S. KEHODILE, Maunatlala School, P.O. PALAPYE.	Khubung, Molapong, Chalaole, Tshokana, Mokgachawadinama, Selophale, Sephepe, Mokgagae, Lekgolwe, Matlhabole, Selepye and Seladi	Central District Council	30. 6.78
K. SEWELA, c/o Ewetse Sewela, P/Bag 2, LOBATSE.	Mhise, Moswetsi and Ditawana Cattle Posts	Central District Council	30. 6.78
S.K. GOBAKWANG, P.O. Box 24, MMADINARE.	Lesongwane, Ngobotwane, Mohatlane, Sapoane, Mogwaphe, Monatshane, Shashe and Nkadianya	Central District Council	30. 6.78
D. MOJAKGOMO, c/o Tsetsebjje Store, P.O. PALAPYE.	Mathathale, Thune, Phakwe and Mmaphashalala	Central District Council	30. 6.78
G. RAMOROBJWA, c/o Lobatse Pharmacy, P.O. Box 85, LOBATSE.	Gamathako, Letoreng, Maifala, Bobirwa, Sefhare, Borotsi, Chadibe, Mokobeng and Ngwapa; Marotse and Maholoseng Lands	Central District Council	30. 6.78
B. SEEPA, P.O. Box 196, FRANCISTOWN.	Marobela Lands, Thalogang, Mphane, Lekosho, Maoto-a-kgaka and Kgoronyane	Central District Council	30. 6.78

Any person objecting to the grant of such certificate(s) should, within 7 days of the second publication of this/these notice(s), give notice in writing to the said council of his intention to oppose such application and state the grounds upon which his objection is based.

*Second Publication*



### Licences

Notice is hereby given that the persons specified hereunder intend to apply for certificates under the terms of section 10 of the Trading Act (No. 6 of 1966).

<i>Name and Address</i>	<i>Type of Licence</i>	<i>Location</i>	<i>Council</i>	<i>Date of hearing</i>
G.C. ADAMS, P.O. Box 959, CAPE TOWN.	General Trading	Shops 7 and 8, Block IV, The Mall, Selebi-Phikwe	Selebi-Phikwe Town Council	26. 7.78
WHOLESALE FRUIT MARKET (BOTSWANA) (PTY) LTD., c/o Kirby, Helfer and Khama, P.O. Box 882, GABORONE.	Fresh Produce	Plot No. 4801, Extension 6	Gaborone Town Council	12. 7.78
F.B. MPHUSU, P.O. Box 21, SEBINA, Sebina, FRANCISTOWN.	Restaurant	Sebina	Central District Council	27. 7.78
M. MARUPING, P.O. Box 171, GABORONE.	Bottle Store	Mankgodi	Kweneng District Council	20. 7.78
M. TAFU, P.O. Box 96, FRANCISTOWN.	Fresh Produce (Butchery)	Corner Habangana St. and Nyangabgwe Rd.	Francistown Town Council	13. 7.78
M. FETI, P.O. Box 20, TSIENYANE.	Small General Trading (Herbalist)	Tsienyane	Central District Council	27. 7.78
T.I. PILANE, P.O. Box 260, MOCHUDI.	Small General Trading	Mochudi	Kgatleg District Council	28. 7.78
B.S. SAIDOO and M.L.A. KGASA, P.O. Box 16, KANYE.	General Trading	Kanye (Main Rd.)	Southern District Council	28. 7.78
NGAMILAND TRADING CO., P.O. Box 22, MAUN.	General Trading	Ghanzi and Dekar	Ghanzi District Council	25. 7.78

Any person objecting to the grant of such certificate(s) should, within 14 days of the first publication of this/these notice(s), give notice in writing to the appropriate council of his intention to oppose such application and state the grounds upon which his objection is based.

#### *First Publication*

### Transfer

A transfer of a Trading Licence in respect of premises situated at T.T. Restaurant at Mankgodi and that the Kweneng District Council has determined that the application shall be heard by the Licensing Authority on the 20th July, 1978.

E. MARUPING, P.O. Box 171, GABORONE.

Any person objecting to the grant of such certificate(s) should, within 14 days of the first publication of this/these notice(s), 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*

**Hawker's Licence**

Notice is hereby given that the undersigned intend to apply for a certificate in terms of Bye-Law 8 of the Hawking (Model) Bye-Laws, 1967, to obtain a Hawkers Licence.

