



GOVERNMENT GAZETTE

OF THE

REPUBLIC OF NAMIBIA

N\$12.00

WINDHOEK - 25 June 2021

No. 7562

Advertisements

PROCEDURE FOR ADVERTISING IN THE GOVERNMENT GAZETTE OF THE REPUBLIC OF NAMIBIA

1. The *Government Gazette* (Estates) containing advertisements, is published on every Friday. If a Friday falls on a Public Holiday, this *Government Gazette* is published on the preceding Thursday.

2. Advertisements for publication in the *Government Gazette* (Estates) must be addressed to the Government Gazette office, Private Bag 13302, Windhoek, or be delivered at Justitia Building, Independence Avenue, Second Floor, Room 219, Windhoek, not later than **12h00** on the ninth working day before the date of publication of this *Government Gazette* in which the advertisement is to be inserted.

3. Advertisements are published in this *Government Gazette* for the benefit of the public and must be furnished in English by the advertiser or his agent.

4. Only legal advertisements shall be accepted for publication in the *Government Gazette* (Estates) and are subject to the approval of the Executive Director, Ministry of Justice, who may refuse the acceptance of further publication of any advertisement.

5. The Ministry of Justice reserves the right to edit and revise copy and to delete there from any superfluous detail.

6. Advertisements must as far as possible be typewritten. The manuscript of advertisements must be written on one side of the paper only and all proper nouns plainly inscribed. In the event of any name being incorrectly printed as a result of indistinct writing, the advertisement can only be reprinted on payment of the cost of another insertion.

7. No liability is accepted for any delay in the publication of advertisements/notices, or for the publication of such on any date other than that stipulated by the advertiser. Similarly no liability is accepted in respect of any editing, revision, omission, typographical errors or errors resulting from faint or indistinct copy.

8. The advertiser will be held liable for all compensation and costs arising from any action which may be instituted against the Government of Namibia as a result of the publication of a notice with or without any omission, errors, lack of clarity or in any form whatsoever.

9. The subscription for the *Government Gazette* is N\$4,190-00 including VAT per annum, obtainable from Solitaire Press (Pty) Ltd., corner of Bonsmara and Brahman Streets, Northern Industrial Area, P.O. Box 1155, Windhoek. Postage must be prepaid by all subscribers. Single copies of the *Government Gazette* are obtainable from Solitaire Press (Pty) Ltd., at the same address, at the price as printed on copy. Copies are kept in stock for two years only.

10. The charge for the insertion of notices is as follows and payments can be made via electronic fund transfer (EFT) or cash payments at the Magistrates' Office, Windhoek.

LIST OF FIXED TARIFF RATES

STANDARDISED NOTICES	Rate per insertion N\$
Transfer of business	37,00
Deeds: Lost documents	69,00
Business Notices	53,00
Administration of Estates Act Notices, Forms J187, 193, 197, 295, 297, 517 and 519.....	27,00

Insolvency Act and Companies Act Notices: J.28, J.29. Forms 1 to 9	48,00	Liquidators' and other appointees' notices	80,00
N.B. Forms 2 and 6 additional statements according to word count table, added to the basic tariff. Change of name (two insertions)	333,00	Gambling house licences/Liquor licences	120,00
Naturalisation notices (including a reprint for the advertiser)	27,00	SALES IN EXECUTION AND OTHER PUBLIC SALES:	
Unclaimed moneys - only in the <i>Government Gazette</i> , closing date 15 January (per entry of "name, address and amount")	13,00	Sales in execution	207,00
Butcher's notices	53,00	Public auctions, sales, tenders and welfare organisations:	
Lost Life insurance policies	27,00	Up to 75 words	69,00
NON-STANDARDISED NOTICES		76 to 250 words	171,00
Company notices:		251 to 350 words	253,00
Short notices: Meetings, resolutions, offers of compromise, conversions of companies, voluntary windings-up, etc.: closing of members' registers for transfer and/or declarations of dividends	120,00	ORDERS OF THE COURT	
Declaration of dividends with profit statements, including notices	267,00	Provisional and final liquidations or sequestrations	157,00
Long notices: Transfers, changes in respect of shares or capital, redemptions, resolutions, voluntary liquidations	373,00	Reduction of change in capital mergers, offers of compromise	373,00
Trademarks in Namibia	120,50	Judicial managements, <i>curator bonis</i> and similar and extensive <i>rule nisi</i>	373,00
		Extension of return date	48,00
		Supersession and discharge of petitions (J.158) ..	40,00

11. The charge for the insertion of advertisements other than the notices mentioned in paragraph 10 is at the rate of N\$13,00 per cm double column. (Fractions of a cm must be calculated as a cm).

12. No advertisements shall be inserted unless the charge is prepaid. Payments can be made via electronic fund transfer (EFT) or cash payments at the Magistrate's Office, Windhoek.

FORM J 187

LIQUIDATION AND DISTRIBUTION ACCOUNTS IN DECEASED ESTATES LYING FOR INSPECTION

In terms of section 35(5) of Act 66 of 1965, notice is hereby given that copies of the liquidation and distribution accounts (first and final, unless otherwise stated) in the estates specified below will be open for the inspection of all persons interested therein for a period of 21 days (or shorter or longer if specially stated) from the date specified or from the date of publication hereof, whichever may be the later, and at the offices of the Master and Magistrate as stated.

Should no objection thereto be lodged with the Master concerned during the specified period, the executor will proceed to make payments in accordance with the accounts.

410/2020 ROSE Irene, Windhoek, 3 June 1968, 68060301292, Erf 509, Paris Street, Otjomuise, 9 July 2018. Shikale & Associates, 6 Grieg Street, Windhoek-West, Windhoek.

1568/2020 DAUSAS Maria, 33082100015, Erf 1110, Renoster Street, Nomsoub, Tsumeb, Tsumeb, Namibia. F.A. Pretorius & Co., P.O. Box 31, Tsumeb.

1840/2020 IITA Loise, 41012800199, Oniipa, Oshikoto Region, Namibia. Windhoek. Henry Shimutwikeni & Co. Inc, No. 66 c/o John Meinert Street & Hosea Kutako Road, Windhoek.

1473/2014 MARIINE Elia, 49102500205, Farm Otjitoroa West No. 57, Otjozondjupa Region. Otjiwarongo.

Windhoek. Theunissen, Louw & Partners, No. 1 Schützen Street, P.O. Box 3110, Windhoek.

1754/2020 NEL Jacoba Johanna Cilliers, 34060-800147, Grootfontein. Supplementary. Grootfontein. Windhoek. Emeleo Trust Services, P.O. Box 1447, Grootfontein.

713/2019 NAMUPALA Reinhold, 81013110021, Erf No. 133, Ichaboe Street, Rocky Crest, Windhoek. Alina Namupala, 86070900097. Windhoek. AngulaCo. Incorporated P.O. Box 3911, Windhoek.

1558/2020 KAAPALA Andreas Kaapala, Windhoek, 17 May 1978, 78051710053, Windhoek, 21 January 2019. F.M. Oehl Trust cc, P.O. Box 90290, Windhoek, Namibia.

383/2021 VIETOR Ekko Cornelius Ulfert, 34022-800070, 24 Lüderitz Street, Swakopmund. Windhoek. FNB Fiduciary Namibia (Pty) Ltd, P.O. Box 448, Windhoek, Namibia.

FORM J 193

NOTICE TO CREDITORS IN DECEASED ESTATES

All persons having claims against the estates mentioned below are hereby called upon to lodge their claims with the executors concerned, within 30 days (or otherwise as indicated) calculated from the date of publication hereof. The information is given in the following order: Estate number, surname and Christian names, date of birth, identity number, last address, date of death; surviving spouse's names, surname, date of birth and identity number; name and address of executor or autho-

rised agent, period allowed for lodgement of claims if other than 30 days.

1210/2021 SHAAMA Toivo, Windhoek, 21 December 1961, 61122100036, Walvis Bay, Erongo Region, Namibia, 13 December 2021. Henry Shimutwikeni & Co. Inc Attorneys, No. 66 c/o John Meinert Street & Hosea Kutako Road, Windhoek West, Windhoek, Namibia.

614/2016 MUSHIMBA Julia, Windhoek, 4 January 1982, 82010410866, Flat 57, Gilroy Court, 23 Brown Street, Dundee, Scotland, 15 December 2015. Nakamhela Attorneys, Kessler Building No. 7, 2 Teinert Street, P.O. Box 5691, Windhoek, Namibia.

1248/2021 SIEBERS Jonny Gunther, Windhoek, 15 November 1958, 58111500335, Knight Bridge Unit No. 3, Windhoek, 1 May 2021. Pointbreak Trust and Estates (Pty) Ltd, P.O. Box 156, Windhoek.

1279/2021 NIEBERLE Ulrich Alois, 23 October 1941, Passport No. C48NP9MZ1, Cape Town, South Africa, 29 March 2021. Windhoek. Cronjé Trustees and Executors (Pty) Ltd, No. 1 Charles Cathral Street, P.O. Box 81588, Olympia, Windhoek, Namibia.

1075/2021 GAWESEB Jan Fritz, Windhoek, 10 April 1959, 59041001182, Windhoek, Khomas, 1 September 2020. Fredrika Gaweses, 7 August 1961, 61080700943. Dr. Weder, Kauta & Hoveka Inc., 3rd Floor, WKH House, Jan Jonker Road, Ausspannplatz, P.O. Box 864, Windhoek, Namibia.

853/2020 KAMATI Sara Ndelimonena Shali, Windhoek, 13 March 1979, 79031310263, Erf 5041, Omatando Street, Extention 11, Ongwediva, 12 August 2010. AngulaCo. Incorporated P.O. Box 3911, Windhoek.

1238/2021 KAIMU Abel Murise Kavenzondjembo, Windhoek, 28 January 1960, 60012800287, Windhoek, 31 August 2020. F.M. Oehl Trust cc, Unit 7, 32 Schanzen Road, Klein Windhoek, Windhoek, Namibia.

1037/2021 SHINANA Andreas Hishidimbwa, 5909-1600861, Windhoek, Khomas, 4 April 2021. Johanna Hambata, 61122501404. Windhoek. Windhoek. Samuel & Co Legal Practitioners, 12 Mose Tjitendero Street, P.O. Box 25869, Olympia.

854/2021 ANGULA Nyati Ignatius, Windhoek, 26 May 1950, 50052600343, Oshakati-East, Oshana Region, 15 December 2020. Titus IPumbu Legal Practitioners, Unit 42, Continental Building, Independence Avenue, Windhoek.

1136/2021 OCKHUIZEN Bella Erica Pieterlina, Windhoek, 13 December 1955, 55121300174, Rehoboth, 6 April 2021. K&M Trust Services, P.O. Box 9179, Eros, Windhoek, Namibia.

226/2021 KANEKA Martin, Windhoek, 10 February 1973, 73021000436, Otjiwarongo, Otjozondjupa, 10 December 2018. A. Davids & Co., P.O. Box 11, Otjiwarongo.

