



GOVERNMENT GAZETTE

OF THE

REPUBLIC OF NAMIBIA

N\$2.60

WINDHOEK - 1 November 2004

No.3313

CONTENTS

Page

GOVERNMENT NOTICES

No. 232 Commencement of Wreck and Salvage Act, 2004	2
No. 233 Establishment of a certain area as the area of a local authority and declaration thereof as a town	2
No. 234 Establishment of a certain area as the area of a local authority and declaration thereof as a village	4
No. 235 Amendment of the Namibian Broadcasting Corporation Regulations: Namibian Broadcasting Act, 1991	6
No. 236 Town Planning Ordinance, 1954: Swakopmund Amendment Scheme No. 18	8

GENERAL NOTICES

No. 251 Law Society of Namibia: Amendment of the Rules made under the Legal Practitioners Act, 1995, (Act No. 15 of 1995)	8
No. 252 Rehoboth Town Planning Scheme	8
No. 253 Street closure in the Town of Mariental	8
No. 254 Oshakati Town Council: Permanent closing of portion of Oshakati main road as street	9
No. 255 Outapi Town Council: Tariff adjustment for 2004/2005	9
No. 256 Municipal Council of Windhoek: Tariffs for entrance fees at Olympia Swimming Bath and the Western Suburbs Swimming Bath	10
No. 257 Regional Council of Omusati: Withdrawal of Government Notice No. 143 of 15 July 1997: Providing for the declaration of the settlement area of Oshikuku	11
No. 258 Regional Council of Omusati: Withdrawal of Government Notice No. 142 of 15 July 1997: Providing for the declaration of the settlement area of Okahao.....	12
No. 259 Bank of Namibia: Statement of Assets and Liabilities as at close of business on 30 September 2004	12

Government Notices

MINISTRY OF WORKS, TRANSPORT AND COMMUNICATION

No. 232

2004

COMMENCEMENT OF WRECK AND SALVAGE ACT, 2004

Under the powers vested in me by section 42 of the Wreck and Salvage Act, 2004 (Act No. 5 of 2004), I hereby fix 1 November 2004 as the date on which that Act comes into operation.

M. AMWEELO
MINISTER OF WORKS, TRANSPORT
AND COMMUNICATION

Windhoek, 18 October 2004

MINISTRY OF REGIONAL AND LOCAL GOVERNMENT AND HOUSING

No. 233

2004

ESTABLISHMENT OF A CERTAIN AREA AS THE AREA OF A LOCAL AUTHORITY AND DECLARATION THEREOF AS A TOWN

I hereby under -

- (a) section 3(1) of the Local Authorities Act, 1992 (Act No. 23 of 1992), establish the area, the boundaries of which are specified in Cadastral Diagram No. A881/96 contained in the Annexure to this notice, as the area of a local authority and declare that area to be a town under the name Okahao;
- (b) section 3(4) of the Local Authorities Act, 1992 -
 - (i) determine that the town council of the town referred to in paragraph (a) shall consist of seven members;
 - (ii) substitute the following Schedule for Schedule 2 to that Act:

“SCHEDULE 2
TOWNS
(Section 3)

COLUMN 1	COLUMN 2	COLUMN 3
No.	Name of town	Number of members of town council
1.	Arandis	7
2.	Eenhana	7
3.	Helao Nafidi	7
4.	Katima Mulilo	7
5.	Khorixas	7
6.	Lüderitz	7
7.	Okahao	7
8.	Okakarara	7
9.	Ondangwa	7
10.	Ongwediva	7
11.	Opuwo	7
12.	Oshakati	7
13.	Outapi	7
14.	Rehoboth	7
15.	Rundu	7

