**NATIONAL HERITAGE**

**War Graves Control and Maintenance Ordinance 2 of 1927.**

**Summary:** This Ordinance (OG 232) provides for the control and maintenance of war graves. The Ordinance was extended to the Rehoboth Gebiet by Proc. 12/1930 (OG 365).

**Regulations:** The Ordinance makes no provision for regulations.

**Notices:** Proc. 17/1928 (OG 284) vests control of war graves in SWA in the Administrator of SWA.

GN 191/1960 (OG 2276) concerns the Graves Commission.

**National Heritage Act 27 of 2004.**

**Summary:** This Act (GG 3361) provides for the preservation and registration of places and objects of national significance. It establishes a National Heritage Council and a National Heritage Register. The Act repeals the *National Monuments Act 28 of 1969*. It was brought into force on 1 September 2005 by GN 105/2005 (GG 3490).

**Amendments:** The State-owned Enterprises Governance Act 2 of 2006 (GG 3698), which was brought into force on 1 November 2006 by Proc. 13/2006 (GG 3733) and which has since been re-named the Public Enterprises Governance Act 2 of 2006, amends section 1, 4 and 7, deletes section 6 and substitutes section 18.

**Regulations:** Section 69(2) provides that any “regulation or by-law made and anything done” under the repealed law “which may be made or done under a provision of this Act” survives. Pre-independence regulations have not been researched.

Regulations are promulgated under this Act in GN 106/2005 (GG 3490).

**declarations of national monuments and other protected areas:** Heroes Acre is designated as a national monument (under the previous Act) in GN 144/2002 (GG 2801).

Grave No 171 (the Mass Grave) in the Old Location Cemetery and Omugulugwombashe are designated as national monuments in GN 118/2006 (GG 3679).

An area in and around Swakopmund is designated a conservation area by General Notice 260/2006 (GG 3688), and the demolition of any building situated for 50 years or more in this area is prohibited by General Notice 79/2008 (GG 4022).

Note that the original GG 3688 was replaced by a subsequent corrected version. The corrected version states at the top: “This Gazette replace [sic] Gazette No. 3688 of 1 September 2006”.

Betholdt Himumuine Primary School is declared to be a heritage place by General Notice 298/2006 (GG 3714).

Dorslandtrekker is declared to be a heritage place by General Notice 299/2006 (GG
Twyfelfontein is declared to be a conservation area in General Notice 20/2007 (GG 3788).

A number of places and objects are designated as heritage places and heritage objects in GN 155/2011 (GG 4787) and in General Notice 393/2013 (GG 5306).

The Omandongo Mission was declared to be a heritage place by General Notice 273/2014 (GG 5533).

The Equestrian Statue Monument was removed as a national monument from the National Heritage Register by General Notice 274/2014 (GG 5533).

The King Iipumbu ya Tshilongo Memorial Site was declared to be a heritage place by General Notice 275/2014 (GG 5533).

Shark Island in Luderitz (///Kharas Region) and Driedoornvlagte Fossil Reef (Hardap Region) are declared to be heritage places by General Notice 23/2019 (GG 6844).

**Appointments:** Council appointments under the previous Act were announced in GN 76/1991 (GG 232), GN 318/1996 (GG 1462), GN 270/2000 (GG 2444) and GN 20/2003 (GG 2915). Council appointments under this Act were announced in GN 82/2009 (GG 4260) and GN 94/2011 (GG 4747).

**INTERNATIONAL LAW**

- Constitution of the United Nations Educational, Scientific and Cultural Organization (UNESCO), 1945
- Convention Concerning the Protection of the World Cultural and Natural Heritage, 1972
- Convention on the Protection and Promotion of the Diversity of Cultural Expressions, 2005
- World Heritage Convention, 1972

See also **CULTURE AND CULTURAL INSTITUTIONS**.