1039/2021 GAWISES Tropin, Windhoek, 18 November 1964, 64111800068, Erf 1225, Orwetoveni, 18 February 2021. Gabriel Gawiseb, 5 May 1957, 57050502340. A. Davids & Co., P.O. Box 11, Otjiwarongo.

295/2021 NDJIHARINE Otniel, Windhoek, 23 October 1928, 28102300116, Windhoek, 7 January 2017. Asnath Ndjiharine, 28 April 1943, 43042800121. Fisher, Quarmby & Pfeifer, P.O. Box 37, Windhoek.

1185/2021 BARTENS Antoinette, Windhoek, 6 October 1936, 36100600110, 25 September 2020. Fisher, Quarmby & Pfeifer, P.O. Box 37, Windhoek.

1270/2021 VERMAAK Pieter Johannes, Windhoek, 22 December 1961, 61122200188, Swakopmund, 3 May 2021. Fisher, Quarmby & Pfeifer, P.O. Box 37, Windhoek.

1259/2021 KALIMBO Ya-Kalimbo, Windhoek, 27 July 1947, 47072700374, Grootfontein, 22 April 2021. Rosalinde Naambo Kalimbo, 3 December 1958, 58120300556. F.M. Oehl Trust cc, P.O. Box 90290, Windhoek, Namibia.

1240/2021 JULIUS Evelina Tamukondjo, Windhoek, 19 September 1987, 87091900626, Windhoek, Khomas Region, 11 May 2021. Lukas Julius, 10 April 1986, 86041000272. Sisa Namandje & Co. Inc., No. 13 Pasteur Street, Windhoek-West, Windhoek.

1173/2021 KAVIKAIRIUA Moses, Windhoek, 20 November 1952, 52112000195, Farm Dai-Papel No. 435, Otjiwarongo, 15 April 2021. Venomuinjo Kavikairiua, 23 November 1963, 63112300122. FNB Fiduciary Namibia (Pty) Ltd, P.O. Box 448, Windhoek, Namibia.

1257/2021 STEYN Marius, Windhoek, 27 November 1965, 65112700025, No. 19 Hoogenhout Street, Otjiwarongo, 3 April 2021. FNB Fiduciary Namibia (Pty) Ltd, P.O. Box 448, Windhoek, Namibia.

1617/2020 EHRICH Bärbel Thekla Gudrun, Windhoek, 18 April 1940, 4004180100430, Auas Hills Retirement Village, Windhoek, Namibia, 24 July 2019. Etzold-Duvenhage, 33 Feld Street, P.O. Box 320, Windhoek.

1239/2021 BRITZ Hendrina, Windhoek, 9 March 1932, 32030900125, Rehoboth, 19 November 2020. Fisher, Quarmby & Pfeifer, P.O. Box 37, Windhoek.

1299/2021 GOUSSARD Jan Gerhardus, Windhoek, 10 May 1933, 33051000213, 5th Avenue No. 7, Karasburg, 23 February 2021. Fisher, Quarmby & Pfeifer, P.O. Box 37, Windhoek.

1293/2021 VAN RHYN Petrus Benjamin, 16 December 1927, 27121600161, Windhoek, Khomas Region, 31 May 2021. Charmaine Schultz Legal Practitioner, P.O. Box 23823, Windhoek.

1297/2021 DU PLESSIS Helena Dorothea Cornelia, Windhoek, 18 July 1956, 56071800293, Tsumeb, 25 April 2021. Bank Windhoek Ltd, P.O. Box 15, Windhoek.

1282/2021 YSSEL Henning David, Windhoek, 13 March 1934, 34031300271, Windhoek, 29 April 2021. Bank Windhoek Ltd, P.O. Box 15, Windhoek.

FORM J28**ESTATES OR COMPANIES SEQUESTERED OR WOUND UP PROVISIONALLY**

Persuant to section 17(4) of the Insolvency Act, 1936, section 356(1) of the Companies Act, 2004 (read with section 66(1) of the Close Corporations Act, 1988 (Act No. 26 of 1988), notice is hereby given by the Master of the High Court, Namibia, that estates or companies/close corporations mentioned below have been sequestered or wound up by order of the said Court.

W90/20 **Hikanos Number Thirty Four CC.** Date upon which rule nisi issued: 9 October 2020. Date upon which final order was made: 30 October 2020. Upon the application of: Bank Windhoek Limited. Master of the High Court, Windhoek.

W89/20 **Hikanos Number Twenty Four CC.** Date upon which rule nisi issued: 9 October 2020. Date upon which final order was made: 30 October 2020. Upon the application of: Bank Windhoek Limited. Master of the High Court, Windhoek.

W88/20 **Hikanos Number Thirty Five CC.** Date upon which rule nisi issued: 9 October 2020. Date upon which final order was made: 30 October 2020. Upon the application of: Bank Windhoek Limited. Master of the High Court, Windhoek.

W87/20 **Hikanos Number Thirty Three CC.** Date upon which rule nisi issued: 9 October 2020. Date upon which final order was made: 30 October 2020. Upon the application of: Bank Windhoek Limited. Master of the High Court, Windhoek.

W86/20 **Hikanos Number Twnty Seven CC.** Date upon which rule nisi issued: 9 October 2020. Date upon which final order was made: 30 October 2020. Upon the application of: Bank Windhoek Limited. Master of the High Court, Windhoek.

W85/20 **Hikanos Number Twenty Eight CC.** Date upon which rule nisi issued: 9 October 2020. Date upon which final order was made: 30 October 2020. Upon the application of: Bank Windhoek Limited. Master of the High Court, Windhoek.

W84/20 **Hikanos Number Thirty Six CC.** Date upon which rule nisi issued: 9 October 2020. Date upon which final order was made: 30 October 2020. Upon the application of: Bank Windhoek Limited. Master of the High Court, Windhoek.

W83/20 **Hikanos Number Thirty CC.** Date upon which rule nisi issued: 9 October 2020. Date upon which final order was made: 30 October 2020. Upon the application of: Bank Windhoek Limited. Master of the High Court, Windhoek.

W82/20 **Hikanos Number Twenty Nine CC.** Date upon which rule nisi issued: 9 October 2020. Date upon which final order was made: 30 October 2020. Upon the application of: Bank Windhoek Limited. Master of the High Court, Windhoek.

W81/20 **Hikanos Number Thirty Seven CC.** Date upon which rule nisi issued: 9 October 2020. Date upon which final order was made: 30 October 2020. Upon the application of: Bank Windhoek Limited. Master of the High Court, Windhoek.

W79/20 **Hikanos Number Thirty One CC.** Date upon which rule nisi issued: 9 October 2020. Date upon which final order was made: 30 October 2020. Upon the application of: Bank Windhoek Limited. Master of the High Court, Windhoek.

W80/20 **Hikanos Number Thirty Two CC.** Date upon which rule nisi issued: 9 October 2020. Date upon which final order was made: 30 October 2020. Upon the application of: Bank Windhoek Limited. Master of the High Court, Windhoek.

FORM J 295**CURATORS AND TUTORS: MASTERS' NOTICES**

In terms of section 75 of Act No. 66 of 1965, notice is hereby given of appointments of persons as curators or tutors by Masters, or of their having ceased in their respective capacity..

417/90 Wieland Scheidler, Windhoek. F.M. Oehl Trust cc, P.O. Box 90290, Windhoek, Namibia. Sease. 7 May 2021.

434/80 Edward Hugo van Wyk, Windhoek. F.M. Oehl Trust cc, P.O. Box 90290, Windhoek, Namibia. Sease. 30 April 2021.

FORM 2**FIRST AND SECOND MEETING OF CREDITORS IN SEQUESTERED ESTATES OR COMPANIES BEING WOUND UP**

Persuant to sections *forty-one* and *forty-two* of the Insolvency Act, 1936, notice is hereby given that a meeting of creditors will be held in the sequestered estates or companies being wound up mentioned below, on the dates, at the times and places and for the purpose thereof.

Meetings in a town in which there is a Magistrate's office, will be held before the Master, elsewhere they will be held before the Magistrate.

The particulars given in the following order: The number of estate/company; the name and description of the estate/company; the date, hour and place of meeting and the purpose of the meeting.

W91/2020 **NDES Trading Enterprises CC** (In Liquidation). 7 July 2021, 10h00, Master's Building. Proof of claims; Adoption of Resolution; Submission of the Liquidator's Report; and Interrogations, if necessary. Provisional Liquidator, A. P. van Straten, 14 Perkin Street, P.O. Box 32098, Windhoek.

FORM 4**LIQUIDATION ACCOUNTS AND PLANS OF DISTRIBUTION OR CONTRIBUTION IN SEQUESTERED ESTATES OR COMPANIES BEING WOUND UP**

Persuant to section 77 of the Co-operatives Act, 1996 (as amended) notice is hereby given that the liquidation accounts and plans of distribution or contribution in the estates or companies/cooperatives mentioned below, will lie for inspection of creditors at the offices of the Registrar of Co-operatives, Luther Street, Windhoek and Investment Trust Company (Pty) Ltd. The particulars given are the following order: Name and description of estate/cooperative, description of account, place of account lying for inspection.

W08/2021 **Sage Investments Number Ten CC** (In Liquidation). First and Final Liquidation and Contribution Account. Office of the Master of the High Court, Windhoek for a period of 14 days as from 25 June 2021. J. C. Cronjé, J. Oosthuizen, Liquidators, Cronjé Trustees and Executors (Pty) Ltd, P.O. Box 81588, Olympia, Windhoek.

FORM 5

PAYMENT OF DIVIDENDS AND COLLECTION OF CONTRIBUTIONS IN SEQUESTERED ESTATES OR COMPANIES BEING WOUND UP

The liquidation accounts and plans of distribution or contribution in the sequestered estates or companies being wound up mentioned below having been confirmed on dates mentioned therein, notice is hereby given, pursuant to sub-section (1) of section one hundred and thirteen of the Insolvency Act, 1936, and section 415(2) of the Companies Act, 2004, that dividends are in the course of payment or contributions are in the course of collection in the said estates or companies as set forth below, and that every creditor liable to contribution is required to pay the trustee the amount for which he/she is liable at the address mentioned below.

The particulars are given in the following order: Number of estate or company; name and description of estate or company; date when account confirmed; whether a dividend is being paid or contribution collected or both; name and address of Trustee or Liquidator.

W14/2014 **Pamue Promotion Agency (Pty) Ltd** (In Liquidation). First and Final Liquidation and Contribution Account. Confirmed on 20 May 2021. Contribution being collected. Alwyn Petrus van Straten, P.O. Box 32098, Windhoek, Namibia. Liquidator, A. P. van Straten, 14 Perkin Street, P.O. Box 32098, Windhoek..

ANKERDATA NAMIBIA CC (IN LIQUIDATION)

Registration No: CC/2020/05275

Pursuant to Section 67 of the Close Corporations Act, 1988 (Act No. 26 of 1988) and Section 354 and Section 356 of the Companies Act, 2004 (Act No. 28 of 2004), notice is hereby given that the above Close Corporation has been voluntarily wound up by Creditors in terms of a Special Resolution taken on 17 May 2021 and registered on 14 June 2021.

