



GOVERNMENT GAZETTE

OF THE

REPUBLIC OF NAMIBIA

N\$2.20

WINDHOEK - 15 March 2004

No.3169

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Government Notices

MINISTRY OF WORKS, TRANSPORT AND COMMUNICATION

No. 45

2004

APPOINTMENT OF MEMBERS OF THE NAMIBIAN COUNCIL FOR ARCHITECTS AND QUANTITY SURVEYORS

In terms of subsection (5) of section 3 of the Architects' and Quantity Surveyor's Act, 1979 (Act No. 13 of 1979), it is made known that the persons whose names are listed below have been appointed under subsection (1) of that section as members of the Namibian Council for Architects and Quantity Surveyors, with effect from 1 February 2004 for a period of 2 years.

K. Ashani
M. Bakkes
D.B. Wicks
C.J. Muller

MINISTRY OF LABOUR

No. 46

2004

DETERMINATION OF HIGHER AMOUNTS OF COMPENSATION: EMPLOYEES' COMPENSATION ACT, 1941

Under the powers vested in me by sections 38, 39 and 40 of the Employees' Compensation Act, 1941 (Act No. 30 of 1941), I have determined the higher amounts of compensation for temporary, partial, total and permanent disablement and death of an employee set out in the Table.

M. HAUSIKU
MINISTER OF LABOUR

Windhoek, 24 February 2004

TABLE

Section	Amount prescribed in the Act	Higher amount determined
38(1)(a)	N\$2000,00	N\$5000,00
38(4)	N\$2000,00	N\$5000,00
39(1)(a)	N\$1120,00	N\$3000,00
39(1)(c)	N\$2000,00	N\$5000,00
39(2)	N\$2000,00	N\$5000,00
40(1)(a)	N\$1500,00	N\$3750,00
40(1)(e)	N\$2500,00	N\$4000,00
40(2)	N\$1600,00	N\$3120,00

MINISTRY OF LABOUR

No. 47

2004

AMENDMENT OF REGULATIONS: EMPLOYEES' COMPENSATION ACT, 1941

The Minister of Labour under section 107 of the Employees' Compensation Act, 1941 (Act No. 30 of 1941), has made the regulations set out in the Schedule.

SCHEDULE

Definitions

1. In these regulations the "Regulations" mean the regulations published under Government Notices No R.581 of 1 September 1961, as amended by Government Notices Nos. R. 1580 of 16 October 1964, R. 1474 of 22 September 1967, R. 1480 of 11 September 1970, R. 143 of 11 February 1972, R. 1354 of 18 July 1975, R. 837 of 20 May 1977, R. 908 of 2 May 1980, R. 1802 of 28 August 1981, R. 1551 of 15 July 1983, R. 2187 of 5 October 1984, R. 223 of 19 February 1988 and R. 1134 of June 1989.

Substitution of regulation 4 of the Regulations

2. The Regulations are amended by the substitution for regulation 4 of the following regulation:

"4. For the purposes of assessment in terms of section 69 of the Act, wages -

- (a) include all payments in money or in kind or both in money or in kind, made or owing to an employee and arising out of employment in any way, including commission, cost of living allowances, the value of food and of quarters supplied by an employer free of charge, incentive and other bonuses as well as overtime payments of a constant character;
- (b) do not include overtime payments for intermittent overtime, travel and subsistence allowances or other payments of a reimbursable nature and casual or grace payments; and
- (c) may not exceed the maximum amount of N\$60 000,00 per year."

MINISTRY OF ENVIRONMENT AND TOURISM

No. 48

2004

**DECLARATION OF AN AREA AS A CONSERVANCY: NATURE
CONSERVATION ORDINANCE, 1975**

In terms of section 24A(2)(ii) of the Nature Conservation Ordinance, 1975 (Ordinance No. 4 of 1975), I declare the area, of which the geographical boundaries are set out in the Schedule, as the #Gaingu Conservancy.

