

Pulamadibogo

Rona, re le batho ba Aforika Borwa,

Re itse ditshiamololo tsa rona tse di fetileng;

Re tlotla ba ba bogetseng tshiamo le kgololosego mo lefatsheng la rona;

Re tlotla ba ba diretseng go aga le go tlhabolola naga ya rona; mme

Re dumela gore Aforika Borwa ke ya botlhe ba ba tshelang mo go yona, re tshwaragane mo go farologaneng ga rona.

Rona ka jalo, ka baemedi ba re ba itlhophetseng ka kgololosego, re amogela Molaotheo o jaaka Molao-Mogolo wa Rephaboliki gore re –

Alafe dikgogakogano tse di fetileng mme re age Setšhaba se se thailweng mo meetlong ya demokerasi, bosiamisi mo bathong le ditshwanelo tse di botlhokwa tsa botho;

Tlhome metheo ya demokerasi le bosetšhaba jo bo buletsweng botlhe jo mo go bona puso e theilweng, mo thatong ya batho e bile moagi mongwe le mongwe a sireleditsweng ka go lekana ke molao.

Tokafatse matshelo a baagi botlhe le go golola neo ya mongwe le mongwe le;

Age Aforika Borwa e kopaneng ya demokerasi e e kgonang go tsaya maemo a yona a a e siametseng jaaka naga e e ipusang mo tshikeng ya mafatshe.

A Modimo a sireletse Setšhaba sa rona.

Nkosi Sikelel' iAfrika. Morena boloka setšhaba sa etsho.

God seën Suid-Afrika. God bless South Africa.

Mudzimu fhatutshedza Afurika. Hosi katekisa Afrika.

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Kgaolo 1

dikaelo tsa motheo

Rephaboliki ya Aforika Borwa

1. Rephaboliki ya Aforika Borwa ke naga e le nngwe e e ipusang ya demokerasi e e theilweng mo meetlong e e latelang:

(a) seriti sa botho, phitlhelelo ya tekatekano le tsweletso ya ditshwanelo tsa botho le dikgololosego.

(b) go sa kgethololeng ka bomorafe le ka bong.

(c) bogolo jwa Molaotheo le puso ya molao.

(d) Tshiamelo ya go tlhophela jaaka mo lefatsheng lotlhe, lenaane le le lengwe la bosetšhaba la batlhophi, ditlhopho tsa nako le nako, le mokgwa wa puso ya demokerasi ya makoko-mantsi, go netefatsa maikarabelo, bodiredi bo bo tsibogelang ditlhagiso le tirelo e e mo phatlalatseng.

Bogolo jwa Molaotheo

2. Molaotheo o, ke molao-mogolo wa Rephaboliki; molao kgotsa maitsholo a a kgatlhanong le ona ga a na boleng, le ditlamego tse o di abang di tshwanelwa go diragatswa.

Boagi

3. (1) Go na le boagi bo le nosi jwa Aforika Borwa.

(2) Baagi botlhe ba:

(a) lebanwe ke ditshwanelo ka go lekalekana, ditshiamelo le molemo wa boagi; mme

(b) ba amiwa ka go lekana ke ditiro le maikarabelo a boagi,

(3) Molao wa naga o tshwanela go rulaganyetsa phitlhelelo, tatlhegelo le pusetso ya boagi.

Pina ya bosetšhaba

4. Pina ya bosetšhaba ya Rephaboliki e swetswa ke Poresidente ka kgoeletso.

Folaga ya bosetšhaba

5. Folaga ya bosetšhaba e bontsho, bogauta, botala, bosweu, bohibidu le botala jwa legodimo jaaka fa e tlhalosiwa e bile e takilwe mo go Mametlelelo 1.

Dipuo

6. (1) Dipuo tsa semmuso tsa Rephaboliki ke Sesotho sa Leboa, Sesotho, Setswana, Seswati, SeVenda, SeTsonga, Seburu, Seesimane, Setebele, Sethosa le SeZulu.

(2) Ka go lemoga nyelelo ka hisetori ya tiriso le serodumo sa dipuo tsa baagi ba lefatshe le, puso e tshwanela go tsaya dikgato tse di bonalang le tse di supang kgatelopele go tthatlosa kemo le go tswelletsa tiriso ya dipuo tse.

(3) (a) Puso ya bosetšhaba le dipuso tsa diporofense di ka dirisa dipuo tsa semmuso dingwe le dingwe mo mabakeng a puso, go tsewa tsia tiriso, kgonagalo, ditshenyegelo, mabaka a karolo ya naga, le tekatekano ya ditlhokego le dikgatlhego tsa baagi ka bophara kgotsa mo porofenseng e e amegang puso ya bosetšhaba le puso nngwe le nngwe ya porofense di tshwanetse go dirisa di le pedi tsa semmuso. BoMmasepala ba tshwanela go tsayatsia tiriso ya puo le itlhophelo ya baagi ba bona.

(b) BoMmasepala ba tshwanetse go tsaya tsia puo e e diriswang le go kgatlhegelwa ke baagi ba bona.

(4) Puso ya bosetšhaba le dipuso tsa diporofense, ka dipeomolao le dikgato dingwe di tshwanetse go laola le go tlhokomela tiriso ya dipuo tsa semmuso. Ntle le go fapoga dithulaganyo tsa karolwana (2), dipuo tsotlhe tsa semmuso di tshwanela go newa tlotlomatso e e lekanang e bile di tshwanelwa go tsewa ka tekatekano.

(5) Boto ya Dipuo tsa Pan Aforika Borwa e e tlhomilweng ke peomolao ya bosetšhaba e tshwanetse –

(a) go tswelletsa le go tlhola maemo a tlhabololo le tiriso ya –

(i) dipuo tsotlhe tsa semmuso;

(ii) dipuo tsa seKhoi, seNama le seSan; le

(iii) puo ya kaetso, le

(b) go tswelletsa le go tlhomamisa tlotlo ya go akarediwa seJeremane, seGeriki seGujarati, seHindi, sePotokisi, seTamil, seTelugu, seUrdu, le (i) dipuo tsotlhe tse di dirisiwang ka gale ke ditlhopho tsa batho mo Aforika Borwa, (ii) seHebera, seSanskrit le dipuo tse dingwe tse di dirisediawang maikaelelo a borapedi.

Kgaolo 2

Molaotlhomong wa Ditshwanelo

Ditshwanelo

7. (1) Molaotlhomong wa Ditshwanelo ke motheokonokono wa demokerasi mo Aforika Borwa. O babaletse ditshwanelo tsa batho botlhe mo lefatsheng la rona e bile o tlhomamisa meetlo ya demokerasi ya seriti sa botho, tekatekano le kgololosego.

(2) Puso e tshwanela go tlotla, go sireletsa, go etleetsa le go diragatsa ditshiamelo tsa Molaotlhomong wa Ditshwanelo.

(3) Ditshwanelo tse di mo Molaotlhomong wa Ditshwanelo di laolwa ke dikiletso tse di mo karolong 36, kgotsa felo gongwe mo Molaotlhomong.

Tiragatso

8. (1) Molaotlhomong wa Ditshwanelo o dira mo molaong otlhe e bile o tlama kgotlapeomolao, bodiragatsi le bosiamisi, le dithwe tsotlhe tsa puso.

(2) Thulaganyetso mo Molaotlhomong wa ditshwanelo e tlama motho fela le mothomolaong, le go fitlha, moo go kgonegang go tsewa tsia mokgwa wa tshwanelo le tiro nngwe le nngwe e e pateletswang ke tshwanelo eo.

(3) Mo go diragatseng dithulaganyetso tsa Molaotlhomong mo mothong fela le mothomolaong go ya ka karolwana (2), kgotlatshekelo –

(a) gore e neye bokgoni go tshwanelo e e mo molaotlheong, e tshwanela go dirisa, kgotsa fa

go tlhokegang, go tlhabolola molao wa selegae go fitlha fa peomolao e sa neyeng nonofo go tshwanelo eo; e bile

(b) e ka tlhabolola melawana ya molao wa selegae go fokotsa tshwanelo, fa fela phokotso eo e le go ya ka karolo 36 (1).

(4) Mothomolaong o na le tshiamelo le ditshwanelo mo Molaotlhomong wa Ditshwanelo go ya ka boleng ba ditlhokego tsa ditshwanelo le tsa mothomolaong oo.

Tekatekano

9. (1) Motho mongwe le mongwe o a lekana fa pele ga molao, e bile o na le tshwanelo ya tshireletso le tekanelo ee lekanang ya molao.

(2) Tekatekano e akaretsa boitumelo jo bo tletseng le jo bo lekalekanang jwa ditshwanelo tsotlhe le dikgololosego. Go etleetsa phitlhelelo ya tekatekano, peomolao le dikgato dingwe, tse di diretsweng go sireletsa kgotsa go tswelatsa batho, kgotsa dikarolo dingwe tsa batho ba ba neng ba patikilwe ke kgethololo e e neng e sa lolama, di ka tsewa.

(3) Puso ga e ne e kgetholola ka fa go sa tshwanelang e ka nna ka tlhamalalo kgotsa ka go sa tlhamalale kgatlhanong le mongwe le mongwe, mo lebakeng lengwe kgotsa mangwe go akarediwa morafe, bong, boimana, kemo ya nyalo, lotso kgotsa tshimologo ya loago, mmala, tshekamelobong, dingwaga, borepa, bogole, bodumedi, maikutlo, tumelo, setso, puo, le matsalo.

(4) Ga go motho ope yo o tla kgethololang ka fa go sa tshwanelang e ka nna ka tlhamalalo kgotsa ka go sa tlhamalale kgatlhanong le mongwe le mongwe, mo lebakeng lengwe kgotsa mangwe go ya ka karolwana (3). Peomolao ya bosetšhaba e tshwanela go tsennngwa mo tirisong go thibela kgotsa go etsa kgethololo e.

(5) Kgethololo mo go lengwe kgotsa mangwe a mabaka a a umakilweng mo karolwaneng (3) ga e a lolama, ntle le fa go tlhomamisitswe gore kgethololo e lolame.

Seriti sa botho

10. Mongwe le mongwe o na le seriti sa botho ka tlhago le tshwanelo ya gore seriti sa bona se tlotlwe mme se be se sirelediwe.

Botshelo

11. Mongwe le mongwe o na le tshwanelo ya botshelo.

Kgololosego le tshireletsego ya motho

12. (1) Mongwe le mongwe o na le tshwanelo ya kgolosego le tshireletsego ya gagwe, mme go akaretsa tshwanelo ya –

(a) go se tseelwe kgololosego ka kgobelelo kgotsa ntle le lebaka la tshiamo: kgotsa

(b) go se tlhatlhelwe ntle le go sekisiwa;

(c) go gololosega mo methaleng yotlhe ya tirisodikgoka go tswa mo metsweding ya sephiri kgotsa ya botlhe;

(d) go se bogisiwe ka tsela epe; le

(e) go se tsholwe kgotsa go otlhaiwa setlhogo, mo go seng ka fa bothong kgotsa mo go sotlang.

(2) Mongwe le mongwe o na le tshwanelo ya tlotlo ya mmele le boitekanelo mo moweng wa botho, go akarediwa –

(a) go dira ditshwetso tebang le tsa pelegi,

(b) go sireletsega le taolo mo mebeleng ya bone; le

(c) go se tsennngwe mo ditekong tsa bongaka le bonetetshi ntle le go neela tetla.

Bokgoba, bolala le tiro ya pateletso

13. Ga go ope yo o tshwanetseng go tsennngwa mo bokgobeng kgotsa go dirisiwa ka bolala le fa e le ka pateletso.

Sephiri

14. Mongwe le mongwe o na le tshwanelo ya sephiri go akarediwa tshwanelo ya –

(a) botho kgotsa ntlo ya bona go phuruphutswe;

- (b) dithoto tsa bona go se letle go phuruphutswe;
- (c) go amogiwa dithoto;
- (d) sephiri sa tlhaeletsano ya bona go sungwa nko go sutlhelelwa.

Kgololosego ya bodumedi, tumelo le kakanyo

15. (1) Mongwe le mongwe o na le tshwanelo ya kgololosego ya maikutlo, bodumedi, mogopolo, tumelo le kakanyo.

(2) Ditirelo tsa bodumedi di ka tshwarelwa mo dikagong tsa puso kgotsa tse di tlamelwang ke puso fa fela:

(a) ditirelo tseo di latela melawana e e beilweng ke bothati ba botlhe bo bo maleba ba ditheo tseo;

(b) ditirelo di tsamaiso ka tsela ya tekatekanyo; le

(c) go di tsenela go gololesegile e bile ka ithaopo.

(3) (a) Karolwana e ga e kgoreletse peomolao go amogela –

(i) manyalo a a kennweng go ya ka setso, kgotsa mokgwa wa bodumedi, sephiri kgotsa molao wa malapa;

(ii) tsamaiso ya sephiri le molao wa malapa go ya ka setso sengwe le sengwe kgotsa batho ba bodumedi bo bo rileng.

(b) Go tsewa tsia mo mabakeng a temana (a) go tshwanetse go lepalepana le dithulaganyetso tse dingwe tsa Molaotheo.

Kgololosego ya tlhagisomaikutlo

16. (1) Mongwe le mongwe o na le tshwanelo ya kgololosego ya go tlhagisa maikutlo, go akarediwa –

(a) kgololosego ya dikgatiso le metswedi e mengwe ya pasalatso;

(b) kgololosego ya go amogela kgotsa go neelana ka tshedimosetso kgotsa dikakanyo;

(c) kgololosego ya botaki ba botlhami; le

(d) kgololosego ya boithutedi le kgololosego ya dipatlisiso tsa bonetetshi

(2) Ditshwanelo tsa molawana (1) ga di fetelele go akaretsa –

(a) tlhotlheletso ya ntwana;

(b) tlhotlheletso ya khuduego e e kukelang; kgotsa

(c) tlhotlheletso ya letlhoo le le ikaegileng ka bomorafe, lotso, bong, kgotsa bodumedi, le se e leng tlhotlheletso e e tlišang kgobalo.

Kokoano, ditshupetso, phiketo le phetišene

17. Mongwe le mongwe o na le tshwanelo, go kokoana, go dira tshupetso, go phiketa, le go neelana ka dipetišene ka kagiso, a sa tlhomela ka dibetsa.

Kgololosego ya kamano

18. Mongwe le mongwe o na le tshwanelo ya kgololosego ya kamano.

Ditshwanelo tsa sepolotiki

19. (1) Moagi mongwe le mongwe o na le tshwanelo ya go ithophela mo dipolotiking go akarediwa tshwanelo ya: –

(a) Go itlhamela lekoko la sepolotiki;

(b) Go tsaya karolo mo medirong ya, kgotsa go ngokela ditokololo go, mokgatlo wa sepolotiki; le

(c) Go tswa letsholo boemong ba lekoko la dipolotiki kgotsa go kgaratlhela lebaka lengwe.

(2) Moagi mongwe le mongwe o na le tshwanelo ya ditlhopho tse di gololesegileng, tse di lolameng, tsa ka gale tsa kgotlapeomolao nngwe le nngwe e e tlhomilweng go ya ka Molaotheo.

(3) Moagi mongwe le mongwe wa mogodi o na le tshwanelo ya: –

(a) go tlhopho, mo ditlhophong tsa kgotlapeomolao nngwe le nngwe e e tlhomilweng go ya ka Molaotheo, mme a dira jalo mo sephiring; le

(b) go nna ntlhopheng mo tironing ya setšhaba, mme fa a tlhophilwe, a nna mo tironing eo.

Boagi

20. Ga go moagi ope yo o tla ganelwang boagi.

Kgololosego ya tsamao le bodulo

21. (1) Mongwe le mongwe o na le kgololosego ya go ya kwa a ratang teng.

(2) Mongwe le mongwe o na le tshwanelo ya go tswa mo Rephaboliking.

(3) Moagi mongwe le mongwe o na le tshwanelo ya go tsena, go nna, le go aga gongwe le gongwe mo Rephaboliking.

(4) Moagi mongwe le mongwe o na le tshwanelo ya lokwalo la mosepele.

Kgololosego ya kgwebo, tiro le boithutelo

22. Moagi mongwe le mongwe o na le tshwanelo ya go kgetha kgwebo, tiro kgotsa boithutelo ka kgololosego. Tiragatso ya kgwebo, tiro kgotsa boithutelotiro, e ka rulaganngwa ka molao.

Dikamano tsa bodiri

23. (1) Mongwe le mongwe o na le tshwanelo ya tiragatso ya bodiri bo bo lolameng.

(2) Modiri mongwe le mongwe o na le tshwanelo ya:

(a) go tlhama le go nna tokololo ya mokgatlho wa badiri –

(b) go tsaya karolo mo mererong le manaaneng a mokgatlho wa badiri;

(c) go ngala tiro.

(3) Mothapi mongwe le mongwe o na le tshwanelo ya –

(a) le go bopa le go nna tokololo ya mokgatlho wa bathapi; le

(b) go tsaya karolo mo mererong le manaaneng a mekgatlho ya bathapi;

(4) Mokgatlho mongwe le mongwe wa badiri le mokgatlho mongwe le mongwe wa bathapi o na le tshwanelo ya –

(a) go tlhomamisa tsamaiso, manaane, le merero ya ona;

(b) go rulaganya;

(c) go bopa le go nna tokololo ya mokgatlho wa fetereišene.

(5) Mokgatlho mongwe le mongwe wa badiri, mokgatlho wa bathapi le mothapi, di na le tshwanelo ya go kgaratlhela ditshiamelo ka mogoso. Peomolao ya bosetšhaba e tla tsennngwa mo tirisong go laola kgaratlhelo ya ditshiamelo ka mogoso. Go fitlha foo peomolao e ka lekanyetsang tshwanelo mo kgaolong e, tekanyetso e tshwanetse go dumelelana le Karolo 36(1).

(6) Peomolao ya bosetšhaba e ka amogela dithulaganyo tsa tshireletsego tsa mokgatlho wa badiri, tse di mo ditumelelanong tsa mogoso. Go fitlha foo peomolao e ka lekanyetsang tshwanelo mo kgaolong e, tekanyetso e tshwanetse go dumelelana le Karolo 36(1).

Tikologo

24. Mongwe le mongwe o na le tshwanelo ya –

(a) go nna mo tikologong e e seng kotsi mo matshelong le mo bothong ba bona; le

(b) go nna le tikologo e e sireletsegileng, go nna mosola dikokomaneng tsa jaanong le tsa isago, go ya ka peomolao le dikgato dingwe tse di utlwalang:

(i) thibela kgotlelego le kwelotlase ya tlhago;

(ii) Go etleetsa tshomarelo ya tlhago;

(iii) Go fitlhelela kagoseša le tiriso ya maruo a tlhago;

Go nna le tswelelopele e e sireletsang pabalesego ya tlhago le tiriso ya dikumo tsa tlhago.

Dithoto

25. (1) Ga go ope yo o tla tseelwang dithoto tsa gagwe kwa ntle ga mabaka a a mo tirisong ka kakaretso, e bile ga go molao o o tla letlang go tseelwa dithoto ka kgobebelelo.

(2) Dithoto di ka amogiwa ka molao wa tiriso ya kakaretso wa ka gale –

(a) go dirisetswa botlhe kgotsa mo kgatlhegong ya botlhe; le

(b) go laola tuelo ya go tlhatswa diatla, tlhotlha e nako le mokgwa wa tuelo go dumalalanweng ke ba ba amegang go sweditswe kgotsa go rebotswe ke kgotlatshekelo.

(3) Tlhotlha, nako le mokgwa wa tuelo, wa go tlhatswa diatla o tshwanetse go nna o o

lolameng wa tekatekanyo, o supa tekatekanyo e e lekanang fa gare ga kgatlhego ya botlhe le dikgatlhego tsa ba ba amegang, go tsewa tsia mabaka otlhe a a maleba, go akarediwa –

- (a) tiriso ya ga jaana ya thoto;
- (b) lemorago le tsela e dithoto tseo di fitlheletsweng ka yona;
- (c) tlhotlhwa ya tsona mo mmarakeng;
- (d) boleng ba peeletso ya puso le tshegetso mo phitlhelelong le tlhabololo ya tlhotlhwa e e mosola ya dithoto; le

(e) mabaka a go amogiwa dithoto.

(4) Mo maitlhomong a karolo e –

(a) kgatlhego ya botlhe e akaretsa itlamo ya setšhaba go tlhabololo ya lefatshe, le ditlhabololo go tliša phitlhelelo e e nang le tekatekanyetso ya metswedi yotlhe ya tlhago ya go tlamela ditlhokego tsa Aforika Borwa; le

(b) dithoto ga di lekanyelediwe fela mo nageng.

(5) Puso e tshwanetse go tsaya dikgato tse di isegang tsa peomolao le tse dingwe mo metsweding e e kgonegang ya yona, go tšweletsa maemo a a kgontshang baagi go fitlhelela lefatshe mo kemong e e lekalekanang.

(6) Motho kgotsa setlhopho sa magae se go nna ga bona mo lefatsheng go sa sireletsegang go ya ka fa molaong ka ntlha ya melao ya kgale ya tlhophololo kgotsa ditlwaelo, se tshwanelwa go ya ka thulaganyetso ya Molao wa Palamente o ke bonno jo bo sireletsegileng ka fa molaong, kgotsa go tshiamisetso e e tshwantshanyegang.

(7) Motho kgotsa setlhopho sa magae se se amogilweng dithoto morago ga la 19 Seetebosigo 1913 ka ntlha ya melao ya kgale ya tlhotlhololo kgotsa ditlwaelo, se tshwanelwa, go ya ka thulaganyetso ya Molao wa Palamente go busediwa dithoto tseo, kgotsa tshiamisetso e e lekalekanang.

(8) Ga go thulaganyetso ya karolo e e ka kgoreletsang puso go tsaya dikgato tsa peomolao le tse dingwe go fitlhelela tlhabololo ya lefatshe, metsi kgotsa phitlhelelo e e lekalekanetseng go metswedi ya tlhago, ka tebo ya go busetsa tlwaeding ditlamorago tsa tlhotlhololo e e fetileng, ya go ya ka morafe, fa fela dikgato tse tsa peomelao le tse dingwe di isega go ya ka dithulaganyetso tsa 36(1).

(9) Palamente e tshwanetse go tlhoma molao ka peomolao e e umakiwang mo dikarolwaneng tsa (6).

Matlo

26. (1) Mongwe le mongwe o na le tshwanelo ya go nna le bonno bo bo tshwanetseng.

(2) Puso e tshwanetse go tsaya dikgato ka peomolao tse di isegang dingwe le dikgato tse gatelang mo metsweding e e kgonegang ya yona, dingwe go ya ka dithata tse di gona, go tšweletsa phitlhelelo ya tshwanelo e.

(3) Ga go motho ope yo o ka kobiwang mo ntlong ya gagwe, kgotsa go thubelwa ntlo, ntle le taelo ya kgotlatshekelo e e dirilweng morago ga mabaka otlhe a sekesekilwe. Ga go peomolao e letlang go kobiwa ka kgobelelo.

Pholo, dijo, metsi le tshireletsego ya loago

27. (1) Mongwe le mongwe o na le tshwanelo ya phitlhelelo go: –

(a) Ditirelo tsa pholo go akarediwa tlhokomelo ya tsa pelegi;

(b) Dijo tse di lekaneng le metsi a phepa; le

(c) Pabalesego ya loago e e akaretsang, fa ba ba sa kgoneng go iphedisa le bana ba bona, go ba naya thuso ya loago e e maleba.

(2) Puso e tshwanetse go tsaya dikgato tse di isegang ka peomolao le tse dingwe, go ya ka fa ditlamelo tse di letlang go tliša kgatelopele go fitlhelela nngwe le nngwe ya ditshwanelo tse.

(3) Ga go ope yo o tla ganelwang kalafi ya tshoganyetso.

Bana

28. (1) Ngwana mongwe le mongwe o na le tshwanelo ya –
- go šewa leina le bosetšhaba go simologa fa a belegwa;
 - tlhokomelo ya lesika kgotsa ya batsadi, kgotsa nngwe e e maleba fa a tlositswe kwa lapeng lwa gaabo;
 - phepo ya motheo, tshireletso, pholo bogolo setona mo boseeng le ditirelo tsa loago;
 - go sirelediwa mo go tshwarweng makgwakgwa, go se tlhokomelwe, go sotliwa, le go nyenyefadiwa ka tshotlo;
 - go sirelediwa kगतलhanong le go tsholwa makgwakgwa go se kgathalelwe, go sotlwa kgotsa go nyenyefadiwa;
 - go se patelediwe le go se letliwe go dirisiwa –
 - ka mokgwa o o seng maleba le dingwaga tsa bana,
 - Go se dirisiwe kwa lefelong le le kotsi mo bothong, mo thutong, mmeleng, tlhaloganyong, moweng le mo maitseong kgotsa mo kgolong ya gagwe;
 - go se tlhatlhelwe mokgolegong ntle, ntle le fa kgato ya bofelo, fa go le jalo, godimo ga ditshwanelo tse ngwana a di itumelelang, ka fa tlase ga karolwana ya 12 le 35, ngwana a ka tlhatlhelwa fela ka nako e khutshwane thata, mme a na le tshwanelo ya –
 - go se kopanngwe le batshwara ba dingwaga di le 18 ; le
 - go tsholwa ka mokgwa, e bile a beilwe mo maemong; a a tsayang tsia dingwaga tsa ngwana;
 - go nna le ramolao o a reboletsweng ngwana ke puso, e bile ka ditshenyegelo tsa puso, mo dikgato tsa selegae tse di amang ngwana, fa tlolo-molao e ka diragala kwa bofelong; le
 - go se dirisiwe ka tlhamalalo mo kgotlhang ya dibetsa, le go sirelediwa mo dinakong tsa kgotlhang ya dibetsa.
- (2) Dikgatlhegelo tsa ngwana ke tsa botlhokwa thata mo mabakeng otlhe a a amang ngwana.
- (3) Mo karolong e, “ngwana” ke motho wa dingwaga tse di fa tlase ga 18.

Thuto

29. (1) Mongwe le mongwe o na le tshwanelo –
- go thuto ya motheo, go akarediwa thuto ya motheo ya bogolo; le
 - go thuto ya tsweletso, e puso e tshwanelang go tsaya dikgato tse di isegang gore e nne e bonwe e be e fitlhelwe ka kgatelopele.
- (2) Mongwe le mongwe o na le tshwanelo ya go amogela thuto ka puo kgotsa dipuo tsa semmuso mo ditheong tsa thuto tsa botlhe, fa seo se kgonagala. Go netefatsa phitlhelole ya nnete ya se, le tiragatso ya tshwanelo e, puso e tshwanetse go sekaseka maphata otlhe a a kgonegang a thuto, go akaretsa ditheo tse di ruta ka loleme lo le nosi, e bile go tsewa tsia –
- tekatekanyetso;
 - kgonagalo;
 - tlhokego ya go busetsa kemong ditlamorago tse di tlhodilweng ke melao le tiragatso ya kgethololo ya bomorafe e e fetileng.
- (3) Mongwe le mongwe o na le tswanelo ya go tlhoma le go tsweletsa, ka ditshenyegelo tsa bona, ditheo tsa thuto tse di ikemetseng tse –
- di sa kgethololeng go ya ka lotso;
 - di kwadisitsweng mo pusong; le
 - go tshegetsa maemo a a seng kwa tlase ga a a mo ditheong tsa thuto tsa botlhe fa a tshwantshannngwa.
- (4) Karolwana (3) ga e thibele dithuso tsa puso go ditheo tsa thuto tse di ikemetseng.

Puo le setso

30. Mongwe le mongwe o na le tshwanelo ya go dirisa puo le go tsaya karolo mo setsong go ya ka fa a ithlophetseng, mme ga go ope yo o tshwanelang go dirisa dithata tseo ka mokgwa o o seng ka fa dikaelong le tetla nngwe ya Molaotlthomo wa Molaotheo.

Ditlhophha tsa setso, bodumedi, le puo

31. (1) Batho ba ditlhophha tsa setso, bodumedi kgotsa puo ga ba na ba kganelwa tshwanelo, le ditokololo tse dingwe tsa bona tsa setlhophha, go –

- (a) go itumelela setso, go diragatsa bodumedi ba bona, le go dirisa puo ya bona; le
- (b) go tlhama, go nna leloko, le go tshegetsa mekgatlho ya setso, borapedi le puo le dirwe tse dingwe tsa selegae mo setšhabeng.

(2) Ditshwanelo tse di mo Karolwaneng (1) ga di ne di diragadiwa ka mokgwa o o seng ka fa dikaelong dipe mo Molaotlhomong wa Ditshwanelo.

Phitlhelelo go tshedimosetso

32. (1) Mongwe le mongwe o na le tshwanelo ya go fitlhelela –

- (a) tshedimosetso nngwe le nngwe e e leng ya puso; le
- (b) tshedimosetso nngwe le nngwe e e mo go mongwe, e batlega go dirisetswa kana go sireletsa ditshwanelo dingwe.

(2) Peomolao ya bosetšhabaa e tshwanetse go tsennngwa mo molaong go naya maatla mo tshwanelong e, e bile e ka neela dikgato tse di isegang go fokotsa morwalo wa botsamaisi le ditshenyegelo tsa madi mo pusong.

Tiragatso ya tsamaiso e e nang le tshiamo

33. (1) Mongwe le mongwe o na le tshwanelo ya tiragatso ya tsamaiso e e mo molaong, e e isegang e bile e lolame ka dithulaganyo.

(2) Mongwe le mongwe o ditshwanelo tsa gagwe di patikilweng mašwe ka tiragatso ya tsamaiso o na le tshwanelo ya go newa mabaka a a kwadilweng.

(3) Peomolao ya bosetšhaba e tshwanetse go tsennngwa mo molaong go noya ditshwanelo tse maikatlapelo, le go –

(a) rulaganyetsa tshekatsheko ya tiragatso ya tsamaiso ka kgotlatshekelo kgotsa, fa go tshwanelang, ka lekgotla le le ikemetseng le le se nang ditlhotlho;

(b) go baya boikarabelo mo pusong go naya maikatlapelo go ditshwanelo tse di mo dikarolong tsa (1) le (2); le

(c) go etleetsa tsamaiso e e siameng.

Phitlhelelo go dikgotlatshekelo

34. Mongwe le mongwe o na le tshwanelo ya gore kgotlhang nngwe le nngwe e e ka rarabolwang ka molao, e athole ka tshiamo mo botlhe ba ikutlwehang mo kgotlatshekelong kgotsa, fa go tshwanela, lekgotla lengwe le le ikemetseng kgotsa kokoano nngwe.

Batshwarwa, batlhatlhelwa le balatofadiwa

35. (1) Mongwe le mongwe yo o tshwaretsweng go tlola molao o na le tshwanelo ya –

(a) go didimala;

(b) go itsisiwe ka bonako –

(i) tshwanelo ya go didimala; le

(ii) ditlamorago tsa go se didimale;

(c) go se patelediwe go ipobola kgotsa go amogela molato e le fa se se ka dirisiwa jaaka bopaki kgatlhanong le ene;

(d) go tlhagisiwa mo kgotlatshekelong ka bonako bo bo kgonegang, mme e seng morago ga –

(i) diura tse 48 morago ga go tshwarwa; kgotsa

(ii) kwa bofelong jwa letsatsi la ntlha la kgotlatshekelo, morago ga go feta ga diura di le 48, fa diura tse 48 di fetile e se nako tsa tiro tsa kgotlatshekelo, kgotsa mo letsatsing le e e seng la kgotlatshekelo la tlwaelo.

(e) mo go tlhagelelang la ntlha mo kgotlatshekelo, morago ga go tshwarwa, a atholwe kgotsa a bolelelwe lebaka la go tswelela go tshwarwa, kgotsa a gololwe; mme

(f) a gololwe mo kgolegong fa dikgatlhego tsa bosiamisi di letla, ka taolo ya mabaka a a

isegang.

(2) mongwe le mongwe yo o tthatlhetsweng, go akarediwa batshwarwa ba ba bonweng molato, ba na le tshwanelo ya –

- (a) go itsisiwe ka bonako mabaka a go tthatlhelwa;
- (b) go kgetha, le go rerisana le ramolao, le go itsesiwe tshwanelo e ka bonako;
- (c) go fiwa ramolao ke puso, le ka ditshenyegelo tsa puo fa go ka nna le go tlhoka tshiamo go go ka diragalang le go itsesiwe ka tshwanelo e ka bonako;
- (d) go gwetlha bomolao ba tthatlhelo ka boene kwa kgotlatshekelo, mme fa tthatlhelo e se ka fa molaong, a gololwe;
- (e) maemo a tthatlhelo a a malebana le seriti sa botho, go akarediwa tiragatso le thulaganyetso ya go newa bonno, phepo, dikwalo tsa go buisa le kalafi, ka ditshenyegelo tsa puso; le
- (f) go letlwa go golagana le go etelwa ke:
- (i) mogatse kgotsa molekane;
- (ii) ba losika;
- (iii) moruti yo a mo itlhophetseng wa mokgopolodi; le
- (iv) ngaka e a e itlhophetseng.

(3) Motho mongwe le mongwe yo o latofadiwang o na le tshiamelo ya go sekisiwa ka tolamo go akarediwa tshwanelo ya –

- (a) go itsesiwe molato ka botlalo go mo kgontsha go araba;
 - (b) go nna le nako e e lekaneng le didiriswa go ipaakanyetsa itshireletso;
 - (c) go sekisiwa phatthalatsa mo kgotlatshekelong e e tlwaelegileng,
 - (d) go nna le tsheko e e simologang e be e khutla ntle le tiego e e sa tlhokagaleng;
 - (e) go nna teng fa a sekisiwa;
 - (f) go kgetha, le go emelwa ke, muedi/ramolao le go itsesiwe ka tshwanelo e ka bonako;
 - (g) go nna le mmuedi o puso e mo nayang motho yo o latofadiwang, ka ditshenyeyelo tsa puso,fa tshiamololo e kgolo e ka tlhagelela kwa bofelong, le go itsesiwe ka tshwanelo e ka bonako;
 - (h) go tsewa o se molato, le go nna o didimetse, le go se pake mo tseweletso ya tsheko;
 - (i) go sekaseka le go gwetlha bopaki;
 - (j) go se patelediwe go fa bopaki jo boka go tshwarisang;
 - (k) go sekisiwa ka puo e molatofadiwa a e tlhaloganyang kgotsa, fa go sa kgonege go fetolelwa ditseweletso tsa tsheko ka puo eo;
 - (l) go se atlholwe mabapi le molao mongwe kgotsa tlogelo nngwe e e neng e se tlolomolato go ya ka molao wa bosetšhaba kgotsa wa boditšhabatšhaba ka nako e e neng e dirwa kgotsa e tlogetswe ka yona;
 - (m) go se sekisiwe mabapi le tlolomolao kgotsa tlogelo e motho a se kileng a bonwa molato mo go yona kgotsa a e otlhaelwa;
 - (n) go newa bomolemo ba kotlo e e botlhofo-tlhofo ya dikotlhao tse di beilweng fa katlholo e e betsweng molato e ka boa e fetotswe kgabareng ya nako e molato o dirilweng ka yona le nako ya katlholo; le
 - (o) go ikuela mo katlholelong, kgotsa tshekatshekosešwa mo, kgotlatshekelong e kgolwane.
- (4) Gangwe le gape fa karolo e e tlhoka gore tshedimosetso e fiwe motho, tshedimosetso eo e tshwanelwa go fiwa ka puo e motho yoo a e tlhaloganyang.

(5) Bopaki bo bo fitlheletsweng ka mokgwa o o tloang tshwanelo nngwe e e mo Malaotlhomong wa Ditshwanelo bo tshwanetse go kgaphelwa thoko fa go amogelesega gore bopaki boo bo ka dira gore tsheko e tlhoke tolamo kgotsa ka tsela nngwe go ka kgopakgopetsa tsamaiso ya bosiamisi.

Tekanyetso ya ditshwanelo

36. (1) Ditshwanelo mo Molaotlhomong wa Ditshwanelo di ka lekanyediwa fela ka ditaelo

tša molao wa tiragatšo ka kakaretšo go fitlha fa tekanyetšo e isegang e bile e siame mo loagong le le buletsweng botlhe la demokrasi e e ikaegileng mo seriting sa botho, tekatekano le kgololosego, go tšewa tsia dintlha tsotlhe tše di maleba go akarediwa –

- (a) mokgwa wa tšhwanelo;
 - (b) botlhokwa ba maikaelelo a tekanyetšo;
 - (c) mokgwa le bogolo ba tekanyetšo;
 - (d) kgolagano fa gare ga tekanyetšo le maikaelelo ya yona; le
 - (e) mekgwa e e iletsang e mennye go fitlhelela maikaelelo.
- (2) Ntle le fa jaaka go rulaganyeditswe mo go karolwaneng ya (1) kgotsa mo thulaganyetsong nngwe gape ya Molaotšheo, ga go molao o o ka lekanyetsang tšhwanelo nngwe e e konoteletsweng mo Molaotlhomong wa Ditšhwanelo.

Maemo a tšhoganyetšo

37. (1) Maemo a tšhoganyetšo a ka goelediwa fela go ya ka molao wa palamente –

(a) matshelo a setšhaba a tšhosediswa ke ntwana, tlhaselo, khuduego ka kakaretšo, tlhakatlhakano, dintelo tša tlhago kgotsa tšhoganyetšo ya botlhe; le

(b) kgoeletšo e tlhokega go lere kagiso le tolamo.

(2) Kgoeletšo ya maemo a tšhoganyetšo, le molao mongwe le mongwe o o tšennngwang mo tirisong kana kgato e e tšewang ka ntlha ya kgoeletšo eo, e ka kgonagala fela –

(a) go simolola ka letlha la kgoeletšo; le

(b) go sa fete malatsi a 21 go simolola ka letlha la kgoeletšo ntle le fa Kokoano ya Bosetšhaba e ka tsaya tšhwetšo ya go oketsa kgoeletšo. Kokoano e ka katolosa ka kgoeletšo ya maemo a tšhoganyetšo ka nako e e sa feteng kgwedi tše tharo nako le nako. Katoloso ya ntlha ya maemo a tšhoganyetšo e tšhwanela go nna ka tšhwetšo e e amogelwang ke bontsi ke ba boutu e e tšhegediawang ditokololo tša Kokoano. Katoloso nngwe le nngwe e e latelang e tšhwanela go nna ka tšhwetšo e e amogetsweng ke boutu e e tšhegediawang ke peresente di le 60 tša ditokololo tša Kokoano. Tšhwetšo mo mabakeng a temana e, e ka amogelwa fela go latela dipuisano tša botlhe mo Kokoanong.

(3) Kgotlatshekelo nngwe le nngwe e e nang le bokgoni e ka dira tšhwetšo ka boleng ba –

(a) kgoeletšo ya maemo a tšhoganyetšo;

(b) katoloso nngwe le nngwe ya kgoeletšo ya maemo a tšhoganyetšo; kgotsa.

(c) peomolao nngwe le nngwe e e leng molao, kgotsa dikgato tše di tšerweng, ka lebaka la kgoeletšo ya maemo a tšhoganyetšo.

(4) Peomolao nngwe le nngwe e e leng molao o o mo tirisong ka ntlha ya kgoeletšo ya maemo a tšhoganyetšo e ka nyatsa/tlontlolola Molaotlhomong wa Ditšhwanelo fela go fitlha –

(a) fa lenyatšo le patelesega ka ntlha ya ka tšhoganyetšo fela; le ka

(b) peomolao –

(i) e lekalekana le maitlamo a Rephaboliki ka fa tlase ga molao wa boditšhabatšhaba; o o diragadiwang mo maemong a tšhoganyetšo;

(ii) e tsamaelana le karolwana (5); le

(iii) e phasaladitswe mo Kaseteng ya Puso ya naga ka bonako bo bo kgonegang morago ga go tšennngwa mo tirisong.

(5) Ga go Molao wa Palamente o o dumelelang kgoeletšo ya maemo a tšhoganyetšo, e bile ga go molao o o tlhomilweng kgotsa kgato nngwe e tšerweng ka ntata ya kgoeletšo, e e ka letlang kgotsa ya dumelela –

(a) go se latofadiwe ga puso, kgotsa motho mongwe le mongwe, tebang le tiragalo nngwe e e leng tlolomolao;

(b) tlontlololo nngwe le nngwe mo karolong e; kgotsa

(c) tlontlololo nngwe le nngwe mo karolong e e umakilweng mo kholomong ya 1 ya Lenaane la Ditšhwanelo-Tše-Di-Sa-tlontlololegeng, go fitlha ka fa go kaelwang go lebana le karolo eo mo

kholomong 3 ya lenaane leo.

Lenaane la ditshwanelo tse di sa tlontlololegeng

- | | | | |
|-----------|------------------|---|--------------------------------------|
| 1 | 2 | 3 | |
| Palo ya | Setlhogo | Selekano se | tshwanelo e ka se |
| karolo sa | karolo | tlontlololegeng | |
| 9 | Tekatekano | Tebang le | tlhotlhololo e e sa lolamang fela mo |
| | | mabakeng a | bomorafe, mmala, lotso, tshika, |
| | | bong, bodumedi | kgotsa puo |
| 10 | Seriti sa | botho | Gotlhelele |
| 11 | Botshelo | Gotlhelele | |
| 12 | Kgololosego le | Tebang le | dikarolwana (1)(d) le (e) le (2)(c) |
| | Tshireletsego ya | | |
| | motho | | |
| 13 | Bokgoba, tiro ya | Tebang le | bokgoba le bolala fela |
| | bolala le ya | | |
| | pateletso | | |
| 28 | Bana | Tebang le: | |
| | | – Karolwana (1)(d) le (e) | |
| | | – Ditshwanelo mo | dikataneng (i) le (ii) tsa |
| | | Karolwana 1(g); le | |
| | | – Karolwana 1(i) tebang le | bana ba dingwaga di |
| | | le 15 le tse di | kwa tlase. |
| 35 | Batshwara, | Tebang le : | |
| | batlhatlhelwa le | – Dikarolwana 1(a), (b) le (c) le 2 (d) | |
| | batho ba ba | – Ditshwanelo mo | ditemaneng (a) go fitlha (o) |
| | latofadiwang | tsa karolwana (3), go sa | akarediwa temana (d), |
| | | – Karolwana (4); le | |
| | | – Karolwana (5) tebang le | go tlogelwa ga |
| | | bopaki, fa kamogelo ya | bopaki joo e ka dira |
| | | gore tsheko e seke ya | lolama. |

(6) Fa mongwe a tlhatlhetswe ntle le go sekisiwa ka ntlha ya tlontlololo ya ditshwanelo e le ditlamorago tsa kgoeletso ya maemo a tshoganyetso, maemo a a latelang a tshwanetse go elwa tlhoko: –

- (a) mogolo wa losika kgotsa tsala ya motlhatlhelwa o tshwanetse go bonwa ka bonako bo bo kgonegang, le go bolelelwa gore motho yo, o tlhatlhetswe.
- (b) kitsiso e tshwanetse go phasaladiwa mo Kaseteng ya Mmuso ya naga mo malatsing a 5 go itsese leina la motlhatlhelwa yo, le lefelo fa a tlhatlhetsweng gona go umakiwe e bile go kaiwa dikgato tse a tlhatlhetsweng ka ntlha ya tsona.
- (c) motlhatlhelwa o tshwanetse go dumelelwa go ikgethela le go lekolwa ke ngaka ka nako nngwe le nngwe e e isegang.
- (d) motlhatlhelwa o tshwanetse go letlelelwa go kgetha le go etelwa ke ramolao ka nako nngwe le nngwe e e isegang.
- (e) kgotlatshekelo e tshwanela go sekaseka tlhatlhelo ka bonako bo bo kgonegang, mme go ise go fete malatsi a 10 go simolola fa a tlhatlhelwa, gape kgotlatshekelo e tshwanela go mo golola ntle le fa tlhatlhelo e tlhokega go busetsa kagiso le tolamo.
- (f) Motlhatlhelwa yo a sa gololwang ka mabaka a tshekatsheko a temana (e) kgotsa yo a sa gololwang ka mabaka a tshekatsheko motemaneng e, o ka kopa gape go kgotlatshekeolo go bona tshekatsheko ya go tlhatlhelwa nako nngwe le nngwe morago ga malatsi a a 10 a fetile, a tshekatsheko e e fetileng, mme mo go lengwe le lengwe la mabaka a, kgotla e tshwanela go golola

motlhatlhelwa, ntle le fa go sa ntse go tlhokega go tswelletsa go tlhatlhelwa go busetsa kagiso le tolamo mo maemong.

(g) motlhatlhelwa o tshwanetse go dumelelwa go tlhagelela ka boene fa pele ga kgotlatshekelo e e sekasekang go tlhatlhelwago, le go ka emelwa ke ramolao kwa ditshekong, le go ikuela kgatthanong le tlhatlhelo e e tswelediwang;

(h) puso e tshwanela go naya kgotlatshekelo mabaka a a kwadileng a go bontsha tshiamo ya tlhokego ya go tlhatlhelwa ga motlhatlhelwa, e bile lekgotla le n eele motlhatlhelwa lokwalo la mabaka ao bonnye malatsi a mabedi pele lekgotla le sekaseka tlhatlhelo

(7) Fa lekgotla le golola motlhatlhelwa, motho yoo a seka a tlhole a tlhatlhelwa gape ka mabaka ao gape ntle le fa puso e ka bontsha kgotlatshekelo lebaka le le tiileng la go tlhatlhela motho yoo.

(8) Dikarolwana (6) le (7) ga di ame batho ba e seng baagi ba Rephaboliki ya Aforika Borwa ba ba tlhatlhetsweng ka ntlha ya kgotlhang ya dibetsa ya boditšhabatšhaba. Go le jalo, puso e tshwanetse go inakanya le dikelo tse di tlamang Rephaboliki mo molaong wa botho wa boditšhabatšhaba tebang le go tlhatlhelwa ga batho ba mathale o.

Pateletso ya ditshwanelo

38. Mongwe le mongwe yo a kwadileng mo karolong e o na le tshwanelo ya go ikuela mo kgotla-tshekelong e e nonofileng, a tthagisa gore tshwanelo mo Molaotlhomong wa Ditshwanelo e tlotswe kgotsa e a tshosediswa, mme kgotla e ka neela tlhatlholo/thuso e e maleba, go akarediwa tlhomamiso ya ditshwanelo. Batho ba ba ka dirang boikuelo go kgotlatshekelo ke –

(a) mongwe le mongwe a dira mo kgatlhegong ya gagwe;

(b) mongwe le mongwe a dira mo boemong ba motho yo a sa kgoneng go itirela ka boene mo leineng la gagwe;

(c) mongwe le mongwe yo a dirang jaaka tokololo ya, kgotsa mo kgatlhegong ya lekoko kgotsa ba setlhopha sa batho;

(d) mongwe le mongwe a dira mo kgatlhegong ya botlhe;

(e) setheo se dira mo kgatlhegong ya ditokololo tsa sona.

Thanolo ya Molaotlomo wa Ditshwanelo

39. (1) Fa go ranolwa Molaotlomo wa Ditshwanelo kgotla-tshekelo, lekgotlakatlholo kgotsa lekgotla le –

(a) tshwanetse go tswelletsa meetlo e e theilweng moloagong lwa demokerasi e e ikaegileng mo seriting sa botho, tekatekano le kgololosego.

(b) tshwanetse go tsaya tsia molao wa boditšhabatšhaba, le

(c) go sekaseka molao wa seeng.

(2) Fa go rarolwa peomolao ngwe le ngwe, le fa go tlhabololwa molao wa tlwaelo, le wa setso, kgotsatshekelo nngwe le nngwe, lekgotla kgotsa le tshwanetse go tswelletsa mowa, moonoo le maikaelelo a Molaotlomo wa Ditshwanelo.

(3) Molaotheo wa Ditshwanelo ga o ganetse go nna teng ga ditshwanelo dingwe kgotsa dikgololosego tse di itsegeng kgotsa tse di neetsweng ka molao wa tlwaelo, molao wa setso kgotsa peo-molao, go fitlhelela moo di dumelelanang le Molaotlomo.

Kgaolo 3

Puso Ya Tirisano

Popego ya Rephaboliki

40. (1) Mo Rephaboliking, puso e tlhamilwe go ya ka makala a bosetšhaba, porofense, le ya selegae, tse di farologaneng, mme di thusana le go golagana.

(2) Ditikologo tsotlhe tsa puso di tshwanela go tsaya tsa le go inakanya mo metheong e e mo kgaolong e e bile di tshwanela go tsamaisa merero ya tsona mo gare ga meelwane e Kgaolo e e e rulaganyetsang.