CRONJE & CO.
1 CHARLES CATHRAL STREET
P.O. BOX 81588, OLYMPIA
WINDHOEK, NAMIBIA

CASE NO: I 956/2013
IN THE HIGH COURT OF NAMIBIA

In the matter between:

DEVELOPMENT BANK OF NAMIBIA Plaintiff

and

KHAN INVESTMENTS NO. 175 CC First Defendant
LISIAS KUKEINGE SHILONGO Second Defendant
ESTATE LATE JOHANNA

KAUNAPAKO SHILONGO

Third Defendant

NOTICE OF SALE IN EXECUTION OF IMMOVABLE PROPERTY

In the execution of a Judgment of the Honourable Court in the above-mentioned suit, a sale will be held on **14 JULY 2021** at **11H00**, at Erf 226, Outapi, Republic of Namibia.

CERTAIN: Erf No. 226, Outapi

SITUATED: In the Town of Outapi

MEASURING: 929 (nine two nine) square meters

HELD BY: T 6430/2008

BONDS: B 1371/09 - STANDARD BANK - N\$613 200.00 (CAP) N\$153 300.00 (ADD)
B 7606/10 - AGRIBANK - N\$322 837.00 (CAP) -N\$64 567.40 (ADD)

1. The sale is subject to the provision of the High Court Act, 1990 (Act No. 16 of 1990), as amended and the property will be sold "voetstoots" according to the existing title deed.
2. Ten percent (10%) of the purchase price is to be paid in case on the date of the sale, the balance together with interest at a rate of 20% per annum as from the date of Sale in Execution to the date of registration, both dates inclusive, is to be paid against transfer, to be secured by a Bank or Building Society or other acceptable Guarantee to be furnished to the Deputy Sheriff within fourteen (14) days after the date of Sale in Execution.
3. The complete Conditions of Sale will be read out at the time of the sale, but may be inspected beforehand at the offices of the Deputy Sheriff, Windhoek.

DATED at WINDHOEK on this 9th day of JUNE 2021.

KANGUEEHI & KAVENDJII - INC.
LEGAL PRACTITIONER FOR THE PLAINTIFF
ERF 3956, C/O HOSEA KUTAKO & RIGGENBACH
STREETS
WINDHOEK

CASE NO: **HC-MD-CIV-ACT-CON-2017/04308**
IN THE HIGH COURT OF NAMIBIA

In the matter between:

LEON MINDERS Execution Creditor

and

NATHAN PIETER MBUTU First Execution Debtor
MADELEIN MBUTU Second Execution Debtor

NOTICE OF SALE IN EXECUTION

IN THE EXECUTION of a Judgment granted by the High Court of Namibia signed by the Registrar of the High Court of Namibia on **16 October 2020**, the following immovable

property will be sold on **Tuesday, 1 July 2021 at 09h00** at Erf No. 6086 (a Portion of Erf No. 4246) Bach Street, Windhoek:

Erf 6086 (a Portion of Erf No. 4246) Bach Street, Windhoek

CONDITIONS OF SALE:

“Voetstoots”: Cash to the Highest Bidder.

DATED at WINDHOEK this 15th day of JUNE 2021.

**FRANCOIS ERASMUS & PARTNERS
LEGAL PRACTITIONERS FOR PLAINTIFF
5 CONRADIE STREET
WINDHOEK**

**CASE NO: HC-MD-CIV-ACT-CON-2019/01274
IN THE HIGH COURT OF NAMIBIA
(MAIN DIVISION -WINDHOEK)**

In the matter between:

DEVELOPMENT BANK OF NAMIBIA Execution Creditor

and

KARIBIB YOUTH DEVELOPMENT PROGRAMME CC First Execution Debtor
HELENA NAISUWE Second Execution Debtor
AMADHILA HOTEL STROBLHOF (PROPRIETARY) LIMITED Third Execution Debtor

NOTICE OF SALE IN EXECUTION

IN EXECUTION OF COURT ORDER OF THE HIGH COURT OF NAMIBIA, given on **1 OCTOBER 2019** in the abovementioned case, a judicial sale by public auction will be held on **TUESDAY, 6 JULY 2021 at 11H00** at the following property:

CERTAIN: Erf No. 185, Karibib, (Extension No. 10)
SITUATED: In the Town of Karibib (Registration Division “H”) Erongo Region
MEASURING: 3036 (three nil three six) square metres
HELD UNDER: Deed of Transfer No. T 222/1988
SUBJECT: To all the terms and conditions contained therein

CONDITIONS OF SALE:

Shall be read out loud by the Deputy Sheriff.

DATED at WINDHOEK this 4th day of JUNE 2021.

**ANGULACO. INCORPORATED
LEGALPRACTITIONER FOR EXECUTION
CREDITOR
UNIT 112 E/F BLOCK C, FIRST FLOOR**

**MAERUA PARK, CENTAURUS ROAD
WINDHOEK**

**CASE NO: HC-MD-CIV-ACT-CON-2019/01620
IN THE HIGH COURT OF NAMIBIA**

In the matter between:

STANDARD BANK NAMIBIA LTD Plaintiff

and

WILHELMINAALVINA WELLMANN Defendant

**NOTICE OF SALE IN EXECUTION
OF IMMOVABLE PROPERTY**

In Execution of a Judgment of the above Honourable Court in the above mentioned suit, a sale will be held on **Tuesday, 13 July 2021 at 12h00** at Section No. 101 and Section 161, in the building or buildings known as Lalandi, Langstrand, Walvis Bay:

CERTAIN: Section No. 101 as shown and more fully described on Sectional Plan No. 2/2003 in the building or buildings known as Lalandi

SITUATE: At Langstrand (Registration Division “F”) Walvis Bay, Erongo Region

MEASURING: 43 (four three) hectares

HELD BY: Sectional Title No. 2/2003 (101)(Unit)

and

CERTAIN: Section No. 161 as shown and more fully described on Sectional Plan No. 2/2003 in the building or buildings known as Lalandi

SITUATE: At Langstrand (Registration Division “F”) Walvis Bay, Erongo Region

MEASURING: 21 (two one) hectares

HELD BY: Sectional Title No. 2/2003 (161)(Unit)

SUBJECT: To the conditions therein contained

ALLEGED IMPROVEMENTS:

DESCRIPTION the following improvements are on the property (although nothing in this respect is guaranteed). The building comprising of:

Section No. 101: One Bedroom Unit 1 x Open Plan Lounge, 1 x Bathroom With Toilet, Wash Basin & Shower, 1 x Kitchen With Build In Cupboards

Section No. 161: Single Garage

1. The property shall be sold by the Deputy-Sheriff of WALVIS BAY subject to the Conditions of Sale that may be inspected at the Offices of the Deputy-Sheriff to the highest bidder on the auction and furthermore subject to approval by the preferent claimant.
2. The sale is subject to the provisions of the High Court Act, 1990 (Act No. 16 of 1990), as amended, and the property will be sold "voetstoots" according to the existing title deed.
3. 10% of the purchase price to be paid in cash on the date of the sale, the balance to be paid against transfer, to be secured by a Bank or Building Society or other acceptable guarantee to be furnished to the Deputy-Sheriff within 14 (fourteen) days after the date of Sale,
4. The full Conditions of Sale will be read out by the Deputy-Sheriff on the day of the sale, but may be inspected at any time prior to the sale at the offices of the Deputy-Sheriff or at the office of the Plaintiff's attorneys.

DATED at WINDHOEK this 6th day of MAY 2021.

ENGLING STRITTER & PARTNERS
ATTORNEYS FOR PLAINTIFF
12 LOVE STREET
WINDHOEK

IN THE MAGISTRATES' COURT OF WINDHOEK

HELD AT WINDHOEK CASE NUMBER: 6312/2014

In the matter between:

NEDBANK NAMIBIA LIMITED Plaintiff

and

GERHARD SNYDERS Defendant

NOTICE OF SALE IN EXECUTION

Pursuant to a Judgement of the above Honourable Court granted on **10 FEBRUARY 2016**, the following immovable property will be sold "voetstoots" by the MESSENGER of the Court for the District of **WINDHOEK** on **Thursday, 8 July 2021**, at 09h00 at Erf 6822, No. 11, Omaruru Street, Eros, Windhoek, Namibia.

CERTAIN: Erf 6822, No. 11, Omaruru Street, Eros, Windhoek

SITUATE: In the Town of Windhoek (Registration Division "K")

RESERVE PRICE: (a) N\$ 1 970 000-00 plus interest at 15.60% interest per annum from 10 September 2020 to date of payment;
 (b) Messenger's fees

IMPROVEMENTS: Kitchen with Scullery 2 x Lounge, Dining Room, 5 x Bedrooms, 2 x Full Bathrooms, Half Bathroom, Guest Toilet, Double Garage

Outside Building consist of: 1 x Bedroom, Open plan Kitchen with Lounge, Bathroom

Inside entertainment area with braai: 3 x Car Ports, Swimming Pool, Entertainment area with outside braai.

The "Conditions of Sale in Execution" will lie for inspection at the office of the Messenger of the Court in Windhoek, and at the Head Office of Plaintiff in Windhoek at Plaintiff's Attorneys, Koep & Partners at the undermentioned address.

DATED at WINDHOEK this 6th day of MAY 2021.

KOEP & PARTNERS
LEGAL PRACTITIONERS FOR PLAINTIFF
33 SCHANZEN ROAD
WINDHOEK

CASE NUMBER: HC-MD-CIV-ACT-CON-2019/04653
IN THE HIGH COURT OF NAMIBIA
HELD AT MAIN DIVISION WINDHOEK

In the matter between:

NEDBANK NAMIBIA LIMITED Plaintiff

and

ROBERT GRANT REID Defendant

NOTICE OF SALE IN EXECUTION

Pursuant to a Judgement of the above Honourable Court granted on **12 FEBRUARY 2020**, the following immovable property will be sold "voetstoots" by the Deputy Sheriff of the Court for the District of **Windhoek** on **Tuesday 13 July 2021**, at **10h30** at Section 9 (remaining extent of Erf 110), Klein Windhoek Village, Klein Windhoek, Windhoek, Republic of Namibia.

CERTAIN: Section 9 (remaining extent of Erf 110), Klein Windhoek Village, Klein Windhoek, Windhoek

SITUATE: In the Municipality of Windhoek (Registration Division "K")

RESERVE PRICE: (a) N\$ 1 189 500-00 plus interest at 16.80% interest per annum from 4 March 2020 to date of payment plus legal fees on an attorney and client scale;
 (b) Messenger's fees

IMPROVEMENTS: Kitchen, 3 x Bedrooms, 1 x Bathroom/ Toilet, 2 x Toilets, Garage

The "Conditions of Sale in Execution" will lie for inspection at the office of the Deputy Sheriff in Windhoek, and at the Head Office of Plaintiff in Windhoek at Plaintiff's Attorneys, Koep & Partners at the undermentioned address.