**J.KAAPANDA
MINISTER OF REGIONAL AND LOCAL
GOVERNMENT AND HOUSING**

Windhoek, 11 October 2004

ANNEXURE A

APPROVED		No A.881/96				
(for SURVEYOR-GENERAL 26 FEB 1997)						
SIDES metres	ANGLES OF DIRECTION	CO-ORDINATES Y System: 22/1b X			Designation	
	Constants	+0.00	+0.00			
A B	2909,92	270.14.35	A	- 5 951,15	-456 744,45	OK06
B C	2137,05	4.02.16	B	- 8 861,04	-456 732,12	OK03
C D	2784,43	91.30.13	C	- 8 710,56	-454 600,37	OK04
D A	2071,17	180.39.50	D	- 5 927,09	-454 673,43	OK05
<u>Control Stations</u>						
				- 8 363,16	-455 559,15	OK01
				- 7 661,10	-455 622,12	OK02
<u>BEACON DESCRIPTIONS</u>						
All beacons Iron fencing standard						
The figure A B C D represents 598,5711 hectares of land being the farm <u>OKAHAO TOWNLANDS No. 989</u>						
Situate in the Omusati Region						
Registration Division A			Namibia			
Surveyed in October 1996 by me						
			 Land Surveyor E. Samuelson			
This diagram is annexed to No. d.d.	the original diagram is Transfer/Grant	S.R. No.: E.244/96				
Registrar of deeds		Gen. Plan No.:				
		Noting Plan:				
		File No.: A.989				

MINISTRY OF REGIONAL AND LOCAL GOVERNMENT AND HOUSING

No. 234

2004

**ESTABLISHMENT OF A CERTAIN AREA AS THE AREA OF A LOCAL
AUTHORITY AND DECLARATION THEREOF AS A VILLAGE**

I hereby under -

- (a) section 3(1) of the Local Authorities Act, 1992 (Act No. 23 of 1992), establish the area, the boundaries of which are specified in Cadastral Diagram No. A882/96 contained in the Annexure to this notice, as the area of a local authority and declare that area to be a village under the name Oshikuku;
- (b) section 3(4)(c) of the Local Authorities Act, 1992, substitute the following Schedule for Schedule 3 of that Act:

**“SCHEDULE 3
VILLAGES
(Section 3)**

COLUMN 1	COLUMN 2
No.	Name of village
1.	Aranos
2.	Aroab
3.	Berseba
4.	Bethanie
5.	Gibeon
6.	Gochas
7.	Kalkrand
8.	Kamanjab
9.	Koës
10.	Leonardville
11.	Maltahöhe
12.	Oshikuku
13.	Otavi
14.	Stampriet
15.	Tses
16.	Uis
17.	Witvlei

”.

**J.KAAPANDA
MINISTER OF REGIONAL AND LOCAL
GOVERNMENT AND HOUSING**

Windhoek, 11 October 2004

ANNEXURE

APPROVED		No A.882/96				
for SURVEYOR GENERAL 26 FEB 1997						
SIDES metres	ANGLES OF DIRECTION	CO-ORDINATES Y System: 22/15 X		Designation		
	Constants	+0, 00	+0, 00			
A B	377,50	204,57,20	A	-49 019,70	-482 403,72	OS02
B C	1845,92	311 59,00	B	-49 415,50	-482 516,92	OS01
C D	3150,30	339,40,70	C	50 787,55	-481 282,17	OS05
D E	3056,01	97,14,50	D	-51 882,03	-478 328,07	OS04
E A	3774,93	182,32,10	E	40 850,43	470 713,52	OS03
<u>Control Stations</u>						
				52 413,91	480 173,64	DU01
				49 626,05	-481 196,84	FFF
<u>BEACON DESCRIPTIONS</u>						
All beacons Trip fencing standard						
The figure A B C D E represents 797,1075 hectares of land lying the farm <u>OSHIKUKU TOWNLANDS No. 5191</u> Situate in the Umusati Region Registration Division A Namibia Surveyed in October 1996 by me						
 Land Surveyor F. Samuelsen						
This diagram is annexed to		the original diagram in		S.H. No. E.225/96		
No.		Transfer/Grant		Gen. Plan No. :		
d.d.				Noting Plan.		
Registrar of deeds.				File No. A.991		

MINISTRY OF INFORMATION AND BROADCASTING

No. 235

2004

**AMENDMENT OF THE NAMIBIAN BROADCASTING CORPORATION
REGULATIONS: NAMIBIAN BROADCASTING ACT, 1991**

The Minister of Information and Broadcasting under section 27 of the Namibian Broadcasting Act, 1991 (Act No. 9 of 1991), makes the regulations set out in the Schedule.

