

## REAL ESTATE PROFESSIONALS (AMENDMENT) ACT, 2022

No. 18



of 2022

### ARRANGEMENT OF SECTIONS

#### SECTION

1. Short title
2. Amendment of section 20 of the Act

#### **An Act to amend the Real Estate Professionals (Amendment) 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 Real Estate Professionals (Amendment) Act, 2022.

Short title

2. Section 20 is amended by inserting immediately after subsection (5) the following new subsections —

Amendment  
of section 20  
of the Act

“(6) for the purpose of subsection (4), “fit and proper” means —

- (a) not have been convicted of a serious offence in Botswana;
- (b) not have been convicted outside Botswana of a serious offence, which, if committed in Botswana would have been a serious offence;
- (c) not be an unrehabilitated insolvent;
- (d) not be the subject of an investigation by a supervisory authority or an investigatory authority;
- (e) not have been a person holding a senior management position in a company which is disqualified from trading by a professional body or supervisory authority; and
- (f) periodic reassessment of paragraphs (a) to (e), as the Council may determine.

(7) For purposes of subsection (6) “serious offence” has the same meaning assigned under the Proceeds and Instruments of Crime Act.”.

Cap. 08:03

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

BARBARA N. DITHAPO,  
*Clerk of the National Assembly.*