



# GOVERNMENT GAZETTE

## OF THE

# REPUBLIC OF NAMIBIA

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N\$3.00

WINDHOEK - 1 November 2006

No. 3733

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## Proclamation

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by the

**PRESIDENT OF THE REPUBLIC OF NAMIBIA**

No. 13

2006

**COMMENCEMENT OF STATE-OWNED ENTERPRISES  
GOVERNANCE ACT, 2006**

Under the powers vested in me by section 50 of the State-owned Enterprises Governance Act, 2006 (Act No. 2 of 2006), I determine that that Act commences on the date of publication of this Proclamation.

Given under my Hand and the Seal of the Republic of Namibia at Windhoek, this 7th day of October, Two Thousand and Six.

**Hifikepunye Pohamba**

**President**

**BY ORDER OF THE PRESIDENT-IN-CABINET**

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## Government Notices

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**MINISTRY OF REGIONAL AND LOCAL GOVERNMENT, HOUSING  
AND RURAL DEVELOPMENT**

No. 189

2006

**DECLARATION OF SETTLEMENT AREA: FRANSPONTEIN**

Under section 31(1) of the Regional Councils Act, 1992 (Act No. 22 of 1992), the Regional Council of Kunene declares Portion 12 of Farm No. 6 Fransfontein Reserve, situated in the Kunene Region, Registration Division A, the boundaries of which are represented by Cadastral Diagram No. A 327/2001, to be a settlement area and assigns to that settlement area the name Fransfontein.

**T.D. MURORUA**

**GOVERNOR**

**BY ORDER OF THE REGIONAL  
COUNCIL OF KUNENE**

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20 September 2006

**MINISTRY OF REGIONAL AND LOCAL GOVERNMENT,  
HOUSING AND RURAL DEVELOPMENT**

No. 190

2006

**DECLARATION OF TSANDI TO BE AN APPROVED TOWNSHIP**

In terms of section 13 of the Townships and Division of Land Ordinance, 1963 (Ordinance No. 11 of 1963), I -

- (a) declare the area situated on Portion 1 of Tsandi Townlands No. 988, Registration Division A, Omusati Region, and represented by General Plan A143 (S.G. No. A393/2001) to be an approved township; and
- (b) set forth in the Schedule the conditions subject to which the application for permission to establish the township concerned has been granted.

**J.A. PANDENI  
MINISTER OF REGIONAL AND LOCAL  
GOVERNMENT, HOUSING AND  
RURAL DEVELOPMENT**

Windhoek, 26 September 2006

**SCHEDULE**

**1. Name of township**

The township shall be called Tsandi.

**2. Composition of township**

The township comprises 249 erven numbered 1 to 249 and remainder streets as indicated on General Plan A143 (S. G. A393/2001).

**3. Reservation of erven**

The following erven are reserved for -

- (a) the State for -
  - (i) educational purposes, Erven 240 to 243,
  - (ii) general administrative purposes Erven, 2, 4, 6, 7, 47, 50 to 52;
- (b) the local authority for -
  - (i) purposes of open spaces, Erven 206, 245 to 249, and
  - (ii) general administrative purposes, Erf 8.

**4. Conditions of title**

- (1) The following conditions shall be registered against the title deeds of all erven, except the erven referred to in paragraph 3:

“ The local authority shall have the right of access and use, without compensation, of the area three meters parallel to any boundary of such erf for the construction and maintenance of services by the local authority in respect of water, sewerage, drainage, electricity and gas, and such right shall include the right to temporarily place on such erf any material that may be excavated during such operation on the erf or excavated during such operation on any adjacent erf.”.

- (2) The following conditions shall, in addition to those enumerated in sub-paragraph (1), be registered against the title deeds of Erven 1, 19, 20, 31 to 43, 53 to 205, 207 to 239, and 244:

“(a) The erf shall only be used for residential purposes;

(b) The building value of the main building, including the outbuildings, to be erected on the erf, shall be at least two times the valuation of the erf.”.

- (3) The following conditions shall, in addition to those enumerated in sub-paragraph (1), be registered against the title deeds of Erven 3, 9 to 18, 21 to 30, 44 to 46, 48 and 49.

“(a) The erf shall only be used for flats, offices and business purposes other than a factory.

