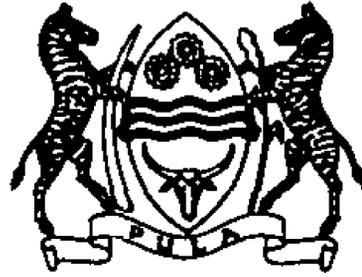


**NATIONAL ASSEMBLY (SALARIES AND ALLOWANCES)
ACT, 1986**

No. 15



of 1986

ARRANGEMENT OF SECTIONS

SECTION

1. Short title and commencement
2. Interpretation
3. Salary and allowances of Speaker and Deputy Speaker
4. Salaries and allowances of Members
5. Payment of pension to spouse of deceased President
6. Allowances exempt from income tax
7. Saving in respect of other allowances
8. Repeal of Cap. 02:04

SCHEDULE

An Act to re-enact with amendments the National Assembly (Salaries and Allowances) Act

Date of Assent: 12.8.86

Date of Commencement: 1.4.86

ENACTED by the Parliament of Botswana.

1. This Act may be cited as the National Assembly (Salaries and Allowances) Act, 1986, and shall be deemed to have come into operation on 1st April, 1986.

2. In this Act, unless the context otherwise requires, —
“Assembly” means the National Assembly;

“Leader of the Opposition” means the person designated by the Speaker of the Assembly as Leader of the Opposition;

“Member” has the meaning assigned to it under section 58 of the Constitution.

3. (1) The Speaker and Deputy Speaker of the National Assembly shall each be paid, from moneys appropriated by law for such purpose, the appropriate salary payable in terms of section 4.

(2) The Speaker and Deputy Speaker shall, in addition, receive the allowance specified in paragraph 8 of the Schedule and shall

Short title
and
commen-
cement
Interpret-
ation

Salary and
allowances
of Speaker
and Deputy
Speaker

Salaries and allowances of Members	<p>be eligible to receive the allowances payable to Members under paragraphs 2 and 3 of the Schedule.</p> <p>4. (1) Members shall be paid, from moneys appropriated by law for such purpose, the salaries and allowances prescribed in the Schedule.</p> <p>(2) The President may, by order published in the Gazette amend paragraph 4 of the Schedule —</p> <p>(a) by varying the allowances prescribed therein in relation to any constituency; or</p> <p>(b) by reclassifying any constituency, that is to say, by removing a constituency from one group to another group of constituency specified in the said paragraph.</p>
Payment of pension to spouse of deceased President	<p>5. (1) The surviving spouse of a President who dies in office shall be paid, from moneys appropriated for such purpose, the pension specified in the Schedule.</p> <p>(2) A pension paid under this section shall be exempt from income tax.</p>
Allowances exempt from income tax	<p>6. The allowances payable or benefits granted in terms of this Act shall be exempt from income tax.</p>
Saving in respect of other allowances	<p>7. Nothing in this Act shall be deemed to prohibit the payment to any member of any subsistence or other allowance in respect of the performance by him of duties as a Minister or Assistant Minister, or as a member of any board or committee appointed to advise any Minister, or for any other purpose.</p>
Repeal of Cap. 02:04	<p>8. The National Assembly (Salaries and Allowances) Act is hereby repealed.</p>

SCHEDULE

(ss. 3 and 4)

Salary	<p>1. (1) Each Member shall receive a salary calculated, in the case of —</p> <p>(a) the President, at the rate of P38 004 per annum;</p> <p>(b) the Vice-President, at the rate of P28 044 per annum;</p> <p>(c) any other Minister, other than an Assistant Minister, at the rate of P21 876;</p> <p>(d) an Assistant Minister, at the rate of P19 608 per annum;</p> <p>(e) the Speaker, at the rate of P14 292 per annum;</p> <p>(f) the Leader of the Opposition, at the rate of P14 292 per annum;</p> <p>and</p> <p>(g) any other member, including the Deputy Speaker, at the rate of P12 852 per annum.</p> <p>(2) A surviving spouse of a President who dies in office shall receive a pension at the rate of P17 376 per annum.</p>
Subsistence allowance	<p>2. Every Member, other than a Minister or an Assistant Minister, shall receive an allowance at the rate of P60 for every day or part thereof exceeding four hours that he is necessarily absent from home in attending any meeting of the Assembly or of any committee thereof.</p>
Transport allowance	<p>3. (1) Every Member, other than a Minister or an Assistant Minister, shall receive an allowance, calculated in accordance with the provisions</p>

of subparagraph (2), in respect of one return journey undertaken by him by the shortest convenient route in his own motor vehicle or by a public road, rail or air service —

