No. 3. 1946. Resident Magistrate's Office, Serowe

14th October 1936.

To the Acting Chief Tanekedi Knoza
Serowe.

My Friend,

I am directed to convey to you the following instructions issued by His Honour the Resident Commissioner with the authority of His Excellency the High Commissioner:

"Please inform Acting Chief Tanekedi that the Bamangwato Tribe in Kgolha have been informed by his representatives who attended before the High Commissioner at Pretoria on the 4th August, of His Excellency's instructions as regards the implementing of the two Native Proclamations, and that it is assumed that he has also been fully acquainted by them with the proceedings at this interview with the High Commissioner.

Acting Chief Tanekedi should now be requested to take immediate action to designate his Councillors, in accordance with the provisions of Section 5 (4) of the Native Proclamation, and to notify the Resident Magistrate of their names.

As soon as this has been done, Tanekedi should be requested to nominate the members of the senior Tribal tribunals in accordance with the provisions of Section 7 (4) of the Native Tribunals Proclamation and to decide where senior native tribunals should be constituted, after which the senior Tribal Tribunal of the area concerned presided over by the chief, his deputy, or his representative in accordance with the provisions of Section 7 (4) of the Native Tribunals Proclamation, should nominate a Headman to preside over each junior Native Tribunal, who in most cases presumably in each locality will be the existing Headman. The action aforementioned should be completed as early as possible and not later than the 15th November 1936.

It will be the duty of the Headman to nominate the persons to act with him on the junior Native Tribunal...
Tribunal and to have the names of the persons constituting the Tribunal recorded in respect of each case dealt with by the Tribunal. As regards lineagesNegalas, the position will be that these will continue as hereditary to deal with family disputes, but such Negalas being outside the ambit of the Proclamation, have no duties laid upon them, either as regards the nomination of members or the preparation of a record of the proceedings. Should one of the parties be dissatisfied with the decision and desire to take the matter further, he would then go to the Court of first instance constituted as a Junior Native Tribunal under the Proclamation. This Tribunal as indicated in the previous paragraph, would be similar to the Headman's Court at present existing and the case would be tried de novo as at present. Appeal from this Court would lie to a Senior Tribal Tribunal which, broadly speaking, would correspond to whatever native Court of appeal exists at present. Should there have been no intermediate Court of appeal, than appeal will lie from the Junior Native Tribunal to the Chief's Tribunal.

In carrying out the terms of the Proclamations, the Chief will have the assistance of the magistrate who will give him any help or advice he may require.

The high Commissioner desires to confirm the assurance which he gave to the Chief's representatives that immediate steps will be taken to approach the Secretary of State for approval to make provision for appeals from Senior Tribal Tribunals to lie to the Chief's Tribal Tribunal.

A copy of the minutes of the meeting at Pretoria on 26th August 1928 was transmitted to you in a letter dated 20th September 1928.

You will observe that the first step required of you is to notify me of the names of your Councillors as designated in accordance with Section 8(1) of the Native Administration Proclamation and I shall be glad if you will do this as soon as possible since it is further required that the Junior Tribal Tribunals should be decided upon. His excellency the high commissioner desires these steps to be completed not later than 15th November 1928.

With greetings
I am
Your Friend
S...Nettelton
Resident magistrate
Agato district