



# GOVERNMENT GAZETTE

## OF THE

# REPUBLIC OF NAMIBIA

N\$1.98

WINDHOEK -15 July 1997

No. 1603

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**Government Notices**

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**MINISTRY OF REGIONAL AND LOCAL GOVERNMENT  
AND HOUSING**

No. 138 1997

TOWN PLANNING ORDINANCE, 1954:  
WINDHOEK AMENDMENT SCHEME NO. 32

In terms of section 26(2) of the Town Planning Ordinance, 1954 (Ordinance 18 of 1954), I hereby give notice that I have under section 26(1) of the said Ordinance, read with section 27(1) thereof, approved the Windhoek Amendment Scheme No. 32 of the Municipality of Windhoek.

**DR. N. IYAMBO**  
**MINISTER OF REGIONAL  
AND LOCAL GOVERNMENT  
AND HOUSING**

Windhoek, 19 June 1997

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**MINISTRY OF REGIONAL AND LOCAL GOVERNMENT  
AND HOUSING**

No. 139 1997

TOWN PLANNING ORDINANCE, 1954:  
WINDHOEK AMENDMENT SCHEME NO. 33

In terms of section 26(2) of the Town Planning Ordinance, 1954 (Ordinance 18 of 1954), I hereby give notice that I have under section 26(1) of the said Ordinance, read with section 27(1) thereof, approved the Windhoek Amendment Scheme No. 33 of the Municipality of Windhoek.

**DR. N. IYAMBO**  
**MINISTER OF REGIONAL  
AND LOCAL GOVERNMENT  
AND HOUSING**

Windhoek, 25 June 1997

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**MINISTRY OF REGIONAL AND LOCAL GOVERNMENT  
AND HOUSING**

No. 140

1997

**DECLARATION OF A SETTLEMENT AREA:  
OMUSATI REGION: OKALONGO**

Under section 31(1) of the Regional Councils Act, 1992 (Act 22 of 1992) the Regional Council of Omusati hereby declares the area situated on unsurveyed state land in the region of Omusati, Registration Division A, and the boundaries of which are represented by cadastral diagram No. A871/96 to be a settlement area, and assigns to the settlement area the name Okalongo.

**N. MUKWILUNGO  
GOVERNOR  
BY ORDER OF THE REGIONAL  
COUNCIL OF OMUSATI**

Uutapi, 12 June 1997

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**MINISTRY OF REGIONAL AND LOCAL GOVERNMENT  
AND HOUSING**

No. 141

1997

**DECLARATION OF A SETTLEMENT AREA:  
OMUSATI REGION: TSANDI**

Under section 31(1) of the Regional Councils Act, 1992 (Act 22 of 1992) the Regional Council of Omusati hereby declares the area situated on unsurveyed state land in the region of Omusati, Registration Division A, and the boundaries of which are represented by cadastral diagram No. A880/96 to be a settlement area, and assigns to the settlement area the name Tsandi.

**N. MUKWILUNGO  
GOVERNOR  
BY ORDER OF THE REGIONAL  
COUNCIL OF OMUSATI**

Uutapi, 12 June 1997

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**MINISTRY OF REGIONAL AND LOCAL GOVERNMENT  
AND HOUSING**

No. 142

1997 Withdrawn by  
Gen. N. 258/04

**DECLARATION OF A SETTLEMENT AREA:  
OMUSATI REGION: OKAHAO**

Under section 31(1) of the Regional Council Act, 1992 (Act 22 of 1992) the Regional Council of Omusati hereby declares the area situated on unsurveyed state land in the region of Omusati, Registration Division A, and the boundaries of which are

represented by cadastral diagram No. A881/96 to be a settlement area, and assigns to the settlement area the name Okahao.

**N. MUKWILUNGO**  
**GOVERNOR**  
**BY ORDER OF THE REGIONAL**  
**COUNCIL OF OMUSATI**

Uutapi, 12 June 1997

**MINISTRY OF REGIONAL AND LOCAL GOVERNMENT**  
**AND HOUSING**

No. 143

1997

**DECLARATION OF A SETTLEMENT AREA:**  
**OMUSATI REGION: OSHIKUKU**

Under section 31(1) of the Regional Council Act, 1992 (Act 22 of 1992) the Regional Council of Omusati hereby declares the area situated on unsurveyed state land in the region of Omusati, Registration Division A, and the boundaries of which are represented by cadastral diagram No. A882/96 to be a settlement area, and assigns to the settlement area the name Oshikuku.

