

**THE JUDGES (SALARIES & ALLOWANCES) (AMENDMENT)
ACT, 1969**

No. 29



of 1969

AN ACT TO AMEND THE JUDGES (SALARIES AND ALLOWANCES) ACT, 1968.

Date of Assent: 18. 8. 69.

Date of Commencement: 18. 8. 69.

ENACTED by the Parliament of Botswana.

Short Title and Commencement

1. This Act may be cited as the Judges (Salaries and Allowances) (Amendment & Supplementary Provisions) Act, 1969.

Amendment of the Schedule to Act No. 52 of 1968

2. The Schedule to the Judges (Salaries and Allowances) Act, 1968, is amended by the deletion of paragraph 2 and the substitution of —

“2. The gratuity shall accrue —

- (a) periodically, on a date to be nominated on each occasion by the judge, being a date on which the judge has held office for not less than two years since the date on which he assumed the same or on which the gratuity last accrued;
- (b) upon the vacation of office by the judge —
 - (i) on attaining the retiring age prescribed by or under section 98(1) of the Constitution;
 - (ii) if that age is greater than 62 years, on the day on which the judge attains the age of 62 years after giving six months notice of retirement;
 - (iii) on medical grounds; or
- (c) upon the death of the judge while holding office.”

Saving

3. The provisions of paragraph 2(b) (ii) of the Schedule to the principal law (as inserted by section 2 of this Act) shall have effect in relation to any person who immediately before the commencement of this Act holds or is acting in the office of Chief Justice or puisne judge as if the words "after giving six months notice of retirement" were omitted.

Passed by the National Assembly this day, the 13th August, 1969.

G.T. MATENGE
Clerk of the National Assembly.