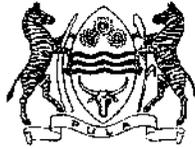


# BOTSWANA DEFENCE FORCE (AMENDMENT) ACT, 2020

No. 7



of 2020

## ARRANGEMENTS OF SECTIONS

### SECTION

1. Short title
2. Amendment of section 248 of Cap. 21:05
3. Amendment of section 249 of the Act

### **An Act to amend the Botswana Defence Force Act.**

*Date of Assent:* 01.09.2020

*Date of Commencement:* 11.09.2020

ENACTED by the Parliament of Botswana

1. This Act may be cited as the Botswana Defence Force (Amendment) Act, 2020.

Short title .

2. The Botswana Defence Force Act (hereinafter referred to as “the Act”) is amended in section 248 by substituting for that section, the following new section —

Amendment of section 248 of Cap. 21:05

“Appointment and functions of Judge Advocate General 248. (1) There shall be a Judge Advocate General who shall be the head of the military justice.

(2) The Judge Advocate General shall be appointed by the President acting in accordance with the advice of the Defence Council.

(3) The Judge Advocate General shall —

- (a) act as a senior legal advisor to the Defence Force;
- (b) oversee the administration of military justice;
- (c) provide attorneys and other persons required by the military courts;
- (d) supervise all legal officers, non commissioned officers and all other persons under him or her; and
- (e) provide legal services to the Defence Force.

(4) There shall also be an Assistant Judge Advocate General, who shall likewise be appointed by the President acting in accordance with the advice of the Defence Council, and who shall have the power to do any act or thing which may be lawfully done under this Act or any other enactment by the Judge Advocate General.”

Amendment of  
section 249 of  
the Act

**3. Section 249 of the Act is amended by substituting for that section, the following new section—**

**“Qualifications  
of Judge  
Advocate  
General**

**249. (1) No person shall be qualified for appointment as a Judge Advocate General unless the person is qualified to practise as an advocate or attorney of the High Court of Botswana and has been so qualified for not less than ten years to practise as an advocate or attorney.**

**(2) No person shall be qualified for appointment as an Assistant Judge Advocate General unless the person is qualified to practise as an advocate or attorney of the High Court of Botswana and has been so qualified for not less than seven years to practise as an advocate or attorney.”.**

**PASSED** by the National Assembly this 12th day of August, 2020.

**BARBARA N. DITHAPO,**  
*Clerk of the National Assembly.*