Metheo ya puso ya tirisano le dikamano mo pusong

41. (1) Makala otlhe a puso le dithwe tsothle tsa puso mo lekaleng nngwe le nngwe di tshwanela –

- (a) go babalela kagiso, kitlano ya bosetšhaba le go se kgaogane ga Rephaboliki;
 - (b) go boloka go tshela sentle ga batho ba Rephaboliki;
 - (c) go rulaganyetsa puso ya bokgoni, le e e mo pontsheng, e e maikarabelo, ya tomagano mo Rephaboliki yotlhe;
 - (d) go nna boikanyego go Molaotheong, Riphaboliki, le batho ba yona;
 - (e) go tlotla kemo ya Molaotheo, ditheo, dithata le ditiro tsa puso mo dikarolong tse dingwe;
 - (f) go se itseele thata kgotsa tiro epe ntle le tseo di roletsweng go bona go ya ka Molaotheo;
 - (g) go dirisa maatla le go dira ditiro tsa bona ka mokgwa o o sa sutlheleleng mo meletwaneng, ditiro kgotsa boleng ba ditheo tsa puso mo makaleng mangwe; le
 - (h) go dirisana mmogo ka go tshepana le boikanyego bo bo siameng ka –
 - (i) go etleetsa dikamano tsa botsalano;
 - (ii) go thusana le go tshegetsana;
 - (iii) go sedimosetsana le go rerisana mo mabakeng a ba nang le dikgatlhego go ona botlhe;
 - (iv) go lomaganya ditiro le peomolao ya bona; le
 - (v) go inakanya le ditsela tsa ditsamaiso tse di dumalannweng; le
 - (vi) go tila go tseelana dikgato tsa semolao.
- (2) Molao wa Palamente o tshwanetse

(a) go tlhoma kgotsa wa rulaganyetsa dithwe le ditheo go tswelletsa le go kgontsha dikamano gareng ga puso;

(b) go rulaganyetsa mekgwa le ditsela tsa go kgontsha tharabolo ya dikganetsano gareng ga puso.

(3) Sethwe sa puso se se amegang mo kganetsanong e e gareng ga puso se tshwanela go tsaya matsapa a a isegang go rarabolola kgotlhang ka mekgwa le ditsela tse di rulaganyeditsweng lebaka leo, e bile se tshwanetse go leka diharabololo tsothle pele se ka ikuela kwa kgotlatshekelong go rarabolola kgotlhang.

(4) Fa kgotlatshekelo e sa kgotsofala gonne ditlhokego tsa karolwana (3) di sa fitlhelelwa, e ka busetsa kgotlhang morago go ditheo tsa puso tse di amegang.

Kgaolo 4

Palamente

Popego ya Palamente

42. (1) Palamente e diriwa ke –

- (a) Kokoano ya Bosetšhaba
 - (b) Khansele ya Bosetšhaba ya Diporofense.
- (2) Kokoano ya Bosetšhaba le Khansele ya Bosetšhaba ya Diporofense di tsaya karolo mo tiragatsong ya go tlhoma molao ka mokgwa o o tlhalosiwang mo Molaotheong.
- (3) Kokoano ya Bosetšhaba e tlhophiwa go emela batho le go netefatsa puso ya batho mo tlase ga Molaotheo. E dira se ka go kgetha MoPoresidente, ka go rulaganya setheo sa bosetšhaba sa go sekaseka mabaka a a amang batho botlhe, ka go tlhoma molao, go tlatlhoba le go tlhokomela tiragatso ya ona.
- (4) Khansele ya Bosetšhaba ya Diporofense e emela diporofense go netefatsa gore dikgatlhego tsa diporofense di tsewa tsia mo lekaleng la puso ya bosetšhaba. E dira se bogolo ka go tsaya karolo mo tiragatsong ya peomolao ya bosetšhaba ka go tlhoma sethe sa bosetšhaba gore batho botlhe ba sekaseke dintlha tse di ba amang.
- (5) Poresidente a ka bitsa Kokoano e e kgethegileng ya Palamente nako nngwe le nngwe go dira tiro e e kgethegileng;
- (6) Bonno ba Palamente ke MotseKapa, mme Molao wa Palamente, o o tsentsweng mo

taolong go ya ka dikarolwana 76 (1) le (5), o ka tlhomamisa gore bonno ba Palamente bo nne felo gongwe.

Bothati ba peomolao ya Rephaboliki

43. Mo Rephaboliking, bothati ba Peomolao –

(a) mo lekaleng la bosetšhaba la puso bo rwele ke Palamente, jaaka go tlhagisiwa mo karolong 44;

(b) mo lekaleng la porofense la puso bo rwele ke peomolao ya porofense jaaka go tlhagisiwa mo karolong 104; mme

(c) mo lekaleng la selegae la puso bo rwele ke Dikhansela tsa Bommasepala, jaaka go tlhagisitswe mo karolong 156.

Bothati ba peomolao ya bosetšhaba

44. (1) Bothati ba peomolao ya bosetšhaba jaaka bo rwele ke Palamente –

(a) bo naya Kokoano ya Bosetšhaba maatla –

(i) a go tlabolola Molaotheo;

(ii) go fetisa molao tebang le morero mongwe le mongwe, go akarediwa morero o o mo lekaleng la tiragatso jaaka go tlhagisitswe mo Mametlelelo 4, mme ntle le, ka taelo ya karolwana(2), morero o o leng mo makaleng a tiragatso a a tlhagisitsweng mo Mametlelelong 5; le

(iii) go neela nngwe le nngwe ya dithata tsa yona; ntle le thata go tlabolola Molaotheo, go peomolao nngwe le nngwe mo lekaleng longwe la puso; le

(b) go rwea Khansela ya Bosetšhaba ya Diporofense maatla –

(i) a go tsaya karolo mo go tlabololeng Molaotheo, go ya ka karolo 74;

(ii) go fetisa go ya ka karolo 76, peomolao tebang le morero mongwe le mongwe o o mo lekaleng la tiragatso e e tlhagisitsweng mo Mametlelelong 4, le peomolao nngwe le nngwe e e tlhomamisitsweng ke Molaotheo, go ya ka karolo 76, le

(iii) go sekaseka go ya ka karolo 75, peomolao nngwe le nngwe e e fetisitsweng ke Kokoano ya Bosetšhaba.

(2) Palamente e ka tsereganya ka go fetisa peomolao go ya ka karolo 76 (1) tebang le morero o o welang mo lekaleng la tiragatso e e kwadilweng mo go Mametlelelong 5, fa go tlhokega –

(a) go tshegetsatshegetso ya bosetšhaba;

(b) go tshegetsatshegetso bongwe fela ba ikonomi;

(c) go tshegetsatshegetso maemo a kelo ya bosetšhaba a a botlhokwa;

(d) go tshegetsatshegetso maemo a kelo e e tlhokegang mo go neeleng ditirelo; kgotsa

(e) go thibela dikgato tse di sa isegeng tse porofense e ka di tsayang kgatlhanong le dikgatlhego tsa porofense e nngwe, kgotsa kgatlhanong le dikgatlhego tsa naga ka bophara.

(3) Peomolao tebang le morero o go isegang gore o botlhokwa, kgotsa o maleba le, tiragatso ya thata ka bokgoni tebang le morero mongwe le mongwe o kwadilweng mo go Mametlelelong 4.

(4) Fa e diragatsa bothati ba yona ba peomolao, Palamente e tlangwa fela ke Molaotheo, e bile e tshwanela go dira go ya ka, le mo gare ga meparego a Molaotheo.

Melawana le ditaelo tse di tshwaraganetsweng

45. (1) Kokoano ya Bosetšhaba le Khansela ya Bosetšhaba ya Diporofense e tshwanela go tlhoma komiti ya melawana le ditaelo tse di tshwaraganeng go dira melawana le ditaelo tebang le merero ya Kokoano le Khansela go akarediwa melawana le ditaelo –

(a) go tlhotlhomisa dithulaganyo go kgonagatsa tiragatso ya peomolao, go akarediwa go tlhoma kelo ya nako ya go wediwa ga kgatho ngwe le ngwe mo tiragatsong;

(b) go tlhoma dikomiti tse di tshwaraganetsweng tse di nang le baemedi go tswa no Kokoanong le Khansela go sekaseka le go bega ka Melaotlhomano e e akanngwang mo karolo 74 le 75 e e rometsweng go komiti ya go nna jalo;

- (c) go tlhoma komiti e e tshwaraganetsweng go thadisa Molaotheo bonnyeng gangwe ka ngwaga; le
- (d) go laola merero ya –
 - (i) komiti tshwaraganetsweng ya melawana;
 - (ii) komiti ya botsereganyi;
 - (iii) komiti ya tshekatsheko ya Molaotheo; le
 - (iv) dikomiti tshwaraganetsweng dingwe le dingwe tse di tlhomilweng mo mabakeng a temana

(2) Ditokololo tsa kabinete, ditokololo tsa Kokoano Bosetšhaba le baemedi mo Khanseleng ya Bosetšhaba ya Diporofense ba na le ditshwanelo le ditshoutiso fa pele ga Komiti e e kopanetsweng ya Kokoano le a Khansele jaaka fela ba na natso fa pele ga Kokoano kgotsa Khansele.

Kokoano Ya Bosetšhaba

Sebopego le ditlhopho

46. (1) Kokoano ya Bosetšhaba e diriwa ke basadi le banna ba ba seng kwa tlase ga 350 e bile ba sa fete le 400 ba ba tlhophilweng jaaka ditokololo ka fa ditaelong tsa thulaganyo ya ditlhopho tse –

- (a) di beilweng ka peomolao wa bosetšhaba;
- (b) di ikaegileng mo lenaaneng le le lengwe la batlhophi;
- (c) di rulaganyeditseng dingwaga tsa go tlhopha tse kana ka 18; le
- (d) dipholo,ka kakaretso,ka boemedi bo bo lekalekanang.

(2) Molao wa Palamente o tshwanetse wa neela kelo ya go tlhomamisa palo ya ditokololo tsa Kokoano ya Bosetšhaba.

Botokololo

47. (1) Moagi mongwe le mongwe yo o letleletsweng go tlhopha mo Kokoanong ya Bosetšhaba e ka nna tokololo ya Kokoano kwa ntle ga –

- (a) mongwe le mongwe yo o tlhophilweng ke puso kgotsa a direla puso, a amogela tuelo ya go tlhophiwa kgotsa go direla ntle le –
 - (i) MoPoresidente, Motlatsa-MoPoresidente, Ditona le Batlatsa Ditona; le
 - (ii) Botlhankedi bangwe le bangwe ba ditiro tsa bona di tshwanang e bile go rebotswe gore di tshwana le tsa borapalamente ka molao wa naga;
- (b) Ditokololo leruri tsa Khansele ya Bosetšhaba ya Diporofense kgotsa ditokololo tsa kgotla peomolao ya Porofense kgotsa lekgotla la boMmasepala;
- (c) Boradisuga ba ba sa kgopologeng;
- (d) Mongwe le mongwe yo Kgotlatshekelo kgotsa Rephaboliki e tsayang a sa itekanelang mo tlhaloganyong.
- (e) Mongwe le mongwe yo e rileng fa karolwana e ya molao e sena go tsena mo tirisong a bonwa molato, mme a atlholelwa dikgwedi tse di fetang 12 kwa kgolegelong ntle le go newa tšhono ya go duela, e ka nna mo Rephaboliking, kgotsa kwa ntle ga Rephaboliki; fa maitsholo a a dirang tlolomolao e ka bo e le tlolomolao mo Rephaboliking; mme, ga go na ope yo go ka tsewang a athlotswe go fitlhelela Kopokgolo kगतलhanong le kotlo kana katlholo e diragadiwa, kgotsa go fitlhelela nako ya Kopokgolo e feta. Go latlhegelwa ke ditshwanelo fa tlase ga kgaolo e go khutla morago ga ngwaga tse tlhano katlholo e weditswe.

(2) Motho yo a se nang go ka tlhophiwa go nna tokololo ya Kokoano ya Bosetšhaba ka ditaello tsa karolwana(1)(a) kgotsa (b) a ka nna ntlhopheng wa Kokoano,ka taolo ya tekanyetso nngwe le nngwe kgotsa mabaka mangwe a a tlhomilweng ke peomolao ya Sbosetšhaba.

(3) Motho o latlhegelwa ke botokololo ba Kokoano ya Bosetšhaba fa motho yo –

- (a) a kgaotsa go nna yo a ka tlhophiwang; kgotsa
- (b) a tlhokagala mo Kokoanong ya Bosetšhaba ntle le tumelelo ka mabaka a ditaello le molao

o o kayang fa a ka latlhegelwa ke botokololo ka ona.

(4) Diphathatiro mo Kokoanong ya Bosetšhaba di tshwanelwa go tladiwa go ya ka molao wa bosetšhaba.

Ikano kgotsa itlamo

48. Pele ditokololo tsa Kokoano ya Bosetšhaba di ka simolola go dira ditiro tsa tsona mo Kokoanong ya Bosetšhaba, di tshwanela go ikana kgotsa go dumela boikanyego mo Rephaboliking le boikobo mo Molaotheong, ka tlhomamiso go ya ka Mametlelelo 2.

Paka ya Kokoano ya Bosetšhaba

49. (1) Kokoano ya Bosetšhaba e tlhophelwa paka ya dingwaga tse tlhano.

(2) Fa Kokoano ya Bosetšhaba e phatlaladiwa go ya ka karolwana 50 kgotsa fa nako ya yona e fela, Poresidente,ka kgoeletso, o tshwanela go bitsa le go baya matlha a ditlhopho,tse di tshwanetseng go tshwarwa mo malatsing a 90 morago ga letsatsi le Kokoano e phatlaladitsweng ka lona, kgotsa nako e paka e khutlileng ka yona.

(3) Fa dipholo tsa ditlhopho tsa Kokoano ya Bosetšhaba di sa phasaladiwe ka nako e e boletsweng mo nakong ya karolo 190 kgotsa ditlhopho di kgapetswe thoko ke kgotlatshekelo, Poresidente,ka phasalatso ya semmuso, o tshwanela go bitsa le go baya matlha a ditlhopho,tse di tshwanetseng go tshwarwa mo malatsing a 90 a paka e khutlileng kgotsa a motsing o ditlhopho di kgapetsweng thoko ka ona.

(4) Kokoano ya Bosetšhaba e sala e na le nonofo ya go dira go simolola ka nako e e phatlaladitsweng ka yona, kgotsa e fitlhisitsweng bokhutlong go fitlha letsatsi le le fa pele ga letsatsi la ntlha la ditlhopho tsa kokoano e nngwe.

Phatlalatso ya Kokoano ya Bosetšhaba pele ga bokhutlo ba paka ya yona

50. (1) Poresidente o tshwanela go phatlalatsa Kokoano ya Bosetšhaba fa –

(a) Kokoano e atlanegisitse tshwetso ya go phatlalala,e engwe nokeng ke boutu e e tshegediwang ke bontsi ba ditokololo tsa yona; le

(b) fa ngwaga tse tharo di fetile e sa le Kokoano e tlhophilwe.

(2) Poresidente-nama-o tshwere o tshwanetse a phatlalatsa Kokoano ya Bosetšhaba fa –

(a) go le phathatiro ya ofisi ya Poresidente; le

(b) Kokoano e retelwa ke go tlhopha Poresidente o mošwa mo malatsing a 30 morago ga phathatiro e ntse teng.

Dipitso le paka tsa khunologo

51. (1) Morago ga ditlhopho, pitso ya ntlha ya Kokoano ya Bosetšhaba e tshwanelwa go epiwa ka nako le letlha le le laotsweng ke Poresidente wa Kgotlatshekelo ya Molaotheo,mme e seng go feta malatsi a 14 a morago ga dipholo tsa ditlhopho di sena go phasaladiwa. Kokoano ya Bosetšhaba e ka tlhomamisa nako le bolelele ba dipitso tse dingwe le dipaka tsa khunologo tsa yona.

(2) Poresidente a ka epa pitso ya Kokoano ya Bosetšhaba, go tla pitsong e e kgethegileng ka nako nngwe le nngwe go rera merero e e kgethegileng.

(3) Dipitso tsa Kokoano ya Bosetšhaba di letleletswe go nna kwa mafelong mangwe ntle le bodulo ba Palamente fela mo mabakeng a kgalhego ya botlhe, pabalesego kgotsa tshiamelo, le fa go rulaganyeditswe mo melawaneng le ditaello tsa Kokoano.

Mmusakgotla le Motlatsa Mmusakgotla

52. (1) Kwa pitsong ya ntlha morago ga go tlhophiwa ga yona,kgotsa fa go tlhokagala go tlatsa phatlha, Kokoano ya Bosetšhaba e tshwanela go kgetha Mmusakgotla le Motlatsa Mmusakgotla mo gare ga ditokololo tsa yona.

(2) Poresidente wa Kgotlatshekelo ya Molaotheo o tshwanetse go okama go tlhophiwa ga Mmusakgotla,kgotsa a rebole moatlhodi o mongwe go dira jalo. Mmusakgotla se okama ditlhopho tsa Motlatsa Mmusakgotla.

(3) Thulaganyo e e atolositsweng mo Karolong A ya Mametlelelo 3 e diragadiwa mo

ditlhophong tsa Mmusakgotla le Motlatsa Mmusakgotla.

(4) Kokoano ya Bosetšhaba e ka rola Mmusakgotla kgotsa Motlatsa Mmusakgotla tiro ka tshwetso. Bontsi ba ditokololo tsa Kokoano ba tshwanetse go nna teng fa tshwetso e tsewa.

(5) Mo mabakeng a melawana le ditaello, Kokoano ya Bosetšhaba e ka tlhopha mo gare ga ditokololo tsa yona batlhankedi ba bangwe ba ba okamang go thusa Mmusakgotla le Motlatsa Mmusakgotla.

Ditshwetso

53. (1) Ntle le fa Molaotheo o laola ka tsela nngwe –

(a) bontsi ba ditokololo tsa Kokoano ya Bosetšhaba bo tshwanela go nna teng pele go ka boutelwa Molaotlhommo kgotsa tlhabololo ya Molaotlhommo.

(b) bonnye nngwe-tharong ya ditokololo ba tshwanetse go nna teng pele go ka tsewa diboutu mo ntlheng nngwe le nngwe e e fa pele ga Kokoano; mme

(c) dintlha tsotlhe tse di fa pele ga Kokoano di swetswa ka bontsi jwa diboutu tse di neetsweng.

(2) Tokololo ya Kokoano ya Bosetšhaba e e okameng ga e letlwe go bouta ka tlwaelo; mme –

(a) o tshwanetse a neela boutu ya makgaolakgang fa diboutu di le maleka ka palo matlhakoreng oomabedi a pharela; bile

(b) o ka neela boutu e e tlwaelegileng fa pharela e tshwanetse go atholwa ka tshegetso ya boutu ya bonnye ba pedi-tharong ya ditokololo tsa Kokoano.

Ditshwanelo tsa ditokololo dingwe tsa Kabinete mo Kokoanong ya Bosetšhaba

54. Poresidente le tokololo nngwe le nngwe ya Kabinete o e seng tokololo ya Kokoano ya Bosetšhaba ba ka tsenela kopano, e bile ba ka bua mo Kokoanong, mme ga ba na go bouta.

Dithata tsa Kokoano ya Bosetšhaba

55. (1) Mo go diragatseng dithato tsa yona ya peomolao, Kokoano ya Bosetšhaba e ka –

(a) sekaseka, ya atlanegisa, ya tlhabolola kgotsa ya kgaphela thoko peomolao nngwe le nngwe e e fa pele ga Kokoano; le

(b) go simolola kgotsa go baakanya peomolao, ntle le Melaotlhommo ya ditšhelete.

(2) Kokoano ya Bosetšhaba e tshwanela go rulaganyetsa mabaka le ditshiamelo tsa –

(a) go netefatsa gore dithwe tsotlhe tsa khuduthamaga mo lekaleng la puso la bosetšhaba di lebanwe ke maikarabelo mo go yona; le

(b) go tshegetsatsa peo-leitlho mo –

(i) tiragatsong ya bothati ba khuduthamaga ya bosetšhaba, go akarediwa tiragatsong ya peomolao; le

(ii) sethwe sengwe le sengwe sa puso.

Bopaki kgotsa tshedimosetso fa pele ga Kokoano ya Bosetšhaba

56. Kokoano ya Bosetšhaba kgotsa dikomiti dinngwe le dinngwe tsa yona di ka –

(a) mongwe le mongwe go tlhagelela fa pele ga yona go fa bopaki ka maikano kgotsa tumelo kgotsa ka go supa dikwalo;

(b) gore motho kgotsa setheo sengwe le sengwe se e neela pego;

(c) pateletsatsa, ka ditaello tsa peomolao ya bosetšhaba kgotsa melawana le ditaello, motho kgotsa setheo sengwe le sengwe go inakanya le tagafara kgotsa tlhokego ka ditaello tsa tema (a) kgotsa (b); le

(d) go amogela diphetišene, dikemedi kgotsa ditlhagiso go tswa go batho ba ba nang le kgatlhego kgotsa ditheo.

Dithulaganyo tsa ka fa teng, ditsweletso le ditsamaiso tsa Kokoano ya Bosetšhaba

57. (1) Kokoano ya Bosetšhaba e ka –

(a) Tlhomamisa ya ba ya laola dithulaganyo tsa yona tse di ka fa teng, ditsweletso le

ditsamaiso, le –

(b) go dira melawana le ditaelo tebang le merero ya yona,ka kelotlhoko e e nang le boemedi le tsekarolo ya demokerasi, maikarabelo, e e mo pontshego le kamego ya botlhe.

(2) Melawana le ditaelo tsa Kokoano ya Bosetšhaba di tshwanela go rulaganyetsa –

(a) go tlhomiwa, sebopego, maatla, ditiro, ditsamaiso le paka tiro ya dikomiti tsa yona;

(b) go tsaya karolo le dikomiti tsa yona, ga makoko-potlana a a nang le boemedi mo Kokoanong, ka mokgwa o o tlhomameng wa demokerasi;

(c) tshegetso ya madi le tsamaiso go lengwe le lengwe la makoko a a emetsweng mo Kokoanong go ya ka kelo le boemedi ba lona, go kgontsha lekoko lengwe le lengwe le moeteledi wa lona go dira ditiro tsa lona ka bokgoni mo Kokoanong; le

(d) go amogelwa ga moeteledi wa lekoko le le legolo la kganetso mo Kokoanong jaaka Moeteledi wa Kganetso.

Ditsetelelo

58. (1) Ditokololo tsa Kabinete le ditokololo tsa Kokoano ya Bosetšhaba –

(a) di na le kgololosego ya go bua mo Kokoanong le mo dikomiting tsa yona, go ya ka melawana le ditaelo tsa yona; e bile

(b) ga ba mo dipharagobeng tsa dikgato tsa molao wa loago, kgotsa bosinyi, go tshwarwa, go tlhatlhelwa kgotsa ba duedisiwa molato wa ditshenyegelo ka ntlha ya –

(i) sengwe le sengwe se ba se buileng, ba se supileng kgotsa ba se tlhagiseditseng Kokoano kgotsa nngwe ya dikomiti tsa yona; kgotsa

(ii) sengwe le sengwe se se upulotsweng ka lebaka la sengwe se ba se buileng mo, se supilweng fa pele ga, kgotsa se neetsweng, Kokoano kgotsa nngwe ya dikomiti tsa yona.

(2) Ditsetelelo le ditshireletsego dingwe tsa Kokoano ya Bosetšhaba, ditokololo tsa kabinete le ditokololo tsa Kokoano di ka bewa ka peomolao ya Bosetšhaba.

(3) Dituelo, ditshiamelo le dithuso tse di duelwang ditokololo tsa Kokoano ya Bosetšhaba,ke tse di duelwang ka tlhamalalo go tswa Lotloleng la Lotseno la Bosetšhaba.

Phitlhelelo le go tsaya karolo ga botlhe mo Kokoanong Bosetšhaba

59. (1) Kokoano ya Bosetšhaba e tshwanela –

(a) go kgontsha go tsaya karolo ga botlhe mo peomolaong le ditiragalong tsotlhe tsa Kokoano le dikomiti tsa yona; le

(b) go tsamaisa meroro ya yona ka mokgwa o o pontsheng, le go tsenya dipitso, le ga tsa dikomiti tsa yona mo phatlalatseng; mme, dikgato tse di isegang di ka tsewa –

(i) go laola phitlhelelo ya botlhe, go akarediwa phitlhelelo ya bogasi go Kokoano le dikomiti tsa yona; le

(ii) go rulaganyetsa phuruphutso ya motho mang le mang le, fa go tshwanela, kiletso ya go tsena kgotsa go tlosiwa ga motho mongwe le mongwe.

(2) Kokoano Bosetšhaba e eka seka ya thibela botlhe, go akaretsa le bogasi, mo pitsong ya komiti ya yona, ntle le fa go le matshwanedi e bile go siame go dira jalo mo boaging jo bo buletsweng botlhe le ba demokerasi.

Khansela ya Bosetšhaba ya Diporofense

Sebopego sa Khansela ya Bosetšhaba

60. (1) Khansela ya Bosetšhaba ya Diporofense e bopiwa ke kemedi e le nosi go tswa porofenseng nngwe le nngwe ya baemedi ba le lesome.

(2) Baemedi ba ba lesome ke –

(a) Baemedi ba bane ba ba kgethegileng e leng –

(i) Tonakgolo ya porofense kgotsa,fa Tonakgolo a sa seyo, tokololo nngwe le nngwe ya kgotla-peomolao ya porofense e e rebotsweng ke Tonakgolo e ka nna ka kakaretso kgotsa tebang le tiro e e kgethegileng fa pele ga Khansela ya Bosetšhaba; le

(ii) baemedi ba bangwe ba bararo ba ba kgethegileng.

- (b) baemedi ba ba rataro ba leruri ba ba kgethilweng ka ditaelo tsa karolo 61(2).
- (3) Tonakgolo ya porofense, kgotsa fa Tonakgolo a sa seyo, tokololo ya baemedi ba porofense a le mo inakemong ya Tonakgolo, e nna tlhogo ya kemedi.

Kabelo ya baemedi

61. (1) Makoko a a nang le kemedi mo Kokoanopeomolao ya porofense a letleletswe baemedi mo kemeding ya porofense go ya ka thulaganyo e e atolotsweng mo Karolo B ya Mametlelelo 3.

(2) Mo malatsing a 30 morago ga phasalatso ya dipholo tsa ditlhopho, Kgotlapeomolao ya Porofense, e tshwanetse –

(a) go swetsa ka mokgwa o o laotsweng ke peomolao ya bosetšhaba gore ke palo e e kae ya baemedi ba lekoko lengwe le lengwe, ba ba tshwanetseng go nna ditokololo tsa leruri le gore ke ba ba kae ba ba tshwanetseng go nna baemedi ba ba kgethegileng; le

(b) go tlhoma baemedi ba leruri go ya ka go supiwa ga makoko.

(3) Peomolao ya bosetšhaba e e selofelwang mo karolwaneng (2) (a) e tshwanetse go tlhomamisa go tsaya karolo ga makoko a a potlana mo boemeding ba leruri le mo boemeding bo bo kgethegileng gore go nne ka mokgwa o o lepalepanang le demokerasi.

(4) Kgotlapeomolao ya porofense ka tumelano ya Tonakgolo le baeteledipele ba makoko a a nang le tetla ya baemedi ba ba kgethegileng mo Khanseleng ya Bosetšhaba ya Diporofense, e tshwanetse go supa baemedi ba ba kgethegileng, jaaka go tlhokega nako le nako, go tswa mo malokong a mangwe a peomolao e.

Baemedi ba leruri

62. (1) Motho yo a kgethilweng jaaka moemedi wa leruri o tshwanetse a bo a na le tshiamelo ya go ka nna tokololo ya kgotlapeomolao ya porofense.

(2) Fa motho yo e leng tokololo ya kgotlapeomolao ya porofense a tlhomiwa jaaka moemedi wa leruri, motho yoo o khutla go nna tokololo ya kgotlapeomolao ya porofense.

(3) Baemedi ba leruri ba tlhomiwa paka e e felang fela pele ga pitso ya ntlha ya kgotlapeomolao ya porofense fa morago ga go tlhophiwa ga yona go go latelang.

(4) Motho o khutla go nna moemedi wa leruri fa motho yoo –

(a) a khutla go nonofela go ka tlhophiwa go nna tokololo ya kgotlapeomolao ya porofense; ka ntlha ya lebaka lengwe ntle le go kgethiwa go nna moemedi wa leruri;

(b) a kgethetswe go ya kwa Kabineteng;

(c) a latlhegetswe ke boikanyego jwa kgotlapeomolao e bile a bileliwa morago ke lekoko le le tlhagisitseng motho yoo;

(d) a khutla go nna tokololo ya lekoko le le mo kgethileng e bile a bileliwa morago ke lekoko leo; kgotsa

(e) a seyo mo Khanseleng ya Bosetšhaba ya Diporofense ntle le tetla mo mabakeng a melawana le ditaelo tsa Khansale di laetseng tatlhegelo ya tiro jaaka moemedi wa leruri.

(5) Diphatlhatiro mo baemeding ba leruri di tshwanetse go tladiwa ka mabaka a peomolao ya bosetšhaba.

(6) Pele ditokololo di simolola go dira ditiro tsa tsona mo Khanseleng ya Bosetšhaba ya Diporofense, di tshwanetse go ikana, kgotsa go dumela boikanyego ba bona mo Rephaboliking le boikobo mo Molaotheong, go ya ka Mametlelelo 2.

Dipitso tsa Khansale ya Bosetšhaba

63. (1) Khansale ya Bosetšhaba ya Diporofense e ka tlhoma nako le bolelele ba dipitso tsa yona le dipaka tsa khunologo.

(2) Poresidente a ka epa pitso ya Khansale ya Bosetšhaba go tla pitsong e e kgethegileng ka nako nngwe le nngwe go tsamaisa merero e e kgethegileng.

(3) Dipitso tsa Khansale ya Bosetšhaba ya Diporofense di letleletswe go nna kwa mafelong mangwe ntle le bodulo ba Palamente fela mo mabakeng a kgatlhego ya botlhe, pabalesego kgotsa

tshiamelo le fa go rulaganyeditswe mo melawaneng le ditaelo tsa Khansele.

Modulasetulo le Motlatsa-Modulasetulo

64. (1) Khansele ya Bosetšhaba ya Diporofense e tshwanetse go tlhopha Modulasetulo le Batlatsamodulasetulo ba babedi go tswa mo baemeding.

(2) Modulasetulo le mongwe wa Batlatsamodulasetulo ba tlhophiwa go tswa mo baemeding ba leruri,ngwaga di le tlhano ntle le fa paka ya bona jaaka baemedi e fela pele ya nako.

(3) Motlatsa Modulasetulo o mongwe o tlhophiwa paka ya ngwaga o le mongwe,e bile o tshwanetse go latelwa ke moemedi go tswa porofenseng e nngwe,gore porofense nngwe le nngwe e emelwe ka go latelana jalo.

(4) Poresidente wa Kgotlatshekelo ya Molaotheo o tshwanetse go okama ditlhopho tsa Modulasetulo,kgotsa a tlhoma o mongwe wa baatlhodi go dira jalo. Modulasetulo o okama go tlhophiwa ga Batlatsamodulasetulo.

(5) Thulaganyo e e atoloswang mo Karolong A ya Mametlelelo 3 e dira mo go tlhophiweng ga Modulasetulo le Motlatsamodulasetulo.

(6) Khansele ya Bosetšhaba e ka rola Modulasetulo kgotsa Motlatsamodulasetulo tiro.

(7) Go ya ka melao le ditaelo tsa yona Khansele ya Bosetšhaba ya Diporofense e ka tlhopha go tswa mo baemeding baokamedi ba bangwe gape go thusa Modulasetulo le Batlatsamodulasetulo.

Ditshwetso

65. (1) Ntle le fa Molaotheo o rulaganyeditseng ka mokgwa o sele –

(a) porofense nngwe le nngwe e na le boutu e le esi e e neewang mo boemong ba porofense ke tlhogo ya kemedi ya yona; le

(b) dipotso tsoitlhe tse di fa pele ga Khansele ya Bosetšhaba ya Diporofense di rarabololwa ke fa bonnye diporofense tse tlhano di bouta go dumelelana le potso.

(2) Molao wa Palamente,o o tlhomilweng go ya ka tsamaiso e e beilweng ka karolwana 76(1) kgotsa (2) ya karolo 76,o tshwanetse go rulaganyetsa tsamaiso e e tshwanang mo mabakeng a diporofense di rolang thata mo dikemeding tsa tsona go neela diboutu mo boeng ba tsona.

Go tsaya karolo ga ditokololo tsa khuduthamaga ya bosetšhaba

66. (1) Ditokololo tsa Kabinete le Batlatsa Tona, ba ka tsena pitso,e bile ba ka bua mo Khanseleng,mme ga ba letlelwe go bouta.

(2) Khansele ya Bosetšhaba ya diporofense e ka lopa tokololo ya Kabinete,Motlatsa Tona,kgotsa motlankedi mo khuduthamageng ya bosetšhaba kgotsa ya porofense go tsena pitso ya Khansele kgotsa ya komiti ya Khansele.

Go tsaya karolo ga baemedi ba dipuso selegae

67. Palo e e sa feteng lesome ya baemedi ba nakwana ba ba rebotsweng ke pusoselegae e e rulaganeng,mo mabakeng a karolo 163, go emela ditlhopa tse di farologaneng tsa boMmasepala, ba ka tsaya karolo fa go tlhokega mo ditsamaisong tsa Khansele ya Bosetšhaba ya Diporofense, mme ga ba na go bouta.

Dithata tsa Khansele ya Bosetšhaba

68. Mo go diragatseng dithata tsa yona tsa peomolao, Khansele ya Bosetšhaba ya Diporofense e ka –

(a) sekaseka, atlanegisa, tlhabolola, tlhagisa ntlha ya tlhabolola, kgotsa ya kgaphela thoko peomolao nngwe le nngwe e e fa pele ga Khansele go ya ka kgaole e; e bile

(b) e ka simolola kgotsa ya baakanya peomolao e e welang mo karolong ya tiragatso e e kwadilweng mo lenaneong la Mametlelelo 4 kgotsa peomolao nngwe e e umakiwang mo karolong 76(3), fela e ka se simolole kgotsa ya baakanya Melaotlhomo ya ditšhelete.

Bopaki kgotsa tshedimosetso fa pele ga Khansele ya Bosetšhaba

69. Khansele ya Bosetšhaba ya Diporofense kgotsa nngwe le nngwe ya dikomiti tsa yona e ka –

- (a) bitsa ka molao motho mongwe le mongwe go tlhagelela fa pele ga yona go neela bopaki ka go ikana kgotsa go dumela kgotsa go supa dikwalo;
- (b) e ka lopa setheo kgotsa motho mongwe le mongwe go e neela pego;
- (c) e ka pateletsa, ka mabaka a peomolao ya bosetšhaba kgotsa melawana le ditaello, motho mongwe le mongwe kgotsa setheo go inakanya le taelo ya go tlhagelela fa pele ga yona mo mabakeng a temana (a) kgotsa (b); le
- (d) go amogela diphetišene, boemedi kgotsa ditlhagiso go tswa go batho kgotsa ditheo dingwe le dingwe tse di nang le kgalhego.

Dithulaganyo tsa ka fa teng, ditsweletso le ditsamaiso tsa Khansele ya Bosetšhaba

70. (1) Khansele ya Bosetšhaba ya Diporofense e ka –

- (a) tlhomamisa le go laola dithulaganyo tsa yona tsa ka fa teng, ditsweletso e ditsamaiso; le
 - (b) go tlhama melawana le ditaello tebang le merero ya yona, ka tlhokomelo ya boemedi le tseokarolo ya demokerasi, maikarabelo, e e mo pontsheng le kamego ya botlhe.
- (2) Melawana le ditaello tsa Khansele ya Bosetšhaba ya Diporofense e tshwanela go rulaganyetsa –
- (a) go tlhomiwa, go bopiwa, maatla, ditiro, ditsamaiso le paka-tiro ya dikomiti tsa yona;
 - (b) go tsaya karolo ga diporofense mo ditsamaisong tsa yona ka mokgwa o o tsamaelanang le demokerasi;
 - (c) go tsaya karolo mo ditsamaisong tsa Khansele, le dikomiti tsa yona, ga makokopotlana a a emetsweng mo Khanseleng, ka mokgwa o o tsamaelanang le demokerasi, gangwe le gape fa morero o tshwanetse go swediwa go ya ka karolo 75.

Ditsetelelo

71. (1) Baemedi go Khanseleng ya Bosetšhaba ya Diporofense, le batho ba ba umakiwang mo dikarolong 66 le 67 –

- (a) ba na le kgololosego ya go bua mo Khanseleng le mo dikomiting tsa yona, go ya ka ga taolo ya melawana le ditaello tsa yona; gape
 - (b) ga go dikgato fa tlase ga molao wa selegae kgotsa wa tshenyotse di ka tsewang kgalanong le bona, ga ba na ba tshwarwa, ba tlhatlhelwa kgotsa ba duela ditshenyegelo ka ntlha ya –
 - (i) sengwe le sengwe se ba se buileng mo, ba se supileng fa pele, kgotsa ba se tlhagisitseng go Khansele, kgotsa nngwe ya dikomiti tsa yona; kgotsa
 - (ii) sengwe le sengwe se se upulotseng ka ntlha ya sengwe le sengwe se ba se buileng mo, ba se supileng fa pele, kgotsa ba se tlhagisitseng go Khansele, kgotsa nngwe ya dikomiti tsa yona.
- (2) Ditsetelelo le ditshireletsego dingwe tsa Khansele ya Bosetšhaba ya Diporofense, baemedi go Khansele, le batho ba ba umakilweng mo dikarolong 66 le 67, di ka bewa ke peomolao ya bosetšhaba.
- (3) Dituelo, ditshiamelo-ketla le dithuso tse di duellwang ditokololo tsa leruri tsa Khansele ya Bosetšhaba ya Diporofense ke tsa tuelo e e tlhamaletseng go tswa Letloleng la Lotseno la Bosetšhaba.

Phitlhelelo le go tsaya karolo ga botlhe mo Khanseleng ya Bosetšhaba

72. (1) Khansele ya Bosetšhaba ya Diporofense e tshwanela go –

- (a) kgontsha go tsaya karolo ga botlhe mo peomolaong le mo ditiragalong tsotlhe tsa Khansele le dikomiti tsa yona, le
- (b) go tsamaisa merero ya yona ka mokgwa o o mo pontsheng, le go tsenya dipitso, le ga dikomiti tsa yona, mo phatlalatseng; mme, dikgato tse di isegang di ka tsewa –
 - (i) go laola phitlhelelo ya botlhe, go akarediwa phitlhelelo ya bogasi, go Khansele le dikomiti tsa yona; le
 - (ii) go rulaganyetsa phuruphutso ya motho mongwe le mongwe, le, fa go tshwanela, go kganelo go tsena kgotsa go tloswa ga motho mongwe le mongwe.

(2) Khansele ya Bosetšhaba ya Diporofense e ka seka ya thibela botlhe, go akaretsa le bagasi mo pitsong ya komiti ya yona, ntle le fa go le matshwanedi e bile go siame go dira jalo mo boaging jo bo buletsweng botlhe le ba demokerasi.

Tiragatso ya Peomolao ya Bosetšhaba

Melaotlhommo yotlhe

73. (1) Melaotlhommo mongwe le mongwe o ka tlhagisiwa mo Kokoanong ya Bosetšhaba.

(2) Ke fela tokololo ya Kabinete kgotsa Motlatsa Tona, kgotsa tokololo, kgotsa komiti, ya Kokoano, e e ka tlhagisang Melaotlhommo mo Kokoanong, mme ke fela takololo ya Kabinete e e rweleng maikarabelo a merero ya ditšhelete tsa bosetšhaba e ka tlhagisang Melaotlhommo mo Kokoanong.

(3) Melaotlhommo o o umakiwang mo karolong 76(3), ntle le Melaotlhommo wa ditšhelete, mo Khanseleng ya Bosetšhaba ya Diporofense.

(4) Ke fela tokololo, kgotsa komiti ya Khansele ya Bosetšhaba ya Diporofense e ka tlhagisang Melaotlhommo mo Khanseleng.

(5) Melaotlhommo o o fetisitsweng ke Kokoano ya Bosetšhaba o tshwanelwa go romelwa go Khansele ya Bosetšhaba ya Diporofense, fa o tshwanela go sekegelwa ke Khansele; Melaotlhommo o o fetisitsweng ke Khansele o tshwanetse go romelwa go Kokoano.

Melaotlhommo e e tlhabololang Molaotheo

74. (1) Karolo 1 le karolwana e, di ka tlhabololwa ke Melaotlhommo o o fetisitsweng ke –

(a) Kokoano ya Bosetšhaba ka tshegetso ya diboutu tsa bonnye ba dipresente di le 75 tsa maloko a yona; le

(b) Khansele ya Bosetšhaba ya Diporofense, ka tshegetso ya diboutu tsa bonnye ba diporofense di le thataro.

(2) Kgaolo ya 2 e ka tlhabololwa ke Melaotlhommo o o fetisitsweng ke –

(a) Kokoano Bosetšhaba ka tshegetso ya diboutu tsa bonnye ba pedi-tharong tsa maloko a yona; le

(b) Khansele ya Bosetšhaba ya Diporofense, ka tshegetso ya diboutu tsa bonnye ba diporofense di le thataro.

(3) Kaelo nngwe le nngwe ya Molaotheo e ka tlhabololwa ke Molaotheo o o fetisitsweng ke –

(a) Kokoano Bosetšhaba, ka tshegetso ya diboutu tsa bonnye ba pedi-tharong tsa maloko a yona; le

(b) Gape ke Khansele ba Bosetšhaba ya Diporofense, ka tshegetso ya diboutu tsa bonnye ba diporofense di le thataro, fa tlhabololo –

(i) e golagane le ntlha e e amang Khansele;

(ii) e fetola meelwana ya porofense, dithata, ditiro kgotsa ditheo; kgotsa

(iii) e tlhabolola kaelo e e golaganeng ka tlhamalalo le ntlha ya porofense.

(4) Melaotlhommo o o tlhabololang Molaotheo o ka seka wa akaretsa dikaelo dingwe ntle le ditlhabololo tsa molaotheo le dintlha tse di golaganeng le ditlhabololo.

(5) Bonnye malatsi a le 30 pele Molaotheo o o fetolang Molaotheo o tlhagisiwa go ya ka karolo 73(2), motho kgotsa komiti e e ikaelelang go tlhagisa Melaotlhommo e tshwanetse –

(a) Go phasalatsa mo kaseteng ya bosetšhaba ya puso, go ya ka melao le ditaello tsa Kokoano Bosetšhaba, dintlha tsa tlhabololo e e ikaeletsweng gore botlhe ba tshwaele mo go yona;

(b) Go neela, go ya ka melao le ditaello tsa Kokoano, dintlha tseo go Kgotlepeomolao ya Porofense go tlhagisa maikutlo a bona; le

(c) Go neela go ya ka melao le ditaello tsa Khansele ya Bosetšhaba ya Diporofense, dintlha tse go khonse gore botlhe ba ganetsane ka tsona, fa tlhabololo e e tsikinngwang e se tlhabololo e go tlhokegang gore e fetisiwe ke Khansele.

(6) Fa Molaotlhommo o o tllhabololang Molaotlho o tllhagisiwa la ntlha, motlho kgotsa komiti e e tllhagisang Molaotlhommo e tllhwanetse go neela ditllhwaelo dingwe le dingwe tse di kwadilweng tse di amogetsweng go tswa mo bathong botlhe le dikgotlapeomolao tsa diporofense

–

(a) Go Mmusakgotla go di tllhagisa mo Kokoanong Bosetšhaba; le

(b) Go ya ka ditllhabololo tse di umakiwang mo karolwaneng (1)(2) kgotsa (3)(b), go Modulasetilo wa Khansele ya Bosetšhaba ya Diporofense go di sekaseka mo Khanseleng

(7) Molaotlhommo o o tllhabololang Molaotlho o ka seka wa boutelwa mo Kokoanong Bosetšhaba mo malatsing a le 30 a –

(a) Go tllhagisiwa ga ona, fa Kokoano e le mo pitsong fa Molaotlhommo o tllhagisiwa; kgotsa

(b) Go sekasekwa ga ona mo Kokoanong, fa Kokoano e le mo boikhutsong fa Molaotlhommo o tllhagisiwa.

(8) Fa Molaotlhommo o o umakiwang mo karolwaneng 3(b), kgotsa karolo nngwe le nngwe ya Molaotlhommo, o ama fela porofense e e rileng kgotsa diporofense, Khansele ya Bosetšhaba ya Diporofense e ka seka ya fetisa Molaotlhommo kgotsa karolo e e amegang, ntle le fa e amogetswe ke Kgotlapeomolao kgotsa Dikgotlapeomolao tsa porofense kgotsa diporofense tse di amegang.

(9) Molaotlhommo o o tllhabololang Molaotlho o o amogetsweng ke Kokoano Bosetšhaba, le foo go leng maleba, ke Khansele ya Bosetšhaba ya Diporofense, o tllhwanetse go neelwa Poresidente gore a o rebole.

Molaotlhommo ya gale e e sa ameng diporofense

75. (1) Fa Kokoano ya Bosetšhaba e atlanegisa Molaotlhommo o o welang kwa ntle ga makala a tiragatso a a kwadilweng mo karolong 74 kgotsa 76 e dirang, Molaotlhommo o tllhwanetse o go romelwa go Khansele ya Bosetšhaba ya Diporofense le gore o sekasekwe go ya ka thulaganyo e e latelang:

(a) Khansele e tllhwanela go –

(i) go atlanegisa Molaotlhommo;

(ii) go atlanegisa Molaotlhommo ka taolo ya ditllhabololo tse di tllhshintsweng ke yona; kgotsa ya

(iii) kgapela Molaotlhommo thoko.

(b) Fa Khansele e atlanegisa Molaotlhommo ntle le go tllhshinya ditllhabololo, Molaotlhommo o tllhwanelwa go neelwa Poresidente go o rebola.

(c) Fa Khansele e kgapela Molaotlhommo thoko kgotsa e o fetisa ka ditllhabololo, Kokoano ya Bosetšhaba e tllhwanetse go sekegela Molaotlhommo gape, go tsewa tsiya tllhabololo nngwe le nngwe e e tllhshintsweng ke Khansele, gape e ka –

(i) fetisa Molaotlhommo gape, o na le kgotsa ntle le ditllhabololo; kgotsa

(ii) ya swetsa go se tsewelele ka Molaotlhommo.

(d) Molaotlhommo o o atlanegisitsweng ke Kokoano ya Bosetšhaba mo mabakeng a tema (c) o tllhwanela go tllhagiswa go Poresidente go rebola.

(2) Fa Khansele ya Bosetšhaba ya Diporofense e boutela ntlha e e atllhaatllhiwang mo mabakeng a karolo e, karolo 65 ga e dire; mme boemong ba se –

(a) mngwe le mngwe wa baemedi ba porofense o na le boutu e le esi;

(b) nngwe-tharong ya baemedi ba tllhwanetse go nna teng pele go boutelwa ntlha eo;

(c) ntlha e swetswa ka bontsi ba diboutu tse di neetsweng, mme fa go le palo e e maleka ya diboutu ka fa matllhakoreng oomabedi a ntlha, moemedi o a okameng o tllhwanela go neela boutu ya makgaolakgang.

