



GOVERNMENT GAZETTE

OF THE

REPUBLIC OF NAMIBIA

N\$4.00

WINDHOEK - 8 January 2016

No. 5925

Advertisements

PROCEDURE FOR ADVERTISING IN THE GOVERNMENT GAZETTE OF THE REPUBLIC OF NAMIBIA

1. The *Government Gazette* (Estates) containing advertisements, is published on every Friday. If a Friday falls on a Public Holiday, this *Government Gazette* is published on the preceding Thursday.

2. Advertisements for publication in the *Government Gazette* (Estates) must be addressed to the Government Gazette office, Private Bag 13302, Windhoek, or be delivered at Justitia Building, Independence Avenue, Second Floor, Room 219, Windhoek, not later than **12h00** on the ninth working day before the date of publication of this *Government Gazette* in which the advertisement is to be inserted.

3. Advertisements are published in this *Government Gazette* for the benefit of the public and must be furnished in English by the advertiser or his agent.

4. Only legal advertisements shall be accepted for publication in the *Government Gazette* (Estates) and are subject to the approval of the Permanent Secretary, Ministry of Justice, who may refuse the acceptance of further publication of any advertisement.

5. The Ministry of Justice reserves the right to edit and revise copy and to delete there from any superfluous detail.

6. Advertisements must as far as possible be typewritten. The manuscript of advertisements must be written on one side of the paper only and all proper nouns plainly inscribed. In the event of any name being incorrectly printed as a result of indistinct writing, the advertisement can only be reprinted on payment of the cost of another insertion.

7. No liability is accepted for any delay in the publication of advertisements/notices, or for the publication of such on any date other than that stipulated by the advertiser. Similarly no liability is accepted in respect of any editing, revision, omission, typographical errors or errors resulting from faint or indistinct copy.

8. The advertiser will be held liable for all compensation and costs arising from any action which may be instituted against the Government of Namibia as a result of the publication of a notice with or without any omission, errors, lack of clarity or in any form whatsoever.

9. The subscription for the *Government Gazette* is N\$3,050-00 including VAT per annum, obtainable from Solitaire Press (Pty) Ltd., corner of Bonsmara and Brahman Streets, Northern Industrial Area, P.O. Box 1155, Windhoek. Postage must be prepaid by all subscribers. Single copies of the *Government Gazette* are obtainable from Solitaire Press (Pty) Ltd., at the same address, at the price as printed on copy. Copies are kept in stock for two years only.

10. The charge for the insertion of notices is as follows and is payable in the form of bank guarantee cheques, postal or money orders:

LIST OF FIXED TARIFF RATES

STANDARDISED NOTICES	Rate per insertion N\$
Transfer of business	37,00
Deeds: Lost documents	69,00
Business Notices	53,00
Administration of Estates Act Notices, Forms J187, 193, 197, 297, 517 and 519.....	27,00

Insolvency Act and Companies Act Notices: J.28, J.29. Forms 1 to 9	48,00	Liquidators' and other appointees' notices	80,00
N.B. Forms 2 and 6 additional statements according to word count table, added to the basic tariff. Change of name (two insertions)	333,00	Gambling house licences/Liquor licences	120,00
Naturalisation notices (including a reprint for the advertiser)	27,00	SALES IN EXECUTION AND OTHER PUBLIC SALES:	
Unclaimed moneys - only in the <i>Government Gazette</i> , closing date 15 January (per entry of "name, address and amount")	13,00	Sales in execution	207,00
Butcher's notices	53,00	Public auctions, sales and tenders:	
Lost Life insurance policies	27,00	Up to 75 words	69,00
NON-STANDARDISED NOTICES		76 to 250 words	171,00
Company notices:		251 to 350 words	253,00
Short notices: Meetings, resolutions, offers of compromise, conversions of companies, voluntary windings-up, etc.: closing of members' registers for transfer and/or declarations of dividends	120,00	ORDERS OF THE COURT	
Declaration of dividends with profit statements, including notices	267,00	Provisional and final liquidations or sequestrations	157,00
Long notices: Transfers, changes in respect of shares or capital, redemptions, resolutions, voluntary liquidations	373,00	Reduction of change in capital mergers, offers of compromise	373,00
Trademarks in Namibia	120,50	Judicial managements, <i>curator bonis</i> and similar and extensive <i>rule nisi</i>	373,00
		Extension of return date	48,00
		Supersession and discharge of petitions (J.158) ..	40,00

11. The charge for the insertion of advertisements other than the notices mentioned in paragraph 10 is at the rate of N\$13,00 per cm double column. (Fractions of a cm must be calculated as a cm).

