



# GOVERNMENT GAZETTE

## OF THE

# REPUBLIC OF NAMIBIA

N\$6.00

WINDHOEK - 6 May 2016

No. 6002

### 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.

1282/2014 IYAMBO Priskila Nanjila, 37051611-00021, Onakandi Village, Onyaanya, Oshikoto Region. Ondangwa. Windhoek. AngulaCo. Incorporated P.O. Box 3911, 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.

550/2016 HOWES Kenneth James, Windhoek, 24 February 1937, 37022400202, No. 10 Brock Street, Klein Windhoek, 3 April 2016. Pointbreak Trust and Estates (Pty) Ltd, P.O. Box 156, Windhoek.

475/2016 ENGELBRECHT Frans, Windhoek, 3 November 1948, 48110300219, Erf 22, Otjiwarongo, 2 February 2016. Magdalena Engelbrecht, 4 March 1951, 51030400555. A. Davids & Co., P.O. Box 11, Otjiwarongo.

579/2016 KAFUGULA Lovisa Shekupe, Windhoek, 29 May 1962, 62052900314, Erf 2913, Ongwediva, 22 February 2016. F.M. Oehl Trust cc, P.O. Box 90290, Windhoek, Namibia.

447/2016 ENKALA Anatolia, 2 October 1939, 39100200263, Ompumbu, Okatana, Ekuku, Oshana Region, 17 December 2015. Rissik, Cox & Probart, No. 34 5th Avenue, P.O. Box 90, Keetmanshoop.

#### IN THE HIGH COURT OF NAMIBIA

CASE NO : (P) I 1308/2013

In the matter between:

**FIRST NATIONAL BANK  
OF NAMIBIA LIMITED**

plaintiff

and

**ORDER****ROTRICK IVORY GAESEB**

Defendant

Having heard **Mrs K. Kazondunge** for the Applicant and having read the Notice of Motion, Affidavits and annexures thereto;

**NOTICE OF SALE IN EXECUTION**

IN THE EXECUTION of Judgment granted by the High Court of Namibia signed by the Registrar of the High Court of Namibia on **14 June 2013**, the following immovable property will be sold on **9 June 2016** at **09h00** at the following erf:

CERTAIN: Erf No. 6775, Katutura, Extension No. 16

SITUATE: In the Municipality of Windhoek Registration Division "K" Khomas Region

MEASURING: 270 (two hundred and seventy) square metres

HELD BY: Deed of Transfer No. T1713/2009

SUBJECT: To all the terms and the conditions contained therein

THE PROPERTY CONSISTS OF THE FOLLOWING :  
Lounge, kitchen, 2 bedrooms, 1 shower, 1 W/C

**CONDITIONS OF SALE:**

The Sale takes place subject to the Conditions of Sale, which can be inspected at the offices of the Deputy Sheriff, WINDHOEK.

DATED at WINDHOEK on 8 April, 2016

VAN DER MERWE-GREEFF AND DIMA INC.  
LEGAL PRACTITIONERS FOR PLAINTIFF  
28 CHURCH STREET  
WINDHOEK

\_\_\_\_\_

**CASE NUMBER: POCA 10/2015**

**IN THE HIGH COURT OF NAMIBIA, MAIN DIVISION  
HELD AT WINDHOEK**

**FRIDAY, THE 8th DAY OF APRIL 2016**

**BEFORE HONOURABLE JUSTICE UEITELE J**

In the *ex parte* application of:

**THE PROSECUTOR GENERAL**

Applicant

*IN RE:* The positive balance in Bank Windhoek account number: 3000841878, Swakopmund branch held in the name of Kronelia Ndilimeke Atanasius and the positive balance in Standard Bank account number: 143215132, Swakopmund branch held in the name of Kronelia Ndilimeke Atanasius

**IN THE APPLICATION FOR A FORFEITURE OF  
PROPERTY ORDER IN TERMS OF SECTION 59 OF  
THE PREVENTION OF ORGANISED CRIME ACT 29  
OF 2004**