SCHEDULE

1. In these regulations, “the Regulations” means The Namibian Broadcasting Corporation Regulations, promulgated under Government Notice No. 118 of 29 September 1993, as amended by General Notices No. 245 of 15 August 1995 and No. 95 of 1 June 1999 and Government Notice No. 220 of 1 November 2001.

Substitution of Annexure to the Regulations

2. The Regulations are amended by the substitution for the Annexure of the following Annexure:

**“ANNEXURE
TELEVISION LICENCE FEES****Television licence fees payable by different categories of persons**

1. The annual television licence fees payable in respect of each television set, under section 16(3)(a) of the Act, in respect of the category of persons mentioned in paragraphs (a) and (b) are accordingly set out in columns 2 and 3, of the Table below, opposite the applicable month of the licencing year, as set out in column 1 of that Table -

- (a) the fees set out in column 2 are applicable to -
- (i) persons of the age of 60 years or older and who receive an old age pension, war veteran’s pension or a disability grant;
 - (ii) inmates of a government hospital who suffer from an infectious disease, or are mental patients or feeble-minded persons who are maintained at government expenses;
 - (iii) deaf persons whose application is supported by a recommendation from a registered medical practitioner; and
- (b) the fees as set out in column 3 are applicable to all other persons.

TABLE
Fees payable per licence issued under section 16(3)(a) of the Act

COLUMN 1	COLUMN 2	COLUMN 3
Where the obligation to take out the television licence arises -		
(a) in the first month of the licensing year;	N\$60-00	N\$204-00;
(b) in the second month of the licensing year;	N\$55-00	N\$187-00;
(c) in the third month of the licensing year;	N\$50-00	N\$170-00;
(d) in the fourth month of the licensing year;	N\$45-00	N\$153-00;

(e)	in the fifth month of the licensing year;	N\$40-00	N\$136-00;
(f)	in the sixth month of the licensing year;	N\$35-00	N\$119-00;
(g)	in the seventh month of the licensing year;	N\$30-00	N\$102-00;
(h)	in the eighth month of the licensing year;	N\$25-00	N\$85-00;
(i)	in the ninth month of the licensing year;	N\$20-00	N\$68-00;
(j)	in the tenth month of the licensing year;	N\$15-00	N\$51-00;
(k)	in the eleventh month of the licensing year;	N\$10-00	N\$34-00;
(l)	in the twelfth month of the licensing year;	N\$5-00	N\$17-00.

Television licence fees payable by owners or managers of accommodation establishments

2. The annual television licence fees payable in terms of section 16(3)(b) of the Act by the owner or by the manager of an accommodation establishment as defined in section 1 of the Accommodation Establishments and Tourism Ordinance, 1973 (Ordinance No. 20 of 1973) are determined as per number of television sets, as set out in the Table below.

TABLE

Television licence fees payable in respect of television sets

Number of television sets	Applicable annual television licence fee
Where the number of television set does not exceed 10	N\$220-00;
Where the number of television sets exceed 10 but does not exceed 40	N\$209-00;
Where the number of television sets exceed 40 but does not exceed 60	N\$198-00;
Where the number of television sets exceed 60 but does not exceed 80	N\$187-00; and
Where the number of television sets exceed 80	N\$165-00.

Television licence fees payable by radio dealers

3. The annual television licence fee payable by a radio dealer referred to in section 16(3)(c) of the Act is -

- (a) N\$440-00 per television set used for the purposes of hiring out; and
- (b) N\$440-00 per every ten television sets, or part thereof, where such television sets are used for demonstration purposes.”.

Date of Commencement

- 3. These Regulations come into operation on 1 October 2004.

