

**Statutory Instrument No. 7 of 1968.**

**THE FAUNA CONSERVATION PROCLAMATION, 1961**

**THE FAUNA CONSERVATION (KWENENG CONTROLLED HUNTING AREAS)  
REGULATIONS, 1968**

(Published on 2nd February, 1968)

In the exercise of the powers vested in him by section 11 as read with section 93 of the Fauna Conservation Proclamation, 1961 (Proclamation No. 22 of 1961), the Minister of Commerce, Industry and Water Affairs hereby makes the following regulations —

**Title and Application**

1. (1) These regulations may be cited as the Fauna Conservation (Kweneng Controlled Hunting Areas) Regulations, 1968, and shall apply in relation to —

- (a) the Kweneng Eastern Controlled Hunting Area;
- (b) the Kweneng Middle Controlled Hunting Area;
- (c) the Kweneng Western Controlled Hunting Area;

and shall come into operation upon the commencement of the Fauna Conservation (Amendment) Act, 1967.

(2) These regulations shall not apply to members of the Bakwena Tribe when hunting on the tribal territory of that tribe.

**Interpretation**

2. In these regulations, unless the context otherwise requires —

“controlled hunting area” means controlled hunting area declared as such under the provisions of Statutory Instrument No. 4 of 1968;

“guide” means guide approved by the licensing officer.

**Certain Animals not to be Hunted**

3. No person shall within a controlled hunting area hunt or capture any animal listed in the First Schedule or any conserved animals save under and in accordance with a permit issued under section 34 of the Fauna Conservation Proclamation, 1961.

**Hunting by Certain Persons in a Controlled Hunting Area**

4. Notwithstanding anything to the contrary in these regulations it shall be lawful for any persons —

- (a) who is ordinarily resident within a controlled hunting area to hunt or capture any animal within that controlled hunting area, (not being an animal specified in the First Schedule) in accordance with the provisions of section 14 and Part III of the Fauna Conservation Proclamation, 1961;
- (b) who is the holder of a bird licence issued under the provisions of section 17 of the Fauna Conservation Proclamation, 1961, to hunt birds in accordance with that licence within a controlled hunting area;

- (c) who is a public officer and who holds either a permit issued under the provisions of section 35(a) of the Fauna Conservation Proclamation, 1961, or a licence issued under Paragraph III of that Proclamation to hunt any animal within the controlled hunting area (not being an animal specified in the First Schedule) while on duty.

#### **Hunting by Other Persons in Controlled Hunting Area**

5. Subject to the provisions of regulation 4 no persons shall hunt any animal within a controlled hunting area unless he is —

- (a) in possession of such licence or permit as would be required by him for hunting such animal were the area not a controlled hunting area; and  
(b) he is in possession of a permit issued under the provisions of regulation 6 authorising the hunting of such animal in that controlled hunting area.

#### **Permits to Hunt in Controlled Hunting Areas**

6. (1) A permit to hunt in a controlled hunting area shall be in the form prescribed in the Second Schedule and shall be issued on application by a licensing officer —

- (a) on production of the licence or permit referred to in regulation 5 (a); and  
(b) on payment of such sum of money as may be required under the provisions of regulation 7:

Provided that the number of permits which may be issued for any controlled hunting area in respect of the same period of time shall not exceed three.

(2) The licensing officer may refuse to issue a permit under the provisions of subregulation (1) where the applicant has been convicted of any offence under the Fauna Conservation Proclamation, 1961, or any statutory instrument thereunder, or under these regulations, and may cancel any permit which has been issued, on like grounds, and upon the holder of such permit being notified of such cancellation, he shall, for the purposes of these regulations be deemed not to be the holder of such permit.

(3) A permit issued under the provisions of subregulation (1) shall authorise the hunting, within the controlled hunting area to which it relates, during the period of validity of the permit, which shall be a period of seven days from midday on Friday in any week until midday on the Friday of the following week, of animals of the number, species and sex specified in the permit.

(4) The total number of animals which may be killed in any controlled hunting area during any year by holders of permits issued under the provisions in subregulation (1) shall not exceed the number prescribed in respect of that animal and controlled hunting area in respect of that animal and controlled hunting area in the Fourth Schedule; and no licence shall be issued which, taking into consideration licences previously issued, and animals which have been hunted thereunder would have the effect of authorising the killing of any such animal in excess of that number.

- (5) A permit issued under subregulation (1) shall not be transferable.

#### **Deposits**

7. (1) Prior to issuing a permit under the provisions of regulation 6 (1) the licensing officer may require the payment to him of such sum of money, not exceeding Rs. 100, as he may determine as security for the due performance by the permit holder of his obligations under these regulations and the Fauna Conservation Proclamation, 1961.

