



ARRANGEMENT OF SECTIONS

SECTION

1. Short title and commencement
2. Amendment of Cap. 61:06 by insertion of section 4A
3. Amendment of section 5 of the Act
4. Amendment of the Act by insertion of sections 21, 22 and 23.

**An Act to amend the Engineers Registration Act.**

*Date of assent:* 18.12.2008

*Date of commencement:* On Notice

ENACTED by the Parliament of Botswana.

**1.** This Act may be cited as the Engineers Registration (Amendment) Act, 2008 and shall come into operation on such date as the Minister may, by order, appoint.

Short title and commencement

**2.** The Engineers Registration Act (hereinafter referred to as “the Act”) is amended by inserting immediately after section 4 thereof the following new section —

Amendment of Cap. 61:06 by insertion of section 4A

“Objectives and functions of Board

- 4A. (1) The objectives of the Board are to —
- (a) promote the highest standards of engineering practice in Botswana; and
  - (b) protect the welfare and interest of the public in the engineering practice.
- (2) The functions of the Board shall be to —
- (a) assess applications made to it under this Act;
  - (b) register professional engineers and issue practising certificates;
  - (c) monitor standards of engineering practice and ethics;
  - (d) to conduct or authorise inquiries regarding any alleged professional misconduct of any registered engineer; and
  - (e) prescribe the eligibility requirements for persons applying to be registered under this Act to practise professional engineering.

Amendment  
of section 5  
of the Act

3. The Act is amended in section 5 by substituting for subsection 5 (1) the following new subsection —

“5 (1) The Board shall appoint a Registrar of the Board, who may be a public officer, and who shall hold and vacate office in accordance with the terms of his appointment.”

Amendment of  
the Act by  
insertion of  
sections 21, 22  
and 23

4. The Act is amended by inserting immediately after section 20 thereof the following new sections —

*“Part V — Financial Provisions*

Funding

21. (1) The funds of the Board shall consist of —

- (a) grants and donations that the Board may receive;
- (b) annual fees;
- (c) application fees and other fees as shall be charged by the Board; and
- (d) income that the Board may receive from investments, rentals, sale of land or buildings.

(2) The Board shall use the funds acquired under subsection (1) to meet the costs incurred for its operations and shall use any surplus accrued for such purposes as it may determine.

(3) The Board shall manage its own budget through a subvention or grant from government until such time that the Board is able to source its own funding.

Financial year

22. The financial year of the Board shall be a period of 12 months ending on the 31st of March.

Accounts  
and Audit

23. (1) The Board shall keep and maintain proper accounts and records in respect of every financial year relating to the assets, liabilities, income and expenditure of the Board, and shall prepare in each financial year, a statement of such accounts.

(2) The accounts of the Board in respect of each financial year shall within three months of the end thereof, be audited by an auditor appointed by the Board.

(3) The auditor shall report in respect of the accounts for each financial year, in addition to any other matter on which the auditor deems it pertinent to comment, whether or not —

- (a) the auditor has received all the information and explanation which, to the best of the auditor’s knowledge and belief, were necessary for the performance of the auditor’s duties;
- (b) the accounts and related records of the Board have been properly kept;
- (c) the Board has complied with all the financial provisions of this Act with which it is the duty of the Board to comply;

(d) the statement of accounts prepared by the Board was prepared on a basis consistent with that of the preceding year and represents a true and fair view of the transactions and financial affairs of the Board.

(4) The report of the auditor and a copy of the audited accounts shall, within 14 days of completion thereof, be forwarded to the Board by the auditor.

**24.** (1) The Board shall within a period of six months of the financial year or within such longer period as the Minister may approve, submit to the Minister a comprehensive report on the operations of the Board during that year, together with the auditor's report and the audited accounts as provided for under section 22, and the Board shall cause such report to be published in such manner as the Minister may require.

(2) A report compiled in accordance with subsection (1) shall be laid before Parliament by the Minister within three months of receipt thereof."

Annual  
Report

PASSED by the National Assembly this 10th day of December, 2008.

E.S. MPOFU,  
*Clerk of the National Assembly.*