

BOTSWANA DEFENCE FORCE ACT
(Cap. 21:05)

DEFENCE FORCE (REGULAR FORCE)
(OTHER RANKS) (AMENDMENT) REGULATIONS, 2004
(Published on 28th May, 2004)

ARRANGEMENT OF REGULATIONS

REGULATION

1. Citation
2. Amendment of regulation 52 of Cap. 21:05 (Sub.Leg.)

IN EXERCISE of the powers conferred on the President by section 178 of the Botswana Defence Force Act, the following Regulations are hereby made —

Citation

1. These Regulations may be cited as the Defence Force (Regular Force) (Other Ranks) Regulations, 2004.

Amendment of
regulation 52
of Cap. 21:05
(Sub.Leg.)

2. The Defence Force (Regular Force) (Other Ranks) Regulations are hereby amended by substituting, for regulation 52 thereof, the following new regulation —

“Benefits on
discharge or
dismissal on
prescribed
grounds

52.(1) A member who, under section 23 of the Act (other than on the grounds of medical or physical unfitness occasioned without any misconduct or negligence on his part) or under section 68 of the Act is discharged or dismissed from the Force may be paid —

- (a) if his pensionable service amounts to 10 or more years but less than 20 years, such gratuity as the Commander may determine; or
- (b) if his pensionable service amounts to 20 or more years, such pension, subject to regulation 48(2), as the Commander may determine.

(2) Where the Commander intends to order the forfeiture of the pension or gratuity referred to in subsection (1) or both the pension and the gratuity, the Commander shall —

- (a) inform the member of such intention in writing; and
- (b) give the member reasons for such forfeiture.

(3) Where the Commander gives notice in accordance with subsection (2), the member may, within 14 days of receipt of such notice, give reasons why such order should not be made against him.”

MADE this 12th day of May, 2004.

F.G. MOGAE,
President.