**N. MUKWILUNGO**  
**GOVERNOR**  
**BY ORDER OF THE REGIONAL**  
**COUNCIL OF OMUSATI**

Uutapi, 12 June 1997

**MINISTRY OF HEALTH AND SOCIAL SERVICES**

No. 144

1997

**REGISTRATION OF CERTAIN MEDICINES: MEDICINES**  
**AND RELATED SUBSTANCES CONTROL ACT, 1965**

The Registrar of Medicines hereby gives notice under section 17 of the Medicines and Related Substances Control Act, 1965 (Act 101 of 1965) that the medicines set out in the schedule have been registered in terms of that Act

**SCHEDULE**

REGISTRATION NO.	NAME OF MEDICINE	FORM OF PREPARATION	ACTIVE COMPONENT	QUANTITY	APPLICANT
97/A 20.2.6/001	Fabu-Metronidazole	Suspension	Metronidazole	200mg/5ml	Fabupharm Products (Pty) Ltd. P O Box 1365 Otjiwarongo
97/A 8.3./004	Fabufer Suspension	Suspension	Ferrous Fumarate	100mg/5ml	Fabupharm Products (Pty) Ltd. P O Box 1365 Otjiwarongo
97/A 24/007	Biosol 5% Glucose in 0.45% Sodium Chloride Injection BP	Solution for Injection	Glucose BP Sodium Chloride BP	Per 1000ml: 55g 4.5g	Autosterile Namibia (Pty) Ltd. P O Box 2191 Windhoek

Withdrawn by  
Gen. Nr. 257/04/a)

**MINISTRY OF FINANCE**

No. 145

1997

**AMENDMENT OF RULES OF THE NAMIBIAN STOCK EXCHANGE**

The Rules of the Namibian Stock Exchange published under Government Notice No. 151 of 12 September 1995, have been amended -

(a) by the substitution for paragraph (a) of Rule 4.6.5 of the following paragraph:

"(a) The Committee shall create and make available at N\$10,000 per Stock Exchange right the number of rights needed by any member to enable him to comply with the provisions of 4.6.1 and 4.6.4, where such member has been unable to secure the number of rights required at or below a market price of N\$10,000 per right, during a period of 30 days immediately prior to the date of the member's election to membership or the date on which it became obligatory for the member to hold a third Stock Exchange right."; and

*Subst by  
Gov N12/02*

(b) by the substitution for Rule 10.2 of the following rule:

- "10.2 (a) The Committee shall from time to time determine the fees for listing of securities;
- (b) The Committee shall publish the fees determined under paragraph (a) in such manner as the Committee believes appropriate."

**MINISTRY OF MINES AND ENERGY**

No. 146

1997

**DECLARATION OF A COMPANY TO BE DEEMED A NAMIBIAN COMPANY FOR THE PURPOSE OF HOLDING (A) MINERAL LICENCE(S)**

Under subsection (3) of section 25 of the Minerals (Prospecting and Mining) Act, 1992 (Act 33 of 1992) I hereby declare that the following company shall for the purposes of that section be deemed generally to be a company referred to in paragraph (b) of subsection (1) of that section namely:

Agat Mining and Exploration (Pty) Ltd.

**ANDIMBA TOIVO YA TOIVO  
MINISTER OF MINES AND ENERGY**

Windhoek, 23 June 1997

**MINISTRY OF WORKS, TRANSPORT AND COMMUNICATION**

No. 147

1997

**APPLICATION THAT A ROAD BE DECLARED A PROCLAIMED FARM ROAD (NUMBER 2691): DISTRICT OF OUTJO: KUNENE REGION**

In terms of section 16(3) of the Roads Ordinance, 1972 (Ordinance 17 of 1972), it is hereby made known that application has been made to the Chairperson of the Roads Board of Kunene that the road described in the Schedule and shown on sketch-map P2009 by the symbols A-B, be declared a farm road (number 2691).