**IT IS HEREBY ORDERED THAT:**

1. The properties which are presently subject to a preservation of property order granted by this Honourable Court under the above case number on 12 November 2015, namely: the positive balance in the Bank Windhoek account number: 3000841878, Swakopmund branch held in the name of Kronelia Ndilimeke Atanasius and the positive balance in Standard Bank account number: 143215132, Swakopmund branch held in the name of Kronelia Ndilimeke Atanasius ("the properties") be forfeited to the State in terms of section 61 of the Prevention of Organised Crime Act, 29 of 2004 ("POCA").
2. The properties are to remain under the control and supervision of Warrant Officer Emilia Nambadi (W/O Nambadi), subject to the further orders set out below.
  - 2.1 W/O Nambadi is directed to pay the positive balance in the Bank Windhoek account number: 3000841878, Swakopmund branch held in the name of Kronelia Ndilimeke Atanasius and the positive balance in Standard Bank account number: 143215132, Swakopmund branch held in the name of Kronelia Ndilimeke Atanasius within fourteen (14) days of this order into the Asset Recovery Account:  
Ministry of Justice - POCA  
Standard Bank account number 589245309  
Branch Code: 08237200
3. That any person whose interest concerned is affected by the forfeiture order, may within 20 days after he or she has acquired knowledge of such order, set the matter down for variation or rescission by the Court.
4. This order must be published in the Government Gazette as soon as practicable after it is made.
5. Prayers 1 to 2 will not take effect before 30 days after the notice of this order was published in the Government Gazette or before an application in terms of section 65 of POCA or an appeal has been disposed of.

BY ORDER OF THE COURT  
REGISTRAR OF THE HIGH COURT  
TO: GOVERNMENT ATTORNEY

\_\_\_\_\_

**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 Rhap-

sody Investments CC and Bank Windhoek Namibia Cheque Account number 800309569' held in the name of Alexes Paulo and Bank Windhoek account number 800474100, held in the name of Rhapsody Investments CC.

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

**ORDER**

Having heard **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.

BY ORDER OF THE COURT  
REGISTRAR OF THE HIGH COURT  
TO: Government Attorney

FORM 5

ANNEXURE A

**NOTICE OF PRESERVATION OF PROPERTY ORDER**

**MINISTRY OF JUSTICE  
PREVENTION OF ORGANIZED CRIME  
REGULATIONS: PREVENTION OF ORGANISED  
CRIME ACT, 2004 (ACT 29 OF 2004)  
(Section 52 (1), Regulation 4 (5))**

To: Rhapsody Investment CC;  
Alexes Paulo; and  
Judite Meli Francisco.

**IMPORTANT - DO NOT IGNORE THIS DOCUMENT**

Upon receipt of this notice you should obtain legal advice to help you understand this document and your rights and obligations under the preservation of property order.

**WHY YOU HAVE RECEIVED THIS NOTICE**

The High Court has made a preservation of property order over property pursuant to section 51 of the Prevention of Organised Crime Act 2004. A copy of the preservation of property order is attached to this notice. The order describes the property that has been preserved and may contain directions relating to the seizure of that property. It may also contain other orders that the court considers appropriate.

You have received this notice because the Prosecutor - General considers that you might have an interest in the properties which are the subject of the preservation order.

The preservation of property order has been made for the purpose of securing property in order to satisfy any forfeiture order that might be pursuant to Part 3 of Chapter 6 of the Prevention of Organised Crime Act 2004.

**WARNING**

The preservation of property order prohibits any person from dealing, in any manner, with the properties to which the order relates. A person who intentionally refuses or fails to comply with a court order made under this Act commits an offence punishable by a fine not exceeding N\$ 300,000 or to imprisonment for a period not exceeding 15 years.

Dated: .....

.....  
For Prosecutor - General

**ANNEXURE B**

**IN THE HIGH COURT OF NAMIBIA HELD AT WINDHOEK, MAIN DIVISION**

**Case No:**

In the *ex parte* matter of

**THE PROSECUTOR-GENERAL**

Applicant

*IN RE:* The positive balance in Standard Bank Namibia, 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**

**Notice in terms of section 52 of the Prevention of Organised Crime Act 29 of 2004 (POCA)**

This notice is addressed to all persons who have an interest in the positive balance in Standard Bank Namibia account number 60001553274, the positive balance in Standard Bank Namibia Premium call account number 60001400222, the positive balance in Bank Windhoek Namibia Cheque Account number 8003095691 and the positive balance in Bank Windhoek account number 8004741004 ("the properties");

