

LOCAL GOVERNMENT ACT
(Cap. 40:01)

LOCAL GOVERNMENT (ESTABLISHMENT OF THE PALAPYE
DISTRICT COUNCIL) ORDER, 2023
(Published on 31st March, 2023)

ARRANGEMENT OF PARAGRAPHS

PARAGRAPH

1. Citation and commencement
2. Constitution and establishment of the Palapye District Council
3. Persons not qualified for membership of Council
4. Filling of vacancy
5. Functions of Council
6. Transitional and savings provision
7. Revocation of S.I. No. 190 of 2022

SCHEDULE 1

SCHEDULE 2

IN EXERCISE of the powers conferred on the Minister by section 5 as read with section 3 of the Local Government Act, the following Order is hereby made —

1. This Order may be cited as the Local Government (Establishment of Palapye District Council) Order, 2023 and shall come into operation on 1st April, 2023. Citation and commencement

2. (1) There shall be a district council, to be known as the Palapye District Council (hereinafter referred to as “the Council”), in respect of the area defined in Schedule 1. Constitution and establishment of Palapye District Council

(2) The Council shall consist of —

(a) 25 elected members;

(b) four nominated members; and

(c) *ex-officio* members being —

(i) an administrative officer who has special responsibilities relating to the development of the area,

(ii) every land board chairperson within the Administrative District,

(iii) every member of the *Ntlo ya Dikgosi* designated or selected under subsection (1) or (2) of section 78 of the Constitution, and

(iv) a *Kgosi* who resides within the headquarters of the Council.

(3) An elected member of the Council shall be elected at each polling district within the Council area in the manner provided by the Electoral Act. Cap. 02:09

(4) A nominated member of the Council shall be appointed by the Minister in writing.

(5) For the purposes of this Order “polling district” means a polling district established under the Electoral Act.

3. A person shall not be disqualified from being a member of the Council because he has applied for and has been granted a passport issued by or under the authority of the Government of any of the countries specified in Schedule 2. Persons not disqualified for membership of Council

Filling of vacancy	4. Where a seat of a member of the Council becomes vacant by virtue of any of the provisions of the Act, the vacancy shall be filled in accordance with the provisions of paragraph 2.
Functions of Council	5. The Council shall perform the functions set out in Schedule 1 to the Act, and any function delegated by the Minister.
Transitional and savings provision	6. Notwithstanding section 5 of the Act, the Central District Council bye-laws shall apply to Palapye District Council until such a time as the Palapye District Council may make its own bye-laws.
Revocation of S.I. No. 190 of 2022	7. The Local Government (Establishment of Palapye District Council) Order, 2022 is hereby revoked.

SCHEDULES

SCHEDULE 1 (paragraph 2 (1))

Cap. 03:02	The area of the Palapye District Council shall be the area defined as the Palapye District under the Administrative Districts Act.
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SCHEDULE 2 (paragraph 3)

The Federal Republic of Germany
 The French Republic
 The Kingdom of Belgium
 The Kingdom of Denmark
 The Republic of Greece
 The Kingdom of Norway
 The Kingdom of Sweden
 The Republic of Ireland
 The Republic of Italy
 The Republic of South Africa
 The State of Israel
 The State of Spain
 The United States of America

MADE this 29th day of March, 2023.

KGOTLA K. AUTLWETSE,
*Minister of Local Government and
 Rural Development.*