<i>Name and Address</i>	<i>Place(s) where Licence(s) Applied for</i>	<i>District Council</i>	<i>Date of hearing</i>
J. GOBONA, P.O. Box 164, MOLEPOLOLE.	Maotathe, Dikgonnyane, Matlagatse, Thibedi, Mosinki, Mokhalaheri and Mogahe	Kweneng District Council	20.7.78
M. MWEZI, Mabele Village, P/Bag Kavimba, P.O. KASANE.	Panda-Matenga, Mabele, Mawana, Logotwana, Mpeteke, Kataba, Parakarunga and Satau	District Commissioner, Kasane	8. 8.78
E.P. DISWAI, P/Bag 4, MOCHUDI.	Mochudi, Artesia, Lentswe, Masama, Leshibitse, Ditshwannye and Mmamagwaila	Kgatleng District Council	28. 7.78
C.G. MPAPHADZI, P.O. Box 38, GHANZI.	Kalkfontein and Karakubis Cattle Posts; Kule and Nojane, Ghanzi and Kanagas Farms	Ghanzi District Council	25. 7.78
D.M. RAMOSWAANA, P.O. Box 51, GHANZI.	Kuli	Ghanzi District Council	25. 7.78
W. MOSIMANEGAPE, P.O. Box 42, KANYE.	Papaladinare, Dibajakwena, Maphadikwe, Dikakana, Garatshwenyana, Maologana, Mosetlhe, Kamawe, Phathe West, Matshetshwana, Taupone and Pelotshetlhe	Southern District Council	28. 7.78
S.G. DINGALO, P.O. Box 349, KANYE.	Polokwe, Metsiawa, Tlhokwane and Matlhatlaganyane	Southern District Council	28. 7.78
M. NYONKE, Moremaoto School P.O. Box 291, MOTOPING, via Maun.	Motopi, Tshatshamo, Moremaoto, Tshodobe, Dorokae, Bukushoro, Menoakwena, Ngamesane, Kwaraga, Phuduhudu, Makalamabedi Gate an Moseto Cattle Post	Central District Council	27. 7.78
B.K. BALIKILE, P.O. Box 168, PALAPYE.	Boratapula, Serulapye, Metsemasweu, Mhalapitsa, Mmakgabo, Pakame, Pilikwe Lands and Moshopha	Central District Council	27. 7.78
G.M. MATSHABE, P.O. Box 675, SEROWE.	Patwe, Mangwedi and Male	Central District Council	27. 7.78
M. RAMOSOKA, P.O. Box 87, SELEBI-PHIKWE.	Seolwane School, Makgotlhwane, Mmakgabo and Mosweu	Central District Council	27. 7.78
F. TAOLO, P.O. Box 25, SHASHI.	Maeroro, Tapeng, Guruguru, Thakadiawa, Malekae, Kgoronyane and Mogobewanoga	Central District	27. 7.78
M. BOIMA, P.O. Box 139, PALAPYE.	Lotsane, Setatse, Lemone, Segakwane, Masuakoloi and Morupule.	Central District Council	27. 7.78

Any person objecting to the grant of such certificate(s) should, within 14 days of the first publication of this/these notice(s), 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*

#### **Disposal of Interest in a Business**

Notice is hereby given in terms of section 28 of the Trading Act, 1966 that I, S.R. Ntshabele, intends to dispose of my interest in Kubu Trading Store carrying on business of Small General Trading at Mochudi and to continue at the same premises as Kubu Bottle Store in terms of the Liquor Act (Cap. 45:01)

S.R. NTSHABELE,

P.O. Box 151,  
MOCHUDI.

*Second Publication*

#### **External Representative Licence**

Notice is hereby given that the undersigned intends to apply for an External Representative Licence.

Any person objecting to the grant of such certificate should within seven days of second publication of this notice, give in writing to the National Licensing Board, Private Bag 004, Gaborone of his intention to oppose such application and state the grounds upon which his objection is based.

L.S. HEILBORN,

Metropolitan Oil (Pty) Ltd.,  
102 Plane Road,  
KEMPTON PARK.

*Second Publication*

#### **External Representative Licence**

Notice is hereby given that the undersigned intends to apply for an External Representative Licence.

Any person objecting to the grant of such certificate, should within seven days of second publication of this notice give in writing to the National Licensing Board, Private Bag 004, Gaborone of his intention to oppose such application and state the grounds upon which his objection is based.

TELEVISION AND ELECTRICAL DISTRIBUTORS (PTY) LTD., P.O. Box 10525, JOHANNESBURG 2000

*First Publication*

#### **GOVERNMENT OF THE REPUBLIC OF BOTSWANA**

##### **Notice to all Electrical Contractors already Registered with and allocated a Grading by Central Tender Board**

The revised Gradings for Electrical Contractors which will come into effect immediately are as follows:

Grade A	P20 000
Grade B	P100 000
Grade C	P250 000
Grade D	Unlimited

The extension from the old to the new ceiling value will be automatic.

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

**Republic of Botswana — Tender No. TB 3/4/2 /78-79****SUPPLY OF MISCELLANEOUS STORES**

Tenders are invited for the supply, including delivery, of stores to the Government of Botswana for a period of twelve months.

Tender documents containing details of the requirements are available from the Chief Supplies Officer (Purchasing), P.O. Box 80, Gaborone, on application.

Tenders shall be delivered to the Secretary, Central Tender Board, Private Bag 0058, Gaborone (Room 306 Ministry of Finance and Development Planning) not later than 09.00 hours on 26th July, 1978 when tenders will be opened in the presence of tenderers wishing to attend. Telegraphic, telephonic and telex tenders will not be considered. Tenders to be submitted in duplicate.

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

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

**Republic of Botswana — Tender No. TB. 9/2/17/78-79****SUPPLY OF VHF RADIO EQUIPMENT**

Tenders are invited for the supply including delivery of VHF Radio Equipment to the Botswana Government. Tender documents containing details of the requirements are available from the Director of Posts and Telecommunications, P.O. Box 100, Gaborone on application.