A copy of this notice and the said sketch-map of the area concerned on which the road to which the application refers and other proclaimed, minor and private roads in that area are shown, shall for the full period of thirty days, mentioned below, lie open to inspection at the offices of the Permanent Secretary: Works, Transport and Communication, Windhoek, and the Roads Superintendent, Outjo, during normal office hours.

Every person having any objection to the above-mentioned application is hereby commanded to lodge his or her objection in writing, with the grounds upon which it is based clearly and specifically therein stated, with the Chairperson of the Roads Boards, Private Bag 12005, Ausspannplatz, within a period of thirty days from the date of publication of this notice.

**SCHEDULE**

From a point (A on sketch-map P2009) at the junction with main road 67 on the farm Kalkrand 257 generally southwards across the said farm to a point (B on sketch-map P2009) on the said farm.

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**MINISTRY OF WORKS, TRANSPORT AND COMMUNICATION**

No. 148

1997

**PROPOSAL THAT A ROAD BE DECLARED A PROCLAIMED FARM ROAD (NUMBER 1239): DISTRICT OF REHOBOTH: REGION OF HARDAP**

In terms of section 20(1)(a) of the Roads Ordinance, 1972 (Ordinance 17 of 1972), it is hereby made known that the Permanent Secretary: Works, Transport and Communication proposes that, in the district of Rehoboth the road described in the Schedule and shown on sketch-map P2006 by the symbols A-B-C-D-E-F-G be declared a farm road (number 1239).

A copy of this notice and the said sketch-map on which the road to which the proposal refers and other proclaimed, minor and private roads in the area are shown, shall for the full period of 30 days, mentioned below, lie open to inspection at the offices of the Permanent Secretary: Works, Transport and Communication, Windhoek, and the Roads Superintendent, Rehoboth, during normal office hours.

Every person having any objection to the above-mentioned proposal is hereby commanded to lodge his or her objection in writing, with the grounds upon which it is based clearly and specifically therein stated, with the Chairperson of the Roads Board, Private Bag 12005, Aussspanplatz, within a period of 30 days from the date of publication of this notice.

### SCHEDULE

From a point (A on sketch-map P2006) at the junction with trunk road 1/4 on the farm Rehoboth Town and Townlands 302 generally north-eastwards to a point (B on sketch-map P2006) on the said farm; thence generally south-eastwards across the south-western corner of the farm Portion 57 of Rehoboth Town and Townlands 302 and the farm Rehoboth Town and Townlands 302 to a point (C on sketch-map P2006) on the last-mentioned farm; thence generally east-north-eastwards across the last-mentioned farm to a point (D on sketch-map P2006) on the last-mentioned farm; thence generally east-south-eastwards across the last-mentioned farm to a point (E on sketch-map P2006) near the south-eastern corner of the farm Portion 41 of Rehoboth Town and Townlands 302 on the farm Rehoboth Town and Townlands 302; thence generally south-south-eastwards across the last-mentioned farm to a point (F on sketch-map P2006) near the south-western corner of the farm Portion 56 of Rehoboth Town and Townlands 302 on the farm Rehoboth Town and Townlands 302; thence generally eastwards across the last-mentioned farm to a point (G on sketch-map P2006) on the common boundary of the last-mentioned farm and the farm Portion 37 of Rehoboth Town and Townlands 302.

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### MINISTRY OF WORKS, TRANSPORT AND COMMUNICATION

No. 149

1997

#### PROCLAMATION OF DISTRICT ROAD 256, CLOSING OF A PORTION OF DISTRICT ROAD 243 AND THE RECLASSIFICATION OF A PORTION OF DISTRICT ROAD 243: DISTRICT OF KARASBURG: KARAS REGION

It is hereby made known -

- (a) in terms of section 22(2) of the Roads Ordinance, 1972 (Ordinance 17 of 1972), that the Minister has, in the district of Karasburg -
  - (i) under section 22(1)(a) of the said Ordinance declared the road described in Schedule I and shown on sketch-map P2000 by the symbols E-F-G-H; to be a proclaimed road; and
  - (ii) under section 22(1)(c) of the said Ordinance closed a portion of district road 243 described in Schedule II and shown on sketch-map P 2000 by the symbols E-D-C.
- (b) in terms of section 23(3) of the said Ordinance that the Minister has under -

- (i) section 23(1)(c) of the said Ordinance declared the road referred to in paragraph a(i) to be a district road (number 256).
- (ii) section 23(1)e of the said Ordinance amended the classification of district road 243 described in Schedule III and shown on sketch-map P2000 by the symbols A-B-C to farm road 243.

