



ARRANGEMENT OF SECTIONS

SECTION

1. Short title
2. Amendment of certain enactments

SCHEDULE

An Act to provide for sundry amendments to certain enactments consequential upon the enactment of the Constitution (Amendment) Act.

Date of Assent: 05.09.06

Date of Commencement: 15.09.06

ENACTED by the Parliament of Botswana.

1. This Act may be cited as the Statute Law (Miscellaneous Amendments) Act, 2006.

Short title

2. In consequence of the enactment of the Constitution (Amendment) Act, 2005, the enactments set out in the first column of the Schedule hereto are amended in the manner indicated in the second column of the Schedule.

Amendment of certain enactments

SCHEDULE

CONSEQUENTIAL AMENDMENTS TO CERTAIN ENACTMENTS

Title of enactment

Amendment

Cap. 02:04
Ministers and National Assembly
Gratuities and Pensions Act

In section 7 (2) thereof —
(a) by inserting, immediately after the words “a Minister” appearing in the third line, the word “or”; and
(b) by deleting the words “or the Attorney-General” which appear therein.

Cap. 04:05
Customary Courts Act

In sections 12 (4) and 13 (d) thereof, by substituting for the words “Attorney-General” which appear in the sections, the words “Director of Public Prosecutions”.

Cap. 05:01
Justices of the Peace Act

In section 11 thereof, by inserting, immediately after the words “Attorney-General” which appear in the section, the words “or the Director of Public Prosecutions”.

Cap. 05:03
Commissioners of Oaths Act

In Part II of the Schedule thereof, by deleting the offices listed under the heading “ATTORNEY-GENERAL’S CHAMBERS” in the first column, and substituting for those offices, the following new offices —

“Attorney-General
Director of Public Prosecutions
Government Attorney
Secretary for Legislative Drafting
Secretary for International Commercial Services
Deputy Director of Public Prosecutions
Deputy Government Attorney
Deputy Secretary for Legislative Drafting
Deputy Secretary for International
Commercial Services
Assistant Director of Public Prosecutions
Assistant Government Attorney
Assistant Secretary for Legislative Drafting
Assistant Secretary for International
Commercial Services
Chief Prosecuting Attorney
Chief Legal Draftsman
All State Counsel
Director of Attorney-General’s
Chambers Management”.

Cap. 07:01
Inquests Act

In section 2 thereof, by substituting for the words “Attorney-General” which appear in the definition of “State Counsel”, the words “Director of Public Prosecutions”.

Cap. 21:03
Prisons Act

In section 79 (5) thereof, by inserting, immediately after the words “Attorney-General” which appear in the section, the words “or the Director of Public Prosecutions”.

Cap. 21:05
Botswana Defence Force Act

In sections 113 (1) proviso (ii) and (3) and 116 (6) and (8) thereof, by substituting for the words “Attorney-General” which appear in the sections, the words “Director of Public Prosecutions”.

Cap. 26:03
Promissory Oaths Act
(as amended by the Constitution)

In the First Schedule thereof, by inserting, in relation to the words “Director of Public Prosecutions” which appear in the first column, the words “Official

(Amendment) (Consequential Provisions) Act, 2005)

Oath” and “Oath of Allegiance” in the second column and the word “President” in the third column.

Cap. 42:03
Building Societies Act

In section 60 thereof, by substituting for the words “Attorney-General” which appear in the section, the words “Director of Public Prosecutions”.

Cap. 48:02
Trade Disputes Act

In section 48 thereof, by substituting for the words “Attorney-General” which appear in the section, the words “Director of Public Prosecutions”.

Cap. 52:01
Income Tax Act

In section 5 (3) (d) thereof, by inserting, immediately after the word “Director” which appears in the third line, the words “to the Director of Public Prosecutions, or to the authorised representative of the Director”.

In sections 120 (1) and 129 (4) thereof, by substituting for the words “Attorney-General” which appear in the sections, the words “Director of Public Prosecutions”.

Cap. 54:01
Finance and Audit Act

In section 38 (10) thereof, by substituting for the words “Attorney-General” which appear in the section, the words “Director of Public Prosecutions”.

Cap. 56:08
Botswana Stock Exchange Act

In sections 63 (3) and 64 (2) proviso (a) thereof, by substituting for the words “Attorney-General” which appear in the sections, the words “Director of Public Prosecutions”.

Cap. 61:01
Legal Practitioners Act

In the First Schedule thereof, by substituting for the words “Attorney-General” which appear in paragraph 3, the words “Director of Public Prosecutions”.

Cap. 61:04
Veterinary Surgeons Act

In section 3 (1) (b), by substituting for the words “the Deputy Attorney-General” which appear in the section, the words “his or her representative”.

Cap. 63:01
Public Health Act

In section 42 (5) thereof, by substituting for the words “Attorney-General” which appear in the section, the words “Director of Public Prosecutions”.

PASSED by the National Assembly this 31st day of July, 2006.

A. MATLHAKU,
Clerk of the National Assembly.