The supply of the equipment is being financed by a loan from the African Development Bank and as such suppliers from non participating countries in A.D.B. are excluded from tendering.

Tenders marked "TB 9/2/17/78-79 VHF Radio Equipment" shall be delivered to the Secretary, Central Tender Board, (Room 306, Ministry of Finance and Development Planning) not later than 09.00 hours on Wednesday 6th September, 1978 when tenders will be opened in the presence of tenderers wishing to attend. Telegraphic, telephonic and telex tenders will not be considered. Tenders to be submitted in duplicate.

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

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

**Republic of Botswana — Tender No. TB 9/5/9/78-79****FENCING SERULE TO SELEBI-PHIKWE ROAD**

Tenders are invited from Registered Contractors for the provision and erection of approximately 87 000 linear metres of five strand fencing to the road reserve of the Serule to Selebi-Phikwe Road.

Documents will be available from the Chief Roads Engineer, Private Bag 0026, Gaborone, on or after 12 June, 1978.

Tenders must reach the Secretary, Central Tender Board, Private Bag 0058, Gaborone by registered post or hand in plain sealed envelopes marked "TB 9/5/9/78-79, Fencing Serule to Selebi-Phikwe Road" not later than 09.00 hours on Wednesday, 5th July, 1978. Telegraphic, telephonic or telex tenders will not be considered.

The lowest or any other tender will not necessarily be accepted.

Further information regarding this tender may be obtained from the office of the Chief Roads Engineer, telephone Gaborone 5515/6/7.

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

**Republic of Botswana — Tender No. TB 9/5/10/78-79****RESEALING IN MOLEPOLOLE AND KANYE**

Tenders are invited from Registered Contractors for the resealing of approximately 8,7 km of bitumen roads in Molepolole and Kanye.

Documents will be available from the Chief Roads Engineer, Private Bag 0026, Gaborone on or after 14th June, 1978.

Tenders must reach the Secretary, Central Tender Board, Private Bag 0058, Gaborone by registered post or by hand, in plain sealed envelopes marked "TB 9/5/10/78-79 Resealing in Molepolole and Kanye" not later than 9.00 a.m. on Wednesday, 12th July, 1978. Telephonic, telegraphic or telex tenders will not be considered.

Any further information regarding this tender may be obtained from the office of the Chief Roads Engineer, telephone Gaborone 5515/6/7.

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

**Trident Life Assurance Company Limited**

Policy No. 743305M for P2 144,00 dated 1.12.72 on the life of GAOBONWE OMPHILE MOTSOKONO.

Notice is hereby given that evidence of the loss or destruction of the above Policy has been submitted to Trident Life Assurance Company Limited and any person in possession of the Policy above-mentioned, or claiming to have any interest therein, should communicate immediately by registered post with the Company at Renslade House, Whitfield Street, Gloucester, GL1 1PG, United Kingdom, failing any such communication, a certified copy of the Policy (which shall be the sole evidence of the contract) will be issued to the owner.

Dated this 26th day of May, 1978.

**TRIDENT LIFE ASSURANCE COMPANY LIMITED.**

**South East District Council — Tender No. 5 of 1978**

The South East District Council invites tenders for the following projects:—

(a) Mogobane:

One Stage III teacher's house with wood stove, pit latrine and 20 × 30 m fencing.

(b) Otse:

(i) One only block comprising two classrooms.

(ii) One Stage III teacher's house with wood stove, pit latrine and 20 × 30 m fencing.

(c) Tlokwen:

One only block comprising two classrooms.

(d) Ramotswa:

One only block comprising three classrooms.

All classrooms and teachers houses to be built in accordance with plans nos. XXE.1192 and XX.N29 1959 respectively.

Prospective tenders should quote for labour, materials and transportation. Tender documents and specifications are obtainable from the Works Foreman in Ramotswa.

Tenders in sealed envelopes clearly marked "Tender No. 5 of 1978" should reach the Secretary, South East District Council, Ramotswa by 4 p.m. on Friday 30th June, 1978.

**C.D. CHIKUBA,**  
*Council Secretary.*

**Ghanzi District Council — Tender No. 5 of 1978**

Tenders are invited by this Council for the construction of the following projects in villages as stated here below:

Nojane:

- (a) 3 Stage III improved with latrines and fencing Plan No. XX.N29.1959.

Kule:

- (a) 1 improved Stage III house, this also includes latrine and fencing. Plan No. XX.N29.1959.  
(b) 2 Classrooms with rain water tank. Plan No. XX.E. 1192.

Makunda:

- (a) 2 Classrooms with rain water tank. Plan No. XX.E.1192.  
(b) 2 Improved Stage III houses, this includes pit latrines and fencing. Plan No. XX.N29.1959.

Xanagas:

- (a) 4 Classrooms with rain water tanks. Plan No. XX.E.1192.  
(b) 2 Improved Stage III houses also with pit latrines and fencing. Plan No. XX.N29.1959.

Kalkfotein:

- (a) 1 Clinic and Maternity Ward. Plan No. XX.L6.1612.4A with alterations.  
(b) 1 Improved type IV house. Plan No. XXN13.1226.  
(c) 3 Improved Stage III houses. This includes fencing and pit latrines for all houses.  
(d) 3 Classrooms with water tank. Plan No. XX.E.1192.