(2) On the expiry of the period of validity of a permit, and in the event of the holder thereof having complied with the provisions of these regulations and of the Fauna Conservation Proclamation, 1961, the sum paid under the provisions of subregulation (1) shall, on application, be refunded to the person who made the payment.

#### **Reporting to Police**

8. Except with the written permission of the licensing officer the holder of a permit issued under the provisions of regulation 6 (1) shall report to the Botswana Police, Molepolole during normal office hours —

(a) prior to hunting within a controlled hunting area in accordance with such permit;  
and

(b) after hunting within a controlled hunting area in accordance with such permit:

Provided that he shall so report by midday on the day on which his permit expires.

#### **Guides**

9. (1) Except with the written permission of the licensing officer no holder of a permit issued under the provisions of regulation 6 (1) shall hunt in terms of such permit unless he is accompanied by a guide.

(2) Guides shall be entitled to remuneration at the rate of R1.00 per day or part thereof.

#### **Register of animals killed to be kept**

10. (1) The holder of a permit issued under the provisions of regulation 6 (1) shall, upon killing or wounding an animal and in any event before such animal is abandoned moved or cut up, as the case may be, endorse upon the reverse of his permit the species and sex of that animal.

(2) This register must be surrendered to the licensing officer within 48 hours of the holder leaving the controlled hunting area.

#### **Penalties**

11. Any person who hunts or captures any animal in a controlled hunting area except in accordance with the terms and conditions of these regulations shall be guilty of an offence and liable to the penalties prescribed in section 11 of the Fauna Conservation Proclamation, 1961.

#### **FIRST SCHEDULE** (regulation 3)

Bushbuck  
Bush pig  
Klipspringer  
Mountain Reedbuck  
Rhebok

**SECOND SCHEDULE**  
(regulation 6 (1))

**THE FAUNA CONSERVATION (WENENG CONTROLLED HUNTING AREA) REGULATIONS, 1968**

**PERMIT TO HUNT IN A CONTROLLED HUNTING AREA**  
(not transferable)  
(regulation 6 (1))

In terms of regulation 5 (1) of the Fauna Conservation (Kweneng Controlled Hunting Areas) Regulations, 1968 permission is hereby granted to .....  
..... of .....  
to hunt the following number and species of game animals in the .....  
(state the controlled hunting area) during the period  
from noon, Friday the ..... of ..... 19  
to noon on Friday the ..... of ..... 19  
on payment of a fee of ..... per week.

This permit is issued subject to the condition that the holder is in possession of a valid game licence to cover all game animals for which this permit is issued.

Details of game killed or wounded must be entered in the register on the reverse of this permit before such game is either abandoned or cut up or the carcasses removed.

Species	Sex	Species	Sex	No.
Duiker	M	Ostrich	M	
Eland	M	Hartebeest	M	
Gemsbok	M & F	Springbok	M & F	
Kudu	M	Stembuck	M	
Leopard	M	Warthog	M & F	
Lion	M	Wildebeest	M & F	

The holder of this permit has paid a deposit of .....

The holder of this permit has been exempted from the necessity of paying a deposit \*

In accordance with the provisions of regulation 8 the holder of the permit has been exempted from the necessity of reporting to the police. \*

In accordance with the provisions of regulation 9 the holder of the permit has been exempted from the necessity of being accompanied by a guide\*.

\* Delete whichever is not applicable.

Date .....  
.....  
Licensing Officer

FEE

(To be printed on reverse of "PERMIT TO  
HUNT IN A CONTROLLED HUNTING AREA")

*Register*

Species	Date	Time	Area	Signature
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THIRD SCHEDULE  
(regulation 6 (1))

*Fees*

Persons ordinarily resident in the Bakwena Tribal Territory but outside the controlled hunting areas	Free
Persons ordinarily resident in Botswana but outside the controlled hunting areas	R10.00
Persons not ordinarily resident in Botswana	R20.00

**FOURTH SCHEDULE**  
(regulation 6 (4))

**QUOTA OF GAME TO BE HUNTED ANNUALLY IN EACH CONTROLLED HUNTING AREA**

<i>Species</i>	<i>Quota</i>		
	Kweneng Eastern Controlled Hunting Area	Kweneng Middle Controlled Hunting Area	Kweneng Western Controlled Hunting Area
Duiker	50	75	75
Eland	nil	2	1
Gensbok	6	10	10
Hartebeest	50	75	75
Kudu	25	15	10
Leopard	nil	2	1
Lion	4	6	5
Ostrich	50	75	75
Springbok	100	150	150
Stembuck	50	75	75
Warthog	nil	nil	nil
Wildebeest	100	150	150

P.W. REARDON,  
Permanent Secretary.

Ministry of Commerce, Industry and Water Affairs,  
GABERONES.  
25th January, 1968.