Molaotlhommo ya gale e e amang diporofense

76. (1) Fa Kokoano ya Bosetšhaba e fetisa Molaotlhommo o o kwadilweng mo dikarolwaneng (3), (4) kgotsa (5) mo Molaotlhommo o, o tllhwanetse go romelwa kwa Khanseleng ya Bosetšhaba ya Diporofense gore o sekasekwe go ya ka ditllhaganyo tse di latelang:

- (a) Kokoano ya Bosetšhaba e tshwanelwa ke go –
- (i) fetisa Molaotlhommo;
 - (ii) fetisa Molaotlhommo o tlhabolotsweng; kgotsa
 - (iii) go kgapela Molaotlhommo thoko.
- (b) Fa Molaotlhommo o o amogetsweng ke Kokoana ya Bosetšhaba ntle le tlhabololo, Molaotlhommo o tshwanelwa ke go neelwa Poresidente go rebola.
- (c) Fa Kokoano ya Bosetšhaba e fetisa Molaotlhommo o o tlhabolotsweng, Molaotlhommo o o tlhabolotsweng o tshwanelwa go romelwa go Khanseleng ya Bosetšhaba, mme fa Khansele e fetisa Molaotlhommo o o tlhabolotsweng, o tshwanelwa go neelwa Poresidente go o rebola.
- (d) Fa Khansele ya Bosetšhaba e kgapela Molaotlhommo thoko, kgotsa fa Kokoano ya Bosetšhaba e kgapela thoko Molaotlhommo o o tlhabolotsweng oo rometsweng kwa go yona go ya ka mabaka a temana (c), Molaotlhommo o, fa go le malebale, Molaotlhommo o o tlhabolotsweng, e tshwanelwa go romelwa wa Komiting ya Botseregani, e e ka dumelelanang ka –
- (i) Molaotlhommo jaaka o fetisitswe ke Kokoano;
 - (ii) Molaotlhommo o o tlhabolotsweng jaaka o fetisitswe ke Khansele; kgotsa
 - (iii) Sebopego se sengwe sa Molaotlhommo.
- (e) Fa Komiti ya Botsereganyi e sa kgone go dumelelana mo malatsing a le 30, Ka Molaotlhommo o rometsweng mo go yone, Molaotlhommo ga o sa tlhole o dira ntle le fa Kokoano ya Bosetšhaba e ka fetisa Molaotlhommo gape, mme e tshegeditswe ke boutu ya bonnye pedi-tharong ya ditokololo tsa yona.
- (f) Fa Komiti ya Botsereganyi e dumelelana ka Molaotlhommo jaaka o fetisitswe ke Koano ya Bosetšhaba, Molaotlhommo o tshwanela go romelwa Khansele ya Bosetšhaba, mme fa Khansele e fetisa Molaotlhommo, Molaotlhommo o tshwanela go newa Poresidente go o rebola.
- (g) Fa Komiti ya Botsereganyi e dumelelana ka Molaotlhommo o o tlhabolotsweng jaaka o fetisitswe ke Kokoano Bosetšhaba, Molaotlhommo o tshwanelwa go romelwa kwa Khanseleng ya Bosetšhaba, mme fa o fetisiwa ke Khansele, o tshwanelwa wa neelwa Poresidente go o rebola.
- (h) Fa Komiti ya Botsereganyi e dumelelana ka sebopego sengwe sa Molaotlhommo, sebopego seo sa Molaotlhommo se tshwanela go romelwa go Kokoano Bosetšhaba le Khansele ya Bosetšhaba, mme fa se fetisiwa ke Kokoano le Khansele, se tshwanetse go neelwa Poresidente go se rebola.
- (i) Fa Molaotlhommo o rometswe kwa Khanseleng ya Bosetšhaba go ya ka tema (f) kgotsa (h) mme o sa fetisiwe ke Khansele, Molaotlhommo ga o sa tlhole o dira, ntle le fa Kokoano Bosetšhaba e fetisa Molaotlhommo e tshegeditswe ke boutu ya bonnye ba pedi-tharong ya maloko a yona.
 - (j) Fa Molaotlhommo o rometswe kwa Kokoanong ya Bosetšhaba ka mabaka a tema (g) kgotsa (h) o sa fetisiwe ke Kokoano, Molaotlhommo ga o sa tlhole o dira, mme Molaotlhommo jaaka o ne o fetisitswe ke Kokoano pele, o ka fetisiwa gape ke Kokoano, mme o tshegediwa ke boutu ya bonnye pedi-tharong ya ditokololo tsa yona.
- (k) Molaotlhommo o o fetisitsweng ke Kokoano ya Bosetšhaba mo mabakeng a tema (e), (i) kgotsa (j) o tshwanelwa go romelwa go Poresidente go o rebola.
- (2) Fa Khansele ya Bosetšhaba ya Diporofense e fetisa Molaotlhommo o o welang mo lekaleng la tiragatso e e kwadilweng mo karolwaneng (3), Molaotlhommo o tshwanelwa go romelwa go Kokoano ya Bosetšhaba go go dirwe ka ona go ya ka thulaganyo e e latelang:
- (a) Kokoano ya Bosetšhaba e tshwanelwa ke go –
 - (i) fetisa Molaotlhommo;
 - (ii) fetisa Molaotlhommo o o fetotsweng; kgotsa
 - (iii) go kgaphela Molaotlhommo thoko.
- (b) Molaotlhommo o o amogetsweng tse Kokoano ya Bosetšhaba go ya ka temana (a)(i) o tshwanelwa go neelwa Poresidente go o rebola.
- (c) Fa Kokoano ya Bosetšhaba e fetisa Molaotlhommo o o tlhabolotsweng, Molaotlhommo o o

tlhabolotsweng o tshwanetse go romelwa go Khansele ya Bosetšhaba, mme fa Khansele e fetisa Molaotlhommo o o tlhabolotsweng o tshwanelwa go romelwa go Poresidente go o rebola.

(d) Fa Kokoano ya Bosetšhaba e kgaphela Molaotlhommo thoko, kgotsa fa Khansele ya Bosetšhaba e gana go fetisa Molaotlhommo o o tlhabolotsweng o o rometsweng go yona go ya ka tema (c), Molaotlhommo, fa go le maleba, Molaotlhommo o o tlhabolotsweng, di tshwanelwa go romela ka Komiting ya Botsereganyi, e e ka nnang ya dumelelana ka –

- (i) molaotlhommo jaaka e fetisitswe ke Khansele;
- (ii) molaotlhommo o o tlhabolotsweng jaaka o fetisitswe ke Kokoano; kgotsa
- (iii) sebopego se sengwe sa Molaotlhommo.

(e) Fa komiti ya Botsereganyi e sa kgone go dumelelana mo malatsing a le 30 ka Molaotlhommo o rometsweng mo go one, Molaotlhommo ga o sa tlhole o dira.

(f) Fa Komiti ya Botsereganyi e dumelelana ka Molaotlhommo jaaka o fetisitswe ke Khansele ya Bosetšhaba, Molaotlhommo o tshwanelwa wa romelwa kwa Kokoano Bosetšhaba, mme fa Kokoano e fetisa Molaotlhommo, Molaotlhommo o tshwanelwa wa neelwa Poresidente go o rebola.

(g) Fa Komiti ya Botsereganyi e dumelana ka Molaotlhommo o o tlhabolotsweng jaaka o fetisitswe ke Kokoano ya Bosetšhaba, Molaotlhommo o tshwanelwa wa romelwa go Khansele ya Bosetšhaba, mme fa o fetisiwa ke Khansele, o tshwanelwa wa neelwa Poresidente go o rebola.

(h) Fa Komiti ya Botsereganyi e dumelelana ka sebopego se sengwe sa Molaotlhommo, sebopego seo sa Molaotlhommo se tshwanelwa go romelwa kwa Khanseleng ya Bosetšhaba le Kokoano Bosetšhaba ka bobedi, mme fa se fetisiwa ke Khansele le Kokoano, se tshwanelwa go romelwa go Poresidente go se rebola.

(i) Fa Molaotlhommo o rometswe go Kokoano ya Bosetšhaba go ya ka tema (f) kgotsa (h) mme o sa fetisiwe ke Kokoano ya Bosetšhaba, Molaotlhommo ga o sa tlhole o dira.

(3) Molaotlhommo o ka sekasekwa go ya ka thulaganyo e e tlhomamisitsweng mo karolwaneng (1) kgotsa (2) fa go rulaganyetswa peomolao ka ponelopele mo go nngwe le nngwe ya dikarolo tse di latelang:

- (a) karolo 65(2);
- (b) karolo 163;
- (c) karolo 182;
- (d) karolo 195(3) le (4);
- (e) karolo 196; le
- (f) karolo 197.

(4) Molaotlhommo o tshwanelwa go sekasekwa go ya ka thulaganyo e e tlhomamisitsweng ke karolwana (1) fa e se Molaotlhommo wa ditšhelete, mme o rulaganyetsa peomolao –

- (a) e e bonelwang pele mo karolong 44 (2), kgotsa 220 (3); kgotsa
- (b) e e bonelwang pele golo gongwe mo kgaolong 13, e e amang dikgatlhego tsa matlotlo tsa lekala la puso ya porofense.

(5) Molaotlhommo o o akantsweng mo karolo 42(6) o tshwanelwa go sekasekwa go ya ka thulaganyo e e tlhomilweng mo go karolwana (1), ntle le fa –

(a) fa Kokoano ya Bosetšhaba e boutela ka Molaotlhommo, dikaelo tsa karolo 53(1) ga di dire; boemong ba se,, Molaotlhommo o ka fetisiwa fela fa bontsi ba ditokololo tsa Kokoano di bouta go dumelelana le ona; le

(b) fa Molaotlhommo o romelwa go Komiti ya Botsereganyi, melawana e e latelang e a dira:

(i) Fa Kokoano Bosetšhaba e sekaseka Molaotlhommo jaaka o akantswe mo go karolwana (1) (g) kgotsa (h), Molaotlhommo oo, o ka fetisiwa fela fa bontsi ba ditokololo tsa Kokoano ba bouta go dumelelana le ona.

(ii) Fa Kokoano ya Bosetšhaba e sekaseka Molaotlhommo jaaka o akantswe mo go karolwana (1)(e),(i) kgotsa (j), Molaotlhommo oo o ka fetisiwa fela fa bonnye pedi-tharong ba ditokololo tsa Kokoano ba bouta go dumelelana le ona.

(6) Karole e, ga e amane le Melaotlhomong ya ditšhelete.

Melaotlhomong ya Tšhelete

77. (1) Melaotlhomong o o lekanyetsang tšhelete kgotsa o o duedisang makgetho, makgethwana kgotsa ditfefelo ke Melaotlhomong wa tšhelete. Melaotlhomong wa tšhelete ga o dirisane le sepe gape ntle le ntlha e e ka fa tlase ga le mabapi le tekanyetso ya madi kgotsa dituelodiso tsa makgetho, makgethwana kgotsa ditfefelo.

(2) Melaotlhomong yotlhe wa tšhelete o tshwanelwa go o sekasekwa go ya ka thulaganyo e e theilweng mo karolong 75. Molao wa Palamente o tshwanelwa go neela thulaganyo eo ka yona Palamente e ka tlhabololang Melaotlhomong wa tšhelete.

Komiti ya Botsereganyi

78. (1) Komiti ya Botsereganyi e dirwa ke –

(a) Ditokololo di le robongwe tsa Kokoano ya Bosetšhaba di tlhophilwe ke ditokololo tsa Kokoano go ya tsamaiso e e beilweng ka melawana le ditaelo tsa Kokoano mme e dira gore boemedi ba makoko bo nne ka mokgwa o makoko a emetswang ka gone mo Kokoanong; mme
(b) moemedi a le mongwe go tswa mo go nngwe le nngwe ya dikemedi tsa diporofense mo Khanseleng ya Bosetšhaba ya Diporofense, a supilwe ke kemedi.

(2) Komiti ya Botsereganyi e dumelane ka sebopego sa Melaotlhomong, kgotsa e sweditse ka kgang, fa sebopego seo, kgotsa letlhakore lengwe la kgang, le engwe nokeng ke –

(a) bonnye ba le batlhano ba dikemedi tsa Kokoano ya Bosetšhaba; le

(b) bonnye ba le batlhano ba baemedi ba Khanseleng ya Bosetšhaba ya Diporofense.

Thebollo ya Melaotlhomong

79. (1) Poresidente o tshwanelwa ke go rebola le go saena Melaotlhomong o o fetisitsweng go ya ka kgaolo e, kgotsa fa Poresidente a na le dipelaelo ka ga bomolaotheo ba Melaotlhomong, o o busetsa morago go Kokoano ya Bosetšhaba go sekwasekwa sešwa.

(2) Melawana e e tshwaraganetsweng e tshwanetse go neela thulaganyo go, le mokgwa wa, go tsaya karolo mo go sekasekeng sešwa ga melaotlhomong ke Kokoano ya Bosetšhaba le Khanseleng ya Bosetšhaba ya Diporofense.

(3) Khanseleng ya Bosetšhaba ya Diporofense e tsaya karolo mo go sekasekiweng sešwa ga Melaotlhomong o Poresidente a o buseditse morago go Kokoano ya Bosetšhaba fela fa –

(a) go sa kgotsofale ga Poresidente ka bomolaotheo ba melaotlhomong bo golagana le morero wa botsamaisi jo bo amang Khanseleng;

(b) karolo 74(1)(2) kgotsa (3) (b) kgotsa 76 e ne e dira mo go fetisitsweng ga Melaotlhomong.

(4) Fa, morago ga kakanyo sešwa, Melaotlhomong o arabela dipelaelo tsa ga Poresidente ka botlalo, Poresidente o tshwanetse go rebola a ba a saena Melaotlhomong; go seng jalo, Poresidente o tshwanela ke go: –

(a) rebola a bo a saena Melaotlhomong; kgotsa

(b) a o romele go kgotlatshekelo ya Molaotheo go tsaya tshwetso ka bomolaotheo ba ona.

(5) Fa kgotlatshekelo ya Molaotheo e swetsa gore Melaotlhomong o mo Molaotheong, Poresidente o tshwanela go o rebola le go o saena.

Kopo ya ditokololo tsa Kokoano ya Bosetšhaba go Kgotlatshekelo ya Molaotheo

80. (1) Ditokololo tsa Kokoano ya Bosetšhaba di ka dira kopo go Kgotlatshekelo ya Molaotheo go senka taelo e e atlholang gore Molao otlhe kgotsa karolo ya Molao, o o fetisitsweng ke Kokoano ga o ka fa molaotheong.

(2) Kopo –

(a) e tshwanetse ya tshegediwa ke bonnye nngwe-tharong ya ditokololo tsa Kokoano; e bile

(b) e tshwanelwa go dirwa morago mo malatsing a 30, go simolola fa Poresidente a rebola e bile a saena Molao;

(3) Kgotlatshekelo ya Molaotheo e ka laela gore molao otlhe, kgotsa karolo eo e leng setlhogo sa kopo, ka mabaka a karolwana (1), ga o na boleng go fitlha Kgotla e sweditse ka kopo

fa –

- (a) dikgatlhego tsa bosiamisi di tlhoka se; le
- (b) fa kopo e na le tšhono e e isegang ya go atlega.
- (4) Fa kopo e sa atlega, Kgotsatshekelo ya Molaotheo e tshwanetse go laela bakopi gore ba duele ditshwenyegelo ntle le fa kopo e ne e na le tšhono e e isegang ya go atlega.

Phasalatso ya Melao

81. Molaotlhomo o o rebotsweng e bile o saennwe ke Poresidente e nna Molao wa Palamente, o tshwanetse wa phasaladiwa ka bonako, e bile o tsena mo tirisong fa o phasaladiwa, kgotsa ka motlha o o tlhomamisitsweng ka ditaelo tsa Molao.

Polokesego ya Melao ya Palamente

82. Setlankana se se saenilweng sa Molao wa Palamente ke bopaki bo bo feleletseng ba dithulaganyetso tsa Molao oo e bile, morago ga phasalatso, o tshwanelwa go bewa mo botshepeging ba Kgotsatshekelo ya Molaotheo go nna mo polokegong.

Kgaolo 5

Poresidente le khuduthamaga

ya bosetšhaba

Poresidente

83. Poresidente –

- (a) ke Tlhogo ya Naga e bile ke tlhogo ya khuduthamaga ya bosetšhaba;
- (b) o tshwanetse go tshegofatsa, go sireletsa le go tlotla Molaotheo jaaka molaomogolo wa Rephaboliki;
- (c) o tseletsa kopano ya setšhaba le tseo tse di tla tseweletsang Rephaboliki.

Dithata le ditiro tsa ga Poresidente

84. (1) Poresidente o na le dithata tse a di a betsweng ka Molaotheo le peomolao, go akarediwa tse di tlhokegang go dira ditiro tsa Tlhogo ya Naga le tlhogo ya Khuduthamaga ya Bosetšhaba.

(2) Poresidente o rwele maikarabelo a –

- (a) go rebola le go saena Molaotlhomo;
- (b) go busetsa Molaotlhomo morago go Palamente go sekasekwa bomolaotheo ba Molaotlhomo;
- (c) go busetsa Molaotlhomo go Kgotsatshekelo ya Molaotheo go dira tshwetso ka bomolaotheo ba Molaotlhomo oo;
- (d) go bitsa Kokoano ya Bosetšhaba, Khansele ya Bosetšhaba ya Diporofense kgotsa Palamente go tla kopanong e e sa tlwaelegang go sekaseka merero e e kgethegileng;
- (e) go tlhoma mongwe le mongwe mo maemong, jaaka Molaotheo kgotsa peomolao e laola gore Presidente a dire, ntle le jaaka e le tlhogo ya khuduthamaga ya bosetšhaba;
- (f) go tlhoma dikhomišene tsa dipatlisiso;
- (g) go goeletsa direferentamo ka fa ditaelong tsa Molao wa Palamente;
- (h) go amogela le go naya tlotlo go baemedi ba dinaga disele/didipolomate, le boemedi ba bokonsolo;
- (i) go kgetha baambasatara; le baemedipuso, didiplomate le bakonsolo ba ba emelang naga;
- (j) go itshwarela kgotsa go emisa polao ya o a atlholetsweng loso le go fokoletsa dikotlhao dingwe le dingwe tsa madi, kgotsa go gapelwa dithoto;
- (k) go abela diala tsa tlotlo.

Bothati ba bokhuduthamaga ba Rephaboliki

85. (1) Bothati ba bokhuduthamaga ba Rephaboliki bo rwelwe ke Poresidente.

(2) Poresidente o diragatsa thata ya bokhuduthamaga, mmogo le ditokololo tse dingwe tsa Kabinete, ka –

- (a) go diragatsa peomolao ya bosetšhaba ntle le fa Molaotheo kgotsa Molao wa Palamente

o rulaganyeditse ka mokgwa mongwe;

- (b) go tlhabolola le go diragatsa maikemisetso a bosetšhaba;
- (c) go nyalanya ditiro tsa mafapha a puso le ditsamaiso;
- (d) go rulaganya le go simolola peomolao;
- (e) go dira tiro nngwe le nngwe ya bokhuduthamaga e e rulaganyeditsweng mo Molaotheong kgotsa mo peomolao ya bosetšhaba.

Go tlhophiwa ga MoPoresidente

86. (1) Mo kopanong ya ntlha, morago ga ditlhopho fa go tshwanetse go tladiwa phatlha, Kokoano ya Bosetšhaba e tshwanetse go kgetha monna kgotsa mosadi mo ditokololong tsa yona go nna Poresidente.

(2) Poresidente wa Kgotlatshekelo ya Molaotheo o tshwanetse go okama ditlhopho pele go tlhophiwa Poresidente kgotsa a supe Moatlhodi mongwe go dira jalo. Tsela e e rebotsweng mo Mametlelelo 3 e a diragadiwa mo go tlhopheng Poresidente.

(3) Ditlhopho tsa go tlatsa phatlha mo kantorong ya Poresidente di tshwanetse go tshwarwa ka nako le letlha le le beilweng ke Poresidente wa Kgotlatshekelo ya Molaotheo e seng morago ga malatsi a 30 morago ga phatlha e ntse teng.

Go tsaya tiro ya BoPoresidente

87. Fa motho a tlhophilwe go nna Poresidente o kgaotsa go nna tokololo ya Kokoano ya Bosetšhaba gape mo malatsing a matlhano (5), o tshwanetse go tsaya tiro ya boporesidente ka go ikana le go dumela go nna boikanyego go Rephaboliki le go ikobela Molaotheo go ya ka Mametlelelo 2.

Paka-tiro ya BoPoresidente

88. (1) Paka ya tiro ya Poresidente e simolola fa a tsaya tiro mme e kgaotsa fa phatlha e tlhagelela kgotsa fa motho yo a tlhophilweng go mo tlhatlhama a tsaya maemo.

(2) Ga go motho ope yo o tla tshwarang tiro jaaka Poresidente go feta dipaka tse pedi tsa tiro, mme fa mongwe a tlhophilwe go tlatsa phatlha ya Poresidente, nako magareng ga ditlhopho le ditlhopho tse di latelang tsa Poresidente, ga e tsewe e le paka ya tiro.

Go tloiswa ga Poresidente

89. (1) Kokoano ya Bosetšhaba, ka tshwetso ya pedi-tharong ba ditokololo tsa yona, e ka kgona go tlosa Poresidente mo maemong, fela ka mabaka a:

- (a) Tshiamololo e e masisi ya Molaotheo;
- (b) Go tlhoka maitseo fa go feteletseng;
- (c) Go tlhoka bokgoni jwa go dira ditiro tsa maemo a gagwe.

(2) Mongwe le mongwe yo o tlositsweng mo maemong a boPoresidente go ya ka mabaka a karolwana (1)(a) kgotsa (b) a ka se newe sepe sa meputso ya maemo ao, e bile a ka se dire mo maemong ape a puso.

Poresidente wa Nama-o-Tshwere

90. (1) Fa Poresidente a se teng mo nageng kgotsa a sa kgone go dira ditiro tsa kantoro ya boPoresidente kgotsa mo nakong e go nang le phatlha mo kantorong ya Poresidente, motho yo o nang le maemo a tiro e, ka tatelano e e fa tlase e ka nna a dira jaaka Poresidente, ke:

- (a) Motlatsa Poresidente.
- (b) Tona e e supilweng ke Poresidente.
- (c) Tona e e supilweng ke ditokololo tse dingwe tsa Kabinete.
- (d) Mmusakgotla wa Palamente go fitlhelela kokoano Bosetšhaba e supa mongwe wa maloko a yona.

(2) Poresidente wa nama-o-tshwere o na le maikarabelo, maatla, le ditiro tsa Poresidente.

(3) Pele a rwala maikarabelo, ditiro le mediro ya Poresidente, Poresident nama-o-tshwere o tshwanela go ikana kgotsa go dumela go nna boikanyego go Rephaboliki le boikobo go Molaotheo, go ya ka Mametlelelo 2.

Kabinete

91. (1) Kabinete e dirwa ke Poresidente, jaaka tlhogo ya Kabinete, Motlatsa Poresidente le Ditona.

(2) Poresidente o tlhopha Motlatsa Poresidente le Ditona, o ba abela dithata le ditiro, e bile o ka ba rola tiro.

(3) Poresidente –

(a) o tshwanetse go kgetha Motlatsa Poresidente mo ditokololong tsa Kokoano ya Bosetšhaba;

(b) a ka kgetha palo nngwe le nngwe ya Ditona go tswa mo ditokololong tsa Kokoano ya Bosetšhaba;

(c) a ka kgetha palo e e sa feteng pedi go tswa kwa ntle ga Kokoano ya Bosetšhaba.

(4) Poresidente o tshwanela go kgetha tokololo ya Kabinete go nna moeteledipele wa merero ya puso mo Kokoanong ya Bosetšhaba.

(5) Motlatsa Poresidente o tshwanetse go thusa Poresidente mo go diragatseng ditiro ya puso. Maikarabelo a Ditokololo tsa Kabinete

92. (1) Motlatsa Poresidente le Ditona ba na le maikarabelo mo dithateng le ditirong tsa khuduthamaga tse ba di rwesitsweng ke Poresidente.

(2) Ditokololo tsa Kabinete di na le maikarabelo ka bojotlhe le ka bongwe fela go Palamente ka tiragatso ya ditiro tsa bona.

(3) Ditokololo tsa Kabinete di tshwanela –

(a) go dira go ya ka Molaotheo;

(b) go neela Palamente dipego ka botlalo nako le nako tebang le merero e e mo taolong ya bona.

Batlatsatona

93. Poresidente a ka tlhopha Batlatsatona go tswa mo ditokololong tsa Kokoano ya Bosetšhaba go thusa ditokololo tsa Kabinete, mme a ka kgona go ba tlosa.

Go tswela ga Kabinete morago ga ditlhopho

94. Fa ditlhopho tsa Kokoano ya Bosetšhaba di tshwerwe, Kabinete, Motlatsa-Poresidente, Ditona tsa yona le Batlatsatona ba na le tetla ya go diragatsa go fitlhelela motho yo a tlhophilweng jaaka Poresidente ke Kokoano e e latelang a simolola go dira.

Maikano kgotsa tumelo

95. Pele Motlatsa Poresidente, Ditona le Batlatsatona ba dira mo ofising ya bona, ba tshwanela go ikana kgotsa go dumela go nna boikanyego mo Rephaboliking le boikobo go Molaotheo go ya ka Mametlelelo 2.

Maitsholo a Ditokololo tsa Kabinete le Batlatsatona

96. (1) Ditokololo tsa Kabinete le Batlatsatona ba tshwanela go dira go ya ka mokgwa wa maitsholo o o beilweng ka molao wa bosetšhaba.

(2) Ditokololo tsa Kabinete le Batlatsatona ba ka se –

(a) tseye tiro e nngwe e e duelang;

(b) ba ka se itshole ka mokgwa mongwe o o seng maleba le maemo a tiro ya bona, kgotsa go ipaya mo maemong a a ka thulanyang maikarabelo a bona a semmuso le dikgatlhego tsa sephiri; kgotsa

(c) ba ka se dirise maemo a bona kgotsa tshedimosetso e e beilweng mo go bona go ikhumisa kgotsa go humisa motho mongwe ka mokgwa o sa lolamang.

Tshutiso ya ditiro

97. Poresidente ka kgoeletso a ka sutisetsa go tokololo ya Kabinete –

(a) tsamaiso ya molao mongwe le mongwe o o roletsweng mo tokololong e nngwe; kgotsa

(b) thata kgotsa tiro nngwe le nngwe e e roletsweng ka molao go tokololo e nngwe.

Kabelo ya nakwana ya ditiro

98. Poresidente a ka neela tokololo ya Kabinete thata le ditiro tsa tokololo e nngwe e e seng teng mo tirong kgotsa e e sa kgoneng go diragatsa maatla ao, kgotsa tiro eo.

Kabelo ya ditiro

99. Tokololo ya Kabinete e ka neela thata kgotsa tiro nngwe le nngwe e e tshwanelwang go dirwa mo mabakeng a Molao wa Palamente go tokololo ya Kgotla Khuduthamaga ya porofense kgotsa go Khansele ya Mmasepala. Kabelo –

(a) e tshwanela go nna ka mabaka a tumelelano fa gare ga tokololo ya Kabinete e e maleba le Mokhuduthamaga oo, kgotsa tokololo ya Khansele ya Mmasepala;

(b) e tshwanela go nna maleba le Molao wa Palamente mo mabakeng ao maatla kgotsa tiro e diragatswang kgotsa e dirwa;

(c) e tsena mo tiragatsong fa o phasaladiwa ke Poresidente.

Bookamedi ba bosetšhaba go botsamaisi ba diporofense

100. (1) Fa porofense e retelelwa kgotsa e sa dire ditshwanelo tsa yona tsa bodiragatsi mo mabakeng a peomolao kgotsa Molaotheo, khuduthamaga ya bosetšhaba e ka tsereganya go tsaya dikgato tse di maleba go kgontsa go dirwa ga ditshwanelo tseo, go akarediwa –

(a) go ntsha kaelo go khuduthamaga ya porofense, e e tlhalosang selekano sa go retelelwa ke go dira ditshwanelo le go tlhagisa dikgato dingwe le dingwe tse di tlhokegang go dira ditshwanelo; le

(b) go tsaya boikarabelo tebang le ditshwanelo tse di maleba mo porofenseng eo go isa fa go tlhokegang go –

(i) go tshegetsatsa maemo a a botlhokwa a setšhaba kgotsa go fitlhelela maemo a a tlhomilweng a bosetšhaba a go naya tirelo;

(ii) go tshegetsatsa kitlano ya ikonomi;

(iii) go tshegetsatsa tshireletso ya bosetšhaba; kgotsa

(iv) kganela porofense eo go tsaya kgato e sa isegeng e gobeletang kgatlego ya porofense e nngwe kgotsa ya naga ka bophara.

(2) Fa khuduthamaga ya bosetšhaba e tsereganya mo porofenseng mo mabakeng a karolwana

(1) (b) –

(a) kitsiso ya tsereganyo; e tshwanetse ya atlhaatlhiwa mo Khanseleng ya Bosetšhaba ya porofense mo malatsing a 14 morago ga fa e fetsa go kopana la ntlha morago ga tsereganyo; le gore

(b) tsereganyo e tshwanelwa go khutla, ntle le fa e rebotswe ke Khansele mo malatsing a 30 a pitso ya ntlha go tloga tsereganyo e simologile; gape

(c) Khansele e tshwanetse go sekaseka tsereganyo nako le nako e be e neele katlenegiso e e maleba go khuduthamaga ya bosetšhaba.

(3) Peomolao ya bosetšhaba e ka laola tiragatsong e e tlhomilweng mo karolong e.

Ditshwetso tsa khuduthamaga

101. (1) Tshwetso ya Poresidente e tshwanetse gore e nne e e kwadilweng fa –

(a) e tsena go ya ka molao; kgotsa

(b) e na le ditlamorago tsa semolao.

(2) Tshwetso e e kwadilweng ya ga Poresidente e tshwanetse go saeniwa ke tokololo nngwe gape ya Kabinete, fa tshwetso eo e ama tiro e e abetsweng tokololo eo ya Kabinete.

(3) Dikgoeletso, melawana le didiriswa tse dingwe tsa melawana e e fa tlase ga peomolao di tshwanetse go fitlhelelwa ke botlhe.

(4) Peomolao ya bosetšhaba e ka totobatsa mokgwa o ka ona, le selekano seo, didiriswa tse di umakilweng mo karolwana (3) di tshwanetseng go –

(a) atlhaatlhiwa mo Palamenteng; le

(b) go amogelwa ke Palamente.

Ditshitshinyo tsa go tlhoka boikanyego

102. (1) Fa Kokoano ya Bosetšhaba ka boutu e e tshegeditsweng ke bontsi ba ditokololo e fetisa tshitshinyo ya go tlhoka boikanyego go Kabinete, go sa akarediwe Poresidente, Poresidente o tshwanela go bopa Kabinete sešwa.

(2) Fa Kokoano ya Bosetšhaba ka boutu e e tshegeditsweng ke bontsi ba ditokololo e atlanegisa tshitshinyo ya go tlhoka boikanyego go Poresidente, Poresidente le ditokololo tsa Kabinete ba tshwanelwa ke go rola tiro.

Kgaolo 6

Diporofense

Diporofense

103. (1) Rephaboliki e na le diporofense tse di latelang:

(a) Kapa Botlhaba

(b) Foreistata

(c) Gauteng

(d) Kwa Zulu-Natal

(e) Mpumalanga

(f) Kapa Bokone

(g) Porofense ya Leboa

(h) Bokone Bophirima

(i) Kapa Bophirima

(2) Melelwane ya diporofense ke e e neng e le teng fa Molaotheo o diragatswa.

Dikokoanopeomolao tsa Diporofense

Bothati ba peomolao ba diporofense

104. (1) Bothati ba peomolao ba porofense bo rwelwe ke kokoano ya peomolao ya porofense, e bile bo rebolela go kokoanopeomolao ya porofense maatla –

(a) go atlanegisa molaotheo wa porofense eo kgotsa ga tlhabolola molaotheo o o kwadilweng ke yona ka ditaello tsa dikarolo 142 le 143;

(b) go fetisa peomolao mo, le go, porofense tebang le –

(i) morero mongwe le mongwe o o mo kgaolong ya tiragatso e e mo lenaaneng la Mametlelelo 4;

(ii) morero mongwe le mongwe o o mo lekaleng la tiragatso e e lenaaneng la Mametlelelo 5; le

(iii) morero mongwe le mongwe o o kwa ntle ga makala a tiragatso, o o rolwetsweng mo porofenseng ka totobalo ke peomolao ya bosetšhaba; le

(iv) morero mongwe le mongwe o kaelo ya Molaotheo e o akanyetsang go baya peomolao ya porofense; le

(c) go rolela nngwe le nngwe ya dithata tsa peomolao go Khansele ya Mmasepala mo porofenseng eo.

(2) Kgotlapeomolao ya porofense, ka tshwetso e e tshegeditsweng ke pedi-tharong ya ditokololo e ka, lopa Palamente go fetola leina la porofense eo.

(3) Peomolao ya porofense e gapelediwa fela ke Molaotheo le, fa e atlanegisitse Molaotheo wa porofense eo, ka molaotheo oo, mme e tshwanetse go dira go ya ka le mo tekanyetsong ya, Molaotheo le molaotheo wa porofense eo.

(4) Peomolao ya porofense tebang o le morero oo isegang gore o a tlhokega, kgotsa o tshokile o le botlhokwa, mo tiragatsong ya thata tebang le morero o o mo lenaaneng la Mametlelelo 4, ke peo ka mabaka otlhe go ya ka lenaane la Mametlelelo 4.

(5) Kgotlapeomolao ya porofense e ka atlanegisetsa Kokoano ya Bosetšhaba peomolao tebang le morero mongwe le mongwe o o kwa ntle ga bothati ba kgotlapeomolao, kgotsa e mo go yona Molao wa Palamente o okamang molao wa porofense.

Sebopego le go tlhophiwa ga dikgotlapeomolao tsa diporofense

105. (1) Kgotlapeomolao ya porofense e bopiwa ke basadi le banna ba ba tlhophilweng jaaka ditokololo ka ditaelo tsa mokgwa wa ditlhopho o –

- (a) o beilweng ka peomolao ya bosetšhaba;
 - (b) o ikaegileng ka dikarolwana tsa Porofense ya lenaane le le lengwe la bosetšhaba la batlhophi; le
 - (c) le le rulaganyetsang go bouta go bonnye e leng dingwaga di le 18; le
 - (d) dipholo, ka kakaretso, ka boemedi ba kelano.
- (2) Kgotlapeomolao e na le ditokololo tse di leng gare ga 30 le 80. Palo ya ditokololo, e e ka farologaneng mo diporofenseng, e e tshwanetseng go tlhomamisiwa ka ditaelo tsa kaetso e e beilweng ka peomolao ya bosetšhaba.

Botokololo

106. (1) Moagi mongwe le mongwe yo o letleletsweng go tlhopha mo Kokoanong ya Bosetšhaba e ka nna tokololo ya Kokoano ya porofense kwa ntle ga –

- (a) mongwe le mongwe yo o tlhophilweng ke puso kgotsa a direla puso, a amogela madi, ntle le –
 - (i) tonakgolo le ditokololo dingwe tsa khuduthamaga ya porofense; le
 - (ii) batlhankedi bangwe ba ditiro tsa bona di tsamaelanang le ditiro tsa tokololo ya kgotlapeomolao ya porofense, mme gokailwe gore di tshwana le ditiro tse, ke peomolao ya bosetšhaba.
- (b) ditokololo tsa Kokoano ya bosetšhaba, baemedi ba leruri ba khansele ya bosetšhaba ya diporofense kgotsa ditokololo tsa Lekgotla la Mmasepala;
- (c) boradisuga ba ba sa kgopologeng;
- (d) mongwe le mongwe yo Kgotlatshekelo ya Rephaboliki e tsayang a sa itekanelang mo tlhaloganyong;
- (e) mongwe le mongwe yo e rileng fa karolwana e ya molao e sena go tsena mo tirisong a bonwa molato, mme a athholelwa dikgwedi tse di fetang 12 kwa kgolegolong go ntle le go newa tšhono ya go duela, e ka nna mo Rephaboliking, kgotsa kwa ntle ga Rephaboliking; fa maitsholo a a dirang molato e ne e ka nna molato mo Rephaboliking, mme ga go ope yo go ka tsewang a athlotswe go fitlhelela boikuelo kगतलानग le kotlo kana katlholo e diragadiwa, kgotsa go fitlhelela nako ya boikuelo e feta. Go latlhegelwa ke ditshwanelo fa tlase ga kgaolo e go khutla morago ga ngwaga tse tlhano katlholo e wetse.

(2) Motho yo a se nang gona go tlhophiwa go nna tokololo ya Kokoano ya porofense ka ditaelo tsa karolwana(1)(a) kgotsa (b) e ka nna ntlhopheng wa kokoano,ka taolo ya ditekanyetso dingwe le dingwe kgotsa mabaka a a tlhomilweng ke peomolao ya bosetšhaba.

(3) Motho o latlhegelwa ke botokololo ba Kokoano ya porofense fa motho yoo a –

- (a) kgaotsa go nna yo o ka tlhophiwang; kgotsa
- (b) sa nne teng mo Kokoanong ya Porofense ntle le tumelelo ka mabaka a ditaelo le molao o kokoano o kayang fa a ka latlhegelwa ke botokololo;
- (4) Diphatlhatiro mo Kokoanong ya Porofense di tshwanetse go tlatswa go ya ka peomolao ya bosetšhaba.

Maikano kgotsa tumelo ya ditokololo

107. Pele ditokololo tsa Kokoano ya Porofense di ka simolola go dira ditiro tsa tsona mo Kokoanong peomolao, di tshwanetse go ikana kgotsa go dumela boikanyego mo Rephaboliking le boikobo mo Molaotheong, ka tlhomamiso go ya ka Mametlelelo 2.

Paka ya kokoano ya porofense

108. (1) Kokoano ya porofense e tlhophelwa paka ya dingwaga tse tlhano.

(2) Fa Kokoano ya porofense e phatlhaladiwa go ya ka karolwana 109 kgotsa fa nako ya yona e fela, Poresidente, Tonakgolo ka kgoeletso, o tshwanetse go bitsa le go baya matlha a ditlhopho, tse di tshwanetseng go tshwarwa mo malatsing a 90 morago ga letsatsi le Kokoano e

phatlaladitsweng ka lona, kgotsa nako e e fedileng ka yona.

(3) Fa dipholo tsa ditlhopho tsa kokoano ya porofense di sa phasaladiwe ka nako e e boletsweng mo nakong ya karolo 190 kgotsa ditlhopho di kgapetswe thoko ke kgotlatshekelo, Poresidente, ka phasalatso, tse dingwe o tshwanetse a ka bitsa le go baya matlha ya ditlhopho, tse di tshwanetseng go tshwarwa mo malatsing a 90 a paka e e fedileng kgotsa a motsing o ditlhopho di kgapetsweng thoko ka ona.

(4) Peomolao ya porofense e sala e nonofile go dira go simolola motsing o e phatlaladitsweng kgotsa nako ya yona e khutlang, go fitlhelela motsing o o fa pele ga letsatsing la ntlha la ditlhopho tsa kgotlapeomolao e e latelang.

Phatlalato ya dikgotlapeomolao tsa diporofense pele ga bokhutlo ba paka ya tsona

109. (1) Tonakgolo ya porofense o tshwanetse go phatlalatsa kgotlapeomolao ya porofense fa –

(a) Kokoano e amogetse tshwetso ya go phatlalala, e engwe nokeng ke bontsi ba ditokololo tsa yona; le

(b) ngwaga tse tharo di fetile e sa le Kokoano e tlhophilwe.

(2) Tonakgolo nama-o-tswere o tshwanetse a phatlalatsa kgotlapeomolao ya porofense fa –

(a) go le phatlha-tiro ya ofisi ya Tonakgolo; le fa

(b) Kokoano e retelwa ke go tlhopha Tonakgolo e ntšwa mo malatsing a 30 morago ga phatlhatiro e ntse teng.

Dipitso le dipaka tsa khunologo

110. (1) Morago ga ditlhopho, pitso ya ntlha ya kokoanopeomolao ya porofense ya Kgotlapeomolao e tshwanetse go epiwa ka nako le letlha le le laotsweng ke Poresidente wa Kgotlatshekelo ya Molaotheo, mme e seng go feta malatsi a 14 a fetile morago ga dipholo tsa ditlhopho di fetsa go phasaladiwa ka tlhomamo. Kgotlapeomolao ya porofense e ka tlhomamisa nako le bolelele jwa dipitso tse dingwe le dipaka tsa khunologo.

(2) Tonakgolo a ka epa pitso ya Kokoano ya Kgotlapeomolao ya porofense go tla pitsong e e kgethegileng ka nako nngwe le nngwe go rera merero e e kgethegileng.

(3) Kgotlapeomolao ya porofense e epa dipitso kwa, e ka swetsang gore e tsenela pitso gona. Babusakgotla le Batlatsa-Babusakgotla

111. (1) Kwa pitsong ya ntlha morago ga go tlhopiwa ga yona, kgotsa fa go tlhokagala go tlatsa phatlha, Kgotlapeomolao ya porofense e tshwanetse go kgetha Mmusakgotla le Motlatsa Mmusakgotla mo ditokololong tsa yona.

(2) Poresidente wa Kgotlatshekelo ya Molaotheo o tshwanetse go okama go tlhopiwa ga Mmusakgotla kgotsa a rebole moatlhodi o mongwe go dira jalo. Mmusakgotla o okama ditlhopho tsa Motlatsa Mmusakgotla.

(3) Thulaganyo e e atositsweng mo Mametlelelo 3 e diragadiwa mo ditlhophong tsa Mmusakgotla le Motlatsa Mmusakgotla.

(4) Kgotlapeomolao ya porofense e ka rola Mmusakgotla kgotsa Motlatsa Mmusakgotla tiro ka tshwetso. Bontsi ba ditokololo tsa peomolao ba tshwanetse go nna teng fa tshwetso e atlanegisiwa.

(5) Mo mabakeng a melawana le ditaello, Kokoano ya Bosetšhaba e ka tlhopha mo ditokololong tsa yona batlhakedi ba bangwe ba ba okamang go thusa Mmusakgotla le Motlatsa Mmusakgotla.

Ditshwetso

112. (1) Ntle le fa Molaotheo o kaela ka tsela e nngwe –

(a) bontsi ba ditokololo tsa Kgotlapeomolao ya porofense ba tshwanetse ba nna teng pele go ka boutelwa Molaothomo kgotsa tlhabololo ya Molaotheo;

(b) bonnyeng nngwe-tharong ba ditokololo bo tshwanetse go nna teng pele go ka tsewa

diboutu mo ntlheng nngwe le nngwe e e fa pele ga Kokoano;

(c) dintlha tsotlhe tse di fa pele ga Kgotlapeomolao ya porofense di swetswa ka bontsi jwa diboutu tse di tlhageletseng.

(2) Tokololo ya Kgotlapeomolao ya porofense e e okameng ga e letlwe go bouta ka tlwelo, mme –

(a) o tshwanetse a tlhagisa boutu ya makgaolakgang fa diboutu di ile maleka matlhakoreng oomabedi a pharela, le bile

(b) o ka tlhagisa boutu e e tlwaelegileng fa pharela e tshwanetsee go atholwa ka tshegetso ya boutu ya bonnye pedi-tharong ba ditokololo.

Ditshwanelo tsa baemedi ba leruri mo kgotlapeomolao ya porofense

113. Baemedi ba porofense ba leruri go Khansele ya Bosetšhaba ya Diporofense ba ka tlhabolola, ba bua mo, kgotlapeomolao ya porofense le dikomiti tsa yona mme ga ba na ba bouta. Kgotlapeomolao e ka tlhoka moemedi wa leruri go tsena pitso ya yona kgotsa ya dikomiti tsa yona.

Dithata tsa dikgotlapeomolao tsa diporofense

114. (1) Mo go diragatseng thato ya yona ya peomolao, Kgotlapeomolao ya porofense e ka –

(a) sekaseka, fetisa, tlhabolola kgotsa ya gana Molaotlhommo le mongwe le mongwe o o fa pele ga kgotlapeomolao; le

(b) go simolola kgotsa go baakanya peomolao, ntle le Melaotlhommo wa ditšhelete.

(2) Kgotlapeomolao ya porofense e tshwanetse ya tlhomamisa ya ba ya neela mekgwa le metsamao ya go –

(a) netefatsa gore dirwe tsotlhe tsa bodiragatsi ba puso mo karolong ya porofense ya puso di lebanwe ke maikarabelo mo go yona; le

(b) go tshegetsa bodisa jo bo lolameng ba –

(i) tiragatso ya bothati ba bodiragatsi, ba porofense go akarediwa tiragatso ya peomolao; le

(ii) serwe sengwe le sengwe sa puso ya porofense.

Bopaki kgotsa tshedimosetso fa pele ga peomolao ya porofense

115. Kgotlapeomolao ya porofense le nngwe le nngwe ya dikomiti tsa yona di ka –

(a) biletsa tshekong mongwe le mongwe go tlhagelela fa pele ga tsona go fa bopaki ka maikano kgotsa tlaleletso kgotsa go supa dikwalo;

(b) go senka gore motho kgotsa setheo sengwe le sengwe go e neela pego; le

(c) go gapeletsa, ka ditaello tsa kgotlapeomolao ya porofense kgotsa melawana le ditaello, motho kgotsa setheo sengwe le sengwe go inakanya le tagafara kgotsa tlhokego ka ditaello tsa tema (a) kgotsa (b); le

(d) go amogela diphetišene, dikemedi kgotsa ditlhagiso go tswa go bangwe le bangwe ba ba nang le kgatlhego.

Dithulaganyo tsa ka fa teng, ditsweletso le ditsamaiso tsa dikgotlapeomolao tsa diporofense

116. (1) Kgotlapeomolao ya porofense e ka –

(a) Tlhomamisa, ya laola, ya ba ya fetsa ka dithulagano tsa yona tse di ka mo go yona, ditsweletso le ditsamaiso, le –

(b) go dira melawana le ditaello tebang le tiro ya yona, ka kelotlhoko e e maleba ya demokerasi e e nang le boemedi le botseokarolo, maikarabelo, e e mo pontsheng le kamego ya botlhe.

2. Melawana le ditaello tsa Kgotlapeomolao ya porofense e tshwanetse go rulaganyetsa –

(a) go tlhomiwa, popego, maatla, ditiro, ditsamaiso le paka-tiro ya dikomiti tsa yona; le

(b) go tsaya karolo ga makokopotlana a a nang le boemedi mo kgotlapeomolao mo ditsweletsong ka mokgwa o o lepalepanang le demokerasi;

(c) Tshegetso ya ditšhelete le tsamaiso go lekoko la sepolotiki lengwe le lengwe le le emetsweng mo kgotlapeomolao, e e lekanang le boemedi, go kgontsha lekoko lengwe le lengwe

le moeteledipele wa lona go dira mediro mo Kgotlapeomolao; le

(d) go amogela moeteledipele wa lekoko le legolo la kganetso mo kgotlapeomolaong, jaaka Moeteledipele wa Lekoko Kganetso.

Ditsetlelelo

117. (1) Ditokololo tsa Kgotlapeomolao ya porofense le ditokololo tsa porofense tsa leruri go Khansele ya Bosetšhaba ya Diporofense –

(a) di na le kgololosego ya go bua mo Kgotlapeomolao le mo dikomiting tsa yona, mo taolong ya melawana le ditaelo tsa yona; le

(b) ga ba mo pharagobeng ya kotlhao ya molato wa selegae kgotsa wa tshenyo, go tshwarwa, go tlhatlhelwa kgotsa wa ditshenyegelo ka ntlha ya –

(i) sengwe le sengwe se ba se buileng, ba se supileng kgotsa ba se tlhagisitseng go Kgotlapeomolao kgotsa nngwe ya dikomiti tsa yona;

(ii) sengwe le sengwe se se upulotsweng ka lebaka la sengwe se ba se buileng mo, se supilweng pele, kgotsa se neetswe Kgotlapeomolao kgotsa nngwe ya dikomiti.

(2) Ditsetlelelo le dishireletsego dingwe tsa Kgotlapeomolao, ditokololo tsa tsona di ka kaelwa ka peomolao ya bosetšhaba.

(3) Dituelo, ditshiameloketla le dithuso tse di duelelwang ditokololo tse Kgotlapeomolaong ya porofense, ke tse di duelelwang ka tlhamalalo go tswa Lotleleng la Lotseno la porofense, jaaka go ka laola Peomolao ya Palamente.

Phitlhelelo le go tsaya karolo ga botlhe mo kgotlapeomolaong ya porofense

118. (1) Kgotlapeomolao ya porofense e tshwanetse go –

(a) nolofatsa ka mego ya botlhe mo peomolaong le ditiragalo dingwe tsa Kgotlapeomolao le dikomiti tsa yona; le

(b) tsamaisa tiro ya yona ka mokgwa o o phatlalatsa, le go tshwara dipitso, le tsa dikomiti tsa yona, mo pepeneneng; mme dikgato tse di isegang di ka tsewa –

(i) go laola phitlhelelo ya batho, go akarediwa phitlhelelo ya bogasi go Kgotlapeomolao le dikomiti tsa yona; le

(ii) go rulaganyetsa go phuruphudiwa ga mongwe le mongwe le, fa go tshwanelang, kganelo ya go tsena kgotsa go tloswa ga motho mongwe le mongwe.