DATED at WINDHOEK this 6th day of MAY 2021.

**KOEP & PARTNERS
LEGAL PRACTITIONERS FOR PLAINTIFF
33 SCHANZEN ROAD
WINDHOEK**

**CASE NO: HC-MD-CIV-ACT-CON-2020/04025
IN THE HIGH COURT OF NAMIBIA**

In the matter between:-

**DAVID JOUN BRUNI N.O. AND
IAN ROBERT MCLAREN N.O.
IN THEIR CAPACITIES AS
LIQUIDATORS OF THE SMALL
AND MEDIUM ENTERPRISES
(SME) BANK LIMITED
(IN LIQUIDATION)** Plaintiff

and

GEORGE ALFEUS ITEMBU ITEMBU Defendant

**NOTICE OF SALE IN EXECUTION
OF IMMOVABLE PROPERTY**

Pursuant to a Judgment of the above Honourable Court granted on **29 JANUARY 2021**, the following immovable property will be sold without reserve and voetstoots by the Deputy Sheriff of the District of **WINDHOEK** on **THURSDAY, 8 JULY 2021** at **10H30** at the Erf No. 1463, No. 27 Falken Road, Dorado Park, Windhoek.

CERTAIN: Erf No. 1463, Dorado Park

SITUATE: In the Municipality of Windhoek
(Registration Division "K")
Erongo Region

MEASURING: 2 489 (two four eight nine) square metres

CONSISTING OF: A Complex consisting of:
2 Flats: 1 x Open Plan Kitchen, 1 x Lounge, 3 x Bedrooms, 2 x Half Bathroom S/T; 2 x Garages & 1 Courtyard
12 Flats: 1 x Open Plan Kitchen, 1 x Lounge, 2 x Bedrooms, 1 x Half Bathroom S/T, 4 x Garages & 12 x Courtyards

The "Conditions of Sale-in-Execution" will lie for inspection at the office of the Deputy Sheriff at WINDHOEK and at the Head Office of Plaintiff at WINDHOEK and Plaintiff's Attorneys, Fisher, Quarmby & Pfeifer, at the undermentioned address.

Dated at WINDHOEK this 18th day of MARCH 2021.

**FISHER, QUARMBY & PFEIFER
LEGAL PRACTITIONER FOR PLAINTIFF
C/O ROBERT MUGABE & THORER STREETS
ENTRANCE ON BURG STREET
P O BOX 37
WINDHOEK**

**CASE NO: HC-MD-CIV-ACT-CON-2019/05199
IN THE HIGH COURT OF NAMIBIA**

In the matter between:

STANDARD BANK NAMIBIA LIMITED Plaintiff

and

TONY CHARL FARMER First Defendant
LILIAN JUNE FARMER Second Defendant

**NOTICE OF SALE IN EXECUTION
OF IMMOVABLE PROPERTY**

Pursuant to Judgment of the above Honourable Court granted on **16 OCTOBER 2020**, the following immovable property will be sold without reserve and voetstoots by the Deputy Sheriff of the District of **WINDHOEK** on **8 JULY 2021** at **12H00** at Erf 1405, Section 11, Roca Vista, Rocky Crest, Windhoek, Republic of Namibia.

CERTAIN: SECTION 11, as shown and more specifically described on SECTIONAL PLAN NO 28/2012 in the building or buildings known as ROCA VISTA situate at ROCKY CREST, in the municipality of Windhoek, Registration Division "K", KHOMAS REGION of which the floor area, according to the said Sectional plan is 119 (One Hundred and Nineteen) square metres in extend, held under Certificate of Registered Sectional Title 28/2012 (11)(UNIT) dated 16 May 2012, situated at Erf 1405 corner of Possession and Halifax Street.

SITUATE: In the Town of Windhoek
(Registration Division "K")
Khomas Region

MEASURING: 119 (one hundred and nineteen) square metres

HELD: Deed of Transfer No. T 2263/2015

CONSISTING OF: Lounge, Kitchen, Toilet, Full Bathroom (Shower, Water Closet, Wash Basin), 3 x Bedrooms, 1 x Garage, Outside Barbeque.

The "Conditions of Sale-in-Execution" will lie for inspection at the office of the Deputy Sheriff at WINDHOEK and at the Head Office of Plaintiff at WINDHOEK and Plaintiff's Attorneys, Fisher, Quarmby & Pfeifer, at the under mentioned address.

Dated at WINDHOEK this 16th day of MARCH 2021.

**FISHER, QUARMBY & PFEIFER
LEGAL PRACTITIONER FOR PLAINTIFF
CNR ROBERT MUGABE AVENUE & THORER
STREET
ENTRANCE IN BURG STREET
P O BOX 37
WINDHOEK**

CASE NO: HC-MD-CIV-ACT-CON-2018/01517
IN THE HIGH COURT OF NAMIBIA

In the matter between:

STANDARD BANK NAMIBIA LIMITED Plaintiff

and

ENEAS KALOLA N.O (ESTATE Defendant
LATE: SAIMA MPINGANA PAULUS)

NOTICE OF SALE IN EXECUTION
OF IMMOVABLE PROPERTY

Pursuant to Judgment of the above Honourable Court granted on **4 SEPTEMBER 2020**, the following immovable property will be sold without reserve and voetstoots by the Deputy Sheriff of the District of **WALVIS BAY** on **13 JULY 2021** at **10H00** at Erf No. 5365 (A Portion of Erf 4172) Kuisebmond, Walvis Bay, Republic of Namibia.

CERTAIN: Erf No. 5365 (A Portion Of Erf 4172)
 Kuisebmond

SITUATE: In the Municipality of Walvis Bay
 (Registration Division "F")
 Erongo Region

MEASURING: 312 (three one two) square metres

CONSISTING OF: Entrance, 1 x kitchen, 2 x bedrooms and
 1 x Sh/wc/hwb.

The "Conditions of Sale-in-Execution" will lie for inspection at the office of the Deputy Sheriff at **WALVIS BAY** and at the Head Office of Plaintiff at **WINDHOEK** and Plaintiff's Attorneys, Fisher, Quarmbly & Pfeifer, at the under mentioned address.

Dated at **WINDHOEK** this 29th day of **APRIL 2021**.

FISHER, QUARMBLY & PFEIFER
LEGAL PRACTITIONER FOR PLAINTIFF
CNR ROBERT MUGABE AVENUE & THORER STREET
ENTRANCE IN BURG STREET
WINDHOEK

CASE NO: HC-MD-CIV-ACT-CON-2020/02899
IN THE HIGH COURT OF NAMIBIA
MAIN DIVISION - WINDHOEK

In the matter between:

BANK WINDHOEK LIMITED Plaintiff

and

SAMUEL HELAO First Defendant
SIEGFRIED NDAHAFU HELAO Second Defendant

NOTICE OF SALE IN EXECUTION

In execution of a Judgement of the above Honourable Court in the above action, a sale without reserve will be held by the Deputy Sheriff, **Walvis Bay**, at Erf No. 2697 (a Portion of Erf

2588), Paul van Harte Street, Narraville (Extension No 1), Walvis Bay, on **6 July 2021**, at **10h00**, of the undermentioned property:

CERTAIN: Erf No. 2697 (a Portion of Erf 2588),
 Narraville (Extension No. 1)

SITUATE: In the Municipality of Walvis Bay
 (Registration Division "F")

MEASURING: 406 (four nil six) square metres

IMPROVEMENTS: Two bedroom dwelling with lounge,
 kitchen, bathroom, shower/wc/basin,
 laundry, entertainment area, garage and
 two flat/cottages.

TERMS: 10% of the purchase price and the auctioneers' commission must be paid on the date of the sale. The further terms and conditions of the sale will be read prior to the auction and lie for inspection at the office of the Deputy Sheriff, Windhoek and at the offices of the execution creditor's attorneys.

DATED at **WINDHOEK** this 21 st day of **APRIL 2021**.

DR. WEDER KAUTA & HOVEKA INC.
LEGAL PRACTITIONER FOR PLAINTIFF
WHK HOUSE
JAN JONKER ROAD
WINDHOEK

CASE NO: HC-MD-CIV-ACT-CON-2019/01814
IN THE HIGH COURT OF NAMIBIA
MAIN DIVISION - WINDHOEK

In the matter between:

FIRST NATIONAL BANK Plaintiff
OF NAMIBIA LIMITED

and

TREVOR JOHN BRITTEN First Defendant
ADRI HESTERENCE BRITTEN Second Defendant

NOTICE OF SALE IN EXECUTION

In execution of a Judgement of the above Honourable Court in the above action, a sale without reserve will be held by the Deputy-Sheriff, **Walvis Bay**, at Erf No. 2759 (Extension No. 8), Walvis Bay, Republic of Namibia on **7 JULY 2021**, at **10h00**, of the undermentioned property:

CERTAIN: Erf No. 2759, Walvis Bay (Extension
 No. 8)

SITUATED: (Registration Division "F")
 Erongo Region

MEASURING: 1039 (one thousand and thirty nine)
 square metres

HELD BY: Deed of Transfer No: 5002/2010.

PROPERTY DESCRIPTION:

1 x Entrance Hall, 1 x Lounge, 1 x Family Room, 1 x Dining Room, 1 x Kitchen, 1 x Scullery, 3 x Bedrooms, 1 x Bathrooms, 2 x Showers 2 xWC 4 x Out Garage.

TERMS: 10% of the purchase price and the auctioneers' commission must be paid on the date of the sale. The further terms and conditions of the sale will be read prior to the auction and lie for inspection at the office of the Deputy-Sheriff, Walvis Bay and at the offices of the execution creditor's attorneys.

AUCTIONEER'S NOTE:

REFUNDABLE REGISTRATION FEE OF N\$5 000.00

DATED at WINDHOEK this 31st day of MAY 2021.

DR. WEDER KAUTA & HOVEKA INC.
LEGAL PRACTITIONER FOR PLAINTIFF
WHK HOUSE
JAN JONKER ROAD
WINDHOEK

CASE NO: HC-MD-CIV-ACT-CON-2020/00173
IN THE HIGH COURT OF NAMIBIA
MAIN DIVISION - WINDHOEK

In the matter between:

BANK WINDHOEK LIMITED Plaintiff
 and

MYNHARDTJAKOBUS DU PREEZ Defendant

NOTICE OF SALE IN EXECUTION

In execution of a Judgement of the above Honourable Court in the above action, a sale without reserve will be held by the Deputy Sheriff, **Okahandja**, at Section 12, Jo'Bro Village, Dinter Road, Okahandja, on **9 JULY 2021**, at **10h00**, of the undermentioned property:

CERTAIN: Section 12, Jo'Bro Village

SITUATE: In the Municipality of Okahandja (Registration Division "J")

MEASURING: 74 (seven four) square metres

IMPROVEMENTS: Two bedroom townhouse with lounge, kitchen, bathroom, courtyard and carport.

