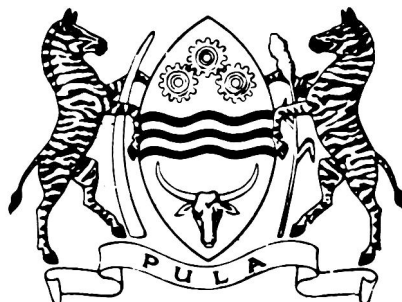




## REPUBLIC OF BOTSWANA



# GOVERNMENT GAZETTE

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Vol. XVIII, No. 60

GABORONE

10th October, 1980

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*Government Notice No. 475 of 1980*

**BOTSWANA HONOURS ACT**  
(Cap. 03:06)

**Presidential Awards**

IT IS HEREBY NOTIFIED for general information that, in exercise of the powers conferred by section 3 of the Botswana Honours Act, His Excellency the President has been pleased to award the following honours —

*Presidential Order of Honour*  
Lady Khama

*Presidential Order of Meritorious Service*  
Jack Frank Ramsden  
Harry Crook  
Gaoakanye Lebang Marobela

*Botswana Police Long Service and Good Conduct Medal*  
Nelson Sekara Molefe  
Lekgoanyana Seboko  
Beven Seboko  
Johannes Bogatsu  
Johannes Manyake  
Phalane Khiwa  
Bennet Sebegu  
Lawrence Molatole  
Benjamin Simelonga  
Anderson Ndlovu  
Setaboswa Samasasa  
Tuesday Thuku  
Rayford Matenge  
Edward Molefi

*Botswana Prison Service Medal*  
James Sekeletu  
Simon Pagiwa  
Angelina Modongo

*Presidential Certificate of Honour*  
Kolobe Kolobe  
Sandy Sebila Kopi  
Planks Kehemile Kgosidintsi  
Tumediso Changeta  
Gerson Morule  
Gustav Wilhemus Kamfer  
Gilbert Hirschfeld  
Kgagwe Nthwalang  
Joseph Rakabane Monametsi  
Barophi Galetlwe Ratshosa  
Oageletse Kesenyeditse Phiri  
Rakgampu Motsumi

DATED this 29th day of September, 1980.

P.L. STEENKAMP,  
*Permanent Secretary to the President,  
Office of the President.*

*Government Notice No. 476 of 1980*

**NATIONAL DEVELOPMENT BANK ACT**  
(Cap. 74:05)

**National Development Bank**  
**Acting Appointment — Manager**

IN EXERCISE of the powers conferred on the Minister of Finance and Development Planning by paragraph 5 (1) of the First Schedule to the National Development Bank Act, —

**OREBONYE POMPE MMOPI**

has been appointed to act as manager of the National Development Bank with effect from 22nd September, 1980, until further notice.

DATED this 26th day of September, 1980.

O.K. MATAMBO,  
*Acting Permanent Secretary,*  
*Ministry of Finance and Development Planning.*

*L2/ 7/ 120 II*

*Government Notice No. 477 of 1980*

**WATER ACT**  
(Cap. 34:01)

**Water Apportionment Board — Appointment of Members**

IN EXERCISE of the powers conferred on the Minister of Mineral Resources and Water Affairs by section 3 (1) of the Water Act, the —

Permanent Secretary, Ministry of Mineral Resources and Water Affairs,  
has been appointed Chairman, the —  
Director of Geological Survey or his representative,  
Attorney-General or his representative,  
Director of Veterinary Services or his representative,  
Permanent Secretary, Ministry of Finance and Development Planning or his representative,  
Chief Land Utilization Officer,  
Planning Officer, Ministry of Mineral Resources and Water Affairs,  
Robert Natefo Ntsima,  
Chief Katlholo Pelaelo Ramokate and  
Theodore Boswell Riggs,  
have been appointed members, of the Water Apportionment Board.

2. Government Notice Nos. 291, of 1970, 250 of 1972, 52 of 1974, 37, 39 and 413 of 1975 and 177 of 1978 are hereby revoked.

DATED this 26th day of September, 1980.

M.C. TIBONE,  
*Permanent Secretary,*  
*Ministry of Mineral Resources and Water Affairs.*

*L2/ 7/ 138 II*

*Government Notice No. 478 of 1980*

**STOCK, BONDS AND TREASURY BILLS ACT**  
(Cap. 56:07)

**TREASURY BILLS REGULATIONS**  
(Cap. 56:07 (Sub. Leg.))

**Treasury Bills — Issue of 3rd October, 1980**

The Bank of Botswana announce that applications totalling P4 900 000 were received on 2nd October, 1980, for the offer of P1 000 000 Treasury Bills for issue on 3rd October, 1980, at a price of 98,79%.