MINISTRY OF REGIONAL AND LOCAL GOVERNMENT AND HOUSING

No. 236

2004

**TOWN PLANNING ORDINANCE, 1954:
SWAKOPMUND AMENDMENT SCHEME NO. 18**

In terms of section 26(2) of the Town Planning Ordinance, 1954 (Ordinance No. 18 of 1954), I give notice that I have under section 26(1) of that Ordinance, read with section 27(1) thereof, approved the Swakopmund Amendment Scheme No. 18 of the Municipality of Swakopmund.

J. KAAPANDA
MINISTER OF REGIONAL AND LOCAL
GOVERNMENT AND HOUSING

Windhoek, 4 October 2004

General Notices

LAW SOCIETY OF NAMIBIA

No. 251

2004

**AMENDMENT OF THE RULES MADE UNDER THE LEGAL
PRACTITIONERS ACT, 1995 (ACT NO. 15 OF 1995)**

The Council of the Law Society of Namibia has, with the approval of the Chief Justice, under section 52 of the Legal Practitioners Act, 1995 (Act No. 15 of 1995), amended Rule 24 of the Rules, promulgated under General Notice No. 340 of 4 November 2002, by the deletion of subrule (6) of that Rule.

No. 252

2004

REHOBOTH TOWN PLANNING SCHEME

Notice is hereby given in terms of Section 23 of the Town Planning Ordinance 1954, (Ordinance 18 of 1954), as amended, that the **Rehoboth Town Planning Scheme**, has been submitted to the Minister of Regional and Local Government and Housing for approval.

Copies of the Rehoboth Town Planning Scheme and the maps, plans, documents and other relevant matters are lying for inspection during office hours at the Rehoboth Town Council and also at the Namibia Planning Advisory Board, Ministry of Regional and Local Government and Housing, 2nd Floor, Room 236, Windhoek.

Any person who wishes to object to the approval of the Town Planning Scheme, should lodge objections in writing to the Secretary, Namibia Planning Advisory Board (NAMPAB), Private Bag 13289, Windhoek on or before 15 December 2004.

No. 253

2004

STREET CLOSURE IN THE TOWN OF MARIENTAL

Take note that the Town Council of Mariental intends, in terms of Section 50(3)(a) of the Local Authorities Act of 1992 (Act No. 23 of 1992), to permanently close a Street between Erven 489 and 558 as well as 490 and 557, Aimablaagte, Mariental.

Further take note that a plan of the proposed closure is available for inspection at the office of the Mariental Town Council, during normal office hours.

Also please take notice that any person objecting against the proposed closure as indicated above, may lodge an objection together with the grounds thereof, with The Chief Executive Officer in writing within fourteen (14) days of the last publication of this notice.

**THE CHIEF EXECUTIVE OFFICER
MARIENTAL TOWN COUNCIL
P O Box 110
Mariental**

OSHAKATI TOWN COUNCIL

No. 254

2004

**PERMANENT CLOSING OF PORTION OF OSHAKATI MAIN ROAD AS
STREET**

Notice is hereby given in terms of Article 50(3)(a)(ii) of the Local Authorities Act of 1992 (Act No. 23 of 1992) that the Oshakati Town Council proposes to close permanent the undermentioned portion as indicated on locality plan which lies for inspection during office hours at the office of the Planning Division, Room 154, Town Council's Offices, Sam Nuyoma Drive.

**PERMANENT CLOSING OF PORTION A OF OSHAKATI MAIN ROAD
AS STREET**

Objections to the proposed closing are to be served on the Secretary: Townships Board, Private Bag 13289 Windhoek, and the Chief Executive Officer, Private Bag 5530, Oshakati, within 14 days after the appearance of this notice in accordance with Article 50(1)(C) of the above Act.

