

Statutory Instrument No. 87 of 1969

THE LEGAL PRACTITIONERS ACT, 1967

**THE LEGAL PRACTITIONERS (ADVOCATES, NOTARIES AND CONVEYANCERS)
RULES, 1969**

(Published on 12th September, 1969)

It is notified for general information that in the exercise of the powers vested in him by Section 29 of the Legal Practitioners Act, 1967 (No. 34 of 1967), the Chief Justice, with the approval of the Minister of State, has made the following rules –

Citation

1. These rules may be cited as the Legal Practitioners (Advocates, Notaries and Conveyancers) Rules, 1969.

Legal Practitioners : Advocates

2. For the purposes of section 8 (c) (ii) of the Legal Practitioners Act, 1967 (hereinafter referred to as the principal law), the degree of Bachelor of Laws of any University of the United Kingdom of Great Britain and Northern Ireland shall be a prescribed degree:

Provided that in addition an applicant shall have passed a local examination covering the following fields –

- (i) Practice and procedure in the High Court.
- (ii) Practice and procedure in the subordinate courts.
- (iii) The constitution and jurisdiction of the customary courts.
- (iv) An elementary knowledge of the scope and content of Botswana statutory law.

Legal Practitioners : Notaries

3. For the purposes of section 11 (a) (ii) of the principal law the examination in the practice, functions and duties of a Notary Public shall comprehend –

- (i) An elementary knowledge of the history of the office of notary public.
- (ii) A working knowledge of the various laws (as amended) listed below, with particular reference to the functions of a notary public –

The Wills Proclamation, Cap. 87

The Succession Proclamation, Cap. 85

The Administration of Estates Proclamation, Cap. 83

The Marriage Proclamation, Cap. 144

The Bills of Exchange Law, 1964

The Deeds Registry Proclamation, 1960

The Insolvency Law, 1961

The Prescription Proclamation, 1959

The Authentication of Documents Law, 1964.

- (iii) A practical examination in the preparation of –
 - Wills
 - Trust Deeds
 - Ante Nuptial Contracts
 - Surety Bonds
 - Deeds of Donation
 - Deeds of Separation *a mensa et thoro*

Legal Practitioners: Conveyancers

4. For the purposes of section 11 (6) (ii) of the principal law the examination in the practice, functions and duties of a Conveyancer shall comprehend –

- (i) An elementary knowledge of the history of land and debt registration in Southern Africa.
- (ii) A working knowledge of the Deeds Registry Proclamation, 1960, and the regulations made thereunder.
- (iii) The preparation of deeds, powers of attorney and other documents lodged for execution, registration or record.

Examining Body

5. The examinations shall be conducted by the Legal Practitioners' Committee established under section 25 of the principal law.

P.L. STEENKAMP,
Acting Permanent Secretary.

Office of the President,
GABORONE.
29th August, 1969.
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