



# **GOVERNMENT GAZETTE**

OF THE

# **REPUBLIC OF NAMIBIA**

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No. 282

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## **Government Notice**

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### **MINISTRY OF JUSTICE**

No. 113

1991

#### **REGULATIONS MADE IN TERMS OF SECTION 19 OF THE STOCK THEFT ACT, 1990**

The Minister of Justice has under section 19 of the Stock Theft Act, 1990 (Act No. 12 of 1990), made the regulations set out in the Schedule.

#### **SCHEDULE**

1. In these regulations, unless the context otherwise indicates, "the Act" means the Stock Theft Act, 1990, and any other word or expression to which a meaning has been assigned in the Act, shall bear that meaning.

2. The following particulars in regard to stock shall be stated in the document of identification referred to in section 6 of the Act:

- (a) Breed or kind;
- (b) number;
- (c) brands, ear marks, tattoo marks or other identification marks (if any); and
- (d) if the stock is not so marked or if such marks are not registered in terms of any law -
  - (i) sex and number of each sex; and
  - (ii) colour.

3. The following particulars shall be stated in the removal certificate referred to in section 8 of the Act:

- (1) In regard to stock -
  - (a) breed or kind;
  - (b) number;
  - (c) brands, ear marks, tattoo marks or other identification marks (if any); and
  - (d) if the stock is not so marked or if such marks are not registered in terms of any law -
    - (i) sex and number of each sex; and
    - (ii) colour; and
- (2) in regard to produce -
  - (a) kind;
  - (b) number, quantity or weight;
  - (c) identification marks or numbers (if any);
  - (d) if packed in containers -
    - (i) number of containers; and
    - (ii) identification marks of containers (if any).

4. The information required in respect of a document or certificate referred to in section 6, 7 or 8 of the Act may be in the form, and shall contain the information, as set out in the Appendix in respect of each such document or certificate specified therein.

APPENDIX

A. "DOCUMENT OF IDENTIFICATION  
(Section 6 of Act 12 of 1990)

1. Full name and Identity Number (if any) of person selling, bartering, giving or disposing on behalf of another person the stock referred to in paragraph 3:

.....

2. Full address of person mentioned in paragraph 1:

.....

3. The following particulars pertaining to the stock being sold, bartered, given or disposed of:

(a) breed or kind .....

(b) total number of such stock: .....

(c) (i) brands, ear marks, tattoo marks or other identification marks  
(if any) ..... ; or

(ii) sex, number of each sex and colour .....

4. Full name and Identity Number (if any) of person to whom the stock was sold, bartered, given or disposed of:

.....

5. Full address of person mentioned in paragraph 4:

.....

6. Date on which the stock was sold, bartered, given or disposed of:

.....

7. I hereby certify that the stock mentioned above is my property / that I am duly authorised by the owner thereof to deal with or dispose of such stock.

.....  
SIGNATURE

.....  
DATE".

I/We ..... in  
 my/our capacity(ies) as .....  
 do hereby certify that to the best of my/our knowledge and belief .....  
 ..... (name of person)  
 is entitled to dispose of or deal with the stock specified herein.

.....  
 .....

**B. "CERTIFICATE OF ACQUISITION OF STOCK OR  
 PRODUCE FROM A PERSON WHOSE PLACE  
 OF RESIDENCE IS UNKNOWN  
 (Section 7 of Act 12 of 1990)**

1. Full name and Identity Number (if any) and capacity of person  
 issuing the said certificate: .....

.....

2. Full address of person mentioned in paragraph 1:

.....

3. I do hereby declare that .....  
 (name and Identity Number (if any) of person so entitled) is, to the best of my  
 knowledge and belief entitled to dispose of or deal with -

(a) in regard to stock:

(i) total number of stock .....

(ii) breed or kind .....

(iii) general description of all stock (including brands, ear marks  
 and tattoo marks) .....

(iv) sex and number of each sex .....

(b) in regard to produce:

(i) kind .....

- (ii) number, quantity or weight .....
- (iii) identification marks or numbers (if any) .....
- (iv) if packed in containers -
  - (aa) number of containers .....
  - (bb) identification marks of containers (if any) .....

4. Date on which the stock or produce is to be disposed of or dealt with: .....

.....  
SIGNATURE

.....  
DATE

**C. "REMOVAL CERTIFICATE  
(Section 8(1) of Act 12 of 1990)**

1. Full name and Identity Number (if any) of person who issues the removal certificate: .....

2. Full address of person mentioned in paragraph 1:  
.....

3. Full name, Identity Number (if any) and address of the owner of stock or produce mentioned in paragraph 4:  
.....  
.....

4. The following information pertaining to the stock or produce being driven, conveyed or transported on or along a public road -

(a) in regard to stock:

- (i) total number of such stock: .....
- (ii) breed or kind .....
- (iii) (aa) brands, ear marks, tattoo marks or other identification marks (if any) ..... ; or
- (bb) sex, number of each sex and colour .....

(b) in regard to produce:

(i) kind .....

(ii) number, quantity or weight .....

(iii) identification marks or numbers (if any) .....

(iv) if packed in containers -

(aa) number of containers .....

(bb) identification marks of containers (if any) .....

5. (a) Place from which .....; and

(b) place to which .....,

the stock or produce is being driven, conveyed or transported.

6. Name and Identity Number (if any) of driver, conveyer or transporter: .....

7. Registration number, model and make of vehicle, if applicable:

.....

.....

SIGNATURE

.....

DATE".

(Note: Certificate to be furnished by the owner or authorized agent of such owner of stock or produce driven, conveyed or transported on or along any public road by any other person who is not such owner or the authorized agent of such owner.)

D. "DOCUMENT FOR REMOVING STOCK OR PRODUCE OWNED BY OR UNDER THE CONTROL OF A PERSON, BY SUCH PERSON FROM LAND OWNED OR OCCUPIED BY ANOTHER  
(Section 8(4) of Act 12 of 1990)

1. I, .....  
(state full name and Identity Number (if any) of person issuing document.)

2. in the capacity of .....  
(state whether owner or occupier of land in question/ agent of such owner/ occupier of such land/ policeman.)

3. do hereby certify that to the best of my knowledge and belief -

.....  
(state full name, Identity Number (if any) and address of person removing stock or produce.)

4. is entitled to remove -

(1) In regard to stock:

(a) number of stock .....

(b) breed or kind .....

(c) general description of all stock .....  
(including brands, ear marks and tattoo marks.)

(d) sex and number of each sex .....

(2) In regard to produce:

(a) kind .....

(b) number, quantity or weight .....

(c) identification marks or numbers (if any) .....

(d) if packed in containers:

(aa) number of containers .....

(bb) identification marks .....

5. on (date) .....

.....  
SIGNATURE

.....  
DATE: (not to be more than seven days before the date of removal)".

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