



GOVERNMENT GAZETTE

OF THE

REPUBLIC OF NAMIBIA

N\$2.00

WINDHOEK - 1 March 2004

No.3161

CONTENTS

Page

GOVERNMENT NOTICES

- | | | |
|--------|--|---|
| No. 38 | Declaration under section 33(2)(F) Labour Act, 1992: Namdeb Diamond Corporation (Pty) Ltd - Pocket Beaches Project | 2 |
| No. 39 | Proposal that a district road (Number 872) be proclaimed: District of Maltahöhe: Hardap Region | 2 |

GENERAL NOTICES

- | | | |
|--------|--|---|
| No. 38 | Municipality of Outjo: Notice of vacancy in the membership of the Local Authority Council | 3 |
| No. 39 | Khorixas Town Council: Notice of vacancy in the membership of the Khorixas Town Council | 3 |
| No. 40 | Khorixas Town Council: Notice of vacancy in the membership of the Khorixas Town Council | 3 |
| No. 41 | Khorixas Town Council: Notice of vacancy in the membership of the Khorixas Town Council | 4 |
| No. 42 | Khorixas Town Council: Notice of vacancy in the membership of the Khorixas Town Council | 4 |
| No. 43 | Hardap Regional Council: Electricity Regulations | 4 |
| No. 44 | City of Windhoek: Permanent alteration of the access on Promenaden Road, Nelson Mandela Road and Robert Mugabe Avenue for the following streets Liliencron, Voral, Brandberg and Mont Blanc Street | 7 |
| No. 45 | City of Windhoek: Permanent closing of Portion A of Block LVII, Windhoek Blocks, Bach Street as Public Open Space | 7 |
| No. 46 | City of Windhoek: Permanent closing of Portion A of Erf 6416 Hosea Kutako Drive, Windhoek, as a Street | 8 |
| No. 47 | Bank of Namibia: Statement of Assets and Liabilities as at close of business on 31 January 2004 | 8 |
-

Government Notices

MINISTRY OF LABOUR

No. 38

2004

DECLARATION UNDER SECTION 33(2)(F)
LABOUR ACT 1992:
NAMDEB DIAMOND CORPORATION (PTY) LTD - POCKET BEACHES
PROJECT

Under the powers vested in me by section 33(2)(f) of the Labour Act, 1992 (Act No. 6 of 1992), I declare that section 33(1) of that Act does not apply to an employee performing work, in the course of operations, in the industry of the Namdeb Diamond Corporation (Pty) Ltd - Pocket Beaches Project.

M. HAUSIKU
MINISTER OF LABOUR

MINISTRY OF WORKS, TRANSPORT AND COMMUNICATION

No. 39

2004

PROPOSAL THAT A DISTRICT ROAD (NUMBER 872) BE PROCLAIMED:
DISTRICT OF MALTAHÖHE: HARDAP REGION

In terms of section 20(1)(b) of the Roads Ordinance, 1972 (Ordinance 17 of 1972) it is hereby made known that the Roads Authority on behalf of the Permanent Secretary: Works, Transport and Communication proposes that, in the district of Maltahöhe, the road described in the Schedule and shown on sketch-map P2145 by the symbols A-B-C-D-E, be proclaimed as district road (number 872).

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 Roads Authority, Windhoek and the District Manager, of the Roads Authority, Maltahöhe, 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 Liaison Officer: Roads Boards, Private Bag 12030, Ausspannplatz, within a period of 30 days from the date of this notice.

SCHEDULE

From a point (A on sketch-map P2145) at the junction with district road 826 on the farm Sesriem 137 generally westwards and more and more south-south-westwards across the said farm to a point (B on sketch-map P2145) on the said farm; thence generally west-south-westwards and more and more south-south-westwards across the said farm and the farms Farm 100 and State Land to a point (C on sketch-map P2145) on State Land; thence generally south-eastwards and more and more south-south-westwards across the State Land and the farms Farm 100 and Farm 103 to a point (D on sketch-map P2145) on the last-mentioned farm; thence generally southwards and more and more westwards across the last-mentioned farm, State Land and the Namib Naukluft Park to a point (E on sketch-map P2145) at the place known as Sossusvlei.

General Notices

MUNICIPALITY OF OUTJO

No. 38

2004

NOTICE OF VACANCY IN THE MEMBERSHIP OF THE LOCAL AUTHORITY COUNCIL

In terms of Section 13(2) of the Local Authorities Act, 1992 (Act No. 23 of 1992) notice is hereby given that Councillor Daniel Johannes Holtzhausen resigned his office as from 4 February 2004.

