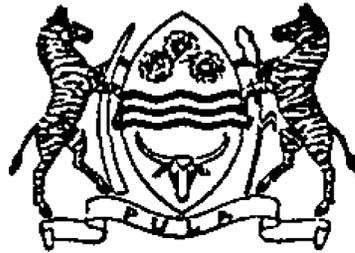


NATIONAL REGISTRATION (AMENDMENT) ACT, 1993

No. 17



of 1993

ARRANGEMENT OF SECTIONS

SECTION

1. Short title
2. Amendment of section 3, Cap. 01:02
3. Replacement of section 4
4. Amendment of section 5
5. Replacement of section 6
6. Amendment of section 7
7. Replacement of section 9
8. Amendment of section 11
9. Amendment of section 19
10. Amendment of section 20

An Act to amend the National Registration Act

Date of Assent: 23.12.93.

Date of Commencement: 31.12.93.

ENACTED by the Parliament of Botswana.

1. This Act may be cited as the National Registration (Amendment) Act, 1993.

Short title

2. Section 3 of the National Registration Act, hereinafter referred to as "the Act", is amended by the addition of a new subsection (4) as follows —

Amendment
of section 3,
Cap. 01:02

"(4) In addition to his powers under subsection (3), the Registrar may, for areas where there is no district registrar, or where the pressure of work so requires, delegate such of his powers as he may specify, to such public officers as are available and whom he considers suitable to exercise such powers."

3. The Act is amended by substituting for section 4 thereof the following new section —

Replacement
of section 4

"Functions
of registrars

4. The Registrar shall keep or cause to be kept a national register of all citizens of Botswana of the age of 16 years or over, and district registers of all such citizens living within the districts concerned, and to whom identity cards have been issued."

4. Section 5 of the Act is amended by deleting subsection (1) thereof, and in subsection (2) by substituting for the word "register" in line 1 the words "national register and each district register", and by deleting paragraph (g) thereof.

Amendment
of section 5

Replacement
of section 6

5. The Act is amended by substituting for section 6 thereof the following new section —

"Registration
requirement

6. (1) Subject to such regulations as may be made under this Act, every citizen of Botswana of or above the age of 16 years shall be qualified to be registered under this Act, and shall apply for registration to the Registrar or to the registrar of the area in which he ordinarily resides, within one month of his reaching the age of 16 years, or, if he becomes a citizen of Botswana after reaching the age of 16, within one month of so becoming a citizen.

(2) Every applicant for registration shall submit to having his fingerprints and his photograph taken by the registrar or by a person acting under his authority."

Amendment
of section 7

6. Section 7 of the Act is amended by substituting for subsection (3) thereof the following new subsection —

"(3) Any person who, for the purposes of this Act, is required by the registrar to provide information relevant to an application for registration, being information that he can reasonably be expected to possess, and who, without reasonable cause, refuses or declines to provide such information, shall be guilty of an offence and liable to a fine of P500 and to imprisonment for six months."

Replacement
of section 9

7. The Act is amended by substituting for section 9 thereof the following new section —

"Issue of
identity cards

9. (1) Where the registrar is satisfied that an applicant qualifies for registration he shall issue an identity card to the applicant.

(2) An identity card shall be valid for a period of 10 years, and shall be renewable for further periods of 10 years each for so long as the holder of the card qualifies for registration under this Act:

Provided that where the applicant is under 21 years of age, and possesses dual citizenship in accordance with the Citizenship Act, his identity card shall be valid only until he reaches the age of 21 years, and will be renewed only if he then assumes Botswana citizenship.

(3) An identity card shall be renewed by the issue of a new card with an up-to-date photograph and with up-to-date particulars relating to the holder."

Amendment
of section 11

8. Section 11 of the Act is amended —

(a) in subsection (2) thereof by deleting all the words after the word "registered";

(b) in subregulation (3) thereof by deleting all the words after the word "effect".

Amendment
of section 19(a)

9. Section 19(a) of the Act is amended by substituting "P1 500" for "P1 000".

Amendment
of section 20

10. Section 20 of the Act is amended by substituting for subsection (4) thereof the following new subsections -

“(4) Notwithstanding the previous provisions of this section, the Minister may, by direction in writing, authorize access to information obtained by the registrar under this Act by specified members of the Departments named in the Third Schedule.

(5) The Minister may, by Order in the Gazette, from time to time, amend the Third Schedule.

(6) Any person who, contrary to the provisions of this section, discloses information acquired by him in the exercise of his powers or the performance of his duties to, or permits access to information or records acquired under this Act by, unauthorized persons shall be guilty of an offence and liable to a fine of P1 000, in addition to any other disciplinary measures that may be taken against him by his employer.”

11. The Act is amended by the addition at the end thereof of the following new Schedule —

Addition of
new Third
Schedule

“THIRD SCHEDULE

Botswana Police Force
Department of Surveys and Lands
Elections Office
Department of National Transport and Communications”

PASSED by the National Assembly this 16th day of December, 1993.

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