

NATIONAL REGISTRATION (AMENDMENT) ACT, 2017

No. 11



of 2017

ARRANGEMENT OF SECTIONS

SECTION

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An Act to amend the National Registration Act.

Date of Assent: 28.08.2017

Date of Commencement: On Notice

ENACTED by the Parliament of Botswana.

1. This Act may be cited as the National Registration (Amendment) Act, 2017 and shall come into operation on such date as the Minister may, by Order published in the *Gazette*, appoint.

Short title and
Commencement

2. The National Registration Act (hereinafter referred to as “the Act”) is amended by substituting for the long title, the following new long title —

Amendment
of long title
of Cap. 01:02

“An Act to provide for the registration of citizens of Botswana and to provide for matters incidental thereto.”.

3. The Act is amended in section 2 by deleting the definition of “Minister” thereof.

Amendment
of section 2
of the Act

4. Section 6 of the Act is amended by inserting, immediately after subsection (2), the following new subsections —

Amendment
of section 6
of the Act

“(3) A photograph referred to under subsection (2) shall include a person’s tophead, forehead line, ears, eyes and neckline.

(4) The registrar may exempt any citizen of Botswana of or above the age of 16 years from the provisions of subsection (1) if the person gives a reasonable excuse for not complying with the provisions of the subsection.”.

Amendment
of section 7
of the Act

5. Section 7 of the Act is amended in subsection (1) by inserting immediately after subsection (3), the following new subsection —

“(4) The registrar may refuse to register an applicant who fails to provide the necessary information.”.

Amendment
of section 9
of the Act

6. Section 9 of the Act is amended by —

(a) substituting for subsection (1), the following new subsection —

“(1) Where the registrar is satisfied that an applicant qualifies for registration he shall issue an identity card to the applicant on payment of the prescribed fee.” and

(b) by substituting for subsection (3), the following new subsection —

“(3) An identity card shall be renewed by the issue of a new card with recent photograph and with up-to-date particulars relating to the holder on payment of a prescribed fee.”.

Amendment
of section 12
of the Act

7. Section 12 of the Act is amended by substituting for subsection (3), the following new subsection —

“(3) Where an identity card which has been lost is subsequently found, the owner shall return it to the Registrar of National Registration for cancellation and destruction.”.

Amendment
of section 14
of the Act

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

“Change in
particulars
relating to
registered
person

14. Where the particulars relating to any person, and to which he has sworn in his application for registration, change after he has been issued with an identity card, such person shall, within 30 days of such change inform the registrar or the nearest district registrar of the changes.

Amendment
of section 17
of the Act

9. Section 17 of the Act is amended by substituting for the words “registrar”, the words “district registrar” wherever it appears in that section.

Insertion of
section 17A
of the Act

10. The Act is amended by inserting, immediately after section 17 thereof, the following new section —

“Identity card
of deceased
persons

17A. The identity card of a deceased person shall be surrendered to the nearest district registrar within 30 days after the occurrence of the death by any parent, guardian or next of kin of the deceased person.”.

Amendment
of section 18
of the Act

11. Section 18 is hereby amended by —

(a) deleting paragraph (a);

(b) inserting immediately after paragraph (h), the following new paragraph —

“(i) is in possession of another person’s identity card and keeps it as security for a debt or obligation.”.

Amendment
of section 19
of the Act

12. The Act is amended by substituting for section 19, the following new section —

“Punishments

19. A person who is guilty of an offence under this Act shall be liable under sections 8 and 18 (b) to (i) to a fine not exceeding P1500 or to imprisonment for a term not exceeding one year, or to both.”.

PASSED by the National Assembly this 27th day of July, 2017.

BARBARA N. DITHAPO,
Clerk of the National Assembly.