AUCTIONEER'S NOTE:

REFUNDABLE REGISTRATION FEE OF N\$3 000.00

TERMS: 10% of the purchase price and the auctioneers' commission must be paid on the date of the sale. The further terms and conditions of the sale will be read prior to the auction and lie for inspection at the office of the Deputy Sheriff, Okahandja and at the offices of the execution creditor's attorneys.

DATED at WINDHOEK this 19th day of MAY 2021.

DR. WEDER KAUTA & HOVEKA INC.
LEGAL PRACTITIONER FOR PLAINTIFF
WHK HOUSE
JAN JONKER ROAD
WINDHOEK

CASE NO: HC-MD-CIV-ACT-CON-2020/04379
IN THE HIGH COURT OF NAMIBIA
MAIN DIVISION - WINDHOEK

In the matter between:

BANK WINDHOEK LIMITED Plaintiff

and

VERONA INVESTMENTS SIX CC First Defendant
FANUS OOSTHUIZEN Second Defendant
SORREL INVESTMENTS (PTY) LTD Third Defendant
RITZ REISE (PTY) LTD Fourth Defendant
PARKTOWN INVESTMENTS Fifth Defendant
THIRTEEN CC
JAMES JONATHAN Sixth Defendant
BASSINGTHWAIGHTE

NOTICE OF SALE IN EXECUTION

In execution of a Judgement of the above Honourable Court in the above action, a sale without reserve will be held by the Deputy Sheriff, **Windhoek**, at Section No. 3, BRB Offices, Erf 8284, Garten Street, Windhoek, on **6 July 2021**, at **09h00**, of the undermentioned property:

CERTAIN: Section No. 3, BRB Offices, Erf 8284, Windhoek

SITUATE: In the Municipality of Windhoek (Registration Division "K")
 Khomas Region

MEASURING: 402 (four nil two) square metres

IMPROVEMENTS: Large office area on first floor consisting of a reception area, kitchen, walk-in safe, ablutions, storeroom, boardroom, server room, open office area and four private offices.

AUCTIONEER'S NOTE:

REFUNDABLE REGISTRATION FEE OF N\$5 000.00

TERMS: 10% of the purchase price and the auctioneers' commission must be paid on the date of the sale. The further terms and conditions of the sale will be read prior to the auction and lie for inspection at the office of the Deputy Sheriff, Windhoek and at the offices of the execution creditor's attorneys.

DATED at WINDHOEK this 12th day of APRIL 2021.

DR. WEDER KAUTA & HOVEKA INC.
LEGAL PRACTITIONER FOR PLAINTIFF
WHK HOUSE
JAN JONKER ROAD
WINDHOEK

CASE NO: HC-MD-CIV-ACT-CON-2020/04379
IN THE HIGH COURT OF NAMIBIA
MAIN DIVISION - WINDHOEK

In the matter between:

BANK WINDHOEK LIMITED Plaintiff

and

VERONA INVESTMENTS SIX CC First Defendant
FANUS OOSTHUIZEN Second Defendant
SORREL INVESTMENTS (PTY) LTD Third Defendant
RITZ REISE (PTY) LTD Fourth Defendant
PARKTOWN INVESTMENTS Fifth Defendant
THIRTEEN CC
JAMES JONATHAN Sixth Defendant
BASSINGTHWAIGHTE

NOTICE OF SALE IN EXECUTION

In execution of a Judgement of the above Honourable Court in the above action, a sale without reserve will be held by the Deputy Sheriff, **Windhoek**, at Erf 545 (a Portion of Erf 166), No 12 Bowker Street, Klein Windhoek, on **6 July 2021**, at **12h00**, of the undermentioned property:

CERTAIN: Erf No. 545 (a Portion of Erf 166), Klein Windhoek

SITUATE: In the Municipality of Windhoek (Registration Division "K") Khomas Region

MEASURING: 1429 (one four two nine) square metres

IMPROVEMENTS: Three bedroom dwelling with kitchen, lounge, dining room, two bathrooms, garage and storeroom.

AUCTIONEER'S NOTE: **REFUNDABLE REGISTRATION FEE OF N\$5 000.00**

TERMS: 10% of the purchase price and the auctioneers' commission must be paid on the date of the sale. The further terms and conditions of the sale will be read prior to the auction and lie for inspection at the office of the Deputy Sheriff, Windhoek and at the offices of the execution creditor's attorneys.

DATED at WINDHOEK this 10th day of MARCH 2021.

DR WEDER KAUTA & HOVEKA INC
LEGAL PRACTITIONER FOR PLAINTIFF
WHK HOUSE
JAN JONKER ROAD
WINDHOEK

CASE NO: HC-MD-CIV-ACT-CON-2020/04379
IN THE HIGH COURT OF NAMIBIA
MAIN DIVISION - WINDHOEK

In the matter between:

BANK WINDHOEK LIMITED Plaintiff

and

VERONA INVESTMENTS SIX CC First Defendant
FANUS OOSTHUIZEN Second Defendant
SORREL INVESTMENTS (PTY) LTD Third Defendant
RITZ REISE (PTY) LTD Fourth Defendant
PARKTOWN INVESTMENTS Fifth Defendant
THIRTEEN CC
JAMES JONATHAN Sixth Defendant
BASSINGTHWAIGHTE

NOTICE OF SALE IN EXECUTION

In execution of a Judgement of the above Honourable Court in the above action, a sale without reserve will be held by the Deputy Sheriff, **Windhoek**, at Section No. 13, Parktown, Erf 1264 Coetzee Street, Pionierspark, Windhoek, on **6 July 2021**, at **10h30**, of the undermentioned property:

CERTAIN: Section No. 13, Parktown, Erf 1264 Pionierspark

SITUATE: In the Municipality of Windhoek (Registration Division "K") Khomas Region

MEASURING: 97 (four nil two) square metres

IMPROVEMENTS: Three bedroom flat on first floor with open plan lounge/kitchen, guest WC, bathroom and balcony.

AUCTIONEER'S NOTE: **REFUNDABLE REGISTRATION FEE OF N\$5 000.00**

TERMS: 10% of the purchase price and the auctioneers' commission must be paid on the date of the sale. The further terms and conditions of the sale will be read prior to the auction and lie for inspection at the office of the Deputy Sheriff, Windhoek and at the offices of the execution creditor's attorneys.

DATED at WINDHOEK this 29th day of APRIL 2021.

DR WEDER KAUTA & HOVEKA INC
LEGAL PRACTITIONER FOR PLAINTIFF
WHK HOUSE
JAN JONKER ROAD
WINDHOEK

CASE NO: HC-MD-CIV-ACT-CON-2020/01993
IN THE HIGH COURT OF NAMIBIA
MAIN DIVISION - WINDHOEK

In the matter between:

BANK WINDHOEK LIMITED Plaintiff

and

RHEINHOLDT HORASEB First Defendant
FRANZISKA HORASES Second Defendant

NOTICE OF SALE IN EXECUTION

In execution of a Judgement of the above Honourable Court in the above action, a sale without reserve will be held by the Deputy Sheriff, **Khorixas**, at Erf No. 2102, Khorixas, on **7 July 2021**, at **10h00**, of the undermentioned property:

CERTAIN:	Erf No. 2102, Khorixas	MERMARIA SEAFOOD NAMIBIA (PTY) LTD	Eighteenth Defendant
SITUATE:	In the Town of Khorixas (Registration Division "A")	SAGA SEAFOOD (PTY) LTD	Nineteenth Defendant
		HEINASTE INVESTMENT (NAMIBIA) (PTY) LTD	Twentieth Defendant
MEASURING:	1215 square metres	SAGA INVESTMENT (PTY) LTD	Twenty First Defendant
		ESJA INVESTMENT (PTY) LTD	Twenty Second Defendant
IMPROVEMENTS:	Four bedroom dwelling with lounge, TV/Family room, dining room, kitchen, pantry, scullery, two bathrooms, separate WC, dressing room, shower, garage, carport and storeroom.	JOHANNA NDAPANDULA	First Respondent
		HATUIKULIPI	
		SWAMMA ESAU	Second Respondent
		AL INVESTMENTS NO FIVE CLOSE CORPORATION	Third Respondent
		OHOLO TRADING	Fourth Respondent
		CLOSE CORPORATION	
		GWAANILONGA INVESTMENTS (PTY) LTD	Fifth Respondent

TERMS: 10% of the purchase price and the auctioneers' commission must be paid on the date of the sale. The further terms and conditions of the sale will be read prior to the auction and lie for inspection at the office of the Deputy Sheriff, Khorixas and at the offices of the execution creditor's attorneys.

DATED at WINDHOEK this 16th day of APRIL 2021.

DR. WEDER KAUTAWOVEKA INC.
LEGAL PRACTITIONER FOR PLAINTIFF
WHK HOUSE
JAN JONKER ROAD
WINDHOEK

**IN THE APPLICATION FOR A RESTRAINT ORDER
IN TERMS OF SECTION 25 OF THE PREVENTION OF
ORGANISED CRIME ACT, NO. 29 OF 2004**

COURT ORDER

Having heard **MARIETTE BOONZAIER**, on behalf of the Applicant and having read the Notice of Motion, Affidavits and annexures thereto;

IT IS HEREBY ORDERED THAT:

HC-MD-CIV-MOT-POCA-2020/00429
IN THE HIGH COURT OF NAMIBIA, MAIN DIVISION
HELD AT WINDHOEK
ON FRIDAY, THE 13TH DAY OF NOVEMBER 2020
BEFORE THE HONOURABLE JUSTICE SIBEYA

In the *ex parte* matter of:

THE PROSECUTOR-GENERAL Applicant

and

RICARDO GUSTAVO	First Defendant
TAMSON TANGENI HATUIKULIPI	Second Defendant
JAMES NEPENDA HATUIKULIPI	Third Defendant
SACKEUS E EDWARDS	Fourth Defendant
TWELITYAAMENA SHANGHALA	
BERNARDT MARTIN ESAU	Fifth Defendant
PIUS NATANGWE MWATELULO	Sixth Defendant
NAMGOMAR PESCA NAMIBIA (PTY) LTD	Seventh Defendant
ERONGO CLEARING AND FORWARDING CLOSE CORPORATION	Eighth Defendant
JTH TRADING CLOSE CORPORATION	Ninth Defendant
GREYGUARD INVESTMENTS CC	Tenth Defendant
OTUAFIKA LOGISTICS CLOSE CORPORATION	Eleventh Defendant
OTUAFIKA INVESTMENTS CLOSE CORPORATION	Twelfth Defendant
FITTY ENTERTAINMENT CLOSE CORPORATION	Thirteenth Defendant
TRUSTEES OF CAMBADARA TRUST T223/08 JAMES NEPENDA HATUIKULIPI	Fourteenth Defendant
OLEA INVESTMENTS NUMBER NINE CLOSE CORPORATION	Fifteenth Defendant
TRUSTEES OF OMHOLO	Sixteenth Defendant
TRUST T118/11 MAREN DE KLERK ESJA HOLDING (PTY) LTD	Seventeenth Defendant

1. The applicant is directed in terms of section 25(2) of POCA and regulation 7(b) of the POCA Regulations, that this application is heard *ex parte* and in camera.
2. A provisional restraint order, with immediate effect, is made against the 1st to 16th defendants and the respondents in the terms of the draft order, annexure X.
3. Any information pertaining to these proceedings may not be made public in any manner until service of this order and application on the defendants and respondents on or before 27 November 2020.
4. The 1st to 16th defendants and the respondents are called upon to show cause on the day of 22 January 2021 why a final order should not be made in the terms of annexure X.
5. The 1st to 16th defendants and any respondent intending to oppose the confirmation of this provisional order on the return date must, give notice to the applicant's legal practitioner in writing, within 10 days after service of this application and, in the notice, appoint an address within a flexible radius from the court, referred to in rule 65(5), at which notice will be accepted and service of all documents in these proceedings; and within 14 days after delivery of such notice(s) of intention to oppose, file answering affidavits, if any.
6. The 1st to 16th defendants and respondents may make application to anticipate the return date for the purpose of discharging or varying the provisional order on not less than 24 hours' notice of such application to the applicant.