Contractors must supply labour, transport, and materials. Tenders must specify the potential starting date, and the anticipated time of completing the project. Information and plans can be obtained from Ghanzi District Works Office. Tenders should be sent to the Council Secretary, P.O. Box 4, Ghanzi, in sealed envelopes clearly marked "Tender No. 5 of 1978" not later than 9.00 a.m. on 28th June, 1978.

This Council does not bind itself to accept the lowest or any tender.

J.K. MONTSHO,  
*for Council Secretary.*

*First Publication*

**Town Clerk's Notice No. 17 of 1977****SELEBI-PHIKWE TOWN COUNCIL — OBJECTION TO NEW VALUATION ROLL**

Notice is hereby given that a new valuation roll for the Selebi-Phikwe Town Council has been completed and that any ratepayer or his duly authorised representative may inspect a copy of the new roll and make copies thereof at the office of the Town Clerk during normal office hours.

Now therefore, in accordance with regulation 66 (2) of the Town Council Regulations (Cap. 40:02 Sub. Leg.), the Selebi-Phikwe Town Council hereby calls upon ratepayers to lodge in writing with the Town Clerk and the Clerk of the Valuation Court any objections they may have against the valuation of any land or in respect of any error or omission in relation to such land within twenty-one days from the first publication of this notice.

D.I. MOLEFI,  
*for Town Clerk.*

Council Offices,  
P/Bag 1,  
SELEBI-PHIKWE.

*First Publication*

**Estate**

In the Estate of the late JOHN BONYTHON RICHARDS who died at Gaborone on the 27th June, 1975. *No. E. 1215/76*

Creditors and debtors in the above estate are hereby called upon to file their claims with and to pay their debts to the undersigned within thirty (30) days from the date of publication hereof.

KIRBY, HELFER AND KHAMA,  
*for Executrix Dative.*

P.O. Boxes 882 and 180,  
GABORONE.

*Bill No. 20 of 1978*

**ROAD TRAFFIC (AMENDMENT) BILL, 1978**

*(Published on , 1978)*

**MEMORANDUM**

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

2. The object of the Bill is to amend the Road Traffic Act (Cap. 69:01) to effect certain changes in the law which are explained below.

3. Clause 2 of the Bill amends section 6 of the Act in order to provide that all licensing officers may issue motor vehicle registration books. Only the Registrar of Motor Vehicles may do so at present. Under section 6, as amended, a motor vehicle owner will be issued with the necessary registration book by the licensing officer at the place the owner makes his application to register the motor vehicle.

4. Clause 3 of the Bill amends section 9 of the Act in a number of respects.

5. Firstly, subsection (1) of section 9 is amended to reduce the period during which the new owner of a vehicle, to whom the ownership of the vehicle has been transferred by the registered owner, may use the vehicle without being registered as the owner, from 14 to 7 days.

6. Secondly, subsection (2) of section 9 is amended to require the registered owner, upon the transfer of ownership of a vehicle, to deliver the registration book to the new owner immediately and not, as at present, within 7 days.

7. Thirdly, subsection (4) of section 9 is amended to bring the provision into line with the amendment to section 6 effected by clause 2 of the Bill (see above).

8. Clause 4 of the Bill amends section 32 of the Act to increase the period of validity of provisional driving licences from 3 to 6 months. It is proposed to amend the Road Traffic Regulations to increase the fee for a provisional driving licence from P0,50 to P1,00.

9. Clause 5 of the Bill amends section 35 of the Act to add the Botswana Defence Force to the Police Force and the Prison Service as bodies in respect of which the Minister may prescribe special terms and conditions for the issue of driving licences to their uniformed members for the purpose of driving service vehicles while on duty.

10. Clause 6 of the Bill amends section 41 of the Act in order to alter the law relating to driving instructor's certificates. The purpose of the amendments to section 41 is to protect the public from fraud. Driving instructor's certificates will be required to bear a photograph of the holder of the certificate and to be prominently displayed within any vehicle being used on a road for driving instruction.

11. Clause 7 of the Bill amends section 46 of the Act, which creates a number of offences in connexion with driving, attempting to drive or being in charge of a motor vehicle on a road or other public place when the person concerned is unfit to drive through drink or drugs. The purpose of the amendment is to remove the requirement that these offences may be committed only on a road or other public place.

12. Clause 8 of the Bill substitutes a new section 47 of the Act to enable specimens of blood to be taken by medical practitioners, at the request of the police, from persons who are unable, by reason of their physical condition, to give or to refuse their consent to the taking of the specimens. The circumstances in which blood specimens may be taken without consent are strictly prescribed by the proposed new subsection (4).

13. Clause 9 of the Bill amends section 48 of the Act to remove the requirement that an offence of reckless or dangerous driving of a motor vehicle may be committed only on a road.

14. Clause 10 of the Bill amends section 49 of the Act to remove the requirement that an offence of causing death by the reckless or dangerous driving of a motor vehicle or by the driving of a motor vehicle whilst the driver is unfit to drive through drinks or drugs may be committed only on a road.

15. Clause 11 of the Bill amends section 50 of the Act to remove the requirement that an offence of careless or inconsiderate driving may be committed only on a road or in respect of persons using a road.

