



GOVERNMENT GAZETTE
OF THE
REPUBLIC OF NAMIBIA

R0,50

WINDHOEK — 30 July 1993

No. 679

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Government Notices

**MINISTRY OF FISHERIES AND
MARINE RESOURCES**

No. 70

1993

**ANNOUNCEMENT OF PERIOD DURING WHICH APPLICATIONS
FOR RIGHTS OF EXPLOITATION UNDER THE
SEA FISHERIES ACT, 1992 MAY BE MADE**

Under section 14(2) of the Sea Fisheries Act, 1992 (Act 29 of 1992) I hereby announce that applications for rights of exploitation in respect of aquatic plants and fisheries as specified below, to be effective as from 1 January 1994, may be made during the period indicated in each particular case -

aquatic plants	1 August 1993 — 31 August 1993
<i>Fishery</i>	<i>Period</i>
crab	1 August 1993 — 31 August 1993
demersal hake	1 August 1993 — 10 September 1993
demersal monk and sole	1 August 1993 — 10 September 1993
linefish	1 August 1993 — 31 August 1993
horse mackerel (midwater trawl)	1 August 1993 — 10 September 1993
small pelagics (purse seine)	1 August 1993 — 10 September 1993
tuna	1 August 1993 — 31 August 1993
rock lobster	1 August 1993 — 31 August 1993
such other species as may be approved on application	1 August 1993 — 31 August 1993

H. ANGULA
 MINISTER OF FISHERIES
 AND MARINE RESOURCES

Windhoek, 28 July 1993

Notes for general information:

1. All rights of exploitation granted under section 14 of the Sea Fisheries Act, 1992 (Act 29 of 1992) before 30 April 1993, and all licences in respect of fishing vessels and factories issued under the repealed Sea Fisheries Act, 1973 and which, in terms of section 43(4) of the Sea Fisheries Act 1992, are deemed to be rights of exploitation issued under the last-mentioned Act, shall lapse on 31 December 1993.
2. Rights of exploitation in respect of fish shall be granted only for fisheries mentioned above and any such right shall be subject to the conditions imposed by the Minister under section 14(4) of the Sea Fisheries Act, 1992.
3. The matters to which the Minister may have regard when considering an application for a right of exploitation are -
 - (a) in terms of section 14(6) of the Sea Fisheries Act, 1992:
 - “(a) whether or not the applicant is a Namibian citizen;
 - (b) where the applicant is a company, whether the beneficial control of the company is vested in Namibian citizens;
 - (c) the beneficial ownership of any vessel which will be used by the applicant;
 - (d) the ability of the applicant to exercise the right of exploitation in a satisfactory manner;”;
 and
 - (b) in terms of regulation 2 of the Sea Fisheries Regulations promulgated under Government Notice No. 1 of 1993:

- “(a) the advancement of persons in Namibia who have been socially, economically or educationally disadvantaged by discriminatory laws or practices which have been enacted or practised before the independence of Namibia;
- (b) regional development within Namibia; -----
- (c) co-operation with other countries, especially those in the Southern African Development Community;
- (d) the conservation and economic development of marine resources”.
4. Applications already in possession of the Ministry will not be considered and all prospective applicants for rights of exploitation must apply anew.
5. The necessary application forms for rights of exploitation and a policy statement on the granting of such rights to utilize marine resources are obtainable on written request from the Permanent Secretary: Ministry of Fisheries and Marine Resources, Private Bag 13355, Windhoek, or on personal request at the Metje and Behnsen Building, Mezzanine Floor, Independence Avenue, Windhoek.
6. Applications on the prescribed forms, together with all written information in support thereof, shall be submitted at the above address in a sealed envelope addressed to the Permanent Secretary and with the name of the applicant and the fishery or fisheries for which a right of exploitation is being applied for, clearly marked on the envelope, and where quotas are required the application for a quota or quotas must be attached to the application for a right of exploitation.
7. All applications will be kept unopened in safe custody until the closing date for applications. Where an application is received unsealed it will be placed in a sealed envelope marked with the name of the applicant.
8. The Ministry of Fisheries and Marine Resources will not accept any responsibility or liability for loss of any documentation, incompleteness of application forms for whatever reason or misinterpretation by the applicant of instructions, guidelines or criteria.

**MINISTRY OF FISHERIES
AND MARINE RESOURCES**

No. 71

1993

**DETERMINATION OF SPECIES OF FISH AVAILABLE FOR
ALLOCATION OF QUOTAS AND PERIOD FOR APPLICATIONS**

Under section 15 of the Sea Fisheries Act, 1992 (Act 29 of 1992), I hereby determine that the species of fish specified below shall be available for the allocation of quotas for 1994 and that applications therefor may be made during the period as indicated in respect of each species -

crab
rock lobster

1 August 1993 — 31 August 1993
1 August 1993 — 31 August 1993

hake	1 August 1993 — 10 September 1993
horse mackerel	1 August 1993 — 10 September 1993
pilchard	1 August 1993 — 10 September 1993

H. ANGULA
MINISTER OF FISHERIES AND
MARINE RESOURCES

Windhoek, 28 July 1993

Notes for general information:

1. The matters to which the Minister may have regard when considering an application for the allocation of a quota of exploitation are, in terms of regulation 3(2) of the Sea Fisheries Regulations promulgated under Government Notice No. 1 of 1993, the following matters -
 - (a) provided for in section 14(6) of the Sea Fisheries Act, 1992:
 - “(a) whether or not the applicant is a Namibian citizen;
 - (b) where the applicant is a company, whether the beneficial control of the company is vested in Namibian citizens;
 - (c) the beneficial ownership of any vessel which will be used by the applicant;
 - (d) the ability of the applicant to exercise the right of exploitation in a satisfactory manner;”;and
 - (b) the following matters prescribed by regulation 2 of the said Sea Fisheries Regulations:
 - “(a) the advancement of persons in Namibia who have been socially, economically or educationally disadvantaged by discriminatory laws or practices which have been enacted or practised before the independence of Namibia;
 - (b) regional development within Namibia;
 - (c) co-operation with other countries, especially those in the Southern African Development Community;
 - (d) the conservation and economic development of marine resources”.
2. The necessary application forms for the allocation of quotas and a policy statement on the allocation of quotas are obtainable on written request from the Permanent Secretary: Ministry of Fisheries and Marine Resources, Private Bag 13355, Windhoek, or on personal request at the Metje and Behnsen Building, Mezzanine Floor, Independence Avenue, Windhoek.

3. Applications on the prescribed forms with all written information in support thereof shall be submitted at the above address in a sealed envelope addressed to the Permanent Secretary and with the name of the applicant and the species of fish in respect of which application is being made, clearly marked on the envelope. The application must be attached to the application for a right of exploitation.
 4. The Ministry of Fisheries and Marine Resources will not accept any responsibility or liability for loss of documentation, incompleteness of application forms for whatever reason or misinterpretation by the applicant of instructions, guidelines or criteria.
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