(2) Kgotlapeomolao ya porofense e ka seka ya thibela botlhe go akaretsa le bagasi, mo pitso ya komiti ya yona ntle le fa le go le matshwanedi e bile go siame go dira jalo mo boaging jo bo buletsweng botlhe le ba demokerasi.

Tlhagiso ya Melaotlthomo

119. Ke fela ditokololo tsa Kgotlakhuduthamaga ya porofense kgotsa komiti kgotsa tokololo ya kgotlapeomolao e ka tlhagisang Melaotlthomo mo kgotleng ya peomolao; mme ke fela tokololo ya Kgotlakhuduthamaga o a rweleng maikarabelo a merero ya matlotlo mo porofenseng, kgotsa tokololo e e supilweng ke Tonakgolo, e ka tlhagisang Melaotlthomo wa ditšhelete mo kokoanopeomolao.

Melaotlthomo ya Ditšhelete

120. (1) Melaotlthomo o o abang ditšhelete kgotsa o o tlhomang makgetho, le makgethwana, ke Melaotlthomo wa ditšhelete. Melaotlthomo wa madi ga o na o dirana le morero ope ntle le tefiso ya ditirelo, dikotlhao kgotsa dikotlhao dingwe tsa madi.

(2) Molao wa porofense o tshwanetse wa rulaganyetsa tsela e ka yona kgotlapeomolaong ya porofense e ka tlhabololang Melaotlthomo wa ditšhelete.

Thebolo ya Melaotlthomo

121. (1) Tonakgolo ya porofense o tshwanetse go rebola kgotsa go saena Melaotlthomo o o fetisitsweng ke lekgotlapeomolao la porofense go ya ka Kgaolo e, kgotsa fa Tonakgolo na le dipelaelo ka bomolaotheo jwa Melaotlthomo, o o busetsa morago kwa lekgotlapeomolao go sekasekwa.

(2) Fa morago ga go sekwasekwa, gape, Molaotlhommo o arabela dipelaelo tsa Tonakgolo sentle, Tonakgolo o tshwanelwa ke go rebola le go saena Molaotlhommo, kgotsa fa a sa ntse ane le dipelaelo tsa bomolaotheo ba Molaotlhommo, Tonakgolo o ka nna a –

(a) rebola le go seana Molaotlhommo; kgotsa

(b) a o romela kwa Lekgotlatshekelong la Molaotheo go re go tsewe tshwetso ka bomolaotheo jwa one.

(3) Fa Lekgotlatshekelo la Molaotheo le swetsa gore Molaotlhommo o ka fa molaotheong, Tonakgolo o tshwanelwa ke go o rebola a ba a o saena.

Kopo ya ditokololo go Kgotlatshekelo ya Molaotheo

122. (1) Ditokololo tsa lekgotlapeomolao la porofense di ka nna tsa dira kopo kwa Lekgotlengtshekelo la Molaotheo gore go ntshiwe taelo e e itsiseng gore ka gotlthe kgotsa karolo ya Molao oo fetisitsweng ke lekgotlapeomolao ga o ka fa Molaotheong.

(2) Kopo –

(a) e tshwanetse go tshagediwa ke diperesente di le 20 tsa ditokololo tsa kgotlapeomolao; e

(b) e tshwanetse go dirwa mo malatsing a 30 a a latelang Katlanegiso le go saeniwa ga molao ke Tonakgolo.

(3) Kgotlatshekelo ya Molaotheo e ka laela gore le mo kopong go ya ka karolwana 1 molao kgotsa karolo ya molao fa ga e na maatla go fitlha Kgotlatshekelo e dira tshwetso ka kopo –

(a) dikgatlhego tsa bosiamisi di tlhoka se; le

(b) fa kopo e na le ditshupo tse di isegang tsa katlego.

(4) fa kopo e sa atlega, Kgotlatshekelo ya Molaotheo e tshwanetse go laela bakopi go duela ditshenyegelo ntle le fa kopo e na le ditshupo tse di isegang tsa go atlega.

Phasalatso ya Molao ya porofense

123. Molaotlhommo o o rebotsweng e bile o saennwe ke Tonakgolo ya Porofense o nna Molao wa Porofense, o tshwanetse go phasaladiwa ka bonako e bile o simolola go dira fa o phasaladiwa kgotsa ka letlha le le tlhomamisitsweng go ya ka Molao.

Polokego ya Molao ya porofense

124. Khopi e e saennwe ya Molao wa Porofense ke bosupi ba makgaolakgang ba ditlhogiso tsa Molao o, e bile morago ga phasalatso, o tshwanetse go bewa mo botshepeging ba Khotlatshekelo ya Molaotheo go o boloka.

Dikhuduthamaga tsa diporofense

Bothati ba bokhuduthamaga ba diporofense

125. (1) Bothati ba bokhuduthamaga ba porofense bo neilwe Tonakgolo ya Porofense eo.

(2) Tonakgolo o diragatsa thata ya bokhuduthamaga, mmogo le ditokololo tse dingwe tsa Khansela ya Khuduthamaga, ka –

(a) go diragatsa peomolao mo porofenseng;

(b) go diragatsa dipeomolao tsotlhe tsa bosetšhaba mo makaleng a tiragatso a a kwadilweng mo Mametlelelo 4 kgotsa 5 ntle le fa Molaotheo kgotsa Molao wa Palamente o tlamela ka mokgwa mongwe;

(c) go tsamaisa mo Porofenseng, Peomolao ya bosetšhaba kwa ntle le makala a ditiro tse di kwadilweng mo Mametlelelo 4 le 5, tsamaiso eo e neilweng go ya ka Molao wa Palamente;

(d) tlhabololo le tiragatso ya maikamisetso a Porofense;

(e) go nyalanya ditiro tsa mafapha le tsamaiso ya Porofense;

(f) go bakanya le go simolola peomolao ya Porofense; le

(g) go dira ditiro dingwe le dingwe tse di di neilweng go ya ka Molaotheo kgotsa Molao wa Palamente.

(3) Porofense e na le bothati, ba khuduthamaga go ya ka karolwana ya (2)(b) fela go fitlhelela mo selekanyo se Porofense e nang le bokgoni ba tsamaiso go simolola boikarabelo bo bo nonofileng. Mmuso wa setšhaba, ka peomolao le dikgato tse dingwe, o tshwanetse go thusa

Porofense go tlhabolola bokgoni ba tsamaiso ya yona e e tlhokagalang mo tirisong e nonofileng ya dithata le mo ditirong tsa bona tse diumakilweng mo karolwaneng ya (2).

(4) Kganetsano nngwe le nngwe e amanang le bokgoni ba tsamaiso ya Porofense mabapi le tiro nngwe le nngwe e tshwanetse go romelwa kwa Khanseleng ya Setšhaba ya Diporofense go rarabololwa mo malatsing a le 30 a letlha la thomelo go Khansele.

(5) Go ya ka karolo ya 100, tiragatso ya peomolao ya porofense mo porofensing ke thata e e kgethegileng ya khuduthamaga ya Porofense.

(6) Khuduthamaga ya Porofense e tshwanetse go dira go ya ka –

(a) Molaotheo; le

(b) Molaotheo wa Porofense, fa molaotheo o fetisitswe mo Porofenseng.

Kabelo ya ditiro

126. Tokololo ya Khansele ya Khuduthamaga ya Porofensi o ka nna a abela thata kgotsa tiro nngwe le nngwe e e tshwanetsweng go dirwa go ya ka Molao wa Palamente, kgotsa Molao wa Porofense, go Khansele ya Mmasepala. Kabelotiro –

(a) e tshwanetse go nna go ya ka tumelano magareng ga tokololo ya Khansele ya Khuduthamaga o maleba le Khansele ya Mmasepala;

(b) e tshwanetse go tlhomama le Molao go ya ka thata e e maleba kgotsa tiro o o dirwang; le

(c) go tsena mo tirisong go simolola ka kgoeletso ya Tonakgolo.

Dithata le Ditiro tsa Ditonakgolo

127. (1) Tonakgolo ya Porofense e na le dithata le ditiro tse e di neilweng mo tirong eo ka Molaotheo le peomolao mongwe le nngwe.

(2) Tonakgolo ya Porofense e na le maikarabelo a go –

(a) atlanegisa le go saena Melaotlhomu;

(b) go romela Melaotlhomu gape kwa peomolaong ya porofense go sekwasekwa bomolaotheo;

(c) go romela ga Melaotlhomu go Kgotlatshekelong ya Molaotheo gore go dirwe tshwetso ka bomolaotheo ba Melaotlhomu;

(d) go bitsa Kgotlapeomolao go tla pitsong e e kgethegileng go rera merero e e kgethegileng;

(e) go tlhama dikomisi tsa patlisiso; le

(f) go tshwara refentamo mo Porofenseng go ya ka peomolao ya bosetšhaba.

Go tlhophiwa ga Ditonakgolo

128. (1) Ka kopano ya ntlha morago ga ditlhopho, le fa go tlhokega go tlatsa phatlhatiro, lekgotla la peomolao la porofense le tshwanetse go tlhopha mosadi kgotsa monna fa gare ga ditokololo tsa lona go nna Tonakgolo ya Porofense.

(2) Moatlhodi yo o supilweng ke Poresidente wa Kgotlatshekelo ya Molaotheo o okama ditlhopho tsa Tonakgolo. Tsela e e supilweng mo go Karolo A ya Mametlelelo 3 e diragadiwa mo go tlhopheng Tonakgolo.

(3) Tlhopho go tlatsa phatlhatiro ya tiro ya Tonakgolo e tshwanetse go tshwarwa ka nako le letlha le le rebotsweng ke Poresidente wa Kgotlatshekelo ya Molaotheo fela e seng morago ga malatsi a 30 morago ga go nna teng ga phatlha.

Go tsaya tiro ya Botonakgolo

129. Tonakgolo e e kgethilweng e tsaya tiro ya botonakgolo mo malatsing a matlhano, sena go kgethiwa, ka go ikana le go dumela boikanyego go Rephaboliki le boikokobetso go Molaotheo ka go ikana phatlalatsa go ya ka Mametlelelo 2.

Paka-Tiro ya Botonakgolo

130. (1) Paka-tiro ya Botonakgolo e simolola fa Tonakgolo e tsaya tiro mme e khutla morago ga phatlhatiro e tlhageletse kgotsa fa motho yo o kgethilweng go nna Tonakgolo e e latelang Tonakgolo a tsaya tiro.

(2) Ga go motho ope yo o ka nngang mo tirong ya Botonakgolo go feta dipaka tse pedi, mme fa motho a kgethiwa go tlatsa phatlhatiro mo maemong a Tonakgolo, paka fa gare ga ditlhopho le ditlhopho tse di latelang tsa Tonakgolo ga e kitla e tsewa jaaka paka ya tiro.

(3) Kgotlapeomolao ya porofense, ka tshwetso e e tserweng ka tshegetso ya diboutu tsa bonnye ba pedi-tharong ya maloko a yona, a ka tlosa Tona-Kgolo mo tirong fela mo mabakeng a –

(a) tshiamololo e e masisi ya Molaotheo kgotsa molao;

(b) go tlhoka maitseo go go masisi;

(c) go palelwa ke go dira ditiro tsa maemo a gagwe.

(4) Mongwe le mongwe yo o tlositsweng mo tirong ya BoTonakgolo go ya ka karolwana 3(a) kgotsa (b) ga a ne a amogela meputso e pe ya maemo ao, e bile a ka seka a direla puso.

Ditonakgolo tsa Nama-o-Tshwere

131. (1) Fa Tonakgolo a seo kgotsa ka ntata ya go se kgone go dira ditiro tsa ofisi ya Tonakgolo,kgotsa nakong e go leng phatlhatiro ya bo Tonakgolo,motlhankedi yo tthatlhamang Tonakgolo ka maemo o nama-a-tshwere jaaka Tonakgolo:

(a) Tokololo ya Khansele ya Khuduthamaga yo a supilweng ke Tonakgolo.

(b) Tokololo ya Khansele ya Khuduthamaga yo a supilweng ke ditokololo tsa Khansele ya Khuduthamaga.

(c) Mmusakgotla, go fitlhela kgotlapeomolao e nopola mongwe wa ditokololo tse dingwe gape.

(2) Tona-kgolo wa nama-o-tshwere o na le maikarabelo, dithata le mediro ya Tonakgolo.

(3) Pele a rwala maikarabelo, ditlamego le mediro ya Tonakgolo, Tonakgolo nama-o-tshwere o tshwanetse go ikana kgotsa a itlama boikanyego go Rephaboliki le ikobo bo Molaotheo go ya ka Mametlelelo 2.

Dikhansele tsa Khuduthamaga

132. (1) Khansele ya Khuduthamaga ya porofense e bopiwa ke Tonakgolo jaaka tlhogo ya Khansele, le palo e e seng fa tlase ga tlhano le e e sa feteng lesome ya ditokololo tse tse tlhophilweng ke Tonakgolo mo ditokololong tsa kgotlapeomolao.

(2) Tonakgolo ya porofense o tlhopha ditokololo tsa Khansele ya khuduthamaga,a ba abele dithata le ditiro, e bile a ka ba rola tiro.

Maikarabelo a Ditokololo tsa Khansele ya Khuduthamaga

133. (1) Ditokololo tsa Khansele ya khuduthamaga ya porofense di rwele maikarabelo a ditiro tsa khuduthamaga jaaka ba e abetswe ke Tonakgolo.

(2) Ditokololo tsa Khuduthamaga ya porofense ba rwele maikarabelo ka bojotlhe le ka bongwe ka bongwe go kgotlapeomolao ka tiragatso ya mediro ya bona.

(3) Ditokololo tsa Khansele ya Khuduthamaga ya porofense di tshwanetse –

(a) go dira mo tatelanong le Molaotheo; le

(b) go naya Kokoanopeomolao dipego ka botlalo nako le nako tebang le mabaka a a mo tlase ga taolo ya bona.

Go tswelera ga Dikhansele tsa Khuduthamaga morago ga ditlhopho

134. Fa ditlhopho tsa kgotlapeomolao di tshwarwa, Khansele ya khuduthamaga le ditokololo tsa yona di sala di na le nonofo go dira go fitlha motho yo a tlhophilweng go nna Tonakgolo ke Kokoano ya peomolao a tsena mo maemong.

Ikano kgotsa tumelo

135. Pele ditokololo tsa Khansele ya Khuduthamaga ya porofense di simolola go dira ditiro tsa bona, ba tshwanetse go ikana kgotsa go dumela boikanyego ba bona go Rephaboliki le boikobo go Molaotheo, go ya ka Mametlelelo 2.

Maitsholo a ditokololo tsa Dikhansele tsa Dikhuduthamaga

136. (1) Ditokololo tsa Khansele ya Khuduthamaga ya porofense di tshwanetse go dira go

ya ka Khoute ya melawana ya maitsholo e e beilweng ke peomolao ya bosetšhaba.

(2) Ditokololo tsa Khansele ya Bosetšhaba ga di a letlega –

(a) go dira tiro nngwe gape e e duelang;

(b) go dira ka tsela e e sa nyalaneng le ofisi ya bona kgotsa go ipaya mo kemong e e nang le matshosetsi a thulano fa gare ga maikarabelo a bona a semolao le dikgatlhego tse di poraefete; kgotsa

(c) ba dirisa maemo kgotsa tshedimoso e ba e neetsweng ka botshepegi go ikhumisa kgotsa go naya thuso ka mokgwa o o sa lolamang go motho mongwe gape.

Tshutiso ya ditiro

137. Tonakgolo ka phasalatso o ka sutisetsa go tokololo ya kgotla ya khuduthamaga –

(a) tsamaiso ya peomolao nngwe e e roletsweng go tokololo e nngwe; kgotsa

(b) thata kgotsa tiro nngwe le nngwe e e roletsweng ka peomolao go tokololo e nngwe.

Kabelo ya nakwana ya ditiro

138. Tonakgolo ya porofense e ka abela tokololo ya Khansele ya Khuduthamaga dithata kgotsa mediro mengwe le mengwe ya tokololo e e seong mo ofising kgotsa a retelwa ke go diragatsa dithata kgotsa mediro eo.

139. (1) Fa mmasepala a retelwa kgotsa a sa dire ditshwanelo tsa gagwe tsa bodiragatsi mo mabakeng a peomolao kgotsa Molaotseo, khuduthamaga ya porofense e ka tsereganya go tsaya dikgato tse di maleba go kgontsa go dirwa ga ditshwanelo tseo, go akarediwa –

(a) go ntsha kaelo go Khansela ya Mmasepala, e e tlhalosang selekano sa go retelwa ke go dira ditshwanelo le go tthagisa dikgato dingwe le dingwe tse di tlhokegang go dira ditshwanelo; le

(b) go tsaya boikarabelo tebang le ditshwanelo tse di maleba mo mmasepaleng oo go isa fa go tlhokegang go –

(i) go tshegetsisa maemo a a botlhokwa a setšhaba kgotsa go fithelela maemo a a tlhomilweng a bosetšhaba a go naya tirelo;

(ii) go kganela mmasepala oo go tsaya kgato e e sa isegeng e e gobeletang kgatlego ya mmasepala o mongwe kgotsa ya porofense ka bophara;

(iii) go tshegetsisa kitlano ya ikonomi.

(2) Fa khuduthamaga ya porofense e tsereganya mo mmasepaleng mo mabakeng a karolwana (1) (b) –

(a) kitsiso ya tsereganyo e tshwanetse go khutlha ntle le fa e letlilwe ke tokololo ya kabinete e e nang le maikarabelo mo mererong ya pusoselegae mo malatsing a 14 morago ga tseraganyo;

(b) kitsiso ya tsereganyo e tshwanetse go tthagisiwa mo Kgotlapeomolaong ya porofense le mo Khanseleng ya Bosetšhaba ya Diporofense mo malatsing a le 14 morago ga fa e fetsa go kopano la ntlha morago ga tsereganyo e simolotse;

(c) tsereganyo e tshwanetse go khutla, ntle le fa e rebotswe ke Khansele mo malatsing a 30 a pitso ya ntlha go tloga tsereganyo e simologile; gape

(d) Khansele e tshwanetse go sekaseka tsereganyo nako le nako e be e neele katlenegiso e e maleba go khuduthamaga ya bosetšhaba.

(3) Peomolao ya bosetšhaba e ka laola tiragatso e e tlhomilweng mo karolong e.

Ditshwetso tsa khuduthamaga

140. (1) Tshwetso ya Tonakgolo ya porofense e tshwanetse go nna e e kwadilweng fa –

(a) e tsena go ya ka molao; kgotsa

(b) e na le ditlamorago tsa semolao.

(2) Tshwetso e e kwadilweng ya ga Tonakgolo e tshwanetse go saeniwa ke tokololo e nngwe Khuduthamaga ya Khansele fa tshwetso eo e amana tiro e e abetsweng tokololo eo.

(3) Dikgoeletso, melawana le didiriswa dingwe tse di mo taolong ya peomolao ya porofense di tshwanetse go ka fithelelwa ke batho botlhe.

(4) Peomolao ya porofense e tshwanetse go totobatsa mokgwa o ka ona, le phitlhelelo e ka yona, didiriswa tse di umakiwang mo karolwana (3) di tshwanetseng go –

(a) atlaathliwa mo peomolaong ya porofense; le

(b) go atlanegisiwa ke peomolao ya porofense.

Ditshitshinyo tsa go tlhoka boikanyego

141. (1) Fa Kgotlapeomolao ya porofense ka tlhopho ya bontsi ba ditokololo tsa lona ba fetisa tlhopho ya go tlhoka boikanyego mo Khanseleng ya Khuduthamaga ya porofense go sa akarediwe Tonakgolo, Tonakgolo o tshwanetse go aga Khansele sešwa.

(2) Fa Lekgotlamolao la porofense ka tlhopho ya bontsi jwa ditokololo tsa lona le fetisa tlhopho ya go tlhoka boikanyo mo go Tonakgolo ya porofense, Tonakgolo le ditokololo dingwe tsa Khansele ba tshwanetse go leboga tiro.

Melaotheo ya porofense

Kamogelo ya melaotheo ya porofense

142. Kgotlapeomolao ya porofense e ka fetisa melaotheo wa porofense, kgotsa fa go kgonega ya fetola melaotheo wa yona, fa fela bonnye ba pedi-tharong ba ditokololo tsa yona bo bouta go dumelelana le molaotlhommo.

Diteng tsa melaotheo ya porofense

143. (1) Molaotheo wa porofense kgotsa tlhabololo ya molaotheo e tshwanetse go tsamaelana, le Molaotheo o, mme o ka tshegetsatshe –

(a) kgotlapeomolao ya porofense kgotsa popego ya Khuduthamaga le ditsamaiso tse di farologanang le tseo di tshegetswang mo Molaotheong o; kgotsa

(b) sesotho, seabe, bothati le maemo a bogosi ba setso.

(2) Ditshiamelo tse di tsentsweng mo molaotheong wa porofense kgotsa tlhabololo ya molaotheo go ya ka ditema tse; (a) le (b) tsa karolwana (1) –

(a) Di tshwanetse go tsamaelana le kgaolo e le meetlo e e mo go karolo 1; le

(b) E ka se neele porofense thata nngwe le ngwe ya dithata kgotsa mediro e e welang –

(i) kwa ntle ga tikologo ya bokgoni ba porofense ka ditaelo tsa Mametlelelo 4 le 5; kgotsa

(ii) kwa ntle ga dithata le mediro e e roletsweng kgo porofense ke dikarolo dingwe tsa Molaotheo.

Kano ya melaotheo ya porofense

144. (1) Fa peomolao ya porofense e fetisitse kgotsa e tlhabolotse melaotheo, Mmusakgotla sa Kgotlapeomolao se tshwanetse go isa diteng tsa melaotheo kwa kgotlatshekelong ya Molaotheo go kaniwa.

(2) Ga go diteng tsa melaotheo wa Porofense kgotsa tlhabololo ya molaotheo e e ka nnang molao go fitlhelela kgotlatshekelo ya molaotheo e kanne –

(a) gore diteng tsa melaotheo di fetisitswe go ya ka karolo 142; le

(b) gore diteng tsotlhe di tsaemaelana le Karolo 143.

Tshaeno, phasalatso le polokego ya melaotheo ya porofense

145. (1) Tonakgolo ya porofense o tshwanetse go dumela le go saena diteng tsa melaotheo wa porofense kgotsa tlhabololo ya molaotheo e e kannweng ke kgotla ya Molaotheo.

(2) Molaotheo o o atlanegitsweng e bile o saennwe ke Tonakgolo o tshwanetse go phasaladiwa mo kaseteng ya puso ya Bosetšhaba e bile o tsena mo tirisong ka phasalatso kgotsa ka letlha la moragonyana le le tlhomamisitsweng ka ditaelo.

(3) Molaotheo wa porofense o o saennweng kgotsa tlhabololo ya Molaotheo ke bopaki bo bo feletseng ba dithulaganyetso tsa ona. Le gore, morago ga phasalatso, o tshwanetse go neelwa kgotlatshekelo ya peomolao go nna mo pabalesengong.

Melao e e kgatlhanong/ sa dumelelaneng

Dikgotlhang fa gare ga peomolao ya bosetšhaba le ya porofense

146 (1) Karolo e e dira mo kgotlhang fa gare ga peomolao ya bosetšhaba le peomolao ya

porofense e e welang mo tikologog ya tiro e e mo lenaaneng la Mametlelelo 4.

(2) Peomolao ya bosetšhaba e e diragatswang ka go tshwana mo nageng ka bophara, e okama peomolao ya porofense fa lengwe la mabaka a a latelang le fitlheletswe:

(a) Peomolao ya bosetšhaba e dira ka lebaka leo le ka sekeng la laolwa sentle ke peomolao e e dirilweng ke diporofense tse di farologaneng.

(b) Peomolao ya bosetšhaba e dira ka lebaka, leo e leng gore fa lo tshwanetse go diragatswa ka tshwanelo, le tlhoka tekatekano mo nageng yotlhe, mme peomolao ya bosetšhaba e neelana ka tekatekano e, ka go tlhama –

(i) meono le dikemo;

(ii) metheo; kgotsa

(iii) Maikemisetso a bosetšhaba.

(c) Peomolao ya bosetšhaba e botlhokwa go –

(i) tshegetso ya pabalesego ya bosetšhaba;

(ii) tshegetso ya kopano ya ikononi;

(iii) tshireletso ya mmara wa botlhe go ya ka tshutiso ya dithoto, ditirelo matlotlo le bodiri;

(iv) thotloetso ya ditirelo tsa ikononi go ralala melalwane ya porofense;

(v) thotloetso ya ditšhono tse di lekalekanang kgotsa tshiamelo e e lekanang mo ditirelong tsa puso; kgotsa

(vi) tshireletso ya tikologo.

(3) Peomolao ya bosetšhaba e okama peomolao ya porofense fa e lebisitswe go thibelela kgato e e senang boikarabelo ya porofense e –

(a) e gobeletang mo dikgatlheng tsa ikononi, bophelo le tshireletso tsa porofense e nngwe kgotsa naga ka bophara; kgotsa

(b) e kgopakgopetsa tiragatso ya maikemisetso a bosetšhaba a ikononi.

(4) Fa go na le kgotlhang ya gore a peomolao ya bosetšhaba e botlhokwa mo lebakeng le le beilweng mo karolwaneng 2(c), mme kgotlhang e tla mo Kgotlatshekelong gore go tsewe tshwetso, Kgotlatshekelo e tshwanetse go tlotla go amogelwa kgotsa go kganelwa ga peomolao e, Khansele ya Bosetšhaba ya diporofense.

(5) Peomolao ya porofense e rena godimo ga peomolao ya bosetšhaba fa karolwana (2) kgotsa (3) e sa dire.

(6) Molao o o dirilweng go ya ka Molao wa Palamente kgotsa molao wa porofense o dira fela fa molao oo o atlanegisitswe ke Khansele ya Bosetšhaba ya Diporofense.

(7) Fa Khansele e sa fithelele tshwetso mo malatsing a a 30 a pitso ya yona ya ntlha morago ga fa molao o rometswe go yona, peomolao e tshwanetse go sekasekelwa mabaka otlhe gore o atlanegisitswe ke Khansele.

(8) Fa Khansele ya Bosetšhaba ya Diporofense e sa atlanegise molao o o umakiwang mo go karolwana (6)(a), o tshwanetse, mo malatsing a a 30 a tshwetso ya yona, e tlhagise mabaka a go reng e sa atlanegisa molao go bothati bo bo rometseng molao go yona.

Dikgotlhang tse dingwe

147. (1) Fa go na le kgotlhang fa gare peomolao ya bosetšhaba le tshiamelo ya molaotheo wa porofense go ya ka –

(a) lebaka leo Molaotheo o totatota o batlang kgotsa o akanyang go tsewedisa ya peomolao ya bosetšhaba, peomolao ya bosetšhaba e laola tshiamelo e e amegang ya molaotheo wa porofense; kgotsa

(b) tseregano ya peomolao ya bosetšhaba ka mabaka a karolo 44 (2), peomolao ya bosetšhaba e e okama dithulaganyetso tsa molaotheo wa porofense; kgotsa

(c) morero o o leng mo ditikologong ya bodiragatsi tse di kwadilweng mo lenaaneng la Mametlelelo 4, karolo 146 a fa e kete thulaganyetso ya molaotheo wa porofense ke peomolao ya porofense e e umakiwang mo karolong eo.

(2) Peomolao ya bosetšhaba e e umakiwang mo karolo 44(2) e okama peomolao ya porofense mo mererong e e umakiwang mo ditikologong tsa bodiragatsi tse di dutilweng mo Mametlelelong 5.

Dikgotlhang tse di ka se keng tsa swetswa

148. Fa kganetsano e e amang kgotlhang e ka seke ya swetswa ke kgotla peomolao ya bosetšhaba e laola peomolao ya porofense kgotsa molaotseo wa porofense.

Maemo a peomolao e e se nang taolo

149. Tshwetso ya kgotla ya gore peomolao e na le taolo godimo ga peomolao e nngwe ga e bonshe gore peomolao eo ga e a siama, mme peomolao eo ga e dire fa kgotlhang e santse e le teng.

Thanolo ya dikgotlhang

150. Fa go sekwasekwa kgotlhang e e bonalang fa gare ga peomolao ya bosetšhaba le porofense, kgotsa fa gare ga peomolao ya bosetšhaba le molaotseo wa porofense, kgotlatshekelo nngwe le nngwe e tshwanetse go tlhopha thanolo e e isegang ya peomolao kgotsa molaotseo e e tilang kgotlhang, godimo ga thanolo nngwe le nngwe e sele e pheletso ya yona e leng kgotlhang.

Kgaolo 7

PUSO SELEGAE

Maemo a bommasepala

151. (1) Lekala la puso la selegae e diriwa ke boMmasepala, ba ba tshwanetseng go tlhomiwa naga ka bophara ba Rephaboliki.

(2) Bothati ba bodiragatsi le ba peomolao ba mmasepala bo rolwetse mo Khanseleng ya Mmasepala wa yona.

(3) Mmasepala o na le tshwanelo ya go laola ka ithaopo ya yona, merero ya puso selegae ya setlhopa sa magae, ka taolo ya peomolao wa bosetšhaba le ya porofense, jaaka go rulaganyeditswe mo Molaotseong.

(4) Puso ya bosetšhaba le ya porofense ga di na di kgoreletsa kgotsa di kgopakgopetsa bokgoni ba mmasepala kgotsa tshwanelo go diragatsa maatla a ona kgotsa go dira mediro ya ona.

Maikaelelo a puso ya selegae

152 (1) Maikaelelo a puso ya selegae ke –

(a) go rulaganya ditlhopa tsa magae puso e e demokeratiki le maikarabelo;

(b) go netefatsa neelo ya ditirelo go ditlhopa tsa magae ka moggwa o o ka tsewediwang;

(c) go tsewetsa tlhabololo ya leago le ikonomi porofense;

(d) go tsewetsa tikologo e e sireletsegileng e e nang le pholo;

(e) go rotloetsa go tsaya karolo ga ditlhopa tsa magae le mekgatlho ya magae mo mererong ya pusoselegae.

(2) Mmasepala o tshwanela go kgaratlhela, go ya ka dithata tsa tšhelete le bokgoni ba botsamaisi, phitlhelelo ya maikaelelo a a tlhagisitsweng mo karolwaneng (1).

Ditiro tsa tlhabololo tsa bommasepala

153. Khansele ya Mmasepala e tshwanela –

(a) go bopa le go okama botsamaisi, tekanyetso, le go loga maano, go naya botlapele go ditlhokego tsa theo go ditlhopa tsa magae, le go tsewetsa tlhabololo ya loago le ikonomi ya ditlhopa tsa magae; le

(b) go tsaya karolo mo Manaeneng a tlhabolola ya bosetšhaba le ya diporofense.

Bommasepala mo pusong ya tirisano

154 (1) Puso ya bosetšhaba le ya porofense, ka peomolao le dikgato dingwe, di tshwanela go tshegetsa le go tiisa nonofo ya puso tsa bo mmasepala go laola merero le ditiro tsa yona, go dirisa maatla le go dira mediro ya yona.

(2) Molaotlhommo wa bosetšhaba kgotsa wa porofense o o amang maemo, ditheo, maatla kgotsa mediro ya mebuso ya selegae o tshwanela go phasaladiwa gore o atlhaatlihiwe ke batho

botlhe pele o ise o tlhagisiwe mo Kokoanopeomolao ya Bosetšaba kgotsa peomolao ya porofense, ka mokgwa o o letlang puso selegae e e rulaganeng, bo Mmasepala, le batho bangwe ba ba nang le dikgatlhego tšhono go lere ditlhagiso tebang le Molaotlhomu.

Go tlhomiwa ga bommasepala

155 (1) Go na le methale e e latelang ya bommasepala:

(a) Mothale wa A: Mmasepala o o nang le bothati ba bokhuduthamaga le ba peomolao tse di tletseng mo karolong ya ona fela.

(b) Mothale wa B: Mmasepala o o aroganang bothati ba bokhuduthamaga le ba peomolao mo karolong ya ona le mmasepala wa mothale wa C, o o welang mo karolong ya ona.

(c) Mothale wa C: Mmasepala o o nang le bothati ba bokhuduthamaga le ba peomolao mo karolong e e akaretsang bommasepala ba ba fetang bonngwe.

(2) Peomolao ya bosetšhaba e tshwanetse go tlhomamisa mefuta e e farologaneng ya bommasepala ba ba ka tlhamiwang mo mothaleng mongwe le mongwe.

(3) Peomolao ya bosetšhaba e tshwanetse –

(a) go tlhama dielo tsa go lekanyetsa fa karolo e tshwanetse go nna le mothale o le mongwe wa A wa mmasepala kgotsa e tshwanetse go nna le bommasepala ba methale e mebedi ya B le C.

(b) go tlhama dielo le dithulaganyetso tsa tekanyetso ya meelwane ya bommasepala ka bothati bo bo ikemetseng; le

(c) go ya ka karolo 229, go dira dikaelo tsa kgaogano e e siameng ya ditheta le ditiro fa gare ga bommasepala, fa karolo e na le bommasepala ba methale e mebedi ya B le C. Kgaoganyo ya dithata le ditiro fa gare ga mmasepala wa mothale wa B le mmasepala wa mothale wa B le mmasepala wa mothale wa C, e ka farologana mo kgaoganyong ya dithata le ditiro fa gare ga mmasepala o mongwe wa mothale wa B le o mongwe wa mothale wa C.

(4) Peomolao e e umakiwang mo karolwaneng (3) e tshwanetse go tsaya tsia tlhokego ya go neela ka ditirelo tsa ga mmasepala ka tekatekano le ka dinako tshotlhe.

(5) Peomolao ya porofense e tshwanetse go lekanyetsa mefuta e e farologaneng ya bommasepala e e tshwanetseng go tlhamiwa mo porofenseng.

(6) Puso nngwe le nngwe ya porofense e tshwanetse go tlhama bommasepala mo porofense ya yona ka tsela e e lepalepanang le peomolao e e beilweng go ya ka dikarolwana (2) le (3) le ka peomolao kgotsa dikgato dingwe, e tshwanetse go –

(a) neelana ka go elwatlhoko le thuso ya pusoselegae mo porofenseng; le

(b) rotloetsa tswelelopele ya bokgoni jwa pusoselegae go kgontsha bommasepala go dira ditiro tsa bona le go tsamaisa merero ya bona.

(7) Puso ya bosetšhaba, go ya ka karolo 44, le dipuso tsa diporofense di na le bothati ba peomolao le ba bokhuduthamaga go tlhokomela go bommasepala ba dira ditiro tsa bona ka botlalo go ya ka dintlha tse di mo lenaaneng la Mametlelelo 4 le 5, ka go laola tiragatso ya bothati ba bommasepala bo bo umakiwang mo karolong 156(1).

Dithata le ditiro tsa bommasepala

156 (1) Mmasepala o na le bothati ba bodiragatsi tebang le, e bile o na le thata ya go tsamaisa –

(a) merero ya puso selegae e e mo lenaaneng la Karolo B ya Mametlelelo 4 le karolo B ya Mametlelelo 5, ka taolo ya peomolao ya bosetšhaba le ya porofense; le

(b) morero mongwe le mongwe o o neetsweng kgotsa o o roletsweng go ona ka peomolao ya bosetšhaba kgotsa ya porofense.

(2) Mmasepala o ka tlhama wa ba wa diragatsa melawana gore merero e o nang le tshwanelo go e tsamaisa e tsamaisage ka nonofo; le

(3) Ka taolo ya karolo 151(4), molawana o o kgatlhano le peomolao ya bosetšhaba le ya porofense ga o na boleng. Fa go le kganetsano fa gare ga molawana le peomolao ya bosetšhaba le ya porofense e sa sa direng ka ntlha ya kganetsano e e umakiwang mo karolong 149, molawana

o tshwanetse go tsewa o na le boleng go ya nako e peomolao eo e sa direng.

(4) Dipuso tsa bosetšhaba le tsa diporofense di tshwanetse go neela kgotsa tsa rolela go Mmasepala, ka tumalano e bile ka taolo ya mabaka mangwe le mangwe, tsamaiso ya morero o o kwadilweng mo karolo A ya Mametlelelo 4 kgotsa karolo A ya Mametlelelo 5 e ka tlhokego e amanang le puso selegae, fa –

(a) morero oo o ka tsamaisiwa ka nonofo e e gaisang selegae; le

(b) Mmasepala a na le bokgoni ba go o diragatsa.

(5) Mmasepala o na le tshwanelo go diragatsa maatla mangwe le mangwe tebang le morero o go iseng gore o botlhokwa, kgotsa o ka nna jaalo, go tsamaisa mediro tsa ona ka mafolofolo. Sebopego le tlhopho ya Dikhansese tsa Bommasepala

157. (1) Khansese Mmasepala e bopiwa ke –

(a) ditokololo tse di tlhomilweng tatelano le dikarolwana (2), (3), (4), le (5); kgotsa

(b) fa go rulaganyeditswe ke peomolao ya bosetšhaba –

(i) ditokololo tse di tlhomilweng ke Khansese ya Mmasepala o mongwe go emela Khansese e nngwe eo; kgotsa

(ii) ditokololo ka bobedi di tlhophilwe go ya ka temana (a) le ditokololo di thapilweng go ya ka temana (b)(i).

(2) Go tlhophiwa ga ditokololo go Khansese ya Mmasepala jaaka go lebeletswe mo karolwana

(1) (a) go tshwanela go nna ka tatelanong le peomolao ya bosetšhaba, e e tshwanelang go baya mokgwa wa tsamaiso –

(a) wa boemedi ba kabelano bo bo ikaegileng mo karolong ya batlhophi ba Mmasepala yoo ba ba mo lenaanong le le lengwe la batlhophi, le le rulaganyeditsweng go kgethiwa ga ditokololo mo gare ga manaane a maina a bo ntlhopheng a a latelanang ka fa kgatlhegong ya lekoko; kgotsa

(b) boemedi ka kelano jaaka go tlhalositswe mo kgaolong (a) go golagane le mokgwa wa boemedi ka dikarolo go ikaegilwe mo karolong ya Mmasepala ya lenaneo le le lengwe la bosetšhaba la batlhophi.

(3) Thulagano ya ditlhopho mo ditaelong tsa karolwana 2 e e tshwanetse go netefatsa gore palogotlhe ya ditokololo tse di tlhophilweng go tswa lekokong lengwe le lengwe e supa dikelano gotlhe ya diboutu tse di kwadilweng tsa makoko ao.

(4) Fa thulaganyo ya go tlhophiwa e akaretsa boemedi ka dikarolo, go kgaogangwa ga dikarolo go tshwanetse ga diriwa ke bothati bo bo ikemetseng bo bo tlhophilweng ka mabaka, e bile bo diragatsa ka tatelo ya dithulaganyo le kelo tse di beilweng laotweng ke, peomolao ya bosetšhaba.

(5) Motho a ka bouta mo go Mmasepala fela fa motho yoo a kwadisitswe mo karolong ya Mmasepala ya boikwadiso jwa bosetšhaba ya batlhophi.

(6) Peomolao ya bosetšhaba e e umakiwang mo karolwaneng ya (1)(b) e tshwanetse go tlhama thulaganyo e e letlang makoko le dikgatlhego tse di itshupang mo Khanseleng ya ga Mmasepala e e thapang badiri, gore die emelwe ka tshwanelo mo Khanseleng ya ga Mmasepala e go thapiwa go dirwang mo go yona.

Botokololo ba Dikhansese tsa Bommasepala

158. (1) Moagi mongwe le mongwe o a nonofileng go boutela Khansese ya Mmasepala o na le tshiamelo ya go tlhophiwa go nna tokololo ya Khansese eo, ntle le –

(a) mongwe le mongwe yo a tlhomilweng ke; kgotsa a le tlhophilweng ke, kgotsa a le mo tirong ya, Mmasepala e bile a amogela tuelo ya go thapiwa kgotsa go dira, yo e bile a sa gololwang mo kiletsong e ka mabaka a peomolao ya bosetšhaba;

(b) mongwe le mongwe yo a thapilweng ke, kgotsa a le mo tirong ya, Puso mo ntlheng e nngwe, e bile a amogela tuelo ya go tlhophiwa goo kgotsa tiro eo, yo e bile a ileditsweng mo botokololong ba Khansese mo mabakeng a peomolao ya bosetšhaba;

(c) mmongwe le mongwe yo a ileditsweng go boutela Kokoano ya Bosetšhaba kgotsa a ileditswe mo mabakeng a karolo 47(1) (c),(d) kgotsa (e) go nna tokololo ya Kokoano;

(d) tokololo ya Kokoano ya Bosetšhaba, Khansele ya Bosetšhaba ya Diporofense kgotsa kgotlapeomolao ya porofense; mme kiletso e ga e ame tokololo ya Khansele ya Mmasepala o a emetseng puso-selega mo Khanseleng ya Bosetšhaba; kgotsa

(e) tokololo ya Khansele ya Mmasepala mongwe; mme go amogiwatshiamelo ga go dire go tokololo ya Khansele ya masepala o a emetseng Khansele eo mo Khanseleng ya Mmasepala e nngwe ya mothale o o farologaneng.

(2) Motho yo a sa nang tshiamelo go tlhophiwa go nna tokololo ya Lekgotla la Mmasepala mo mabakeng a karolo (1) (a), (c), (d) le (e) e ka nna ntlhopheng wa Khansele ka taolo ya dikiletso kgotsa mabaka a a tlhomilweng ke peomolao ya bosetšhaba.

Dipaka tsa Bommasepala

159. Paka ya Khansele ya Mmasepala ga e na e feta ngwaga tse nne, jaaka go beilwe ka peomolao ya bosetšhaba.

Ditsamaiso tsa ka fa teng

160. (1) Khansele ya ga Mmasepala –

(a) e dira ditshwetso mabapi le tiragatso ya dithata tsotlhe le go dirwa ga ditiro tsotlhe tsa ga mmasepala;

(b) e tshwanetse go tlhophisa modulasetilo wa yona;

(c) e tshwanetse go tlhophisa komiti ya khuduthamaga le dikomiti tse dingwe, go ya ka peomolao ya bosetšhaba;

(d) e ka thapa badiri ba ba tshwanetseng go diragatsa ditiro tsa ona ka botlalo.

(2) Ditiro tse di latelang di ka seka tsa dirwa ke Khansele ya ga Mmasepala:

(a) go fetisiwa ga melawana;

(b) go amogelwa ga ditlhotlhwa-kakangwa;

(c) go duedisa direite, makgetho mangwe, makgethwana, dituelelo;

(d) le go adima madi.

(3) (a) Bontsi ba maloko a Khansele ya ga Mmasepala ba tshwanetse go nna teng pele boutu e ka dirwa mo ntlheng nngwe le nngwe.

(b) Dipotso tsotlhe mabapi le dintlha tse di umakiwang mo karolwaneng (2) di laolwa ke tshwetso e e tserweng ke Khansele ya ga Mmasepala ka boutu e e tshegediwang ke bontsi jwa maloko a yona.

(c) Dipotso tsotlhe tse di fa pele ba Khansele ya ga Mmasepala di swetswa ka bontsi jwa diboutu tse di neetsweng.

(4) Ga go na molawana o o ka fetisiwang ke Khansele ya ga Mmasepala ntle le fa –

(a) Maloko otlhe a Khansele a itsisitswe pele ga nako; le

(b) Molawana o o tlhagisiwang o, o setse o phasaladitswe gore botlhe ba neele ditshwanelo.

(5) Pemolao ya bosetšhaba e ka naya seelo sa go lekanyetsa –

(a) Bogolo jwa Khansele ya ga Mmasepala;

(b) Gore a Dikhansele tsa ga Mmasepala di ka tlhophisa Komiti ya Khuduthamaga kgotsa komiti nngwe le nngwe; kgotsa

(c) Bogolo jwa komiti ya Khuduthamaga kgotsa komiti nngwe le nngwe ya Khansele ya ga Mmasepala.

(6) Khansele ya ga Mmasepala e ka dira melawana e e tlhagisang melao le ditaello tsa –

(a) Thulaganyo ya yona ya ka fa teng;

(b) Merero le ditsamaiso tsa yona;

(c) Go tlhamiwa, kago, tsamaiso, dithata le ditiro tsa dikomiti tsa tsona.

(7) Khansele ya ga Mmasepala e tshwanetse go dira merero ya yona mo pontsheng, mme e ka iletsa dipitso tsa yona, kgotsa tsa dikomiti tsa yona, fa fela go le matshwanedi go dira jalo go lebile boleng jwa morero o o tshwerweng.

(8) Maloko a Khansele ya ga Mmasepala a letlelelwa go tsaya karolo mo ditsamaisong tsa

yona le tsa dikomiti tsa yona ka mokgwa o o –

- (a) Letlang makoko le dikgatlhago tse di itshupang mo Khanseleng gore di emelwe ka tshwanelo;
- (b) Lepalepanang le demokerasi; le
- (c) Ka laolwang ke peomolao ya bosetšhaba.

Ditettlelelo

161. Peomolao mo lekaleng la peomolao ya bosetšhaba e ka rulaganyetsa ditettlelelo le ditshireletsego tsa Makgotla a boMmasepala le ditokololo tsa ona.

Phasalatso ya melawana ya bommasepala

162. (1) Molawana wa Mmasepala o ka tsenngwa mo tirisong fela fa o phasaladitswe mo kaseteng ya semolao ya porofense e e maleba.

(2) Kasete ya puso ya porofense e tshwanela go phasalatsa molawana wa Mmasepala fa e lopiwa ke mmasepala oo.

(3) Melawana ya Mmasepala e tshwanetse go ka fitlhelelwa ke botlhe.

Puso selegae e e rulaganeng

163. Molao wa Palamente o o tsentsweng mo tirisong go ya ka thulaganyo e e tlhomilweng ka karolo 76 o tshwanela –

(a) go rulaganyetsa tshekegelo mekgatlo e e emetseng puso ya selegae mo karolong tsa puso ya bosetšhaba le ya porofense; le

(b) go tlhomamisa dithulaganyo tseo puso ya selegae e ka –

(i) rerisanang le puso ya bosetšhaba kgotsa ya porofense.

(ii) rebola baemedi go tsaya karolo Khanseleng ya Bosetšhaba ya Diporofense; le

(iii) go tllaola batho ba tla nnang mo Khomišeneng ya Ditšhelete.

Merero e mengwe

164. Merero yotlhe e e amang puso ya selegae e e sa phethagatswang mo Molaotheong e ka tlhomamisiwa ka peomolao wa bosetšhaba kgotsa ka peomolao ya porofense mo lekaleng la peomolao ya bosetšhaba.

Kgaolo 8

DIKGOTLATSHEKELO LE

TSAMAISO YA BOSIAMISI

Bothati ba boatlhodi

165. (1) Bothati ba boatlhodi ba Rephaboliki bo neetswe dikgotlatshekelo.

(2) Dikgotlatshekelo di ikemetse ka botsona, e bile di laolwa fela ke Molaotheo le molao, o di tshwanetseng go o diragatsa ka go se tseye matlhakore le ntle le poifo, ditlhotlho, kgotsa kgobebelelo.

(3) Ga go na motho kgotsa sethwe sepe sa puso se se tla kgoreletsang tsamaiso ya dikgotlatshekelo.

(4) Dithwe tsa puso, go ya ka peomolao le dikgato dingwe, di tshwanetse go thusa le go sireletsa dikgotlatshekelo go netefatsa go ikemela, go se tseye matlhakore, seriti, phitlhelelo le bokgoni ba dikgotlatshekelo.

(5) Taelo kgotsa tshwetso e e filweng ke kgotlatshekelo e tlama batho botlhe le dithwe tsa puso fa e dirang gone.

Dithwe tsa boatlhodi

166. Dikgotlatshekelo ke –

(a) Kgotlatshekelo ya Molaotheo;

(b) Kgotlatshekelokgolo ya Boikuelo;

(c) Dikgotlatshekelokgolo, go akarediwa dikgotlatshekelokgolo dingwe le dingwe tsa boikuelo tse di ka tlhomiwang go ya ka Molao wa Palamente go reetsa maikuelo go tswa Dikgotlatshekelokgolo;

- (d) Dikgotlatshekelo tsa boMagiseterata;
- (e) Kgotlatshekelo nngwe le nngwe e e tlhomilweng kgotsa e tsewa tsia go ya ka Molao wa Palamente, go akarediwa kgotlatshekelo ya maemo a a tshwanang le a Dikgotlatshekelokgolo kgotsa Dikgotlatshekelo tsa boMagiseterata.