16. Clauses 12 and 13 of the Bill amend sections 51 and 52 of the Act to correct incorrect references to the Penal Code.

17. Clause 14 of the Bill substitutes a new section 81 of the Act in order to limit the circumstances in which accidents involving vehicles must be reported to the police.

18. Clause 15 of the Bill substitutes a new section 108 of the Act. The section, which governs public service vehicle driver's and conductor's licences, is in practice unworkable at present because it requires an applicant for a public service vehicle driver's licence to have held, for at least 2 years, a valid driving licence in respect of the class or classes of vehicles for which the public service vehicle driver's licence is required. The proposed new section 108 (3) (b) will require the applicant for a public service vehicle driver's licence to hold, and to have held for at least 2 years, a driving licence valid for light vehicles or heavy commercial vehicles.

19. Clause 15 also amends section 108 to provide additional safeguards against persons who have criminal records from obtaining a public service vehicle driver's or conductor's licence and against persons who are medically unfit or who have been disqualified from driving or from holding or obtaining a driving licence from obtaining a public service vehicle driver's licence.

20. Finally, clause 16 of the Bill makes a consequential amendment to section 110 of the Act.

J.G. HASKINS,  
*Minister of Works and Communications.*



## ARRANGEMENT OF SECTIONS

## SECTION

1. Short title
2. Amendment of section 6 of Cap. 69:01
3. Amendment of section 9 of principal Act
4. Amendment of section 32 of principal Act
5. Amendment of section 35 of principal Act
6. Amendment of section 41 of principal Act
7. Amendment of section 46 of principal Act
8. Substitution of section 47 of principal Act
9. Amendment of section 48 of principal Act
10. Amendment of section 49 of principal Act
11. Amendment of section 50 of principal Act
12. Amendment of section 51 of principal Act
13. Amendment of section 52 of principal Act
14. Substitution of section 81 of principal Act
15. Substitution of section 108 of principal Act
16. Amendment of section 110 of principal Act

**A BILL**

entitled

**An Act to amend the Road Traffic Act***Date of Assent:**Date of Commencement:*

ENACTED by the Parliament of Botswana.

1. This Act may be cited as the Road Traffic (Amendment) Act, 1978. Short title

2. Section 6 of the Road Traffic Act (hereinafter referred to as "the principal Act") is amended by substituting for subsection (5) thereof the new subsections following — Amendment of section 6 of Cap. 69:01

"(5) The licensing officer shall, on being satisfied as to the accuracy of the particulars contained in a form of application for the registration of a motor vehicle or trailer and as to the other matters regarding which he is required to be satisfied under this section, issue to the owner of the vehicle and in his name a registration book in the prescribed form containing the registration number allocated to the vehicle and particulars of the vehicle.

(5A) A registration book or duplicate thereof issued under this section shall be proof of the registration of the vehicle, the name of the registered owner and the registration number of the vehicle.

(5B) The licensing officer shall furnish the Registrar with details of the contents of every registration book issued under this section and the Registrar shall enter those details in his records."

## B.78

Amendment  
of section 9 of  
principal Act

**3. Section 9 of the principal Act is amended —**

- (a) in subsection (1) thereof by substituting for the words “14 days”, which appear therein, the words “7 days”;
- (b) by substituting for subsection (2) thereof the new subsection following —

“(2) Upon the transfer of ownership of a vehicle, the registered owner thereof shall immediately deliver to the new owner the registration book in respect of the vehicle and the new owner shall within 7 days immediately after the delivery to him of the registration book deliver the same together with the prescribed fee to a licensing officer in order that the vehicle may be registered in his name.”; and
- (c) in subsection (4) thereof by substituting for the words “the Registrar”, which appear therein, the words “a licensing officer”.

Amendment  
of section 32  
of principal  
Act

**4. Section 32 (3) of the principal Act is amended by substituting for the words “three months”, which appear therein, the words “6 months”.**

Amendment  
of section 35  
of principal  
Act

**5. Section 35 of the principal Act is amended by substituting for the words “the Police and Prisons Services”, which appear therein, the words “the Botswana Defence Force, the Botswana Police Force or the Prison Service”.**

Amendment  
of section 41  
of principal  
Act

**6. Section 41 of the principal Act is amended —**

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

“(2) A person desiring to obtain a driving instructor’s certificate shall apply to the Registrar on the prescribed form which shall be accompanied by 2 copies of a photograph of the applicant’s head and shoulders from which he may be readily indentified, each copy being approximately 5 by 4 cm in size, and shall pay the prescribed fee.”;
- (b) in subsection (5) thereof by inserting therein, immediately after the words “in the prescribed form”, which appear therein, the words “which shall have firmly affixed to it at the time it is issued one of the photographic copies submitted with the application for the certificate”;
- (c) by inserting therein, immediately after subsection (6) thereof, the new subsections following —

“(6A) The holder of a driving instructor’s certificate shall, whilst he is, for reward, instructing or supervising another person in the driving of a motor vehicle on a road, prominently display the certificate within the vehicle or, if the vehicle has no interior, keep it on his person and produce it immediately for examination by the person he is so instructing or supervising or by a police officer in

uniform on being required to do so by that person or by such a police officer.