12. No advertisements shall be inserted unless the charge is prepaid. Cheques, drafts, postal or money orders must be made payable to the Ministry of Justice, Private Bag 13302, Windhoek.

FORM J 187

LIQUIDATION AND DISTRIBUTION ACCOUNTS IN DECEASED ESTATES LYING FOR INSPECTION

In terms of section 35(5) of Act 66 of 1965, notice is hereby given that copies of the liquidation and distribution accounts (first and final, unless otherwise stated) in the estates specified below will be open for the inspection of all persons interested therein for a period of 21 days (or shorter or longer if specially stated) from the date specified or from the date of publication hereof, whichever may be the later, and at the offices of the Master and Magistrate as stated.

Should no objection thereto be lodged with the Master concerned during the specified period, the executor will proceed to make payments in accordance with the accounts.

125/2015 MOUTON Anna, 32060600863, Erf No. 1059, Block B, Rehoboth. Windhoek. FNB Trust Services Namibia (Pty) Ltd, P.O. Box 448, Windhoek, Namibia.

125/2015 ATSHIPARA Engelbert, 37061600063, Ekuku, Okatana. Fausina Andjamba, 41061310019. Windhoek. FNB Trust Services Namibia (Pty) Ltd, P.O. Box 448, Windhoek, Namibia.

729/2015 THOMAS Sakeus, 350509000220, Eengwena, Ohangwena Region. Windhoek. FNB Trust Services Namibia (Pty) Ltd, P.O. Box 448, Windhoek, Namibia.

1600/2015 ISHIDHIMBWA Kornelia Naluteni, 70092700551, Oshaakondwa, Oniipa. Windhoek. FNB Trust Services Namibia (Pty) Ltd, P.O. Box 448, Windhoek, Namibia.

1382/2015 DODDS Else Ruth, 24070310010, P.O. Box 1244, Windhoek, Namibia. Windhoek. Grant Thornton Neuhaus, P.O. Box 2558, Windhoek

FORM J 193

NOTICE TO CREDITORS IN DECEASED ESTATES

All persons having claims against the estates mentioned below are hereby called upon to lodge their claims with the executors concerned, within 30 days (or otherwise as indicated) calculated from the date of publication hereof. The information is given in the following order: Estate number, surname and Christian names, date of birth, identity number, last address, date of death; surviving spouse's names, surname, date of birth and identity number; name and address of executor or authorised agent, period allowed for lodgement of claims if other than 30 days.

2162/2015 NZWILE Siseho Christopher, Windhoek, 10 February 1947, 47021000146, Katima Mulilo, 24 May 2015. Martha Iwuzwe Nzwile, 8 May 1958, 58050800563. FNB Trust Services Namibia (Pty) Ltd, P.O. Box 448, Windhoek, Namibia.

1553/2015 SHIKALEPO Alfeus Kotokeni Shaakuka, Windhoek, 16 August 1988, 88081600108, Windhoek, 1 August 2015. FNB Trust Services Namibia (Pty) Ltd, P.O. Box 448, Windhoek, Namibia.

1768/2015 ANANIAS David, Windhoek, 14 February 1959, 59021400480, Omuthitu, 2 September 2015. FNB Trust Services Namibia (Pty) Ltd, P.O. Box 448, Windhoek, Namibia.

2220/2015 SHEPPERSON Alida Maria, Windhoek,, 3 July 1921, 21070300047, Huis Sonder Sorge, 15 November 2015. FNB Trust Services Namibia (Pty) Ltd, P.O. Box 448, Windhoek, Namibia.