Kgotlatshekelo ya Molaotheo

167. (1) Kgotlatshekelo ya Molaotheo e na le Poresidente, Motlatsa-Poresidente, le baatlhodi ba bangwe ba le robongwe.
- (2) Morero o o fa pele ga Kgotlatshekelo ya Molaotheo o tshwanetse go swediwa ke bonnye baatlhodi ba le robedi.
- (3) Kgotlatshekelo ya Molaotheo –
- (a) ke kgotlatshekelo e e kwa godimodimo mo mabakeng otlhe a molaotheo;
 - (b) e ka swetsa fela ka mabaka a Molaotheo le merero e e amanang le ditshwetso mo mererong ya molaotheo; le
 - (c) e dira tshwetso ya bofelo fa morero e le morero wa Molaotheo, kgotsa fa morero o ka bo o amana le tshwetso mo mererong wa molaotheo.
- (4) Ke kgotlatshekelo ya Molaotheo fela e ka –
- (a) swetsang dikgotlhang magareng ga dithwe tsa puso mo lekaleng la bosetšhaba kgotsa la porofense tse di amanang le maemo a Molaotheo, dithata kgotsa ditiro tsa dithwe dingwe le dingwe tsa puso;
 - (b) swetsang ka bomolaotheo ba Molaotlhomongwe le mongwe wa palamente kgotsa porofense, mme e ka dira jalo fela mo mabakeng a a solofetsweng mo karolong 79 kgotsa 121;
 - (c) swetsang dikopo tse di solofelwang mo karolong 80 kgotsa 122;
 - (d) swetsang ka ga bomolaotheo ba tlhabololo nngwe le nngwe go Molaotheo;
 - (e) tlhomamisang gore Palamente kgotsa Poresidente o paletswe ke godira ka fa Molaotheong; kgotsa
 - (f) go tlhomamisa Molaotheo wa porofense mo mabakeng a karolo 144.
- (5) Kgotlatshekelo ya Molaotheo e tsaya tshwetso ya makgaolakang mabapi le Peomolao ya Palamente, Peomolao ya Porofense kgotsa maitsholo a Poresidente ka fa molaotheong, e bile e tshwanetse go netefatsa taelo nngwe le nngwe e e tlhokang boleng e e dirilweng ke Kgotlatshekelokgolo ya Boikuelo kgotsa Kgotlakgolo, pele taelo eo e nna le boleng.
- (6) Peomolao ya bosetšhaba kgotsa melawana ya Kgotlatshekelo ya Molaotheo e tshwanetse go letla motho, fa e le mo kगतlegong ya bosiamisi le ka tetla ya Kgotlatshekelo ya Molaotheo –
- (a) go tlisa morero ka tlhamalalo kwa Kgotlatshekelong ya Molaotheo;
 - (b) go dira boikuelo ka tlhamalalo kwa Kgotlatshekelong ya Molaotheo go tswa kwa Kgotlatshekelong nngwe le nngwe.
- (7) Morero wa molaotheo o akaretsa ntlha nngwe le nngwe e e amang thanolo, tshireletso kgotsa tiragatso ya Molaotheo.

Kgotlatshekelokgolo ya Boikuelo

168. (1) Kgotlatshekelokgolo ya Boikuelo e na le Moatlhodimogolo, Motlatsa Moatlhodimogolo le palo ya baatlhodi ba boikuelo e e tlhomamiswang ka Molao wa Palamente.
- (2) Morero o o fa pele ga Kgotlatshekelokgolo ya Boikuelo o tshwanetse go swetswa ke palo ya baatlhodi e e tlhomamisitsweng ke Molao wa Palamente.
- (3) Kgotlatshekelokgolo ya Boikuelo e ka swetsa maikuelo mo mererong yotlhe. Ke kgotlatshekelo e e kwa godimo ya boikuelo kwa ntle le mo mererong ya molaotheo, e bile e ka swetsa fela –
- (a) maikuelo;
 - (b) dintlha tse di amanang le maikuelo; le
 - (c) morero mongwe le mongwe o o ka romelwang kwa go yona mo mabakeng a a ranotsweng ke Molao wa Palamente.

Dikgotlatshekelokgolo

169. Kgotlakgolo e ka swetsa –

- (a) morero mongwe le mongwe ntle le morero o –
- (i) Kgotlatshekelo ya Molaotheo fela e ka o swetsang; kgotsa
- (ii) e neetsweng ka Peomolao ya Palamente go kgotlatshekelo e nngwe ya kemo e e tshwanang le ya Kgotlatshekelokgolo; le
- (b) morero mongwe le mongwe o o sa newang go Kgotlatshekelo e nngwe ka Molao wa Palamente.

Dikgotlatshekelo tsa bo Magiseterata le Dikgotlatshekelo tse dingwe

170. Dikgotlatshekelo tsa boMagiseterata le tsothe tse dingwe di ka swetsa ka morero mongwe le mongwe o o sweditsweng ka Molao wa Palamente, mme kgotlatshekelo ya kemo e e tlase go ya Kgotlatshekelo Kgolo ga e na e botsa kgotsa e swetsa ka bomolaotheo ba peomolao nngwe le nngwe kgotsa maitsholo a ga Poresidente.

Dithulaganyo tsa Kgotlatshekelo

171. Dikgotlatshekelo tsothe di dira mo mabakeng a peomolao ya bosetšhaba, mme melawana le dithulaganyo tsa yona di tshwanetse go rulaganyediwe mo mabakeng a peomolao ya bosetšhaba.

Maatla a Dikgotlatshekelo mo mabakeng a molaotheo

172. (1) Fa e sekaseka morero wa molaotheo o o mo taolong ya yona, Kgotlatshekelo –

- (a) e tshwanetse ya tlhomamisa gore molao mongwe le mongwe kgotsa maitsholo a a sa tsamaisaneng le Molaotheo ga a na boleng go ya ka go ya tlhomamang ga ona; e bile
- (b) e ka dira taelo nngwe le nngwe e e tshiamo le tekatekano, go akarediwa –
- (i) taelo e e ngotlang boleng jwa tlhomamiso ya go tlheka boleng e e direlang kwa morago; le
- (ii) taelo e e sekegang taelo ya go sa tlhomamang mo nakong nngwe le nngwe le mo mabakeng mangwe le mangwe, go letla bothati bo bo nonofileng go siamisa phoso.

(2) (a) Kgotla ya Makgalokgang ya Boikuelo, Kgotlatshekelo Kgolo kgotsa Kgotla ya kemo e e tshwanang e e ka dira taelo tebang le boleng ba bomolaotheo ba Peomolao ya Palamente, kgotsa Peomolao ya Porofense, kgotsa maitsholo mangwe le mangwe a Poresidente, mme taelo e e mabapi le go tlhoka boleng ga e na maatla a tiragatso ntle le fa o tladitswe ke Kgotlatshekelo ya Molaotheo.

(b) Kgotlatshekelo e e dirang taelo ya go tlhoka boleng ga molaotheo e ka neela thibelo ya nakwana kgotsa kimologo nngwe ya nakwana go lekoko kgotsa e ka emisa ditsamaiso nakwana, go letetswe tshwetso ya kgotlatshekelo ya Molaotheo ka ga boleng ba Molao oo kgotsa maitsholo ao.

(c) Peomolao ya bosetšhaba e tshwanela go rulaganyetsa thomelo ya taelo ya go tlhoka boleng ba molaotheo go Kgotlatshekelo ya Molaotheo.

(d) Motho mongwe le mongwe kgotsa sethwe sa puso se se nang le kgatlhego e e lekaneng se ka ikuela, kgotsa sa dira kopo ka tlhamalalo, go kgotlatshekelo ya Molaotheo go tlhomamisa kgotsa go fetola taelo ya go tlhoka boleng ba molaotheo ka kgotlatshekelo mo mabakeng a kgaolwana e.

Maatla a ka gale

173. Kgotlatshekelo ya Molaotheo, Kgotlakgolo ya Makgaolokgang ya Boikuelo; le Dikgotla Kgolo di na le maatla a ka gale go sireletsa le go laola metselsetsele ya tiragatso tsa tsona, le go tlhabolola molao wa selegae, go tsewa tsiya dikgatlhego tsa bosiamisi.

Go thaphiwa ga batlhankedi ba boatlhodi

174. (1) Mosadi kgotsa monna mongwe le mongwe yo a nang le borutegi bo bo maleba, e le motho yo a itekanetseng yo o tshwanetseng a ka tlhophiwa go nna motlhankedi wa boatlhodi. Motho mongwe le mongwe yo a tla kgethelwang mo Kgotlatshekelong ya Molaotheo o

tshwanetse gape e be e le moagi wa Aforika Borwa.

(2) Tlhokego ya gore bothati ba bosiamisi bo lebesise ka bophara sebopego sa bomorafe le bong sa Aforika Borwa e tshwanela go akanngwa fa batlhankedi ba boatlhodi ba tlhomiwa.

(3) Poresidente, jaaka tlhogo ya khuduthamaga ba bosetšhaba, morago ga go rerisana le Khomišene ya Tirelo ya Bosiamisi, le baeteledipele ba makoko a a emetsweng mo Kokoano ya Bosetšhaba o tlhopho Poresidente le Motlatsa Poresidente ba Kgotlatshekelo ya Molaotheo le Moatlhodi Mogolo le Motlatsa Moatlhodi Mogolo.

(4) Baatlhodi ba bangwe ba Kgotlatshekelo ya Molaotheo ba kgethwa ke Poresidente jaaka tlhogo ya khuduthamaga ya bosetšhaba, morago ga ditherisano le Poresidente wa Kgotlatshekelo ya Molaotheo le baeteledipele ba makoko a a nang le kemedi mo Kokoanong ya Bosetšhaba go ya ka thulaganyo e e latelang:

(a) Khomišene ya Tirelo ya Bosiamisi e tshwanetse go rulaganya lenaane la bontlhopheng la maina a mararo go feta palo ya ba ba tshwanetseng go kgethiwa, e be e ise lenaane kwa go Poresidente.

(b) Poresidente o tshwanela go kgetha mo lenaaneng a ba a gakolole Khomišene ya tirelo ya Bosiamisi, ka mabaka, fa go le bangwe ba bakgethiwa ba ba sa amogeleseng, le fa go tshwanetse go dirwa dikgetho tse dingwe.

(c) Khomišene ya Tirelo ya Bosiamisi e tshwanetse go tlaleletsa lenaane ka bakgethiwa ba bangwe mme Poresidente o tshwanetse go dira dikgetho tse di saletseng mo lenaaneng le le okeditsweng.

(5) Ka dinako tsotlhe, bonnye ditokololo tse nne tsa Kgotlatshekelo ya Molaotheo di tshwanetse ya bo e le batho ba e leng baatlhodi ka nako ya fa ba kgethwa kwa Kgotlatshekelo ya Molaotheo.

(6) Poresidente o tshwanetse go kgetha baatlhodi ba dikgotlatshekelo tsotlhe tse dingwe ka kgakololo ya Khomišene ya Tirelo tsa Bosiamisi.

(7) Batlhankedi ba bangwe ba boatlhodi ba tshwanetse go tlhomiwa go ya ka Molao wa Palamente o o tshwanetseng go netefatsa gore go tlhomiwa, go tlatlhosiwa, go sutisiwa kgotsa go rolwa tiro kgotsa go tselwa dikgato tsa kgalemo ga batlhankedi ba ba, boatlhodi go diragala ntle le ditlhotlho kgotsa kgobeletlo.

(8) Pele batlhankedi ba boatlhodi ba simolola go dira ditiro tsa bona, ba tshwanetse go ikana, kgotsa go dumela, go ya ka Mametlelelo 2 gore ba tla tshegetsa le go sireletsa Molaotheo.

Baatlhodi ba Nama-o-Tshwere

175. (1) Poresidente a ka kgetha mosadi kgotsa monna go nna moatlhodi-nama-o-tshwere wa Kgotlatshekelo ya Molaotheo fa go le phatlhatiro kgotsa fa moatlhodi a seo. Go kgethiwa go tshwanetse go dirwa ka tshegetso ya tokololo ya Kabinete e e rweleng maikarabelo a tsamaiso ya bosiamisi a dira ka tumelano le Poresidente wa kgotlatshekelo ya Molaotheo le Moatlhodimogolo.

(2) Tokololo ya Kabinete e e rwelang maikarabelo a tsamaiso ya bosiamisi e tshwanetse go kgetha baatlhodi-nama-o-tshwere go dikgotlatshekelo tse dingwe morago ga puisano le moatlhodi yo mogolo wa kgotlatshekelo e moatlhodi-nama-o-tshwere a tla dirang mo go yona.

Dipaka tsa tiro le dituelo

176. (1) Baatlhodi ba Kgotlatshekelo ya Molaotheo ba kgethelwa paka e e sa ntšhwafadiweng ya dingwaga tse 12, mme ba tshwanetse go rola tiro fa ba le bogolo ba dingwaga di le 70.

(2) Baatlhodi ba bangwe ba nna mo tirong go fitlha ba gololwa go dira go ya ka Molao wa Palamente.

(3) Dituelo, ditshiamelo le dikungo tsa baatlhodi ga di fokodiwe.

Go tloswa mo tirong

177. (1) Moatlhodi a ka tloswa mo tirong fela fa –

- (a) Khomišene ya Tirelo ya Bosiamisi e fitlhela gore moatlhodi ga a kgone tiro, o bokoa motirong thata, o molato wa maitsholo a mašwe mašwe; le
- (b) fa Kokoano ya Bosetšhaba e tsaya tshwetso ya gore moatlhodi a tlosiwe, a tshegediwa ke bonnye pedi tharong ya ditokololo tsotlhe.
- (2) Poresidente o tshwanelwa ke go rola moatlhodi tiro fa tshwetso ya gore a rolwe tiro e fetisitswe.
- (3) Poresidente, ka kgakololo ya Khomišene ya Tirelo ya Bosiamisi, a ka tlosa moatlhodi o e leng setlhogo sa thulaganyo mo ditaelong tsa karolwana (1).

Khomišene ya Tirelo ya Boatlhodi

178. (1) Go na le Khomišene ya Tirelo ya Boatlhodi, e bopiwa ke –

- (a) Moatlhodimogolo, yo o okamang dipitso tsa Khomišene;
- (b) Poresidente wa Kgotlatshekelo ya Molaotheo;
- (c) Moatlhodi wa Poresidente a le mongwe yo o supilweng ke Baatlhodi ba Poresidente;
- (d) Tokololo e le nngwe ya Kabinete e e rweleng maikarabelo a tsamaiso ya bosiamisi, kgotsa mongwe yo a refosanyane le ene, yo o supilweng ke yona tokololo eo ya Kabinete;
- (e) babueledi ba ba mo tirong, ba ba supilweng mo babueleding go emela borutegi boo ka kakaretso, e bile ba kgethilwe ke Poresidente;
- (f) babueledipotlana ba babedi ba ba supilweng mo babueledipotlanang go emela borutegi boo ka kakaretso e bile ba kgethilwe ke Poresidente;
- (g) Morutamolao a le mongwe yo o supilweng ke barutamolao ba diyunibesithi tsa Aforika Borwa;
- (h) batho ba baratara ba ba supilweng ke Koano ya Bosetšhaba mo ditokololong tsa yona, bonnye ba barara ba bona ba tshwanela go nna ditokololo tsa makoko kganetso a a nang le kemedi mo Kokoanong;
- (i) baemedi ba bane ba leruri ba Khansele ya Bosetšhaba ya Diporofense ba ba supilweng ke Khansele mmogo, ka tshegetso ya boutu bonnye ya diporofense tse thataro;
- (j) batho ba bane ba ba supilweng ke Poresidente jaaka tlhogo ya Khuduthamaga ya bosetšhaba morago ga dipuisano le makoko otlhe a a mo Kokoanong bosetšhaba; le
- (k) fa go sekwasekwa merero e ka totobalo e amanang le karolo ya porofense kgotsa puso selegae ya Kgotlatshekelo Kgolo, Poresidente wa Moatlhodi wa karolo eo le Tonakgolo, kgotsa mongwe gape yo a supilweng ke Tonakgolo, ya porofense e e amegang.
- (2) Fa palo ya batho ba ba supilweng mo babueleding ka ditaelo tsa karolwana (1) (e) kgotsa (f) e lekana le ya diphatlhatiro tse di tshwanetseng go tladiwa, Poresidente o tshwanela go ba tlhoma. Fa palo ya batho ba supilweng e feta palo ya diphatlha tiro tse di tla tladiwang, Poresidente fa a buisanye le borutegi bo bo maleba, o tshwanela go tlhoma ba ba lekaneng ba ba supilweng go tlatsa diphatlhatiro, go tsewa tsia tlhokego ya go netefatsa gore ba ba kgethilweng ba emela borutegi ka kakaretso.
- (3) Ditokololo tsa Khomišene tse di nopotsweng ke Khansele ya Diporofense di dira go fitlha ba refoswa maemo botlhe, kgotsa go fitlha phatlha tiro nngwe e ka tlhagelela mo palong ya bona. Ditokololo dingwe tse di neng di kgethetswe Khomišene di dira go fitlha ba refoswa maemo ke bao ba ba kgethilweng.
- (4) Khomišene ya Tirelo ya Bosiamisi e na le dithata le ditiro tse e di neetsweng mo Molaotheong le peomolao ya bosetšhaba.
- (5) Khomišene ya Tirelo ya Bosiamisi e ka gakolola puso ya bosetšhaba mo morerong mongwe le mongwe o o amanang le boatlhodi kgotsa tsamaiso ya bosiamisi; fela, fa e sekaseka morero mongwe le mongwe ntle le go kgethiwa ga moatlhodi, e tshwanela go dirajalo ntle le ditokololo tse di kgethileng go ya ka karolwana (1) (h) le (i).
- (6) Khomišene ya Tirelo ya Bosiamisi e ka swetsa thulaganyo ya yona, fela ditshwetso tsa Khomišene di tsawanelwa go tshegediwa ke bontsi ba ditokololo tsa yona.

Bothati ba Botšhotšhisi

179. (1) Go bothati bo le nosi ba botšhotšhisi mo Rephaboliking bo bo bopilweng go ya ka Molao wa Palamente, bo bopilwe ke –

(a) Mokaedi wa Bosetšhaba wa Botšhotšhisi ba Botlhe, o e leng tlhogo ya bothati ba botšhotšhisi, e bile a kgethilwe ke Poresidente jaaka tlhogo ya khuduthamaga ya bosetšhaba; le

(b) Bakaedi ba Botšhotšhisi ba Botlhe le batšhotšhisi jaaka go beilwe ka molao wa Palamente.

(2) Bothati ba botšhotšhisi bo na le maatla go tlatlhela molato wa tshenyo, boemong ba puso, le go dira ditiro dingwe le dingwe tse di tshokileng di ama go tlatlhela melato ya tshenyo.

(3) Peomolao ya bosetšhaba e tshwanela go netefatsa gore Bakaedi ba Botšhotšhisi ba botlhe –

(a) ba na le borutegi bo bo tshwanelang;

(b) ba rwala maikarabelo a botšhotšhisi mo taolong tse di kgethegileng, go ya ka karolwana

(5).

(4) Peomolao ya bosetšhaba e tshwanela go netefatsa gore bothati bo bo tšhotšhisang bo diragatsa ditiro tsa bona ntle le poifo, ditlhotlho kgotsa kgobeletso.

(5) Mokaedi wa Bosetšhaba wa Botšhotšhisi ba Botlhe –

(a) o tshwanela go tlhotlhomisa, ka tumalano ya tokololo ya Kabinete e e rweleng maikarabelo a tsamaiso ya bosiamisi, le fa morago ga dipuisano le Bakaedi ba Botšhotšhisi ba botlhe, maikemisetso a botšhotšhisi a a tshwanelwang go tsewa tsia mo tiragatsong ya botšhotšhisi;

(b) o tshwanela go ntsha dikaelo tsa maikemisetso tse di tshwanelwang go tsewa tsia mo tiragatsong ya botšhotšhisi;

(c) a ka tsereganya mo tiragatsong ya botšhotšhisi fa go sa inakanngwe le dikaelo tsa maikemisetso; le

(d) a ka sekaseka tshwetso ya go tšhotšhiso kgotsa go se tšhotšhise, morago ga go rerisana le Mokaedi wa Botšhotšhisi ba Botlhe o o maleba, le morago ga go amogela boipiletso mo nakong e e beilweng ke Mokaedi wa Bosetšhaba wa Botšhotšhisi ba Botlhe, go tswa mo ba ba latelang:

(i) Molatofadiwa.

(ii) Moikuedi.

(iii) Motho mongwe le mongwe yo o Mokaedi wa Bosetšhaba a mo kayang a le maleba.

(6) Tokokolo ya Kabinete e e rweleng maikarabelo a tsamaiso ya bosiamisi o tshwanela go diragatsa maikarabelo a bofelo godimo ga bothati ba botšhotšhisi.

(7) Merero yotlhe e e amang bothati ba botšhotšhisi e tshwanelwa ke go tlhomamisiwa ka peomolao ya bosetšhaba.

Merero mengwe e e amang tsamaiso ya bosiamisi

180. Peomolao ya Bosetšhaba o ka kgontsha morero mongwe le mongwe o o amang tsamaiso ya bosiamisi, o o sekwasekwang ke Molaotheo, go akarediwa –

(a) manaane a katiso ya batlhankedi ba boatlhodi;

(b) dithulaganyo tsa go sekaseka dingongorego mabapi le batlhankedi ba boatlhodi; le

(c) go tsaya karolo ga batho ntle le batlhankedi ba boatlhodi mo ditshwetsong tsa Kgotlatshekelo.

Kgaolo 9

DITHEO TSA PUSO TSE DI TSHEGETSANG DEMOKERASI YA MOLAO THEO

Go tlhomiwa ga tsona le metheo ya taolo

181. (1) Ditheo tse di latelang di tiisa demokerasi ya molaotheo mo Rephaboliking:

(a) Mosireletsi wa Botlhe.

(b) Khomišene ya Ditshwanelo tsa Botho.

(c) Khomišene ya Tsweletso le Tshireletso ya Ditshwanelo tsa Setso, Bodumedi, le Ditlhopha

tša dipuo.

(d) Khomišene ya Tekatekano ya Bong.

(e) Moruni-Kakaretso.

(f) Khomišene ya Ditlhopho.

(2) Ditheo tše di ikemetše ka nosi, e bile di laolwa fela ke Molaotheo le molao, ga di a tshwanela go tsaya letlhakore e bile di tshwanetše go dirisa maatla a tsona le go dira ditiro tša tsona ntle le poifo, ditlhotlo le kgobeledo.

(3) Dithwe tše dingwe tša puso, ka dikgato tša peomolao le tše dingwe, di tshwanetše go thusa le go sireletsa ditheo tše go netefatsa go ikemela, go se tseye letlhakore, seriti le go bokgoni ba ditheo tše.

(4) Ga go motho ope kgotsa sethwe sengwe sa puso se se tla itshunyang mo go direng ga ditheo tše.

(5) Ditheo tše di maikarabelo go Kokoano Bosetšhaba, e bile di tshwanetše go bega mediro leditiro tša tsona mo Kokoanong, bonnye gangwe ka ngwaga.

Mosireletsi wa Botlhe

Ditiro tša Mosireletsi wa Botlhe

182. (1) Mosireletsi wa Botlhe o na le dithata tše, jaaka go rulagantše bothati jwa peomolao wa bosetšhaba –

(a) go tlotlhomisa maitsholo mangwe le mangwe mo mererong ya puso, kgotsa mo tsamaisong ya puso mo makaleng mangwe le mangwe a puso a go belaelwang go sa lolama kgotsa a kwa bokhutlong e sa ka nngang le bomenemene bongwe kgotsa kgobeledo;

(b) go dira pegelo ka maitsholo a; le

(c) go tsaya dikgato tše di maleba tše di siamisang.

(2) Mosireletsi wa Botlhe o na le dithata le ditiro dingwe gape tše a di abelwang ke peomolao ya bosetšhaba.

(3) Mosireletsi wa Botlhe ga a tshwanela go batlisisa ditshwetšo tša kgotlatshekelo.

(4) Mosireletsi wa Botlhe o tshwanelwa go ka fitlhelwa ke batho botlhe le baagi botlhe.

(5) Pegelo nngwe le nngwe e e tlhagisitsweng ke Mosireletsi wa Botlhe e tshwanetše go ka fitlhelwa ke botlhe, ntle le fa maemo a kgethegileng, a a tla tlhomamisiwang ka fa ditaelong tša peomolao ya bosetšhaba, a tlhoka gore pegelo e tsholwe mo sephiring.

Pakatiro

183. Mosireletsi wa Botlhe o thapiwa paka ya ngwaga tše supa tše di sa ntšhwafadiweng.

Khomišene ya Ditshwanelo tša Botho

Ditiro tša Khomišene ya Ditshwanelo tša Botho

184. (1) Khomišene ya Ditshwanelo tša Botho e tshwanetše go –

(a) tšweletsa tlotlo ya ditshwanelo tša botho le setšo sa ditshwanelo tša botho; le go

(b) tšweletsa, tšhireletšo kgodiso le phitlhelwa ya ditshwanelo tša botho; le

(c) go baya leitlho le go tlotlhomisa tshegetšo ya maemo a ditshwanelo tša botho.

(2) Khomišene ya Ditshwanelo tša Botho e na le dithata, jaaka go tlhomamisitswe le lekgotla la peomolao ya bosetšhaba, tše di tlhokagalang go dira ditiro tša yona, go akaretša thata: –

(a) ya go batlisisa le go dira pegelo ka tshegetšo ya ditshwanelo tša botho;

(b) ya go tsaya dikgato go lere tšhiamiso fa ditshwanelo tša botho di tlontlotsweng teng;

(c) ya go dira dipatlisiso tša borutegi; le

(d) ya go ruta.

(3) Ngwaga mongwe le mongwe, Khomišene ya Ditshwanelo tša Botho e tshwanetše go lopa ditheo tša puso tše di maleba go neela Khomišene tshedimoso ka dikgato tše di di tsereng go fitlhelwa ditshwanelo matlo, tlhokomelo ya pholo, dijo, metsi, tšhireletsego ya loago, thuto le tikologo.

(4) Khomišene ya Ditshwanelo tša Botho e na le dithata le ditiro dingwe gape tše e di

abelwang ke peomolao ya bosetšhaba.

Khomišene ya Tsweletso le Tshireletso ya Ditshwanelo tsa setso, Bodumedi le

Ditlhopha tsa Dipuo

Ditiro tsa Khomišene

185. (1) Maikaelelo a ntlha a Khomišene ya Tsweletso le Tshireletso ya Ditshwanelo tsa setso, Bodumedi le Ditlhopha tsa Dipuo ke –

(a) go tswelletsa tlotlo ya ditshwanelo tsa setso, bodumedi le ditlhopha tsa dipuo;

(b) go tswelletsa le go atisa kagiso, botsalana, botho, kgotlelelo le bongwe fela jwa bosetšhaba fa gare ga ditlhopha tsa setso, bodumedi le tsa ditlhopha tsa dipuo, ka ikaego mo tekatekanong, go se tlhotlhololw, le kamano e e gololosegileng; le

(c) go rotloetsa go tlhomiwa kgotsa kamogelo, go ya ka peomolao, ya lekgotla la setso kgotsa lengwe gape kgotsa makgotla a setlhopha sa magae kgotsa ditlhopha mo Aforika Borwa.

(2) Khomišene e na le thata, jaaka go beilwe ka peomolao ya bosetšhaba, a a tlhokegang go fitlhelela maikaelelo ona a ntlha, go akarediwa maatla a go ela tlhoko, go tlhotlhomisa, go batlisisa, go ruta, go ngoka, go gakolola le go bega ka merero e e amang ditshwanelo tsa ditlhopha tsa setso, bodumedi le ditlhopha tsa dipuo.

(3) Khomišene e ka bega morero mongwe le mongwe o o welang mo dithateng le ditirong tsa yona, go Khomišene ya Ditshwanelo tsa Botho go tlhotlhomisiwa.

(4) Khomišene e na dithata le ditiro dingwe gape tse di abelwang ke peomolao ya bosetšhaba Sebopego sa Khomišene

186 (1) Palo ya ditokololo tsa Khomišene ya Tsweletso le Tshireletso ya Ditshwanelo tsa Ditlhopha tsa setso, Bodumedi le Dipuo le go tlhophiwa le ditaelo tsa ditiro tsa yona di tshwanetse go bewa ka peomolao ya bosetšhaba.

(2) Sebopego sa Khomišene se tshwanela –

(a) go nna le boemedi ka kakaretso ba ditlhopha tsa setso, bodumedi le dipuo mo Aforika Borwa; le

(b) go supa ka kakaretso ebopego sa bong sa Aforika Borwa.

Khomišene ya Tekatekano ya Bong

Ditiro tsa Khomišene ya Tekatekano ya Bong

187 (1) Khomišene ya Tekatekano ya Bong e tshwanela go tswelletsa tlotlo ya tekatekano ya bong le tshireletso, kgodiso le phitlhelelo ya tekatekano ya bong.

(2) Khomišene ya Tekatekano ya Bong e na le maatla, jaaka go beilwe ka peomolao ya bosetšhaba, e e tlhokegang go dira ditiro tsa yona, go akarediwa thata ya go ela tlhoko, go tlhotlhomisa, go batlisisa, go ruta, go ngoka, go gakolola le go bega merero e e amang tekatekano ya bong.

(3) Khomišene ya tekatekano ya bong e na le dithata le ditiro dingwe gape tse e di abelwang peomolao ya bosetšhaba.

Moruni-Kakaretso

Ditiro tsa Moruni-Kakaretso

188. (1) Moruni-Kakaretso o tshwanetse go runa a ba a bega ka matlotlo, kanegelo ya matlotlo le tsamaiso ya matlotlo ya: –

(a) mafapha otlhe a bosetšhaba le diporofense le ditsamaiso;

(b) bomasepala botlhe; le

(c) setheo sengwe le sengwe gape kgotsa kemedi nngwe le nngwe e e rweleng maikarabelo ka matlotlo, se go tlhokegang ka taolo ya peomolao ya bosetšhaba kgotsa ya porofense gore se runwe ke Moruni-Kakaretso.

(2) Mo godimo ga ditiro tse di laoletsweng ka karolwana (1), e bile go laola peomolao nngwe le nngwe, Moruni-Kakaretso o ka runa a ba a tlhagisa pego ka diakhaonte, dikanegelo tsa matlotlo le tsamaiso ya matlotlo ya –

- (a) setheo sengwe le sengwe se se etleediwang ka ketleetso ya Lotlole lwa Lotseno lwa Bosetšhaba, lotseno lwa porofense kgotsa lwa ga mmasepala; kgotsa
- (b) setheo sengwe le sengwe, se se neetsweng thata ka molao mongwe le mongwe go amogela madi a maikaelelo a ona e leng go thusa setšhaba.
- (3) Moruni-Kakaretso o tshwanetse a gorosa pego tsa boruni go peomolao nngwe le nngwe e e nang le kgatlhego e e maleba mo thunong, le go bothati bongwe le bongwe bo bo laotsweng ke peomolao ya bosetšhaba. Dipego tsotlhe di tshwanetse tsa phasaladiwa.
- (4) Moruni-Kakaretso o na le dithata le ditiro dingwe gape tse a di abelwang ke peomolao ya bosetšhaba.

Pakatiro

189. Moruni-Kakaretso o tshwanetse a thapiwa paka e e lekanyeditsweng, e e sa ntšhwafadiweng, e e fa gare ga dingwaga di le tlhano go ya go tse lesome.

Khomišene ya Ditlhopho

Ditiro tsa Khomišene ya Ditlhopho

190. (1) Khomišene ya Ditlhopho e tshwanetse ya –

- (a) laola ditlhopho tsa bosetšhaba, tsa porofense, le makgotla a peomolao ya boMmasepala, ka fa thulaganong ya peomolao ya bosetšhaba;
- (b) netefatsa gore ditlhopho tseo di gololesegile e bile di loame; le
- (c) go phasalatsa dipholo tsa ditlhopho mo nakong e e beilweng ke peomolao ya bosetšhaba, e bile e ele khutshwane ka fa go kgonegang.

(2) Khomišene ya Ditlhopho e na le dithata le ditiro dingwe gape tse di laoletsweng ke peomolao ya bosetšhaba.

Sebopego sa Khomišene ya Ditlhopho

191. Khomišene ya Ditlhopho bonnye e tshwanetse ya nna le batho ba bararo. Palo le paka ya bodiredi jwa ditokololo e tshwanetse ya bewa ke peomolao ya bosetšhaba.

Bolaodi jo bo ikemetseng jo bo laolang kgaso

Bolaodi ba Kgaso

192. Peomolao ya bosetšhaba e tshwanetse go tlhoma bolaodi jo bo ikemetseng go laola kgaso go ya ka dikgatlhego tsa botlhe, le go netefatsa tolamo le methalethale ya dikakanyo tse e leng kemedi ya ba Aforika Borwa.

Dikaelo-Kakaretso

Go thapiwa

193. (1) Mosireletsi wa Botlhe le ditokololo tsa Khomišene tse di tlhomilweng ka Kgaolo e e tshwanetse go nna basadi le banna ba e leng –

- (a) baagi ba maAforika-Borwa;
- (b) ba mongwe le mongwe wa bona a nonofileng e bile a siametse go tsaya maemo a tiro a a kgethegileng; ao e bile
- (c) a ikamanya le ditlhokego tse di beilweng ke peomolao ya bosetšhaba.

(2) Tlhokego ya dikhomišene tse di tlhomilweng ka kgaolo e go supa ka bophara sebopego sa bomorafe le bong ba maAforika Borwa e tshwanela go tsewa tsia fa badiredi ba Khomišene ba ba thapiwa.

(3) Moruni-Kakaretso o tshwanetse go nna mosadi kgotsa monna yo e leng moagi wa Aforika Borwa e bile a nonofile e bile a siametse go tsaya maemo a bodiredi joo. Boitseanape jwa, kgotsa maitemogelo, mo boruning, matlotlo a puso, le tsamaisopuso di tshwanetse go tsewa tsia fa go thapiwa Moruni-Kakaretso.

(4) Poresidente, ka katlanegiso ya Kokoano ya Bosetšhaba, o tshwanela go thapa Mosireletsi wa Botlhe, Moruni-Kakaretso le Ditokololo tsa –

- (a) Khomišene ya Ditshwanelo tsa Botho;
- (b) Khomišene ya Tekatekano ya Bong; le

- (c) Khomišene ya Ditlhopho.
- (5) Kokoano ya Bosetšhaba e tshwanetse go atlanegisa batho –
 - (a) ba ba kgethilweng ke komiti ya Kokoano, e e emetsweng ka go lekalekana ke ditokololo tsa makoko otlhe a a emetsweng mo Koakoanong;
 - (b) ba ba amogetsweng ke Kokoano ka tswetso e e tserweng ketshegetso ya diboutu –
 - (i) tsa bonnye diperesente di le 60, tsa maloko a Kokoano, fa katlenegiso e ama go thapiwa ga Mosireletsi wa Botlhe kgotsa Moruni-Kakaretso; kgotsa
 - (ii) ya bontsi jwa maloko a Kokoano, fa katlenegiso e ama go thapiwa ga leloko la Khomišene.
- (6) Kamego ya batho mo loagong mo tsamaisong ya katlanegiso e ka rulaganyediwa jaaka go lebeletswe mo karolong 59(1)(a).

Go ntshiwa mo tirong

194. (1) Mosireletsi wa Botlhe, Moruni Kakaretso kgotsa tokololo ya Khomišene e e tlhomilweng ka Kgaolo e a ka ntshiwa mo tirong fela ka –
- (a) lebaka la maitsholo a maswe, go tlhabela kgotsa go tlhoka bokgoni;
 - (b) tlhotlhomiso e e jalo ka Komiti ya Kokoano ya Bosetšhaba; le
 - (c) thebolo ya Kokoano ya tshwetso e e gwetlhang gore motlhankedi a rolwe tiro, e bile e rebotswe ke bontsi ba ditokololo tsa Kokoano.
- (2) Tshwetso ya Kokoano Bosetšhaba mabapi le go ntshiwa mo tirong ga –
- (a) Mosireletsi wa Botlhe, kgotsa Moruni-Kakaretso e tshwanetse go tsewa ka tshegetso ya diboutu tsa bonnye ba pedi-tharong tsa maloko a Kokoano; kgotsa
 - (b) Fa e le leloko la Khomišene, e tsewe ka tshegetso ya boutu ya bontsi jwa maloko a Kokoano.
- (3) Poresidente –
- (a) a ka beela kwa thoko motho yo o mo tirong nakwana nako nngwe le nngwe morago ga tshimologo ya ditsamaiso ya ditherisano tsa komiti ya Kokoano ya Bosetšhaba go ntsha motho yo jalo mo tirong; le
 - (b) o tshwanetse go ntsha motho mo tirong fa Kokoano e rebotse tshwetso e e gwetlhang go ntshiwa ga motho yoo.

Kgaolo 10

TSAMAI SOPUSO

Metheo ya meetlo le meono e e laolang tsamaisopuso

195. (1) Tsamaisopuso e tshwanetse go laolwa ke dikgatlhego le metheo ya demokerasi e e akareditsweng mo Molaotheong, go akarediwa:
- (a) Maemo a a kwa godimo a maitsholo le boitsaanape jwa badiredi a tshwanetse go tsewelediwa le go tshegediwa.
 - (b) Bokgoni, tiriso e botoka ya metswedi ya ekonomi e tshwanetse go tsewelediwa.
 - (c) Tsamaisopuso e tshwanetse e nne e e sokametseng mo tselelopeleng.
 - (d) Ditirelo di tshwanetse go abiwa ntle le ditlhotlho, ka tolamo, ka go lekalekana, go ntle le tshekamelo letlhakoreng.
 - (e) Ditlhokego tsa batho di tshwanetse go tsewa tsia, mme setšhaba se tshwanetse go rotloediwa go nna le seabe mo dithulaganyetsong tsa isagwe.
 - (f) Tsamaisopuso e tshwanetse go nna le maikarabelo.
 - (g) Go nna mo pontsheng go tshwanetse go rotloediwa ka go neela setšhaba tshedimosetso e e bonako, e e fitlhelesegang, le ya boammaruri.
 - (h) Tsamaiso e e siameng ya tsamaiso ya bokgoni, le tlhabololo ya borutegi di tshwanetse go rotloediwa go nonofisa badiri mo tirong gore ba ba fitlhelele bokgoni jo bo kwa godimo.
 - (i) Tsamaisopuso e tshwanela go nna kemedi ya batho ba Aforika Borwa ka bophara, ka ditlwaelo tsa botsamaisi ba tiro le badiri bo bo ikaegileng ka bokgoni, phitlhelelo ya boammaruri,

tolamo, le tlhokego ya go siamisa ditshokamo tsa nako e fetileng go fitlhelela boemedi bo bo sephara.

- (2) Metheo e e fa godimo e e tshwanela go diragatswa mo –
 - (a) botsamaising mo lekaleng lengwe le lengwe la puso;
 - (b) dithweng tsa puso;
 - (c) ditirokgolong tsa puso.
- (3) Peomolao ya bosetšhaba e tshwanetse go netefatsa tsweletso ya meetlo le metheo e e umakilweng mo karolwaneng (1).
- (4) Go thapiwa ga palo e e rileng ya batho mo thulaganyong ya tsamaisopuso go go ikaegileng ka dikakanyo tsa maano ga go thibelwe, mme peomolao ya bosetšhaba e tshwanetse go laola go thapiwa go, mo tirelong ya botlhankedi ba puso.
- (5) Peomelao e e laolang tsamaisopuso e ka farologanya magareng ga maphata, ditsamaiso, kgotsa ditheo tsa tsamaiso ya puso tse di fapaneng.
- (6) Mokgwa le ditiro tsa maphata a a farologaneng, ditsamaiso kgotsa ditheo tsa tsamaisopuso ke dintlha tse di maleba tse di tshwanetseng go tsewa tsia mo peomolaong o o laolang tsamaisopuso.

Khomišene ya Bodiredipuso

196. (1) Go na le Khomišene ya Badiredipuso e le nosi mo Rephaboliking.

- (2) Khomišene e ikemetse e bile e tshwanetse go sa tseyeng letlhakore, mme o tshwanetse go diragatsa dithata tsa yone le go dira ditiro tsa yone ntle le poifo, go mpampetsa kgotsa kgobelelo mo dikgatlhegolong tsa go tshola botsamaisi ja botlhe jwa tota le jwa bokgoni le maemo a a kwa godimo a meetlo ya seporofešenale mo bodiredipusong.
- (3) Dithwe tse dingwe tsa puso, ka peomolao le dikgato dingwe, di tshwanetse go thusa le go sireletsa Khomišene go tlhomamisa boikemedi, go sa tseyeng letlhakore, seriti le bokgoni jwa Khomišene. Ga go motho ope kgotsa sethwe sa puso se se ka sunyang nko mo go direng ga Khomišene.
- (4) Dithata le ditiro tsa Khomišene ke –
 - (a) go tseletsa meetlo le metheo e e tlhagisitsweng mo karolo 195, mo bodiredingpuso jotlehe;
 - (b) go tlhotlhomisa, go elatlhoko le go tlhatlhoba thulaganyo le tsamaiso, le ditiro tsa badiredi ba bodiredipuso;
 - (c) go tsitsinya dikgato go tlhomamisa tirelo ya tota le ya bokgoni mo bodiredipusong;
 - (d) go neela dikaelo tse maikaelelo a tsone e leng go tlhomamisa gore ditsamaiso tsa badiredi tse di amang go thapiwa, go sutisiwa, go tlhatlosiwa le go kobiwa di lepalepana le meetlo le metheo e e tlhagisitsweng mo karolong 195;
 - (e) go naya pegelo mabapi le ditiro tsa yone, le tiragatso ya ditiro tsa yone, go akaretsa diphitlhelelo dingwe le dingwe tse e ka di dirang le dikaelo le dikgakolo tse e ka di nayang, le go neelana ka dipholo tsa selekano se meetlo le metheo jaaka e tlhagisitswe mo karolong 195 se diragatswa.
 - (f) E ka nna ka boyona kgotsa ka go amogela ngongorego –
 - (i) go tlhotlhomisa le go tlhatlhoba tiragatso ya ditiro tsa badiredi le botsamaisi jwa botlhe, le go begelela bothati ba Khuduthamaga le peomolao jo bo maleba;
 - (ii) go tlhotlhomisa dingongorego tsa badiri mo bodiredipusong mabapi le melao ya semmuso kgotsa ditlogelo, le go atlenegisa dipaakanyo tse di maleba;
 - (iii) go elatlhoko le go tlhotlhomisa go latelwa ga ditsamaiso tse di tshwanetseng mo bodiredipusong; le
 - (iv) go gakolola dithwe tsa puso tsa bosetšhaba le porofense mabapi le ditiro tsa badiredi mo bodiredipusong go akaretsa tseo di leng mabapi le go ngokiwa, go thapiwa, go sutisiwa, go ntshiwa mo tirong le dintlha tse dingwe tsa ditiro tsa badiri mo bodiredipusong.

- (5) Khomišene e ikarebela go Kokoano Bosetšhaba.
- (6) Khomišene e tshwanetse go tthagisa pegelo bonnye, gangwe ka ngwaga go ya ka karolwana (4) (e) –
- (a) go Kokoano Bosetšhaba; le
- (b) mabapi le ditiro tsa yone mo porofenseng, go kgotlapeomolao ya porofense eo.
- (7) Khomišene e na le bakomisinara ba ba latelang ba le 14, ba ba supilweng ke Poresidente:
- (a) Bokomisinara ba le batlhano ba ba amogetsweng ke Kokoano Bosetšhaba go ya ka karolwana 8(a); le
- (b) Komisinara a le mongwe mo porofenseng nngwe le nngwe a supilwe ke Tonakgolo ya porofense go ya ka karolwana 8(b).
- (8) (a) Komisinara yo a supilweng go ya ka karolwana 7(a) o tshwanetse go –
- (i) go atlenegisiwa ke komiti ya Kokoano Bosetšhaba e e emetsweng ka go lekalekana ke maloko a makoko otlhe a a emetsweng mo Kokoanong; le
- (ii) amogelwa ke Kokoano ka tshwetso e e tserweng ka tshegetso ya diboutu tsa bontsi jwa maloko a yona.
- (b) Komisinara yo a supilweng ke Tonakgolo ya porofense o tshwanetse go –
- (i) go atlenegisiwa ke komiti ya kgotlapeomolao ya porofense, e e nang le maloko a a lekanang a makoko otlhe a a emetsweng mo kgotlapeomolaong; le
- (ii) amogelwa ke kgotlapeomolao ka tshwetso e e tserweng ka tshegetso ya diboutu tsa bontsi jwa maloko a yona.
- (9) Molao wa Palamente o tshwanetse go laola tsamaiso ya go supilwa ga bokomisinara.
- (10) Komisinara o supilwa sebaka sa dingwaga di le tlhano, se se ntšhwafaletsweng sebaka se le sengwe fela, mme e tshwanetse go nna mosadi kgotsa monna yo e leng –
- (a) moagi wa Aforika Borwa.
- (b) motho yo o tiileng e bile a itekanetse, a na le kitso le maitemogelo mo, botsamaising, boeteledipeleng kgotsa dikaelo tsa bodiredipuso.
- (11) Komisinara a ka tloswa mo tirong fela mo –
- (a) mabakeng a go tlhoka boitsholo, go tlhabela kgotsa go palelwa;
- (b) phitlhelelong ya go nna jalo ke Komiti ya Kokoano Bosetšhaba kgotsa mo lebakeng la komisinara yo a supilweng ke Tonakgolo ya porofense, ke Komiti ya Kgotlapeomolao ya porofense eo; le
- (c) kamogelong ya Kokoano kgotsa Kgotlapeomolao ya porofense e e amegang, ya tshwetso e e nang le tshegetso ya diboutu tsa bontsi tsa maloko a yona, tse di dirang ipiletso ya gore komisinara a tlošwe mo tirong.
- (12) Poresidente o tshwanetse go tlosa komisinara o o amegang o o mo tirong mo –
- (a) kamogelong ke Kokoano ya tshwetso e e dirang ipiletso ya gore komisinara yo a tlošwe; kgotsa
- (b) kitsiso e e kwadilweng ya ga Tonakgolo gore Kgotlapeomolao e amogetse tshwetso e e dirang ipiletso ya go tlošwa ga komisinara yoo.
- (13) Bokomisinara ba ba umakiwang mo karolwaneng 7(b) ba ka diragatsa dithata le go dira ditiro tsa Khomišene mo diporofense tsa bona jaaka go laotswe ke peomolao ya bosetšhaba.
- Bodiredipuso**
197. (1) Mo botsamaisingpuso go na le bodiredipuso jwa Rephaboliki, bo bo tshwanetseng go dira, le go agiwa, go ya ka peomelao ya bosetšhaba, e bile bo tshwanetse go diragatsa ka boikanyego, maikemisetso a a leng ka fa molaong wa puso ya ga jaana.
- (2) Ditaello le mabaka a go thapiwa ga batho mo bodiredipusong a tshwanetse go laolwa ke peomolao ya bosetšhaba. Badiredi ba tshwanelwa ke phenšene e e siameng jaaka go laotswe ka peomolao ya bosetšhaba.
- (3) Ga go a tshwanela go nna le modiredipuso ope yo o ka mpampediwang kgotsa go

gobeletwang ka gonne motho yo o o tshegetsa lekoko le le rileng la sepolotiki kgotsa maikemisetso a lekoko leo.

(4) Mebuso ya diporofense e rwele maikarabelo a go ngokela, go thapa, go tlhatlosa, go sutisa le go tloswa mo tirong ga maloko a bodiredipuso mo botsamaising jwa bone go ya meono le maemo a a tshwanang a a diragadiwang mo bodiredipusong.

Kgaolo 11

DITIRELO TSA PABALESEGO

Metheo e e laolang

198. Metheo e e latelang e laola pabalesego ya bosetšhaba mo Rephaboliking:

(a) Pabalesego ya bosetšhaba e tshwanetse go bontsha maikaelelo a baagi botlhe ba Aforika Borwa, mongwe le mongwe kgotsa jaaka setšhaba, go tshela ka tekatekano, go tshela ka kagiso le kutlwano, go se na letshogo le botlhoki, le go batla botshelo bo bo botoka.

(b) Go setswa go tshela ka kagiso le kutlwano, go thibela moagi mongwe le mongwe wa Aforika Borwa go nna le seabe mo kgotlhannyeng ya dibetsa, e ka nna ya bosetšhaba kgotsa ya boditšhaba kgotsa ya boditšhabatšhaba, ntle le fa go laetswe jalo go ya ka fa Molaotheong kgotsa peomolaong ya bosetšhaba.

