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LESOTHO
Government Gazette
EXTRAORDINARY

Vol. XLVII

Wednesday - 20th March, 2002

No. 30

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Published by the Authority of His Majesty the King

Price: M5.80

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ACT NO. 11 OF 2002

PRIVATE SECURITY OFFICERS' ACT 2002

An Act to provide for the establishment of the Private Security Officers' Board, to regulate and to exercise control over Private Security Officers and Private Security Guards and for incidental matters.

Enacted by the Parliament of Lesotho

Short title and commencement

1. This Act may be cited as the Private Security Officers' Act 2002 and shall come into operation on the date of its publication in the Gazette.

Interpretation

2. In this Act, unless the context otherwise requires -

“Board” means the Private Security Officers' Board established under section 3;

“certificate of registration” means a certificate of registration or a duplicate certificate of registration issued under section 11;

“company” has the same meaning as in the Companies Act, 1967¹;

“Minister” means the Minister responsible for Home Affairs;

“partnership” has the same meaning as in the Partnership Proclamation 1957²;

“person” has the same meaning as in the Interpretation Act 1977³;

“Private Security Guard” means a person employed to protect or safeguard people or property;

“Private Security Officer” means a person who engages in the business of providing security services;

“Private Security Service” means a service rendered by a Private Security Officer for reward by -

- (a) making Private Security Guards available for the protection or safeguarding of people or property in accordance with an arrangement concluded with such other person; or
- (b) advising such other person in connection with the protection or safeguarding of people or property.

“Registrar” means the Registrar of the Board.

Establishment of the Board

3. (1) There is established a Board to be known as the Private Security Officers’ Board.

(2) the Board shall consist of -

- (a) the Principal Secretary for the Ministry of Home Affairs who shall be chairman;
- (b) the Commissioner of Police;
- (c) the Director General of the National Security Service;
- (d) the Commander of the Lesotho Defence Force;
- (e) the Principal Secretary for the Ministry of Trade and Industry;
- (f) four members who have wide experience in security matters; and
- (g) a legal expert nominated by the Minister.

(3) The members referred to in subsection (2) (f) shall, on the advice of an association of Private Security Services or Companies, be appointed by the Minister by notice published in the Gazette and shall, subject to this Act, hold office for a period of five years.

(4) No person shall be appointed as a member of the Board unless he is