

No. 24 of 1973]

DELEGATION OF POWERS ORDINANCE, 1973.

(Assented to 29 November 1973.)
 (English text signed by the Administrator.)
 (Date of commencement 30 November 1973.)

ORDINANCE

Amended for R.A. for
 Whites by Ord. 3/82

To empower the Executive Committee and officials in the employ of the Administration of South West Africa to delegate certain powers, authorities and functions; and to provide for incidental matters.

BE IT ORDAINED by the Legislative Assembly for the Territory of South West Africa as follows:-

Defini-
 tions.

1. In this Ordinance, unless the context otherwise indicates -

“Executive Committee” means the Administrator-in-Executive-Committee as referred to in section 6 of the South West Africa Constitution Act, 1968 (Act 39 of 1968);

Subst. by
 O. 20/75/11

“official” means an officer in the Public Service as defined in section 3 of the Public Service Act, 1957 (Act 54 of 1957) and an employee appointed or deemed to have been appointed in terms of the Administration Employees Ordinance, 1957 (Ordinance 17 of 1957).

Delega-
 tions by
 the Execu-
 tive Com-
 mittee to
 specific
 persons.

2. The Executive Committee may generally or specifically and subject to such conditions as it may determine from time to time delegate any power, authority or function conferred upon it in terms of any ordinance promulgated before or after the commencement of this Ordinance or in terms of any proclamation or regulations issued or made under such ordinance, to -

- (a) a Member of the Executive Committee;
- (b) the Secretary for South West Africa;
- (c) an official in the employ of the Administration of South West Africa.

Powers
 which
 may not
 be dele-
 gated.

3. The provisions of section 2 shall not empower the Executive Committee to delegate any power conferred upon it to issue proclamations or to make regulations.

Delega-
 tions by
 officials.

4. An official upon whom any power, authority or function has been conferred in terms of any law referred to in section 2, may, with the approval of the Executive Committee granted subject to such conditions as the Executive Committee may impose, generally or specifically delegate such power, authority or function to any official under his control upon such conditions as he may prescribe from time to time.

DELEGATION OF POWERS ORDINANCE, 1973.

Tabling
of
summary
of dele-
gations.

5. A summary of all powers, authorities and functions delegated in terms of this Ordinance during the previous calendar year shall be annually laid upon the Table of the Legislative Assembly.

Repeal
of
Ordinance
21 of 1960.

6. (1) Subject to the provisions of subsection (2) the Delegation of Powers Ordinance, 1960 (Ordinance 21 of 1960) is hereby repealed.

(2) Any power, authority, or function delegated to any person in terms of the ordinance repealed by subsection (1) shall be deemed to have been delegated to such person in terms of this Ordinance.

Short
title.

7. This Ordinance shall be called the Delegation of Powers Ordinance, 1973.