For purposes of this paragraph, “factory” means a factory as defined in Regulation 14 of the Regulations relating to the Health and Safety of Employees at Work, promulgated under Government Notice No. 156 of 1 August 1997.

(b) The building value of the main building, including the outbuildings, to be erected on the erf, shall at least be three times the valuation of the erf.”.

- (4) The following condition shall, in addition to those enumerated in sub-paragraph (1), be registered against the title deed of Erf 5:

“(a) The erf shall only be used for institutional purposes and for purposes incidental thereto.

For purposes of this paragraph, “institutional purposes” means a building or portion of a building used or intended to be used as a social or welfare institution or for the administration thereof and includes a hospital, clinic, reformatory, whether private or public, but does not include a jail.

(b) The building value of the main building, including the outbuildings to be erected on the erf shall be at least two times the valuation of the erf.”.

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## MINISTRY OF LANDS AND RESETTLEMENT

No. 191

2006

### NOTIFICATION OF FARMING UNITS OFFERED FOR ALLOTMENT: AGRICULTURAL (COMMERCIAL) LAND REFORM ACT, 1995

In terms of section 39 of the Agricultural (Commercial) Land Reform Act, 1995 (Act No. 6 of 1995), I -

- (a) make known that copies of the allotment plans approved in respect of the farming units referred to in the Schedule will be available for public inspection at the places and times indicated in the Schedule; and
- (b) invite applications for the allotment of those farming units.

**J. EKANDJO**  
**MINISTER OF LANDS**  
**AND RESETTLEMENT**

Windhoek, 13 October 2006

**SCHEDULE**

**1. Location and description of farming units offered for allotment**

Region	District	Name of Farm	Number of farming units Offered for allotment	Size in hectare (ha) of farming units	Land use of farming units
Hardap	Registration Division "P"	Farm Harmonie No. 184	2	Unit A measuring 6104.2589 ha Unit B measuring 4295.2211 ha	Small Livestock only Small or Large Livestock
Otjozondjupa	Registration Division "B"	Farm Malmoe No. 724	2	Unit A measuring 1041.5 ha Unit B measuring 1041.5 ha	Livestock & Crop Livestock & Crop
Otjozondjupa	Registration Division "B"	Barbarossahof No. 182	4	Unit A measuring 1429 ha Unit B measuring 1408 ha Unit C measuring 1139 ha Unit D measuring 1235 ha	Livestock only Livestock & Crop Livestock & Crop Livestock & Crop

**2. Public inspection of allotment plans:**

The allotment plans in respect of the farming units offered for allotment are available during office hours for public inspection at the offices referred to in paragraph 3(b) for a period of 30 days from the date of publication of this notice in the *Gazette*.

**3. Application for allotment of a farming unit:**

- (a) An application for allotment of a farming unit must be made on the prescribed form obtainable from any of the offices mentioned in paragraph (c).
- (b) In case of project development a duly application form must be accompanied by the detailed project proposal together with proof of registration or provision of registration.

- (c) A duly completed application form must be delivered at or forwarded to any of the offices mentioned below and is to reach such office on or before the closing date:

**Physical Addresses:**

The Deputy Director  
Resettlement Division  
2nd Floor, BRB Building.  
Garten Street  
Windhoek