(c) Pabalesego ya bosetšhaba e tshwanetswe go latelwa go ya ka fa molaoing, go akarediwa molao wa boditšhabatšhaba.

(d) Pabalesego ya bosetšhaba e ka fa tlase ga taolo ya khuduthamaga ya bosetšhaba.

Go tlhomiwa, kagego le maitsholo a ditirelo tsa pabalesego

199. (1) Ditirelo tsa pabalesego tsa Rephaboliki di na le letsholotshireletso le le lengwe fela, tirelo ya sephodisa e le nosi le ditirelo tsa botlhodi tse di ka tlhomiwang go ya ka Molaotheo.

(2) Letsholotshireletso ke lona sesole se le nosi se se ka fa molaong mo Rephaboliking.

(3) Kwa ntle ga ditirelo tsa pabalesego tse di tlhomilweng go ya ka Molaotheo, mekgatlho e e tshwarang dibetsa kgotsa ditirelo tse di ntseng jalo di ka tlhomiwa fela go ya ka peomolao ya bosetšhaba.

(4) Ditirelo tsa pabalesego di tshwanetse go agiwa le go laolwa ke peomolao ya bosetšhaba.

(5) Ditirelo tsa pabalesego di tshwanetse go dira, di tshwanetse go ruta, le go laela ditokololo tsa tsona go dira, go ya ka Molaotheo le molao, go akarediwa molao o o tlwaelegileng wa boditšhabatšhaba le ditumelano tsa boditšhabatšhaba tse di tlamang Rephaboliki.

(6) Ga go na tokololo epe ya tirelo efe kgotsa efe ya pabalesego e e tshwanetseng go obamela taelo e e bonagalang e se ka fa molaong.

(7) Diitirelo tsa tshireletsego kgotsa mongwe wa ditokololo tsa bona, mo go direng ditiro tsa bona, ga ba a tshwanela –

(a) go gobeletsa kgatlhego ya lekoko la dipolotiki e e mo molaong mo mabakeng a Molaotheo; kgotsa

(b) go tswelala, ka go mpampetsa kgatlhego nngwe ya lekoko la dipolotiki.

(8) Go neela maikemisetso a go nna mo pontsheng le maikarabelo maikatlapelo, dikomiti tsa makokomantsi di tshwanela go baya leitlho ditirelo tsa tshireletsego ka mokgwa o o tlhomamisitsweng ka peomolao ya bosetšhaba kgotsa melawana le ditaello tsa Palamente.

Tshireletso

Matsholotshireletso

200. (1) Letsholo la tshireletso le tshwanetse go agiwa le go tsamaisiwa go ya ka mokgwa wa sesole o o maitsholo a a kwa godimo.

(2) Maikaelelomagolo a letsholo la tshireletso ke go sireletsa le go babalela Rephaboliki, bongwe ba naga le batho ba yona, go ya ka Molaotheo le metheo ya melao ya boditšhabatšhaba e e laolang tiriso ya maatla.

Maikarabelo a Sepolotiki

201. (1) Tokololo ya Kabinete e tshwanetse go rwala maikarabelo a tshireletso.

- (2) Ke Poresidente fela, jaaka tlhogo ya Khuduthamaga ya bosetšhaba, a ka rebolang go dira ga matsholotshireletso –
- ka go thusana le ditirelo tsa sepodisi;
 - e le ka go sireletsa Rephaboliki; kgotsa
 - e le ka go diragatsa maithaopo a boditšhabatšhaba.
- (3) Fa matsholo tshireletso a dirisediwa mabaka a a umakileng mo karolwana(2), Poresidente o tshwanetse go itsise Palamente, ka bonako le ka botlalo bo bo maleba, ka –
- mabaka a tiriso ya Matsholotshireletso;
 - felo gongwe le gongwe kwa matsholo a dirisiwang gone;
 - palo ya batho ba ba amegang; le
 - paka eo matsholo a solofelwang go dirisiwa.
- (4) Fa Palamente e sa nne pitso mo malatsing a a supa a ntlha morago ga fa matsholotshireletso a diritsweng, jaaka go bonelwa pele mo karolwaneng (2), Poresidente o tshwanetse go neela tshedimoso e e tlhokegang mo karolwaneng eo go komiti e e maleba ya bookamedi.

Taolo ya matsholotshireletso

202. (1) Poresidente jaaka tlhogo ya khuduthamaga ya bosetšhaba ke Molaodi-Mogolo wa matsholotshireletso, e bile o tshwanela go kgetha Bolaodi ba matsholotshireletso.
- (2) Bolaodi ba matsholotshireletso bo tshwanela go diragadiwa go ya ka dikaelo tsa tokololo ya Kabinete e e rweleng maikarabelo a tshireletso, fa tlase ga bothati ba ga Poresidente.

Maemo a tshireletso ya bosetšhaba

203. (1) Poresidente a ka goeletsa maemo a tshireletso ya bosetšhaba, mme o tshwanela go itsise Palamente ka bonako le ka botlalo ka fa go tshwanelang ka –
- mabaka a kgoeletso;
 - felo gongwe le gongwe kwa matsholo a dirisiwang gone;
 - palo ya batho ba ba amegang.
- (2) Fa Palamente e sa nne pitso fa maemo a tshireletso ya bosetšhaba a goeleditswe, Poresidente o tshwanetse go Palamente go tla pitsong e e kgethegileng mo malatsing a a supa morago ga kgoeletso.
- (3) Kgoeletso ya maemo a tshireletso ya bosetšhaba e khutla ntle le fa e rebotswe ke Palamente mo malatsing a a supa morago ga kgoeletso.

Bokwaleditshireletso ba baagi

204. Bokwaledi ba baagi ba tirelo ya tshireletso bo tshwanetse ba tlhomiwa ka peomolao ya bosetšhaba, go dira ka fa tlase ga bokaedi ba tokololo ya Kabinete eo e rweleng maikarabelo a tshireletso.

Sepodisi

Tirelo ya Sepodisi

205. (1) Tirelo ya sepodisi ya bosetšhaba e tshwanetse ya bopiwa go dira mo lekaleng la bosetšhaba, diporofense, le a fa go tshwanela, mo lekaleng la selegae.
- (2) Peomolao ya bosetšhaba e tshwanetse ya tlhoma dithata le ditiro tsa tirelo ya sepodisi, e bile e tshwanetse go kgontsha tirelo ya sepodisi go diragatsa maikarabelo a bona ka bokgoni, go tsewa tsia ditlhokego tsa diporofense.
- (3) Maikaelelo a tirelo ya sepodisi ke go thibeleda, go lwa le go batlisisa bosenyi, go tshegetsatshegetsatsa le go diragatsa molao.

Maikarabelo a Sepolotiki

206. (1) Tokololo ya Kabinete e tshwanetse go nna le maikarabelo a mabaka a sepodisi e bile o tshwanetse tlhomamisa maikemisetso a setšhaba a sepodisi morago ga ditherisano le mebuso ya diporofense le go tsaya tsia ditlhokego tsa diporofense.

- (2) Moono wa sepodisi sa bosetšhaba o tshwanetse go baakanyetsa dikaelo tsa meono e e farologaneng go ya ka diporofense tse di farologaneng morago ga go tsaya tsia ditlhokego le dintlha tsa botlhokwa tsa sepodisi mo diporofenseng tse.
- (3) Porofense nngwe le nngwe e na le tetla –
- go baya maitsholo a sepodisi leitlho;
 - go tlhokomela go dira le bokgoni ba ditirelo tsa sepodisi;
 - go tswelletsa dikgolagano tse di siameng fa gare ga sepodisi le baagi;
 - go tlhatlhoba bokgoni jwa go bonala ga mapodisi; le
 - go golagana le tokololo ya Kabinete e e rweleng maikarabelo a sepodisi mabapi le bosenyi le sepodisi mo porofenseng.
- (4) Khuduthamaga ya porofense e na le maikarabelo a ditiro tsa sepodisi –
- a se a neilweng ke Kgaolo e;
 - a se a reboletsweng go ya ka peomolao ya bosetšhaba; le
 - a se a abetsweng mo moonong wa sepodisi wa bosetšhaba.
- (5) Gore e tle e kgone go dira ditiro tse di tlhagisitsweng mo karolwaneng (3) porofense –
- e ka tlhotlhomisa, kgotsa ya tlhoma khomišene ya dipatlisiso mo ngongoregong nngwe le nngwe ya bokoa mo sepodising kgotsa go phuthama ga dikgolagano fa gare ga sepodisi le setlhopha sengwe le sengwe sa baagi.
 - e tshwanetse go dira dikatlenegiso go tokololo ya kabinete e e rweleng maikarabelo a sepodisi.
- (6) Morago ga go amogela ngongorego e e tlhagisiwang ke Khuduthamaga ya porofense, lephata le le ikemetseng la dingongorego ka ga sepodisi le le tlhamilweng ka peomolao ya bosetšhaba, le tshwanetse go tlhotlhomisa go tlhoka maitseo gongwe le gongwe go go kaiwang kgotsa tshiamololo e e dirilweng ke mongwe wa maloko a ditirelo tsa sepodisi mo porofenseng.
- (7) Peomolao ya bosetšhaba e tshwanetse go naya motheo wa go tlhomiwa, dithata, ditiro le taolo ya ditirelo tsa sepodisi tsa ga Mmasepala.
- (8) Komiti e e bopiwang ke tokololo ya kabinete le ditokololo tsa dikhuduthamaga tsa dikhansele e rweleng maikarabelo a sepodisi e tshwanetse go tlhonga, go netefatsa kgolagano e e tletseng ya ditirelo tsa sepodisi le kgolagano e e tletseng mo makaleng a puso.
- (9) Peomolao ya porofense e ka kopa komisinara wa porofense go tlhagelela fa pele ga yona kgotsa nngwe ya dikomiti tsa yona go araba dipotso.

Taolo ya tirelo ya sepodisi

207. (1) Poresidente jaaka tlhogo ya khuduthamaga ya bosetšhaba o tshwanetse go tlhopha mosadi kgotsa monna jaaka Komišenara ya Bosetšhaba ya tirelo ya sepodisi, go laola le go tsamaisa tirelo ya sepodisi.
- (2) Komišenara wa Bosetšhaba o tshwanetse go diragatsa taolo mo tirelong ya sepodisi go ya ka ditaelo tsa maikaelelo a bosetšhaba a bopodisi, le ditaelo tsa tokololo ya Kabinete o o rweleng maikarabelo a sepodisi.
- (3) Komišenara wa Bosetšhaba o tshwanetse go tlhopha mosadi kgotsa monna jaaka komišenara wa porofense mo porofenseng nngwe le nngwe, morago ga go rerisana le Khuduthamaga ya porofense.
- (4) Bo Komišenara ba diporofense ba rwele maikarabelo a bopodisi –
- jaaka go laotswe ke peomolao ya Bosetšhaba; le
 - ka fa tlase ga taolo ya maatla a Komišenara wa Bosetšhaba go diragatsa taolo le go tsamaisa tirelo ya sepodisi mo mabakeng a karolwana (2).
- (5) Komišenara wa porofense o tshwanetse go naya pegelo go Kgotlapeomolao ya porofense ka ngwaga ka ga bopodisi mo porofenseng, mme o tshwanetse go romela khopi ya pegelo go Komišenara wa Bosetšhaba.
- (6) Fa komišenara wa porofense a ka latlhegelwa ke boikanyego jwa Khuduthamaga ya

porofense, Khuduthamaga eo e tshwanetse go tsaya dikgato tse di maleba tsa go tlosa kgotsa go sutisa, kgotsa dikgato tsa kgalemo kगतलhanong le komišenara yoo, go ya ka peomolao ya bosetšhaba.

Bokwaledisepodisi ba baagi

208. Bokwaledi ba baagi ba tirelo ya sepodisi bo tshwanetse go tlhomiwa ka peomolao ya bosetšhaba go dira ka fa tlase ga taolo ya tokololo ya Kabinete e e rweleng maikarabelo a sepodisi.

Botlhodi

Go tlhomiwa le taolo ya ditirelo tsa botlhodi

209. (1) Tirelo nngwe le nngwe ya botlhodi, ntle le karolo nngwe ya botlhodi ya matsholotshireletso kgotsa tirelo ya sepodisi, e ka tlhomiwa fela ke Poresidente jaaka tlhogo ya Khuduthamaga ya bosetšhaba, le fela go ya ka fa peomolaong ya bosetšhaba.

(2) Poresidente jaaka tlhogo ya khuduthamaga ya bosetšhaba o tshwanetse go tlhopha mosadi kgotsa monna jaaka tlhogo ya tirelo nngwe le nngwe ya tirelo ya botlhodi go ya ka karolwana (1) e bile o tshwanetse go ka tsaya maikarabelo a sepolotiki mo taolong ya nngwe le nngwe ya ditirelo tseo, kgotsa a supe tokololo ya Kabinete go rwala maikarabelo ao.

Dithata, ditiro le taolo

210. Peomolao ya bosetšhaba e tshwanetse le go laola didiriswa, dithata le ditiro tsa ditirelo tsa botlhodi, e go akarediwa karolo nngwe le nngwe botlhodi ya matsholotshireletso kgotsa tirelo ya sepodisi, e bile e tshwela go rulaganyetsa –

(a) kgolagano ya ditirelo tshotlhe tsa botlhodi, le

(b) botlhokomedi ba baagi ba ditiro tsa ditirelo ka motlhatlhabi o a kgethilweng ke Poresidente jaaka tlhogo ya khuduthamaga ya bosetšhaba, e bile go rebotswe ka tshwetso e e atlanegisitsweng ke Kokoano ya Bosetšhaba ka boutu e e tshgeditsweng ke bonnye pedi tharong ba ditokololo tsa yona.

Kgaolo 12

BAETELEDIPELE BA SETSO/MAGOSI

Kamogelo

211. (1) Setheo, maemo le seabe sa dipuso tsa setso, go ya ka molao wa setso di amogelesegile, go ya ka fa Molaotheong.

(2) Puso ya setso e e letlang thulaganyo ya molao wa setso e ka dira mo taolong ya peomolao le meetlo e e dirang, go akarediwa ditlhabololo tsa, kgotsa go phimolwa ga, peomolao eo kgotsa meetlo eo.

(3) Dikgotlatshekelo di tshwanetse go dirisa molao wa setso fa molao oo o tshwanela ka fa taolong ya Molaotheo le molao mongwe le mongwe o o dirang ka totobalo le molao wa setso.

Seabe sa magosi

212. (1) Peomolao ya bosetšhaba e ka rulaganyetsa seabe sa boeteledipele ba setso jaaka setheo mo lekaleng la selegae mo mererong e e amang ditlhopha tsa magae.

(2) Go dira ka merero e e amanang le bogosi, seabe sa magosi, molao wa setso le meetlo ya ditlhopa tsa magae tse di latelang moetlo wa molao wa setso –

(a) Molao wa bosetšhaba kgotsa wa porofense o ka neela kgotsa wa rebola go tlhomiwa ga makgotla a babusi ba setso/magosi.

(b) peomolao ya bosetšhaba e ka tlhoma Khansele ya baeteledipele ba setso/magosi.

Kgaolo 13

DITŠHELETE

Mabaka a ditšhelete ka kakaretso

Letlole la Bosetšhaba la Letseno

213. (1) Go na le Letlole la Bosetšhaba la Letseno le tšhelete yotlhe puso ya bosetšhaba e tsenang mo go lona kwa ntle ga tšhelete e e thibelwang ke Molao wa Palamente go tsennngwa mo

letloleng le.

- (2) Tšhelete e ka gogwa go tswa mo Letloleng la lotseno la Bosetšhaba, fela –
 - (a) go ya ka taelo ya Molao wa Palamente; kgotsa
 - (b) fa go rulagantswe jalo mo Molaotheong.
- (3) Letlole la letseno la Bosetšhabale ikarabela mo kabong ya dišere tse di lekanang tsa porofense tseo di Kokoantsweng bosetšhaba.

Kgaogano e e lekalekanang le kabelo ya letlole

214. (1) Melao ya Bosetšhaba e tshwanetse go rulaganyetsa –
- (a) kgaoganyo e e lekalekanang [letseno le le amogelwang bosetšhaba] magareng a puso ya bosetšhaba le ya diporofense;
 - (b) tekanyetso ya bontlha jo bo tla abelwang diporofense ka go lekalekana; le
 - (c) dikabelano dife kgotsa dife go diporofense go tswa go letlole la bosetšhaba le mabaka a a tla beng a ka laola dikabelano tseo.
- (2) Melao e e kaiwang ka fa tlase ga temana (1) e ka dirisiwa fela fa morago ga mebuso ya diporofense e rerisitswe le ditshitshinyo tsa Dikhomišene tsa Ditšhelete di setse di sekasikilwe, mabapi le –
- (a) dikgatlhego tsa bosetšhaba –
 - (b) go tsaya tsia kabelano e e lebanong molato wa bosetšhaba;
 - (c) ditlhokego le dikgatlhego tsa puso ya bosetšhaba tseo di laolwang ke mabaka a a ikemetseng;
 - (d) ditiro tsa diporofense;
 - (e) bokgoni ba ditšhelete le nonofo ya diporofense;
 - (f) ditlhokego tsa tlhabololo le tse dingwe ga mmogo le go sa lekalekaneng ga diporofense mo mabakeng a ikonomi;
 - (g) maikarabelo a diporofense mabapi le melao ya bosetšhaba;
 - (h) ditiro tsa dipuso-selegae mo diporofenseng; le
 - (i) dikgatlhego tse dingwe tse di supiwang ke mabaka a a ikemetseng;
 - (j) tlhokego ya kgo fetola maemo mo go arabeleng maemo a tshoganyetso, kgotsa ditlhokego tsa lobakanyana.

Tekanyetsomatlole ya bosetšhaba, diporofense le bommasepala

215. (1) Ditsamaiso tsa tekanyetso ya Bosetšhaba, Diporofense le Bommasepala di tshwanetse tsa tswelatsa, go nna mo pontsheng, maikarabelo le tsamaiso e e nonofileng ya ikonomi, melato le lephata la botlhe.

- (2) Peomolao ya Bosetšhaba e tshwanetse go kaela –
 - (a) tlhamo ya ditekanyetso tsa bosetšhaba, porofense le Mmasepala;
 - (b) fa ditekanyetso tsa bosetšhaba le porofense di tlhagisiwa; le
 - (c) gore ditekanyetso mo karolong nngwe le nngwe ya puso di tshwanetse go bonsha metswedi ya lotseno le tsela eo ditshenyegelo tse di tshitshintsweng di tla dumelelanang le peomolao ya bosetšhaba.
- (3) Ditekanyetso mo lefapheng lengwe le lengwe la puso di tshwanetse go nna le –
 - (a) ditekanyetso tsa lotseno le tshenyegelo go farologanngwa letlotlo le ditshenyegelo tse di leng teng;
 - (b) ditlhagiso mo go dueleng melato e e solofetsweng mo nakong e di santseng di dira; le
 - (c) tshupo ya maikaelelo mo kadimong le mo ditlhamong dingwe tsa melato ya batho eo e tla oketsang melato ya batho mo tsamaong ya ngwaga o o latelang.

Taolo ya lefapha la bosetšhaba la matlole

216. (1) Peomolao ya Bosetšhaba e tshwanetse go tlhoma lefapha la puso la bosetšhaba leo le ikarabelang mo tsamaisong ya thulaganyo ya tšhelete ya naga mme la kaya dikgato go netefatsa go se neng bofitlha le taolo ya tshenyegelo mo mafapheng a puso, ka go tlhagisa –

- (a) katiso ya palotlotlo e e dumeletsweng ka kakaretso;
 - (b) dikarologanyo tsa ditshenyegelo tse di lekanang; le
 - (c) melao e e tshwanang ya lefapha la pluso leo le ikarabelang mo tsamaisong ya thulaganyo ya tšhelete.
- (2) Lefapha la boditšhaba le o le ikarabelang mo tsamaisong ya tšhelete, ka tumelelano le leloko la kabinete le le ikarabelang mo mererong ya tšhelete ya bosetšhaba, le ka emisa tshutiso ya matlole go karolo ya puso fa fela go na le tlolo e e masisi ya dikgato tse di tlhomamisitsweng go ya ka karolwana (1).
- (3) Tshwetso ya go emisa tshutiso ya matlotlo go porofense e ka tsewa fela go ya ka karolwana (2) mme –
- (a) e ka se emise tshutiso ya matlotlo mo lebakeng la malatsi a fetang 120; mme
 - (b) e ka tsenngwa mo tirisong ka bonako, fela e tla se tsewelele fa Palamente e ka se e amogele ka go latela tsamaiso e e tshwanang le e e tlhomamisitsweng go ya ka karolo 76 (1) mme e beilwe ka melao e e kopantsweng. Tsamaiso e, e tshwanelwa ke go fetswa mo malatsing a le 30.
- (4) Palamente e ka ntšhwafatsa tshwetso ya go emisa tshutiso ya matlotlo mo malatsing a a sa feteng 120, go latela tsamaiso e e tlhomilweng go ya ka karolwana (3).
- (5) Pele Palamente e ka amogela kgotsa ya ntšhwafatsa tshwetso ya go emisa tshutiso ya matlole go porofense –
- (a) morunikakaretso o tshwanetse go begelela Palamente; le
 - (b) porofense e tshwanelwa ke go newa sebaka sa go araba ditatofatso kgatlhanong le yona le go tlhagisa kgotse/molato wa yona fa pele ga komiti.

Tshenkelo

217. (1) Fa ditheo tsa puso di dira konteraka mo thekong ya dithoto le ditirelo, di tshwanetse go dira jalo go ya ka peomolao ya bosetšhaba le ya porofense e tlhomamisang thulaganyo e e sa gobeleteng e lekana, e le mo pontsheng.
- (2) Karolwana (1) ga e thibebele tiriso ya maikemisetso a tshenkelo ka ditheo tsa puso tseo di tlamelang –
- (a) ditlhopha tsa leakanyetsopele mo kabong ya dikonteraka; le
 - (b) tshireletso kgotsa tseweletsopele ya batho kgotsa ditlhopha tsa batho tseo di neng di sa newe ditšhomo bakeng la kgethololo.
- (3) Peomolao ya Bosetšhaba e tshwanetse go kaya tsela kgotsa mokgwa o ka ona, maikemisetso a a kailweng mo karolwaneng (2) a ka tsenngwang mo tirisong.

Dinetefaletso tsa puso

218. (1) Puso ya bosetšhaba, ya porofense kgotsa ya Mmasepala e ka neela tshireletsego ya kadimo ya tšhelete fela fa e le gore tshireletsego e dumelelana le mabaka mangwe le mangwe a a tlhomilweng mo peomolao ya bosetšhaba.
- (2) Peomolao ya bosetšhaba e e kailweng mo karolwaneng (1) e ka diragatswa fela morago ga gore ditshitshinyo dife kgotsa dife tsa khomišene ya tiriso ya ditšhelete di sekasekiwe.
- (3) Puso nngwe le nngwe e tshwanetse go phasalatsa kitsiso ya ditshireletseto tse e di neetseng, ngwaga mongwe le mongwe.

Tuelo ya badiredi-puso

219. (1) Molao wa Palamente o tshwanetse go tlhoma letlhomeso go tlhomamisa –
- (a) dituelo, ditetlo, dithuso tsa maloko a Kokoano ya Bosetšhaba, baemedi ba leruri ba Lekgotla la Bosetšhaba la Diporofense, Maloko a Kabinete, Batlatsaditona, Baeteledipele ba setso le maloko a makgotla mangwe le mangwe a Baeteledipele ba setso; le
 - (b) tekanyetso godimo ya dituelo, ditetlo kgotsa dithuso tsa maloko a peomolao ya diporofense, maloko a Lekgotla la Khuduthamaga le maloko a makgotla a Mmasepala a ditlhopha tse di farologaneng.
- (2) Peomolao ya Bosetšhaba e tshwanetse go tlhoma Khomišene e e ikemetseng go dira

dikatlanegiso mabapi le dituelo, ditetlo le dithuso tse di kailweng mo karolwaneng (1).

(3) Palamente e ka fetisa molao o o kailweng mo karolwaneng (1) fa fela e se na go ela tlhoka dikatlanegiso dingwe le dingwe tsa khomišene tseo di tlhomamisitsweng go ya ka karolwana (2).

(4) Khuduthamaga ya basetšhaba le ya porofense, Mmasepala kgotsa bothat/puso nngwe le nngwe e maleba e ka tsenya mo tirisong peomolao ya bosetšhaba, e e kailweng mo karolwaneng (1) morago ga fa fela e tsene tsiya dikatlanegiso dingwe le dingwe tsa khomišene e e tlhomamisitsweng go ya ka karolwana (2).

(5) Peomolao ya Bosetšhaba e tshwanetse go tlhoma letlhomeso leo le tlhomamisong dituelo, ditetlo le dithuso tsa baatlhodi, basireletsi ba setšhaba, Morunikakaretso, le maloko a khomišene nngwe le nngwe a a tlametsweng mo Molaotheong go akaretswa 192.

Khomišene ya ditšhelete le matlole

Go tlhomiwa le ditiro

220. (1) Go na le Khomišene ya Tiriso ya ditšhelete ya Rephaboliki, e e dirang dikatlanegiso tse di akantsweng mo kgaolong e, kgotsa mo Peomolao ya bosetšhaba, go Palamente, Peomolao ya diporofense le go botsamaisi bongwe le bongwe jo bo tlhomamisitsweng ke peomolao ke Peomolao ya bosetšhaba.

(2) Khomišene e, ikemetse ka bonosi, mme e laolwa fela ke Molaotheo le molao, mme e tshwanetse go se tseye letlhakore.

(3) Khomišene e tshwanetse go dira, go ya ka Molao wa Palamente, mme mo tiragatsong ya ditiro tsa yona, e tshwanelwa ke go tlhokomela mabaka otlhe. Go akarediwa le a tlhagelelang mo karolong 214 (2).

Go thapiwa le pakatiro ya ditokololo

221. (1) Khomišene e na le basadi le banna ba ba latelang, ba thapilwe ke Poresidente jaaka e le tlhogo ya Khuduthamaga ya Bosetšhaba:

(a) modulasetulo le motlatsamodulasetulo bao ba thapilweng go direla Khomišene ka nako e e tletseng;

(b) Batho ba le robongwe, yo mongwe le mongwe a tlhophilweng ke khuduthamaga ya lekgotla la porofense;

(c) Batho ba le babedi, ba ba tlhophilweng ke puso ya selegae, e e rulagantsweng go ya ka karolo 163; le

(d) batho ba bangwe ba le robongwe.

(2) Ditokololo tsa Khomišene, di tshwanetse go nna le kitso ya boitseanape e e maleba.

(3) Ditokololo di dira mo nakong e e tlhomamisitsweng, go ya ka peomolao ya bosetšhaba Poresidente a ka tlosa tokololo mo tirong ka mabaka a go sa itshole sentle, le go sa kgone tiro mo tsamaong ya nako e dirang ka yona.

Dipegelo

222. Khomišene e tshwanetse go begela Palamente le diporofense gangwe le gape.

Banka-kgolo

Go tlhomiwa

223. South African Reserve Bank, ke banka-kgolo ya Rephaboliki, mme e tsamaiswa go ya ka molao wa Palamente.

Maikaelelo magolo

224. (1) Maikaelelomagolo a banka ya South African Reserve, ke go sireletsa tlhwotlhma ya tšhelete gore ikonometri e gole ka tsela e e tlhomameng ka dinako tsotlhe.

(2) Mo go diragatseng maikaelelomagolo a yona, South African Reserve Bank, e tshwanetse go dira ditiro tsa yona e ikemetse ka bonosi, kwa ntle ga poifo, go direla ope molemo e se ka fa tshwanong, kgotsa go gobelela, mme go tshwanetse ga nna le therisano ka metlha magareng a Banka le tokololo ya Kabinete e e rweleng maikarabelo a ditšhelete tsa bosetšhaba.

Dithata le ditiro

225. Dithata le Ditiro tsa South African Reserve Bank ke tseo ka tlwaelo di dirwang ke dibanka tsa bogare, mme di tshwanetse go tlhomamisiwa ke molao wa Palamente, mme di tshwanetse go diragadiwa ka mabaka a a beilweng go ya ka molao.

Merero ya ditšhelete ya diporofense le pusoselegae

Letlole la Porofense la Letseno

226. (1) Gona le Letlotlo la Letseno la porofense e nngwe le nngwe, leo mo go lona go tshwanetseng go tsenngwa madi a a tlhomamisitsweng ke molao wa Palamente, mme a amogetswe ke puso ya Porofense.

(2) Tšhelete e ka gogwa mo letloleng la lotseno la Porofense fela –

(a) go ya ka kabo ya Molao wa Porofense; kgotsa

(b) ka boikarabelo jwa Letlole la lotseno la Porofense, fa e neetswe jwalo mo Molaotheong kgotsa molao wa Porofense.

(3) Letlole la Lotseno la Porofense le na le maikarabelo mo kabong ya letlole go puso ya selegae mo Porofenseng eo, go ya ka karolo 214 (1).

Metswedi ya bosetšhaba ya tlamelo ka tšhelete go diporofense le dipusoselegae

227. (1) Pusoselegae le Porofense nngwe le nngwe –

(a) e na le tshiamelo ya bontlha bongwe jwa letseno la bosetšhaba leo le e kgonisang go tlamela ditirelo tsa botlhokwa le go diragatsa ditiro tseo e di abetsweng; le

(b) e ka amogela dikabelo tse dingwe go tswa mo lotsenong la bosetšhaba, ka mabaka a a rileng, kgotsa go se mabaka ape.

(2) Lotseno la koketso, leo diporofense kgotsa Mmasepala a lo iponetseng, ga le a tshwanetse go go giwa mo dishereng tsa bona, go tswa letloleng la bosetšhaba, kgotsa go tswa mo dikabong tse ba di abetsweng go tswa mo lotsennong la puso ya bosetšhaba. Le fa go ntse jalo, puso ya bosetšhaba ga e pateletsege go duela diporofense kgotsa boMmasepala ba ba sa oketseng lotseno go ya ka ditlhokego tsa bona.

(3) Bontlha ba letlole la bosetšhaba, bo bo lebaneng Porofense, bo tshwanetse go fetisediwa go yona ka bonako bo bo kgonegang, le kwa ntle ga dphokotso, fa fela go fetiswa ga letlole go sa emisiwa go ya ka karolo 216.

(4) Porofense e tshwanetse go itlamela ka ditlhokego tse e di tlhokang, go ya ka kabelo ya Molaotheo wa Porofense, tseo e leng ditlaleletso go ditlhokego tsa yona tse o di lebeletsweng mo Molaotheong.

Makgetho a diporofense

228. (1) Lekgotlatheomolao la porofense le ka tlhoma –

(a) makgetho le ditiro kwa ntle ga lekgetho la leseno, kgotsa lekgetho la theko le ditirelo tsa melelwane; le

(b) dituelo tse di lekalekanang tsa lekgetho kgotsa tiro e e tlhomiwang ke peomolao ya Bosetšhaba, kwa ntle ga lekgetho leo le tswang mo ditlamong, lekgetho la dithoto kgotsa makgetho a ditirelo tsa melelwane.

(2) Thata ya peomolao ya porofense go baya makgetho, dituelo –

(a) ga e a tshwanetse go diragadiwa ka tsela e e ka kgoreletsang melao ya bosetšhaba ya ikononi, ditirelo tsa ikononi go kgabaganya melelwane ya Porofense, kgotsa tsamaiso ya dithoto, ya bosetšhaba, lotseno kgotsa ditirelo; le

(b) e tshwanetse go laolwa go ya ka molao wa Palamente, o o ka dirisiwang fela, morago ga ditshitshinyo dingwe le dingwe tsad Khomišene ya tiriso ya ditšhelete di sekasekilwe.

Direiti le makgetho a ga mmasepala

229. (1) Go ya ka dikarolwana (2),(3) le (4), mmasepala a ka tlhoma –

(a) direiti mo dithotong le makgetho mo dituelong tsa ditirelo tse di newang ke kgotsa mo boemong jwa ga mmasepala; le

(b) fa e rebotse ke peomolao ya bosetšhaba, makgetho a mangwe, makgethwana le makgetho

a ditirelo a a lebaneng le pusoselegae kgotsa mothale wa pusoselegae e mmasepala o, a welang mo go yona, mme ga go na mmasepala o o ka tlhomang lekgetho la lotseno, lekgetho la tlaleletso-boleng, lekgetho-thekiso la kakaretso kgotsa makgetho a kgabaganyo ya dithoto.

(2) Thata ya ga mmasepala go tlhoma direite mo dithotong, makgetho mo dituelong tsa ditirelo tse di newang ke kgotsa mo boemong jwa ga mmasepala, kgotsa makgetho mangwe, makgethwana kgotsa makgetho a ditirelo –

(a) ga go ne go dirwa ka mokgwa o go gobeletang ka mokgwa o o se nang thaloganyo meono ya ekonomi ya bosetšhaba, ditiro tsa ekonomi go kgabaganya meelwane ya ga mmasepala, kgotsa tsamaiso ya dithoto ya bosetšhaba, lotseno kgotsa ditirelo; le

(b) go tla laolwa ke peomolao ya bosetšhaba.

(3) Fa bommasepala ba babedi ba na le dithat tse di tshwanang tsa madi le ditiro mo karolong e e tshwanang, kgaoganyo e e siameng ya dithat le ditiro tseo, e tshwanetse go dirwa go ya ka peomolao ya bosetšhaba. Kgaoganyo e ka dirwa fela fa go etswe tlhoko dikelo tse di latelang:

(a) Tlhokego ya go lepalepana le metheo e e botoka ya go kgethisa.

(b) Dithata le ditiro tse di dirwang ke mmasepala mongwe le mongwe.

(c) Bokgoni jwa ditšhelete jwa mmasepala mongwe le mongwe.

(d) Bokgoni jwa kokoanya makgetho, makgethwana le makgetho a ditirelo; le

(e) Tekatekano.

(4) Ga go na sepe mo karolong e se se thibelang go kgaogana go lotseno le le kokoantsweng go ya ka karolo e, fa gare ga bommasepala ba ba na le dithata tsa ditšhelete le ditiro mo karolong e e tshwanang.

(5) Peomolao ya bosetšhaba e e ekanngwang mo karolong e, e diragatswa fela morago ga pusoselegae e e rulaganeng le fa Komišene ya Ditšhelete le Matlole e bonwe, le fa dikatlenegiso dingwe tsa Khomišene di tserwe tsia.

Dikadimo tsa Porofense le tsa Mmasepala

230. (1) Porofense kgotsa Mmasepala e ka batla dikadimo tsa tšhelete kgotsa tsa ditshenyegelo tsa jaanong, go ya ka mabaka a a utlwalang, a tlhomamisitswe ke peomolao ya bosetšhaba, mme diadimo tsa ditshenyegelo tsa jaanong –

(a) di ka batlwa fa fela go tlhokedga mo mabakeng a kadimomadi mo ngwageng.

(b) di duelwe mo tsamaong ya kgwedi tse somepedi.

(2) Peomolao ya bosetšhaba e e kailweng mo karolwaneng (1) e ka tlhomamisiwa fela morago ga fa dikatlenegiso tsa Khomišene ya tsamaiso ya ditšhelete e sena go sekasekwa.

Kgaolo 14

DIKAELO-KAKARETSO

Ditumelano tsa Molao wa Boditšhabatšhaba

231. (1) Ditherisano le go saeniwa ga ditumelano tsotlhe tsa boditšhaba ke maikarabelo a khuduthamaga ya bosetšhaba.

(2) Tumalano ya boditšhaba e tlama Rephaboliki fela fa e rebotswe ka tshwetso mo go tsoo pedi Kokoano ya Bosetšhaba le Khansele ya Bosetšhaba ya Diporofense ka bobedi, ntle le fa e le tumelano e e umakiwang mo karolwaneng (3).

(3) Tumalano nngwe le nngwe ya boditšhaba ya mothale wa botegeniki, botsamaisi kgotsa mokgwa wa bodiragatsi, kgotsa tumalano e e sa tlhokeng kana rurifatso kgotsa koketso, e e tsenwang ke khuduthamaga, e golega Rephaboliki ntle le thebolo ya Kokoano ya Bosetšhaba le Khansele ya Bosetšhaba ya Diporofense, mme e tshwanela go atlhaatlhiwa mo Kokoanong le Khansele mo nakong e e isegang.

(4) Tumalano ya Boditšhaba nngwe le nngwe e nna molao mo Rephaboliking fa e atlanegisitswe go nna molao kapeomolao wa bosetšhaba; mme thulaganyo e e itiragatsang ya tumelano e e rebotsweng ke Palamente ke molao mo Rephaboliking ntle le fa e sa dumelane le Molaotheo kgotsa Molao wa Palamente.

(5) Rephaboliki e tlamiwa ditumelano tsa boditšhaba tse di neng di tlama Rephaboliki fa Molaotheo o tsena mo tirisong.

Molao wa setso wa boditšhabatšhaba

232. Molao wa Setso wa Boditšhaba o dira karolo ya molao wa Rephaboliki ntle le fa o sa dumalane le Molaotheo kgotsa Molao wa Palamente.

Tiriso ya molao wa boditšhabatšhaba

233. Fa go tlhaloswa peomolao, kgotlatshekelo nngwe le nngwe e tshwanetse ya tloga e dumela gore tlhophla tlhaloso e e isegang ya peomolao e e dumalanang le molao wa boditšhabatšhaba ka Rephaboliki mo tlase ga tumalano nngwe le nngwe ya Boditšhabatšhaba tlhaloso ya mothale o mongwe o o sa dumelaneng le molao wa boditšhabatšhaba.

Merero mengwe

Dikano tsa ditshwanelo

234. Gore setso sa demokerasi se se tlhomilweng ke Molaotheo o, Palamente e ka amogela Dikano tsa Ditshwanelo tse di tsamaelanang le dithulaganyo tsa Molaotheo.

Boikemisetso

235. Tshwanelo ya batho ba Aforika Borwa botlhe mo boikemisetso, jaaka go itshenola mo Molaotheong o, ga e thibele, mo melerwaneng ya tshwanelo e, kamogelo ya moonoo wa tshwanelo ya boikemisetso ya setlhophla sengwe le sengwe se se tshwaraganetseng setso le puo, mo nageng e le nngwe mo Rephaboliking kgotsa ka mokgwa mongwe gape, o o tlhomamisitsweng ka peomolao ya bosetšhaba.

Kabelo matlole go makoko a dipolotiki

236. Go tsholetsa kemo ya demokerasi ya makoko mantsi, peomolao ya bosetšhaba e tshwanetse go rulaganyetsa kabelo ya matlole go makoko a dipolotiki a a tsayang karolo mo makgotlapeomolao a bosetšhaba le a diporofense ka mokgwa wa tekatekano le ikaegong mo kabelanong.

Boineelo mo go direng maikano

237. Ditlamego tsotlhe tsa Molaotheo di tshwanelwa ke go dirwa ka botswerere le ntle ga tiego.

Boemedi le thebolelo-tiro

238. Sethwe sa Khuduthamaga sa puso mo lekaleng lengwe le lengwe la puso se ka –

(a) robolela tiro nngwe le nngwe e e tshwanetseng go dirwa go ya ka fa peomolaong go sethwe sengwe le sengwe sa khuduthamaga sa puso, fa fela thebolelo eo e le ka fa peomolaong e tiro e, e tshwanetseng go dirwa ka yona.

(b) dira tiro nngwe le nngwe boemong jwa sethwe sengwe le sengwe sa khuduthamaga sa puso e le ka boemedi kgotsa thebolelo-tiro.

Ditlhaloso

239. Mo Molaotheong ntle le fa diteng di kaya sengwe se sele –

“peomolao ya boditshabatshaba” e akaretsa –

(a) peomolao ya tlaleletso e e dirilweng go ya ka Molao wa Palamente; le

(b) peomolao e e neng e dira fa Molaotheo o tsena mo tirisong mme e le o o tsamaisiwang ke mmuso wa bosetšhaba;

“sethwe sa puso” se kaya –

(a) lefapha lengwe le lengwe la puso kgotsa tsamaiso mo lekaleng la bosetšhaba, porofense kgotsa magae a puso; kgotsa

(b) tirelo nngwe le nngwe kgotsa setheo –

(i) se se diragatsang dithata kgotsa se dira tiro go ya ka Molaotheo kgotsa molaotheo wa porofense; kgotsa

(ii) se se diragatsang dithata tsa botlhe kgotsa se dira ditiro tsa botlhe go ya ka peomolao nngwe.

“peomolao ya porofense” e kaya –

- (a) peomolao ya tlaleletso e e dirilweng go ya ka Molao wa porofense; le
- (b) peomolao e e neng e dira fa Molaotheo o tsena mo tirisong mme e le o o tsamaisiwang ke mmuso wa bosetšhaba.

Go sa dumelelane ga dikwalo tse di farologaneng

240. Fa go tshokileng go se tumelelano fa gare ga dithanolo tsa Molaotheo, diteng tsa lokwalo la Seesimane ke tsona di tla laolang.

Dithulaganyo tsa kgabaganyo

241. Mametlelelo 6 e dira mo kgabaganyong go ya thulaganong ya molaotheo o mošwa e e tlhongwang ke Molaotheo o, e bile morero mongwe le mongwe o o ka tshokang o amana le kgabaganyo eo.

Phimolo ya melao

242. Melao e e umakileng mo go Mametlelelo 7 e phimotswe, ka taolo ya 243 le Mametlelelo 6.

Setlhogo se se khutshwane le tshimologo

243. (1) Molao o o bidiwa Molaotheo wa Rephaboliki ya Aforika Borwa, 1996, e bile o tsena mo tirisong mo letlheng le le bewang ke Poresidente ka kgoeletso, mme e seng morago ga 1 Phukwe 1997.

(2) Matlha a a farologaneng, pele ga le le kailweng mo karolwaneng (1), a ka tlhongwa go ya ka dikaelo tse di farologaneng tsa Molaotheo.

(3) Ntle le fa diteng di kaya jalo, kaelo mo dikaelong tsa Molaotheo go ya ka nako e Molaotheo o tseneng mo tirisong ka yona, e tshwanetse go tlhalogannwa jaaka kaelo go ya ka nako e kaelo e, e tseneng mo tirisong.

(4) Fa letlha le le farologaneng le ka tlhongwa mo go nngwe ya dikaelo tsa Molaotheo, go ya ka karolwana (2), kaelo nngwe le nngwe e e tshwanang le yona, ya Molaotheo wa Rephaboliki ya Aforika Borwa, 1993 (Molao 200 wa 1993) e e kaiwang mo kgoeletsong, e tla kgaphelwa thoko go tloga ka letlha leo.

(5) Dikarolo 213, 214, 215, 216, 218, 226, 227, 228, 229 le 230 di tsena mo tirisong ka 1 Ferikgong 1998, mme se ga se thibele go tsenngwa ga peomolao e e solofetsweng mo go dingwe le dingwe tsa dikaelo tse, go ya ka Molaotheo o, pele ga letlha leo. Go fitlha mo letlheng leo, dikaelo dingwe le dingwe tse di tshwanang le tse di ka tshokaneng di tshwana le Molaotheo wa Rephaboliki ya Aforika Borwa, wa 1993, di nna mo tirisong.

MAMETLELELO 1

Folaga ya bosetšhaba

(1) Folaga ya bosetšhaba e khutlonnematsepa, e boleele jwa nngwe le seripa go feta bophara.

(2) E bontsho, bogauta, botala ba tlhaga, bosweu, bohibidu ba tšhilisi le botala ba loapi.

(3) e na lebanta e tala ya popego ya ye e leng bophara batlhanong nngwe ba fologa. Methalo e e fa gare ya banta e simolola mo dikhutlong tse di fa godimo le kwa tlase go bapa le seikokotlelo sa folaga, di kopanela fa gare ga folaga, e tsewelele ka go rapalala go fitlha bogare-bofelong ba karolo e e phaphalalang.

(4) Lebanta le letala, le tsentswe fa gare ke masi a masweu, kwa godimo le kwa tlase, mme go ya kwa seikokotelong sa folaga, ke losi lwa gauta. Losi longwe le longwe lo bophara ba nngwe-sometlhanong jwa folaga.

(5) Khutlotharo e e fa thoko ga seikokotlelo e ntsho.

(6) Lebanta le le rapaletseng le le kwa godimo, le bohibidu ba tšhilisi, mme lebanta le le rapaletseng le le kwa tlase, botala ba loapi. Mabanta a, a bophara ba nngwe-tharong ya bophara ba fologa.

MAMETLELELO 2

MAIKANO LE ditumelo tse di masisi

Maikano kgotsa ditumelo tse di masisi tsa moporesidente wa nama-o-tshwere

1. Poresidente kgotsa Poresidente wa nama-o-tshwere, fa pele ga Poresidente ya Lekgotla la Molaotheo, o tshwanetse go ikana/dumela jaana:

Fa pele ga botlhe ba ba kokoane fano, le ka temogo e e tletseng ya tiro e e masisi e ke amogelang jaaka Poresidente wa Rephaboliki ya Aforika Borwa, nna, A.B. ke ikana/dumela ka tlhoafalo gore ke tla nna boikanyego go Rephaboliki ya Aforika Borwa, mme ke tla obamela, elatlhoko, tshegetsa le go babalela Molaotheo le melao yotlhe ya Rephaboliki, e bile ke tlhomamisa le go solofetsa ka pelo e e yotlhe gore ka metlha ke tla –

w rotloetsa se se tla tswelatsang, le go ema kगतलhanong tsotlhe tse di ka senyang Rephaboliki;

w sireletsa le go tswelatsa ditshwanelo tsa Ma-Aforika Borwa otlhe;

w dira ditiro tsa me ka nonofo le dineo tsotlhe tsa me le go ya ka kitso le bokgoni jotlhe tsa me, ke laolwa ke letswalo la me;

w direla botlhe tshiamo; le Rephaboliking

w direla le go ineela mo go tse di tlišang thakgamo mo le Setšhaba sotlhe sa yone.

(Fa ele maikano: A Modimo a nthuse jalo)

Maikano kgotsa ditumelo tse di masisi tsa motlatsa-poresidente

2. Motlatsa-Poresidente fa pele ga Poresidente ya Lekgotla la Molaotheo, o tshwanetse go ikana/dumela jaana:

Fa pele go botlhe ba ba kokoane fano, le ka temogo e e tletseng ya tiro e e masisi e ke amogelang jaaka Motlatsa-Poresidente wa Rephaboliki ya Aforika Borwa, nna A.B. ke ikana/dumela ka tlhoafaso gore ke tla nna boikanyego go Repaboleki ya Afrika Borwa, ke tla obamela, elatlhoko, tshegetsa le go babalela Molaotheo le melao yotlhe ya Rephaboliki, e bile ke tlhomamisa le go solofetsa ka pelo ee gore ka metlha ke tla –

w rotloetsa se se tla tswelatsang, le go ema kगतलhanong tsotlhe tse di ka senyang Rephaboliki;

w nna Mokhanselara yo o bonnete le boikanyego;

w dira ditiro tsa me ka nonofo le dineo tsotlhe tsa me le go ya ka kitso le bokgoni jotlhe tsa me, ke laolwa ke letswalo la me;

w direla botlhe tshiamo le Rephaboliking;

w direla le go ineela mo go tse di tlišang thakgamo mo Setšhaba sotlhe sa yone.

(Fa e le maikano: A Modimo a nthuse jalo)

Maikano kgotsa ditumelo tse di masisi tsa ditona le botlatsatona

3. Tona nngwe le nngwe le Motlatsatona mongwe le mongwe, fa pele ga Poresidente ya Lekgotla la Molaotheo kgotsa moatlhodi a neetswe dithata ke Poresidente ya Lekgotla la Molaotheo, o tshwanetse go ikana/dumela jaana:

Nna, A.B. ke ikana/tlatsa ka tlhoafalo gore ke tla nna boikanyego go Rephaboliki ya Aforika Borwa, ke tla ikobela, tlotla le go tshegetsa Molaotheo le melao yotlhe e mengwe ya Rephaboliki, e bile ke ikemisetsa go dira tiro ya me jaaka Tona/Matlatsatona ka tlotlo le seriti, go nna mokhanselara yo o phepo le boikanyego, ga nkitla ke ntsha diphiri tsa pluso tse di itseng ka tlhamalalo kgotsa e seng ka tlhamalalo, le go dira tiro ya me ka boineelo le bokgoni jwa me.

(Fa ele maikano: A Modimo a nthuse jalo.)