- (a) from his home to any meeting of the Assembly, or to any committee thereof of which he is a member held while the Assembly is not sitting; and
- (b) from any such meeting to his home during any adjournment of such meeting of three clear days or longer.

(2) Such allowance shall be —

- (a) where the journey or any part thereof is performed in the Member's own vehicle, at the rate for the time being applicable to public officers;
- (b) where the journey or any part thereof is performed by any public road, rail or air service, a sum equal to the fare actually paid up to a maximum of the ordinary first class fare payable on such service.

4. Every Member shall receive an allowance, calculated as follows — Constituency allowance

(a) for a Member representing one of the following constituencies —

Gaborone South
Gaborone North
Selebi-Phikwe
Specially Elected Member

at the rate of P2 280 per annum;

(b) for a Member representing one of the following constituencies —

Francistown
Ramotswa

at the rate of P2 640 per annum;

(c) for a Member representing one of the following constituencies —

Nkange
Tonota
Mmadinare
Tswapong North
Tswapong South
Mahalapye
Kgatleng and Tlokweng
Kweneng East
Kweneng South
Ngwaketse South
Kanye
Moshupa
Lobatse/Barolong
Mochudi
Molepolole
Serowe South

at the rate of P4 920 per annum;

(d) for a Member representing one of the following constituencies —

Serowe North
Sebina and Gweta
North East
Shoshong
Bobirwa

at the rate of P6 024 per annum;
(e) for a Member representing one of the following constituencies —

Ngami
Ghanzi
Boteti
Maun and Chobe
Kweneng West
Ngwaketse West

at the rate of P7 344 per annum;

(f) for a Member representing one of the following constituencies —

Kgalagadi
Okavango

at the rate of P9 072 per annum;

Duty
allowance

5. Every Member shall receive an allowance of P20 for every sitting of the Assembly during the whole of which he presides in place of the Speaker or the Deputy Speaker.

Termination
allowance

6. (1) Subject to the provisions of subparagraphs (2), (3) and (4), every Member shall, on ceasing to be a Member, receive a termination allowance at the rate of 30% of the aggregate basic salary drawn by him while he was a Member.

(2) No termination allowance shall be payable to a Member who ceases to hold office by virtue of section 68 (1) (b) or (c) of the Constitution.

(3) If a Minister or Assistant Minister ceases to hold office as such, that proportion of the allowance attributable to the difference between his salary as Minister or Assistant Minister, as the case may be, and the salary paid to a Member under paragraph 1 (g) may be withheld, in whole or in part, at the discretion of the President.

(4) There shall be deducted from the terminal allowance payable to a Member any sums due to the Government.

Entertain-
ment
allowance

7. Every Member, other than a Minister or an Assistant Minister, shall receive an entertainment allowance at the rate of P1 200 per annum; and shall, in addition, when he is necessarily absent from Botswana attending a conference, seminar or similar function approved by the President, receive an entertainment allowance at the rate of P50, together with subsistence allowance at the rates payable to public officers, for every day or part thereof.

Allowances
for Speaker
and Deputy
Speaker

8. (1) The Speaker shall receive an allowance calculated at the rate of P2 400.

(2) The Deputy Speaker shall receive an allowance calculated at the rate of P2 184 per annum.

Allowances
for Ministers
and Assistant
Ministers

9. Ministers and Assistant Ministers shall receive such housing, transport, entertainment allowances and other benefits as the President may from time to time determine.

PASSED by the National Assembly this 25th day of July, 1986.

C.G. MOKOBI,
Clerk of the National Assembly.