The Regional Governor  
Khomas Regional Council  
Windhoek

The Regional Governor  
The Government Building  
Gobabis

The Regional Governor  
Main Street  
Tsumeb

The Regional Governor  
Government Building  
Katima Mulilo

The Regional Governor  
Government Building  
Keetmanshoop

The Regional Governor  
Government Building  
Mariental

The Regional Governor  
Government Building  
Hospital Street  
Otjiwarongo

The Regional Governor  
Government Building  
Oshakati

The Regional Governor  
Government Building  
Opuwo

The Regional Governor  
Government Building  
Rundu

The Regional Governor  
Government Building  
Outapi

**Postal Address:**

The Deputy Director  
Resettlement Division  
Private Bag 13343  
Windhoek

The Regional Governor  
P.O. Box 3379  
Windhoek

The Regional Governor  
Private Bag 2277  
Gobabis

The Regional Governor  
P.O. Box 11196  
Tsumeb

The Regional Governor  
Private Bag 35002  
Katima Mulilo

The Regional Governor  
P.O. Box 384  
Keetmanshoop

The Regional Governor  
Private Bag 321  
Mariental

The Regional Governor  
P.O. Box 1682  
Otjiwarongo

The Regional Governor  
Private Bag 5543  
Oshakati

The Regional Governor  
Private Bag 502  
Opuwo

The Regional Governor  
Private Bag 2082  
Rundu

The Regional Governor  
Private Bag 523  
Outapi

The Regional Governor  
Akasia Building, Mittel Street  
Swakopmund

The Regional Governor  
Private Bag 1230  
Swakopmund

The Regional Governor  
Government building  
Eenhana

The Regional Governor  
Private Bag 2032  
Eenhana

- (d) An applicant will be informed in writing as to whether of his or her application was successful or not.
- (e) The closing date for the applications is 30 days from the date of publication of this notice in the *Gazette*.

**4. Minimum qualifications required to qualify for allotment:**

An applicant other than a company or close corporation contemplated in section 41(7) of the Agricultural (Commercial) Land Reform Act, 1995 (Act No. 6 of 1995), must be a Namibian citizen who -

- (a) is 18 years of age or older;
- (b) has a background or interest in agriculture or related enterprises;
- (c) has been socially, economically, or educationally disadvantaged by past discriminatory laws or practices; and
- (d) has relinquished any right in respect of agricultural land.

**5. Rent payable in respect of farming units:**

A farming unit is to be leased for a period of 99 years, and the approximate monthly rent payable, in respect of a farming unit so leased for livestock farming, is N\$1,50 per large livestock unit and N\$0,50 per small livestock unit.

**6. Lease Agreement:**

A successful applicant must enter into a lease agreement with the Minister of Lands, Resettlement and Rehabilitation.

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**MINISTRY OF MINES AND ENERGY**

No. 192

2006

DETERMINATION OF RATES OF ROYALTIES LEVIABLE IN RESPECT  
OF CERTAIN GROUPS OF MINERALS IN TERMS OF THE  
MINERALS (PROSPECTING AND MINING) ACT, 1992

Under subsection 1(c) of section 114 of the Minerals (Prospecting and Mining) Act, 1992 (Act No. 33 of 1992), I -

- (a) determine that the holder of a mining claim or a mining licence who has won or mined in the course of any prospecting or mining operations carried on by him or her, and the holder of any non-exclusive prospecting licence, exclusive prospecting

licence or mineral deposit retention licence who has found or incidentally won in the course of any prospecting operations carried on by him or her. any mineral of the group of minerals specified in Column 1 of the Schedule, or any group of minerals so specified, shall be liable to pay to the Mining Commissioner for the benefit of the State Revenue Fund a royalty levied in accordance with subsection (2) of that section at the rate specified opposite that group of minerals in column 2 of the Schedule; and

- (b) withdraw Government Notice No. 248 of 15 November 2004.

#### SCHEDULE

<b>Column 1</b>	<b>Column 2</b>
<b>Group of Minerals</b>	<b>Percentage of market value of minerals leviable as royalty</b>
Precious metals	3%
Base and rare metals	3%
Semi-precious stones	2%
Nuclear fuel minerals	2%
Industrial minerals	2%
Non-nuclear fuel minerals	3%

**E. NGHIMTINA**

**MINISTER OF MINES AND ENERGY**

Windhoek, 20 October 2006

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## General Notices

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No. 329

2006

### KAPPS FARM CONCEPT TOWN PLANNING SCHEME AND ARIS CONCEPT TOWN PLANNING SCHEME

Notice is hereby given in terms of Section 23 of the Town Planning Ordinance 1954, (Ordinance 18 of 1954), as amended that the Kapps Farm and Aris Concept Town Planning Schemes, have been submitted to the Minister of Regional and Local Government, Housing and Rural Development for approval.

Copies of the Kapps Farm and Aris Town Planning Schemes and the maps, plans, documents and other relevant matters are lying for inspection during office hours at, the Khomas Regional Council and also at the Namibia Planning Advisory Board (NAMPAB), Ministry of Regional and Local Government, Housing and Rural Development. 2nd Floor, Room 234, GRN Office Park, Windhoek.