Maikano kgotsa ditumelo tse di masisi tsa ditokololo tsa kokoano bosetšhaba, baemedi ba leruri ba diporofense mo khanseleng ya bosetšhaba le ditokololo tsa palamente ya porofense

4. (1) Ditokololo tsa Kokoano Bosetšhaba, baemedi ba leruri mo Khanseleng ya Bosetšhaba ya Diporofense le Ditokololo tsa Palamente ya Porofense, fa pele ga Poresidente ya Lekgotla la Molaotheo kgotsa Moatlhodi yo o neilweng dithata ke Poresidente ya Lekgotla la Molaotheo, ba tshwanetse ba ikana kgotsa go tlatsa jaana:

Nna, A.B. ke ikana/dumela ka tlhoafalo gore ke tla nna boikanyego go Rephaboliki ya

Aforika Borwa le go ikobela, tlotla le go tshegetsa Molaotheo le melao yotlhe e mengwe ya Rephaboliki, ke solofetsa ka tlhomamiso go dira ditiro tsa me jaaka tokololo ya Kokoano Bosetšhaba/moemedi wa leruri mo Khanseleng ya Bosetšhaba ya Diporofense/tokololo ya Palamente ya Porofense ya ka moo ke tla kgonang.

(Fa e le maikano: A Modimo o nthuse jalo.)

(2) Batho ba ba tlatsang phatlalero mo Kokoanong Bosetšhaba, boemedi jwa leruri mo Khanseleng Bosetšhaba ya Diporofense kgotsa Palamente ya Porofense ba ka ikana kgotsa ba tlatsa go ya ka karolwana ya (1) fa pele go motshwara marapo wa Kokoano, Khanseleng kgotsa Palamente, go ya fela gore seemo ka sefe.

Maikano kgotsa ditumelo tse di masisi tsa ditonakgolo le ditokololo tsa makgotlakhuduthamaga a diporofense

5 Tonakgolo ya porofense, le tokololo nngwe le nngwe ya kgotla ya Khuduthamaga ya porofense, fa pele ga Poresidente wa Kgotlatshekelo ya Molaotheo kgotsa moatlhodi o a nopotsweng ke Poresidente wa kgotlatshekelo ya Molaotheo, e tshwanetse go ikana/itlame jaaka go latela:

Nna, A.B. ke ikana/itlame ka tlhoafalo, gore ke tla nna boikanyego go Rephaboliki ya Aforika Borwa le gore ke tla obamela, ka tlotla le go tshegetsa Molaotheo le molao otlhe o mongwe wa Rephaboliki; e bile ke imemisetsa go tshegetsatsa maemo a ofisi ya me jaaka Tonakgolo/tokololo ya Lekgotla la Khuduthamaga ya porofense ya CD ka tlotlo le seriti; go nna mogakolodi wa boammaruri le boikanyego;

go se upulole ka tlhamalalo kgotsa ka go se tlhamalale morero mongwe le mongwe, o beilweng mo botshepeging ba me; le go dira ditlamego tsa ofisi ya me ka tlhoafalo le ka bojotlhe ba bokgoni ba me.

(Mo lebakeng la ikano: A Modimo a nthuse jalo.)

Maikano kgotsa ditumelo tse di masisi tsa batlhankedi ba boatlhodi

6. (1) Moatlhodi mongwe le mongwe kgotsa Moatlhodi nama-o-tshwere, pele Motlhodimogolo wa kgotlakgolo ya Makgalakgang le Boikuelo kgotsa moatlhodi o o nopotsweng ke Moatlhodimogolo, o tshwanetse a ikana kgotsa a tlhomamisa jaaka go latela:

Nna A.B. ke ikana/tlhomamisa ka tlhoafalo gore, jaaka Moatlhodi wa Kgotlatshekelo ya Molaotheo/Kgotlatshekelokgolo ya E.F./G.H. Kgotla, ke tla nna boikanyego go Rephaboliki ya Aforika Borwa, ke tla tshegetsatsa ka ba ka sireletsa Molaotheo; e bile ke tla tsamaisa bosiamisi go batho botlhe ka go lekana ntle le poifo, ditlhotlo kgotsa kgobeletso, go ya ka Molaotheo le molao.

(Fa e le mo lebakeng la ikano: A Modimo o nthuse jalo.)

(2) Motho yo o tlhomilweng mo ofising ya Moatlhodimogolo wa Kgotlakgolo ya makgaolakgang yo o setseng e se moatlhodi ka nako ya go tlhomiwa go o o tshwanetse a ikana kgotsa a tlhomamisa fa pele ga Poresidente wa kgotlatshekelo ya Molaotheo.

(3) Batlhankedi ba bosiamisi, le batlhankedi ba bosiamisi ba nama-o-tshwere, ba go sele go na le baatlhodi, ba tshwanetse go ikana/go tlhomamisa mo mabakeng a peomolao ya bosetšhaba.

MAMETLELELO 3

DITSAMAISO TSA DITLHOPHO

Karolo A

Ditsamaiso tsa ditlhopho tsa badiredi-puso ka fa molaotheong

Tiriso

1. Tsamaiso e e tlhalosiwang mo mametlelelong e, e diragadiwa ka nako tsotlhe fa –

(a) Kokoano Bosetšhaba e kopana go tlhopha Poresidente, kgotsa Mmusakgotla kgotsa Motlatsa Mmusakgotla wa Kokoano ;

(b) Lekgotla la Bosetšhaba la Diporofense le kopana go tlhopha Modulasetilo, Motlatsa-Modulasetilo; kgotsa

(c) Kgotlapeomolao ya porofense e kopana g tlhopha Tonakgolo ya porofense kgotsa

Mmusakgotla kgotsa Motlatsa-Mmusakgotla wa Kgotlapeomolao.

Ditlhagiso

(2) Motho yo o tshwereng marapo mo pitsong e mo go yone mametlelelo e, e dirang o tshwanetse go kopa gore go tlhagisiwe bontlhopheng mo pitsong.

Ditlhokego tse di tshwanetseng

3. (1) Tlhagiso e tshwanelwa go dirwa mo foromong e e beilweng go ka melao e e umakilweng mo temaneng 9.

(2) Foromo e mo go yone go tlhagisiwang maina e tshwanelwa go saenwa –

(a) ke ditokololo di le pedi tso Kokoano Bosetšhaba, fa Poresidente kgotsa Mmusakgotla kgotsa Motlatsa-Mmusakgotla wa Kokoano a kgethiwa;

(b) mo boemong jwa baemedi ba le babedi ba Porofense, fa modulasetulo kgotsa Motlatsamodula setulo wa Lekgotla la Bosetšhaba la Porofense la tlhophiwa; kgotsa

(c) ke ditokololo di le pedi tsa Kgotlapeomolao ya Porofense e e maleba, fa Tonakgolo ya Porofense kgotsa Mmusakgotla kgotsa Motlatsa-Mmusakgotla wa Palamente a tlhophiwa.

(3) Motho yo go tlhagisitsweng leina la gagwe o tshwanela go bontsha fa a amogela go kgethiwa ka go saena foromo ya tlhagiso kgotsa foromo nngwe ya mofuta mongwe e e kwadilweng go netefatsa.

Kitsiso ya maina a bontlhopheng

4. Mo pitsong e mo go yone Mametlelelo e, e dirang, motshwaramarapo o tshwanelwa go itsise maina a batho ba ba tlhagisitsweng jaaka bontlhopheng, mme ga a letle kganetsanyo.

Ntlhopheng a le mongwe

5. Fa go tlhagisiwa ntlhopheng a le mongwe, motshwaramarapo o tshwanelwa ke go bolela fa ntlhopheng o, a tlhophilwe.

Tsamaiso ya ditlhopho

6. Fa go tlhagisitswe bontlhopheng ba feta bongwe –

(a) Boutu e tshwanelwa go dirwa kwa kopanong ka bolato ya sephiri;

(b) tokololo nngwe le nngwe e e teng, kgotsa fa e le kopano ya Lekgotla la Bosetšhaba la Diporofense, Porofense nngwe le nngwe e e emetsweng mo pitsong e ka nna ya latlhela boutu e le nngwe; mme

(c) motshwaramarapo o tshwanelwa ke go bolela ntlhopheng yo o boneng diboutu di le dintsi ke ena yo o tlhophilweng.

Tsamaiso ya go ntshetsantle/tlosa

7. (1) Fa go se na ntlhopheng yo o boneng diboutu di le dintsi, ntlhopheng yo o boneng diboutu tse di kwa tlase, o tshwanelwa go tlosiwa mme go tswelwa ga boutelwa-bontlhopheng ba ba setseng go ya ka temana ya 6, Tsamaiso e e tshwanelwa ya boelediwa go fitlhela ntlhopheng a bona palo ya bontshi ba diboutu.

(2) Fa go dirisiwa karolwana ya (1), ba le babedi kgotsa go feta ba bontlhopheng o mongwe le mongwe a bone diboutu tse di kwa tlase, boutu e nngwe e tshwanetse ya dirwa ya bontlhopheng ba, mme ya boelediwa ka mo go kgonegang go tlhomamisa gore ke ofe wa bontlhopheng yo o tshwanelwang ke go tlosiwa.

Dipitso tse dingwe

8. (1) Fa go tlhagisitswe bontlhopheng ba le babedi fela, kgotsa fa go sala bontlhopheng ba le babedi morago ga tsamaiso ya ntshetsantle e sena go dirisiwa, mme bontlhopheng bao ba bona diboutu tse di lekanang, kopano e nngwe e tshwanetse ya tshwarwa mo malatsing a le supa ka nako e e tla ba e beilwe ke motshwaramarapo.

(2) Fa go bidiwa kopano e nngwe gape go ya ka karolwana ya (1), tsamaiso e e beilweng mo mametlelelong e, e tshwanelwa ya salwa morago kwa kopanong/pitsong eo jaaka o kare ke kopano ya ntlha ya ditlhopho tsa go nna jalo.

Melawana

9. (1) Poresidente wa kgotla ya Molaotheo o tshwanetse go dira melawana e e kaelangn
–
- (a) tsamaiso ya dipitso tse di amiwang ke Mametlelelo e;
 - (b) ditiro tsa motho mongwe yo o tshwereng marapo mo kopanong yo mothale o, le motho mongwe yo o thusang motho yo a tshwerweng marapo;
 - (c) foromo e ditlhagiso(maina) di diriwang mo go yone; le
 - (d) mokgwa o go bouta go tshwanelang go dirwa ka teng.
- (2) Melawana e, e tshwanetse ya anamisiwa ka tsela e Poresidente wa Lekgotla la Molaotheo a beileng ka teng.

Karolo B

Kaelo ya taelo ya go tsaya karolo ga makoko mo dikemeding tsa khansele ya bosetšhaba ya diporofense

1. Baemedi mo kemeding ya porofense ya go Khansele ya Bosetšhaba ya Diporofense bo lekoko le nang le tshwanelo ya bona, bo tshwanetse go tlhomamisiwa ka go ntsifatsa palo ya manno a lekoko le a tshwereng mo kgotlapeomolaong wa porofense ka lesome le go arola karabo ka palo ya manno mo kgotla peomolaong, go bo go tlhakanngwa le nngwe.
2. Fa palelo mo mabakeng a 1 e naya lefetiso le le sa monngweng ke baemedi ba ba neilweng lekoko mo mabakeng, lefetiso le tshwanetse go gaisana le mafetiso a a tshwanang le ona a a kokoanelang ke lekoko kgotsa makoko mangwe le mangwe, mme baemedi bangwe le bangwe ba ba sa abiwang mo boemeding ba tshwanelwa ke go abelwa lekoko kgotsa makoko ka tlhomagano ya lefetiso le le kwa godimodimo.

MAMETLELELO 4

Makala a kgolagano a tiragatso

a bokgoni jwa peomolao a

bosetšhaba le a porofense

Karolo A

Tsamaiso ya dikgwa tsa tlholego

Bolemi

Maemelafofane, ntle le a boditšhabatšhaba le a bosetšhaba

Taolo ya diphologolo le malwetse

Dikhasino, tsa mabelo, go iteka lesego la madi, ntle le kemonokeng ya dikgogo tsa madi tsa bosetšhaba le tsa metshameko

Tshireletso ya badirisi

Tsa setso

Tsamaiso ya leroborobo

Thuto mo dikgatong tsotlhe ntle le unibesithi le dikolo tsa katiso;

Tikologo

Tirelo tsa pholo

Matlo

Molao wa tlhago le wa setso mo taolong ya Kgaolo 12 ya Molaotheo.

Tsweletso ya intaseteri

Maikaelelo a puo le taolo ya dipuo tsa semmuso go fitlha fa

dikaelong tsa karolo 6 ya Molaotheo e rolela ka totobalo go peomolao ya porofense bokgoni ba peomolao

Tirelo ya bogasi e e laolwang kgotsa e e rulaganyeditsweng ka tlhamalalo ke puo ya porofense ka taelo ya karolo 192

Pabalelo ya tlhago, ntle le diphaka tsa bosetšhaba, ditshingwana tsa tlhago tsa bosetšhaba le metswedi ya lewatle

Sepodisi go fitlha fa ditaelo tsa kgaolo 11 ya Molaotheo di rolelang lekgotlapeomolao la

porofense bokgoni ba peomolao.

Taolo ya kgotlelego

Tlhabololo ya setšhaba

Dituelo tsa tshutiso ya dithoto

Madirelomagolo a porofense tebang le makala a tiragatso mo Mametlelelong e, le Mametlelelo 5.

Dipalangwa tsa botlhe

Ditiro tsa botlhe go ya ka ditlhokego tsa mafapha/porofense fela, mo go diragatseng maikarabelo a bona, go tsamaisa ditiro, segolo jang tse ba di abetsweng go ya ka Moloatheo kgotsa molao mongwe.

Togamaano le tlhabololo ya Kgaolo

Melao ya dirori le dipalangwa tsa tsela

Tshomarelo ya mmu

Bojanala

Kgwebo

Boeteledipele ba setso go ya ka dikaelo tsa Kgaolo 12 ya Molaotheo

Kgolo/Tlhabololo ya metsesetoropo le magae

Dilaesense tsa dirori

Ditirelo tsa leago

Karolo B

Merero e e latelang ya pusoselegae go ya ka fa go atolositsweng ka gone mo karolong 155 (6) le (7):

Kgotlelego ya loapi

Melawana ya go aga

Ditlamelo tsa tlhokomelo ya bana

Tlamelo ya motlakase le gase

Ditirelo tsa botimamolelo

Bojanala ba selegae

Maemelodifofane a boMmasepala

Bologamaano ba boMmasepala

Ditirelo tsa pholo tsa boMmasepala

Dipalangwa tsa botlhe tsa boMmasepala

Ditirelo tsa ditiro tsa boMmasepala tsa botlhe tebang fela le ditlhokego tsa ga mmasepala mo go diragatseng maikarabelo a go tsamaisa ditiro tse ba di rwesitsweng ka totobalo mo Molaotheong o, kgotsa molao mongwe le mongwe.

Dipontune, diferi, dijiti, dipier le maemelo kepe ntle le taolo ya tsamaiso ya dikepe le merero ya boditšhabatšhaba le ya bosetšhaba le merero mengwe e e amegang.

Tsamaiso ya mekgwa ya go laola merwalela mo mafelong a go agilweng mo go ona

Melawana ya kgwebo

Metsi le ditirelo tsa go tloswa ga leswe go totisitswe fela dithulaganyo tsa kabelo tsa metsi a a leswe a selegae le dithulaganyo tsa go tsholola metsi a matlwana-boithusetso.

MAMETLELELO 5

MAKALA A TIRAGATSO A BOKGONI JWA PEOMOLAO A POROFENSE FELA

Karolo A

Matlhabelo

Tirelo ya diambulense

Diakhaefe ntle le diakhaefe tsa bosetšhaba

Dilaeborari ntle le dilaeborari tsa bosetšhaba

Dilaesense tsa nnotagi

Dimmusiamo ntle le dimmusiamo tsa bosetšhaba
Togomaano ya Porofense
Merero ya setso ya porofense
Boitapoloso le mafeloboitapoloso le didiriswa tsa porofense
Metshameko ya porofense
Ditsela le pharakano ya porofense
Ditirelo tsa kalafo ya diruiwa ntle le taolo ya borutegi
Karolo B
Merero e e latelang ya pusoselegae go fitlha fa e atolotsweng ka karolwana
155 (6)(a) le (7):
Mabopo le mafelo a boitumediso
Diboroto tsa papatso le go bewa mo pepeneneng ga dipapatso mo mafelong a botlhe
Diphuphu, dintlo tsa pabalelo ya baswi, mafelo a go fisiwa ga ditopo
Phepafatso
Taolo ya letshwenyo go botlhe
Taolo ya ditheo tse di gwebang ka nnotagi
Mafelo a bonno, tlhokomelo le go epelwa ga diphologolo
Go dirwa ga magora le magora
Neelo ya dilaesense tsa dintšwa
Neelo ya dilaesense le taolo ya ditheo tse di rekisetsang botlhe dijo
Didirisiwa tsa mafelo-selegae
Mafelo a metshameko mo mafelong-selegae
Dimmaraka
Matlhabelo a ga mmasepala
Diphaka le mafeloboitapoloso a ga mmasepala
Ditsela tsa ga mmasepala
Lerata le le kgotlelang tidimalo
Matlhatlhelo a diphologolo tse di mo kgolegelong
Mafelo a botlhe
Go tloswa ga matlakala, dithothobolo, le tshololo ya mantle
Kgwebo ya mo mmileng
Dipone tsa mo mmileng
Pharakano le boemeladirori
MAMETLELELO 6
Dithulaganyo tsa kgabaganyo
Dithanolo

1. Mo Mametlelelong e, ntle le fa go sa nyalane le diteng –
“Nagalegae” e kaya karolo ya Rephaboliki eo, pele ga Molaotheo wa pele o simolola go dirisiwa, e neng e kaiwa, go ya ka molao wa maloba wa Aforika Borwa, jaaka e e ikemetseng kgotsa e e ipusang;
“Molaotheo o mošwa” e kaya Molaotheo wa Rephaboliki ya Aforika Borwa wa 1996;
“Thulaganyo Taolo ya Maloba” e kaya melao e e neng ya gatisiwa le go dirisiwa pele ga Molaotheo wa pele;
“Molaotheo wa pele” e kaya Molaotheo wa pele e kaya Molaotheo wa Rephaboliki ya Aforika Borwa wa 1993 (Molao 200 wa 1993).
Tswelolelo ya molao o o leng teng
2. (1) Melao yotlhe e e leng tirisong fa Molaotheo o mošwa o tsena mo tirisong, e tla tswelolelo go nna mo tirisong, go ikaegilwe ka –
 - (a) Tlhabololo nngwe kgotsa e phimolwa gotlhelele; le

- (b) Go lebana/nyalana le molaotheo o mošwa.
- (2) Melao ya taolo ya pele e e tsweleng go diriswa go ya ka sekatemana(1) –
 - (a) ga o na tiriso e e anameng mo dikgaolong le ka mokgwa mongwe go feta e e neng e le teng pele ga Molaotheo wa pele, ntle le fa o ne wa tlhlongwa sešwa go oketsa/atolosa maatla a tiriso ya ona; le
 - (b) o tswelela go diriswa ke bothati bo bo neng bo o dirisa pele Molaotheo o mošwa o tsena mo tirisong.

Thanolo ya melao e e leng teng

3. (1) Ntle le fa go sa tsamaelaneng le diteng kgotsa go se maleba, kumako, mo molaong mongwe le mongwe o o neng o dirisiwa fa Molaotheo o mošwa o tsena mo taolong –

- (a) Rephaboliki ya Aforika Borwa kgotsa naga legae (ntle le fa e ka tikologo ya mongwe) e tshwanetse go tsewa fa e kaya Rephaboliki ya Aforika Borwa go ya ka Molaotheo o mošwa;
- (b) Palamente, Kokoano ya Bosetšhaba, kgotsa Senoto, di tshwanetse go tsewa fa di kaya Palamente, Kokoano Bosetšhaba kgotsa Khuduthamaga Bosetšhaba ya diporofense go ya ka Molaotheo o mošwa;
- (c) Poresidente, Motlatsa Poresidente, Tona, Motlatsa Tona kgotsa Kabinete, e tshwanetse go tsewa fa e le ya kumako ya poresidente, Motlatsa Poresidente, Tona, Motlatsa Tona kgotsa Kabinete go ya ka Molaotheo mošwa, go tlaegilwe ka temana 9 ya Mametlelelo e;
- (d) Poresidente, ya Senoto, e tshwanetse go tsewa fa e kaa Momasetulo wa Khuduthamaga Bosetšhaba ya Diporofense;
- (e) kgotla theramelao ya Porofense, Tonakgolo, Khuduthamaga ya Khansele kgotsa leloko la Khuduthamaga ya Khansele ya Porofense, e tshwanetse go tsewa fa e kaa kgotla theramelao ya Porofense, Tonakgolo, Khuduthamaga ya Khansele kgotsa leloko la Khuduthamaga phetisi go ya ka Molaotheo mošwa, karolwana 12 ya Mametlelelo e; kgotsa
- (f) puo semmuso kgotsa dipuo, e tshwanetse go tsewa fa e kaa e nngwe ya dipuo tsa semmuso go ya ka molaotheo mošwa.

(2) Ntle le fa go sa tsamaelane le diteng kgotsa go sa tshwane gotlhelele, kumako, mo melaong e e setseng ya puso ya maloba –

- (a) ka ga Palamente, kgotla ya Palamente, kgotsa Kokoano Khuduthamaga ya theramelao kgotsa karolo ya Rephaboliki kapa ya nagalegae, e tshwanetse go tsewa fa e kaya –
 - (i) Palamente go ya ka Molaotheo mošwa, fa taelo ya molao o, o neetswe kgotsa o rebotswego ya ka Molaotheo wa pele kgotsa Mametlelelo eno, go Khuduthamaga ya bosetšhaba; kgotsa
 - (ii) Kgotlathemelao ya Porofense, fa taolo ya molao o, o neetswe kgotsa o rebotswe go ya ka Molaotheo wa pele kgotsa Mametlelelo e, e go Khuduthamaga ya Porofense.
 - (b) ka ga Poresidente wa Naga, Tonakgolo, Motsamaisi kgotsa Mokhuduthamaga-mogolo mongwe, Kabinete, Khansele ya ditona kgotsa Khansele ya Khuduthamaga ya Rephaboliki kgotsa ya nagalegae, e tshwanetse go tsewa fa e kaya –
 - (i) Poresidente go ya ka Molaotheo mošwa, fa taolo ya molao o e neetswe Khuduthamaga ya bosetšhaba go ya ka Molaotheo wa pele kgotsa go ya ka Mametlelelo e; kgotsa
 - (ii) Tonakgolo ya Porofense go ya ka Molaotheo mošwa, fa taelo ya molao o e neetswe Khuduthamaga ya Porofense, go ya ka Molaotheo wa pele kgotsa Mametlelelo e.
- Kokoano ya Bosetšhaba

4. (1) Mongwe le mongwe yo o neng a le leloko, kgotsa mongwe wa batsamaisi ba Kokoano ya Bosetšhaba fa Molaotheo mošwa o tsena mo taolong, o tla nna leloko kgotsa mongwe wa batsamaisi ba Kokoano ya Bosetšhaba go ya ka Molaotheo mošwa, e bile o tla nna mo tirong go ya ka Molaotheo mošwa.

(2) Kokoano ya Bosetšhaba go ya ka fa e tlhalositsweng mo temaneng (1), e tshwanetse go tsewa jaaka e e tlhophilweng go ya ka Molaotheo mošwa go fitlha ka 30 Moranang, 1999.

(3) Kokoano ya Bosetšhaba e bopilwe ka maloko a 400 go ya go fitlha ka paka-tiro e e khutlang ka 30 Moranang 1999, go karolo 49(4) ya Molaotheo mošwa.

(4) Melawana le ditaolo tsa Kokoano ya Bosetšhaba tse di dirisiwang fa Molaotheo mošwa o tsena mo tirisong, di tla tswelela go dirisiwa ntle le fa di ka tlabololwa kgotsa tsa phimolwa. Tiro ya Palamente e e sa welang

5. (1) Tiro nngwe le nngwe ya Kokoano ya Bosetšhaba e e sa welang fa Molaotheo o mošwa o tsena mo tirisong e tshwanetse go tsweliswa go ya ka Molaotheo mošwa.

(2) Tiro nngwe le nngwe ya Senate e e sa welang fa Molaotheo mošwa o tsena mo tirisong e tshwanetse go fitsetsa go Khuduthamaga ya Bosetšhaba ya Diporofense go tsweletswapele ke Khuduthamaga ya Diporofense ya Molaotheo mošwa.

Ditlhopho tsa Kokoano ya Bosetšhaba

6. (1) Ga go ditlhopho tsa Kokoano ya Bosetšhaba tse di tshwarwang pele ga 30 Moranang, 1999 ntle le fa Kokoano ya Bosetšhaba e ka phatlalatswa go ya ka karolo 50(2) ya Molaotheo mošwa fa morago tshitshinyo ya go tlhoka boikanyego go Poresidente go ya ka karolo 102 (2) ya Molaotheo o mošwa.

(2) Tiriso ya karolwana 50(1) ya Molaotheo mošwa e sa emisitswe go fitlha ka 30 Moranang, 1999.

(3) Le fa Molaotheo wa pele o phimotswe, Mametlelelo 2 ya Molaotheo o o, jaaka e tlabolotswe mo go tlaletso A mo Mametlelelong e, e ama –

(a) ditlhopho ntlha tsa Kokoano Bosetšhaba go ya ka Molaotheo mošwa;

(b) go latlhegelwa ke boloko ba Kokoano ka mabaka ntle le a a neetsweng mo karolong ya 47(3) ya Molaotheo o mošwa; le

(c) go tlatswa ga diphatlhatiro mo Kokoanong, le go emisetswa, go boeletsa le go dirisa manaane a maina a makoko a dipolitiki, go tlatsa diphatlhatiro, go emela ditlhopho tsa bobedi tsa Kokoano go ya ka Molaotheo o mošwa.

(4) Karolo 47(4) ya Molaotheo o mošwa e emisitswe go dirisiwa go fitlhela ditlhopho tsa bobedi tsa Kokoano ya Bosetšhaba go ya ka Molaotheo o mošwa.

Khansele ya Bosetšhaba ya Diporofense

7. (1) Go ya ka nako e e latelang pelenyana ga kopano ya pele ya kgotlatheomolao ya Porofense, fela fa morago ga tlhopho ya yona, go ya ka Molaotheo mošwa –

(a) tekatekanyo ya boemedi ba makoko a dipolitiki mo go Khuduthamaga Bosetšhaba ya diporofense e tshwanetse go tshwana le tekatekanyo ya boemedi ba maloko a (10) lesome a basenatoro, a a supilweng, go ya ka karolo 48 ya Molaotheo wa pele; le

(b) kabo ya baemedi ba leruri le baemedi ba ba kgethegileng ba makoko a a emetsweng mo kgotlatheomelaong ya diporofense bo ntse jaana:

Porofense	Baemedi ba leruri	Baemedi ba ba kgethegileng,
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1.Kapa Botlhaba	ANC 5	ANC 4
NP 1		

2.Foreisetata	ANC 4	ANC 4
FF 1		
NP 1		

3.Gauteng	ANC 3	ANC 3
DP 1		
FF 1		
NP 1	NP 1	

4.KwaZulu-Natal	ANC 1	ANC 2
DP 1		
IFP 3	IFP 2	

- NP 1
5.Mpumalanga ANC 4 ANC 4
FF 1
NP 1
6.Kapa Bokone ANC 3 ANC 2
FF 1
NP 2 NP 2
7.Porofense ya Bokone ANC 6 ANC 4
8.Bokone Bophirima ANC 4 ANC 4
FF 1
NP 1
9.Kapa Bophirima ANC 2 ANC 1
DP 1
NP 3 NP 3

- (2) Lekoko le le emetsweng mo go Kgotlatheomelaong ya Porofense le –
(a) tshwanetse go supa baemedi ba leruri go tswa go ba baneng ba le maloko a Senoto fa Molaotheo Mošwa o tsena mo taolong, ba bile ba ikemiseditse go nna baemedi ba leruri; le
(b) ka supa batho ba bangwe go nna baemedi leruri fa ope wa basenatoro kgotsa palo e e sa lekaneng e sa ikemisetsa go ba leloko la Khuduthamaga Bosetšhaba ya Porofense, kgotsa palo ya go tsaya tiro.
(3) Kgotlatheomelao ya Porofense e tshwanetse go supa baemedi ba leruri go ya ka tekanyetso ya makoko a emetsweng.
(4) Dikarolwana (2) le (3) di dira fela mo go tlhlongweng ga ntlha ga baemedi ba leruri ba Khuduthamaga ya Bosetšhaba.
(5) Karolo 62 (1) ya Molaotheo mošwa ga e amane le go supiwa le go tlhlongwa ga Basenatoro jaaka baemedi ba leruri go ya ka karolo e.
(6) Melawana le ditaolo tsa Senoto tse di dirisiwang fa Molaotheo Mošwa o tsena mo taolong, di tshwanetse go dirisiwa mo mererong ya Khuduthamaga ya Bosetšhaba go ya ka fa di ka dirisiwa, go fitlha di tlhabololwa kgotsa di phimolwa.

Ba ba kileng ba nna Basenatoro

8. (1) Yo o kileng a nna mosenatoro a bile a se mo boemeding ba Khuduthamaga ya Bosetšhaba ya Diporofense, o tshwanetse go nna leloko la kgotlatheomelao ya Porofense e a neng a e emetse jaaka mosenatoro go ya ka karolo 48 ya Molaotheo wa pele.
(2) Fa mosenatoro a itlhophela go se nne leloko la kgotlatheomelao ya Porofense, o tla tsewa gore o rotse tiro jaaka mosenatoro letsatsi pele ga Molaotheo mošwa o tsena taolong.
(3) Tuelo, masori le ditshwanelo tsotlhe tsa yo a neng a le mosenatoro mme a tlhomilwe jaaka moemedi wa leruri kgotsa e le leloko la Kgotlatheomelao ya Porofense, ga di a tshwanela go fokotswa ka gope fa a tsena tirong e.

Khuduthamaga ya Bosetšhaba

9. (1) Mongwe le mongwe yo o neng a le Poresidente, Motlatsa Poresidente, Tona kgotsa Motlatsa Tona go ya ka Molaotheo wa pele, o tseweletsa ka maemo a a jaana fa Molaotheo mošwa o tsena mo taolong, go dumelelang le karolwana (2) ya Molaotheo mošwa.
(2) Go fitlha ka 30 Moranang, 1999, dikarolo 84, 89, 90, 91, 93 le 96 tsa Molaotheo Mošwa, di tshwanetse go tsewa le go utlwisiswa jaaka di tlhagelela mo Tlaleletsong B ya Mametlelelo e.
(3) Karolwana (2) ga e thibele Tona e e nang e le mosenatoro fa Molaotheo mošwa o tseena taolong go tseweletsa go nna Tona, jaaka go tlhagisitswe mo karolo 91(1)(a) ya Molaotheo Mošwa, go ya ka fa karolo e e beilweng ke Tlaleletso B.

Kgotlatheomelao ya Porofense

10. (1) Mongwe le mongwe yo e neng e le leloko kgotsa mongwe wa Batsamaisi ba

Kgotlatheomelao fa Porofense ya Molaotheo mošwa o tsena mo taolong, o tla tswelera go nna leloko kgotsa mongwe wa batsamaisi ba Kgotlatheomelao ya Porofense go ya ka Molaotheo mošwa, mme a tswelletsapele tiro ya gagwe ya boloko kgotsa botsamaisi go ya ka Molaotheo mošwa le Molaotheo wa Porofense o o ka tlangwang.

(2) Kgotlatheomelao ya Porofense e e tlhamilweng go ya ka karolwana (1) e tshwanetse go kaiwa jaaka e e tlhophilweng ka Molaotheo mošwa go fitlhelela ka 30 Moranang 1999 fa letlha la yona le khutla.

(3) Go fitlha bokhutlo jwa paka ya yona e e khutlang ka 30 Moranang 1999, le go ya ka karolo 108(4), kgotlatheomelao ya Porofense e tla botšwa ke palo e e akaretsang maloko a kgotlatheomelao ya Porofense go ya ka Molaotheo wa pele le palo ya basenatoro ba ba fetogileng maloko e kgotlatheomelao ya Porofense go ya ka karolwana 8 ya Mametlelelo e.

(4) Melawana le ditaolo tsa kgotlatheomelao ya Porofense, tse di neng di dirisiwa fa Molaotheo mošwa o tsena mo taolong, di tswelera go dirisiwa, ntle le fa di ka tlhabololwa kgotsa tsa fetolwa.

Ditlhopho tsa dikgotlatheomelao tsa Porofense

11. (1) Le fa Molaotheo wa pele o phimotswe, Mametlelelo 2 ya Molaotheo o o, jaaka e tlhabolotswe ka Tlaleletso A mo Mametlelelong e, e a dira –

(a) go ditlhopho tsa ntlha tsa kgotlatheomelao ya Porofense go ya ka Molaotheo mošwa;

(b) go latlhegelwa ke boloko ba kgotlatheomelao ka mabaka mangwe ntle le a a neetsweng go karolo 106(3) ya Molaotheo mošwa; le

(c) go thiba diphatlatiro tsa kgotlatheramelao, go emisetsa, go boeletsa le go dirisa manaane a maina a makoko go thiba diphatlatiro, go fitlhelela ka nako ya ditlhopho tsa bobedi tsa kgotlatheomelao go ya ka Molaotheo mošwa.

(2) Karolo 106(4) ya Molaotheo mošwa e emisitswe nakonyana tebang le kgotlatheomelao ya Porofense go fitlha nako ya ditlhopho tsa bobedi go ya ka Molaotheo mošwa.

Dikhuduthamaga tsa Diporofense

12. (1) Mongwe le mongwe yo e neng e le Tonakgolo kgotsa leloko la khuduthamaga ya Porofense fa Molaotheo mošwa o tsena motirisong/taolong, o tla tswelera ka maemo a, go ya ka Molaotheo mošwa le fa e le Molaotheo mongwe le mongwe wa Porofense, o o ka tlhomiwang, go ikaegilwe ka karolwana (2).

(2) Go fitlhelela ya Tonakgolo e e tlhophilweng ka ditlhopho tsa pele tsa kgotlatheomelao ya Porofense, go ya ka Molaotheo mošwa, e simolola tiro, kgotsa Porofense e tsenya Molaotheo wa yona taolong, go laola gore go tlile eng pele, dikarolo 132 le 136 tsa Molaotheo mošwa, di tshwanetse go tsewa jaaka di tlhagelela mo go Tlaleletso C ya Mametlelelo e.

Melaotheo ya Diporofense

13. Molaotheo wa Porofense o o amogetsweng pele Molaotheo mošwa o tsena mo tirisong, o tshwanetse go dumelelana le karolo 143 ya Molaotheo mošwa.

Thebolelo ya melao go Diporofense

14. (1) Melao e, go ya ka merero e e mo makaleng a tiragatso e e akareditsweng mo Mametlelelong 4 kgotsa 5 tsa Molaotheo mošwa, tse pele ga Molaotheo mošwa o tsena mo tirong, di neng di le maikarabelo a khuduthamaga ya Bosetšhaba, di ka rebolwa ke Poresidente ka kgoeletso, go bothati mo khuduthamaga ya Porofense bo bo supilweng ke Khansela ya Khuduthamaga ya Porofense.

(2) Go fitlha mo mabakeng a kgontshang thebolo ya molao mo karolwaneng (1) gore e diragatswe ka botlalo, Poresidente ka kgoeletso a ka –

(a) tlhabolola kgotsa baakanya molao e gore o tshwanele go utlwisiswa le go dirisiwa;

(b) fa thebolo e sa tshwanele tiriso ya karolo kgotsa molao, a ka o phimola, a ba a o tlhama, ka ditlhabololo le dipakaanyo kgotsa ntle le tsona go tshwana le mo go temana (a), ditiriso tse di tshwanelang mokgape wa thebolo; kgotsa

(c) laola ntlha nngwe le nngwe e e tlhokegang, e ka ne e tlhotswe ke thebolelo, go akaretsa go sutisiwa kana go sutiswa nakwana ga badiri le fa e le go sutiswa ga matlotlo, disuga ditshwanelo le ditlamego, go tswa kgotsa go ya go Khuduthamaga ya Porofense kgotsa lefapha lengwe le lengwe la puso, botsamaisi, ditirelo tsa pabalesego kgotsa setheo sengwe.

(3) (a) Kgatiso ya lekwalothebolo kgoeletso lengwe le lengwe le le ntshitseng go ya ka temana (1) kgotsa (2) le tshwanetse go fetisetswa go Kokoano Bosetšhaba le go Khuduthamaga ya Bosetšhaba ya Diporofense mo matsatsing a a lesome 10 morago ga kgatiso ya lekwalothebolo kgoeletso.

(b) Fa bobedi, Kokoano Bosetšhaba le Khuduthamaga Bosetšhaba ya Diporofense, bo ka swetsa go se amogele lekwalothebolo kgotsa kaelo nngwe ya lona, lekwalothebolo kgotsa kaelo ya lona, e a fela ntle le go ama kapa go akaretsa –

(i) boleng jwa ditiro tsotlhe tse di simolotsweng go ya ka lekwalothebolo kgotsa kaelo ya lona, pele e fela; kgotsa

(ii) ditshiamelo le ditšhono, kana ditlamego le dikoloto tse di nnileng teng pele ga go fedisiwa.

(4) Fa molao o rebotswe go latela temana (1), kumako mo molaong o o ka ga bothati jo bo o diragatsang, e tshwanetse go tsewa fa e kaya bothati jo bo neetsweng taelo ke thebolo eo.

(5) Thebolo nngwe le nngwe ya molao go ya ka karolo 235(8) ya Molaotheo wa pele, go akarediwa ditlholobolo, dipaakanyo kgotsa go phimolwa le go tlhongwa gape ga molao, le fa ele kgato nngwe le nngwe e e tserweng mabapi le karolo eo, e kaiwa fa e dirilwe go ya ka karolwana e.

Melao e e leng teng, e e leng kwa ntle ga dithata tsa peomolao ya Palamente

15. (1) Bothati mo Khuduthamageng ya Bosetšhaba jo bo diragatsang taelo ya melao mengwe e e leng kwa ntle ga dithata tsa peomolao ya Palamente fa Molaotheo mošwa o tsena mo tirisong, bo tla tswelelepele go diragatsa melao e e jaana go fitlhelela taolo e e neelwa bothati mo a khuduthamageng ya Porofense, go ya ka karolwana 14 ya Mametlelelo e.

(2) karolwana (1) e tla fedisiwa dingwaga tse pedi fa morago ga Molaotheo mošwa o tsene mo tirisong.

Dikgotlatshekelo

16. (1) Dikgotlatshekelo tsotlhe tse di leng teng, go akaretswa le tsa setso tsa magosi, fa molaotheo mošwa o tsena mo taolong, di tla tswelelepele go dira le go diragatsa boatlhodi go latela molao o o amanang le tsona, mme mongwe le mongwe yo o dirang mo dikgotleng tse jaaka motlhankedi wa boatlhodi, le ena o tla tsweletsa tiro kgotsa go dira, go ya ka melao e e maleba, a laolwa ke –

(a) tlhabololo nngwe le nngwe kgotsa go phimolwa ga molao oo; le

(b) go nyalana le Molaotheo o mošwa.

(2) (a) Kgotlatshekelo ya Molaotheo e e tlhomilweng go ya ka Molaotheo wa pele e tla nna Kgotlatshekelo ya Molaotheo go ya ka Molaotheo o mošwa.

(b) Mongwe le mongwe yo o mo tirong jaaka Poresidente, Motlatsa Poresidente kgotsa moatlhodi wa Kgotlatshekelo ya Molaotheo fa Molaotheo mošwa o tsena mo tirisong, o tla tswelela go nna Poresidente, Motlatsa Poresidente kgotsa moatlhodi wa Kgotlatshekelo ya Molaotheo go ya ka Molaotheo o mošwa, mme o tla tswelela go nna mo tirisong e, go fitlhelela bokhutlong jwa letlha le le lekanyeditsweng, go ya ka karolo 176(1) ya Molaotheo o mošwa.

(3) (a) Karolo ya 'Boikuelo' ya Kgotlatshekelo-kgolo ya Aforika Borwa e tla nna Kgotlatshekelo-kgolo ya Boikuelo go ya ka Molaotheo mošwa.

(b) Mongwe le mongwe yo o leng Moatlhodimogolo, motlatsa-moatlhodimogolo kgotsa moatlhodi wa Karolo ya Boikuelo fa Molaotheo mošwa o tsena mo tirisong, o tla nna moatlhodimogolo, motlatsa-moatlhodimogolo kgotsa moatlhodi wa Kgotlatshekelo-kgolo ya Boikuelo go ya ka Molaotheo o mošwa.

(4) (a) Karolo ya Porofense kgotsa ya selegae, ya kgotlatshekelo kgolo ya Aforika Borwa,

kgotsa Kgotlatshekelokgolo ya Nagalegae kgotsa karolo nngwe ya Kgotlatshekelo eo, e tla nna Kgotlatshekelokgolo go ya ka Molaotheo mošwa, ntle le go fetola tokologotaelo ya tsona, go ikaegilwe ka dikakanyetso tse di ka tsokaneng di tlhagisiwa ke karolwana (6).

(b) Mang kapa mang yo o dirang kgotsa a tsewa a dira jaaka Poresidente wa Boatlhodi kgotsa motlatsa-Poresidente kgotsa moatlhodi wa Kgotlatshekelo e e jalo, go ya ka Molaotheo mošwa, go ikaegilwe ka dikakanyetso tse di ka tsokaneng di tlhagisiwa ke karolwana (6)

(5) Ntle le fa go sa nyalane le diteng kgotsa go fapaane le tsona gotlhelele, kumako ya molao kgotsa tiragatso e kaya –

(a) kgotlatshekelo Molaotheo go ya ka Molaotheo wa pele, e tshwanetse go bonwa/go tsewa fa e kaya kgotlatshekelo ya Molaotheo go ya ka Molaotheo o mošwa;

(b) karolo ya Boikuelo ya Kgotlatshekelokgolo ya Aforika Borwa, e tshwanetse go tsewa fa e kaya Kgotlatshekelo kgolo ya Boikuelo; gape

(c) karolo ya Porofense kgotsa ya selegae ya Kgotlatshekelokgolo ya Aforika Borwa, kgotsa Kgotlatshekelokgolo ya naga legae kgotsa, karolo kakaretso ya Kgotlatshekelo eo, e tshwanetse go tsewa fa e kaya Kgotlatshekelokgolo.

(6) (a) Fela fa morago ga Molaotheo mošwa o tsena mo tirisong, dikgotlatshekelo tsothe, go akaretswa popego, tlhamo, tiro ya tsona, maatlataolo a tsona le melao yotlhe e e maleba, di tshwanetse go akanyediwa/lekanyediwa ka bonako bo bo kgonegang, go lebilwe thulaganyo ya semolao e e tshwanelang ditlhokego tsa Molaotheo o mošwa.

(b) Leloko la Kabinete le le lebaneng le tiragatso ya tsa Bosiamisi, morago ga go rerisana le Komišene ya Ditirelo tsa Boatlhodi, o tshwanetse go laola dikakanyetso tse di lebeletsweng, go ya ka temana (a).

Dikgetse tse di sa welang

17. Dithulaganyo tsothe tse di neng di emisitswe mo kgotlatshekelo pele ga Molaotheo o mošwa o tsena mo tirisong, di tshwanetse di atlholwa fela jaaka e kete Molaotheo o mošwa ga o ise o dirisiwe, ntle le fa ditlhokego tsa bosiamisi di bona go le maleba.

Bothati ba Botšhotšhisi

18. (1) Karolo 108 ya Molaotheo wa pele e tla tsewela go dirisiwa go fitlhelela fa Molaotheo wa Palamente, o o solofetsweng go ya ka karolo 179 ya Molaotheo o mošwa, o tsena mo tirisong. Le fa go le jalo, temana e ga e amane ka gope le go tlhongwa ga Mokaedi wa Bosetšhaba wa Botšhotšhisi ba Botlhe, go ya ka karolo 179.

(2) Mmuedi kakaretso, yo o mo tiring a fa Molaotheo o mošwa o tsena mo tirisong, o tla tsewetsa tiro ya gagwe, go ya ka molao o o amanang le yona, a ikaegile ka temana (1).

Maikano le tumelo

19. Motho yo a tsewelang go dira go ya ka Mametlelelo e, mme a kanne kgotsa a a dirile tumelo ya boammaaruri go ya ka Molaotheo wa pele, ga a patelesege go boeletsa maikano a kgotsa tumelo ya boammaaruri, go ya ka Molaotheo mošwa.

Ditheo Dingwe tsa Molaotheo

20. (1) Mo karolong e, “Ditheo tsa Molaotheo” di kaya;

(a) Mosireletsi wa Botlhe;

(b) Khomišene ya Ditshwanelo tsa Botho;

(c) Khomišene ya Tekatekano ya Bong;

(d) Moruni-Kakaretso;

(e) Banka-kgolo ya Aforika Bowa;

(f) Khomišene ya Ditšhelete le Matlotlo;

(g) Khomišene ya Tirelo ya Boatlhodi; kgotsa

(h) Boto ya Dipuo Tsothe ya Aforika Borwa.

(2) Ditheo tsa Molaotheo tse di tlhomilweng go ya ka Molaotheo wa pele di tla tsewetsa tiro go ya ka molao o maleba, mme mongwe le mongwe yo o nang le tiro jaaka leloko la, khomišene,

boto ya Banka-kgolo, Boto ya dipuo tsothle ya Aforika Borwa, Mosireletsi wa botlhe kgotsa Moruni-Kakaretso, fa Molaotheo mošwa o tsena taolong, o tla tswelera go nna mo tirong eo, go ya ka molao o o lebaneng maemo a a jalo, go ikaegilwe ka –

- (a) go tlhabololwa gongwe le gongwe kgotsa go phimolwa ga molao; le
- (b) go nyalana le Molaotheo o mošwa.
- (3) Dikarolo, 199(1), 200(1), (3) le (5) le (11) go fitlha go 201 le 206, tsa molaotheo wa pele, di tswelera go dirisiwa go fitlha fa di phimolwa ka Moalo wa Palamente o o rebolwang go ya ka karolo 75 ya Molaotheo o mošwa.
- (4) Maloko a Khomišene ya Tirelo ya Boatlhodi, e e umakiwang mo go karolo 105(1)(h) ya Molaotheo wa pele, a felelwa ke boloko jwa khomišene fa maloko a a umakilweng mo karolong 178(1)(i) ya Molaotheo o mošwa a tlhomiwa.
- (5) (a) Khansele ya Volkstaat e e tlhamilweng go ya ka Molaotheo wa pele e tswelera go dira go ya ka molao o maleba, mme mongwe le mongwe yo dirang jaaka leloko la Khansele fa Molaotheo o mošwa o tsena mo tirisong, o tla tswelera ka maemo a go latela molao o maleba go lebeletswa –
 - (i) tlhabololo efe kapa efe kgotsa go phimolwa ga molao; le
 - (ii) go nyalana le Molaotheo o mošwa.
- (b) Dikarolo 184A le 184B(1)(a), (b) le (d) tsa Molaotheo wa pele di tswelera go dirisiwa go fitlhelela fa di phimolwa ka Molao wa Palamente ya Molaotheo o mošwa go ya ka karolo 75 o o rebotsweng.

Peo ya Melao go ya ka Molaotheo o mošwa

- 21. (1) Fa go ya ka Molaotheo mošwa, go tlokega go bewa ga molao wa puso ya bosetšhaba kgotsa ya Porofense, molao o a jalo o tshwanela go bewa ke bothati bo bo lebaneng ka bonako bo bo kgonegang, morago ga letlha le Molaotheo o mošwa o tsentsweng mo tirisong.
- (2) Karolo 198(b) ya Molaotheo mošwa, ga e a tshwanela go tsena mo tirisong go fitlhelela fa molao o, go ya ka yona o tshwanetseng go bewa o beilwe.
- (3) Karolo 199(3)(a) ya Molaotheo mošwa ga e a tshwanela go tsena mo tirisong pele ga dikgwedi tse tharo fa morago ga go amogelwa ga molao o.
- (4) Molao wa bosetšhaba o o lebeletsweng go ya ka karolo 217(3) ya Molaotheo o mošwa o tshwanetse go bewa mo nakong ya dingwaga tse tharo morago ga go tsena mo tirisong ga Molaotheo o mošwa, fela go se nne teng ga molao o mo nakong e e beilweng ga go itse tsweletso ya maikemisetso a a umakiwang ke karolo 217(2).
- (5) Go fitlhelela Molao wa Palamente o o umakiwang mo karolong 65(2) ya Molaotheo o mošwa o tsennngwa mo tirisong, Kgotlapeomolao nngwe le nngwe ya porofense e tla swetsa tsamaiso ya yona ya gore ke bothati bofe jo e bo neelang baemedi ba bona go neelana ka diboutu boemong jwa bona mo Khanseleng ya Bosetšhaba ya Diporofense.
- (6) Go fitlhelela peomolao e e akanngwang mo karolong 229(1)(b) ya Molaotheo o mošwa e tsennngwa mo tirisong, mmasepala o tswelera go kgona go tlhoma makgetho, makgethwana le makgetho a dithoto, a a neng a ntse a rebotswe go a tlhoma fa Molaotheo o simolola.