BY ORDER OF THE COURT

REGISTRAR OF THE HIGH COURT

TO: THE PROSECUTOR-GENERAL
2nd floor
Sanlam Building Independence Avenue
Windhoek
Khomas
Namibia

AND TO: The 1st Defendant
Ricardo Gustavo
Erf 229 Finkenstein, Windhoek, Khomas,
Namibia
The 2nd Defendant
Tamson Tangeni Hatuikulipi
Erf 865 Garibes Street, Kleine Kuppe,
Windhoek, Khomas, Namibia
The 3rd Defendant
James Nependa Hatuikulipi
Erf 21B Joseph Ithana Street Ludwigsdorf,
Windhoek, Khomas, Namibia
The 4th Defendant
Sackeus E Edwards Twelityaamena Shanghala
13 Berg Street Klein - Windhoek, Windhoek,
Khomas, Namibia
The 5th Defendant
Bernardt Martin Esau
Erf 91 Papageien Street Hochlandpark,
Windhoek, Khomas, Namibia
The 6th Defendant
Pius Natangwe Mwatelulo
Erf 149 Albatros Street Hochlandpark,
Windhoek, Khomas, Namibia
The 7th Defendant
Namgomar Pesca Namibia (Pty) Ltd
4 Papageien Road Hochland Park, Windhoek,
Khomas, Namibia
The 8th Defendant
Erongo Clearing and Forwarding Close Corpo-
ration
Erf 9608 Eros, Windhoek, Khomas, Namibia
The 9th Defendant
JTH Trading Close Corporation
Erf 138 Sam Nuyoma Avenue Office Number
2, Walvis Bay, Erongo, Namibia
The 10th Defendant
Greyguard investments CC
21 B Joseph Ithana Street Ludwigsdorf,
Windhoek, Khomas, Namibia
The 11th Defendant
Otuafika Logistics Close Corporation
Erf 111 John Meinert Street Windhoek - West,
Windhoek, Khomas, Namibia
The 12th Defendant
Otuafika Investments Close Corporation
Erf 111 John Meinert Street Windhoek - West,
Windhoek, Khomas, Namibia
The 13th Defendant
Fitty Entertainment Close Corporation
No. 4 Mossiehof Street Tauben Glen
Hochlandpark, Windhoek, Khomas, Namibia
The 14th Defendant
Trustees of Cambadara Trust T223/08 James
Nependa Hatuikulipi
Erf 21B Joseph Ithana Street Ludwigsdorf,
Windhoek, Khomas, Namibia
The 15th Defendant
Olea Investments Number Nine Close
Corporation

24 Orban Street Klein - Windhoek, Windhoek,
Khomas, Namibia
The 16th Defendant
Trustees of Omholo Trust T118/11 Maren
De Klerk
No. 4 Ursula Street Ludwigsdorf, Windhoek,
Khomas, Namibia
The 17th Defendant
ESJA HOLDING (PTY) LTD
149 Sam Nujoma Street, Walvis Bay, Erongo,
Namibia
The 18th Defendant
Mermaria Seafood Namibia (Pty) Ltd
149 Sam Nujoma Street, Walvis Bay, Erongo,
Namibia
The 19th Defendant
Saga Seafood (Pty) Ltd
149 Sam Nuyoma Avenue, Walvis Bay, Erongo,
Namibia
The 20th Defendant
Heinaste Investment (Namibia) (Pty) Ltd
122 Theo Ben Guirab Street, Walvis Bay,
Erongo, Namibia
The 21st Defendant
Saga Investment (Pty) Ltd
1st Floor PWC Building 122 Theo Ben Guirab
Street, Walvis Bay, Erongo, Namibia
The 22nd Defendant
Esja Investment (Pty) Ltd
149 Sam Nujoma Avenue, Walvis Bay, Erongo,
Namibia
The 1st Respondent
Johanna Ndapandula Hatuikulipi
Erf 865 Garibes Street Kleine Kuppe,
Windhoek, Khomas, Namibia
The 2nd Respondent
Swamma Esau
Erf 91 Papageien Street Hochlandpark,
Windhoek, Khomas, Namibia
The 3rd Respondent
AL Investments No Five Close Corporation
No. 2 Franz Street Klein - Windhoek
The 4th Respondent
Oholo Trading Close Corporation
Erf 138 Sam Nuyoma Avenue, Walvis Bay,
Erongo, Namibia
The 5th Respondent
Gwaaniilonga Investments (Pty) Ltd
24 Orban Street, Windhoek, Khomas, Namibia

Registrar of Deeds
The Master of the High Court
John Meinert Street, Windhoek

Annexure X

**IN THE HIGH COURT OF NAMIBIA MAIN DIVISION,
WINDHOEK**

Case:

In the application of:

THE PROSECUTOR -GENERAL Applicant

against

RICARDO GUSTAVO	First Defendant
TAMSON TANGENI HATUIKULIPI	Second Defendant
JAMES NEPENDA HATUIKULIPI	Third Defendant
SACKEUS E EDWARDS	Fourth Defendant
TWELITYAAMENA SHANGHALA	
BERNARDT MARTIN ESAU	Fifth Defendant
PIUS NATANGWE MWATELULO	Sixth Defendant
NAMGOMAR PESCA NAMIBIA (PTY) LTD	Seventh Defendant
ERONGO CLEARING AND FORWARDING CLOSE CORPORATION	Eighth Defendant
JTH TRADING CLOSE CORPORATION	Ninth Defendant
GREYGUARD INVESTMENTS CC	Tenth Defendant
OTUAFIKA LOGISTICS CLOSE CORPORATION	Eleventh Defendant
OTUAFIKA INVESTMENTS CLOSE CORPORATION	Twelfth Defendant
FITTY ENTERTAINMENT CLOSE CORPORATION	Thirteenth Defendant
TRUSTEES OF CAMBADARA TRUST T223/08 JAMES NEPENDA HATUIKULIPI	Fourteenth Defendant
OLEA INVESTMENTS NUMBER NINE CLOSE CORPORATION	Fifteenth Defendant
TRUSTEES OF OMHOLO TRUST T118/11 MAREN DE KLERK	Sixteenth Defendant
ESJA HOLDING (PTY) LTD	Seventeenth Defendant
MERMARIA SEAFOOD NAMIBIA (PTY) LTD	Eighteenth Defendant
SAGA SEAFOOD (PTY) LTD	Nineteenth Defendant
HEINASTE INVESTMENT (NAMIBIA) (PTY) LTD	Twentieth Defendant
SAGA INVESTMENT (PTY) LTD	Twenty First Defendant
ESJA INVESTMENT (PTY) LTD	Twenty Second Defendant

and against

JOHANNA NDAPANDULA HATUIKULIPI	First Respondent
SWAMMA ESAU	Second Respondent
AL INVESTMENTS NO FIVE CLOSE CORPORATION	Third Respondent
OHOLO TRADING CLOSE CORPORATION	Fourth Respondent
GWAANILONGA INVESTMENTS (PTY) LTD	Fifth Respondent

RESTRAINT ORDER

A restraint order:

- 1 This is a restraint order made in terms of section 25 of the Prevention of Organised Crime Act 29 of 2004 (*POCA*). The applicant applies for an order to be made in these terms, initially only against the 1st to 16th defendants and the respondents, but later also against the 17th to 22nd defendants. This order must accordingly be read with and subject to the court orders which incorporate it.

Restraint

- 1.1 The defendants and the respondents and any other person with knowledge of this order are hereby prohibited from dealing in any manner with the property, except as required or permitted by this order.

- 1.2 Notwithstanding the provisions of this order, any person who has financial obligations in respect of any of the property is ordered to fulfil such obligations, including any obligations relating to mortgage bonds, vehicle finance, rates, taxes, licenses, utilities such as water and electricity accounts, and all interest accruing in respect of such obligations.

The property

- 1.3 This Order relates to realisable property as defined in sections 20 and 22 of *POCA* and extends to:

1.3.1 The property specified in the Schedule of Assets (**Annexure "A"**) attached hereto, insofar as it remains property held by the defendants and the respondents.

1.3.2 All other property held by the defendants and the respondents at any time before or after the granting of this Order whether in their respective names or not, including all property held for or on the defendants and respondents' behalf by any person or entity and further including the shareholding of the 1st to 22nd defendants and respondents in any other legal entity;

1.3.3 Any property held by any legal representative on behalf of any of the defendants and respondents in trust or in any other way, whether received from the defendants and the respondents or a third party on behalf of the defendants and respondents before or after the granting of this order;

1.3.4 All property that would be realisable property, if transferred to the defendants and the respondents or to any third party at any time after the granting of this Order;

1.3.5 All other affected gifts received by the defendants and the respondents or any other person or entity at any time before or after the granting of this order or any property held by any of the defendants and the respondents, person or entity who received such gift, to the value thereof, whether or not in the names of such defendants and respondents, persons or entities;

1.3.6 Any such further property as may be identified by the *curator bonis* appointed under this Order (**the curator bonis**) or the applicant as constituting realisable property as would likely, when realised, yield a value sufficient to satisfy a confiscation amount.

- 1.4 Provided that the following property, although bound to be disclosed, is excluded from the restraint and surrender provisions of this Order:

1.4.1 Property referred to in paragraph 1.3.1 which has been specified and its source

revealed in relation to which the *curator bonis* is satisfied by evidence under oath that the property is not realisable property;

1.4.2 Such realisable property as the *curator bonis* may certify in writing in respect of:

1.4.2.1 The first respondent to be in excess of N\$3 554 500;

1.4.2.2 The third respondent to be in excess N\$3 951 200;

1.4.2.3 The fourth respondent to be in the excess of N\$3 774 820;

1.4.3.4. The fifth respondent to be in the excess of N\$2 180 000;

adjusted to take into account:

a) Fluctuations in the value of money as calculated in terms of sections 20 and 21 of the POCA;

Expenses related to the restrained assets which would ordinarily be carried by the estate.