Any person who wishes to object to the approval of the Town Planning Schemes, should lodge objections in writing to the Secretary, Namibia Planning Advisory Board (NAMPAB), Private Bag 12389, Windhoek on or before 1 December 2006

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No. 330

2006

AMENDMENT OF GENERAL NOTICE NO. 283  
DATED 12 DECEMBER 2005: ESTABLISHMENT OF THE TOWNSHIP:  
LUIPERDSHEUWEL EXTENSION 1: MUNICIPALITY OF GROOTFONTEIN

In terms of section 5 (5)(a)(iii) of the Townships and Division of Land Ordinance, 1963 (Ordinance 11 of 1963), I hereby amend General Notice No. 283 promulgated under Government Gazette No. 3555 dated 12 December 2005 by the substitution of the heading "**LUIPERDSHEUWEL EXTENSION 1: ESTABLISHMENT OF THE TOWNSHIP**" for the heading "**LUIPERDSHEUWEL EXTENSION 2: ESTABLISHMENT OF THE TOWNSHIP**".

**P.D. SWART**  
**CHAIRMAN: TOWNSHIPS BOARD**

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No. 331

2006

ESTABLISHMENT OF THE TOWNSHIP: OMUTHIYA EXTENSION 1:  
REGIONAL COUNCIL OF OSHIKOTO

Notice is hereby given in terms of subsection (5) of section 5 of the Townships and Division of Land Ordinance, 1963 (Ordinance 11 of 1963), as amended that application has been made for the establishment of the township **Omuthiya Extension 1** situated on Portion 7 of the Farm Omuthiya Townlands No. 1013 and that the application is lying open to inspection at the office of the Division Town and Regional Planning, 2nd Floor, GRN Office Park in Windhoek, the Surveyor-General in Windhoek, and at the Office of the Chief Executive Officer, Regional Council of Oshikoto.

Any person who wishes to object to the application, may submit written evidence to the Townships Board, Private Bag 13289, Windhoek: Provided that such written evidence shall reach the Secretary of the Townships Board not later than **5 December 2006**, or who is desirous of being heard or making representations at the Townships Board meeting which will be held on **5 December 2006** at **9H00** in **Windhoek**.

**P.D. SWART**  
**CHAIRMAN: TOWNSHIPS BOARD**

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No. 332

2006

ESTABLISHMENT OF THE TOWNSHIP: OMUTHIYA EXTENSION 3:  
REGIONAL COUNCIL OF OSHIKOTO

Notice is hereby given in terms of subsection (5) of section 5 of the Townships and Division of Land Ordinance, 1963 (Ordinance 11 of 1963), as amended that application has been made for the establishment of the township **Omuthiya Extension 3** situated on Portion 8 of the Farm Omuthiya Townlands No. 1013 and that the application is lying open to inspection at the office of the Division Town and Regional Planning, 2nd Floor, GRN Office Park in Windhoek, the Surveyor-General in Windhoek, and at the Office of the Chief Executive Officer, Regional Council of Oshikoto.

Any person who wishes to object to the application, may submit written evidence to the Townships Board, Private Bag 13289, Windhoek: Provided that such written evidence

shall reach the Secretary of the Townships Board not later than **5 December 2006**, or who is desirous of being heard or making representations at the Townships Board meeting which will be held on **5 December 2006** at **9H00** in **Windhoek**.

**P.D. SWART**  
**CHAIRMAN: TOWNSHIPS BOARD**

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**MUNICIPALITY OF WALVIS BAY**

No. 333

2006

**AMENDMENT OF CHARGES AND FEES IN RESPECT OF WATER SUPPLY**

The Council of the Municipality of Walvis Bay, under section 30(1)(u) of the Local Authorities Act, 1992 (Act No. 23 of 1992), as amended, amends the charges and fees in respect of water supply, as set out in the Schedule.

**SCHEDULE**

All tariffs and charges exclude value-added tax.

The tariff of fees is hereby amended by the substitution in item 4(h) for the amounts “N\$7.95” and “N\$7.95” of the amounts “N\$4.52” and “N\$4.52” respectively.