The said sketch-map shall at all times lie open to inspection at the office of the Permanent Secretary: Works, Transport and Communication, Windhoek, during normal office hours.

### **SCHEDULE I**

From a point (E on sketch-map P2000) on the common boundary of the plots Plot 457 and Plot 417 generally eastwards across the last-mentioned plot to a point (F on sketch-map P2000) on the common boundary of the last-mentioned plot and the plot Plot 403; thence generally northwards and more and more north-eastwards across the last-mentioned plot, the plots Plot 168, Plot 417 and the farm Peri-Urban Area Noordoewer to a point (G on sketch-map P2000) on the last-mentioned farm; thence generally east-north-eastwards across the last-mentioned farm to a point (H on sketch-map P2000) at the junction with district road 212 on the last-mentioned farm.

### **SCHEDULE II**

From a point (E on sketch-map P2000) on the common boundary of the plots Plot 457 and Plot 417 generally east-south-eastwards across the last-mentioned plot, the farm Peri-Urban Area Noordoewer and the plot Plot 420 to point (D on sketch-map P2000) on the last-mentioned plot; thence generally east-north-eastwards across the last-mentioned plot to a point (C on sketch-map P2000) on the common boundary of the last-mentioned plot, Plot 334 and the farm Peri-Urban Area Noordoewer.

### **SCHEDULE III**

From a point (A on sketch-map P2000) at the junction with district road 212 on the farm Peri-Urban Area Noordoewer generally south-south-westwards across the said farm to a point (B on sketch-map P2000) on the said farm; thence generally west-south-westwards across the said farm to a point (C on sketch-map P2000) on the common boundary of the said farm and the plots Plot 334 and Plot 420.

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**MINISTRY OF REGIONAL AND LOCAL GOVERNMENT  
AND HOUSING**

No. 150

1997

**DECLARATION OF ONDANGWA TO BE AN APPROVED TOWNSHIP:  
TOWN COUNCIL OF ONDANGWA**

Under section 13 of the Townships and Division of Land Ordinance, 1963 (Ordinance 11 of 1963), I hereby declare the area situated on Portion 1 of the farm Ondangwa Town and Townlands 882 in the Town Area of Ondangwa, Registration Division A, and represented by General Plan A115 (A424/96) to be an approved township.

The conditions subject to which the application for permission to establish the township concerned has been granted, are set forth in the Schedule below in terms of the said section 13.

**DR. N. IYAMBO**  
**MINISTER OF REGIONAL AND**  
**LOCAL GOVERNMENT AND HOUSING**

Windhoek, 25 June 1997

**SCHEDULE**

**1. Name of township**

The township shall be called Ondangwa.

**2. Composition of township**

The township comprises 272 erven numbered 1 to 272 and streets as indicated on General Plan A115 (A424/96).

**3. Reserved erven**

The following erven are reserved for the Town Council of Ondangwa -

- (a) for purposes of open spaces, erven 85 and 261;
- (b) for general administration purposes, erf 170; and
- (c) for street (parking) purposes, erf 79.

**4. Conditions of title**

- (1) The following conditions shall be registered in favour of the Town Council of Ondangwa against the title deeds of all erven, except erven 79, 85, 170 and 261 referred to in paragraph 3:

"(a) There shall be no obstruction or deviation of any natural course of storm water over the erf without the written approval of the Town Council of Ondangwa.

- (b) The erf is subject to the reservation for the Town Council of Ondangwa of the right of access and use without compensation of the area three meters parallel with any boundary of such erf for the construction and maintenance of town council services in respect of water, sewerage, drainage, electricity and gas, which right includes the right to place on such erf temporarily any material that may be excavated during such operation on the erf or any adjacent erf.
- (c) If the erf has more than one street frontage, access to the erf shall be obtained from the street determined by the Town Council of Ondangwa.
- (d) No offensive trade whatsoever shall be established or conducted on the erf.

