

CUSTOMARY COURTS ACT
(Cap. 04:05)

**ESTABLISHMENT AND JURISDICTION OF CUSTOMARY
COURTS (AMENDMENT) ORDER, 1999**
(Published on 4th June, 1999)

ARRANGEMENT OF PARAGRAPHS

PARAGRAPH

1. Citation
2. Amendment of First and Second Schedules to Cap. 04:05 (Sub. Leg.)

IN EXERCISE of the powers conferred on the Minister of Local Government, Lands and Housing by sections 6 (2) and 11 (5) of the Customary Courts Act, the following Order is hereby made —

1. This Order may be cited as the Establishment and Jurisdiction of Customary Courts (Amendment) Order, 1999.

2. The Establishment and Jurisdiction of Customary Courts Order is hereby amended by substituting, for the First and Second Schedules thereto, the following new Schedules respectively—

“FIRST SCHEDULE

<i>CUSTOMARY COURT</i>	<i>AREA</i>	<i>CIVIL JURISDICTION</i>	<i>CRIMINAL JURISDICTION</i>
Ngwato Tribal Authority	Bamangwato Tribal Territory	A	E
Senior Sub-Tribal Authority	Bobonong Gweta Letlhakane Mahalapye Mmadinare Mookane Nata Palapye Ramokgonami Sefhare Shoshong Tonota Tsienyane Tutume	B	F
Subordinate Tribal Authority	Dukwi Kalamare Lecheng Lerala Machaneng	C	G

Citation

Amendment
of First and
Second
Schedules to
Cap. 04:05
(Sub. Leg.)

CUSTOMARY COURT**AREA****CIVIL CRIMINAL
JURISDICTION JURISDICTION**

Maitengwe
Maokatumo
Mathangwane
Mathathane
Maunatlala
Mmadinare
Mogapi
Moiyabana
Molalatau
Mosetse
Mopipi
Mosu
Nkange
Paje
Pilikwe
Sebina
Sefhophe
Semolale
Serule
Tsetsebjwe
Tumasera

Headman

Bonwapitse
Chadibe
Chadibe/Borolong
Changate
Dagwi
Damuchojenaa
Dibete
Dimajwe
Dovedale
Gobojango
Gootau
Goshwe
Kgagodi
Khumaga
Khwee
Kodibeleng
Kudumatse
Lentswe-le-moriti
Lepashe
Lephephe
Lepokole
Mabelcapudi
Mabesekwa
Mabolwe
Mabuo
Malatswai

D**H**

CUSTOMARY COURT**AREA****CIVIL
JURISDICTION** **CRIMINAL
JURISDICTION**

Makalamabedi
Makwate
Manxotae
Marapong
Marobela
Matobo
Matsitama
Mhalapitsa
Mmadikola
Mmandunyane
Mmaphashalala
Mmashoro
Mmatshumu
Mmutlane
Mogorosi
Moletemane
Mokgenene
Mokobeng
Mokoboxane
Moreomaoto
Moshopha
Mosolotshane
Mosu
Motlhabaneng
Motlopi
Motshegaletau
Nswazwi
Palla Road
Poloka
Radisele
Ratholo
Seleke
Semolale
Sepako
Shakwe
Tamasane
Taupye
Tlhabala
Tobane
Topisi
Toromoja
Tshokwe
Tshimoyapula
Xhomo

Selebi-Phikwe
Customary Court
President
(Urban)

