

BECHUANALAND PROTECTORATE.

HIGH COMMISSIONER'S NOTICE

No. 97 of 1941.

It is hereby notified for general information that under and by virtue of the powers vested in him by section *one* of the Bechuanaland Protectorate Emergency Powers (Defence) Proclamation, 1939 (No. 36 of 1939), as amended, His Excellency the High Commissioner has been pleased to make the following Regulations:--

Safeguarding the interests of Employees who Volunteer for Military Service.

1. (1) If any person who is in any employment has, with the approval of the Resident Commissioner, volunteered and been accepted for military service in any of His Majesty's Forces, the employer of that person shall grant him leave of absence for the period during which he is performing such military service and shall take him back into his service on the conditions which would have applied to him if he had not been absent from his employment:

Provided, however, that any such employer may, on just cause being shown to the satisfaction of the District Commissioner of the District, be excused from his obligation to reinstate any such employee.

(2) No employer who has reinstated an employee in accordance with the provisions of the preceding paragraph shall, without just cause, dismiss such employee within a period of twelve months from the date of his reinstatement, and any employee who has been dismissed within that period may apply to the District Commissioner for an order of reinstatement, and the District Commissioner, if satisfied that such a dismissal was without just cause, may make an order directing the employer to reinstate such employee subject to such conditions as the District Commissioner may think fit to impose.

(3) Any decision given or order made by a District Commissioner under the provisions of this Regulation shall, at the option of the employer or the employee, be subject to review by the Resident Commissioner, whose decision shall be final.

Penalties.

2. If any employer whose employee has performed any military service in terms of the preceding Regulation fails to comply with or contravenes any of the provisions thereof or fails to obey any order directed to him by the District Commissioner (or the Resident Commissioner, as the case may be) under paragraph (2) or paragraph (3) thereof, he shall be guilty of an offence and shall be liable on conviction to a fine not exceeding two hundred pounds or to imprisonment for any period not exceeding one year, or to both such fine and imprisonment.

Short Title and Commencement.

3. These Regulations may be cited as the Bechuanaland Protectorate Defence (Amendment) Regulations, 1941, and shall be deemed to have had force and effect as from the fourth day of September, 1939.

By Command of His Excellency
the High Commissioner.

H. E. PRIESTMAN,
Administrative Secretary.

High Commissioner's Office,
Pretoria, 16th June, 1941.