Applications were scaled down pro rata and applicants received an allotment of approximately 20,4% of the amount of Bills applied for.

*L2/ 7/ 237 VI*

*Government Notice No. 479 of 1980*

**STOCK, BONDS AND TREASURY BILLS ACT**  
(Cap. 56:07)

**TREASURY BILLS REGULATIONS**  
(Cap. 56:07 (Sub. Leg.))

**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, 16th October, 1980, at 12 noon, for Treasury Bills to be issued under the Stock, Bonds and Treasury Bills Act and in accordance with the Treasury Bills Regulations 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, 16th October, 1980.

3. The Bills will be in amount of P1 000 or a multiple of P1 000. They will be dated 17th October, 1980, 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 1st day of October, 1980.**

**O.K. MATAMBO,**  
*Acting Permanent Secretary,*  
*Ministry of Finance and Development Planning.*

*L2/ 7/ 237 VI*



*Government Notice No. 480 of 1980*

**Corrigendum**

In Government Notice No. 459 of 1980, for the words "91 days", which appear in paragraph 3 thereof, substitute the words "89 days".

*L2/ 7/ 237 VI*

*Government Notice No. 481 of 1980*

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

**Authorizations of Change of Surname**

IN ACCORDANCE with section 2 (1) read with section 4 (3) of the Change of Name Act, the Minister of Home Affairs hereby authorizes the persons whose names and addresses are hereinafter specified to assume the surnames hereinafter specified opposite their names and addresses.

<i>Name and address of applicant</i>	<i>Surname</i>
George Mosepele P.O. Box 224 MAUN	Ratsipa
Richard Mokolwane P.O. Box 224 MAUN	Digwa
Israel Peter P.O. Box 10100 GABORONE	Samu
Charles M. Dema Private Bag 0066 GABORONE	Monyana
Gobujwang Ngande P.O. Box 224 MAUN	Mosweu
Johannes Maditse P.O. Box 3 SELEBI-PHIKWE	Abel

DATED this 22nd day of September, 1980.

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

*L2/ 7/ 105 VI*

## PUBLIC NOTICES

### Republic of Botswana — Tender No. TB 9/3/96/79—80 PROPOSED DENTAL CLINIC EXTENSION AT THE PRINCESS MARINA HOSPITAL, GABORONE

TENDERS ARE INVITED for the construction, completion and maintenance of the new Dental Clinic Extension at the Princess Marina Hospital, Gaborone, comprising: New single storey extension, alterations to the existing building and associated services. (Total plinth area of new extension 507 m<sup>2</sup>). The extension is of conventional single storey construction with brick hollow walls externally. The ground floor consists of precast concrete panels on piers forming a plenum sub-floor which houses the air conditioning ducts and other piped services.

Tender documents will be available on the 8th October, 1980 on application to the Chief Architect, Ministry of Works and Communications, 1st Floor, Standard House, Gaborone.

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 0900 hours on Wednesday, 19th November, 1980, when tenders will be opened in the presence of tenderers wishing to attend. Tenders will be delivered in the envelope provided. Telegraphic, telex or telephonic tenders and tenders delivered after the above-mentioned time and date will not be considered.

Drawings may be inspected by appointment only at the offices of the Chief Architect, Ministry of Works and Communications, 1st Floor, Standard House, Gaborone.

Prospective tenderers are advised that tender documents will only be issued to those Contractors registered with Central Tender Board who can produce proof that they are registered for Building Works, Grade B.

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

Notwithstanding anything 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.

### IN THE HIGH COURT OF THE REPUBLIC OF BOTSWANA

#### HELD AT LOBATSE

In the ex parte Petition of:

A. WOLFF (BOTSWANA) (PROPRIETARY) LIMITED

*Petitioner*

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#### PROVISIONAL WINDING-UP ORDER

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AT LOBATSE on the 26th day of September, 1980.

Before his Lordship Justice Mr

UPON HEARING Mr N.W.A. Armstrong, Attorney for the Petitioner, it is ordered that:

1. A. Wolff (Botswana) (Proprietary) Limited be and is hereby placed under provisional winding-up;
2. The Registrar and Master of the High Court be directed to appoint the Provisional Liquidator with immediate effect;
3. The Provisional Liquidator be and is hereby authorized to continue trading in the name of the company A. Wolff (Botswana) (Proprietary) Limited (in liquidation) until the current contracts are completed;
4. The Provisional Liquidator be and is hereby authorized to instruct attorneys to recover the debts owing to the Company, A. Wolff (Botswana) (Proprietary) Limited immediately;
5. A rule nisi do issue calling upon all interested parties to appear before this Honourable Court on Friday, the 25th of October, 1980, to show cause why this Order should not be made final and why the costs hereof should not be costs in the liquidation;
6. Service of the Order be served by simultaneous publication in the "Government Gazette" and "Botswana Daily News", and by service on the Company, A. Wolff (Botswana) (Proprietary) Limited, at this registered office and principal place of business.

