

BECHUANALAND PROTECTORATE.

No. 27 OF 1931.

[Promulgated 31st July, 1931.]

PROCLAMATION

BY HIS EXCELLENCY THE HIGH COMMISSIONER
Amending the Bechuanaland Protectorate Radio
Proclamation No. 10 of 1927.

Whereas it is desirable to amend the Bechuanaland Protectorate Proclamation No. 10 of 1927 (hereinafter referred to as the "principal law");

Now therefore under and by virtue of the powers in me vested I do hereby declare, proclaim and make known as follows:—

1. Section *ten* of the principal law is hereby amended by the insertion after the word "eight" of the words "and any fine recovered under sub-section (1) of section *thirteen*", and by the insertion after the word "each" of the words "fine or".

2. Section *eleven* of the principal law is hereby amended—

(a) by the insertion after the word "licence" where it appears for the first time of the words "or permit"; and

(b) by the insertion after the word "licence" where it appears for the second time of the words "or permit on the premises where the apparatus to which it refers, is installed".

3. Section *twelve* of the principal law is hereby amended by the insertion after the word "radio" where it appears for the first time, of the words "or possessed by any person under permit issued in terms of section *fourteen*".

4. Section *thirteen* of the principal law is hereby repealed and the following section substituted therefor:—

13. (1) Any person who erects, maintains, uses or has in his possession any radio apparatus without an appropriate licence or permit as required by this Proclamation, shall be guilty of an offence, and on conviction shall be liable to the penalties set forth in section *nineteen*, and in addition to a fine equalling the amount of the fee payable for one year for a licence in respect of such apparatus.

(2) No person shall sell, give or in any manner whatever supply any radio apparatus to any other person unless he holds a licence to deal in, or a permit to transfer such radio apparatus, issued by the Postmaster-General. Such licences, each of which shall expire on the thirty-first day of December next succeeding the date of its issue, and such permits may be granted free of charge by the Postmaster-General.

(3) A person licensed under sub-section (2) to deal in radio apparatus shall not sell, give, or in any manner supply any radio apparatus—

(a) to any person who is not the holder of an experimenter's licence issued under section *six*, a broadcasting licence issued under section *seven*, or a listener's licence issued under section *eight*; and

(b) unless he keeps a true record of such transaction by means of an invoice written by him or under his direction and signed by him at the time of the transaction, setting out the date of the transaction, his name and address and the name and address of the person supplied.

One copy of such invoice shall be retained by the licensee supplying the apparatus and he shall exhibit it for inspection on demand by any person duly authorized by the Postmaster-General to make such demand, one copy shall at the time of the transaction be handed by him to the person supplied, and one copy shall be forwarded by him to the Postmaster-General within seven days of the transaction.

(4) Any person contravening or failing to comply with any provision of sub-section (2) or (3) shall be guilty of an offence.

5. Paragraph (c) of section *eighteen* of the principal law is hereby amended by the deletion of the words "under this Proclamation fails to exhibit such licence" and the substitution therefor of the words "or permit under this Proclamation, refuses to allow any inspection referred to in section *twelve* or obstructs or prevents any such inspection or fails to exhibit such licence or permit".

6. Section *nineteen* of the principal law is hereby amended by the insertion after the word "licence" wherever it appears of the words "or permit".

7. Section *twenty* of the principal law is hereby amended by the insertion of the following new definition after the definition of the word "radio":—

"Radio apparatus" means any radio aerial, radio crystal set, radio loudspeaker or radio telephone receiver and includes any other article used for radio which the High Commissioner has from time to time declared by notice in the *Gazette*, to be a radio apparatus, provided that the High Commissioner may at any time by like notice cancel any such declaration.

8. This Proclamation may be cited as the Bechuanaland Protectorate Radio Amendment Proclamation 1931 and shall have force and take effect from the date of its publication in the *Gazette*.

GOD SAVE THE KING.

Given under my Hand and Seal at Capetown this Twenty-fifth day of July, One thousand Nine hundred and Thirty-one.

H. J. STANLEY,
High Commissioner.

By Command of His Excellency the
High Commissioner.

SHIRLEY EALES,
for Imperial Secretary.