**O. SHILUNGA
CHIEF: DEVELOPMENT PLANNER
PLANNING DIVISION
OSHAKATI TOWN COUNCIL**

OUTAPI TOWN COUNCIL

No. 255

2004

TARIFF ADJUSTMENT FOR 2004/2005

Tariff Description	Note	Existing Tariff N\$	Proposed Tariff N\$	Increase %
Water	Residential	5.79	6.14	6%
	Business	6.40	7.17	12%
	Govt. & Other	5.90	6.90	17%
Sewer	Basic Charges:			
	Domestic	20.00	25.00	25%
	Business	40.00	55.00	35%
	Govt. Institutions	40.00	54.80	37%
	Others	40.00	55.00	35%
	Sewer Per Toilet	15.00	20.00	34%
	Domestic	20.00	30.00	35%
	Business	20.00	30.00	35%
	Govt. Institutions	20.00	30.00	35%
	Others	20.00	30.00	35%

Sanitation	Refuse removal			
	Residential	20.80	21.63	4%
	Supermarkets	85.95	95.00	11%
	Hairdressers	28.65	29.65	4%
	Shebeens	57.30	60.00	5%
	Light industry	57.30	60.00	5%
	Hospital	200.00	250.00	25%
	Sec. School	85.95	100.00	16.50%
	Govt. Institution	57.00	60.00	5%
	Parastatals	57.00	60.00	5%
	Pre-Schools	25.00	25.00	0%
	Churches	25.00	25.00	0%
	Others-Vatable	57.00	60.00	5%
	Construction mat.	250.00 per	300.00 per load	20%

MUNICIPAL COUNCIL OF WINDHOEK

No. 256

2004

TARIFFS FOR ENTRANCE FEES AT OLYMPIA SWIMMING BATH AND THE WESTERN SUBURBS SWIMMING BATH

The Council of the Municipality of Windhoek, under section 30(1)(u) of the Local Authorities Act, 1992 (Act No. 23 of 1992) has determined the fees as set out in the Schedule.

SCHEDULE

SWIMMING BATH ADMISSION FEES		NEW TARIFF	TARIFF N\$
1	ADMISSION TICKETS:		
	Mondays to Sundays, public holidays included, per session		
1.1	Persons 18 years and older (per person)		5.00
1.2	Children of school going age (per child)		3.00
1.3	Pre-school children, 2-6 years old (per child)		2.00
1.4	Pre-school children, up to 2 years old	New	No charge
1.5	Persons 60 years and older who can produce proof thereof and retarded persons (per person)		3.00
2	SEASON AND MONTHLY TICKETS		
2.1	Persons 18 years and older (per person) Swim season (01 September to 30 April) Monthly ticket (31 days from date of purchase)	New	200.00 45.00
2.2	Children of school going age, pensioners, retarded persons (per person) Swim season (01 September to 30 April) Monthly ticket (31 days from date of purchase)	New	100.00 25.00
3	ADMISSION FEES FOR SCHOOLS		
3.1	Learners from any school, in classes of 30 or less and accompanied by a Teacher, on weekdays between 10:00 and 18:00 (per child)		2.00
4	SCHOOL SEASON TICKETS		
4.1	School season ticket (per child) Only Mondays to Fridays during school terms, excluding public holidays	New	10.00
4.2	School monthly ticket (per school) Only Mondays to Fridays during school terms, excluding public holidays	New	300.00

5	COACHING FEE		
	Per 50m lane, per month (Mondays to Fridays), one hour coaching per day (20 hours per month), excluding public holidays	New	300.00
6	USE OF COUNCIL'S PUBLIC ADDRESS SYSTEM PER SESSION		20.00
7	RESERVATION OF A SWIMMING BATH		
7.1	Per morning, Mondays to Thursdays (08:00 to 13:00) excluding public holidays		200.00
7.2	Per afternoon, Mondays to Thursdays (13:00 to 18:00) excluding public holidays		200.00
7.3	Per evening, Mondays to Thursdays (18:00 to 00:00) excluding public holidays		300.00
7.4	Per morning, Fridays and Saturdays (08:00 to 13:00) including public holidays		800.00
7.5	Per afternoon, Fridays and Saturdays (13:00 to 18:00) including public holidays		800.00
7.6	Per evening, Fridays and Saturdays (18:00 to 00:00) including public holidays		1 000.00
7.7	Reservation of the swimming bath per "club nights" by swimming clubs or other approved organizations not more than once per week per club or organization during the hours specified by Council, including water polo matches, but excluding swimming galas or an organized function, (includes registered coaches)		50.00 per hour or part thereof
7.8	Organized groups of handicapped persons under the protection and supervision of a registered welfare organization		No charge

8. CLUB MEMBERS AND REGISTERED COACHES:

Notwithstanding anything to the contrary contained in this Schedule of Fees, club members and registered coaches, exclusive of registered coaches referred to in paragraph 7.7 of this Schedule, shall use monthly or season tickets or pay the admission charges referred to in paragraph 1.1 or 1.2 of this Schedule in order to obtain admission to the bath.

