

PROCLAMATION.¹

BY

HIS EXCELLENCY SIR ALFRED MILNER, &c., &c.

No. 18, 1897.—DATED 16th DECEMBER, 1897.

Preamble.

WHEREAS it is expedient to amend the High Commissioner's Proclamation, dated April 4th, 1892, so as to declare illegal the unauthorised possession of liquor by any native within the Bechuanaland Protectorate and to provide penalties for such unauthorised possession:

Now, therefore, under and by virtue of the powers in me vested, I do hereby proclaim, declare and make known as follows:—

Penalty on native found in possession of liquor.

Not to apply to liquor supplied for medicinal purposes.

1. Any native found in possession of any intoxicating liquor as defined by the third section of the Liquor Licensing Act of the Cape Colony, No. 28 of 1883, within the limits of the Bechuanaland Protectorate, shall be guilty of an offence, and shall be liable to be arrested, and upon conviction to pay a fine not exceeding £2, or in default of payment to be imprisoned with or without hard labour for a period not exceeding one month; provided that nothing in this Proclamation contained shall extend to any such intoxicating liquor actually and necessarily supplied to such native or procured by him for medicinal purposes, the onus of proof whereof shall rest upon the said native.^{2, 3}

Proclamation not to apply to Kafir beer or ginger beer, except when mixed with intoxicating liquor.

2. Nothing in this Proclamation contained shall apply to the possession by any native of Kafir beer supplied by the native producer thereof, or made by the native found in possession thereof, or to ginger beer or the like liquor, but if any wine, beer or spirits are mixed with such drinks the provisions of the preceding section shall apply.⁴

Proclamation not to apply to servant in possession of his master's liquor.

3. Nothing in this Proclamation contained shall apply to the possession of intoxicating liquor as defined by the third section of the Liquor Licensing Act of the Cape Colony, No. 28 of 1883, for or on behalf of his master by a native servant regularly and *bona fide* employed by such master, being a European or resident not prohibited from obtaining liquor.²

Proclamation to be read as one with Proclamation of 4th April, 1892.

4. This Proclamation shall be read as one with the Proclamation of April 4th, 1892, and shall take effect from the date of its publication in the *Gazette*.

¹ Printed as amended by Proclamation No. 23, 1914.

² Printed as amended by Proclamation No. 19, 1897.

³ Printed as amended by Proclamation No. 35, 1909.

⁴ See Proclamation 73 of 1921.