2214/2015 NASH Alex William, Windhoek, 7 June 1964, 64060710024, 3 September 2015. Albertha Erika Nash, 25 December 1966, 66122501530. FNB Trust Services Namibia (Pty) Ltd, P.O. Box 448, Windhoek, Namibia.

2230/2015 KARAPO Matheus Mukuve, Windhoek, 3 June 1934, 34060300217, Rundu, 9 November 2015. FNB Trust Services Namibia (Pty) Ltd, P.O. Box 448, Windhoek, Namibia.

2231/2015 FORBES Alwine, Windhoek, 27 December 1954, 54122700027, Otjiwarongo, 28 September 2015. FNB Trust Services Namibia (Pty) Ltd, P.O. Box 448, Windhoek, Namibia.

2228/2015 MINDERS Johannes Andries, Windhoek, 28 January 1960, 60012800236, Aranos, 16 November 2015. FNB Trust Services Namibia (Pty) Ltd, P.O. Box 448, Windhoek, Namibia.

2229/2015 NENDONGO, Erastus Angula, Windhoek, 16 July 1940, 40071600493, Ondangwa, 22 July 2015. FNB Trust Services Namibia (Pty) Ltd, P.O. Box 448, Windhoek, Namibia.

2227/2015 APRIL Katrina Johanna, Windhoek, 26 December 1957, 57122600351, Windhoek, 11 December 2015. FNB Trust Services Namibia (Pty) Ltd, P.O. Box 448, Windhoek, Namibia.

CASE NUMBER: POCA 13/2015

IN THE HIGH COURT OF NAMIBIA, MAIN DIVISION WINDHOEK, THURSDAY, THE 24TH DAY OF DECEMBER 2015 BEFORE THE HONOURABLE JUSTICE ANGULA DJP

In the *ex parte* matter of:

THE PROSECUTOR-GENERAL Applicant

IN RE: The positive balance in Standard Bank Namibia, business banking account number 60001553274 held in the name of Rhapsody Investments CC, Standard Bank Namibia, Premium call account number 60001400222 held in the name of Rhapsody Investments CC and Bank Windhoek Namibia Cheque Account number 8003095691 held in the name of Alexes Paulo and Bank Windhoek account number 8004741004 held in the name of Rhapsody Investments CC.

IN THE APPLICATION FOR A PRESERVATION OF PROPERTY ORDER IN TERMS OF SECTION 51 OF THE PREVENTION OF ORGANISED CRIME ACT, ACT 29 OF 2004

ORDER

Having heard Mr M. Boonzaier Counsel for the Applicant and having read the Notice of Motion, Affidavits and annexures thereto;

IT IS HEREBY ORDERED THAT:

1. The matter is heard as one of urgency and the Applicant's non-compliance with the forms and service provided for by the Rules is condoned.
2. The prescribed manner for applications of this nature as set out in the regulations to the Prevention of Organised Crime Act 29 of 2004 ("POCA") as well any other manner prescribed in POCA is dispensed with.
3. A preservation of property order as contemplated by section 51 of POCA is granted in respect of the positive balance in Standard Bank Namibia, business banking account number 60001553274 held in the name of Rhapsody Investments CC, Standard Bank Namibia, Premium call account number 60001400222 held in the name of Rhapsody Investments CC and Bank Windhoek Namibia Cheque Account number 8003095691 held in the name of Alexes Paulo and Bank Windhoek account number 8004741004 held in the name of Rhapsody Investments CC ("the properties").
4. In terms of section 51 of POCA all persons with knowledge of this order, other than as required and permitted by this order, are prohibited from removing, and or taking possession of and / or control over, and / or dissipating, and / or encumbering and / or interfering with, and / or diminishing the value of, and / or attaching or selling in execution, and / or dealing in any other manner with the properties to which this order relates.
5. Warrant Officer Johan Nico Green ("W/O Green") or in W/O Green's absence Warrant Officer Emilia Nambadi ("W/O Nambadi") of the Commercial Crime Investigation Unit: Anti Money laundering Sub Division in Windhoek is appointed as Curator Bonis in terms of section 55 of POCA and is immediately authorized to:
 - 5.1. Seize and or assume control over the properties;
 - 5.2. Safeguard the properties pending the finalization of the forfeiture proceedings under POCA;
 - 5.3. If necessary to administer and preserve the properties and to do all things necessary for that purpose, including keeping the properties in the bank accounts where they are currently kept subject to appropriate safeguards and / or deposit the properties in the accounts into separate interest bearing accounts.
6. The Applicant must effect service of the preservation of property order and the application on the following persons:
 - 6.1. Rhapsody Investment CC ("Rhapsody Investment");
 - 6.2. Alexes Paulo ("Mr Paulo");
 - 6.3. Judite Meli Francisco ("Ms Francisco").
7. In terms of section 52 (1) (b) cause notice of this order, in the form set out in Annexure A and Annexure B hereto, to be published in the Government Gazette as soon as practicable after the preservation of property order is granted.