(6B) The holder of a driving instructor's certificate or a duplicate thereof issued under this section shall at all times keep the certificate or duplicate thereof in a clean, unmarked, undamaged, undefaced and legible condition and the photographic copy affixed to it at the time the certificate or duplicate thereof was issued firmly so affixed.”; and

- (d) by adding thereto, immediately after subsection (11) thereof, the new subsections following —

“(12) Any person desiring to replace a driving instructor's certificate lost, destroyed, damaged or defaced or that has become dirty, marked or illegible shall apply to the Registrar on the prescribed form for a duplicate thereof, which form shall be accompanied by 2 copies of a photograph of the applicant's head and shoulders from which he may be readily identified, each copy being approximately 5 by 4 cm in size, and shall pay the prescribed fee.

(13) Where the Registrar is satisfied that the original certificate has been lost, destroyed, damaged or defaced or has become dirty, marked or illegible, he shall grant every application under subsection (12) and issue to the applicant a duplicate of his original driving instructor's certificate which shall have firmly affixed to it at the time it is issued one of the photographic copies submitted with the application for the duplicate.”.

7. Section 46 of the principal Act is amended —

- (a) in subsection (1) thereof by deleting the words “on a road or other public place”, which appear therein; and  
(b) in subsection (2) thereof by deleting the words “which is on a road or other public place”, which appear therein.

Amendment  
of section 46  
of principal  
Act

8. The principal Act is amended by substituting for section 47 thereof the new section following —

“Evidence on  
charge of  
unfitness  
to drive  
through  
drink or  
drugs or  
causing  
death  
thereby

47. (1) In any proceedings for an offence under section 46 or for an offence under section 49 (c) in connexion with a motor vehicle, the court shall, subject to subsections (2), (7) and (9), have regard to any evidence which may be given of the proportion or quantity of alcohol or of any drug which was contained in the blood or present in the body of the accused, as ascertained by analysis of a specimen of blood taken from him by a medical practitioner or of urine provided by him, at any material time.

(2) No evidence of the proportion or quantity of alcohol or of any drug found in a specimen of blood shall be admissible for the purposes of this section on

Substitution  
of section 47  
of principal  
Act

behalf of the prosecution unless the specimen was taken from the accused with his consent;

Provided that such evidence shall be admissible on behalf of the prosecution, notwithstanding that the specimen of blood was taken from the accused without his consent, where the specimen was taken in accordance with subsection (4) or (5).

(3) Where, in any proceedings for an offence under section 46 or for an offence under section 49 (c) in connexion with a motor vehicle, it is proved that the accused refused to consent to the taking of a specimen of blood or to provide a specimen of urine for analysis when requested to do so at any material time by a police officer or medical practitioner, his refusal shall, unless reasonable cause therefor is shown, be treated as supporting any evidence given on behalf of the prosecution or as rebutting any evidence given on behalf of the defence with respect to his condition at that time.

(4) Notwithstanding any law to the contrary, a medical practitioner may, on being requested to do so by a police officer, take a specimen of blood from any person without that person's consent if, at the time the specimen is taken, that person is unable by reason of his physical condition to give or to refuse his consent to the taking of the specimen and if the medical practitioner then believes on reasonable grounds —

- (a) that the person is detained in the lawful custody of a police officer in respect of an offence under section 46 or of an offence under section 49 (c) in connexion with a motor vehicle;
  - (b) that the person has recently driven or attempted to drive or been in charge of a motor vehicle and that his physical condition is due either wholly or in part, to the influence of drink or of any drug; or
  - (c) that the person's physical condition is due, either wholly or in part, to the involvement in an accident of a motor vehicle which, at the time of the accident, was being driven by that person;
- but in taking the specimen no other means nor any greater degree of force shall be used than would, in the particular circumstances, be lawful if that person had given his consent.

(5) Where a specimen of blood taken under subsection (4) is one which, in the opinion of the medical practitioner, it is not practicable to divide, he may,

immediately after taking that specimen, take a second specimen of blood from the same person without that person's consent and without being requested to do so by a police officer but otherwise in accordance with that subsection; but no further specimen shall be taken.

(6) For the purposes of any proceedings for an offence under section 46 or for an offence under section 49 (c) in connexion with a motor vehicle, a certificate purporting to be signed by an analyst authorized by the Minister for the purposes of this section, and certifying the proportion of alcohol or of any drug found in a specimen identified by the certificate, shall be evidence of the matters so certified and of the qualifications of the analyst:

Provided that the foregoing provisions shall not apply to a certificate tendered on behalf of the prosecution unless a copy has been served on the accused not less than 7 days before the hearing or trial nor if the accused, not less than 3 days before the hearing or trial or within such further time as the court may in special circumstances allow, has served notice on the court requiring the attendance at the hearing or trial of the person by whom the certificate was signed.

(7) Where the accused, at the time a specimen of blood was taken from him with his consent or a specimen of urine was provided by him, asked to be supplied with such a specimen, evidence of the proportion of alcohol or of any drug found in the specimen shall not be admissible on behalf of the prosecution unless —

- (a) the specimen is either one of two taken or provided on the same occasion or is part of a single specimen which was divided into two parts at the time it was taken or provided; and
- (b) the other specimen or part was supplied to the accused.