DATED at Lobatse this 26th day of September, 1980.

*First Publication*

**Gaborone Town Council — Tender No. 18/80  
COMMERCIAL PLOT NO. 8885**

TENDERS ARE INVITED by the Gaborone Town Council for the purchase of Plot No. 8885 in Extension 2, Gaborone to be developed as a cafeteria. The necessary application forms etc which may be obtained from Town Clerk, P.O. Box 69, Gaborone should be completed and returned in a sealed envelope marked "Tender No. 18/80 — Commercial Plot No. 8885" so as to reach him not later than 4.30 p.m. on Monday 27th October, 1980 at which time tenders will be opened. Tenders with a quoted price of less than P7 500 would not be considered.

The highest or any tender may not necessarily be accepted.

*Second Publication*

**Gaborone Town Council — Tender No. 19  
COMMERCIAL PLOTS NO. 8878 AND NO. 8879**

APPLICATIONS ARE INVITED by the Gaborone Town Council for the purchase of Plots Nos. 8878 and 8879 in Extension 2, Gaborone to be developed as Shoe shop and Pharmacy respectively. The necessary application forms etc which may be obtained from Town Clerk, P.O. Box 69, Gaborone should be completed and returned in a sealed envelope marked "Application for Plot No. 8878/8879" whichever is applicable so as to reach him not later than 4.30 p.m. on Monday 27th October, 1980. The price of each plot will be P3 380.

*Second Publication*

**Lobatse Town Council — Tender No. 19/80  
BULK DELIVERY OF FUEL LUBRICANTS**

TENDERS ARE INVITED by Lobatse Town Council for the bulk supply of fuel and lubricants, over a three year period from date of award. Tenderer should specify the minimum quantity of delivery at a time and price.

Tenders in a plain sealed envelope should be sent to reach the Town Clerk, Box 27, Lobatse not later than 12 noon on 13th October, 1980. The Town Council does not bind itself to accept the lowest or any tender.

S. PATHMANATHAN,  
*for Town Clerk.*

*Second Publication*

**Lobatse Town Council — Tender No. 20/80**

TENDERS ARE INVITED by Lobatse Town Council for hire of Bulldozer, for medium and heavy duty levelling operations, all within township boundaries. The rate per machine hour shall include fuel, operator wages and all miscellaneous costs including transport of machinery to Lobatse and back. No other costs other than machine hour rates within Council boundaries are payable.

Tenders in a plain sealed envelope should be sent to reach the Town Clerk, Box 27, Lobatse not later than 12 noon on 15th October, 1980. The Council does not bind itself to accept the lowest or any tender.

S. Pathmanathan,  
*for Town Clerk.*

*Second Publication*

**Ghanzi District Council — Tender No. 13 of 1980**

GHANZI DISTRICT COUNCIL invites tenderers for the construction of H.P.I. Health Posts as follows —

D'KAR:

- 1 Health Post Plan No. XX L6/1612/2 with 20 × 20 m fencing.
- Pit latrines minimum depth 3 metres, with a curtain wall in front.

BERE:

- 1 Health Post Plan No. XX L6/1612/2 with 20 × 20 m fencing.
- 1 Pit latrine, minimum depth 3 metres with curtain wall in front.

Contractors are to supply labour and materials.

Tenders to specify the potential starting time and anticipated time of completion. Plan, information and other details pertaining to this tender will be available from Ghanzi District Council Works Office.

Tenders to be addressed to the: Council Secretary, Ghanzi District Council, P.O. Box 4, Ghanzi.

In sealed envelope clearly marked "Tender No. 13 of 1980" to reach him not later than the 22nd October, 1980.