Botshabelo
Ikageleng
Kagiso

B

F

<i>CUSTOMARY COURT</i>	<i>AREA</i>	<i>CIVIL JURISDICTION</i>	<i>CRIMINAL JURISDICTION</i>
Deputy Court President	Botshabelo Ikagaleng Kagiso	C	G
Kweneng Chief	Bakwena Tribal Territory	A	E
Senior Chief's Representative	Gabane Kopong Lentsewletau Lephephe Letlhakeng Mmankgodi Mogoditshane Motokwe Salajwe Takatokwane Thamaga	B	F
Chief's Representative	Ditshagwane Khudumelapye Metsimotlhabe Mmopane	C	G
Headman	Boatlana Botlhapatlou Diphuduhudu Dutlwe Gakgatlha Gakuto Gamodubu Hatsalatladi Kgope Kotolanamane Kubung Kumakwane Kweneng Lesilakgokong Maboane Mahetlwe Malwelwe Mantswemabe Medie Monwane Moshaweng Ngware Ramankhung	D	H

<i>CUSTOMARY COURT</i>	<i>AREA</i>	<i>CIVIL JURISDICTION</i>	<i>CRIMINAL JURISDICTION</i>
	Salajwe Sesung Shadishadi Sojwe Takatokwane Tssetseng		
Ngamiland Chief	Batawana Tribal Territory	A	E
Senior Chief's Representative	Gumare Nokaneng Sehitwa Sepopa Seronga Shakawe Shorobe Tsau	B	F
Chief's Representative	Chanoga Etsha 6 Kareng Makalamabedi Ngarange Qangwa Toteng	C	G
Headman	Beetsha Bodiba Botlhatlogo Chukumuchu Etsha 13 Gudigwa Gunotsoga Habu Ikoga Kauxwi Komana Mabebe Makakung Matlapana Mogotlho Nxamasere Nxau-nxau Phuduhudu Samedupe Sankoyo Semboyo	D	H

<i>CUSTOMARY COURT</i>	<i>AREA</i>	<i>CIVIL JURISDICTION</i>	<i>CRIMINAL JURISDICTION</i>
	Tubu Xakao Xaxa Xauxau		
Ngwaketse Chief	Bangwaketse Tribal Territory	A	E
Senior Chief's Representative	Mabutsane Manyana Mmathethe Moshupa Phitshane-Molopo	B	F
Chief's Representative	Digawana Khakhea Lotlhakane East Mabule Maokane Molapowabojang Ntlhantlhe Ranaka Sekoma	C	G
Headman	Gasita Gasegwagwa Gathwane Keng Kgomokasitwa Khonkhwa Kokong Lekgolobotlo Loporung Lorolwane Lotlhakane West Magoriapitse Magotlhwane Metlobo Mmakgori Mogojogojo Mogonye Mokgomane Mokhomma Morwamosu Moshana Pitseng Samane	D	H

<i>CUSTOMARY COURT</i>	<i>AREA</i>	<i>CIVIL JURISDICTION</i>	<i>CRIMINAL JURISDICTION</i>
	Sedibeng Selokolela Sese Thankane Tshidilamolomo		
Barolong Chief	Barolong Tribal Territory	A	E
Senior Chief's Representative	Goodhope	B	F
Chief's Representative	Hebron Papatlo Pitsane	C	G
Headman	Cwagare Ditlharapa Kgoro Mokatako Rakhuna Ramatlabama Thareselele	D	H
Kgatleng Chief	Bakgatla Tribal Territory	A	E
Senior Chief's Representative	Artesia Bokaa Mmathubudukwane Oodi	B	F
Chief's Representative	Malotwana Morwa Olifants Drift Rasesa Ramotlabaki Sikwane	C	G
Headman	Bokaa Dikgonnye Dikwididi Kgomodiatshaba Khurutshe Leshibitse Mabalane Malolwane	D	H

<i>CUSTOMARY COURT</i>	<i>AREA</i>	<i>CIVIL JURISDICTION</i>	<i>CRIMINAL JURISDICTION</i>
	Matebele Modipane Mokatse Pilane Ramonaka		
South East Chief	Bamalete Tribal Territory	A	E
Senior Chief's Representative	Ramotswa	B	F
Chief's Representative	Mogobane Otse Taung	C	G
Chief	Batlokwa Tribal Territory	A	E
Senior Chief's Representative	Tlokweneng	B	F
Gaborone City			
Court President (Urban)	Broadhurst Gaborone Gaborone West Naledi	B	F
Deputy Court President (Urban)	Broadhurst Gaborone Gaborone West Naledi	C	G
Kgalagadi Sub-chief	Bogogobo Bokspits Hukuntsi Kang Lehututu Lokgwabe Makopong Tsabong Werda	C	G
Headman	Draihoeck Gakhibane Hereford Hunhukwe	D	H

