

THE PUBLIC SERVICE (AMENDMENT) ACT, 1972

No. 40



of 1972

AN ACT TO AMEND THE PUBLIC SERVICE ACT, 1970

Date of Assent: 30.12.72.

Date of Commencement: 5.1.73

ENACTED by the Parliament of Botswana.

1. This Act may be cited as the Public Service (Amendment) Act, 1972, and shall be read and construed as one with the Public Service Act, 1970, hereinafter referred to as the principal Act.

Short title

2. Section 13 of the principal Act is amended as follows:

Amendment
of section 13
of Act No. 26
of 1970

(i) by the insertion immediately after subsection (1) of two new subsections as follows —

“(1A) In this section “appointing authority” shall not include a person to whom powers to appoint to public office have been delegated under section 6.

(1B) Where but for the provisions of subsection (1A) a person who has been delegated powers to appoint to public office would have power to confirm, extend or terminate a probationary period under this section such power shall be exercised by the Director of Personnel.”; and

(ii) by the addition immediately after subsection (6) of a new subsection as follows —

“(7) Notwithstanding anything contained elsewhere in this section or in any other written law an officer shall remain on probation unless and until he is informed in writing by the appointing authority that —

(a) he is confirmed in such officer; or

(b) his appointment in such office is terminated.”.

Passed by the National Assembly this 19th day of December, 1972.

I.P. GONTSE,
Clerk of the National Assembly.