

**PROCLAMATION.<sup>3</sup>**

BY

HIS EXCELLENCY SIR HENRY BROUGHAM LOCH, &c., &c.

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**DATED 15th NOVEMBER, 1893.**

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**Preamble.**

WHEREAS it is expedient to amend the law relating to the granting of permits authorising the purchase or receipt by Natives of ammunition in the Bechuanaland Protectorate:

Now, therefore, under and by virtue of the powers, authorities, and jurisdiction conferred upon and committed to me by Her Majesty, I do hereby proclaim, declare, and make known as follows:—

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<sup>1</sup> Printed as amended by Proclamation No. 12, 1898.

<sup>2</sup> Printed as amended by Proclamation No. 23, 1914.

<sup>3</sup> Printed as amended by Proclamations No. 33, 1907 and No. 23 of 1914.

PROCLAMATIONS.

**Repealing Proclamation of 4th October, 1892, and 31st December, 1892.**

1. My Proclamation dated the 4th day of October, 1892, published in the *Government Gazette Extraordinary* of the 5th day of October, 1892; and of the 31st day of December, 1892, and published in the *Government Gazette* of the same date, shall be, and the same are hereby repealed, except as to acts done, rights acquired, liabilities incurred, offences committed, or proceedings taken before the taking effect of this Proclamation.

**Limits of the Proclamation.**

2. The operation of this Proclamation is limited to the Bechuanaland Protectorate.

**Interpretation of terms.**

3. For the purposes of this Proclamation the following terms shall have the meanings herein assigned to them, namely:—"Native" shall mean any aboriginal native belonging to any native tribe, and includes half-castes and all persons of mixed race living as members of any native community, tribe, kraal, or location. "Ammunition" shall mean gunpowder, percussion caps, lead, and cartridges.

**Assistant Commissioner, or Magistrate may grant natives permits to purchase ammunition.**

4. It shall be lawful for any Assistant Commissioner, or Magistrate upon the personal application of and production by any native of a certificate under the hand of the chief of the tribe to which such native belongs, or such other evidence as may be satisfactory to the Assistant Commissioner that such native is the owner or in lawful possession of a gun in respect of which no ammunition has been obtained during the year commencing the 1st day of January immediately preceding the date of the certificate, to grant to such native a permit authorising the purchase or receipt by such native during the period in such permit stated, not exceeding the term of twelve months from the date thereof, of not more than 100 cartridges if the gun mentioned in such certificate shall be a breech-loader, or of not more than 5 lbs. of gunpowder, 500 percussion caps, and 20 lbs. of lead if such gun shall be a muzzle-loader, and such Assistant Commissioner or Magistrate shall, in case he shall grant such permit, enter thereon, and also in a register to be kept by him for that purpose, the particulars following, viz:

- (a) The name and residence of the grantee of such permit.
- (b) The amount and description of ammunition authorised to be purchased or received by virtue of such permit.
- (c) The date on which such permit shall be granted.

And such Assistant Commissioner or Magistrate shall affix his signature to such permit.

Provided, however, that it shall not be lawful for any Assistant Commissioner, or Magistrate, to grant more than one permit in respect of the same gun during the year commencing the first day of January immediately preceding.

**Expiry of permit.**

5. Every such permit as aforesaid shall expire as soon as the grantee thereof shall have purchased or received the full amount of ammunition mentioned in such permit, and in any case such permit shall expire on the 31st day of December next after the date of the grant thereof.

**Fees payable for permits.**

6. One of the following Fees shall be paid for and in respect of every such permit as aforesaid, viz:—

- (a) The sum of five shillings, if such permit shall authorise the purchase or receipt of cartridges, or
- (b) The sum of two shillings and sixpence if such permit shall authorise the purchase or receipt of gunpowder, percussion caps, or lead.

PROCLAMATIONS.

Now, therefore, under and by virtue of the powers, authorities, and jurisdiction conferred upon and committed to me by Her Majesty, I do hereby proclaim, declare, and make known as follows:—

**Limits of the Proclamation.**

1. This Proclamation shall have force and take effect within the limits of the Bechuanaland Protectorate.<sup>1</sup>

**2. Will. IV, C. 34 as amended to be in force.**

2. The provisions of Act 2 of William IV., C. 34 of the Imperial Parliament, entitled an Act for consolidating and amending the laws against offences relating to the coin, as amended by Act 7, William IV., and I. Victoria, C. 90, entitled an Act to amend the law relative to offences punishable by transportation for life, and by Act 16 and 17, Victoria, C. 48, an Act for the punishment of offences in the Colonies in relation to the coin, shall, save in so far as the law at present administered in the said Protectorate provides for the punishment of offences relating to the coin, extend to and be in force within the said Bechuanaland Protectorate, *mutatis mutandis*, as though the said Protectorate were portion of Her Majesty's possessions. Section 13 of Act 2, William IV., C. 34, is annexed in a Schedule hereto:

**Commencement of Proclamation.**

3. This Proclamation shall take effect from the date of its promulgation in the *Gazette*.

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“And be it enacted, that where any Gold or Silver Coin shall be tendered to any person, who shall suspect any piece or pieces thereof to be diminished otherwise than by reasonable wearing, or to be counterfeit, it shall be lawful for such person to cut, break, or deface such piece or pieces; and if any piece so cut, broken, or defaced shall appear to be diminished otherwise than by reasonable wearing, or to be counterfeit, the person tendering the same shall bear the loss thereof; but if the same shall be of due weight, and appear to be lawful coin, the person cutting, breaking, or defacing the same is hereby required to receive the same at the rate it was coined for, and if any dispute shall arise, whether the piece so cut, broken, or defaced be diminished in manner aforesaid, or counterfeit, it shall be heard and finally determined in a summary manner by any Justice of the Peace, who is hereby empowered to examine upon oath as well the parties as any other person, in order to the decision of such dispute; and the Tellers at the Receipt of His Majesty's Exchequer, and their deputies and clerks, and the Receivers-General of every branch of His Majesty's Revenue, are hereby required to cut, break, or deface, or cause to be cut, broken, or defaced, every piece of counterfeit or unlawfully diminished gold or silver coin which shall be tendered to them in payment of any part of His Majesty's Revenue.”

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<sup>1</sup> Printed as amended by Proclamation No. 23, 1914.