**BY ORDER OF THE COUNCIL**

**D.J. KLAZEN**  
**CHAIRPERSON OF THE COUNCIL**

12 September 2006

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**TOWN COUNCIL OF RUNDU TARIFFS**

No. 334

2006

**TARIFFS: 2006 / 2007**

<b>WATER SERVICES</b>	<b>Old Tariff N\$</b>	<b>New Tariff N\$</b>
<b>BASIC CHARGES</b>		
Communal Prepaid Stand	-	13.32
<b>Cubic Litres</b>		
Kilo Litre	-	6.25
Prepaid Tag	-	121.00

<b>ENVIRONMENTAL HEALTH</b>		
	<b>Old Tariff N\$</b>	<b>New Tariff N\$</b>
<b>Leasing of Refuse "Wheeli-bin" Bin</b>		
Residential	-	45
Business & Industrial Area	-	90
Institution	-	90
<b>Sale of Refuse "Wheeli-bin" Bin</b>		
Residential	-	550
Business & Industrial Area	-	650
Institution	-	650

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**MUNICIPALITY OF GOBABIS**

No. 335

2006

**ELECTRICITY TARIFFS**

The Council of the Municipality of Gobabis, under Section 30(1){u} of the Local Authorities Act, 1992 (Act 23 of 1992), herewith substitutes all electricity tariffs previously published by it with the following tariffs :

<b>TARIFF</b>	<b>AMOUNT</b>	
<b>SINGLE PHASE</b>		
<b>Basic Charges:</b>		
15 Ampere	N\$	34-65
20 Ampere	N\$	41-25
25 Ampere	N\$	49-50
30 Ampere	N\$	55-00
35 Ampere	N\$	61-05
40 Ampere	N\$	69-30
45 Ampere	N\$	74-80
50 Ampere	N\$	81-40
60 Ampere	N\$	90-20
Charge per unit	N\$	0,7765
ECB Levy	N\$	0,0045
<b>THREE PHASE</b>		
<b>Basic Charges:</b>		
3 x 15 Ampere	N\$	85-25
3 x 20 Ampere	N\$	88-00
3 x 25 Ampere	N\$	96-25
3 x 30 Ampere	N\$	103-40
3 x 35 Ampere	N\$	109-45
3 x 40 Ampere	N\$	117-15
3 x 45 Ampere	N\$	122-65
3 x 50 Ampere	N\$	130-35
3 x 60 Ampere	N\$	143-00

<b>TARIFF</b>	<b>AMOUNT</b>
Charge per unit	N\$ 0,7765
ECB Levy	N\$ 0,0045
<b>BULK CONSUMERS</b>	
<b>Basic Charges :</b>	
3 x 70 Ampere	N\$ 2696-73
3 x 80 Ampere	N\$ 3082-33
3 x 100 Ampere	N\$ 3852-71
3 x 115 Ampere	N\$ 4431-25
3 x 125 Ampere	N\$ 4816-30
3 x 150 Ampere	N\$ 5779-90
3 x 160 Ampere	N\$ 6164-67
3 x 200 Ampere	N\$ 7706-25
3 x 225 Ampere	N\$ 8669-85
3 x 250 Ampere	N\$ 9632-61
3 x 300 Ampere	N\$ 11559-80
3 x 350 Ampere	N\$ 13486-15
3 x 450 Ampere	N\$ 17339-70
Charge per unit	N\$ 0,7765
ECB Levy	N\$ 0,0045
<b>LARGE POWER USERS (NEW)</b>	
Demand Charge	N\$ 82-57
Minimum basic charges will be equal to 70 % of declared maximum demand	
Charge per unit	N\$ 0,7765
ECB Levy	N\$ 0,0045
<b>PRE-PAID METERS</b>	
Charge per unit	N\$ 0,9486
ECB Levy	N\$ 0,0045

**BY ORDER OF THE COUNCIL**

**P. KATJAOHA**  
**CHAIRPERSON OF THE COUNCIL**

Gobabis, 13 October 2006

\_\_\_\_\_  
**CITY OF WINDHOEK**

No. 336

2006

**PERMANENT CLOSING OF PORTIONS A TO E OF ERF RE/3737,  
KATUTURA, AS PUBLIC OPEN SPACE**

Notice is hereby given in terms of article 50 (1)(a)(ii) of the Local Authorities Act of 1992 (Act No. 23 of 1992) that the City of Windhoek proposes to close permanent the undermentioned portion as indicated on locality plan, which lies for inspection during office hours at the office of Urban Policy, Room 515, Municipal Offices, Independence Avenue.

