

CHEMICAL WEAPONS (PROHIBITION) (AMENDMENT) ACT, 2022

No. 8



of 2022

ARRANGEMENT OF SECTIONS

SECTION

1. Short title
2. Amendment of section 2 of Cap. 24:04
3. Amendment of section 14 of the Act

An Act to amend the Chemical Weapons (Prohibition) Act.

Date of assent: 25.02.2022

Date of commencement: 25.02.2022

ENACTED by the Parliament of Botswana.

1. This Act may be cited as the Chemical Weapons (Prohibition) (Amendment) Act, 2022.

Short title

2. Section 2 of the Chemical Weapons (Prohibition) Act (herein after referred to as “the Act”) is amended by deleting the definition of “proliferation financing”.

Amendment of section 2 of Cap. 24:04

3. The Act is amended by substituting for section 14, the following section —

Amendment of section 14 of the Act

Chemical weapons

- “14. (1) Subject to this Act, a person shall not —
- (a) release scheduled chemicals;
 - (b) produce, develop, use, possess, acquire, develop, export, transport, stockpile or retain, or transfer, directly or indirectly to another person, a chemical weapon;
 - (c) construct, convert, maintain or use any premises or equipment for the production, development, retention, use or transfer of chemical weapons;
 - (d) assist another person to produce, develop, retain, use or transfer a chemical weapon either through assisting in the construction, conversion, maintenance or use of any premises or equipment;
 - (e) engage in preparations of a military nature to use a chemical weapon; or
 - (f) use a riot control agent as a method of warfare.

(2) A person who contravenes subsection (1) commits an act of terrorism and is liable to a penalty specified in section 3 (2) of the Counter Terrorism Act.

Cap. 08:08

(3) A person who finances any of the activities listed in subsection (1) commits an act of financing of terrorism and is liable to a penalty specified in section 5 (1) of the Counter Terrorism Act.

(4) For the purposes of this section "act of terrorism" has the same meaning assigned to it under the Counter Terrorism Act."

PASSED by the National Assembly this 1st day of February, 2022.

BARBARA N. DITHAPO,
Clerk of the National Assembly.