

THE TRADING (AMENDMENT) (No. 2) ACT, 1970

No. 48



of 1970

ARRANGEMENT OF SECTIONS

Section

1. Short Title
2. Amendment of section 10 of Act No. 6 of 1966
3. Amendment of section 28 of Act No. 6 of 1966

AN ACT TO AMEND THE TRADING ACT, 1966

Date of Assent: 13.11.1970.

Date of Commencement: 25.11.70.

ENACTED by the Parliament of Botswana.

Short Title

1. This Act may be cited as the Trading (Amendment) (No. 2) Act, 1970.

Amendment of Section 10 of Act No. 6 of 1966

2. Section 10 of the Trading Act, 1966, hereinafter referred to as the principal law, is amended as follows —

- (i) by the deletion of the fullstop at the end of subsection 1 (b) and by the substitution thereof of a semi-colon;
- (ii) by the addition immediately after subsection 1 (b) of two new paragraphs as follows —

“(c) that the applicant, if not a citizen of Botswana, has a residence permit issued under the Immigration (Consolidation) Law, 1966;

(d) that, where the applicant has already been issued with or applied for licences in respect of four or more fixed places of business under this Act, the approval of the Minister in writing has been given to such application”; and

(iii) by the addition immediately after subsection (4) of a new subsection as follows —

“(5) For the purposes of subsection (3) “public interest” shall include both the interest of the inhabitants of the area in which the licensing authority has jurisdiction and the interest of the inhabitants of Botswana generally. The Minister may from time to time give general directions to licensing authorities as to what is considered to be in the interests of the inhabitants of Botswana generally.”

Amendment of section 28 of Act No. 6 of 1966

3. Section 28 of the principal law is amended by the addition after paragraph (h) of a new paragraph as follows —

“(i) in any application for a licence or a certificate under this Act makes any false statement or withholds any fact or matter material to such application;”.

Passed by the National Assembly this day, the 2nd November, 1970.

G.T. MATENGE,
Clerk of the National Assembly