A map of that Conservancy will lie open for inspection during office hours at the offices of the Directorate: Parks and Wildlife Management of the Ministry of Environment and Tourism:

Independence Avenue
Capital Centre
5th Floor
Room No. 15
Windhoek

**P. MALIMA
MINISTER OF ENVIRONMENT
AND TOURISM**

Windhoek, 29 January 2004

SCHEDULE

The point of beginning A, is the western point of the Farm Marmor-Phorte 17 from here the boundary follows the Namib-Naukluft National Park boundary in a north-westerly direction until it reaches the Khan River, thence along the Khan River in a westerly direction to the point where the West Coast Recreation Area boundary meets the Khan River, thence in a north-westerly direction along the boundary of the National West Coast Recreational Area to the point where it reaches the Omaruru River, thence in a north-easterly direction following the mid-point of the Omaruru River to the northerly point of farm Harmonie 117, thence in a south-easterly direction following the eastern boundary of farm Harmonie 117 until it reaches the northern boundary of farm Libertas 68, thence in an easterly direction along the northern boundary until it reaches the point where the northern boundary meets with farm Tubussis 22, thence along the eastern boundary of farm Tubussis 22 in a south-easterly direction until it reaches the point of intersection of the District roads D2306 and D2315, thence along the mid-point of D2315 in an easterly direction until it meets the western boundary of farm Anibib 136, thence in a southerly direction along the western boundary of farm Anibib 136 and farm Omandumba West 137 until it reaches the northern boundary of farm Erongorus 166, thence along the northern boundary in a southerly direction and then in a north-easterly direction until it reaches the north-eastern boundary of that farm, thence in a southerly direction along the eastern boundary of farm Erongorus 166 until it reaches the southern most point of farm Erongorus 166, thence in a north-westerly direction along the southern boundary of farm Egongorus 166 until it reaches the western boundary of farm Davib West 62, thence along the western boundary of farm Davib West 62 in a south-westerly direction until it reaches the northern boundary of farm Goabeb 63, thence along the northern, eastern and southern boundaries of farm Goabeb 63 until it reaches the eastern boundary of farm Sandamap 64, thence in a south-westerly direction along the eastern boundary of farm Sandamap 64 and Farm Eureka 99 until it turns in a westerly direction along the southern boundary of farm Eureka 99 to the point where it reaches the north-eastern corner of farm Namibfontein 91, along that boundary until it reaches the southern boundary of Sukses 90, thence in a south-westerly direction along the boundary of farm Vergenoeg 92, thence along that boundary in a south-easterly direction until it reaches the boundary of farm Gaudeamus 136, thence along that boundary until it reaches the western boundary of farm Bloemhof 109, along that boundary in a southerly direction until the boundary reaches the farm Marmor-Phorte 17, thence in a south-westerly direction until the point of beginning.

The farm Stinkbank 62 is also included in the conservancy, but the townlands of Arandis is excluded.

MINISTRY OF WORKS, TRANSPORT AND COMMUNICATION

No. 49

2004

**CLOSING OF A PORTION OF FARM ROAD 1650: DISTRICT OF WINDHOEK:
KHOMAS REGION**

In terms of section 22(2) of the Roads Ordinance, 1972 (Ordinance 17 of 1972), it is hereby made known that the Minister has, under section 22(1)(c) of the said Ordinance, in the district of Windhoek, closed a portion of farm road 1650 described in the Schedule and shown on sketch-map P2135 by the symbols A-B-C.

The said sketch-map shall at all times lie open to inspection at the office of the Roads Authority, Windhoek, during normal office hours.

SCHEDULE

From a point (A on sketch-map P2135) on the common boundary of the farms Karamba 203 and Toronto 206 generally west-north-westwards and more and more south-westwards across the last-mentioned farm to a point (B on sketch-map P2135) on the last-mentioned

farm; thence generally north-westwards across the last-mentioned farm and the farm Oehlland 207 to a point (C on sketch-map P2135) on the last-mentioned farm.

MINISTRY OF WORKS, TRANSPORT AND COMMUNICATION

No. 50

2004

PROPOSAL THAT A PORTION OF TRUNK ROAD 8/7 BE PROCLAIMED AND THAT DISTRICT ROAD 3513 BE RECLASSIFIED AS A PORTION OF TRUNK ROAD 8/7: DISTRICT OF KATIMA MULILO: CAPRIVI REGION

In terms of section 20(1) of the Roads Ordinance, 1972 (Ordinance 17 of 1972), it is hereby made known that the Roads Authority on behalf of the Permanent Secretary: Works, Transport and Communication proposes that, in the district of Katima Mulilo -

- (a) a portion of trunk road 8/7 be proclaimed as described in Schedule I and shown on sketch-map P2144 by the symbols A-B; and
- (b) the classification of district road 3513 described in Schedule II and shown on sketch-map P2144 by the symbols B-C-D-E, be changed to a portion of trunk road 8/7.