8. In the event the Applicant is unable to serve on Mr Paulo and Ms Francisco in Namibia, the Applicant is granted leave to serve the preservation of property order on Mr Paulo and Ms Francisco by publication of the order in one issue of the Namibian Newspaper and one issue of the New Era newspaper as provided for in regulation 3 (1) (b) of the regulations made in terms of POCA.
9. Any person who has an interest in the properties and who intends opposing the application for an order forfeiting the properties to the State or applying for an order excluding his or her interest from a forfeiture order in respect of the properties, must enter an appearance giving notice of his or her intention in terms of section 52 (3) of POCA.
10. Such notice must be delivered to the Applicant:
 - 10.1 in the case of any person specifically identified for service in the terms of this order, within 21 calendar days of service; and
 - 10.2 in the case of any other person, 21 calendar days after the date when a notice of the order was published in the Government Gazette.
 - 10.3 A notice in terms of section 52 of POCA must contain full particulars of the chosen address for the delivery of documents concerning further proceedings in this matter and must be accompanied by an affidavit setting out:
 - 10.4 the full particulars of the identity of the person giving the notice;
 - 10.5 the nature and extent of his or her interest in the property concerned;
 - 10.6 whether he or she intends opposing the making of the forfeiture order, or whether he or she intends applying for an order excluding his or her interest in that property from the operation of the order;
 - 10.7 whether he or she admits or denies that the property concerned is the proceeds of unlawful activities and the basis for such defense;
 - 10.8 if he or she intends applying for the exclusion of his or her interests from the operation of the forfeiture order, the basis for such an application.
11. Any person, on good cause shown (including the non availability of any other suitable remedy to protect their legitimate rights or interests), may on 3 days' notice in urgent instances and at least 7 days' notice in other instances to the applicant, and within 8 days of becoming aware of the order, apply for reconsideration of the order.

style of **NAMIB ESTATES at Food Lovers Market Building Cnr Moses Garoeb & Mandume Ndemufayo Street, Swakopmund**, to an in favour of **Pam Golding (Franchise)** or Paul Kruger or nominee on 1 February 2016 and that last-mentioned shall carry on the aforesaid business or its own account under the same name and style of **NAMIB ESTATES**, and this publication shall serve as due notice having been given in terms of Section 34 of the Insolvency Act No. 24 of 1936.

Dated at Swakopmund on this 11th day of December 2015.

AHRENS & ASSOCIATES
 LEGAL PRACTITIONERS FOR PARTIES
 SHOP NO. 2, AN DER WATERKANT BUILDING,
 NO. 15 TOBIAS HAINYEKO STREET
 PO BOX 1856, SWAKOPMUND
 EMAIL: HAWK@IWAY.NA

BY ORDER OF THE COURT

REGISTRAR OF THE HIGH COURT
 TO: GOVERNMENT ATTORNEY

NOTICE OF TRANSFER OF BUSINESS

Take notice that **Holger Herboth, Identity No. 69052200157** trading as **NAMIB ESTATES**, intends to alienate and dispose of the business being conducted by him under the name and