Such certification shall be based on the determination by the *curator bonis* of the value that the property disclosed to him is likely, in his opinion, to yield when realised.

1.4.3 Such clothing, bedding, ordinary household furniture, kitchen and laundry appliances and utensils and other articles (other than luxuries) as the *curator bonis* may consider to be reasonably needed for the daily use of the defendants and respondents pending the return day of this Order.

Execution of the Order

1.5 This Order will be executed under the supervision and control of the *curator bonis*. Representatives of the applicant may accompany the *curator bonis* in order to represent the applicant's interest in the execution of this order.

Surrender of Property

1.6 The defendants and the respondents are hereby ordered, in terms of section 29(1)(b) of POCA, to surrender forthwith all the property into the custody of the *curator bonis*, after the *curator bonis* has identified himself by displaying a copy of this order.

Surrender of property by third parties

1.7 Any other person (**third party**) who may be in possession of any of the property, is hereby ordered in terms of section 29(1)(b) of POCA to surrender forthwith all such property into the custody of the *curator bonis*, after

the deputy sheriff has served a copy of this order and an affidavit by the *curator bonis* setting out the grounds on which he believes that the third party has possession or control of such property.

1.8 After serving this order and the affidavit referred to in the previous paragraph on the third party, the sheriff is required to deliver the original affidavit and his return of service to the applicant's legal practitioner, and the latter is required to file the original affidavit and return of service with the Registrar of this court forthwith.

1.9 Any other third party who is in possession or control of any of the property and who in any way receives notice or acquires knowledge of this order, is hereby ordered to surrender such property within 24 hours after receiving notice or acquiring knowledge of this order, to the *curator bonis*.

Repatriation

1.10 Any person who, in terms of this Order, is required to surrender any of the property to the *curator bonis*, shall, where any such property is held or is situated outside of the Republic of Namibia, repatriate the property concerned in consultation with the *curator bonis* in order to comply with the said obligation to surrender.

Release of property

1.11 The *curator bonis* shall have the discretion to release any of the property back into the custody of the person who held it, under conditions the *curator bonis* deems appropriate for its proper administration and preservation, and subject to the *curator bonis*:

1.11.1 retaining sufficient control over such property, and

1.11.2 ensuring the preservation of the value and/or physical state of such property.

Search and Seizure

1.12 If the *curator bonis*, after requiring the surrender of property in accordance with this order, should at any time have reasonable grounds for believing that the defendants or third party who has become obliged to surrender any property in accordance with this order has failed to do so, the *curator bonis* may give any member of the Namibian Police Force ("Nampol") the particulars of the property concerned, the name of the defendant or third party suspected of being in possession of it, and the address at which he suspects the property may be found, and the member of Nampol will thereupon be authorised by this order, without further enquiry, but subject to the safeguards set out below, to enter the premises indicated by the *curator bonis*, to search for the property concerned and, on finding such property, to seize it and to place it in the custody of the *curator bonis*.

Safeguards

1.13 Before any search or seizure takes place, the defendant or third party whose premises are to be searched, or from whose possession property is to be seized, shall be afforded a reasonable opportunity, under the supervision

of the *curator bonis* and/or any member of Nampol who may be present, to summon a legal representative to be present during the search and seizure.

- 1.14 If it should appear to the *curator bonis*, from circumstances of which he shall keep a contemporaneous note, that the right to summon a legal representative is being made the occasion of needless or unreasonable delay, or that any defendant or third party appears to be using the delay to create an opportunity to dissipate or conceal or divest themselves of property or in any other manner obstruct the *curator bonis* in carrying out his functions under this order, the *curator bonis* is hereby empowered, after warning those present that the search is to commence, to authorise the members of Nampol to proceed with the search and seizure forthwith, whether or not the legal representative of the defendant or third party is then present.

Inventory

- 1.15 A detailed inventory of all property surrendered by any person, or seized, must be prepared by the *curator bonis* at the time of the surrender or the seizure. The person from whose possession the property is taken, or his or her legal representative, must be afforded an opportunity to check the inventory and either to sign it as correct or to note any alleged inaccuracy on it. A copy of the inventory must be left with the person from whose possession any property is taken.

- 1.16 Within 20 days of the seizure of property under this order, the *curator bonis* must file with the Master of the High Court an inventory of the property placed under restraint, including its estimated value.

Disclosure by Defendants

- 1.17 In terms of section 25(7) of POCA, the defendants are hereby ordered to disclose to the *curator bonis* on affidavit in such form as the *curator bonis* may determine forthwith, and in any event by no later than within 10 days of service of notice of this order, a description and the whereabouts of:

1.17.1 all the property (as defined in section 1 read with section 17(2) of POCA), which has not been physically surrendered into the possession or otherwise placed under the effective control of the *curator bonis* immediately upon the service of this order;

1.17.2 All the property which, according to the present knowledge of the defendants is to be transferred to the defendants at any time;

1.17.3 Any and all affected gifts as defined in sections 20(1) and 22 of POCA, made by any of the defendants, together with the name and address of the Donee.

- 1.18 The defendants are further ordered to disclose to the *curator bonis* in an affidavit, as soon as they come to know of it, the nature and the whereabouts of any property which they may hereafter come to learn is to be transferred to any defendant at any time;

- 1.19 The defendants are further required, on or before the 7th day of each month, to provide the *curator bonis* under oath with monthly income and expenditure statements together with supporting documentation.

Disclosure by Donee of Affected Gifts and Beneficiaries

- 1.20 Any person or entity who is, or who becomes aware of this order and who has received from any defendant any affected gift as defined in sections 20(1) and 22 of the POCA, is hereby ordered in terms of section 25(7) of the POCA to deliver to the *curator bonis*, within 10 days after coming to know of this order, an affidavit in which he or she shall set out:

1.20.1 the nature of the property which wholly or in part constituted a gift;

1.20.2 the date on which it was made over to the Donee;

1.20.3 the value of such property at the date of the gift;

1.20.4 the value of any consideration given for such property;

1.20.5 whether or not the Donee has retained the property in the form in which he or she received it;

1.20.6 if not, the manner and date of its alienation, the nature and value of the consideration received by the Donee, and the proportion of such consideration that represented the gift;

1.20.7 the nature and value of the property which, in terms of section 21(3)(b) of the POCA, directly or indirectly represents in the hands of the Donee property into which the gift has been converted, and the proportion of such property that currently represents the gift.

Living and legal expenses

- 1.21 The court may order the release of realisable property within the control of the *curator bonis* if any defendant satisfies the court that:

1.21.1 he/she has made full disclosure to the *curator bonis* under oath of all his/her interests in the property subject to the restraint; and

1.21.2 he/she cannot meet the expenses concerned out of his/her unrestrained property.

- 1.22 Such order would be aimed at meeting:

1.22.1 the reasonable current and prospective living expenses of such person and his/her family or household; and

1.22.2 the reasonable current and prospective legal expenses of such person in connection with any proceedings instituted against him/her in terms of chapter 5 of POCA or any criminal proceedings to which such proceedings relate.

The Curator Bonis

- 1.23 In terms of section 29(1)(a) of POCA, David John Bruni and Ian Robert McLaren from Bruni and McLaren Liquidators, is hereby appointed as *curator bonis* subject to the applicable provisions of the Administration of Estates Act, No. 66 of 1965, and as the supervision of the Master of the High Court.
- 1.24 After obtaining letters of curatorship in terms of section 92(1) of POCA, the *curator bonis* is hereby authorised and required to take care of such property and to administer it, whether such property is situated inside or outside the Republic.
- 1.25 The *curator bonis* shall have such powers, duties and authority as provided for or implied in POCA and such further powers as are specified or implied in this Order.
- 1.26 In particular the *curator bonis* will be entitled to pay expenses relating to the property, which would ordinarily be carried by the estate out of the realisable property. If no liquid assets are available to the *curator bonis* to pay these expenses, the *curator bonis* will have the power to sell any of the property, in consultation with the respective owner of such specific property in order to properly administer the property under his control.
- 1.27 The *curator bonis* will further be entitled to deal with any funds in any banking accounts forming part of the property and is accordingly authorised to hold the necessary signing powers on such accounts and to give directions to banking institutions, and other persons in control of any of those funds regarding the utilization of such funds.
- 1.28 The *curator bonis* shall have the power and authority to act in any capacity to locate any of the property, to take the property into his possession, to bring the property within the jurisdiction of this Honourable Court, to exercise effective control of the property, to take care of the property or to administer the property.
- 1.29 These powers of the *curator bonis* extend to all the property wherever it may be situated in the world.
- 1.30 This Order will thus operate as a power of attorney for the *curator bonis* to deal with all the property as if he himself were the owner or holder thereof.
- 1.31 The *curator bonis* shall have the power and authority to act as shareholder or member in the place and stead of the defendants with regard to the shareholdings held by the said defendants in any company or with regard to the membership held by the defendants in any close corporation or entity.
- 1.32 The *curator bonis* shall have the power and authority to in act in the place and stead of the defendant and replace any defendant as a trustee of a Trust for the duration of the Order.
- 1.33 The *curator bonis* may, where it is expedient for the effective execution of this Order, authorise, in writing any person who, in his view, is capable of acting on his behalf, to exercise on his behalf any of the powers, duties and authority conferred on him.
- 1.34 The *curator bonis* is hereby authorised to take all reasonable and lawful steps to discover any fact relating to any of the property, and to locate such property with a view to achieving the objects of this Order, read in the context of POCA, and in particular, section 29(1) thereof including:
- 1.34.1 To inspect or temporarily remove and retain, copy and analyse all documents held by, or any data stored on any computer software or hardware used by the defendants insofar as this may reasonably be required to trace further realisable property.
- 1.34.2 To make enquiries of the defendants and the respondents, including having the authority to visit any defendant in custody, as well as their accountants or auditors (if any) and, pursuant to such enquiries, to inspect or temporarily retain, copy, and analyse all relevant documentation relating to the affairs of the defendants and respondents insofar as this may be reasonably required to trace further realisable property.
- 1.34.3 To contact all financial institutions here and abroad known to or suspected by the *curator bonis* to be holding monies, interests or assets subject to this Order, and to inform such institutions of the existence of the terms of this order, and to make arrangements for the recovery of such monies, interests and assets.
- 1.35 The *curator bonis* is further authorised to require any person obliged to make disclosure in terms of this Order, to provide such further and specific information under oath as the *curator bonis* considers relevant to any fact that has been so disclosed or that should have been disclosed, which authority shall be exercised with a view to achieving the objects of this Order, read in the context of POCA and, in particular section 29(1) thereof.
- 1.36 If the *curator bonis* or the applicant, should at any time have reasonable grounds for believing that any person (**a Donee**) has received an affected gift, as defined in sections 20(1) and 22 of POCA, they may apply to this Court *ex parte* and on the same papers, supplemented as far as need be, for the joinder of the Donee as a respondent and for the extension of this Order to the Donee and to the affected gift or other property held by the Donee to the value of such gift, so far as may be appropriate.
- 1.37 The *curator bonis* is authorised to convert any of the property under his control, including immovable property, into cash with the mutual consent of the applicant, the owner of the property concerned and any other person or entity who may have a real right therein.
- 1.38 The *curator bonis* shall have the discretion to release any of the property back into the custody of the person who held such property, under such conditions as the *curator bonis* deems appropriate for the proper administration and preservation thereof, and subject to the *curator bonis*:
- 1.38.1 retaining sufficient control over such property; and
- 1.38.2 ensuring the preservation of the value and/or physical state of such property.

