



GOVERNMENT GAZETTE

OF THE

REPUBLIC OF NAMIBIA

N\$5.40

WINDHOEK - 1 December 2009

No. 4386

CONTENTS

	<i>Page</i>
GOVERNMENT NOTICES	
No. 229 Windhoek Town Planning Amendment Scheme No. 89: Town Planning Ordinance, 1954.....	2
No. 230 Ongwediva Town Planning Amendment Scheme No. 4: Town Planning Ordinance, 1954	2
No. 231 Notice of intended amendment of tariff of consulting fees chargeable by Professional Engineers and Incorporated Engineers: Engineering Profession Act, 1986	3
No. 232 Minimum fees chargeable by Architects and Quantity Surveyors: Architects and Quantity Surveyors' Act, 1979	3
No. 233 Alteration of boundaries of the Local Authority Area of Opuwo: Local Authorities Act, 1992	4
✓ No. 234 Regulations relating to fees payable to Bank of Namibia: Banking Institutions Act, 1998	5
No. 235 Aliens Act, 1937: Change of surname	6
GENERAL NOTICES	
No. 320 Municipality of Grootfontein: Notice of vacancy in the membership of the Local Authority Council	7
No. 321 Notice of vacancy in the membership of Otavi Village Council	7
No. 322 Swakopmund Town Planning Amendment Scheme No. 40	8
No. 323 Ongwediva Town Planning Amendment Scheme No. 5	8
No. 324 Municipal Council of Windhoek: Rental tariffs for the Khomasdal Market	8
No. 325 Permanent closure of Portion A of Erf 1847, Mondesa Extension 3, as a street	9
No. 326 City of Windhoek: Permanent closure of Portion A of Brug Street, Katutura as street (The portion is 801m ² in extent, and will be donated to the owner of Erf 9674, Katutura for consolidation purposes)	9
No. 327 City of Windhoek: Permanent closing of Portion A of the remainder of Erf 3081 Windhoek as public open space, (The portion is approximately 1 583m ² in extent). The portion will be sold to the owner of the remainder of Erf 2923, 4 Sauer Street Windhoek for consolidation purpose	10

MINISTRY OF FINANCE

No. 234

2009

**REGULATIONS RELATING TO FEES PAYABLE TO BANK OF NAMIBIA:
BANKING INSTITUTIONS ACT, 1998**

Under section 71 of the Banking Institutions Act, 1998 (Act No. 2 of 1998), on the recommendation of the Bank of Namibia, I have, with effect from 31 December 2010.

- (a) made the regulations set out in the Schedule; and
- (b) repealed General Notice No. 75 of 1 April 1998.

S. KUUGONGELWA-AMADHILA
MINISTER OF FINANCE

Windhoek, 12 October 2009

SCHEDULE**Definitions**

1. In these regulations a word or expression defined in the Act has the same meaning, and -

"NISS" means Namibia Inter-bank Settlement System as defined in the Directive on the Conduct of EFT Transactions within the National Payment System (PSDIR -1) issued under the Payment System Management Act, 2003 (Act No. 18 of 2003); and

"the Act" means Banking Institutions Act, 1998 (Act No. 2 of 1998);

Fees payable in respect of applications, authorizations and approvals

- 2. The fees payable to the Bank are -
 - (a) for an application for authorization to establish N\$10 000;
a banking institution in terms of section 10
 - (b) for an authorization fee in terms of section 11(6) N\$5 000;
 - (c) for an application for approval of a representative N\$5 000.
office in terms of section 19

Annual fees payable by authorised banking institutions

3. (1) The annual fees payable by an authorized banking institution to the Bank in terms of section 13(1) is an amount equivalent to 0.001% of the banking institution's total non-bank deposit funds as at December of the previous year, rounded up to the nearest dollar, irrespective of the number of branches of such banking institution.

(2) The minimum annual fees payable by any banking institution is N\$20 000.

(3) A banking institution authorized after 31 January of any year to conduct banking business must, before the last day of the month during which it is so authorized and in respect of the period ending on 31 January of the following year, pay to the Bank an annual fee calculated in accordance with the following formula:

$$\frac{M}{12} \times \text{N\$20,000}$$

in which formula "M" represents the number of full months remaining up to 31 January of the following year, calculated from the date upon which the banking institutions was so authorized.

Methods of payment of fees

4. (1) Fees payable in accordance with these regulations must be paid to the Bank at its head office in Windhoek, and may be paid by cheque, postal order, money order, or electronic transfer through the NISS, made out in favour of or payable to the Bank, and no amounts so paid are refundable.

(2) In case of payments made by electronic transfer through the NISS, banking institutions must inform and submit proof of such payments to the Bank on or before 31 January of each year as prescribed by section 13(1) of the Act.

Penalty for late payment of fees

5. The penalty payable in terms of section 13(4) of the Act, in respect of every month or part thereof which the annual fees remain unpaid, must be calculated at a rate equal to 10% of the total annual fees payable by the banking institution concerned, and calculated from the final date upon which such annual fees became payable up to the date of the actual payment thereof.