CUSTOMARY COURT**AREA****CIVIL CRIMINAL
JURISDICTION JURISDICTION**

Inalegolo
 Khawa
 Khuis
 Kisa
 Kolonkwaneng
 Kokotsha
 Maralaleng
 Maubelo
 Middlepits
 Ntshutela
 Ohe
 Omaweneno
 Phuduhudu
 Tshane
 Ukhwi

Ghanzi
 Court President

Ghanzi (Urban)

B

F

Sub-chief

Charleshill
 Kalkfontein
 Karakobis
 Kule
 Ncojane
 New Xanagas

C

G

Headman

Bere
 Chobokwane
 East Hanahai
 Grootlagte
 Kacgae
 Makunda
 New Xade
 Qabo
 West Hanahai

D

H

Chobe
 Sub-chief

Kachikau
 Kavimba
 Pandamatenga

C

G

Court President
 (Urban)

Kasane

B

F

Headman

Kazungula
 Leshoma
 Mabele
 Parakarungu
 Satau

D

H

<i>CUSTOMARY COURT</i>	<i>AREA</i>	<i>CIVIL JURISDICTION</i>	<i>CRIMINAL JURISDICTION</i>
Francistown Township			
Court President (Urban)	Donga Monarch Phase IV Tati-town	B	F
Deputy Court President	Donga Monarch Phase IV Tati-town	C	G
Court President (Urban)	Orapa	B	F
Deputy Court President	Orapa	C	G
Court President (Urban)	Sowa	B	F
Deputy Court	Sowa	C	G
North East Sub-chief	Jackalas No 1 Makaleng Mapoka Masunga Matsiloje Moroka Mosojane Tati Siding Tsamaya Tshesebe	C	G
Headman	Butale Ditladi Gulubane Jackalas No 2 Kalakamati Kgari Letsholathebe Masingwaneng Masukwane Matshelagabedi Mbalambi	D	H

CUSTOMARY COURT	AREA	CIVIL JURISDICTION	CRIMINAL JURISDICTION
	Nlaphwane Ramokgwebana Sechele Sekakangwe Senyawe Shashe Bridge Siviya Themashanga Zwenshambe		
Lobatse Township Court President (Urban)	Motswedi Peleng Woodhall	B	F
Deputy Court President (Urban)	Motswedi Peleng Woodhall	C	G
Jwaneng Township Court President (Urban)	Jwaneng Raphalane	B	F
Deputy Court President (Urban)	Jwaneng Raphalane	C	G"

"SECOND SCHEDULE

Civil Jurisdiction

- | | |
|-----------------|--|
| A. P4000 | 30 bovines or equines
70 sheep or goats |
| B. P2500 | 20 bovines or equines
60 sheep or goats |
| C. P1000 | 15 bovines or equines
40 sheep or goats |
| D. P500 | 15 bovines or equines
40 sheep or goats |

Criminal Jurisdiction

- | | |
|-----------------|---|
| E. P2000 | 20 bovines or equines
80 sheep or goats
3 years imprisonment
6 strokes |
|-----------------|---|

- F. P1000** 13 bovines or equines
50 sheep or goats
18 years imprisonment
5 strokes
- G. 600** 8 bovines or equines
40 sheep or goats
1 year imprisonment
5 strokes
- H. P400** 6 bovines or equines
30 sheep or goats
9 months imprisonment
3 strokes”

D.K. KWELAGOBÉ,
*Minister of Local Government, Lands
and Housing.*

L2/4/504 II