Tshwaragano Bosetšhaba le Poelano

22. Mo godimo ga dikaelo tse dingwe tsa Molaotheo o mošwa le ntle le go phimolwa ga Molaotheo wa pele, dikaelo tsothle tse di amanang le tebalelo, go ya ka Molaotheo wa pele, tse di akareditsweng ka setlhogo “Tshwaragano Bosetšhaba le Poelano”, di tsewa jaaka karolo ya Molaotheo o mošwa. ka maikaelelo a Dikaelo tsothle tsa Molao wa Tsweletso ya Tshwaragano Bosetšhaba le Poelano, 1995 (Molao 34 wa 1995), o o tlhabolotsweng, go akarediwa maikaelelo a botlhokwa jwa ona.

Molao tlhomo wa Ditshwanelo

- 23. (1) Melao ya bosetšhaba e e solofetsweng go ya ka dikarolo 9(4), 32(2) le 33(3) tsa Molaotheo o mošwa, e tshwanetse go tlhongwa mo nakong ya dingwaga tse tharo morago ga

letsatsi le Molaotheo o mošwa o tseneng mo tirisong ka lona.

(2) Go fitlhelela melao e e lebeletsweng go ya ka dikarolo 32(2) le 33(3) tsa Molaotheo o mošwa, e bewa –

(a) karolo 32(1) e tshwanetse go buisega jaana:

“(1) Mongwe le mongwe o na le tshwanelo ya go fitlhelela tshedimose tso e e mo diatleng tsa puso kgotsa dithwe tsa puso, mo lekaleng lefe kapa lefe la puso, fa fela tshedimose tso e e jalo e batlwa tebang le go kgontsha tirisano kapa tshireletso ya nngwe ya ditshiamelo.”; le

(b) Dikarolo 33(1) le (2) di tshwanetse go buisega jaana –

“Mongwe le mongwe o na le tshwanelo ya –

(a) kgato ya botsamaisi jo bo ka fa molaong fa nngwe ya ditshwanelo kana dikgatlego tsa gagwe di amega kgotsa di tshosediswa;

(b) dikgato tse di rulaganeng tsa tsamaiso e e lolameng fa nngwe ya ditshiamelo kgotsa ditsholofelo tse di amogelesegang di amega kana di di tshosediswa;

(c) go neelwa mabaka a kwadilwe tebang le tsamaiso e e amanang le nngwe ya ditshwanelo kana dikgatlhegelo tsa gagwe, ntle le fa mabaka a tsamaiso e e jalo a itsisitswe phatlalatsa; le

(d) tsamaiso e e lolameng tebang le mabaka a a jaana a a neilweng, fa e nngwe ya ditshwanelo e amega kgotsa e tshosediswa.”.

(3) Dikarolo 32(2) le 33(3) tsa Molaotheo o mošwa, di a fela fa melao e e lebeletsweng mabapi le tsona e sa tsweliswa mo nakong ya dingwaga tse tharo fa morago ga go tsena tirisong ga Molaotheo o mošwa.

Tsamaiso-puso le Ditirelo tsa Pabalesego

24. (1) Dikarolo 82(4)(b), 215, 218(1), 219(1), 224 go isa go 228, 236(1), (2), (3), (6), (7)(b), le(8), 237(1) le (2)(a) le 239(4) le (5) tsa Molaotheo wa pele, di tswelela go dirisiwa fela go tshwana le fa Molaotheo o o sa phimolwa, go ikaegilwe ka –

(a) ditlhabololo tsa dikarolo tse di tlhagisitsweng mo go Tlaleletso D;

(b) tlhabololo nngwe le nngwe e e ka dirwang kgotsa go phimolwa ga dikarolo tseo ka Molao wa Palamente o o ka bewang go ya ka karolo 75 ya Molaotheo o mošwa; le

(c) go dumelelana ga tsona le Molaotheo mošwa.

(2) Khomišene ya Bodiredipuso le dikomišene tsa ditirelo tsa Porofense tse di umakiwang mo kgaolong 13 ya Molaotheo wa pele, di tswelela go dirisiwa go ya ka kgaolo e, le melao e e amanang le kgaolo e, jaaka e kete kgaolo e ga e a phimolwa, go fitlhela Khomišene le dikhomišene tsa diporofense di tlošwa, ka Molao wa Palamente o o amogelang, go ya ka karolo 75 ya Molaotheo o mošwa.

(3) Go phimolwa ga Molaotheo wa pele ga go amane le kgoeletso e e ka dirwang go ya ka karolo 237(3) ya Molaotheo wa pele mme dikgoeletso tse dingwe tse di jalo di tla tswelela go dirisiwa, go ikaegilwe ka –

(a) go tlhabololwa gongwe le gongwe kgotsa go phimolwa; le

(b) go dumelelana le Molaotheo o mošwa.

Tlaleletso ya dikiletso/dikganelo mo dikgotlatheomolaong

25. (1) Mongwe le mongwe mo Rephaboliki yo o neng a goga kotlo ya go feta dikgwedi tse 12 mo kgolegong ntle le tumelelo ya faene, fa Molaotheo mošwa o tsena tirisong, ga a dumelelwa go nna leloko la Kokoano ya Bosetšhaba kana ya kgotlatheomolao ya Porofense.

(2) Go ilelwa ga motho go ya ka temana(1) –

(a) go khutla fa kotlo e ka emiswa ke go ikuela ka ngongrego kgatlanong le katlholo, kgotsa ya khutswafatswa go nna e e sa lekaneng go mo iletsa; le

(b) go khutla fa morago ga dingwaga tse tlhano a ntse a athlotswe.

Puso selegae

26. (1) Go sa kgathologwe dikaelo tsa dikarolo 151, 155, 156 le 157 tsa Molaotheo o mošwa –

(a) dikaelo tsa Molao wa Kgabaganyo wa Pusoselegae, 1993 (Molao 209 wa 1993) jaaka fa o ka tlhabololwa nako le nako ke peomolao ya bosetšhaba go lepalepana le Molaotheo o moswa, di nna mo tirisong go fitlha ka 30 Moranang 1999, kgotsa go fitlhelela di phimolwa go laola gore go tla eng ka pele; le

(b) moeteledipele wa setso wa morafe o o laolwang ke thulaganyo ya molao wa setso, mme a nna mo karolong ya taolo ya Khansele ya Kgabaganyo ya Pusoselegae, Khansele ya kgabaganyo ya pusomorafe kgotsa khansele ya kgabaganyo ya boemedi, tse di umakiwang mo Molaong wa Kgabaganyo wa Pusoselegae, 1993, mme e bile a supilwe go ya ka karolo 182 ya Molaotheo wa pele, ke mookamedi-wa-kwa-ntle, yo a tshwanelwang ke go nna leloko la Khansele eo go fitlha 30 Moranang 1999 kgotsa go fitlhelela Molao wa Palamente o kaela ka mokgwa mongwe.

(2) Karolo 245(4) ya Molaotheo wa pele e tswelela go dira, go fitlhelela tiriso ya karolo eo e khutla. Karolo 16(5) le (6) ya Molao wa Kgabaganyo wa Pusoselegae, 1933, o ka seka wa phimolwa pele ga di 30 Moranang 1999.

Polokego/tshomarelo ya melao ya Palamente le ya Diporofense

27. Dikarolo 82 le 124 tsa Molaotheo o mošwa ga di ame go bolokwa ga melao ya Palamente le ya Diporofense e e amogetsweng pele ga Molaotheo o mošwa o tsena mo tirisong.

28. (1) Fa bothati jo bo nang le bokgoni bo tlhagisa setifikeiti se se reng thoto e e sa suteng e e leng ya puso e beilwe mo mmusong o o rileng go ya ka Karolo 239 ya Molao-theo o o fetileng, mokwadisi wa makwalo a dithoto o tshwanetse go dira dikwadiso kgotsa ditlanyo, mo regisetareng e e maleba, setifikeite sa bosupi jwa dithoto kgotsa lokwalo lengwe go kwadisa thoto e e sa suteng eo mo leineng la mmuso oo.

(2) Ga go na lekgetho la dithoto, tuelo kgotsa tuediso epe e e duelwang mabapi le go kwadiso go ya ka sekakarolwana (1).

Tlaleletso A

Ditlhabololo go Mametlelelo 2 tsa

Molaotheo wa pele

1. Kemisetso ya ntlhana 1, ka ntlhana e e latelang:

“1. Makoko a a kwadisitsweng go ya ka peomolao ya bosetšhaba le go gaisanela ditlhopho tsa Kokoano ya Bosetšhaba a tla itlhophela bontlhopheng ba ditlhopho tsa go nna jalo mo manaaneng a bontlhopheng a a rulagantsweng go ya ka Mametlelelo e, le peomolao ya bosetšhaba.”.

2. Kemisetso ya ntlhana 2, ka ntlhana e e latelang

“(2) Manno mo Kokoanong ya Bosetšhaba, jaaka go tlhomamisitswe go ya ka karolo 46 ya Molaotheo o mošwa a tla nna jaana:

(a) Nngwe-peding e nngwe ya manno go tswa mo manaaneng a dikgaolo a a neilweng ke makoko a a amegang, ka palo e e tlhomameng ya manno a a beetsweng kgaolo nngwe le nngwe jaaka go rulagantswe ke Khomišene mo ditlhopong tse di latelang tsa Kokoano, go tsewa tsia dipalopalo tsa bonetetsi tse di leng teng ka go abelela batlhophi, le dikemedi ka makoko a a nang le kgatlhego.

(b) Nngwe-peding e nngwe ya manno go tswa mo manaaneng a bosetšhaba a a neilweng ke makoko a a amegang, kgotsa go tswa mo manaaneng a dikgaolo moo manaane a bosetšhaba a sa newang.”.

3. Kemisetso ya ntlhana 3, ka ntlhana e e latelang:

“(3) Manaane a bontlhopheng a a tlisitsweng ke lekoko a tla nna le palogotlhe ya maina a a sa feteng [400 bontlhopheng] e leng palo ya bontlhopheng e e lekanang le palo ya manno mo Kokoanong ya Bosetšhaba mme lenaane lengwe le lengwe le tla supa maina a go nna jalo mo thulaganyong e e tsepameng ya tekanyetsopele jaaka lekoko le ka tlhomamisa.”.

4. Tlhabololo ya ntlhana 5 ka go emisetsa mafoko a eteletseng temana (a) ka mafoko a a latelang:

“5 “Manno a a umakiwang mo ntlhaneng ya 2(a) a tla Abelwa Makoko a a gaisanelang ditlhopho mo kgaolong nngwe le nngwe jaana.”.

5 Tlhabololo ya ntlhana 6 –

(a) ka go emisetsa mafoko a a eteletseng temana (a) ka mafoko a a latelang:

“6 Manno a a umakiwang mo itlhaneng 2(b) a tla Abelwa Makoko a a gaisanelang ditlhopho, jaana;” le

(b) Ka go emisetsa temana (a) ka temana e e latelang:

“(a) Khouta ya diboutu ka bonno e tla tlhomamisiwa ka go arola palogotlhe ya diboutu tse di dirilweng bosetšhaba ka palo ya manno mo Kokoanong bosetšhaba, e tlhakana le nngwe, le dipholo di tlhakannwa le nngwe, go tlhokomologiwa dipalophatla, e tla nna khouta ya diboutu ka bonno.”.

6. Tlhabololo ya ntlhana 7(3) ka go emisetsa temana (b) ka temana e e latelang:

“(b) Khouta e e tlhabolotsweng ya diboutu ka bonno e tla tlhomamisiwa ka go aroganya palogotlhe ya diboutu tseo di dirilweng bosetšhaba, go ntshiwa palo ya diboutu e e dirilweng bosetšhaba go tshegetsatshegetsa lekoko leo le kailweng mo temeng (a) ka palo ya manno mo Kokoanong e tlhakannwa le nngwe, go ntshiwa palo ya manno a kwa bofelong a abetsweng lekoko le le kailweng go ya ka temana (a).”.

7. Kemisetso ya ntlhana 10 ka ntlhana e e latelang:

“10. Palo ya manno mo peomolao ya porofense e tla tlhomamisiwa go ya ka karolo 105 ya Molaotheo o mošwa.”.

8. Kemisetso ya ntlhana 11 ka ntlhana e e latelang:

“11. Makoko a a kwadisitsweng go ya ka peomolao ya porofense, a tla tlhophela, bontlhopheng go emela ditlhopho tsa peomolao ya porofense go tswa mo manaaneng a porofense a a rulagantsweng go ya ka Mametlelelo e le peomolao ya bosetšhaba.”.

9. Kemisetso ya ntlhana 16 ka ntlhana e e latelang:

“Tlhomo ya baemedi

16. (1) Morago ga palo ya diboutu e se na go wetswa, palo ya baemedi ba lekoko lengwe le lengwe e tlhomamisitswe le ditlhopho di kannwe ke khomišene gore di tsamaisitswe ka phuthologo le boammaruri kgotsa tlhomamiso e dirilwe ke khomišene go ya ka karolo 190 ya Molaotheo o mošwa, khomišene e tla re mo malatsing a mabedi morago ga kano kgotsa tlhomamiso ya kemiso go tswa lenaaneng lengwe le lengwe la bontlhopheng, e phasalatse go ya ka peomolao ya bosetšhaba, baemedi ba lekoko lengwe le lengwe mo Kgotalapeomolaong.

(2) Mo tatelong ya tlhomo go ya ka karolo (1) fa leina la ntlhopheng le tlhagelela mo manaaneng a a fetang bongwe a Kokoano ya Bosetšhaba kgotsa mo manaaneng a Kokoano ya Bosetšhaba le a peomolao ya porofense (fa ditlhopho tsa Kokoano le tsa peomolao ya porofense di tshwarwa ka nako e le nngwe) mme ntlhopheng wa go nna jalo a tshwanelwa ke go nna moemedi mo lebakeng le le fetang bongwe, lekoko le le tlisitseng manaane a go nna jalo le tla re mo malatsing a mabedi morago ga kano ya go nna jalo kgotsa tlhomamiso la kaela Khomišene go tswa mo lenaaneng gore ntlhopheng wa go nna jalo o tla Abelwa kemo kgotsa o tla dira mo peomolao efe, jaaka go ka nna, mme leina la ntlhopheng o le tla phimolwa mo manaaneng a mangwe.

(3) Khomišene e tla re kwa ntle ga tiego ya phasalatsa lenaane la maina a baemedi mo Kgotalapeomolaong kgotsa mo Dikgotlapeomolaong.”.

10. Tlhabololo ya ntlhana 18 ka go emisetsa temana (b) ka temana e e latelang:

“(b) Moemedi o supywa jaaka moemedi wa leruri mo Khanseleng ya Bosetšhaba ya Diporofense;”.

11. Kemisetso ya ntlhana 19 ka ntlhana e e latelang:

“19. Manaane a bontlhopheng a lekoko a a kailweng mo ntlhana 16(1) a ka tlaleletswa mo motlheng mongwe fela mo nakong nngwe le nngwe mo dikgweding tsa ntlha tse 12 tse di latelang

letlha leo go tlhomilweng baemedi go ya ka ntlhana 16 le weditse go tlatsa diphatlhatiro tsa nakwana; Fa fela tlaleletso ya go nna jalo e dirwa kwa bokhutlong jwa lenaane.”.

12. Kemisetso ya ntlhana 23 ka ntlhana e e latelang:

“Diphatlhatiro

“23. (1) Fa go na le phatlhatiro mo peomolaong e Mametlelelo e, e kayang, lekoko le le tlhophileng leloko le le tlogelang phatlhatiro, le tla tlatsa phatlhatiro ka go tlhopha motho –

(a) yo leina la gagwe le tlhagelelang mo lenaaneng la bontlhopheng leo leloko le le tlogelang tiro le neng le tlhophilwe go tswa mo go lona; le

(b) yo e leng ene a a latelang, a nonofile e bile e le motho yo a leng teng mo lenaaneng.

(2) Tlhagiso ya go tlatsa phatlhatiro e tla isiwa kwa go Mmusakgotla e kwadilwe.

(3) Fa lekoko le le emetsweng mo peomolao le tthatlhamologa kgotsa le emisa go nna teng mme le maloko a lona a tlogela manno go ya ka karolo 23A(1)Manno a a amegang a tla abelwa makoko a a setseng ka tekatekano ya boemedi, jaaka e kete manno ao ke a tlogetsweng go ya ka temana 7 kgotsa 14, go laola gore ke lebaka lefe.”.

13. Go tsenngwa ga ntlhana e e latelang morago ga ntlhana 23:

“Mabaka a tlaleletso a go latlhegelwa ke botokololo jwa dikgotlapeomolao”

23A (1) Motho o latlhegelwa ke botokololo ba peomolao eo Mametlelelo e e dirang mo go yona, fa motho yoo a emisa go nna leloko la lekoko leo le mo tlhophileng jaaka leloko la peomolao.

(2) Lekoko lengwe le lengwe la Sepolotiki le ka fetola leina la lona mo nakong nngwe le nngwe le sa thibelelwe ke ntlhana (1).

(3) Molao wa Palamente, mo nakong e e isegang ya go tsenngwa tirisong ga Molaotheo o mošwa o ka fetisiwa go ya ka karolo 76 (1) go tlhabolola ntlhana e le 23 go neela mokgwa o ka ona go kgonagalang gore leloko la peomolao leo le latlhegelwang ke botokololo jwa lekoko le le mo tlhophileng, le tsewele go tshola botokololo jwa peomolao ya go nna jalo.

(4) Molao wa Palamente o o kailweng mo ntlhana (3) o ka neela –

(a) lekoko lengwe le lengwe le le leng teng go kopana le lekoko le lengwe; kgotsa

(b) lekoko lengwe le lengwe go kgaogana mo makokong a a fetang bongwe.”.

14. Tlogelo/phimolo ya ntlhana 24

15. Tlhabololo ya ntlhana 25 –

(a) ka go emisetsa tlhaloso ya “Khomišene” ka tlhaloso e e latelang:

“Khomišene e raya/kaya Khomišene ya Ditlhopho e e kailweng mo karolong 190 ya Molaotheo o mošwa;” le

(b) Go tsenya tlhaloso e e latelang morago ga tlhaloso ya “lenaane la bosetšhaba

“‘Molaotheo o mošwa’ o raya Molaotheo wa Rephaboliki ya Aforika Borwa 1996;”.

16. Tlogelo ya ntlhana 26.

Tlaleletso B

Puso-tshwaraganelo ya botsetšhaba: lekala

la bosetšhaba

1. Karolo 84 ya Molaotheo o mošwa e tshwanelwa ke go nna le dikarolwana tse dingwe tse di latelang:

“(3) Poresidente o tshwanetse go rerisana le Batlatsaporesidente ba khuduthamaga:

(a) mo tseletsong le tiragatsong ya maikemisetso a puso ya bosetšhaba;

(b) mo mabakeng otlhe a a amang tsamaiso ya Kabinete le tiragatso ya ditiro tsa Kabinete;

(c) mo neelong ya ditiro go Botlatsaporesidente ba Khuduthamaga;

(d) pele a ka dira thapo epe ka fa tlase ga Molaotheo kgotsa molao mongwele mongwe, go akarediwa thapo ya bambasatara kgotsa baemedi ba bodipolomate;

(e) pele a tlhopha Khomišene ya dipatlisiso;

(f) pele a bitsa referantamo;

(g) pele a itshwarela kgotsa a emisa kotlhao kgalhanong le basenyi.”.

2. Karolo 89 ya Molaotheo o mošwa e tshwanelwa ke go nna le dikarolwana tsa tlaleletso tse di latelang:

“(3) Dikarolwana (1) le (2) di akaretsa le Motlatsa-Poresidente wa Khuduthamaga.”.

3. Temana (a) ya karolo 90 (1) ya Molaotheo o mošwa e tshwanelwa ke go buisega jaana:

“(a) Motlatsa-Poresidente wa Khuduthamaga yo a beilweng ke Poresidente;”.

4. Karolo 91 ya Molaotheo o mošwa e tshwanelwa ke go buisega jaana;

“Kabinete

91. (1) Kabinete e bopiwa ke Poresidente, Batlatsa-Poresidente ba Khuduthamaga le –

(a) Ditona tse di sa feteng 27 mme e le maloko a Kokoano ya Bosetšhaba a a tlhophilweng go ya ka karolwana (8) go fitlha (12);le

(b) Tona e le nngwe, yo e seng leloko la Kokoano ya Bosetšhaba mme le thapilwe go ya ka karolwana (13) fa fela Poresidente ka tirisano le Batlatsa-Poresidente ba Khuduthamaga le baeteledipele ba makoko a a tsayang karolo, ba bona tlhokego ya thapo ya Tona ya go nna jalo.

(2) Lekoko lengwe le lengwe le le nang le manno bonye a 80 mo Kokoanong ya Bosetšhaba le na le tumelelo go supa Motlatsa-Poresidente wa khuduthamaga mo gare ga ditokololo tsa Kokoano.

(3) Fa go se lekoko kgotsa lekoko le le lengwe fela le na le manno a 80 kgotsa go feta, mo Kokoanong, lekoko leo le nngwe le manno a mantsi go gaisa le lekoko le le nang le palo e e kwa godimo ya manno le lekoko leo le le latelang ka palo ya manno a tshwanelwa ka bongwe go tlhophisa Motlatsa-Poresidente wa Khuduthamaga mo ditokololong tsa Kokoano.

(4) Fa Motlatsa-Poresidente wa Khuduthamaga a se na go tlhotšhwa, a ka tlhophisa go nna kgotsa go digela go nna leloko la Kokoano.

(5) Motlats-Poresidente wa Khuduthamaga, a ka diragatsa dithata le go dira ditiro tseo di neetsweng kantoro ya Motlatsa-Poresidente wa Khuduthamaga ke Molaotheo kgotsa MoPoresidente.

(6) Motlatsa-Poresidente wa khuduthamaga o dira tiro –

(a) go fitlha 30 Moranang 1999 ntle le fa a ka refoswa kgotsa a biletswa morago ke lekoko le le tshwanelwang go dira tlhopho mo ditaelong tsa karolwana (2)le(3); kgotsa

(b) go fitlha motho yo a tlhophilweng Poresidente morago ga ditlhopho dingwe le dingwe tsa Kokoano ya Bosetšhaba tse di tshwarwang pele ga 30 Moranang 1999, a tsaya tiro.

(7) Phatlhatiro mo kantorong ya Motlatsa-Poresidente wa Khuduthamaga e ka tlatswa ke lekoko le le tlhopileng Motlatsa-Poresidente yoo.

(8) Lekoko leo le nang le bonnye jwa manno a a 20 mo Kokoanong ya Bosetšhaba e bile le tsere tshwetso ya go tsaya karolo mo pusong ya bosetšhaba ya tshwaraganelo, le tshwanelwa ke go neelwa lefapha la Kabinete le le lengwe kgotsa go feta go ya moo Ditona mo karolwaneng (1)(a) di tshwanelwang ke go thapiwa go lekalekana le palo ya manno a e a tshotseng mo Kokoanong ya Bosetšhaba, a tsamaelana le palo ya manno a a tshotsweng ke makoko a mangwe a a tsayang karolo.

(9) Mafapha a Kabinete a tshwanelwa ke go abelwa makoko a a tsayang karolo go ya ka sekaelo se se latelang:

(a) Khouta ya manno go ya ka lefapha e tshwanetse go laolwa ka go aroganya palogotlhe ya manno mo Kokoanong ya Bosetšhaba e e tshotsweng ka go kopanelwa ke makoko a a tsayang karolo ka palo ya mafapha go ya ka moo ditona tseo di kaiwang mo karolwaneng (1)(a) di tshwanetseng tsa tlhotšhwa.

(b) Dipholo, tse di sa tseyeng tsia tesimale ya boraro le tse di latelang, fa di le teng, ke khouta ya manno go ya ka lefapha.

(c) Palo ya mafapha a a neelwang lekoko leo le tsayang karolo e tlhomamiswa ka go arola palogotlhe ya manno a a tshotsweng ke lekoko leo mo Kokoanong ya Bosetšhaba ka khouta e

e kailweng mo temaneng (b).

(d) Dipholo, go ya ka temana (e), di kaya palo ya mafapha a a tla abelwang lekoko leo.

(e) Fa tiriso ya kaelo e e naya lefetiso leo le sa tseweng ke palo ya mafapha a a abetsweng lekoko, lefetiso le gaisana le mafetiso a mangwe a a tshwanang a a kokoantsweng lekoko lengwe kgotsa makoko mangwe, mme lefapha lengwe le lengwe kgotsa mafapha mangwe le mangwe a a salang a sa abiwa a tshwanetse go abelwa lekoko kgotsa makoko a a amegang ka tatelano ya dipalo tsa lefetiso le le kwa godimodimo.

(10) Morago ga therisano le Botlatsaporesidente ba Khuduthamaga le baeteledipele ba makoko a a tsayang karolo, Poresidente o tshwanetse go –

(a) a tlhomamisa mafapha a a totobetseng go abelwa makoko a a farologaneng, a tsaya karolo go ya ka palo ya mafapha a a, aneetsweng go ya ka karolwana (9);

(b) a thapa go ya ka lefapha, leloko la peomolao ya Porofense yo e leng leloko la lekoko leo lefapha leo le le abetsweng ka fa tlase ga temana (a), jaaka leloko la lekgotla la Khuduthamaga leo le nang le maikarabelo mo lefapheng leo;

(c) a ka fetola tlhomamiso nngwe le nngwe go ya ka temana (a) tlase ga karolwana (3); fa go tlhokega ka maikaelelo a Molaotheo, kgotsa mo kgatlhegong ya puso e e lolameng, go fetola tlhomamiso nngwe le nngwe mo temaneng (a) go ya ka karolwana (9);

(d) khutlisa thapo nngwe le nngwe ka fa tlase ga temana (b) –

(i) Fa Poresidente a kopiwa go dira jalo ke moeteledipele wa lekoko leo leloko la Lekgotla la Khuduthamaga le amegang e leng leloko la lona; kgotsa

(ii) Fa go tlhokega mo mabakeng a Molaotheo kgotsa mo kgatlhegong ya Puso e e lolameng; kgotsa

(e) go tlatsa, fa go tlhokega, ka taolo ya tema (b), phatlhatiro mo ofising ya Tona.

(11) Karolwana (10) e tshwanetse go diragatswa ka mowa o o akarediwanng mo kakanyong ya puso ya tshwaraganelo ya bosetšhaba, mme Poresidente le ba ba amegang ba tshwanetse ba batla go fitlhelela ditumelelano ka nako tsotlhe mo tirisong ya karolwana eo: ntle le fa ditumelelano di sa fitlhelelwe mo –

(a) tirisong ya thata e e kaiwang mo temaneng (a), (c) kgotsa (d) (ii) ya karolwana eo, tshwetso ya Poresidente e a dira;

(b) tirisong ya thata e e kaiwang mo temaneng (b), (d) (i) kgotsa (e) ya karolwana eo, e ama motho o e seng leloko la leloko la Poresidente, tshwetso ya moeteledipele wa lekoko leo motho yoo e leng leloko la lona e a dira; le

(c) tirisong ya thata e e kaiwang mo temaneng (b) kgotsa (e) ya karolwana eo e amang motho yo e leng leloko la lekoko la Poresidente, tshwetso ya Poresidente e a dira.

(12) Fa tlhomamiso nngwe ya dikabo tsa mafapha e fetolwa mo karolwaneng (10) (c) Ditona tse di amegang di tshwanetse go tlogela mafapha a bona, mme ba na le go ka thapiwa gape mo mafapheng a mangwe a a abetsweng makoko a farologaneng a bona go ya ka tlhomamiso e e fetotsweng.

(13) Poresidente –

(a) ka therisano le Batlatsa-Poresidente ba Khuduthamaga le baeteledipele ba makoko a a tsayang karolo o tshwanetse –

(i) go tlhoma lefapha le le totometseng la Tona e e kailweng mo karolwaneng (1) (b) fa go ka tlhokega;

(ii) go thapa go ya ka lefapha leo, motho yo e seng leloko la Kokoano ya Bosetšhaba, jaaka Tona e e nang le maikarabelo a lefapha leo; le

(iii) go tlatsa, fa go tlhokega, phatlhatiro go ya ka lefapha leo; kgotsa

(b) morago ga therisano le Batlatsa-Poresidente ba Khuduthamaga le baeteledipele ba makoko a a tsayang karolo, o tshwanetse go fedisa thapo nngwe le nngwe go ya ka temana (a) fa go ka nna bothokwa mo mabakeng a Molaotheo kgotsa mo kgatlhegong ya puso e e siameng.

(14) Dikopano tsa kabinete di tshwanetse tsa tshwarwa marapo ke Poresidente, kgotsa ke Motlatsa-Poresidente wa Khuduthamaga fa Poresidente a laela jalo. Fa fela Motlatsa-Poresidente ba Khuduthamaga ba tshwara marapo mo dikopanong tsa Kabinete ka go refosana fa fela tlhokego tsa potlako tsa puso ya kopano ya bosetšhaba e tlhoka jalo.

(15) Kabinete e tshwanelwa ke go dira ka mokgwa o o tla nayang tshiamisetso go mowa wa tirisano mmogo o akarediwang mo pusong ya tshwaraganelo ya bosetšhaba le fela jaaka tlhokego ya puso e e nang le bokgoni.”.

(5) Karolo 93 ya Molaotheo o mošwa e tshwanetse go buisega jaana:

“Thapo ya Batlatsa-Poresidente

93. (1) Poresidente a ka tlhoma diphatlha tsa Batlatsa-Poresidente morago ga therisano le Batlatsa-Poresidente ba Khuduthamaga le baeteledipele ba makoko a tsayang karolo mo Kabineteng.

(2) Lekoko le na le tshiamelo ya go abelwa phatlha ya Motlatsa-Poresidente e le nngwe kgotsa go feta go ya ka tekanyo e mafapha a Kabinete a abiwang ka yona.

(3) Dikaelo tsa karolo 90 (10) go fitlha (12) di a dira, ka diphetogo tse di tlhokegang mo Batlatsatoneng, mme mo tiragatsong ya go nna jalo kumako mo karolong eo go Tona kgotsa lefapha e tshwanelwa ke go buisiwa jaaka kaelo go Motlatsa-Poresidente kgotsa phatlha ya Botlatsa-Poresidente ka go tshwana.

(4) Fa motho a thapiwa jaaka Motlatsa-Poresidente wa lefapha lengwe le lengwe leo le leng ka fa tlase ga tlhokomelo ya Tona –

(a) Motlatsa-Poresidente yoo, o tshwanetse go diragatsa le go dira mo boemong ba Tona e e maleba dithata dingwe le dingwe le ditiro tse di neetsweng Tona eo go ya ka peomolao nngwe le nngwe kgotsa ka ditaelo tsa Poresidente tseo di neetsweng Motlatsatona yoo ke Tona eo; le

(b) go umakiwa gongwe le gongwe mo peomolaong nngwe le nngwe ga Tona eo, go tshwanelwa go tlhologanyega jaaka go akaretsa go umakiwa ga Motlatsa Tona yo o diragatsang ditiro tse di mo ditaelo temana (a) ke Tona yo Motlatsa-Poresidente oo a dirang boemong jwa gagwe.

(5) Fa Motlatsa-Poresidente a se teng kgotsa ka mabaka a a rileng a sa kgone go diragatsa nngwe ya dithata kgotsa ditiro tsa ofisi ya gagwe, Poresidente a ka thapa Motlatsa-Poresidente mongwe kgotsa motho mongwe go dira mo maemong a Motlatsa-Poresidente o o kaiwang, e ka nna go dira ka kakaretso kgotsa go dira thata kgotsa tiro nngwe e kgethegileng.”.

6. Karolo 96 ya Molaotheo o mošwa e tshwanetse go nna le dikarolwana koketso tse di latelang:

“(3) Ditona di ikarabela ka bongwe go Poresidente le mo Kokoanong ya Bosetšhaba mo tsamaisong ya mafapha a bona, mme maloko otlhe a Kabinete a na le maikarabelo a a kopanetsweng mo tiragatsong ya ditiro tsa puso ya bosetšhaba le maikemisetso a yona

(4) Ditona di tshwanetse go tsamaisa mafapha a bona go ya ka maikemisetso a a tlhomamisitsweng ke Kabinete.

(5) Fa Tona e palelwa ke go tsamaisa lefapha go ya ka maikemisetso a a tlhomamisitsweng ke Kabinete, Poresidente a ka batla gore Tona e e amegang, e naakanye tsamaiso ya lefapha go ya ka maikemisetso a.

(6) Fa tona e e amegang e palelwa go inakanya le se se batlwang ke Poresidente mo tlase ga karolwana (5), Poresidente a ka tlosa Tona mo ofising –

(a) fa e le Tona, e e umakiwang mo karolong 91(1)(a), morago ga therisano le Tona gape, fa Tona e se tokololo ya lekoko la ga Poresidente kgotsa e se moetapele wa lekoko le le tsayang karolo, le gona morago ga therisano le moeteledipele wa lekoko la Tona eo; kgotsa

(b) fa e le Tona e e umakiwang mo karolong 91(1)(b), morago ga therisano le Batlatsa Poresidente ba Khuduthamaga le baeteledi ba makoko a a tsayang karolo.”.

Tlaleletso C

Puso tshwaraganelo ya bosetšhaba:

Lekala la porofense

1. Karolo 132 ya Molaotheo o mošwa e tshwanetse go buisega jaana:

“Dikhansela tsa Khuduthamaga

132. (1) Khuduthamaga tsa Porofense di bopiwa ke Tonakgolo, le maloko a a sa feteng 10, a a supilweng ke Tonakgolo go ya ka karolwana e.

(2) Lekoko leo le nang le maloko a a ka nnang diperesente tse 10 tsa manno mo peomolao ya Porofense le tsere tshwetso ya go tsaya karolo mo pusong ya bosetšhaba ya kopanelo, le tshwanelwa go abelwa lefapha le le lengwe kgotsa go feta mo Khanseleng ya Khuduthamaga go lekana le palo ya manno a le a tshotseng mo lekgotlapeomolao go lekanalekana le palo ya manno a a tshotsweng ke makoko a mangwe a a tsayang karolo.

(3) Mafapha a Lekgotla la Khuduthamaga a tshwanelwa ke go abelwa makoko a farologaneng a a tsayang karolo go ya ka kaelo e e neetsweng mo karolong 91 (9) le mo go diragatseng kaelo eo, kumako mo karolong eo go –

(a) kabinete, e tshwanetse go tsewa jaaka go umakiwa Kgotla Khuduthamaga;

(b) tona, e tshwanetse go tsewa jaaka go umakiwa tokololo ya Kgotla Khuduthamaga; le

(c) Kokoano ya Bosetšhaba e tshwanela go tsewa jaaka kgotlapeomolao ya porofense.

(4) Tonakgolo ya Porofense morago ga ditherisano le baeteledipele ba makoko a a tsayang karolo o tshwanela –

(a) go tlhomamisa mafapha a a tsepameng go abelwa makoko a farologaneng a a tsayang karolo go ya ka palo ya mafapha a a abetsweng go ya ka karolwana (3);

(b) go thapa go ya ka lefapha lengwe le lengwe, tokololo ya Kgotlapeomolao ya porofense, yo e leng tokololo ya lekoko leo lefapha leo le le abetsweng go ya ka temana (a) jaaka tokololo ya Lekgotla Khuduthamaga e e rweleng maikarabelo a lefapha leo;

(c) fa go ka tlhokega mo mabakeng a Molaotheo, kgotsa mo kgatlhegong ya puso e e siameng a ka fetola dikaelo dingwe le dingwe di mo go temana (a) go ya ka karolwana(3);

(d) a khutlisa thapo nngwe le nngwe e e mo temaneng (b) –

(i) fa Tonakgolo a kopiwa go dira jalo ke moeteledipele wa lekoko leo tokololo ya Kgotla Khuduthamaga ya go nna jalo e leng leloko; kgotsa

(ii) fa go tlhokega mo mabakeng a Molaotheo kgotsa mo dikgatlhegong tsa puso e e siameng; kgotsa

(e) a tlatse, fa go tlhokega, go ya ka temana (b), phatlhatiro mo kantorong ya tokololo ya kgotla Khuduthamaga.

(5) Karolwana (4) e tshwanetse go diragatswa ka mowa o o tshotsweng mo kakanyong ya puso ya tshwaraganelo ya bosetšhaba, mme Tonakgolo le ba ba amegang ba tshwanetse ba batla go fitlhelela ditumelelano ka nako tsotlhe mo tiragatsong ya karolwana eo: Ntle fa ditumelelano di sa fitlhelelwe mo: –

(a) tirisong ya thata e e kaiwang mo temaneng (a), (c) kgotsa (d)(ii) ya karolwana eo, tshwetso ya Tonakgolo ke yona e dirang;

(b) tirisong ya thata e e kaiwang mo temaneng (b), (d)(i) kgotsa (e) ya karolwana eo, e ama motho o e seng leloko la lekoko la Tonakgolo, tshwetso ya moeteledipele wa lekoko leo motho yoo e leng leloko la yona e a dira; le

(c) tirisong ya thata e e kaiwang mo temaneng (b) kgotsa (e) ya karolwana eo a amang motho yo e leng leloko la lekoko la Tonakgolo, tshwetso ya Tonakgolo e a dira.

(6) Fa kaelo nngwe le nngwe ya kabelo ya mafapha e fetolwa mo karolwaneng (4)(c), ditokololo tse di amegang di tshwanetse go tlogela mafapha a bona mme ba na le go ka thaphiwa, fa go le maleba, gape mo mafapheng a mangwe a a abetsweng makoko a farologaneng a bona go ya ka mabaka dikabo ka go farologana.

(7) Dipitso tsa Kgotla Khuduthamaga di tshwanetse go okangwa ke Tonakgolo ya Porofense.

(8) Kgotla Khuduthamaga e tshwanelwa ke go dira ka mokgwa o o tla nayang tshiamisetso go mowa wa tirisanommogo o akarediwang mo pusong ya tshwaraganelo ya bosetšhaba le fela jaaka tlhokego ya puso e e nang le bokgoni.”

2. Karolo 136 ya Molaotheo o mošwa e tshwanetse go nna le dikarolwana tsa tlaleletso tse di latelang:

“(3) Ditokololo tsa Makgotla Khuduthamaga di na le maikarabelo mongwe ka mongwe go Tonakgolo le go kgotlapeomolao ka tsamaiso ya mafapha a bona, mme ditokololo tsotlhe tsa Kgotla Khuduthamaga ka tsamaelano ba na le maikarabelo ka bojotle ka tiragatso ya ditiro tsa puso ya porofense le maikemisetso a yona.

(4) Ditokololo tsa Makgotla Khuduthamaga di tshwanetse go tsamaisa mafapha a bona go ya ka maikaelelo a a tlhomamisitsweng ke Kgotla Khuduthamaga.

(5) Fa tokololo ya Khuduthamaga e palelwa ke go tsamaisa lefapha go ya ka maikaelelo a Khuduthamaga, Tonakgolo a ka lopa tokololo e e amegang go lere tsamaiso ya lefapha mo tsamaelanong le maikaelelo a.

(6) Fa tokololo e e amegang e palelwa ke go inakanya le ditlhokego tsa Tonakgolo mo karolwaneng (5), Tonakgolo a ka tlosa tokololo eo mo tirong morago ga go rerisana le yona, le fa tokololo e se tokololo ya lekoko la Tonakgolo kgotsa e se moeteledipele wa lekoko le le tsayang karolo, le morago ga rerisana le moeteledipele wa lekoko la tokololo eo.”

Tlaleletso D

Tsamaisopuso le Ditirelo tsa Pabalesego: Ditlhabololo go dikarolo tsa Molaotheo wa pele

1. Tlhabololo ya karolo 218 ya Molaotheo wa pele –

(a) ka go emisetsa mo go karolo (1) mantswe a fa pele ga temana (a) ka mantswe a a latelang:

“(1) ka taolo ya ditaello tsa Tona ya Polokego le Pabalesego, Komišenara wa Bosetšhaba o tla rwala maikarabelo a –”;

(b) ka go emisetsa temana (b) ya karolwana (1) ka temana e e latelang:

“(b) go thapiwa ga bo Komišenara ba Diporofense;”.

(c) ka go emisetsa temana (d) ya karolwana (1) ka temana e e latelang:

“(d) tlhotlhomiso le thibelo ya bosinyi bo bo rulagantsweng kgotsa bosinyi bo tlhokang tlhotlhomiso le thibelo ya bosetšhaba kgotsa bokgoni bo bo kgethegileng;”;

(d) ka go emisetsa temana (K) ya karolwana (1) ka temana e e latelang:

“(k) go tlhomiwa le go tswetsa ga karolwana ya sepodisi ya bosetšhaba ya tolamo mo bathong, e e tshwanetseng go dira ka thotloetso le ka kopo ya Komišenara wa Porofense;”.

2. Tlhabololo ya karolo 219 ya Molaotheo wa pele ka go emisetsa mo karolwaneng (1) mantswe a a fa pele ga tema (a) ka mantswe a a latelang:

“(1) ka taolo ya karolo 218(1), Komišenara wa Porofense o tla rwala maikarabelo a go –”.

3. Tlhabololo ya karolo 224 ya Molaotheo wa pele ka go emisetsa peelo go karolwana (2) ka peelo e e latelang:

“Fa fela karolwana e le yona e tla dira go ditokololo tsa letsholo lengwe le lengwe le le tlhametseng le le tlhagisitseng lenaneo la batlhankedi ba lona morago ga tshimologo ya Molaotheo wa Rephaboliki ya Aforika Borwa, 1993 (Molao 200 wa 1993), mme pele ga kamogelo ya molao o mošwa o o kwadilweng jaaka go bonetswe pele mo karolong 73 ya Molaotheo oo, fa lekoko la dipolotiki le mo tlase ga bothati le taolo ya lona le emeng kgotsa le golaganngwang le lona, e bile le tswetsang maikaelelo a lona e bile e tsere karolo mo Khanseleng ya Kokoano ya Bosetšhaba le Makgotla a Peomolao a Diporofense mo tlase ga Molaotheo o o umakiwang.”.

4. Tlhabololo ya karolo 227 ya Molaotheo wa pele ka go emisetsa karolwana (2) ka karolwana e e latelang:

“(2) Letsholo la Bosetšhaba la Tshireletso le tla diragatsa dithata tsa lona le go dira ditiro tsa lona fela mo kगतlhagong ya bosetšhaba ka ditaello tsa Kgaolo 11 ya Molaotheo wa Rephaboliki ya Borwa, 1996.”.

5. Tlhabololo ya karolo 236 ya Molaotheo wa pele –

(a) ka go emisetsa karolwana (1) ka karolwana e e latelang:

“(1) Botlhankedi ba puso, lefapha la puso, tsamaiso kgotsa tirelo ya pabalesego pele fela ga tshimologo ya Molaotheo wa Rephaboliki ya Aforika Borwa, 1996 (fa morago ga fa o kaiwang jaaka Molaotheo o mošwa”), e dirileng ditiro tsa puso, e tswelatang go dira mo ditaelong tsa peomolao e e dirang mo go yona go fitlha e fedisiwa kgotsa e tsennngwa kgotsa e kopannngwa mo setheong sengwe le sengwe se se maleba kgotsa e lekanyeditswe kgotsa e kopantswe le setheo sengwe le sengwe.”;

(b) ka go emisetsa karolwana (6) ka karolwana e e latelang:

“(6) (a) Poresidente a ka tlhoma Khomišene go sekaseka bokhutlo kgotsa tlhabololo ya konteraka, go thapiwwa kgotsa go tlhatlosiwa, kgotsa go abelwa lebaka la tiro kgotsa maemo a go dira poelo nngwe, e e tlhageletseng fa gare ga 27 Moranang 1993 le 30 Phatwe 1994 tebang le motho mongwe le mongwe o a umakiwang mo karolwaneng (2) kgotsa setlhopha sa batho ba ba ntseng jalo.

(b) Khomišene e ka busetsa morago kgotsa ya fetola konteraka, go thapiwa, go tlhatlosiwa kgotsa kabelo fa go sa siama kgotsa go sa supe tolamo mo mabakeng a morero.”; le

(c) ka go emisetsa “Molaotheo o”, gongwe le gongwe fa se se tlhagelelang mo karolong 236, ka “Molaotheo o mošwa”.

6. Tlhabololo ya karolo 237 ya Molaotheo wa pele –

(a) ka go emisetsa tema (a) ya karolwana (1) ka temana e e latelang:

“(a) Tekanyetso mo ditheong tse di umakilweng mo karolong 236(1), go sa akarediwe matsholo a ntwana a a umakiwang mo karolong 224(2), e tla re morago ga tshimologo ya Molaotheo wa Rephaboliki ya Aforika Borwa, 1996, di tswelele ka maikaelelo a go tlhoma –

(i) tsamaiso e e nang le bokgoni mo makaleng a bosetšhaba a puso go dira ka merero e e mo taolong ya molao wa makala a bosetšhaba; le

(ii) tsamaiso e e nang le bokgoni mo porofenseng nngwe le nngwe go dira ka merero e e mo taolong ya molao wa puso nngwe le nngwe ya porofense.”; le

(b) ka go emisetsa temana (i) ya karolwana (2)(a) ka temana e e latelang:

“(i) ditheo tse di umakiwang mo karolong 236(1), ntle le matsholo a ntwana, di tla nna di le mo taolong ya puso ya bosetšhaba, e e tla nnang le maikarabelo a a jalo ka tirisano le mebuso ya diporofense;”.

7. Tlhabololo ya karolo 239 ya Molaotheo wa pele ka go emisetsa karolwana (4) ka karolwana e e latelang:

“(4) Ka taolo ya le go ya ka molao mongwe le mongwe o o maleba, dithoto, ditshwanelo, ditiro le disuga tsa matsholo otlhe a a umakiwang mo karolong 224(2) di rwalwa ke Letsholo la Tshireletso la Bosetšhaba go ya ka ditaelo tsa Tona ya Tshireletso.”.

MAMETLELELO 7

Melao e e phimotsweng

Palo le ngwaga Setlhogo

wa molao

Molao 200 wa 1993 Molaotheo wa Rephaboliki ya Aforika Borwa, 1993

Molao 2 wa 1994 Molaotheo wa Rephaboliki ya Aforika Borwa,
Molao o Tlhabolotsweng, 1994

Molao 3 wa 1994 Molaotheo wa Rephaboliki ya Aforika Borwa,
Tlhabololo ya Bobedi ya Molao, 1994

Molao 13 wa 1994 Molaotheo wa Rephaboliki ya Aforika Borwa,
Tlhabololo ya Boraro ya Molao, 1994

Molao 14 wa 1994 Molaotheo wa Rephaboliki ya Aforika Borwa,
Tlhabololo ya Bone ya Molao, 1994

Molao 24 wa 1994 Molaotheo wa Rephaboliki ya Aforika Borwa,
Tlhabololo ya Borataro ya Molao, 1994
Molao 29 wa 1994 Molaotheo wa Rephaboliki ya Aforika Borwa,
Tlhabololo ya Botlhano ya Molao, 1994
Molao 20 wa 1995 Molaotheo wa Rephaboliki ya Aforika Borwa, Molao o
o Tlhabolotsweng, 1995
Molao 44 wa 1995 Molaotheo wa Rephaboliki ya Aforika Borwa,
Tlhabololo ya Bobedi ya Molao, 1995
Molao 7 wa 1996 Molaotheo wa Rephaboliki ya Aforika Borwa, Molao o
o Tlhabolotsweng, 1996
Molao 26 wa 1996 Molaotheo wa Rephaboliki ya Aforika Borwa,
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Molaotheo

wa Rephaboliki ya Aforika Borwa, 1996

Jaaka o amogetswe ka 8 Motsheganong 1996 mme wa tlabololwa ka 11 Diphilane 1996 ke Lekgotlatheomolao

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