A copy of this notice and the said sketch-map on which the road to which the proposal refers and other proclaimed, minor and private roads in the area are shown, shall for the full period of 30 days, mentioned below, lie open to inspection at the offices of the Roads Authority, Windhoek, and the District Manager of the Roads Authority, Katima Mulilo, during normal officer hours.

Every person having any objection to the above-mentioned proposal is hereby commanded to lodge his or her objection in writing, with the grounds upon which it is based clearly and specifically therein stated, with the Liaison Officer: Roads Boards, Private Bag 12030, Aussspanplatz, within a period of 30 days from the date of publication of this notice.

SCHEDULE I

From a point (A on sketch-map P2144) on the international border of Zambia and Namibia generally south-south-eastwards to a point (B on sketch-map P2144) at the place known as Wenela.

SCHEDULE II

From a point (B on sketch-map P2041) at the place known as Wenela generally southwards to a point (C on sketch-map P2144); thence generally south-south-eastwards to a point (D on sketch-map P2144); thence generally south-eastwards and more and more eastwards to a point (E on sketch-map P2144) at the junction with trunk road 8/5 at the place known as Katima Mulilo.

MINISTRY OF WORKS, TRANSPORT AND COMMUNICATION

No. 51

2004

RECLASSIFICATION OF DISTRICT ROAD 315 TO FARM ROAD 315: DISTRICT OF KARASBURG: KARAS REGION

In terms of section 23(3) of the Roads Ordinance, 1972 (Ordinance 17 of 1972), it is hereby made known that the Minister has, under section 23(1)(e) of the said Ordinance, in the district of Karasburg, amended the classification of district road 315 described in the Schedule and shown on sketch-map P2130 by the symbols A-B-C-D-E-F, to farm road 315.

The said sketch-map shall at all times lie open to inspection at the office of the Roads Authority, Windhoek, during normal office hours.

SCHEDULE

From a point (A on sketch-map P2130) at the junction with trunk road 1/1 near the bridge at Noordoewer on State Land generally south-south-eastwards and more and more south-eastwards across State Land to a point (B on sketch-map P2130) on State Land; thence generally eastwards and more and more east-north-eastwards across State Land to a point (C on sketch-map P2130) on State Land; thence generally eastwards and more and more east-north-eastwards across State Land, north of Plots 347, 320 and south of Plot 321 to a point (D on sketch-map P2130) on State Land; thence generally north-eastwards across State Land, north of Plot 323 to a point (E on sketch-map P2130) on State Land; thence generally eastwards across State Land, north of Plot 324 to a point (F on sketch-map P2130) between plots 325 and 326.

General Notices

No. 48

2004

NOTICE OF A VACANCY IN THE MEMBERSHIP OF THE MUNICIPAL COUNCIL OF SWAKOPMUND

In terms of Section 13(2) of the Local Authorities Act, 1992 (Act No. 23 of 1992) as amended, notice is hereby given that **Councillor Daniël Hangula Kamho** has passed away on 2 February 2004.

Notice is further given to **SWAPO** to nominate a member for the Municipal Council of Swakopmund within three months from date of publication of this notice.

E.U.W. DEMASIUS
TOWN CLERK

No. 49

2004

WALVIS BAY TOWN PLANNING AMENDMENT SCHEME NO. 9

Notice is hereby given in terms of Section 23 of the Town Planning Ordinance 1954, (Ordinance 18 of 1954), as amended, that the **Walvis Bay Town Planning Amendment Scheme No. 9**, has been submitted to the Minister of Regional and Local Government and Housing for approval.

Copies of the Walvis Bay Town Planning Amendment Scheme No. 9 and the maps, plans, documents and other relevant matters are lying for inspection during office hours at the Walvis Bay Municipality and also at the Namibia Planning Advisory Board, Ministry of Regional and Local Government and Housing, 2nd Floor, Room 241, Windhoek. Any person who wishes to object to the approval of the Town Planning Scheme, should lodge objections in writing to the Secretary, Namibia Planning Advisory (NAMPAB), Private Bag 13289, Windhoek on or before 1 May 2004.