BY ORDER OF THE COUNCIL

M.K. SHIKONGO
CHAIRPERSON OF THE COUNCIL

Windhoek, 5 October 2004

REGIONAL COUNCIL OF OMUSATI

No. 257

2004

WITHDRAWAL OF GOVERNMENT NOTICE NO. 143 OF 15 JULY 1997 PROVIDING FOR THE DECLARATION OF THE SETTLEMENT AREA OF OSHIKUKU

The Regional Council of Omusati hereby under section 31(3) of the Regional Councils Act, 1992 (Act No. 22 of 1992) -

- (a) withdraws Government Notice No. 143 of 15 July 1997, which provided for the declaration of the settlement area of Oshikuku; and
- (b) determines that the assets, rights, liabilities and obligations in respect of the settlement area referred to in paragraph (a) that vested in the Regional Council of Omusati vests, with effect from the date of publication of this notice in the *Gazette*, in the Village Council of Oshikuku.

**S. KAYONE
GOVERNOR
BY ORDER OF THE REGIONAL
COUNCIL OF OMUSATI**

REGIONAL COUNCIL OF OMUSATI

No. 258

2004

**WITHDRAWAL OF GOVERNMENT NOTICE NO. 142 OF 15 JULY 1997
PROVIDING FOR THE DECLARATION OF THE SETTLEMENT AREA OF
OKAHAO**

The Regional Council of Omusati hereby under section 31(3) of the Regional Councils Act, 1992 (Act No. 22 of 1992) -

- (a) withdraws Government Notice No. 142 of 15 July 1997, which provided for the declaration of the settlement area of Okahao; and
- (b) determines that the assets, rights, liabilities and obligations in respect of the settlement area referred to in paragraph (a) that vested in the Regional Council of Omusati vests, with effect from the date of publication of this notice in the *Gazette*, in the Town Council of Okahao.

**S. KAYONE
GOVERNOR
BY ORDER OF THE REGIONAL
COUNCIL OF OMUSATI**

BANK OF NAMIBIA

No. 259

2004

**STATEMENT OF ASSETS AND LIABILITIES
AS AT CLOSE OF BUSINESS ON 30 SEPTEMBER 2004**

	30-09-2004	31-08-2004
	N\$	N\$
ASSETS		
External:		
Rand Cash	11,489,378	97,285,012
IMF - Special Drawing Rights	165,144	170,738
Investments		
- Rand Currency	687,998,794	681,242,399
- Other Currency	1,096,062,758	1,233,370,821
- Interest Accrued	799,911	172,521
Domestic:		
Currency Inventory Account	10,971,959	11,493,151
Loans and Advances: Other	458,358,724	402,565,353
Fixed Assets	<u>153,319,985</u>	<u>152,616,466</u>
Other Assets	<u>30,983,446</u>	<u>18,561,474</u>
	2,450,150,099	2,597,477,935

LIABILITIES

Share capital	40,000,000	40,000,000
General Reserve	239,756,236	239,756,236
Revaluation Reserve	388,571,393	424,219,757
Development Fund Reserve	15,000,000	15,000,000
Currency in Circulation	880,974,037	895,715,597
Deposits: Government	433,650,625	545,150,365
Bankers - Reserve	191,606,090	186,486,766
Bankers - Current	87,572,316	70,114,678
Other	158,116,531	174,552,170
Other Liabilities	14,902,871	6,482,366
	<u>2,450,150,099</u>	<u>2,597,477,935</u>

T K ALWEENDO
GOVERNOR

U DAVIDS
CHIEF FINANCIAL OFFICER