(8) A police officer requesting any person to consent to the taking of a specimen of blood or to provide a specimen of urine for analysis shall offer to supply to him, in a suitable container, part of the specimen or, in the case of a specimen of blood which it is not practicable to divide, another specimen which he may consent to have taken.

(9) Where the accused from whom a specimen of blood has been taken without his consent under

subsection (4) asked, at the time the offer was made to him under subsection (10), to be supplied with such a specimen, evidence of the proportion of alcohol or of any drug found in the specimen shall not be admissible in evidence on behalf of the prosecution unless —

- (a) the specimen is either one of two taken on the same occasion or is part of a single specimen which was divided into two parts at the time it was taken; and
- (b) the other specimen or part was supplied to the accused.

(10) Where a specimen of blood has been taken from a person without his consent under subsection (4), a police officer shall, as soon as it is reasonably practicable to do so, offer to supply to him, in a suitable container, part of the specimen or, where a second specimen has been taken under subsection (5), that specimen.

(11) The Minister may prescribe a limit to the amount of alcohol permissible in a specimen of blood or urine taken from or provided by an accused under this section and where the Minister has prescribed such a limit and the results of analysis show that the amount of alcohol found in any specimen taken from or provided by an accused exceeds the permitted amount, the accused shall be deemed at the relevant time to have been unfit to drive through drink or drugs, in any proceedings for an offence by him under section 46 or for an offence by him under section 49 (c) in connexion with a motor vehicle.”.

Amendment  
of section 48  
of principal  
Act

9. Section 48 of the principal Act is amended by substituting for subsection (1) thereof the new subsection following —

“(1) If a person drives a motor vehicle recklessly or at a speed or in a manner which is dangerous to other persons, having regard to all the circumstances of the case, he shall be guilty of an offence and liable to a fine of P800 and to imprisonment for 2 years.”.

Amendment  
of section 49  
of principal  
Act

10. Section 49 of the principal Act is amended —

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

“(a) by the driving of a motor vehicle recklessly or at a speed or in a manner which is dangerous to other persons, having regard to all the circumstances of the case;” and

- (b) in paragraph (c) thereof by deleting the words “on a road”, which appear therein.

11. Section 50 (1) of the principal Act is amended by deleting the words "on a road" and "using the road", which appear therein.

Amendment  
of section 50  
of principal  
Act

12. Section 51 (1) of the principal Act is amended by substituting for the words "section 200 of the Penal Code", which appear therein, the words "section 205 of the Penal Code".

Amendment  
of section 51  
of principal  
Act

13. Section 52 (1) of the principal Act is amended by substituting for the words "section 200 of the Penal Code in connection with the driving of a motor vehicle on a road", which appear therein, the words "section 205 of the Penal Code in connexion with the driving of a motor vehicle".

Amendment  
of section 52  
of principal  
Act

14. The principal Act is amended by substituting for section 81 thereof the new subsection following —

Substitution  
of section 81  
of principal  
Act

"Duty to stop  
and report

81. (1) If a vehicle is involved in or contributes to any accident whereby the death of or injury or damage to any person, property, cattle or other domestic animal is caused, the driver of the vehicle shall stop and, if required to do so by any person having reasonable grounds for so requiring, give his name and address, the name and address of the owner of the vehicle and of the company with whom the vehicle is insured and the registration number of the vehicle.

(2) Any other person in the vehicle at the time of the accident shall also, if required to do so, give his name and address.

(3) In the case of such an accident, the driver of the vehicle shall report the accident at a police station or to a police officer as soon as it is reasonably practicable to do so and in any event within 48 hours immediately after the accident —

(a) if for any reason he does not, at the scene of the accident, supply the particulars referred to in subsection (1) in accordance with that subsection:

Provided that this paragraph shall not apply in the case of an accident whereby —

(i) the death of or injury to any domestic animal other than cattle is caused; or

(ii) the death of or injury or damage to any property or cattle is caused, which property or cattle is, at the time of the accident, owned by and in the possession of the driver of the vehicle;

(b) if the death of or injury to any person is caused by the accident; or

(c) if, as a result of the accident, any vehicle is left in

such a position, manner or condition as to obstruct or inconvenience or be likely to obstruct or inconvenience any traffic using a road or to constitute or be likely to constitute a danger to the public.

(4) After reporting the accident at a police station or to a police officer in accordance with this section, the driver of the vehicle shall remain at the scene of the accident or return to the scene of the accident and wait unless or until he has been authorized by a police officer to depart or unless he has to assist the injured or receive attention himself.

(5) Until the driver of the vehicle concerned reports the accident to the police in accordance with this section, he shall not take any intoxicating liquor or drug unless it is prescribed by a medical practitioner or registered nurse.

(6) When stopping as required by this section, the driver of the vehicle concerned in the accident shall take such steps as he is reasonably able to ensure the safety of other traffic at the scene of the accident.

(7) The owner of a vehicle which is involved in or contributes to an accident, shall supply to the police all information necessary to identify the driver of the vehicle at the time of the accident.”.

