

# BECHUANALAND PROTECTORATE,

No. 49 of 1947.

(Promulgated 25th July, 1947.)

## PROCLAMATION

By His Excellency the High Commissioner

Entitled the Bechuanaland Protectorate Criminal Procedure and Evidence (Amendment) Proclamation, 1947.

Whereas it is expedient to amend the Bechuanaland Protectorate Procedure and Evidence Proclamation, 1938, 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. The following section, numbered *one hundred and seventy-seven A*, is hereby inserted immediately after section *one hundred and seventy-seven* of the principal law:—

New section 177A of Proclamation No. 52 of 1938.

**Attempts, incite-ments, etc., to commit offences.** 177A. (1) Any person who attempts to commit any offence against a statute or a statutory regulation shall be guilty of an offence and, if no punishment is expressly provided thereby for such an attempt, be liable on conviction to the punishment to which a person convicted of actually committing that offence would be liable.

(2) Any person who—

(a) conspires with any other person to aid or procure the commission of or to commit; or

(b) incites, instigates, commands or procures any other person to commit,

any crime or offence, whether at common law or against a statute or statutory regulation, shall be guilty of an offence and liable on conviction to the punishment to which a person convicted of actually committing that crime or offence would be liable."

Short title. 2. This Proclamation may be cited as the Bechuanaland Protectorate Criminal Procedure and Evidence (Amendment) Proclamation, 1947.

GOD SAVE THE KING.

Given under my Hand and Seal at Pretoria this Twenty-first day of July, One thousand Nine hundred and Forty-seven.

E. BARING,  
High Commissioner.

By Command of His Excellency  
the High Commissioner.

H. E. PRIESTMAN,  
Administrative Secretary.