

POSTS AND TELECOMMUNICATIONS

Post Office Service Act 66 of 1974, as amended in South Africa to April 1978.

Summary: This Act governs employment in the Department of Posts and Telecommunications.

Applicability to SWA: Section 1 defines “Republic” to include “the territory”, which is defined as “ the territory of South West Africa”.

Transfer of administration to SWA: The administration of this Act was transferred to SWA by the Executive Powers (Post and Telecommunications) Transfer Proclamation (AG 12/1978, as amended), which came into operation on 1 April 1978. None of the amendments to the Act in South Africa after the date of transfer were made expressly applicable to SWA.

Amendments: Sections 55 and 56 are repealed by the Posts and Telecommunications Companies Establishment Act 17 of 1992.

Posts and Telecommunications Companies Establishment Act 17 of 1992.

Summary: This Act provides for the incorporation of a postal company, a telecommunications company and a holding company, and for the transfer of Namibia’s postal and telecommunications enterprises to the postal and telecommunications companies. It also provides for the conditions of service of persons transferred to or employed by the postal or telecommunications companies, and for the control of the Post Office Savings Bank by the postal company.

Section 10 of the Act provided that the Act, with the exception of Chapter I, would come into force on a date to be determined by the Minister in the *Government Gazette*. The entire Act actually came into force at the same time: Chapter I came into force on 31 July 1992, the date of publication of the Act, and the remainder of the Act came into force on 31 July 1992 by virtue of GN 88/1992 (GG 446).

Amendments: The Customs and Excise Act 20 of 1998 repeals the amendments to the Customs and Excise Act 91 of 1964 set forth in the Schedule to this Act. Act 20/2000 amends section 2 of the Act to reduce the number of company directors.

Regulations: A transfer date in terms of the Act was determined in GN 89/1992 (GG 446).

See also General Notice 279/2002 (GG 2823) with respect to the application to Telecom Namibia of amendments to the Value-Added Tax Act 10 of 2000.

Posts and Telecommunications Act 19 of 1992.

Summary: This Act provides for the regulation and control of postal and telecommunications services. It also sets forth the powers, duties and functions of Namibia Post Limited and Telecom Namibian Limited. Section 55 of the Act provides that the Act is deemed to have come into force on 1 August 1992, *with the exception of* section 2 (prohibition of conduct of a postal service or a telecommunications service), which was deemed to have come into force on 15 February 1995 (GN 126/2000, GG 2340).

Amendments: Act 20/1995 adds section 18A, which enables Namibian Post Ltd. to prescribe and levy service fees.

Regulations: Post Office Savings Bank Regulations are promulgated in General Notice 113/1996 (GG 1322), as amended by General Notice 276/1997 (GG 1684) and General Notice 64/1998 (GG 1829). These replace the "Savings Bank Regulations" contained in GN 16/1961 (as amended).

Tariffs set in terms of the Act are amended periodically and have not been recorded here.

INTERNATIONAL LAW

Universal Postal Union, 1964

accession: 20 February 1992

International Telecommunications Satellite Organisation (INTELSAT)

accession: 11 October 1993 (source: Ministry of Foreign Affairs)

Amendments to the Agreement Relating to the International Telecommunications Satellite Organisation (INTELSAT/ITSO), 2000 (effective 18 July 2001)

signature: 18 November 2000

letter of approval: 8 July 2002 (source: Ministry of Foreign Affairs)

Constitution and Convention of the International Telecommunication Union, 1992

accession: 2 August 1994

See also **COMMUNICATIONS**.

See also Exchequer and Audit Amendment Proclamation, AG 35 of 1979 (re: Post Office Account) (**FINANCE AND DEVELOPMENT**).