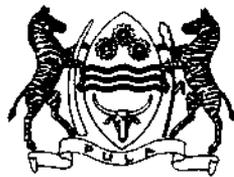


THE PENAL CODE (AMENDMENT) ACT, 1967

No. 42



of 1967

AN ACT TO AMEND THE PENAL CODE

Date of Assent: 19.10.67.

Date of Commencement: 20.10.67.

ENACTED by the Parliament of Botswana.

Short Title

1. This Act may be cited as the Penal Code (Amendment) Act, 1967.

Amendment of Section 87 of the Penal Code

2. Section 87 of the Penal Code is amended by the insertion after "public place" of "or at any public meeting or gathering".

Amendment of Section 141 of the Penal Code

3. Section 141 (2) of the Penal Code is deleted and the following is substituted —

“(2) It shall be no defence to a charge for an indecent assault on a girl under the age of sixteen years to prove that she consented to the act of indecency unless it shall be made to appear to the court before whom the charge shall be brought that the person so charged had reasonable cause to believe and did in fact believe that the girl was of or above the age of sixteen years or was his wife”.

Amendment of Section 204 of the Penal Code

4. Section 204 of the Penal Code is amended in section 204 —

(a) in paragraph (b) —

(i) by the deletion of “will probably” and the substitution of “is likely to”;

(ii) by the deletion of “or grievous harm to”;

(iii) by the deletion of “or grievous bodily harm”;

(b) by the deletion of paragraph (c).

Passed by the National Assembly this day, the 25th August, 1967.

G.T. MATENGE,
Clerk of the National Assembly.