

SCIENTIFIC RESEARCH

Scientific Research Council Act 46 of 1988, as amended in South Africa prior to Namibian independence.

Summary: This Act concerns the Council of Scientific and Industrial Research. It came into force on 1 June 1988.

The Act replaced the *Scientific Research Council Act 32 of 1962*, which applied to SWA by virtue of section 19 and was repealed by the *Scientific Research Council Act 82 of 1984*, which was made expressly applicable to SWA and which provided for the continued existence of the Council of Scientific and Industrial Research. This latter Act was repealed by the *Scientific Research Council Act 46 of 1988*.

Applicability to SWA: Section 1 defines “Republic” to include “the territory of South West Africa”. Section 21 states “This Act and any amendment thereof shall apply also in the territory of South West Africa.” There were no amendments to the Act in South Africa prior to Namibian independence.

Research, Science and Technology Act 23 of 2004.

Summary: This Act provides for the promotion, coordination and development of research, science and technology. It establishes the National Commission on Research, Science and Technology and the National Research, Science and Technology Fund. The Act replaces the *Scientific Research Council Act 46 of 1988*. It will come into force on a date announced by the Minister.

Amendments: The State-owned Enterprises Governance Act 2 of 2006, which was brought into operation by Proc. 13/2006 (GG 3733), substitutes section 6 and deletes section 8.

INTERNATIONAL LAW

SADC Protocol on Science, Technology and Innovation, 2008

(not yet in force within SADC as of 23 June 2010) (source: SADC)

ratification approved by Parliament: 7 October 2009 (source: Parliament)

SADC list of ratifications dated 23 June 2010 does not show ratification by Namibia