

**REPUBLIC OF NAMIBIA**

**NATIONAL ASSEMBLY**

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**GENERAL LAW AMENDMENT  
BILL**

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*(As read a First Time)*

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*(Introduced by the Minister of Safety and Security)*

**EXPLANATORY NOTE:**

- \_\_\_\_\_ Words underlined with a solid line indicate insertions in existing provisions.
- [            ] Words in bold type in square brackets indicate omissions from existing provisions.
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**BILL**

**To amend the following laws, namely the Stock Theft Act, 1990; the Police Act, 1990; the Arms and Ammunition Act, 1996; the Security Enterprises and Security Officers Act, 1998; the Second Hand Goods Act, 1998; and the Motor Vehicle Theft Act, 1999, so as to assign the administration of those Acts to the Minister responsible for policing; and to amend the Prisons Act, 1998, so as to assign the administration of that Act to the Minister responsible for prison services; and to provide for certain other matters.**

**BE IT ENACTED** by the Parliament of the Republic of Namibia, as follows:-

**Amendment of section 1 of Act No. 12 of 1990, as amended by section 1 of Act No. 19 of 1993 and section 1 of Act No. 19 of 2004**

1. Section 1 of the Stock Theft Act, 1990, is amended by the substitution for the definition of “Minister” of the following definition:

“ ‘Minister’ means the Minister [**of Home Affairs**] responsible for policing;”.

**Amendment of section 1 of Act No. 19 of 1990**

2. Section 1 of the Police Act, 1990, is amended by the substitution for the definition of “Minister” of the following definition:

“ ‘Minister’ means the Minister [**of Home Affairs**] responsible for policing;”.

**Amendment of section 1 of Act No. 7 of 1996**

3. Section 1 of the Arms and Ammunition Act, 1996, is amended by the substitution for the definition of “Minister” of the following definition:

“ ‘Minister’ means the Minister [**of Home Affairs**] responsible for policing;”.

**Amendment of section 1 of Act No. 17 of 1998**

4. Section 1 of the Prisons Act, 1998, is amended -

(a) by the substitution for the definition of “Minister” of the following definition:

“ ‘Minister’ means the Minister [**of Prisons and Correctional Services**] responsible for prison services;” and

(b) by the insertion after the definition of “Minister” of the following definition:

“ ‘Ministry’ means the Ministry charged with the administration of affairs related to prison services;”.

**Amendment of section 112 of Act No. 17 of 1998**

5. Section 112 of the Prisons Act, 1998, is amended by the substitution for paragraph (c) of subsection (1) of the following paragraph:

“(c) the Permanent Secretary [**Prisons and Correctional Services**] of the Ministry, in respect of all prisons in Namibia;”.

**Amendment of section 1 of Act No. 19 of 1998**

6. Section 1 of the Security Enterprises and Security Officers Act, 1998, is amended by the substitution for the definition of “Minister” of the following definition:

“ ‘Minister’ means the Minister [**of Home Affairs**] responsible for policing;”.

**Amendment of section 1 of Act No. 23 of 1998**

7. Section 1 of the Second Hand Goods Act, 1998, is amended by the substitution for the definition of “Minister” of the following definition:

“ ‘Minister’ means the Minister [**of Home Affairs**] responsible for policing;”.

**Amendment of section 1 of Act No. 12 of 1999, as amended by section 1 of Act No. 17 of 2004**

8. Section 1 of the Motor Vehicle Theft Act, 1999, is amended by the substitution for the definition of “Minister” of the following definition:

“ ‘Minister’ means the Minister [**of Home Affairs**] responsible for policing;”.

**Amendment of section 2 of Act No. 21 of 2002**

9. Section 2 of the Security Enterprises and Security Officers Amendment Act, 2002, is amended by the substitution for subsection (1) of the following subsection:

“(1) Section 5 of the principal Act is amended by the substitution for subsection (1) of the following subsection:

‘(1) SESORB shall consist of -

- (a) one staff member of the Ministry charged with the administration of affairs related to policing designated by the Minister responsible for policing, who shall be the chairperson;
- (b) one member of the Namibian Police Force, designated by the Inspector-General of Police, who shall be the vice-chairperson;
- (c) one staff member of the Ministry charged with the administration

of labour matters, designated by the Minister responsible for labour matters;

- (d) one staff member of the Ministry of Justice, designated by the Minister responsible for the administration of justice; and
- (e) six security officers selected by the Minister from among persons whose names appear on a list compiled in terms of subsection (3), of whom three shall be representative of employers and three representative of employees.’ “.

**Substitution of section 5 of Act No. 21 of 2002**

**10.** (1) The following section is substituted for section 5 of the Security Enterprises and Security Officers Amendment Act, 2002:

**“Short title and commencement**

**5.** This Act is called the Security Enterprises and Security Officers Amendment Act, 2002, and comes into operation on **[a date to be determined by the Minister by notice in the *Gazette*] 1 September 2004.**”.

(2) Subsection (1) is deemed to have come into operation on 31 December 2002.

**Short title**

**11.** This Act is called the General Law Amendment Act, 2005.

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