



# **GOVERNMENT GAZETTE**

OF THE

# **REPUBLIC OF NAMIBIA**

R0,50

WINDHOEK — 29 September 1993

No. 726

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## **Government Notice**

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### **MINISTRY OF INFORMATION AND BROADCASTING**

No. 118

1993

### **THE NAMIBIAN BROADCASTING CORPORATION REGULATIONS**

The Minister has under section 27 of the Namibian Broadcasting Act, 1991 (Act 9 of 1991) -

- (a) made the regulations as set out in the Schedule; and
- (b) repealed the regulations promulgated under Government Notice R.1763 of 1976.

## SCHEDULE

### *Definitions*

1. In these regulations, unless the context indicates otherwise, any expression to which a meaning has been assigned in the Act, bears that meaning and "the Act" means the Namibian Broadcasting Act, 1991 (Act 9 of 1991).

### *Television licence fees*

2. (1) The types of television licences and the fees payable for such licences are as set out in the Annexure to these regulations.

(2) Any person who applies for a television licence may be required to produce his or her identity document before a television licence is issued to him or her.

(3) A television licence issued in terms of section 16(3)(a) of the Act, shall confer on the holder of such licence the right to use one television set or such number of television sets as are specified in the television licence at the address mentioned in the licence or any other address, provided notice in writing of such other address is given to the Corporation within one month of transfer of such television set or television sets to the other address.

(4) The provisions of subregulation (3) shall not apply with respect to the temporary use of a portable television set at an address other than that specified in the television licence, provided such temporary use does not prolong for a period which exceeds thirty consecutive days at a time.

### *Television licences for radio dealers*

3. (1) Every radio dealer who in the course of his or her business hires out a television set shall whenever such television set is hired by a person provide such person with a photostat copy of the television licence issued to such radio dealer in terms of section 16(3)(c) of the Act in respect of such television set.

(2) Where a radio dealer in the course of his or her business makes any television set available to any person for demonstration purposes as contemplated in section 16(3)(c)(iii) of the Act such radio dealer shall at the time of delivery of the television set complete a document in duplicate specifying -

- (a) the date of delivery of the television set to such person;
- (b) the make and serial number of the television set;
- (c) the name and address of the radio dealer;
- (d) the number of the television licence issued to the radio dealer in terms of section 16(3)(c) of the Act; and

- (e) the name and address of the person to whom such television set is delivered.

(3) A radio dealer shall give one copy of the document referred to in subregulation (2) to the person concerned and retain the other copy in safekeeping.

#### *Presentation of television licences*

4. The holder of a television licence shall when applying for a television licence in respect of a year present such licence or a duplicate thereof or the renewal notice issued by the Corporation to such holder in respect of the previous licensing year.

#### *Transferability of television licences*

5. No television licence shall be transferable.

#### *Duplicates of television licences*

6. A duplicate of a television licence may be issued to the holder of a television licence upon his or her written application and against payment of N\$10,00.

#### *Applications and notices to the Corporation*

7. (1) An application for the issue of a television licence or duplicate television licence or a notification to the Corporation as required by the Act or these regulations in regard to any matter relating to television licences shall be delivered to the Corporation or sent by post addressed to: Licence Section, NBC, Private Bag 14001, Bachbrecht.

(2) Any application or notification referred to in subregulation (1) shall state the full name and address, and in the case of a natural person his or her identity number and where the person is the holder of a television licence the number and date of issue of such licence.

#### *Date of commencement*

8. These regulations shall come into operation on 1 October 1993.

## ANNEXURE

**Type of licence**

1. Television licence issued in terms of section 16(3)(a) to persons other than those mentioned in paragraph 2.

**Licence fees in terms of section 27 of the Act**

Where the obligation to take out the television licence in respect of each television set which a person so uses arises -

- (a) in the first month of the licensing year: N\$120,00;
- (b) in the second month of the licensing year: N\$110,00;
- (c) in the third month of the licensing year: N\$100,00;
- (d) in the fourth month of the licensing year: N\$90,00;
- (e) in the fifth month of the licensing year: N\$80,00;
- (f) in the sixth month of the licensing year: N\$70,00;
- (g) in the seventh month of the licensing year: N\$60,00;
- (h) in the eighth month of the licensing year: N\$50,00;
- (i) in the ninth month of the licensing year: N\$40,00;
- (j) in the tenth month of the licensing year: N\$30,00;
- (k) in the eleventh month of the licensing year: N\$20,00;
- (l) in the twelfth month of the licensing year: N\$10,00.

2. Television licence issued in terms of section 16(3)(a) of the Act to a person who is -

- (a) a recipient of old age pension, war veteran's pension or a disability grant;
- (b) an inmate of a government hospital who suffers from an infectious disease, or is a mental patient or feeble-minded person who is maintained at government expenses;
- (c) a blind person whose application is supported by a recommendation from a registered society for the care of the blind;
- (d) a deaf person whose application is supported by a recommendation from a registered medical practitioner;
- (e) a person 70 years of age or older, provided such person does not share accommodation or resides with a person, other than his or her spouse, who is under 70 years of age and is not his or her dependant.

Where the obligation to take out the licence in respect of each television set arises -

- (a) in the first month of the licensing year: N\$60,00;
- (b) in the second month of the licensing year: N\$55,00;
- (c) in the third month of the licensing year: N\$50,00;
- (d) in the fourth month of the licensing year: N\$45,00;
- (e) in the fifth month of the licensing year: N\$40,00;
- (f) in the sixth month of the licensing year: N\$35,00;
- (g) in the seventh month of the licensing year: N\$30,00;
- (h) in the eighth month of the licensing year: N\$25,00;
- (i) in the ninth month of the licensing year: N\$20,00;

- (j) in the tenth month of the licensing year:  
N\$15,00;
- (k) in the eleventh month of the licensing year:  
N\$10,00;
- (l) in the twelfth month of the licensing year:  
N\$5,00.
3. Television licence issued to a radio dealer in terms of section 16(3)(c) of the Act -
- (a) in respect of a television set used for hiring out;      The fee prescribed for a television licence in paragraph 1 in respect of each television set so used.
- (b) in respect of a television set used for demonstration purposes in accordance with subparagraph (ii) or (iii) of that section.      The fee prescribed in paragraph 1 in respect of one television set, irrespective of the number of sets used for such purpose.
4. Television licence issued in terms of section 16(3)(b) of the Act to a person who is the owner or manager of an accommodation establishment as defined in section 1 of the Accommodation Establishments and Tourism Ordinance, 1973 (Ordinance 20 of 1973).      The following percentage of the fee prescribed in paragraph 1, in respect of each television set where the number of sets used -
- (a) does not exceed 4, 100%;
- (b) exceeds 4 but not 10, 95%;
- (c) exceeds 10 but not 20, 90%;
- (d) exceeds 20 but not 40, 80%;
- (e) exceeds 40 but not 80, 70%;
- (f) exceeds 80, 60%.
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