



REPUBLIC OF BOTSWANA

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Government Notice No. 171 of 2018

IMMIGRATION ACT
(Cap. 25:02)

IMMIGRATION (VISA) REGULATIONS
(Cap. 25:02 (Sub. Leg.))

Declaration of persons required to obtain a Visa to enter Botswana

NOTICE IS HEREBY GIVEN that in accordance with regulation 5 of the Immigration (Visa) Regulations, the Minister of Nationality, Immigration and Gender Affairs hereby declares that the person listed in the first column of the Schedule hereto whose nationality is listed in the second column is to obtain a visa to enter Botswana —

SCHEDULE

<i>Name</i>	<i>Nationality</i>
Penuel Mnguni	South African

DATED this 15th day of March, 2018.

EDWIN J. BATSHU,
*Minister of Nationality, Immigration and Gender
Affairs.*

Government Notice No. 172 of 2018

CONSTITUTION OF BOTSWANA

Remission of Sentences

WHEREAS section 53 of the Constitution of the Republic of Botswana provides that the President may remit the whole or part of any punishment imposed on any person for any offence;

AND WHEREAS on 31st March, 2018 marks my last day in office as the President of Botswana and I consider it desirable to encourage good behavior and discipline on the part of persons convicted of offences;

AND WHEREAS I intend as a gesture of GOODWILL and MERCY, having taken cognisance of the security interests of the nation, to remit in part, punishments imposed on certain prisoners;

NOW THEREFORE, I, LIEUTENANT GENERAL DR. SERETSE KHAMA IAN KHAMA, PRESIDENT OF THE REPUBLIC OF BOTSWANA do by THESE PRESENTS ORDER and PROCLAIM as follows:

1. Eligibility for Release

(a) Extra Mural Labour

Convicts serving extra mural labour who have served half of their sentences shall be released;

(b) First Offenders

- i. First offenders serving a determinate term of imprisonment and having already served half of the sentence before remission as at 28th February, 2018 shall be released, except those who are serving sentences for offences listed in the Schedule;
- ii. First offenders, who have not served half of their sentences as at 28th February, 2018 except for those serving sentences for offences listed in the Schedule, shall have a third of the remaining portion of their sentence remitted;
- iii. First offenders above 65 years of age serving for offences listed in the Schedule and having already served half of the sentence before remission as at 28th February, 2018 shall be released.

2. Eligibility and conditions of release
 - (a) Convicts sentenced after the 28th February, 2018 shall not qualify for remission of their sentences under this particular dispensation;
 - (b) Remission will only be awarded for the offences that the offender is currently serving. A prisoner with any pending criminal cases against him or her will not benefit from remission;
 - (c) A prisoner with pending cases for any prison offences will only benefit from remission in the event that he or she is acquitted;
 - (d) Convicts should not have been convicted of any offence under the Prisons Act (Cap. 21:03) in the 6 months immediately preceding 28th February, 2018;
 - (e) Convicts who were at large, had absconded from extra mural labour, or were out on bail as of 28th February, 2018 shall not benefit from remission;
 - (f) Convicts who had been recalled to prison after committing an offence whilst on extra mural labour during the current sentences shall not qualify;
 - (g) Convicts who commit an offence whilst on remission shall be recalled to prison to serve the remaining portion of the sentence remitted, which shall be consecutive to the sentence of imprisonment subsequently awarded;
 - (h) Convicts should not have escaped from lawful custody in the 12 months immediately preceding 28th February, 2018. This also applies to those who would have been recaptured during the 12 months immediately preceding 28th February, 2018;
 - (i) Convicts must be willing to be released and undertake to comply with the conditions of release;
3. Ineligibility for future Presidential remission
 - (a) Convicts who have been recalled to prison for committing an offence after benefiting from remission may not be considered for any future Presidential remissions;
 - (b) Ex-convicts who have benefited from remission, and subsequently commit an offence may not be considered for any future Presidential remission;
4. Suspended Sentences and Compensation Orders
Remission shall not apply to any suspended sentences and compensation Orders that may have been issued by the courts.
5. Foreign Prisoners
Foreign convicts awarded the remission shall only be released after all necessary procedures for their return to their countries of origin have been finalised.
6. Application of the Criminal Procedure and Evidence Act
All remissions shall be implemented in accordance with the Penal Code (Cap. 08:01) and the Criminal Procedure and Evidence Act (Cap. 08:02).

SCHEDULE

Attempted Murder
 Attempted Rape
 Arson
 Causing Death by dangerous, drunken and reckless driving
 Dealing in diamonds and other precious stones
 Dealing in hard drugs
 Defilement
 Incest
 Manslaughter
 Murder
 Money Laundering
 Motor vehicle theft
 Offences related to Wildlife
 Rape
 Robbery
 Stock theft
 Terrorism
 Threat to kill
 Treason

THUS DONE and SIGNED under my HAND and SEAL this 15th day of March, 2018.

LIEUTENANT GENERAL DR. SERETSE KHAMA IAN KHAMA,
President.



ADV. ABRAHAM KEETSHABE,
Custodian of the Public Seal.