



GOVERNMENT GAZETTE

OF THE

REPUBLIC OF NAMIBIA

N\$16.00

WINDHOEK - 31 December 2012

No. 5114

CONTENTS

Page

GOVERNMENT NOTICE

No. 317 Promulgation of Presidential Remuneration and Other Benefits Act, 2012 (Act No. 15 of 2012), of the Parliament 1

Government Notice

OFFICE OF THE PRIME MINISTER

No. 317

2012

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. 15 of 2012: Presidential Remuneration and Other Benefits Act, 2012.

Act No. 15, 2012 **PRESIDENTIAL REMUNERATION AND OTHER
BENEFITS ACT, 2012**

ACT

To provide for the payment of remuneration and other benefits to the President and his or her spouse; and to provide for incidental matters.

(Signed by the President on 12 December 2012)

ARRANGEMENT OF SECTIONS

1. Definitions
2. Remuneration payable to President
3. Allowances payable to Presidential spouse
4. Medical aid
5. Payments out of State Revenue Fund
6. Exemption from income tax
7. Repeal and savings
8. Short title

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

Definitions

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

“President” means a person elected as President of the Republic of Namibia in terms of the Namibian Constitution; and

“spouse” means a person who is the wife or husband of the President, and includes a wife or husband of a marriage under customary law.

Remuneration payable to President

2. There must be paid to the person holding the office of President remuneration which is fixed at a rate of 15 per cent above the remuneration currently payable to the Prime Minister of the Republic of Namibia as determined in terms of the Public Office-Bearers (Remuneration and Benefits) Commission Act, 2005 (Act No. 3 of 2005).

Allowance payable to Presidential spouse

3. (1) There must be paid to the spouse of the person holding the office of President a monthly allowance which is equal to the monthly remuneration payable to a deputy permanent secretary employed in the public service of Namibia.

(2) In the case of the spouse of the person currently holding the office of President, subsection (1) becomes effective from 1 April 2012.

Medical aid

4. The provisions of any law and rules of the medical aid scheme established for the Public Service under section 34(1)(d) of the Public Service Act, 1995 (Act No. 13 of 1995) apply, with the necessary changes, to the President and his or

**Act No. 15, 2012 PRESIDENTIAL REMUNERATION AND OTHER
BENEFITS ACT, 2012**

her spouse as if the President and his or her spouse were members of that scheme, but the President and his or her spouse are not liable to pay any contribution payable by the members of that scheme.

Payments out of State Revenue Fund

5. The remuneration, benefits and allowances payable in terms of this Act must be paid from the State Revenue Fund out of moneys appropriated by Parliament for that purpose.

Exemption from income tax

6. The amount of any remuneration, benefits and allowances paid, and the value of any benefit relating to medical aid received in terms of this Act, are exempted from income tax.

Repeal and savings

7. (1) The Presidential Emoluments Act, 1990 (Act No. 17 of 1990) is repealed.

(2) Anything done under a provision of the law repealed by subsection (1) and which could have been done under a corresponding provision of this Act, is deemed to have been done under such corresponding provision.

Short title

8. This Act is called the Presidential Remuneration and Other Benefits Act, 2012.
