

No. 9044

**UNITED KINGDOM OF GREAT BRITAIN
AND NORTHERN IRELAND
and
BOTSWANA**

Public Officers Agreement. Signed at Gaberones, on 30 September 1966

Official text : English.

*Registered by the United Kingdom of Great Britain and Northern Ireland on
22 March 1968.*

**ROYAUME-UNI DE GRANDE-BRETAGNE
ET D'IRLANDE DU NORD
et
BOTSWANA**

**Accord relatif aux fonctionnaires. Signé à Gaberones, le
30 septembre 1966**

Texte officiel anglais.

*Enregistré par le Royaume-Uni de Grande-Bretagne et d'Irlande du Nord le 22 mars
1968.*

No. 9044. PUBLIC OFFICERS AGREEMENT¹ BETWEEN
HER MAJESTY'S GOVERNMENT IN THE UNITED
KINGDOM OF GREAT BRITAIN AND NORTHERN
IRELAND AND THE GOVERNMENT OF BOTSWANA.
SIGNED AT GABERONES, ON 30 SEPTEMBER 1966

Her Majesty's Government in the United Kingdom and the Government of Botswana have agreed as follows :

INTERPRETATION

1. (1) In this Agreement :

- (a) " the appointed day " means the 30th September 1966;
- (b) " conditions of service " means the laws, rules, regulations, orders and other instruments that regulate the terms of service of a designated officer relating to his tenure of office, disciplinary control, salary (including salary scales), pensionable allowances and passages;
- (c) " expatriate officer " means an officer who was at any time before the appointed day the substantive holder of a pensionable office in the Public Service of Bechuanaland being a person—
 - (i) who was selected for or offered appointment to the Public Service of Bechuanaland by a Secretary of State; or
 - (ii) whose appointment to the Public Service of Bechuanaland was approved by a Secretary of State; or
 - (iii) who had entered into an agreement with the Crown Agents for Oversea Governments and Administration to serve in the Public Service of Bechuanaland; or
 - (iv) who (although not an officer falling within heads (i), (ii) or (iii) of this sub-paragraph) is or has been a member of Her Majesty's Overseas Civil Service or Her Majesty's Overseas Judiciary, or has been a member of a former Colonial Unified Service, or is or was a designated officer for the purposes of the Overseas Service (Bechuanaland) Agreement, 1962;

¹ Came into force on 30 September 1966 by signature, in accordance with article 10.

- (d) “ non-designated expatriate officer ” means an officer who was at any time before the appointed day the substantive holder of a pensionable office in the Public Service of Bechuanaland being a person who is not an expatriate officer or a citizen of Botswana or a person who has at any time acquired citizenship of Botswana save by operation of law on the appointed day;
- (e) “ officer ” means an expatriate officer or non-designated expatriate officer;
- (f) “ pension ” means any pension, gratuity, compensation and interest thereon, retiring allowance or other like benefit payable by the Government of Botswana to or in respect of any officer or to the widow or child of any officer or their legal personal representative, including any increase of pension, and any contributions repayable and interest payable to any officer under any law providing for payment of pensions to widows and children of officers;
- (g) “ substantive holder ” in relation to any office includes a person serving in that office on probation but does not include a person (other than a person serving under a probationary agreement) serving in the office for a specified term under a contract.

(2) Reference in this Agreement to the widow or children of an officer shall be deemed to include a reference to the widow or child of any person in the public service of Botswana not being a citizen of Botswana or a person who has at any time acquired citizenship of Botswana save by operation of law on the appointed day.

CONDITIONS OF SERVICE

2. The conditions of service applicable to an expatriate officer who continues to be the substantive holder of a pensionable office in the Public Service of Botswana on or after the appointed day shall not be less favourable than those which were applicable to him immediately before the appointed day.

RETIREMENT AND PENSIONS

3. The entitlement to retire and the eligibility to receive a pension of any officer who continues to be the substantive holder of a pensionable office in the Public Service of Botswana on or after the appointed day or of his widow, children, dependants or personal representatives shall be as provided for in the laws, regulations and administrative directions in force immediately before the appointed day or in such other laws, regulations and administrative directions