



# GOVERNMENT GAZETTE

## OF THE

# REPUBLIC OF NAMIBIA

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WINDHOEK - 25 September 2006

No. 3708

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## General Notices

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### MUNICIPALITY OF WINDHOEK

No. 294 2006

#### AMENDMENT OF WATER SUPPLY REGULATIONS

Under section 94(1) of the Local Authorities Act, 1992 (Act No. 23 of 1992), and after consultation with the Minister of Regional and Local Government, Housing and Rural Development, the Council of the Municipality of Windhoek amends the Water Supply Regulations promulgated under General Notice No. 367 of 16 December 1996, as set out in the Schedule.

#### SCHEDULE

##### Definitions

1. In these regulations, “the Regulations” means the Water Supply Regulations promulgated under General Notice No. 367 of 16 December 1996, as amended by General Notice No. 151 of 1 July 1997.

**Amendment of regulation 1 of the Regulations**

2. Regulation 1 is amended by the insertion after paragraph (d) of the definition of “occupier” of the following closing paragraph:

“(e) and includes the owner, whenever an occupier is in arrear with the payment of any of the charges, fees or other monies leviable under section 30(1)(u) of the Act.”.

**Amendment of regulation 3 of the Regulations**

3. Regulation 3 is amended by the insertion after paragraph (b) of subregulation (1) of the following paragraph:

“(c) the owner or occupier of such premises

- (ii) has paid or has made acceptable arrangements for the payment of all arrear rates leviable in respect of such premises in terms of the Act; and
- (iii) has paid all the fees, charges or other monies due to the Council in respect of any service, amenity or facility supplied to the premises in terms of the Act, inclusive of any availability charge or minimum charge leviable under section 30(1)(u) of the Act, whether it relates to a service rendered in terms of this regulation or not.”.

**Amendment of regulation 4 of the Regulations**

4. Regulation 4 is amended -

(a) by the substitution for subregulation (3) of the following subregulation:

“(3) ..... made and an undertaking signed by such owner whereby the owner undertakes to acquaint himself or herself every month to ensure that the consumer account of such applicant is fully paid in terms of the Act.”;

(b) by the substitution for paragraph (b) of subregulation (4) of the following paragraph:

“(b) ensure the payment to the Council of the arrears, if any, as set out in regulation 3(1)(c) and the fee determined in the water tariff for an initial connection or a reconnection of the supply of water, whichever is applicable.”.

**Amendment of regulation 21 of the Regulations**

5. Regulation 21 is amended -

(a) by the substitution for subregulation (1) of the following subregulation:

“(1) If an account rendered by the Council in respect of -

(i) the supply of water;

- (ii) rates leviable in respect of such premises in terms of the Act; or
- (iii) the fees, charges or other monies due to the Council in respect of any service, amenity or facility supplied to the premises in terms of the Act, inclusive of any availability charge or minimum charge leviable under section 30(1)(u) of the Act, whether it relates to a service rendered in terms of these regulations or not,

is not paid by a consumer before the expiry of the last day for such payment specified in the account, the Council may forthwith suspend the supply of water to such consumer until the amount due is paid by the consumer, together with the charges referred to in subregulation (3).”;

(b) by the substitution for subregulation (3) of the following subregulation:

“(3) If the supply of water to any premises is suspended under subregulation (1) or (2), the consumer concerned shall, before such supply is restored by the Council -

- (a) pay the charges determined for suspension of the supply of water and for the restoration of such supply; and
- (b) pay or make acceptable arrangements for the payment of arrear rates or the fees, charges or other monies due to the Council in respect of any service, amenity or facility supplied to premises in terms of the Act, inclusive of any availability charge or minimum charge leviable under section 30(1)(u) of the Act, whether it relates to a service rendered in terms of this regulation or not.”.