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

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

*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>
B.J. MONCHO, P.O. Box 6, HUKUNTSI.	Fresh Produce (Butchery)	Hukuntsi	Kgalagadi District Council	4.11.80
A.B. JALAL, P.O. Box 17, MOLEPOLOLE.	Filling Station	Mogoditshane	Kweneng District Council	20.11.80
N. LESHONA, P.O. Box 72, MOLEPOLOLE.	Restaurant	Metsimotlhabe	Kweneng District Council	20.11.80
E.R. MOROKA, Private Bag 006, KANYE.	Small General Trading and Restaurant	Mmaethehe	Southern District Council	4.11.80
E.A. MOKGANO, P.O. Box 45, KANYE.	Small General Trading and Butchery	Mmaethehe	Southern District Council	4.11.80
CARRIERS (BOTSWANA) (PROPRIETARY) LTD., c/o L.S. Walia, P.O. Box 82, FRANCISTOWN.	Speciality Garage and Workshop	Lots 240 and 241, Light Industrial Area	Francistown Town Council	13.11.80
DE BEERS BOTSWANA MINING COMPANY (PROPRIETARY) LIMITED, Botsalano House, The Mall, GABORONE.	General Trading	Orapa	National Licensing Board	4.11.80
G.C. MPHATHI, P.O. Box 539, SEROWE.	Small General Trading	Motshwana Ward Serowe	Central District Council	27.11.80

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***Disposal of Interest in Business**

NOTICE IS HEREBY given in terms of section 28 of the Trading Act Cap. 43:02 that Electrical Reticulation Systems (Proprietary) Limited has disposed of its entire interest in the speciality business in the Light Industrial Area, Francistown to Silverton Services (Botswana)(Proprietary) Limited who will trade from Lot 252, Light Industrial Area, Francistown.

L.S. WALIA,  
*Attorney for the Parties,*

P.O. Box 82,  
FRANCISTOWN.

*Second 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>
S.J.M. SENTO, P.O. Box 33, HUKUNTSI.	Tsustshwa, Khukhwa, Maleme, Senau, Tjwane and Make	Kgalagadi District Council	4.11.80
M. TIVE, P.O. Sepopa, SEPOPA.	Sepopa at Mowaneng, Xanbana, Xanaka, Bucha, and Thamachaa	North West District Council	4.11.80
S. MODISE, P.O. Box 37, LETLHAKANE.	Lethakane, Mapeta, Mopipi, Mmatshumo, Sasa, Tsatsing, Bokgobokanelo, Musu, Lebu, Xumu, Rakops, Kwacha, Tsogaotla, Gani-ganega and Makgarikgari	Central District Council	27.11.80
M. RANTSHUDU, P.O. Box 136, MMADINARE, via Selebi-Phikwe.	Phokoje, Mafolapatje, Letlhakane, Manga, Mmadinare Lands, Cattle Posts, Khurumela, Gogwe, Moralan, Mahunwane, Moshakabela, Kelekeshane, Mothoatibe Cattle Post and Phokoje Cattle Post	Central District Council	27.11.80
B. MATHUMO, Gweta Bottle Store, P.O. Box 14, GWETA.	Thabatshukudu, Zoroga, Maotomabe, Tsokatsha, Gongwa, Xhixhinixhwa, Xixana, Xinixara and Xhane	Central District Council	27.11.80
W. MAKGETHE, Private Bag Nata, via FRANCISTOWN.	Semowane, Dukwi, Tshwaane, Malelejwe, Penanko, Xerekaree, Karogae, Njuwitshaa, Nxakato, Njuukhurii, Tshaathoka and Gogwane	Central District Council	27.11.80

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***Hawkers/Street Vendors Licences**

Notice is hereby given that the undersigned intends to apply for a Licence in terms of Bye-Laws 5 and 8 of Gaborone Hawking and Street Vending Bye-Laws, 1977 to obtain a Hawkers Licence/Street Vendor's Licence in respect of the following areas within the Gaborone Township –

<i>Name and Address</i>	<i>Place(s) where Licence(s) Applied for</i>		<i>Council</i>	<i>Date of hearing</i>
J.M. MOTHETHO, P.O. Box 212, GABORONE.	Street Vendor	Jinja	Gaborone Town Council	22.10.80
G. MODISANE, P.O. Box 957, GABORONE.	Street Vendor	Extension 14	Gaborone Town Council	22.10.80
G. SITHOLE, P.O. Box 866, GABORONE.	Street Vendor	Extension 8	Gaborone Town Council	22.10.80.
E. MOSEPELE, P.O. Box 841, GABORONE.	Street Vendor	Extension 23	Gaborone Town Council	22.10.80
J. MOSUPI, P.O. Box 1028, GABORONE.	Street Vendor	Extension 28	Gaborone Town Council	22.10.80

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 intend to apply for a certificate in terms of Section 10 of the Trading Act, 1966 (No. 6 of 1966) to obtain a transfer of licence.

A transfer of a Speciality Licence from Stands 494/495, Blue Jacket Street, to Stand 687, Blue Jacket Street, Francistown and that the Francistown Town Council has determined that the application shall be heard by the Licensing Authority on the 13th November, 1980.

