



Republic of Namibia
Annotated Statutes

Executive Powers (Commerce) Transfer Proclamation, AG 28 of 1978

(OG 3743)

came into force on date of publication: 28 April 1978

PROCLAMATION

of the

ADMINISTRATOR-GENERAL FOR THE TERRITORY OF SOUTH WEST AFRICA

TRANSFER OF ADMINISTRATION OF DEPARTMENT OF COMMERCE
TO THE ADMINISTRATOR-GENERAL

(Approved by the State President on 21 April 1978)

ARRANGEMENT OF SECTIONS

1. Definition
2. Transfer of administration of Department of Commerce
3. Application of laws
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Under the powers vested in me by Proclamation 181 of 19 August 1977, I hereby make the laws set out in the Schedule.

M. T. STEYN
Administrator-General

Windhoek, 25 April 1978

SCHEDULE

Definition

1. (1) In this Proclamation "General Proclamation" means the Executive Powers Transfer (General Provisions) Proclamation, 1977 (Proclamation AG. 7 of 1977).

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(2) A reference in this Proclamation to any particular law, shall be construed as including a reference to a regulation, rule or other enactment made under or relating to that law.

Transfer of administration of Department of Commerce

2. Notwithstanding anything to the contrary contained in any other law but subject to the provisions of this Proclamation and the General Proclamation, the administration of the affairs of the territory of South West Africa in relation to any matter which at the commencement of this Proclamation is administered by the Minister of Economic Affairs of the Republic of South Africa in the Department of Commerce, shall be carried on by the Administrator-General.

Application of laws

3. (1) The provisions of subsection (1) of section 3 of the General Proclamation shall, without detracting from the provisions of subsection (2) of that section, not apply to -

- (a) the reference to the Republic in the Merchandise Marks Act, 1941 (Act 17 of 1941);
- (b) the reference to the Minister of Finance in section 6(i)(a) and (2) of the Regulation of Monopolistic Conditions, 1955 (Act 24 of 1955);
- (c) the reference to the Republic in the Explosives Act, 1956 (Act 26 of 1956);
- (d) the Export Credit Re-insurance Act, 1957 (Act 78 of 1957);
- (e) the reference to the Republic in the Import and Export Control Act, 1963 (Act 45 of 1963);
- (f) the reference to the Republic in the Copyright Act, 1965 (Act 63 of 1965);
- (g) the National Supplies Procurement Act, 1970 (Act 89 of 1970);
- (h) the Companies Act, 1973 (Act 61 of 1973);
- (i) the Petroleum Products Act, 1977 (Act 120 of 1977).

(2) Notwithstanding the provisions of section 3(1)(a) of the General Proclamation the reference to -

- (a) the Government in section 39(1) of the Copyright Act, 1965 (Act 63 of 1965), shall be construed as including a reference to the Administrator-General;
- (b) the Minister of Economic Affairs in section 2(b)(i) of the Sale of Land on Instalments Act, 1971 (Act 72 of 1971), shall be construed as including a reference to the Administrator-General.

Amendment of section 2 of Act 72 of 1971, as amended by section 2 of Act 49 of 1975

4. Section 2 of the Sale of Land on Instalments Act, 1971, is hereby amended by the substitution for subparagraph (i) of paragraph (a) of the following subparagraph:

- “(i) is situated in the area of jurisdiction of the council of a municipality or a village management board, and land forming part of the area of jurisdiction of the Peri-

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Urban Development Board, established by section 2 of the Peri-Urban Development Board Ordinance, 1970 (Ordinance 19 of 1970).”.

Short title

5. This Proclamation shall be called the Executive Powers (Commerce) Transfer Proclamation, 1978.