Notice is further given to **DTA OF NAMIBIA** to nominate a member of the Local Authority Council of Outjo within three months from the date of publishing of this notice.

J.A. /URIB
CHIEF EXECUTIVE OFFICER
MUNICIPALITY OF OUTJO

KHORIXAS TOWN COUNCIL

No. 39

2004

NOTICE OF VACANCY IN THE MEMBERSHIP OF THE KHORIXAS TOWN COUNCIL

In terms of Section 13(2) of the Local Authorities Act, 1992 (Act No. 23 of 1992), notice is hereby given that **Councillor, Petrus Ukongo**, is withdrawn from his position by his political party effective from 9 February 2004.

Notice is further given to **UDF OF NAMIBIA** to nominate a member of the Khorixas Town Council within three months from the date of publication of this notice.

H. GAOBAEB
CHIEF EXECUTIVE OFFICER

KHORIXAS TOWN COUNCIL

No. 40

2004

NOTICE OF VACANCY IN THE MEMBERSHIP OF THE KHORIXAS TOWN COUNCIL

In terms of Section 13(2) of the Local Authorities Act, 1992 (Act No. 23 of 1992), notice is hereby given that Councillor, **Frieda Murorua**, is withdrawn from her position by her political party effective from 9 February 2004.

Notice is further given to **UDF OF NAMIBIA** to nominate a member of the Khorixas Town Council within three months from the date of publication of this notice.

H. GAOBAEB
CHIEF EXECUTIVE OFFICER

KHORIXAS TOWN COUNCIL

No. 41

2004

NOTICE OF VACANCY IN THE MEMBERSHIP OF THE KHORIXAS TOWN COUNCIL

In terms of Section 13(2) of the Local Authorities Act, 1992 (Act No. 23 of 1992), notice is hereby given that **Councillor, Erwin Howoseb**, is withdrawn from his position by his political party effective from 9 February 2004.

Notice is further given to **UDF OF NAMIBIA** to nominate a member of the Khorixas Town Council within three months from the date of publication of this notice.

H. GAOBAEB
CHIEF EXECUTIVE OFFICER

KHORIXAS TOWN COUNCIL

No. 42

2004

NOTICE OF VACANCY IN THE MEMBERSHIP OF THE KHORIXAS TOWN COUNCIL

In terms of Section 13(2) of the Local Authorities Act, 1992 (Act No. 23 of 1992), notice is hereby given that **Councillor, His Worship the Mayor Gerson /Goagoseb**, is withdrawn from his position by his political party effective from 9 February 2004.

Notice is further given to **UDF OF NAMIBIA** to nominate a member of the Khorixas Town Council within three months from the date of publication of this notice.

H. GAOBAEB
CHIEF EXECUTIVE OFFICER

HARDAP REGIONAL COUNCIL

No. 43

2004

ELECTRICITY REGULATIONS**1. SAFEGUARDING OF METERING INSTALLATION AND OTHER EQUIPMENT**

- (i) Every consumer shall take such measures as are reasonably necessary to prevent any damage to be caused to the metering installation or other equipment forming part of the service apparatus on the premises of the consumer.
- (ii) If the Engineer considers it necessary or desirable that special precautions be taken for the safeguarding of the metering installation on the premises of any consumer, the Council may;
 - (a) Require that the consumer takes such steps as the Engineer may direct for that purposes; or
 - (b) Causes the steps to be taken which the Engineer considers necessary for that purposes and recover from the consumer the costs thereof.
- (iii) Where the metering installation or any other equipment of the service apparatus on any premises is damaged or destroyed by reason of any failure on the part of

the consumer to comply with the provisions of sub regulation (1) or to maintain in proper order any steps taken in accordance with sub regulation (2), the consumer shall be liable to pay the Council any costs which the Council may be required to incur for the repair or substitution of the metering installation or such equipment as a result of such failure.

- (iv) Every consumer shall ensure that free and unimpeded access to the metering installation on the premises of the consumer is available at all times.
- (v) The duties and responsibilities imposed by sub regulation (1), (2), (3) and (4) shall;
 - (a) Devolve on the owner of any premises during any period that such premises are not occupied by another person;
 - (b) In the case of premises on which several accommodation units are situated and to which electricity is supplied through a common metering installation, rest on the person having the charge or management of the premises.
- (vi) A person who fails to comply with the provisions of sub regulation (4) shall be guilty of an offence.