Substitution  
of section 108  
of principal  
Act

15. The principal Act is amended by substituting for section 108 thereof the new section following —

“Drivers and  
conductors  
of public  
service  
vehicles

108. (1) A person shall not drive or act as the conductor of a public service vehicle on a road unless he is licensed for the purpose under this Part and a person shall not employ or permit any person who is not so licensed to do so:

Provided that this subsection shall not apply to any person who has hired a private hire vehicle which he drives himself and whose passengers, if any, are not carried for hire or reward nor to any driver or conductor of a public service vehicle which is not carrying passengers.

(2) Subject to the other provisions of this section and to such other provisions as may be prescribed for the purposes of this section, upon application being made in the prescribed manner and form and upon payment of the prescribed fee, the Registrar shall issue the licence applied for.

(3) In the case of an application under this section for a licence to drive a public service vehicle, the Registrar shall refuse to issue the licence unless —



- (a) he is satisfied that the applicant has attained the age of 21 years;
  - (b) the applicant holds and produces a driving licence issued under Part VI valid for light vehicles or heavy commercial vehicles and has held the licence for not less than 2 years;
  - (c) the applicant produces a certificate, dated within the immediately preceding period of 15 days and signed by a police officer of or above the rank of Assistant Superintendent, certifying that the applicant has not, to the signatory's knowledge, within the immediately preceding period of 5 years —
    - (i) been convicted, by a court within or without Botswana, of an offence against the person or of an offence against property involving dishonesty, which is a criminal offence under the law of Botswana, and sentenced therefor to a term of imprisonment (whether or not the operation of the sentence was suspended), other than a term of imprisonment in respect of the non-payment of a fine imposed for the offence, in respect of which offence the applicant has not been granted a free pardon, the conviction or sentence has not been set aside or some other punishment has not been substituted for such imprisonment; or
    - (ii) been disqualified by such a court from driving or from holding or obtaining a driving licence for any period, which disqualification has not been set aside; and
  - (d) the applicant produces a certificate, dated within the immediately preceding period of 30 days and signed by a medical practitioner, certifying that the applicant is not, in the signatory's opinion, suffering from any disease or disability which would impair or be likely to impair his ability to drive vehicles of the class or classes in respect of which the application is made.
- (4) In the case of an application under this section for a public service vehicle driver's licence, the Registrar may refuse to issue the licence until the applicant has passed a driving test on the class or classes of vehicle in respect of which the application is made.
- (5) In the case of an application under this section

for a licence to act as the conductor of a public service vehicle, the Registrar shall refuse to issue the licence unless —

- (a) he is satisfied that the applicant has attained the age of 18 years; and
- (b) the applicant produces a certificate, dated within the immediately preceding period of 15 days and signed by a police officer of or above the rank of Assistant Superintendent, certifying that the applicant has not, to the signatory's knowledge, within the immediately preceding period of 5 years been convicted, by a court within or without Botswana, of an offence against the person or of an offence against property involving dishonesty, which is a criminal offence under the law of Botswana, and sentenced therefor to a term of imprisonment (whether or not the operation of the sentence was suspended), other than a term of imprisonment in respect of the non-payment of a fine imposed for the offence, in respect of which offence the applicant has not been granted a free pardon, the conviction or sentence has not been aside or some other punishment has not been substituted for such imprisonment.

(6) Where a person wishing to apply for a public service vehicle driver's or conductor's licence is unable to obtain the certificate he is required to produce by subsection (3) (c) or (5) (b), as the case may be, by reason of his having been convicted and sentenced as therein described, he may apply in writing to the Minister to direct the Registrar —

- (a) in the case of an application by that person for a public service vehicle driver's licence, to waive the requirement that the certificate certify the matters prescribed by subsection (3) (c) (i); or
- (b) in the case of an application by that person for a public service vehicle conductor's licence, to waive the requirement that he produce a certificate.

(7) Every application under subsection (6) shall set out in full the submissions which the applicant wishes the Minister to take into account in determining the application.

(8) The Minister shall consider every application made to him under subsection (6) and may, if he is satisfied that the interests of the public are unlikely to

be prejudiced thereby, direct the Registrar in writing to waive the relevant requirement, and the Registrar shall comply with that direction.

(9) The Registrar may issue a public service vehicle driver's or conductor's licence subject to such conditions as he thinks fit.

(10) A public service vehicle driver's or conductor's licence shall be valid for 2 years unless cancelled earlier under this Part; and, where such a licence is cancelled for any reason, no refund of the licence fee shall be payable in respect of any unexpired period of the licence.

(11) A person licensed as a driver or conductor of a public service vehicle shall not drive or act as the conductor of such a vehicle whilst it is carrying passengers on a road unless he is wearing the prescribed badge.

(12) In the event of a public service vehicle driver's or conductor's licence or badge being lost, destroyed or defaced or becoming illegible, the holder thereof shall forthwith apply to the Registrar in such form as he may require, together with the prescribed fee and any licence or badge which has been defaced or become illegible, for a duplicate licence or badge to be issued.

(13) Where the original public service vehicle driver's or conductor's licence or badge is recovered by the holder thereof after being lost, he shall forthwith return to the Registrar any duplicate thereof which may have been issued to him."

16. Section 110 of the principal Act is amended by deleting the words "or section 108 (3) (d)", which appear therein.

Amendment  
of section 110  
of principal  
Act

*L2/4/572 III*