NAMIBIAN COMMUNICATIONS COMMISSION

No. 50

2004

APPLICATION FOR A COMMERCIAL RADIO RE-BROADCASTING LICENCE

In accordance with section 17(4)(a) of the Namibian Communications Commission Act, 1992 (Act No. 4 of 1992), the following Company has applied for a commercial radio re-broadcasting license:

Name of Organization: H.K. Jensen Beleggings (Pty) Ltd

Name of Station: Radio Kudu

Coverage Area: Rosh Pinah and Katima Mulilo

Section 17(4)(b) of Act No. 4 of 1992 provides that “any person may within fourteen days of publication of a notice in terms of sub-section 17(4)(a), lodge with the Commission written representation opposing the issue of a broadcasting licence and such representations shall be taken into account when the Commission considers the application”.

Contact Persons: Jan Kruger: Deputy Director
Johan Schutte: Control Officer

Namibian Communications Commission Secretariat
Private Bag 13309
Windhoek
Telephone: 061-222666
Telefax: 061-222790

**D. IMBILI
CHAIRMAN**

NAMIBIAN COMMUNICATIONS COMMISSION

No. 51

2004

APPLICATION FOR A COMMERCIAL RADIO BROADCASTING LICENCE

In accordance with section 17(4)(a) of the Namibian Communications Commission Act, 1992 (Act No. 4 of 1992), the following Company has applied for a commercial radio broadcasting license:

Name of Organization: Flamink Communications (Pty) Ltd.

Name of Station: Flamink Waves

Coverage Area: Oshakati Area

Section 17(4)(b) of Act No. 4 of 1992 provides that “any person may within fourteen days of publication of a notice in terms of sub-section 17(4)(a), lodge with the Commission written representation opposing the issue of a broadcasting licence and such representations shall be taken into account when the Commission considers the application”.

Contact Persons: Jan Kruger: Deputy Director
Johan Schutte: Control Officer

Namibian Communications Commission Secretariat
Private bag 13309
Windhoek
Telephone: 061-222666
Telefax: 061-222790

**D. IMBILI
CHAIRMAN**

NAMIBIAN COMMUNICATIONS COMMISSION

No. 52

2004

APPLICATION FOR A COMMERCIAL RADIO RE-BROADCASTING LICENCE

In accordance with section 17(4)(a) of the Namibian Communications Commission Act, 1992 (Act No. 4 of 1992), the following Company has applied for a commercial radio re-broadcasting licence:

Name of Organization: Omulunga Radio
Name of Station: Omulunga Radio
Coverage Area: Rundu, Gobabis, Mariental, Keetmanshoop

Section 17(4)(b) of Act No. 4 of 1992 provides that "any person may within fourteen days of publication of a notice in terms of sub-section 17(4)(a), lodge with the Commission written representation opposing the issue of a broadcasting licence and such representations shall be taken into account when the Commission considers the application".

Contact Persons: Jan Kruger: Deputy Director
Johan Schutte: Control Officer

Namibian Communications Commission Secretariat
Private Bag 13309
Windhoek
Telephone: 061-222666
Telefax: 061-222790

**D. IMBILI
CHAIRMAN**

No. 53

2004

**PERMANENT CLOSING OF A PORTION OF THE STREET (PORTION A)
OF THE REMAINDER OF PORTION 1 OF ONDANGWA TOWN AND
TOWNLANDS NO. 882**

Notice is hereby given in terms of article 50(3)(a)(ii) of the Local Authorities Act of 1992 (Act No. 23 of 1992) that the Ondangwa Town Council proposes to close permanently the above-mentioned portion of street as indicated on plan no: 194_198_CON which lies for inspection during office hours at the office of the Ondangwa Town Council.

Objections to the proposed closing are to be lodged to the Secretary: Townships Board, Private Bag 13289, and the Acting Chief Executive Officer, Private Bag 2032, Ondangwa within 14 days after the appearance of this notice in accordance with Article 50(3)(a)(iv) of the above Act.

**F. SHIGWEDHA
THE TOWN CLERK
ONDANGWA TOWN COUNCIL**

ENGINEERING COUNCIL OF NAMIBIA

No. 54

2004

ADJUSTMENT OF BASIC REGISTRATION AND ANNUAL FEES PAYABLE

In terms of Regulation 5 of the Regulations relating to Professional Engineers, Incorporated Engineers and Engineering Technicians promulgated by Government Notice No. 161 of 1987 of 17 September 1987 the Engineering Council of Namibia has adjusted the basic registration and annual fees with effect from 1 April 2004 as set out in Annexures A and B.