2. TAMPERING WITH OR DAMAGE TO METERING INSTALLATION OR OTHER EQUIPMENT

- (i) No person other than the Engineer or a person duly authorised thereto by the Council shall;
 - (a) Open, break or remove any seal or lock affixed to the metering installation or an other part of the service apparatus or service connection on any premises;
 - (b) Disconnect the metering installation from the service connection;
 - (c) Where the supply of electricity to any premises has been disconnected or suspended by the Council for any reason, make a reconnection of or restore such supply in any manner; or
 - (d) In any other way tamper or interfere with the metering installation or any other part of the service apparatus or the service connection on any premises.

ADD NO OWNER OR OCCUPIER OF SUCH PREMISES SHALL CAUSE OR PERMIT ANY UNAUTHORISED PERSON TO PERFORM ANY OF SUCH ACTS ON HIS OR HER PREMISES.

- (ii) Where it is found that any seal or lock of the Council affixed to the metering installation on any premises has been opened, broken or removed or that any tampering with the metering installation has occurred the Council may without prior notice to the consumer concerned;
 - (a) Suspend the supply of electricity to such consumer; and
 - (b) Cause the meter to be tested and, if necessary, to be repaired or replaced.
- (iii) The Council shall not be obliged to restore the supply of electricity which has been suspended in terms of subregulation (2), unless the consumer has paid;
 - (a) Where applicable, the costs incurred by the Council for the testing or repair or replacement of the meter, and;

- (b) The charges determined in the electricity tariff for the suspension and subsequent restoration of the supply of electricity.
- (iv) Where it is on reasonable grounds suspected that the tampering with the metering installation or any other part of the service apparatus on the premises of a consumer has resulted in the meter not registering or not registering correctly the consumption of the consumer, the Council may estimate, in accordance with sub regulation (5), the quantity of electricity supplied to the consumer during the period since the date of the previous last reading of the meter (prior to the reading consequent on which the failure of the meter was discovered) until the date on which the supply of electricity has been suspended in terms of sub regulation (2), and recover from the consumer for the electricity supplied the charges based on such estimated quantity.
- (v) For the purpose of sub regulation (4), an estimate of the quantity of electricity supplied to a consumer shall be based on, either, as the Council may decide;
 - (a) The average monthly consumption of electricity on the premises during the corresponding three consecutive metering periods in the 12 months period prior to the date on which the tampering with pre-metering installation was discovered; or
 - (b) The average monthly consumption on the premises registered over three succeeding metered periods after the restoration of the supply in accordance with sub regulation (3).
- (vi) Where it is found that any reconnection or restoration of the supply of electricity has been made on the premises of any consumer in contravention of sub regulation (1)(C), the consumer concerned shall be liable to pay the charges for electricity consumed from the date of disconnection or suspension to date the supply was found to be reconnected or restored, as well as the cost of any subsequent disconnection or suspension of the supply by the Council.
- (vii) Any person who;
 - (a) Contravenes any provision of sub regulation (1); or
 - (b) Wilfully damages the metering installation of the Council of any premises,

SHALL BE GUILTY OF AN OFFENCE.

3. REPAIR OR SUBSTITUTION OF METER OR OTHER EQUIPMENT

- (i) In the event of any repairs to the meter or any other part of the service apparatus on any premises being found necessary, such repairs shall be effected only by a person authorized thereto by the Engineer and no person else.
- (ii) The Council may any time replace the meter on any premises if it is suspected of not registered accurately the supply of electricity to such premises.
- (iii) The costs incidental to any repairs in terms of sub regulation (1), or the replacement of any meter in terms of sub regulation (2), shall be borne by the Council, but if the repairs or replacement is necessitated by reason of any failure on the part of a consumer contemplated in regulation in regulation 8(3) or because of an act performed in contravention of regulation 9 (1), the Council may recover such costs from such consumer.
- (iv) Any person who acts, and any consumer who permits any other person to act, in contravention of the provisions of sub regulation (1) shall be guilty of an offence.

(v) PAYMENTS OF CHARGES

1. Every consumer shall pay for the electricity supplied, or, where a prepayment meter have been installed, to be supplied, by the Council to the consumer's premises at the rate determined in the electricity tariff for the particular category of use for which electricity is supplied to the consumer.

BY ORDER

**T. BASSON
REGIONAL OFFICER
HARDAP REGIONAL COUNCIL**

CITY OF WINDHOEK

No. 44

2004

PERMANENT ALTERATION OF THE ACCESS ON PROMENADEN ROAD,
NELSON MANDELA ROAD AND ROBERT MUGABE AVENUE FOR THE
FOLLOWING STREETS LILIENCRON, VORAL, BRANDBERG AND MONT
BLANC STREET

Notice is hereby given in terms of article 50(1)(a)(ii) of the Local Authorities Act of 1992 (Act No. 23 of 1992) that the City of Windhoek proposes to close permanent the undermentioned portion as indicated on locality plan, which lies for inspection during office hours at the office of Urban Policy, Room 512, Municipal Offices, Independence Avenue.

