

IMMIGRATION (CONSOLIDATION) (AMENDMENT) ACT, 1974

No. 12



of 1974

An Act to amend the Immigration (Consolidation) Law, 1966

Date of Assent: 12. 8.74

Date of Commencement: 30. 8.74

ENACTED by the Parliament of Botswana.

1. This Act may be cited as the Immigration (Consolidation) (Amendment) Act, 1974. Short title

2. Section 22 (1) (c) of the Immigration (Consolidation) Law, 1966 is amended by inserting immediately after the words "section 27" the words "or section 27A". Amendment of section 22 (1)

3. The Immigration (Consolidation) Law, 1966 is amended by inserting immediately after section 27 thereof the following new section— Addition of new section 27A

*Contradictory statements

27A. (1) Any person who, for the purpose of entering Botswana or remaining therein, makes a statement, either verbally or in writing, that he is required to make under this Law, or in a declaration on a prescribed form, that contradicts in a material detail a previous statement made by him for one or other of the said purposes, or a statement made by him on oath or in the form of an affidavit in a country outside Botswana for a similar purpose in such country, shall be guilty of an offence and liable to imprisonment for one year and to a fine of R500.

(2) Upon the trial of a person for an offence under this section, it shall not be necessary to prove the falsity of either of the statements, but upon proof that both the statements were made by him, the court shall, subject to subsection (3), convict the accused person.

(3) Upon the trial of a person for an offence under this section it shall be a defence for the accused person to prove to the court that the conflicting statements were not made with the intention of deceiving or misleading anyone in Botswana.

(4) Upon the trial of a person for an offence under this section, the production of a statement in writing or in a prescribed form, or in an affidavit, as the case may be, purporting to be signed by the accused person, shall be sufficient evidence that such statement or affidavit was made by such accused person, unless the contrary be proved."

Passed by the National Assembly this 3rd day of July, 1974.

I.P. GONTSE,
Clerk of the National Assembly.