ANNEXURE A**REGISTRATION FEES**

Category	Relevant Regulation	Registration Fee
1. Professional Engineer		
(a) when applicant is not already registered in terms of the Act as a Professional Engineer-in-training	2(1)	N\$ 300-00
(b) when applicant is already registered in terms of the Act as a Professional Engineer-in-training	2(3)	N\$ 240-00
2. Professional Engineer in Training	2(1)	N\$ 95-00
3. Incorporated Engineer		
(a) when applicant is not already registered in terms of the Act as an Incorporated Engineer-in-training	2(1)	N\$ 225-00
(b) when applicant is already registered in terms of the Act as an Incorporated Engineer-in-training	2(3)	N\$ 180-00
4. Incorporated Engineer-in-Training	2(1)	N\$ 75-00
5. Engineer Technician		
(a) when applicant is not already registered in terms of the Act as an Engineering Technician-in-training	2(2)	N\$ 145-00
(b) when applicant is already registered in terms of the Act as an Engineering Technician-in-training	2(3)	N\$ 110-00
6. Engineering Technician-in-Training	2(1)	N\$ 75-00

ANNEXURE B**ANNUAL FEES**

Category	Relevant Regulation	Annual Fee
1. Professional Engineer	3(1)	N\$ 390-00
2. Professional Engineer-in-Training	3(1)	N\$ 180-00
3. Incorporated Engineer	3(1)	N\$ 300-00
4. Incorporated Engineer-in-Training	3(1)	N\$ 120-00
5. Engineer Technician	3(1)	N\$ 210-00
6. Engineering Technician-in-Training	3(1)	N\$ 90-00

MUNICIPALITY OF WALVIS BAY

No. 55

2004

PERMANENT CLOSING OF PORTIONS OF STREETS (PEDESTRIAN THOROUGHFARES) SITUATED BETWEEN ERVEN 1671, 1672, 1785 AND 1784 KUISEBMOND; 1714, 1715, 1779 AND 1778 KUISEBMOND; 1752, 1753, 1773 AND 1772 KUISEBMOND AS STREETS

Notice is hereby given in terms of Section 50 of the Local Authorities Act, 1992 (Act No. 23 of 1992, as amended), that the Council of the Municipality of Walvis Bay proposes to close permanently portions of streets (pedestrian thoroughfares) as indicated on plan FARES/LOC3, that lies open for inspection during office hours at the Town Planning Office, Room 119, Civic Centre, Nangolo Mbumba Drive.

PERMANENT CLOSING OF PORTIONS OF STREETS (PEDESTRIAN THOROUGHFARES) SITUATED BETWEEN ERVEN 1671, 1672, 1785 AND 1784 KUISEBMOND; 1714, 1715, 1779 AND 1778 KUISEBMOND; 1752, 1753, 1773 AND 1772 KUISEBMOND AS STREETS

Objections to the proposed closing are to be served on the Secretary: Townships Board, Private Bag 13289, Windhoek and the Chief Executive Officer, Private Bag 5017, Walvis Bay, within 14 days after the appearance of this notice in accordance with Article 50(1)(C) of the above Act.

A. KATITI
CHIEF EXECUTIVE OFFICER

MUNICIPALITY OF WALVIS BAY

No. 56

2004

PERMANENT CLOSING OF PORTIONS OF STREETS (PEDESTRIAN THOROUGHFARES) SITUATED BETWEEN ERVEN 1191, 1168, 1190 AND 1167 KUISEBMOND AND 1238, 1239, 1163 AND 1164 KUISEBMOND AS STREETS

Notice is hereby given in terms of Section 50 of the Local Authorities Act, 1992 (Act No. 23 of 1992, as amended), that the Council of the Municipality of Walvis Bay proposes to

close permanently portions of streets (pedestrian thoroughfares) as indicated on plan FARES/LOC2, that lies open for inspection during officer hours at the Town Planning Office, Room 119, Civic Centre, Nangolo Mbumba Drive.

PERMANENT CLOSING OF PORTIONS OF STREETS (PEDESTRIAN THOROUGHFARES) SITUATED BETWEEN ERVEN 1191, 1168, 1190 AND 1167 KUISEBMOND AND 1238, 1239, 1163 AND 1164 KUISEBMOND AS STREETS

Objections to the proposed closing are to be served on the Secretary: Townships Board, Private Bag 13289, Windhoek and the Chief Executive Officer, Private Bag 5017, Walvis Bay, within 14 days after the appearance of this notice in accordance with Article 50(1)(C) of the above Act.

A. KATITI
CHIEF EXECUTIVE OFFICER
