



GOVERNMENT GAZETTE

OF THE

REPUBLIC OF NAMIBIA

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No.2787

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Government Notice

OFFICE OF THE PRIME MINISTER

No. 137

2002

PROMULGATION OF ACT OF PARLIAMENT

The following Act which has been passed by the Parliament and signed by the President in terms of the Namibian Constitution is hereby published in terms of Article 56 of that Constitution.

No. 5 of 2002: Communal Land Reform Act, 2002.

ACT

- To provide for the allocation of rights in respect of communal land; to establish Communal Land Boards; to provide for the powers of Chiefs and Traditional Authorities and boards in relation to communal land; and to make provision for incidental matters.

(Signed by the President on 25 July 2002)

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BE IT ENACTED by the Parliament of the Republic of Namibia as follows:

**CHAPTER I
PRELIMINARY****Definitions**

1. In this Act, unless the context indicates otherwise -

“board” means a Communal Land Board established under section 2;

“board’s area” means the area described in a notice under section 2(5) in respect of a board;

“Chief” means a person who has been recognised under the Traditional Authorities Act, 2000 (Act No. 25 of 2000) as the Chief of his or her traditional community;

“commonage” means that portion of the communal area of a traditional community which is traditionally used for the common grazing of stock;

“communal area”, in relation to a traditional community, means the area comprising the communal land inhabited by the members of that community;

“communal land” means land referred to in section 15;

“customary land right” means any of the rights referred to in paragraphs (a), (b) and (c) of section 21;

“farming unit” means a portion of land allocated for farming purposes and conforming to the size prescribed under this Act for such purpose;

“leaseholder” means a person to whom a right of leasehold has been granted under this Act;