For purposes of this paragraph, 'offensive trade' means any of the businesses, trades, works or institutions mentioned in regulation 1(a) of the regulations promulgated under Government Notice 141 of 1926.

- (e) No cattle, pigs, goats, sheep, monkeys, donkeys, beasts of prey or draught animals shall be kept or allowed on the erf."
- (2) The following conditions shall in addition to those enumerated in paragraph (1), be registered in favour of the Town Council of Ondangwa against the title deeds of erven 6 to 8, 10 to 78, 86 to 169, 171 to 260, 262 to 268 and 272:

"(a) The erf shall be used for residential purposes only.

(b) The building value of a dwelling unit, including the outbuildings, to be erected on the erf shall be at least two times the prevailing valuation of the erf by the Town Council of Ondangwa."

- (3) The following conditions shall in addition to those enumerated in paragraph (1), be registered in favour of the Town Council of Ondangwa against the title deeds of erven 1 to 5, 80 to 84, 269, 270 and 271:

"(a) The erf shall only be used for flats and business purposes other than a factory as defined in section 3 of the Factories, Machinery and Building Work Ordinance, 1952 (Ordinance 34 of 1952): Provided that where a building is erected for business purposes the ground floor of the main building shall not contain flats and no flats shall be constructed on the same floor as any business or offices.

(b) The building value of the main building, including the outbuildings, to be erected on the erf shall be at least three times the prevailing valuation of the erf by the Town Council of Ondangwa."

- (4) The following conditions shall in addition to those enumerated in paragraph (1), be registered in favour of the Town Council of Ondangwa against the title deed of erf 9:

- "(a) The erf shall only be used for religious purposes.
- (b) Only a church, a church hall and outbuildings shall be erected on the erf.
- (c) The building value of the church and church hall, respectively, excluding any outbuildings, shall be at least two times the prevailing valuation of the erf by the Town Council of Ondangwa."

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**MINISTRY OF REGIONAL AND LOCAL GOVERNMENT  
AND HOUSING**

No. 151

1997

**DECLARATION OF ONDANGWA (EXT. 1) TO BE AN  
APPROVED TOWNSHIP: TOWN COUNCIL OF ONDANGWA**

Under section 13 of the Townships and Division of Land Ordinance, 1963 (Ordinance 11 of 1963), I hereby declare the area situated on Portion 2 of the farm Ondangwa Town and Townlands 882 in the Town Area of Ondangwa, Registration Division A, and represented by General Plan A116 (A426/96) to be an approved township.

The conditions subject to which the application for permission to establish the township concerned has been granted, are set forth in the Schedule below in terms of the said section 13.

**DR. N. IYAMBO**  
**MINISTER OF REGIONAL AND  
LOCAL GOVERNMENT AND HOUSING**

Windhoek, 2 July 1997

**SCHEDULE**

**1. Name of township**

The township shall be called Ondangwa (Extension 1).

**2. Composition of township**

The township comprises 327 erven numbered 273 to 599 and streets as indicated on General Plan A116 (A426/96).

**3. Reserved erven**

- (1) The following erven are reserved for the State -

- (a) for purposes of education, erven 420, 579, 592 and 593; and
  - (b) for general administration purposes, erven 403, 549 and 594.
- (2) The following erven are reserved for the Town Council of Ondangwa -
- (a) for purposes of open spaces, erf 599; and
  - (b) for general administration purposes, erven 402, 406, 551, 552, 577, 587, 597 and 598.

#### 4. Conditions of title

- (1) The following conditions shall be registered in favour of the Town Council of Ondangwa against the title deeds of all erven, except the erven referred to in item 3:

- "(a) There shall be no obstruction or deviation of any natural course of storm water over the erf without the written approval of the Town Council of Ondangwa.
- (b) The erf is subject to the reservation for the Town Council of Ondangwa of the right of access and use without compensation of the area three meters parallel with any boundary of such erf for the construction and maintenance of town council services in respect of water, sewerage, drainage, electricity and gas, which right includes the right to place on such erf temporarily any material that may be excavated during such operation on the erf or any adjacent erf.
- (c) If the erf has more than one street frontage, access to the erf shall be obtained from the street determined by the Town Council of Ondangwa.
- (d) No offensive trade whatsoever shall be established or conducted on the erf.