**BUSINESS MACHINE SERVICES (PROPRIETARY) LIMITED, c/o L.S. Walia, P.O. Box 82, FRANCISTOWN.**

A transfer of a General Trading Licence from Stand 477, Haskins Street, Francistown to Stands 494/495, Blue Jacket Street, Francistown and that the Francistown Town Council has determined that the application shall be heard by the Licensing Authority on the 13th November, 1980.

**FAYS (PROPRIETARY) LIMITED, c/o L.S. Walia, P.O. Box 82, FRANCISTOWN.**

A transfer of a Speciality Licence from Electrical Reticulation Systems (Proprietary) Limited to Silverton Services (Botswana) (Proprietary) Limited in respect of premises situated at Lot 252, Light Industrial Area, Francistown and that the Francistown Town Council has determined that the application shall be heard by the Licensing Authority on the 13th November, 1980.

**SILVERTON SERVICES (BOTSWANA) (PROPRIETARY) LIMITED, c/o L.S. Walia, P.O. Box 82, FRANCISTOWN.**

A transfer of General Trading, Restaurant and Fresh Produce premises from Plot No. 587/8 to Plot No. 686 Francistown and that the Francistown Town Council has determined that the application shall be heard by the Licensing Authority on the 13th November, 1980.

**H.O. RESTAURANT, P.O. Box 369, FRANCISTOWN.**

A transfer of Restaurant Licence into Small General Trading in respect of the premises situated at Molepolole Lekgwapheng and that the Kweneng District Council has determined that the application shall be heard by the Licensing Authority on the 20th November, 1980.

**B. KGOPA, P.O. Box 164, MOLEPOLOLE.**

A transfer of General Dealers Licence from M.A. Desai to E.T. Molomo in respect of the premises situated at Kopong Village and that the Kweneng District Council has determined that the application shall be heard by the Licensing Authority on the 20th November, 1980.

**EDNA TSELANE MOLOMO, P.O. Box 8, MOLEPOLOLE.**

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***Lost Deed of Transfer**

NOTICE IS HEREBY given that we intend applying for a copy of Deed of Transfer No. 105/1971, registered on the 3rd August, 1971 in favour of Aubrey Abkiewicz in respect of:

**CERTAIN:** Farm No. 55—QQ;

**MEASURING:** 1528,6983 (One Thousand Five Hundred Twenty-Eight comma Six Nine Eight Three) acres.

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

**DATED at Gaborone this 25th day of September, 1980.**

**DAMANT BOSTOCK,  
Attorneys for the Applicant**

*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>
N. MODISE, P.O. Box 822, FRANCISTOWN.	Small General Trading	Mmaxotae Village	Central District Council	27.11.80
F. SARDAR, c.o Y.D. Petkar, P.O. Box 621, FRANCISTOWN.	Speciality (Motor Spares and Accessories)	Plot 459 Selous Ave.	Francistown Town Council	13.11.80
S.K. SEIKANELO, P.O. Box 8, KANYE.	Chibuku Depot	Kanye	Southern District Council	4.11.80
I.G. SELABE, P.O. Box 20045, GABORONE.	Small General Trading	Phihetswane Barolong Farms	Southern District Council	4.11.80
F.N.S. MOGATUSI, P.O. Box 1440 & 10036, GABORONE.	Fresh Produce and Chibuku Depot	Kopong	Kweneng District Council	20.11.80
I.G. SEATSHOLENG, P.O. Box 9, LETLHAKENG.	Small General Trading	Lethakeng	Kweneng District Council	20.11.80

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***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>
L. MAILA, Machaneng, P.O. Box 18, MAHALAPYE.	Letoreng, Mathako, Mmaokgana, Mokoloboto, Mafolosa, Motswirekgomo, Thokolo and Mfikwe	Central District Council	25.11.80
BOTSWANACRAFT (SUSAN JACKAN), P.O. Box 87, GHANZI.	Xade, Ka/gae, Lokalanene, Matloaphuduhudu, Bere, Takatshwane, Xhoo, Metsimantle, Morwane, Nojane Farms, AI, Xaaku, and Lone Tree	Ghanzi District Council	5.11.80
B.M. DINTWA, P.O. Box 91, GHANZI.	Eastern Farms, Xade Settlement, Hanahai, Bere, Kagcae, Lone Tree and Thakatswane	Ghanzi District Council	5.11.80
K.B. MODUTLWA, P.O. Box 254, LOBATSE.	Metlobo, Bodumatau, Garadiboana, Loswaolwaphuthi and Sisikhane	Southern District Council	4.11.80

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*

### Hawkers/Street Vendors Licences

Notice is hereby given that the undersigned intends to apply for a Licence in terms of Bye-Laws 5 and 8 of Gaborone Hawking and Street Vending Bye-Laws, 1977 to obtain a Hawkers Licence/Street Vendor's Licence in respect of the following areas within the Gaborone Township –

