

Statutory Instrument No. 25 of 1968

THE REFUGEES (RECOGNITION AND CONTROL) ACT, 1967

THE REFUGEES (RECOGNITION AND CONTROL) REGULATIONS, 1968

In the exercise of the powers vested in him by section 14 of the Refugees (Recognition and Control) Act, 1967 (No. 8 of 1967) the Minister of State hereby makes the following regulations —

Citation

1. These regulations may be cited as the Refugees (Recognition and Control) Regulations, 1968.

Interpretation

2. In these regulations —

“form” means form prescribed in the Schedule.

Quorum of Refugee Advisory Committee

3. The quorum of a Refugee Advisory Committee shall be the Chairman and two members.

Witness Fees

4. A witness who is summoned before a Refugee Advisory Committee under section 5 (1) of the Act shall be entitled to witness fees at the rate prescribed for witnesses appearing in criminal prosecutions before a subordinate court.

Prescribed Forms

5. (1) A notice for the purposes of section 5(1) (a) of the Act shall be in Form A.
- (2) A notice for the purposes of section 5(1) (b) of the Act shall be in Form B.
- (3) A notice for the purposes of section 5(1) (d) of the Act shall be in Form C.
- (4) A warrant for the purposes of section 6(b) of the Act shall be in Form D.
- (5) A direction by the Minister under section 9(2) of the Act shall be in Form E.

SCHEDULE

Form A

REPUBLIC OF BOTSWANA

SUMMONS

TO APPEAR BEFORE A REFUGEE ADVISORY COMMITTEE

(Section 5(1) (a) of the Refugees (Recognition and Control) Act, 1967)

To:

of:

.....
.....

You are notified that you are hereby required and directed to appear before the
Refugee Advisory Committee at
on the day of
at for the purpose of assisting the said Refugee Advisory
Committee in making enquiry under the provisions of section 4 of the Refugees (Recogni-
tion and Control) Act, 1967.

In accordance with the provisions of section 5 of the said Act you are hereby further
notified that at such enquiry you are entitled to appear before the Committee and make
representations concerning your case to it.

GIVEN under my hand this day of 19.

.....
Chairman*/Secretary*

* Delete whichever is inapplicable

NOTE: Failure to comply with this summons is a criminal offence for which the offender
is liable to a fine of R500 or to imprisonment not exceeding six months or to both such
fine and such imprisonment.

REPUBLIC OF BOTSWANA
SUMMONS
TO APPEAR AS A WITNESS BEFORE A REFUGEE ADVISORY
COMMITTEE AND TO PRODUCE SPECIFIED DOCUMENTS
(Section 5(1) (b) of the Refugees (Recognition and Control)
Act, 1967)

To:
of:
.....
.....

You are notified that you are hereby required and directed to appear before the.....
Refugee Advisory Committee at.....
on the day of.....
at.....for the purpose of assisting the said Refugee Advisory
Committee in making enquiry under the provisions of section 4 of the Refugees (Recogni-
tion and Control) Act, 1967, into the case of.....
.....
.....

GIVEN under my hand this day of 19.....

.....
Chairman*/Secretary*

* Delete whichever is inapplicable

NOTE: Failure to comply with this summons is a criminal offence for which the offender is liable to a fine of R500 or to imprisonment not exceeding six months or to both such fine and such imprisonment.

Form C

NOTICE CALLING UPON A PERSON TO GIVE WRITTEN EVIDENCE
OR PRODUCE DOCUMENTS TO A REFUGEE ADVISORY COMMITTEE

(Section 5(1) (d) of the Refugees (Recognition and Control)
Act, 1967)

To:.....
of:
.....
.....

I am directed by the.....Refugee Advisory Committee to require
you to furnish to the Committee at.....on or before the.....
the following information touching the case of.....
.....

Such information shall be in the form of a statutory declaration*/in writing.*

You are further directed to produce to the said Committee at.....
on or before the.....
the following documents which the said Committee believe to be in your possession or
under your control and which, in the opinion of the said Committee, may be relevant at
the enquiry —

for and on behalf of the.....
Refugee Advisory Committee

.....
Chairman*/Secretary*

* Delete whichever is inapplicable

NOTE: Failure to comply with this notice is a criminal offence for which the offender is
liable to a fine of R500 or to imprisonment not exceeding six months or to both such
fine and such imprisonment.

Form D

**WARRANT OF DETENTION UNDER SECTION 6 OF THE REFUGEES
(RECOGNITION AND CONTROL) ACT, 1967**

To (Officer-in-Charge of
..... prison or other place
..... of detention)
.....

WHEREAS
being an immigrant as defined in section 2 of the Refugees (Recognition and Control)
Act, 1967 was summoned on the day of 19...
to appear before the Refugee Advisory Committee,

NOW, THEREFORE, this is to authorize you by virtue of the powers vested in me by
section 6 of the said Act to take into your custody the said
..... and to detain him for a period of 28 days from the date
of such summons unless sooner required to be released by me.

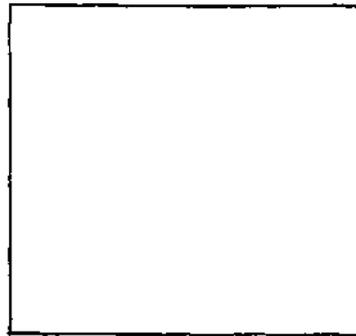
Dated at this day
of 19....

.....
Immigration Officer

DIRECTION OF THE MINISTER IN ACCORDANCE WITH THE
PROVISIONS OF SECTION 9(2) OF THE REFUGEES
(RECOGNITION AND CONTROL) ACT, 1967

NAME.....

Photograph/and/or Thumb Print



WHEREAS you have been declared to be a Political Refugee under the provisions of section 8 of the Refugees (Recognition and Control) Act;

AND WHEREAS you are liable to removal from Botswana under the provisions of the Immigration (Consolidation) Law, 1966;

AND WHEREAS the Minister of State is of the opinion that delay is likely to occur before such removal may be effected;

NOW, THEREFORE, you are hereby given notice that the Minister of State has directed in accordance with the provisions of section 9(2) of the Act, that you shall not be detained pending your removal in accordance with the provisions of that section but that you shall, while you remain in Botswana, be subject to the following conditions —

Date of issue of the direction.....

NOTE: This direction may be withdrawn or modified at any time.

In accordance with the provisions of section 11 of the Act, the case of a recognized political refugee is subject to revision every six months.

P.J. HEADY,
for Permanent Secretary

Office of the President,
GABERONES.
21st March, 1968.