



Republic of Namibia
Annotated Statutes

REGULATIONS

REGULATIONS SURVIVING IN TERMS OF

Local Authorities Act 23 of 1992

section 95(5)

General Regulations

Government Notice 70 of 1954

(OG 1818)

came into force on date of publication: 1 April 1954

The General Regulations originally made in terms of section 18 of the Native Administration Proclamation 15 of 1928, which was repealed by the Local Authorities Act 23 of 1992. Pursuant to section 95(5) of the Local Authorities Act 23 of 1992, the General Regulations are deemed to have been made under that Act.

ARRANGEMENT OF REGULATIONS

[These regulations do not have headings.]

1. In these regulations, unless inconsistent with the context -

“the Proclamation” means the Native Administration Proclamation, 1928;

“estate” means the estate of a deceased native.

2. If a native dies leaving no valid will, his property shall be distributed in the manner following -

(a) If the deceased, at the time of his death, was -

(i) a partner in a marriage in community of property or under ante-nuptial contract; or

REGULATIONS
Native Administration Proclamation, No. 15 of 1928

General Regulations

(ii) a widower, widow or divorcee, as the case may be, of a marriage in community of property or under ante-nuptial contract and was not survived by a partner to a customary union entered into subsequent to the dissolution of such marriage, the property shall devolve as if he had been a European.

(b) If the deceased does not fall in a class described in paragraph (a) hereof, the property shall be distributed according to native law and custom.

3. All the property in any estate falling within the purview of paragraph (a) of regulation two shall be administered under the supervision of the Native Commissioner of the district or area in which the deceased ordinarily resided and such Native Commissioner shall give such directions in regard to the distribution thereof as shall seem to him fit and shall take all steps necessary to ensure that the provisions of the Proclamation and of these regulations are complied with.