#### **BY ORDER OF THE COUNCIL**

**M.K. SHIKONGO**  
**CHAIRPERSON OF THE COUNCIL**

Windhoek, 5 September 2006

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#### **MUNICIPALITY OF WINDHOEK**

No. 295

2006

#### **AMENDMENT OF ELECTRICITY SUPPLY REGULATIONS**

Under section 94(1) of the Local Authorities Act, 1992 (Act No. 23 of 1992), and after consultation with the Minister of Regional and Local Government, Housing and Rural Development, the Council of the Municipality of Windhoek amends the Electricity Supply Regulations promulgated under General Notice No. 19 of 15 January 1999 as set out in the Schedule.

#### **SCHEDULE**

##### **Definitions**

**1.** In these regulations, “the Regulations” means the Electricity Supply Regulations promulgated under Government Notice No. 19 of 15 January 1999.

**Amendment of regulation 1 of the Regulations**

2. Regulation 1 is hereby amended by the insertion after subparagraph (d) of the definition of “occupier” of the following closing paragraph:

- “(e) and includes the owner, whenever an occupier is in arrear with the payment of any of the charges, fees and other monies levied under section 30(1)(u) of the Act.”.

**Amendment of regulation 3 of the Regulations**

3. Regulation 3 is amended by the insertion after paragraph (b) of subregulation (1) of the following paragraph:

- “(c) the owner or occupier of such premises -
- (i) has paid or has made acceptable arrangements for the payment of all arrear rates leviable in respect of such premises in terms of the Act; and
  - (ii) has paid all the fees, charges or other monies due to the Council in respect of any service, amenity or facility supplied to the premises in terms of the Act, inclusive of any availability charge or minimum charge leviable under section 30(1)(u) of the Act, whether it relates to a service rendered in terms of this regulation or not.”.

**Amendment of regulation 4 of the Regulations**

4. Regulation 4 is amended -

- (a) by the substitution for paragraph (b) of subregulation (3) of the following paragraph:

“(b) ensure the payment to the Council of the arrears, if any, as set out in subregulation 3(1)(c) and pay to the Council the appropriate fee determined in the electricity tariff for an initial connection, or a reconnection of the supply of electricity, whichever may be applicable.”.

- (b) by the substitution for subregulation (4) of the following subregulation:

“(4) ... made and an undertaking signed by such owner whereby the owner undertakes to acquaint himself or herself every month to ensure that any consumer account of such applicant has been fully paid in terms of the Act.”.

**Amendment of regulation 20 of the Regulations**

5. Regulation 20 is amended -

- (a) by the substitution for subregulation (1) of the following subregulation:

“(1) If an account rendered by the Council in respect of -

- (i) the supply of electricity,
- (ii) rates leviable in respect of such premises in terms of the Act, or
- (iii) the fees, charges or other monies due to the Council in respect of any service, amenity or facility supplied to the premises in terms of the Act, inclusive of any availability charge or minimum charge leviable under section 30(1)(u) of the Act, whether it relates to a service rendered in terms of these regulations or not,

is not paid by a consumer before the expiry of the last day for such payment specified in the account, the Council may forthwith suspend the supply of electricity to such consumer until the amount due is paid by the consumer, together with the charges referred to in subregulation (3).”;

(b) by the substitution for subregulation (3) of the following subregulation:

“(3) If the supply of electricity to any premises is suspended under subregulation (1) or (2), the consumer concerned shall, before such supply is restored by the Council -

- (a) pay the charges determined for suspension of the supply of electricity and for the restoration of such supply; and
- (b) pay or make acceptable arrangements for the payment of arrear rates or the fees, charges or other monies due to the Council in respect of any service, amenity or facility supplied to premises in terms of the Act, inclusive of any availability charge or minimum charge leviable under section 30(1)(u) of the Act, whether it relates to a service rendered in terms of this regulation or not.”.

**BY ORDER OF THE COUNCIL**

**M.K. SHIKONGO**  
**CHAIRPERSON OF THE COUNCIL**

Windhoek, 5 September 2006

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