

Statutory Instrument No. 21 of 1969.

**THE REVISED EDITION OF LAWS ACT,
1968**

**REVISED EDITION OF LAWS (CIVIL AVIATION
ACT) ORDER, 1969**

(Published 21st February, 1969)

In the exercise of the powers vested in him by section 8 of the Revised Edition of Laws Act, 1968 (No. 50 of 1968) His Excellency the President hereby makes the following Order —

Citation

1. This Order may be cited as the Revised Edition of Laws (Civil Aviation Act) Order, 1969.

Amendment of 12, 13 & 14 Geo. 6. c. 67

2. The Civil Aviation Act, 1949, as applied in Botswana by virtue of the provisions of the Colonial Civil Aviation (Application of Act) Order, 1952, as amended (S.I. 1952 No. 868) (hereinafter referred to as the principal law) is amended —

- (a) by the deletion of "the Colony" wherever it appears, and the substitution of "Botswana";
- (b) by the deletion of "The Governor may, with the approval of the Secretary of State" wherever it appears, and the substitution of "The Minister may";
- (c) by the deletion of "Governor" wherever it appears, and the substitution of "Minister";
- (d) by the deletion of "Order in Council" wherever it appears and the substitution of "order";
- (e) by the deletion of "British aircraft" wherever it appears and the substitution of "Botswana aircraft".

Amendment of Section 8 of 12, 13 & 14 Geo. 6 c. 67

3. Section 8 of the principal law is amended —

- (a) by the deletion of "Her Majesty may by Order in Council" wherever it appears, and the substitution of "The President may by order in the Gazette";
- (b) in subsection (1) by the deletion of "Her" and the substitution of "him";
- (c) in paragraph (k) of subsection (2) by the deletion of "Her Majesty in Council" and the substitution of "the President by order in the Gazette";
- (d) by the deletion of "Her Majesty in Council" wherever it appears thereafter and the substitution of "the President".

Amendment of Section 9 of 12, 13 & 14 Geo. 6 c. 67

4. Section 9 of the principal law is amended —

- (a) by the deletion in subsection (1) of "Her Majesty's naval, military or air forces" and the substitution of "the armed forces of Botswana";

(b) in subsection (3) by the deletion of "or other chief judicial officer of the Colony".

Amendment of Section 10 of 12, 13 & 14 Geo. 6 c. 67

5. Section 10 of the principal law is amended in subsection (2) by the deletion of the proviso thereto.

Amendment of Section 11 of 12, 13 & 14 Geo. 6 c. 67

6. Section 11 of the principal law is amended in subsection (2) by the deletion of "Her Majesty in Council" and the substitution of "the President".

Amendment of Section 14 of 12, 13 & 14 Geo. 6 c. 67

7. Section 14 of the principal law is amended in the proviso to subsection (1) by the deletion of "British subject or a British protected person resident in the Colony or a citizen of the Republic of Ireland resident in the Colony or a body corporate incorporated under the law of the Colony", and the substitution of "Botswana citizen or a body corporate incorporated under the law of Botswana".

Amendment of Section 27 of 12, 13 & 14 Geo. 6 c. 67

8. Section 27 of the principal law is amended in subsection (3) by the deletion of "or other chief judicial officer of the Colony".

Amendment of Section 40 of 12, 13 & 14 Geo. 6 c. 67

9. Section 40 of the principal law is amended in subsection (1) by the deletion of "or order".

Amendment of Section 49 of 12, 13 & 14 Geo. 6 c. 67

10. Section 49 of the principal law is amended in subsection (2) by the deletion of "demised" and the substitution of "transferred".

Amendment of Section 53 of 12, 13 & 14 Geo. 6 c. 67

11. Section 53 of the principal law is amended in subsection (3) —

(a) by the deletion of "Her Majesty by Order in Council", and the substitution of "the President by order in the *Gazette*";

(b) by the deletion of "Her Majesty may by Order in Council" and the substitution of "the President may by order in the *Gazette*".

Amendment of Part VI of 12, 13 & 14 Geo. 6 c. 67

12. Part VI of the principal law is amended by the deletion of "Her Majesty in Council" and "Her Majesty" wherever these appear, and the substitution of "the President".

Amendment of Section 57 of 12, 13 & 14 Geo. 6 c. 67

13. Section 57 of the principal law is amended by the deletion of subsection (2).

Amendment of Section 59 of 12, 13 & 14 Geo. 6 c. 67

14. Section 59 of the principal law is amended —

(a) in subsection (1) —

(i) in paragraph (b) by the deletion of "British subjects, British protected persons

or citizens of the Republic of Ireland" and the substitution of "Botswana citizens";

(b) by the deletion of subsection (2).

Amendment of Section 61 of 12, 13 & 14 Geo. 6 c. 67

15. Section 61 of the principal law is amended in subsection (1) by the deletion of "service of Her Majesty" and the substitution of "service of the State".

Amendment of Section 62 of 12, 13 & 14 Geo. 6 c. 67

16. Section 62 of the principal law is amended by the deletion in subsection (2) of all words following "aircraft".

Amendment of Section 63 of 12, 13 & 14 Geo. 6 c. 67

17. Section 63 of the principal law is amended in subsection (1) —

(i) in the definition of "Botswana aircraft" by the deletion of "any part of Her Majesty's Dominions" and the substitution of "Botswana";

(ii) in the definition of "land" by the deletion of "includes any estate or other interest in land and any easement" and the substitution of "includes any interest in land and any servitude".

Cancellation of Schedule II of 12, 13 & 14 Geo. 6 c. 67

18. Schedule II of the principal law is cancelled.

A.M. MOGWE,
Permanent Secretary to the President.

GABERONES.
5th February, 1969.