

## BECHUANALAND PROTECTORATE.

No. 66 of 1947.

(Promulgated 5th December, 1947.)

### PROCLAMATION

BY HIS EXCELLENCY THE HIGH COMMISSIONER

Entitled the Bechuanaland Protectorate Game  
(Amendment) Proclamation, 1947.

Whereas it is expedient to amend the Bechuanaland Protectorate Game Proclamation, 1940 (No. 19 of 1940), as amended, 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 *eight* of the principal law is hereby amended by the addition at the end thereof of the following definition:—

"For the purpose of this section 'resident' shall mean any person who in the opinion of the Resident Commissioner is a bona fide resident, including the persons referred to in sub-section (3) of section *one* of Proclamation No. 58 of 1935, but excluding the persons referred to in section *two* of the said proclamation."

2. Section *thirteen* of the principal law as amended by Proclamation No. 25 of 1944 and by Proclamation No. 4 of 1945 is hereby amended by deleting the word "gun" wherever that word appears and substituting therefor the word "arms".

3. The principal law is hereby further amended by the addition of a new section:—

"19(*bis*). (1) The owner or occupier of any land or his European agent, may without a search warrant, search any hut, tent, camping place, vehicle or receptacle whatever on that land, and any European Police Officer may, without a search warrant, search any hut, tent, camping place, vehicle or receptacle belonging to or in the

possession, occupation or custody of a person other than the owner or occupier of the land on which the search is effected, if in either case the person effecting the search has reason to suspect that the place or article in question contains any game or any part of the carcase of game.

(2) Any person who obstructs any person mentioned in sub-section (1) in effecting any search shall be guilty of an offence."

Preservation of game on private land.

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 Section *twenty-four* of the principal law is hereby repealed and the following section substituted therefor:—

"(1) Where the owner or occupier of any private lands or any person who has acquired a right to hunt or kill game on such lands has given notice in the *Gazette* or in a newspaper circulating locally that he is desirous of preserving the game thereon, no person shall enter on such land with gun or dog or otherwise for the purpose of hunting any game without the written permission of the person who gave such notice.

(2) If any person conveys in any motor vehicle or other vehicle any firearm (otherwise than in a securely fastened cover or case) along any road traversing land in any locality where game is, or is likely to be present, and such person is not the owner or occupier of such land, or has not the right to hunt game or any other animal on such land, he shall be guilty of an offence.

(3) Any person who contravenes the provisions of this section shall, unless the person who gave the notice referred to in sub-section (1) shall have subsequently given permission in respect of such contravention, be guilty of an offence and shall be liable on conviction in a subordinate court to a fine not exceeding seventy-five pounds for a first offence and one hundred and fifty pounds for any subsequent offence, or, in default of payment to imprisonment with or without hard labour for any period not exceeding twelve months, or to both such fine and imprisonment."

Increase of general penalties.

5. Section *thirty* of the principal law is hereby amended by the addition at the end thereof of the words:—

"or to both such fine and imprisonment."

6. This Proclamation may be cited as the <sup>Short title</sup> Bechuanaland Protectorate Game (Amend-<sup>and com-</sup>ment) Proclamation, 1947, and shall have <sup>mencement.</sup> force and take effect from the date of publication in the *Gazette*.

GOD SAVE THE KING.

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

E. BARING,  
High Commissioner.

By Command of His Excellency  
the High Commissioner.

H. E. PRIESTMAN,  
Administrative Secretary.