1.39 The *curator bonis* is required and directed to serve on the applicant's attorney, any other party who may have delivered notice of intention to oppose the confirmation of this Order, at the address given by such party for the service of documents, and to file with the Registrar of this Court, together with a copy or the delivery to the Master of the High Court, an interim report, within three months from the date of this Order, in which he shall set out:

1.39.1 A description and a sworn valuation (market value as well as forced-sale value) of each item of property of which he has taken possession or control in terms of this Order;

1.39.2 In respect of any item that the *curator bonis* may have obtained from a third party, or over which he may have assumed control while leaving it in the possession of a third party, the name and address of the third party, together with a description of the item and a statement of the grounds upon which he took possession or control of it;

1.39.3 The manner in which he has dealt with or intends to deal with the property taken into his possession or under his control;

1.39.4 Any other recommendation that he may see fit to make with regard to any realisable property he has not by then obtained possession or control, or in respect of the definition or extension of his powers and duties, or in respect of any other aspect of this matter directed to achieving the objects of POCA.

1.40 The *curator bonis* is further directed to file supplementary reports containing additional relevant information as and when such reports become necessary.

1.41 In terms of section 29(3) of POCA, the fees of the *curator bonis* and, *ex post facto*, expenses and disbursements reasonably incurred, as certified by the Master, by the *curator bonis* in the execution of his duties which have not been paid out of the estate, shall be paid from the proceeds of any Confiscation Order that may be made against the defendants failing which, by the State, provided that the *curator bonis* is entitled to recover interest not exceeding the prime lending rate of the major financial institutions on such expenses and disbursements.

The Registrar of Deeds

1.42 The Registrar of Deeds is directed to endorse the title deeds of all the immovable property registered in the name of the defendants (details of which will either appear from Annexure "A" or be supplied to the Registrar by the *curators bonis*) with the following restriction, namely, that the property shall not, without the consent of this Court:

1.42.1 Be mortgaged or otherwise encumbered;

1.42.2 Be attached or sold in execution (subject to the powers afforded to the *curators bonis* above); or

1.42.3 Vest in the Master of the High Court, or the trustee of the insolvent estate of the owner, if the estate of the owner should be sequestrated.

Refusal or failure to comply with Order an offence

2 In terms of section 89 (2), read with section 89(4) of POCA, any person who intentionally refuses or fails to comply with this order shall be guilty of an offence and shall be liable on conviction to a fine or to a period of imprisonment of up to 15 years.

SERVICE

3 There is to be service forthwith by the deputy - sheriff on the defendants and the respondents of:

3.1 This order, including annexures A and B;

3.2 The notice of motion and its supporting affidavits and annexures.

NOTICE TO OTHER PERSONS

4 In terms of section 25(4) of POCA, the applicant is directed forthwith to give notice of this Order, delivering a copy by hand, facsimile or by registered post, to

4.1 The Registrar of Deeds;

4.2 The *curators bonis*,

4.3 Nedbank;

4.4 First National Bank of Namibia;

4.5 Bank Windhoek;

4.6 Standard Bank Namibia;

4.7 Agribank.

And any other person who becomes known to the applicant to be affected by this Order.

BY ORDER OF COURT

REGISTRAR OF THE HIGH COURT

HC-MD-CIV-MOT-GEN-2021/00191
IN THE HIGH COURT OF NAMIBIA, MAIN DIVISION,
HELD AT WINDHOEK
ON FRIDAY, THE 11TH DAY OF JUNE 2021 BEFORE
THE HONOURABLE JUSTICE MASUKU

In the matter between:

ALWYN PETRUS VAN STRATEN N.O. First Applicant

FAANBERGH PROPERTIES (PROPRIETARY) LIMITED Second Applicant

and

TWAFIKA HOLDINGS (PROPRIETARY) LIMITED Respondent

COURT ORDER

Having heard **ADV. J. SCHICKERLING**, on behalf of the Applicants and having read the pleadings for HC-MD-CIV-MOT-GEN-2021/00191 and other documents filed of record:

IT IS HEREBY ORDERED THAT:

1. The respondent is hereby placed under provisional order of liquidation, into the hands of the Master of the High Court of Namibia.
2. A rule nisi is hereby issued calling upon the respondent and all/any other interested parties to show cause (if any) on or before 23 JULY 2021 at 10:00 why: the respondent should not be placed under final order of liquidation; the costs of this application should not be costs in the winding-up of the respondent.
3. Service of this order shall be effected:
 - 3.1 upon the respondent, by the Deputy-Sheriff of Windhoek, by delivering a copy thereof at the respondent's registered address being Unit C Fapwill Building, Corner of Jan Jonker Road and Lazarette Street, Windhoek; and
 - 3.2 by publishing a copy of this order in one edition of each of the Government Gazette and the Namibian newspaper.

BY ORDER OF THE COURT**REGISTRAR**

TO: JACOBUS VISSER
On behalf of 1st Applicant and 2nd Applicant
Koep & Partners
33 Schanzen Road
Windhoek
Namibia

AND TO: TWAFIKA HOLDINGS (PROPRIETARY) LIMITED
Respondent
Unit C fapwill Building
Cnr of Jan Jonker Road And Lazarette Street
Windhoek
Khomas
Namibia

The Master of the High Court
John Meinert Street, Windhoek

HC-MD-CIV-MOT-GEN-2021/00206
IN THE HIGH COURT OF NAMIBIA, MAIN DIVISION,
HELD AT WINDHOEK ON THURSDAY, THE 17TH
DAY OF JUNE 2021 BEFORE THE HONOURABLE
JUSTICE PARKER

In the matter between:

ALWYN PETRUS VAN STRATEN N.O. First Applicant
FAANBERGH PROPERTIES Second Applicant
(PROPRIETARY) LIMITED

and

LAZARETT STREET NUMBER
THIRTEEN (PROPRIETARY) LIMITED

Respondent

COURT ORDER

Having read the application for HC-MD-CIV-MOT-GEN-2021/00206 and other documents filed of record, in chambers and in absence of the parties:

IT IS HEREBY ORDERED THAT:

1. The respondent be placed under provisional order of liquidation, into the hands of the Master of the High Court.
2. A rule nisi is issued calling upon the respondent and all/any interested parties to show cause (if any) on/before 30 JULY 2021 at 10:00 why:
 - 2.1 the respondent should not be placed under final order of liquidation;
 - 2.2 the costs of this application should not be costs in the winding-up of the respondent.
3. Ordering and directing that service of this order by effected:
 - 3.1 upon the respondent, by delivering a copy thereof at the respondent's registered address being Unit C Fapwill Building, Corner of Jan Jonker Road and Lazarette Street, Windhoek; and
 - 3.2 by publishing a copy of this order in one edition of each of the Government Gazette and the Namibian newspaper.

BY ORDER OF THE COURT**REGISTRAR**

TO: JACOBUS VISSER
On behalf of 1st Applicant and 2nd Applicant
Koep & Partners
33 Schanzen Road Windhoek
Namibia Namibia

AND TO: LAZARETT STREET NUMBER THIRTEEN (PROPRIETARY) LIMITED
Respondent
Cnr Jan Jonker Road And Lazarette Street
Windhoek
Khomas
Namibia

The Master of the High Court
John Meinert Street, Windhoek

NOTICE OF LOST LAND TITLE NO. 246

Notice is hereby given that we, **HARMSE ATTORNEYS**, intend to apply for a certified copy of:

CERTAIN: Erf No. Rehoboth A 273

SITUATE: In the Town of REHOBOTH
(Registration Division "M")
Hardap Region

MEASURING: 1300 (one three nil nil) square metres
 HELD BY: Land Title No. Rehoboth A 273
 The property of: SONNYBOY GIDEON BAILEY and
 MAGRIETA ALBERTA BAILEY

All persons who object to the issue of such copy are hereby required to lodge their objections with the Registrar within three weeks from the last publication of this notice.

Dated at Windhoek this 14th June 2021.

**HARMSE ATTORNEYS
 1ST FLOOR, SOKOLIC BUILDING
 JOHN MEINERT STREET
 WINDHOEK**

**THE ALIENS ACT, 1937
 NOTICE OF INTENTION OF CHANGE OF SURNAME**

I, **EKANDJO PAULUS**, residing at Erf 5, Khomasdal unemployed, intend applying to the Minister of Home Affairs for authority under section 9 of the Aliens Act, 1937, to assume the name and surname **JOHANNES NANGULA** for the reasons that I am using my father's first name (**PAULUS**) as a surname, instead of his surname **NANGULA**.

I previously bore the name **EKANDJO PAULUS**.

Any person who objects to my assumption of the said name and surname of **JOHANNES NANGULA** should as soon as may be lodge his or her objection, in writing, with a statement of his or her reasons therefore, with the Magistrate of Windhoek.

**E. PAULUS
 WINDHOEK
 NAMIBIA**

**THE ALIENS ACT, 1937
 NOTICE OF INTENTION OF CHANGE OF SURNAME**

I, **MAGDALEENA NDAPANDULA VATALENI**, residing at National Health Training Centre, Block Room 14, Mahatma Ghombhi Street, Khomasdal and a student, intend applying to the Minister of Home Affairs for authority under section 9 of the Aliens Act, 1937, to assume the surname **MATHEUS** for the reasons that **MATHEUS** is my father and grandfather's surname and **VATALENI** is my grand father's nickname.

I previously bore the name **MAGDALEENA NDAPANDULA VATALENI**.

Any person who objects to my assumption of the said surname of **MATHEUS** should as soon as may be lodge his or her objection, in writing, with a statement of his or her reasons therefore, with the Magistrate of Windhoek.

**M. N. VATALENI
 WINDHOEK
 NAMIBIA**

**THE ALIENS ACT, 1937
 NOTICE OF INTENTION OF CHANGE OF SURNAME**

I, **NIËL MARIUS AUGUSTINUS**, residing at 5248 Charlie Sande Katutura, Nama 10, Windhoek, Namibia and a student, intend applying to the Minister of Home Affairs for authority under section 9 of the Aliens Act, 1937, to assume the surname **LAKAY** for the reasons that I would like to bear my father's surname, since **AUGUSTINUS** is my mother's surname.

I previously bore the name **NIËL MARIUS AUGUSTINUS**.

Any person who objects to my assumption of the said surname of **LAKAY** should as soon as may be lodge his or her objection, in writing, with a statement of his or her reasons therefore, with the Magistrate of Windhoek.

**N. M. AUGUSTINUS
 WINDHOEK
 NAMIBIA**