

*Repealed by Proc  
18/11/1920*

**BECHUANALAND PROTECTORATE.**

No. 52 of 1932.

(Promulgated 18th November, 1932.)

**PROCLAMATION**

BY HIS EXCELLENCY THE HIGH COMMISSIONER

amending the Proclamation of the 12th December, 1892, in regard to the registration and possession of any revolver or pistol in the Bechuanaland Protectorate.

Whereas it is desirable to amend the Proclamation of the 12th December, 1892 (hereinafter called the said Proclamation) in regard to the registration and possession of any revolver or pistol in the Bechuanaland Protectorate (hereinafter called "the Territory"):

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

1. For the purpose of the said Proclamation the word "gun" where used in the said Proclamation shall not be taken to include a revolver or pistol.

2. No person shall have in his custody or possession any revolver or pistol without a licence signed by a Magistrate, and any person who shall have in his custody or possession any revolver or pistol without a licence shall be guilty of an offence and shall be liable on conviction to a fine not exceeding ten pounds or in default of payment to imprisonment with or without hard labour for a period not exceeding one month, or to both such fine and such imprisonment; Provided always that nothing in this section contained shall be deemed to apply to any licensed dealer or to any person who is entrusted by a licence holder with the temporary use or custody of any revolver or pistol mentioned in such licence; Provided further that any person who by the death of a licence holder shall become entitled to possess such revolver or pistol as is named in such licence shall be free from the obligation to obtain a licence therefor until one month after the date of such revolver or pistol coming into his possession.

3. Every licence shall be in the form set forth in the First Schedule to this Proclamation and shall be issued by the Magistrate on application but the Magistrate may refuse such application without assigning any reason for his refusal.

4. There shall be payable for any licence for any revolver or pistol the fee of five shillings.

5. Every licence shall remain valid so long as the revolver or pistol in respect of which such licence was issued shall not have been transferred by the licence holder to any person except for such temporary use or custody as is mentioned in section two of this Proclamation.

6. Every Magistrate shall keep a register of any licences issued by him in such form and manner as the Resident Commissioner may from time to time prescribe and it shall be lawful for an European Police Officer not below the rank of sergeant, or any other European Police Officer authorized in writing by such first named officer, to inspect such register at any time during office hours and to take any copy or extract therefrom.

7. If any licence shall be lost, defaced or destroyed any Magistrate in the magisterial district in which the person to whom such licence was issued resides shall on application by such person and on such Magistrate being satisfied of the fact of such loss, defacement or destruction grant to such person a certificate in the form set forth in the Second Schedule to this Proclamation and such certificate shall be of the same validity as the licence so lost or defaced or destroyed.

8. (1) No person shall import into the Territory any revolver or pistol or ammunition therefor without an importer's licence signed by the Magistrate.

(2) Any person who contravenes the provisions of this section shall be guilty of an offence and shall be liable on conviction to a fine not exceeding ten pounds or in default of payment to imprisonment with or without hard labour for a period not exceeding one month or to both such fine and such imprisonment.

9. Any person who shall deal in revolvers or pistols or revolver or pistol ammunition without a dealer's licence issued under the provisions of the Proclamation of the 10th June, 1891, shall be liable to the penalties set forth in section *thirty-seven* of that Proclamation.

10. (1) In any prosecution under this Proclamation the burden of proving any fact which would be a defence to the charge made shall lie upon the person charged.

(2) Any person required by this Proclamation to have any licence shall be deemed to be without such licence unless he shall produce the same to the Court or give other satisfactory proof of possessing the same.

11. Any revolver or pistol the subject of a conviction for any offence against this Proclamation may be confiscated on the order of the Court before which such conviction is obtained.

12. Nothing in this Proclamation contained shall apply to—

(a) any revolver, pistol or ammunition the property of the Government of the Territory temporarily in the possession of—

(1) a police officer;

(2) a person in the employment of the Government of the Territory and authorized in writing by the Resident Commissioner to possess such revolver, pistol or ammunition;

(b) any revolver, pistol or ammunition possessed by and being a part of the prescribed equipment of any police officer.

13. This Proclamation may be cited for all purposes as the Bechuanaland Protectorate Gun Licence Amendment Proclamation, 1932, 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 Pretoria this Fifteenth day of November One thousand Nine hundred and Thirty-two.

H. J. STANLEY,  
High Commissioner.

By Command of His Excellency the  
High Commissioner.

SHIRLEY EALES,  
Acting Imperial Secretary.

#### FIRST SCHEDULE.

##### LICENCE TO POSSESS A REVOLVER OR PISTOL.

Name in full of Licensee.....  
Residence.....  
District.....  
Description of Revolver or Pistol.....  
Marks.....  
Issued at.....  
Date.....

Signed.....

SECOND SCHEDULE.

CERTIFICATE OF LOSS, DEFAACEMENT OR DESTRUCTION  
OF LICENCE.

Whereas on the.....day of.....  
a licence to possess the following revolver or pistol.....  
.....bearing marks.....was issued  
by.....  
to.....  
of.....

And whereas it has been proved to my satisfaction that the  
said licence has been.....

Now I do hereby grant the said.....  
this certificate to be in lieu of the said licence and of the like  
force and effect.

Given under my hand at..... this.....  
day of.....

Signed.....  
Magistrate.