



Republic of Namibia  
Annotated Statutes

**REGULATIONS**

---

REGULATIONS SURVIVING IN TERMS OF

**Communications Act 8 of 2009**  
section 135(1)

---

**Regulations under section 27(1) of the Namibian  
Communications Commission Act, 1992**

Government Notice 108 of 2007

(GG 3858)

came into force on date of publication: 15 July 2007

These regulations were originally made in terms of section 27 of the Namibian Communications Commission Act 4 of 1992, which was repealed by the Communications Act 8 of 2009. In terms of section 135(1) of that Act, "Any regulation or notice issued under a law repealed by section 133 that may be made under any provision of this Act, is deemed to have been made under such provision."

**read together with**

**Government Notice 311 of 2012 (GG 5037)**

came into force on date of publication: 13 September 2004

The Regulations regarding Administrative and Licence Fees for Service Licences in GN 311/2012 amend GN 212/2007 insofar as it is inconsistent with these regulations. No specific amendments are noted.

---

**ARRANGEMENT OF REGULATIONS**

1. Definitions
  2. Application for a VSAT telecommunications licence
  3. Application fees
  4. Licence fees
- 

**Definitions**

**REGULATIONS**  
**Communications Act 8 of 2009**

**Regulations under section 27(1) of the Namibian Communications Commission Act, 1992**

---

1. In these regulations, unless the context otherwise indicates, a word or phrase to which a meaning has been assigned to in the Namibian Communications Commission Act, 1992 (Act No. 4 of 1992), and the Posts and Telecommunications Act, 1992 (Act No. 19 of 1992), has that meaning and -

“commercial VSAT telecommunications licence” means a telecommunication service licence authorising the provision of VSAT telecommunications services in question to other persons other than the licence holder;

“private VSAT telecommunications licence” means a telecommunications service licence authorising the licence holder to use the VSAT telecommunications services in question only for the purposes of the licence holder in question;

“VSAT” means a very small aperture terminal;

“VSAT telecommunications licence” means a telecommunications service licence authorising the transmission of data, voice or image: Provided that the Namibian Communications Commission will have the sole discretion in determining the type of transmission any category of licence is allowed to transmit.

**Application for a VSAT telecommunications licence**

2. (1) Any person may apply for a VSAT telecommunications licence on a form provided by the Commission.

(2) An application referred to in subregulation (1) must -

- (a) contain all the information requested on the form referred to in subregulation (1);
- (b) contain all relevant information to enable the Commission to assess the nature of the services that the applicant intends to render;
- (c) contain detailed information relating to any equipment transmitting or receiving radio waves that will be used by the applicant or its clients in connection with these services;
- (d) be accompanied by the applicable application fee referred to in regulation 3.

(3) The Commission may request any further information relevant to the application.

**Application fees**

3. The application fees for the telecommunications licences are -

- (a) N\$ 10 000.00 for a commercial telecommunications licences;
- (b) N\$ 1 000.00 for private telecommunications licence.

**Licence fees**

**REGULATIONS**  
**Communications Act 8 of 2009**

**Regulations under section 27(1) of the Namibian Communications Commission Act, 1992**

---

4. (1) The following licence fees are payable annually in respect of telecommunication licences -

- (a) for commercial VSAT telecommunications licence, 2% of the turnover (as defined in section 1 of the Income Tax Act, 1981 (Act No. 24 of 1981), of the licence holder;
- (b) for private VSAT telecommunications licence issued to a person other than a person referred to in paragraph (c), N\$20 000.00;
- (c) for a private VSAT telecommunications licence issued to a voluntary association, educational, health or religious institutions or a company referred to in section 21 of the Companies Act, 1973 (Act No. 61 of 1973), N\$2 500.00.

(2) Notwithstanding the provisions contained in these regulations, the Namibian Communications Commission has the right to refuse the issuing of a VSAT telecommunications licence to any person applying without having to give reasons for doing so.