

- 25. Staff
- 26. Class-child ratio

population census in Botswana) by the number of constituencies into which Botswana is divided under section 63 of this Constitution.

(4) The President shall as soon as practicable after the submission of the report of the Delimitation Commission, by Proclamation published in the *Gazette*, declare the boundaries of the constituencies as delimited by the Commission.

(5) A Proclamation made under subsection (4) of this section shall come into force at the next dissolution of the National Assembly after it is made.

(6) The Commission may by regulation or otherwise regulate its own procedure and may, subject to its rules of procedure, act notwithstanding any vacancy in its membership or the absence of any member and its proceedings shall not be invalidated by the presence or participation of any person not entitled to be present at or to participate in those proceedings:

Provided that any decision of the Commission shall require the concurrence of a majority of all its members.

(7) In the exercise of its functions under this section the Delimitation Commission shall not be subject to the direction or control of any other person or authority.

(8) A Delimitation Commission shall stand dissolved upon the date on which its report is delivered to the President.

65A. Appointment of Independent Electoral Commission

(1) There shall be an Independent Electoral Commission which shall consist of-

- (a) a Chairman who shall be a judge of the High Court appointed by the Judicial Service Commission;
- (b) a legal practitioner appointed by the Judicial Service Commission; and
- (c) five other persons who are fit, proper and impartial, appointed by the Judicial Service Commission from a list of persons recommended by the All Party Conference.

(2) Where the All Party Conference fail to agree on all or any number of persons referred to in subsection (1)(c) of this section up to dissolution of Parliament, the Judicial Service Commission shall appoint such person or persons as are necessary to fill any vacancy.

(3) For the purposes of this section, "All Party Conference" means a meeting of all registered political parties convened from time to time by the Minister.

(4) The first appointments of the Chairman and the Members of the Commission shall be made not later than 31st January, 1999, and thereafter subsequent appointments shall be made at the last dissolution of every two successive lives of Parliament.

(5) The Chairman and the members of the Commission shall hold office for a period of two successive lives of Parliament.

(6) A person shall not be qualified to be appointed as a member of the Independent Electoral Commission if-

- (a) he or she has been declared insolvent or adjudged or otherwise declared bankrupt under any law in force in any part of the Commonwealth and has not been discharged, or has made a composition with his or her creditors and has not paid his or her debts in full; or
- (b) he or she has been convicted of any offence involving dishonesty in any country.

(7) A person appointed a member of the Commission shall not enter upon the duties of the office of Commissioner until he or she has taken and subscribed the oath of allegiance and such oath for the due execution of his or her office as may be prescribed by an Act of Parliament.

(8) The Commission shall regulate its own procedure and proceedings.

(9) The Chairman shall preside over all proceedings, and in his or her absence, the legal practitioner referred to in subsection (1)(b) shall preside over the proceedings.

(10) The quorum shall be four members, one of whom shall be the Chairman or the said legal practitioner.