PERMANENT ALTERATION OF THE ACCESS ON PROMENADEN ROAD,
NELSON MANDELA ROAD AND ROBERT MUGABE AVENUE FOR THE
FOLLOWING STREETS LILIENCRON, VORAL, BRANDBERG AND MONT
BLANC STREET

Objections to the proposed closing are to be served on the Secretary: Townships Board, Private Bag 13289, and the Chief Executive Officer, P O Box 59, Windhoek, within 14 days after the appearance of this notice in accordance with Article 50 (1)(C) of the above Act.

**B. WATSON
CHIEF: URBAN POLICY, STRATEGY, FACILITATION
AND IMPLEMENTATION SERVICES**

CITY OF WINDHOEK

No. 45

2004

PERMANENT CLOSING OF PORTION A OF BLOCK LVII, WINDHOEK
BLOCKS, BACH STREET AS PUBLIC OPEN SPACE

Notice is hereby given in terms of article 50(3)(a)(ii) of the Local Authorities Act of 1992 (Act No. 23 of 1992) that the City of Windhoek proposes to close permanent the undermentioned portion as indicated on locality plan, which lies for inspection during office hours at the office of Urban Policy, Room 712, Municipal Offices, Independence Avenue.

**PERMANENT CLOSING OF PORTION A OF BLOCK LVII, WINDHOEK
BLOCKS, BACH STREET AS PUBLIC OPEN SPACE**

Objections to the proposed closing are to be served on the Secretary: Townships Board, Private Bag 13289, and the Chief Executive Officer, P O Box 59, Windhoek, within 14 days after the appearance of this notice in accordance with Article 50(1)(C) of the above Act.

B. WATSON

**CHIEF: URBAN POLICY, STRATEGY, FACILITATION
AND IMPLEMENTATION SERVICES**

CITY OF WINDHOEK

No. 46

2004

**PERMANENT CLOSING OF PORTION A OF ERF 6416 HOSEA KUTAKO
DRIVE, WINDHOEK, AS STREET**

Notice is hereby given in terms of article 50(1)(a)(ii) of the Local Authorities Act of 1992 (Act No. 23 of 1992) that the City of Windhoek proposes to close permanent the undermentioned portion as indicated on locality plan, which lies for inspection during office hours at the office of Urban Policy, Room 712, Municipal Offices, Independence Avenue.

**PERMANENT CLOSING OF PORTION A OF ERF 6416 HOSEA KUTAKO
DRIVE, WINDHOEK, AS STREET**

Objections to the proposed closing are to be served on the Secretary: Townships Board, Private Bag 13289, and the Chief Executive Officer, PO Box 59, Windhoek, within 14 days after the appearance of this notice in accordance with Article 50(1)(C) of the above Act.

B. WATSON

**CHIEF: URBAN POLICY, STRATEGY, FACILITATION
AND IMPLEMENTATION SERVICES**

BANK OF NAMIBIA

No. 47

2004

**STATEMENT OF ASSETS AND LIABILITIES
AS AT CLOSE OF BUSINESS ON 31 JANUARY 2004**

	31-01-04	31-12-03
	N\$	N\$
ASSETS		
Exernal:		
Rand Cash	27,464,813	13,420,484
IMF - Special Drawing Rights	181,366	169,285
Investments		
- Rand Currency	1,040,096,945	729,754,251
- Other Currency	1,644,635,159	1,357,531,927
- Interest Accrued	6,452,215	3,639,118

Domestic:

Currency Inventory Account	10,032,965	10,425,346
Loans and Advances	84,244,589	85,010,187
Fixed Assets	158,247,042	159,261,459
Other Assets	9,356,031	9,484,497
	<u>2,980,711,125</u>	<u>2,368,696,554</u>

LIABILITIES

Share capital	40,000,000	40,000,000
General Reserve	237,282,424	237,282,424
Revaluation Reserve	531,706,060	432,464,846
Development Fund Reserve	15,000,000	15,000,000
Currency in Circulation	786,696,858	918,895,858
Deposits: Government	788,980,345	251,741,957
Bankers - Reserve	175,511,157	168,261,090
Bankers - Current	4,287	67,823
Bankers - Call	178,226,000	85,691,000
Other	167,109,126	158,997,175
Other Liabilities	60,194,868	60,294,381
	<u>2,980,711,125</u>	<u>2,368,696,554</u>

T.K. ALWEENDO
DEPUTY GOVERNOR

K. MATHEW
ACTING CHIEF FINANCIAL OFFICER