<i>Name and Address</i>		<i>Place(s) where Licence(s) applied for</i>	<i>Council</i>	<i>Date of hearing</i>
O.D. MOTSEMME, P.O. Box 158, GABORONE.	Street Vendor	Maruapula Ext. 23	Gaborone Town Council	22.10.80
J. PHOFU, P.O. Box 1632, GABORONE.	Street Vendor	Extension 14	Gaborone Town Council	22.10.80
B. OREENG, P.O. Box 644, GABORONE.	Street Vendor	Extension 23	Gaborone Town Council	22.10.80
R. BAENDI, P.O. Box 162, GABORONE.	Street Vendor	Extension 14	Gaborone Town Council	22.10.80

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*

### External Representative Licence

NOTICE IS HEREBY given that Kgotha (Botswana) (Pty.) Ltd., intends to apply for an External Representative Licence to trade in the following goods:

shoes, shoe accessories, shoe polishes, dyes, cleaners, brushes, handbags and other leather requisites

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

KGOTHA (BOTSWANA) (PTY.) LIMITED, P.O. Box 1684, GABORONE.

#### *First Publication*

NOTICE IS HEREBY given that Louis Becker intends to apply for and External Representative Licence to trade in the following goods:

(tropica products), sweets, fruit juices and condements

Represented by: Tropica Products (Pty.) Ltd., P.O. Box 40145, Cleverland 2022.

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

#### *First Publication*

### Disposal of Interest in Business

NOTICE IS HEREBY given in terms of section 25 (1) of Trading Act that K.K. Ramongala have disposed of my entire interest in Mantshatlala Restaurant, Kopong carrying on the business of Restaurant to Eliese Teko Mokopaina who will continue to trade at the same address and under the same style.

K.K. RAMONGALA, P.O. Box 456, GABORONE.

#### *First Publication*



**Land Control Act Cap 32:11**

NOTICE IS HEREBY given that Willem Jacobus De Beer intends to sell to Joachim Pierre Viviers one quarter of his undivided share in Remaining Extent of Portion 1 of the Farm "LOENSA LA MORIDI" 2—MS situate in the Central District of Botswana measuring 782.3064 (Seven hundred and eighty-two decimal three nought six four) Hectares for the sum of P7 261,00.

Anyone wishing to object to the approval of the proposed controlled transaction should give written objections to the Minister of Local Government and Lands with copies to the undersigned within 30 days from the date of this notice.

MAGANG AND CO.,  
*Attorneys, Notaries and Conveyancers.*

Zambia House Annex,  
P.O. Box 132,  
GABORONE.

*Second Publication*

**FRANCISTOWN SPAR SUPERMARKET (PTY.) LIMITED (IN LIQUIDATION)**

*Civil Cause No. 40/ 1978*

NOTICE IS HEREBY given pursuant to section 248 (2) of the Companies Act, Cap. 42:01 that the Second and Final Liquidation and Distribution Account will lie open for inspection for a period of 14 days as from the 10th October, 1980 at the Offices of the Master of the High Court, Lobatse and the District Commissioner, Francistown.

J.W. BODENSTEIN,  
*for Liquidator.*

Trust and Executor Co. (Pty.) Ltd.,  
P.O. Box 1572,  
GABORONE.

*Bill No. 33 of 1980*

**INCOME TAX (AMENDMENT) BILL, 1980**

*(Published on 10th October, 1980)*

**MEMORANDUM**

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

2. Clause 2 seeks to amend section 2 of the Income Tax Act (Cap. 52:01) by extending the meaning of the definition "resident in Botswana" in the case of a company and of a trust.

3. Clause 3 seeks to amend section 10 so that it clearly defines the time at which income accrues to any person.

4. Clause 4 proposes a minor technical amendment to section 41 (2) of the Act in order to bring it into line with a previous amendment made to section 41 (1) in 1979.

5. Clause 5 proposes an amendment to section 54 (3) of the Act to extend the provisions of that section so as to bring them into line with amendments made to sections 32 and 58 in 1979.

6. Clause 6 amends section 55 by making provision for the taxation of insurance business.

7. Clause 7 provides for the deletion of paragraph (xxi) in Part II of the Second Schedule to the Act thereby abolishing the exemption granted to insurance companies in respect of amounts accruing to them from the business of life assurance.

8. Clause 8 seeks to amend the definitions of, "approved industrial business" by restricting the definition to a hotel business or a manufacturing business, and "disposal value" and "disposed of" in order to cope with the movement of plant into and out of Botswana by non-residents. The clause also amends the provisions of paragraph 4 of Part II of the Third Schedule to the Act in order to make them consistent with the proposed amendment to the definition of "approved industrial business".