**Take notice that:**

1. The Prosecutor General has obtained a preservation of property order (the order), a copy of which is attached to this notice, in terms of section 51 of the POCA in respect of the properties;
2. If you have an interest in the properties, you should understand that it is now at risk. You are advised to obtain legal advice on whether your interest can be protected and, if so, on how to protect it;
3. You are notified that the Prosecutor General will, within 120 days of publication of this notice, apply to the High Court under section 59 of the POCA for an order declaring the properties forfeit to the state. The order will remain in force until the application for a forfeiture order is finalised, and until any forfeiture order that has been made is satisfied;
4. If you intend to oppose the application for a forfeiture order, or you intend to apply for an order excluding your interest from a forfeiture order in respect of the properties, you must enter an appearance in terms of the order. The requirements for such an appearance are set out in the order and are also dealt with in sections 52 (3), (4) and (5) of the POCA. An appearance must comply with these requirements;
5. Your attention is specifically drawn to the 21 calendar days' time limit prescribed in section 52 (4) for the entry of an appearance referred to in paragraph 4 above;

6. If you enter an appearance in terms of the order you will be entitled to be given 21 days' notice of the application by the applicant for a forfeiture order in respect of the properties;
7. If you fail to enter an appearance in terms of the order or to comply with the above requirements, you will not be given notice of the application for a forfeiture order and you will not be entitled to appear at the hearing of the application. In such a case, the court may grant a default order forfeiting the properties to the state under section 64 of the POCA;
8. You may, on good cause shown (including the non - availability of any other suitable remedy to protect your legitimate rights or interest), 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;
9. You are specifically advised that even if you intend to apply for reconsideration of the preservation order in this case, you must, in addition, comply with paragraph 4 and 5 above if you intend to oppose the forfeiture application at a later date. Failure to do so can result in a forfeiture order being granted against the properties by default and without further notice to you.
10. Whenever this order states that you must deliver or serve any notice, affidavit or other process document on the applicant, you must deliver or serve them on the applicant at the following address:

GOVERNMENT ATTORNEY  
LEGAL PRACTITIONERS FOR THE APPLICANT  
2ND FLOOR, SANLAM CENTRE  
PRIVATE BAG 13189 WINDHOEK, NAMIBIA

Any correspondence or other enquiries must also be directed to this address or contact number.

\_\_\_\_\_

**THE ALIENS ACT, 1937**  
**NOTICE OF INTENTION OF CHANGE OF SURNAME**

I, **LISA MPAREKE**, residing at Siudiva and unemployed, intend applying to the Minister of Home Affairs for authority under section 9 of the Aliens Act, 1937, to assume the surname **MURENGA** for the reasons that I want to use my father's surname (**MURENGA**) instead of my husband's (**MPAREKE**).

I previously bore the name **LISA MPAREKE**.

Any person who objects to my assumption of the said surname of **MURENGA** should as soon as may be lodge his or her objection, in writing, with a statement of his or her reasons therefor, with the Magistrate of Windhoek.

**L. MPAREKE**  
**SIUDIVA**  
**NAMIBIA**

\_\_\_\_\_

**THE ALIENS ACT, 1937**  
**NOTICE OF INTENTION OF CHANGE OF SURNAME**

I, **LINEA NDMUNHU**, residing at Omahenge Ohalushu, Ohangwena Region and unemployed, intend applying to the Minister of Home Affairs for authority under section 9 of the Aliens Act, 1937, to assume the surname **LINUS** for the reasons that on my birth certificate I am registered as **LINEA LINUS** and all my children are using **LINUS**, but the identity card at Home Affairs contains the surname **NDIMUNHU**, which I no longer use.

I previously bore the name **LINEA NDMUNHU**.

Any person who objects to my assumption of the said surname of **LINUS** should as soon as may be lodge his or her objection, in writing, with a statement of his or her reasons therefor, with the Magistrate of Windhoek.

**L. NDMUNHU**  
**PRIVATE BAG 2001**  
**GROOTFONTEIN**  
**NAMIBIA**

\_\_\_\_\_

**THE ALIENS ACT, 1937**  
**NOTICE OF INTENTION OF CHANGE OF SURNAME**

I, **GEORGINA KASHINOUBA KENDA**, residing at Namutoni Camp, Etosha National Park and a student, intend applying to the Minister of Home Affairs for authority under section 9 of the Aliens Act, 1937, to assume the surname **TAVARES** for the reasons that I want to change to my father's surname, currently I am using my mother's surname.

I previously bore the name **GEORGINA KASHINOUBA KENDA**.

Any person who objects to my assumption of the said surname of **TAVARES** should as soon as may be lodge his or her objection, in writing, with a statement of his or her reasons therefor, with the Magistrate of Windhoek.

**G. K. KENDA**  
**PRIVATE BAG 2015**  
**TSUMEB**  
**NAMIBIA**

\_\_\_\_\_