

CENSUS AND STATISTICS

Census of Dwellings Proclamation 24 of 1945.

Summary: This Proclamation makes provision for the taking of a census of dwellings.

Statistics Act 66 of 1976, as amended in South Africa to December 1977.

Summary: This Act covers the taking of censuses and the compilation, processing and publishing of statistics.

Applicability to SWA: The Act was made applicable to SWA by section 21 (repealed in South Africa in 1986), which states “This Act and any amendment thereof shall apply also in the territory, including the Eastern Caprivi Zipfel.”

Transfer of administration to SWA: The administration of the Act was transferred to SWA by the Executive Powers (Statistics) Transfer Proclamation (AG 15/1977), dated 1 December 1977.

The provisions of the Act relating to the Statistics Advisory Council were apparently excluded from transfer by section 3(2)(b) of the General Proclamation, which exempted from the operation of section 3(1) of the General Proclamation “those provisions of any law... which provide for or relate to the institution, constitution or control of any juristic person or any board or any other body of persons that may exercise powers or perform other functions in or in respect of both the territory and the Republic”. However, the transfer proclamation provided that, notwithstanding this exemption, the first reference to the Minister in section 2(7) of the Act (concerning reports of the Statistics Advisory Council) should be construed as including a reference to the Administrator-General.

The transfer proclamation also provided that section 4(1) of the General Proclamation (concerning the Administrator-General’s power to delegate), would not apply to the powers conferred on the Administrator-General by section 6 of the Act (the duty to frame certain documents).

There was only one amendment to the Act in South Africa after the date of transfer and prior to Namibian independence -- the *Statistics Amendment Act 25 of 1986* -- which was not made expressly applicable to SWA.

Amendments: The Act is amended by AG 16/1981.

Administration of Act: The administration of the Act is assigned to the Director-General of Planning in Proc. 27/2008 (GG 4091).

Regulations: Regulations are contained in-

- RSA GN R.1133/1976
- RSA GN R.1138/1976
- RSA GN R.1437/1976
- RSA GN R.1444/1976
- RSA GN R.1436/1976

RSA GN R.1508/1976
RSA GN R.1729/1976
RSA GN R. 200/1977
RSA GN R. 201/1977
RSA GN R. 502/1977
RSA GN R. 704/1977
RSA GN R. 758/1977
RSA GN R. 758/1977
RSA GN R. 974/1977
AG 188/1980
AG GN 93/1981
AG GN 74/1984
GN 39/1986
GN 181/1987
AG GN 11/1989
GN 101/1991 (GG 253)
GN 54/1999 (GG 2076) (child economic activities)
GN 168/2001 (GG 2597) (particulars for 2001 census)
GN 176/2004 (GG 3256) (labour force activities)
GN 177/2004 (GG 3256) (labour force activities)
GN 25/2005 (GG 3393) (agricultural activities)
GN 26/2005 (GG 3393) (agricultural activities)
GN 235/2008 (GG 4131) (labour force survey)
GN 146/2009 (GG 4301) (business enterprises and business establishments)
GN 162/2009 (GG 4314) (household income and expenditure)
GN 116/2010 (GG 4495) (dwellings and other building structures).

Identification Act 21 of 1996.

Summary: This Act provides for a population register and for the issue of identity documents. It replaces the *Identity Documents in South West Africa Act 37 of 1970* and the Identification of Persons Act 2 of 1979. The Act came into force on 18 May 2001 (GN 95/2001, GG 2533).

Regulations: Regulations are contained in GN 96/2001 (GG 2533).

Identity documents issued under the previous acts will continue to be valid until a date determined by the Minister of Home Affairs and announced in the *Government Gazette*.