9. Clause 9 amends the Sixth Schedule to the Act by providing for the methods of ascertaining the chargeable income of an insurance company.

10. Clause 10 amends the Tenth Schedule to the Act to provide for new rates of tax for the tax year 1980/81.

P.S. MMUSI,

*Minister of Finance and Development Planning.*

## ARRANGEMENT OF SECTIONS

## SECTION

1. Short title and commencement
2. Amendment of section 2 of Cap. 52:01
3. Substitution of section 10 of principal Act
4. Amendment of section 41 of principal Act
5. Amendment of section 54 of principal Act
6. Substitution of section 55 of principal Act
7. Amendment of Part II of Second Schedule to principal Act
8. Amendment of Third Schedule to principal Act
9. Insertion of Part III in Sixth Schedule to principal Act
10. Insertion of Part IV in Tenth Schedule to principal Act

## A BILL

entitled

**An Act to amend the Income Tax Act***Date of Assent:**Date of Commencement:*

ENACTED by the Parliament of Botswana

Short title  
and com-  
mencement

1. (1) This Act may be cited as the Income Tax (Amendment) Act, 1980.

(2) Subject to the provisions of subsection (3), this Act shall be deemed to have come into operation on 1st July, 1980.

(3) Sections 7 and 8 shall come into operation on 1st July, 1981.

Amendment  
of section 2 of  
Cap. 52:01

2. Section 2 of the Income Tax Act (hereinafter referred to as "the principal Act") is hereby amended in the definition of "resident in Botswana" by substituting for –

(a) paragraph (b) thereof, the following new paragraph –

"(b) in the case of a company, that –

(i) its registered office or place of incorporation is in Botswana; or

(ii) it is managed and controlled in Botswana;" and

(b) paragraph (d) thereof, the following new paragraph –

"(d) in the case of a trust, that the trust –

(i) was established in Botswana; or

(ii) is administered in Botswana;".

Substitution  
of section 10  
of principal  
Act

3. The principal Act is hereby amended by substituting for section 10 thereof the following new section –

"Effective  
date of  
accrual

10. For the purposes of this Act an amount which accrues to a person shall be deemed to have accrued –

(a) in the case of employment, at the time it is –

(i) received by him;

(ii) due and payable even though not actually paid to him; or

(iii) credited in account, reinvested, accumulated, capitalized, carried to reserve or otherwise disposed of by him or on his behalf;

- (b) in the case of a business, in relation to which the Commissioner is satisfied that a commercially recognized system of accounting is regularly followed, at the time it is credited in the books of account of such person; or
- (c) in any other case, at the time it becomes due and payable to him.”.

4. Section 41 (2) of the principal Act is hereby amended by substituting for the words “the company”, which appear therein, the words “any person carrying on business”.

Amendment  
of section  
41 of principal  
Act  
Amendment  
of section  
54 of principal  
Act

5. Section 54 (3) of the principal Act is hereby amended by substituting for the provision immediately following paragraph (b) thereof the following new provision –

“and may provide for the exemption of any dividend, interest, commercial royalty, entertainment fee or management or consultancy fee paid by that person to a non-resident or for the relief of that person from any responsibilities, duties or liabilities under this Act to the extent indicated in the Second Schedule.”.

6. The principal Act is hereby amended by substituting for section 55 in Division II of Part VIII thereof the following new section

Substitution  
of section 55  
of principal  
Act

#### “DIVISION II – SPECIAL CLASSES OF COMPANIES AND BUSINESS

Taxation  
of special  
classes of  
companies  
and business

55. Notwithstanding anything contained in this Act –

- (a) the taxable income of the Botswana Meat Commission shall be ascertained in accordance with the provisions of Part I of the Sixth Schedule;
- (b) the chargeable income of any company which is a member of the Botswana Development Corporation Limited group of companies shall be ascertained in accordance with the provisions of sections 38 to 45 inclusive and Part II of the Sixth Schedule; and
- (c) the chargeable income derived from the carrying on of insurance business by any person shall be ascertained in accordance with the provisions of Part III of the Sixth Schedule.”.

7. Part II of the Second Schedule to the principal Act is hereby amended by deleting paragraph (xxi) thereof.

Amendment  
of Part II of  
Second  
Schedule to  
principal  
Act

8. The Third Schedule to the principal Act is hereby amended –

- (a) in paragraph 4 of Part II thereof, by substituting for the words “an approved industrial business”, which appear therein, the words “the letting or use of an industrial building”;

Amendment  
of Third  
Schedule to  
principal Act

(b) in paragraph 1 of Part VII thereof, in the following definitions —

- (i) “approved industrial business”, by deleting the words “or a process which the Commissioner is satisfied is similar to a process of manufacture”, which appear in paragraph (b);
- (ii) “disposal value”, by inserting, immediately after the word “business”, which appears in paragraph (c), the words “or removal from Botswana”; and
- (iii) “disposed of”, by inserting, immediately after the word “use”, which appears therein, the words “removed from Botswana”.