For purposes of this paragraph, 'offensive trade' means any of the businesses, trades, works or institutions mentioned in regulation 1(a) of the regulations promulgated under Government Notice 141 of 1926.

- (e) No cattle, pigs, goats, sheep, monkeys, donkeys, beasts of prey or draught animals shall be kept or allowed on the erf."
- (2) The following conditions shall in addition to those enumerated in paragraph (1), be registered in favour of the Town Council of Ondangwa against the title deeds of erven 273 to 276, 278 to 284, 286 to 300, 303 to 337, 339 to 401, 407 to 413, 415 to 419, 421 to 473, 475 to 502, 504 to 510, 512 to 548, 550, 588, 590, 591 and 596:

- "(a) The erf shall be used for residential purposes only.
- (b) The building value of a dwelling unit, including the outbuildings, to be erected on the erf shall be at least two times the prevailing valuation of the erf by the Town Council of Ondangwa."
- (3) The following conditions shall in addition to those enumerated in paragraph (1), be registered in favour of the Town Council of Ondangwa against the title deeds of erven 277, 285, 301, 302, 338, 404, 405, 474, 503, 553 to 576, 578, 580 to 586, and 589:
- "(a) The erf shall only be used for flats and business purposes other than a factory as defined in section 3 of the Factories, Machinery and Building Work Ordinance, 1952 (Ordinance 34 of 1952): Provided that where a building is erected for business purposes the ground floor of the main building shall not contain flats and no flats shall be constructed on the same floor as any business or offices.
- (b) The building value of the main building, including the outbuildings, to be erected on the erf shall be at least three times the prevailing valuation of the erf by the Town Council of Ondangwa."
- (4) The following conditions shall in addition to those enumerated in paragraph (1), be registered in favour of the Town Council of Ondangwa against the title deed of erf 595:
- "(a) The erf shall only be used for warehouse and office purposes.
- For the purposes of this paragraph, 'warehouse' means any building used for the storage of goods and wholesale trade.
- (b) The building value of the main building, including the outbuildings, to be erected on the erf shall be at least two times the prevailing valuation of the erf by the Town Council of Ondangwa."
- (5) The following conditions shall in addition to those enumerated in paragraph (1), be registered in favour of the Town Council of Ondangwa against the title deeds of erven 414 and 511:
- "(a) The erf shall only be used for religious purposes.
- (b) Only a church, a church hall and outbuildings shall be erected on the erf.
- (c) The building value of the church and church hall, respectively, excluding any outbuildings, shall be at least two times the prevailing valuation of the erf by the Town Council of Ondangwa."

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## General Notices

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### MUNICIPALITY OF WINDHOEK

No. 158

1997

#### REGULATIONS RELATING TO WATER CONSERVATION

The Council of the Municipality of Windhoek, under section 94(1)(a) of the Local Authorities Act, 1992 (Act 23 of 1992), hereby repeals General Notice 266 of 1 September 1995.

**BY ORDER OF THE COUNCIL  
MATHEUS KRISTOF SHIKONGO  
CHAIRPERSON OF THE COUNCIL**

Windhoek, 11 June 1997

No. 159

1997

#### MAXIMUM DEPOSITS ON RETURNABLE CONTAINERS AND REFUNDS OF SUCH DEPOSITS

The maximum amount (N\$10,00) of any deposit which may be required in respect of the return of a returnable container (Returnable full-depth green plastic crate) in which goods (Sorghum Beer) are sold.

And that irrespective of the amount of any deposit made, a seller of Sorghum Beer shall refund the amount of N\$10,00 to any person who offers to the said seller in an undamaged state a returnable container (Returnable full-depth plastic crate) in which goods with the trade mark Sorghum Beer in which the said seller deals have been sold.

<u>Goods</u>	<u>Container of Goods</u>	<u>Amount</u>
Sorghum Beer	Per returnable full-depth plastic crate (with Tunweni Brewing Company Trade Mark).	N\$10,00

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