

Statutory Instrument No. 159 of 1976

REVISION OF THE LAWS ACT
(Cap. 01:02)

RECTIFICATION OF THE LAWS ORDER, 1976

(Published on 26th November, 1976)

IN EXERCISE of the powers conferred by section 14 of the Revision of the Laws Act, the Law Revision Commissioner hereby makes the following Order –

1. This Order may be cited as the Rectification of the Laws Order, 1976. Citation

2. Errors appearing in the Laws of Botswana specified in the first column of the Schedule are rectified in the manner respectively set out in relation thereto in the second column of the said Schedule. Rectification of errors

SCHEDULE

<i>Law</i>	<i>Manner of rectification</i>
Botswana Emblems Law (Cap. 03:04)	For page A.1 substitute new pages A.1-A.2 attached hereto.
Inquests Act (Cap. 07:01)	In section 15 for "188 (1)" substitute "201 (1)".
Penal Code (Cap. 08:01)	In section 115 (1) after "court or tribunal" insert "or before any person empowered to administer an oath or affirmation".
Criminal Procedure and Evidence Act (Cap. 08:02)	In proviso to section 227 (1) delete the word "or" appearing between paragraphs (ii) and (iii).
State Land Act (Cap. 32:01)	Delete section 7 (3).
Chieftainship Act (Cap. 41:01)	On page A.1 for "section 17" substitute "section 16".
Companies Act (Cap. 42:01)	(1) In section 124 (2) (c) for "office" substitute "officer"; (2) in section 308 for "313", wherever it appears, substitute "314".
Building Societies Act (Cap. 42:02)	(1) In marginal note to section 66 for "directo" substitute "director"; (2) in marginal note to section 73 for "act" substitute "Act"; (3) in section 83 for "Notice" substitute "notice published".
Co-operative Societies Act (Cap. 42:03)	(1) In section 10 (3) for "Law" substitute "Act"; (2) in section 11 (2) delete "on conviction"; (3) in section 12 (2) delete "on conviction"; (4) on page 11 for "Cap. 43:02" substitute "Cap. 42:03"; (5) in section 37 for "on conviction to a fine of R400 or, in default of payment thereof, to imprisonment for one year, and to such imprisonment" substitute "to a

- fine of P400 and to imprisonment for one year”;
- (6) in section 40 for “Law” substitute “Act”;
- (7) in section 50 for “Law” substitute “Act”;
- (8) in section 50 (1) for “Law” substitute “Act”; and
- (9) in section 52 (2) delete “on conviction”.
- Employment Act**
(Cap. 47:01)
- (1) In section 138 (1) for “R1 000 and to imprisonment for one year” substitute “P200 and to imprisonment for three months”;
- (2) on page A.9, in the Employment (Protection of Wages Exclusion) Notice, insert “Part V of” after “all the provisions of”.
- Customs and Excise Duty Act**
(Cap. 50:01)
- (1) In section 2 –
- (a) in definition of “entry for home consumption” for “3, 4, 6 or 7” substitute “3, 4, 6, 7 or 9”; and
- (b) in definition of “excise value” for “71” substitute “70”;
- (2) in section 14 (1) delete marginal note “78 of 1970”;
- (3) in section 17 (8) for “77 (18)” substitute “76 (19)”;
- (4) in section 18 (4) (b) for “77 (18)” substitute “76 (18)”;
- (5) in section 19 (2) (b) for “77 (180)” substitute “76 (18)”;
- (6) in section 19 (7) for “82” substitute “81”;
- (7) in section 32 for “64” substitute “63”;
- (8) in section 37 (1) for “77” substitute “76”;
- (9) in section 37 (8) for “77” substitute “76”;
- (10) in section 40 (3) for “section 78” substitute “sections 77 and 78”;
- (11) in section 41 (4) (c) for “section 88 (f) or (g)” substitute “section 87(f) or (g)”;
- (12) in section 45 (1) –
- (a) for “59 (1)” substitute “58 (1)”;
- and
- (b) for “54” substitute “53”;
- (13) in section 47 (2) for “53” substitute “52”;
- (14) in section 48 (6) –
- (a) for “54” substitute “53”; and
- (b) for “56” substitute “55”;
- (15) in section 50 (1) (a) for “51, 52 or 53” substitute “51 or 52”;
- (16) in section 50 (6) (b) for “(6)” substitute “(8)”;

- (17) in section 50 (9) for “, Financial Secretary or Deputy Financial Secretary” substitute “or Permanent Secretary”;
- (18) in section 55 (5) (d) for “68” substitute “67”;
- (19) in section 56 for “56” substitute “55”;
- (20) in section 57 for “56” substitute “55”;
- (21) in section 71 (1) (b) for “70” substitute “72”;
- (22) in section 76 (4) for “57” substitute “56”;
- (23) in section 76 (15) (a) for “5, 6 or 7” substitute “5, 6, 7 or 9”;
- (24) in section 76 (17) -
 - (a) for “5, 6 or 7” substitute “5, 6, 7 or 9”; and
 - (b) for “82, 84, 86, 87 or 88” substitute “81, 84, 85, 86 or 87”;
- (25) in section 76 (19) for “6 or 7” substitute “6, 7 or 9”;
- (26) in section 81 (1) (g) for “55 (6)” substitute “54 (6)”;
- (27) in section 81 (1) (o) for “61 (1), 64 (1) or 77 (19)” substitute “60 (1), 63 (1) or 76 (19)”;
- (28) in section 87 (h) for “75” substitute “74”;
- (29) in section 90 (1) for “92” substitute “91”;
- (30) in section 97 for “91” substitute “90”;
- (31) in section 101 (4) (d) for “82, 85, 86, 87 or 88” substitute “81, 84, 85, 86 or 87”;
- (32) in section 111 (a) delete marginal note “36 of 1972”;
- (33) in section 122 (i) for “59 (2)” substitute “58 (2)”;
- (34) in section 122 (k) for “5, 6 or 7” substitute “5, 6, 7 or 9”.

Income Tax Act (Cap. 52:01)	In Third Schedule, Part V, paragraph 6, for “3” substitute “2”.
Mineral Rights Tax Act (Cap. 52:02)	On page A.9 for “Cap. 52:01” substitute “Cap. 52:02”.
Stamp Duties and Fees Act (Cap. 53:03)	In section 28 (1) delete “President in his”
Finance and Audit Act (Cap. 54:01)	In section 24 (1) (c) for “section 24” substitute “section 25”.
Legal Practitioners Act (Cap. 61:01)	In section 9 (c) (ii) for “section 8 (c)” substitute “section 8 (d)”.
Road Traffic Act (Cap. 69:01)	On page 8 for “(3)” substitute “3”.

MADE this 16th day of November, 1976.

M.D. MOKAMA,
Law Revision Commissioner