Insertion  
of Part III in  
Sixth  
Schedule to  
principal  
Act

9. The Sixth Schedule to the principal Act is hereby amended by adding at the end of Part II thereof the following new Part

“PART III. *Person carrying on Business of Insurance including Re-insurance*

Life  
insurance  
business

1. The chargeable income derived by any person from the carrying on in Botswana of a life insurance business for any tax year shall be  $2\frac{1}{2}$  per cent of the premium obtained during that tax year from the life insurance business less any premium paid for contracts of re-insurance to any other person carrying on the business of life insurance or re-insurance in Botswana.

Insurance  
other than  
life insurance

2. The chargeable income derived by any person from the carrying on in Botswana of an insurance business other than life insurance business shall be ascertained by deducting from the sum of all premiums (including premiums on re-insurance) accrued to such person during any tax year in respect of the insurance of any risk, and other amounts accrued from the carrying on of such business, the sum of —

- (a) the total amount of the liability incurred in respect of premiums on re-insurance;
- (b) the actual amount of the liability incurred in respect of any claims during the tax year in respect of that business of insurance, less the value of any claims recovered under any contract of insurance, guarantee, security or indemnity;
- (c) the expenditure, not being expenditure falling under paragraph (a) or (b), incurred in respect of that business of insurance in accordance with sections 38 to 45;
- (d) such deduction as may be allowed by the Commissioner in respect of unexpired risks:

Provided that the deduction allowed under this paragraph in respect of any tax year shall be included in the assessable income of the following tax year;

- (e) such deduction as may be allowed by the Commissioner in respect of claims which have been intimated but not paid:

Provided that the deduction allowed under this paragraph in respect of any tax year shall be included in the assessable income of the following tax year; and

- (f) such deduction as may be allowed by the Commissioner in respect of claims which have not been intimated or paid:

Provided that the deduction allowed under this paragraph in respect of any tax year shall be included in the assessable income of the following tax year.”.

10. The Tenth Schedule to the principal Act is hereby amended by adding at the end of Part III thereof the following new Part –

Insertion  
of Part IV in  
Tenth  
Schedule to  
principal Act

#### “PART IV

	<i>Taxable income</i>	<i>Rate of tax 1980/81 and subsequent tax years</i>
1. Person (other than a company)	first P 3 000	10%
	next P 4 000	20%
	next P 4 000	30%
	next P 6 000	40%
	next P 8 000	50%
	next P20 000	60%
	exceeding P45 000	65%
2. Resident company	all taxable income	35%
3. Non-resident company	all taxable income	35%
4. Botswana Meat Commission	all taxable income	35%”.

*L2/4/642 II*

*Bill No. 34 of 1980*

# **COURT OF APPEAL (AMENDMENT) BILL, 1980**

*(Published on 10th October, 1980)*

## **MEMORANDUM**

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

2. Under section 4 of the Court of Appeal Act (Cap. 04:01) the number of Justices of Appeal which can be appointed to the Court of Appeal is 4. The full complement of Justices of Appeal including the President of the Court is therefore 5. Under section 9 (2) of the Act certain appeals to the Court are to be heard by a panel consisting of 5 judges. Since the full complement is 5, it means that if any one of the judges is not available the Court cannot sit to hear an appeal under section 9 (2).

3. The object of the Bill is therefore to empower the President to appoint more than 4 Justices of Appeal to ensure the smooth running of the Court.

**D.K. KWELAGOBÉ,**

*Minister of the Public Service and Information.*

## **ARRANGEMENT OF SECTIONS**

### **SECTION**

1. Short title
2. Amendment of section 4 of Cap. 04:01

## **A BILL**

entitled

**An Act to amend the Court of Appeal Act**

*Date of Assent:*

*Date of Commencement:*

**ENACTED** by the Parliament of Botswana.

1. This Act may be cited as the Court of Appeal (Amendment) Act, 1980. Short title

2. The Court of Appeal Act is hereby amended by substituting for section 4 thereof the following new section — Amendment of section

“Composition of Court of Appeal 4. The Court of Appeal shall, in addition to the judges provided for it under the Constitution, consist of such number of Justices of Appeal as the President may consider necessary to appoint.”. 4 of Cap. 04:01

*L2/7/634 I*