PERMANENT CLOSING OF PORTIONS A TO E OF ERF RE/3737,  
KATUTURA, AS PUBLIC OPEN SPACE

Objections to the proposed closing are to be served on the Secretary: Townships Board, Private Bag 13289, and the Chief Executive Officer, P.O. Box 59, Windhoek, within 14 days after the appearance of this notice in accordance with Article 50 (1)(C) of the above Act.

**B. WATSON**  
**CHIEF: URBAN POLICY, STRATEGY, FACILITATION**  
**AND IMPLEMENTATION SERVICES**

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**CITY OF WINDHOEK**

No. 337

2006

PERMANENT CLOSING OF PORTION A OF ERF 1309, KHOMASDAL,  
AS PUBLIC OPEN SPACE

Notice is hereby given in terms of article 50 (1)(a)(ii) of the Local Authorities Act of 1992 (Act No. 23 of 1992) that the City of Windhoek proposes to close permanent the undermentioned portion as indicated on locality plan, which lies for inspection during office hours at the office of Urban Policy, Room 515, Municipal Offices, Independence Avenue.

PERMANENT CLOSING OF PORTION A OF ERF 1309, KHOMASDAL,  
AS PUBLIC OPEN SPACE

Objections to the proposed closing are to be served on the Secretary: Townships Board, Private Bag 13289, and the Chief Executive Officer, P.O. Box 59, Windhoek, within 14 days after the appearance of this notice in accordance with Article 50 (1)(C) of the above Act.

**B. WATSON**  
**CHIEF: URBAN POLICY, STRATEGY, FACILITATION**  
**AND IMPLEMENTATION SERVICES**

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**CITY OF WINDHOEK**

No. 338

2006

PERMANENT CLOSING OF PORTION A OF ERF RE/3049,  
KLEIN WINDHOEK, AS PUBLIC OPEN SPACE

Notice is hereby given in terms of article 50 (1)(a)(ii) of the Local Authorities Act of 1992 (Act 23 of 1992) that the City of Windhoek proposes to close permanent the undermentioned portion as indicated on locality plan, which lies for inspection during office hours at the office of Urban Policy, Room 515, Municipal Offices, Independence Avenue.

PERMANENT CLOSING OF PORTION A OF ERF RE/3049,  
KLEIN WINDHOEK, AS PUBLIC OPEN SPACE

Objections to the proposed closing are to be served on the Secretary: Townships Board, Private Bag 13289, and the Chief Executive Officer, P.O. Box 59, Windhoek, within 14 days after the appearance of this notice in accordance with Article 50 (1)(C) of the above Act.

**B. WATSON**  
**CHIEF: URBAN POLICY, STRATEGY, FACILITATION**  
**AND IMPLEMENTATION SERVICES**

**BANK OF NAMIBIA**

No. 339

2006

STATEMENT OF ASSETS AND LIABILITIES  
AS AT CLOSE OF BUSINESS ON 30 SEPTEMBER 2006

	<b>30-09-06</b>	<b>31-08-06</b>
	<b>N\$</b>	<b>N\$</b>
<b>ASSETS</b>		
External:		
Rand Cash	111,233,574	116,948,893
IMF - Special Drawing Rights	209,798	194,834
Investments		
- Rand Currency	1,371,560,067	1,082,877,883
- Other Currency	1,965,161,570	1,864,808,131
- Interest Accrued	470,025	334,912
Domestic:		
Currency Inventory Account	5,401,830	5,663,883
Loans and Advances	1,094,525,830	1,022,026,615
Fixed Assets	144,176,213	144,729,316
Other Assets	86,879,373	79,171,035
	<b><u>4,779,618,280</u></b>	<b><u>4,316,755,502</u></b>
<b>LIABILITIES</b>		
Share capital	40,000,000	40,000,000
General Reserve	246,570,232	246,570,232
Revaluation Reserve	773,331,114	644,394,664
Currency in Circulation	1,041,323,542	1,067,092,189
Deposits:		
Government	1,690,273,266	1,460,220,923
Bankers - Reserve	265,076,650	262,360,125
Bankers - Current	152,553,205	69,411,539
Other	454,033,299	421,195,697

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Other Liabilities	<u>116,456,972</u>	<u>105,510,133</u>
	<u><b>4,779,618,280</b></u>	<u><b>4,316,755,502</b></u>

**T.K. ALWEENDO**  
**GOVERNOR**

**P. HARTMANN**  
**CHIEF FINANCIAL OFFICER**

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