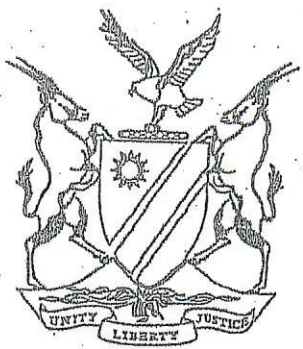


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GOVERNMENT GAZETTE OF THE REPUBLIC OF NAMIBIA

N\$2.80

WINDHOEK, - 2 February 2004

No.3141

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Government Notices

MINISTRY OF FISHERIES AND MARINE RESOURCES

No. 11 2004

DESIGNATION OF PERSONS TO PERFORM CERTAIN FUNCTIONS IN TERMS OF THE INLAND FISHERIES RESOURCES ACT, 2003

Under section 1(2) of the Inland Fisheries Resources Act, 2003 (Act No. 1 of 2003), I designate the officer stipulated in column 1 of the Schedule of the regional council listed in column 2, to perform the functions mentioned in column 3 of that Schedule.

A. IYAMBO
MINISTER OF FISHERIES
AND MARINE RESOURCES

Windhoek, 19 January 2004

SCHEDULE

Column 1	Column 2	Column 3
Designated officer	Regional Council	Functions designated
The Regional Officer appointed under section 23(1)(a) of the Regional Councils Act, 1992 (Act No. 22 of 1992) and any officer directed by the regional officer, under subsection (3) of that section, to perform the functions set out in column 3 of this Schedule.	Khomas regional council Kunene regional council Omusati regional council Oshana regional council Ohangwena regional council Oshikoto regional council Okavango regional council Caprivi regional council Erongo regional council Otjozondjupa regional council Omaheke regional council Hardap regional council Karas regional council	(a) Receiving applications for and issuing of recreational fishing licences. (b) Receiving applications for and issuing the certificates of registration of nets. (c) Receiving applications for and issuing of licences to use the recreational fishing charter boat.

MINISTRY OF FISHERIES AND MARINE RESOURCES

No. 12

2004

AMENDMENT OF THE INLAND FISHERIES RESOURCES REGULATIONS:
INLAND FISHERIES RESOURCES ACT, 2003

The Minister responsible for Inland Fisheries has under section 29 of the Inland Fisheries Resources Act, 2003 (Act No. 1 of 2003), made the regulations set out in the Schedule.

A. IYAMBO
MINISTER RESPONSIBLE
FOR INLAND FISHERIES

Windhoek, 19 January 2004

SCHEDULE

1. In these regulations "the Regulations" means the Inland Fisheries Resources Regulations promulgated under Government Notice No. 118 of 6 June 2003.

Amendment of regulation 1 of the Regulations

2. Regulation 1 of the Regulations is amended -

(a) by the insertion after the definition of "hook and line" of the following definition:

" "Oshanas" means shallow, often vegetated, interconnected channels and pans with gradients in which water accumulates, moves or stands depending on the amount of rainfall;"; and

(b) by the insertion after the definition of "recreational fishing charter boat" of the following definition:

" "recreational fishing licence" means a licence issued in terms of regulation 25;";

Amendment of regulation 3 of the Regulations

3. Subregulation (2) of regulation 3 of the Regulations is amended by the substitution for that subregulation of the following subregulation:

"(2) Every application submitted in terms of subregulation (1) must be signed by the applicant."

Amendment of the Regulations by the substitution for the words "regional council" or "Regional Council" of the words "designated officer"

4. The Regulations is amended by the substitution for the words "regional council" or "Regional Council" wherever it appears in regulations 2, 3(3), 9, 10 and 25, of the words "designated officer".

Amendment of the Regulations by the substitution for the words "recreational licence" of the words "recreational fishing licence"

5. The Regulations is amended by the substitution for the word "recreational licence" wherever it appears in regulations 24, 25, 27, 29, 30, 32, 35 and 42 of the words "recreational fishing licence".

Amendment of regulation 18 of the Regulations

6. Regulation 18 of the Regulations is amended by the substitution for that regulation of the following regulations 18:

"Mesh size of gill nets

18. A gill net shall not be set within 100 metres of another net and the mesh size thereof shall not be less than-

- (a) 76 mm in the Zambezi River system;
- (b) 76 mm in the Kunene River;
- (c) 45 mm in the Kavango River; and
- (d) 25 mm in the Oshanas."

Amendment of regulation 26 of the Regulations

7. Regulation 26 of the Regulations is amended by the substitution for that regulation of the following regulation 26:

"A recreational fishing licence is valid for a period of one month from the date of issue."

Amendment of regulation 28 of the Regulations

8. Regulation 28 of the Regulations is amended by the substitution for that regulation of the following regulation 28:

"Fees for recreational fishing licences

28. The following fees are payable, by the applicant for a recreational fishing licence:

- (a) Namibians and permanent residents of Namibia: N\$ 14,20 a month; and
- (b) Non-Namibians: N\$ 28,40 a month."

Amendment of regulation 31 of the Regulations

9. Regulation 31 of the Regulations is amended by the substitution for that regulation of the following regulation 31:

"Size limit

31. An angler may not possess-

- (a) a Tiger fish or *Hydrocynus vittatus* less than 40 cm in length;
- (b) a Sharptooth catfish or *Clarias gariepinus* less than 41 cm in length;
- (c) a Greenhead tilapia or *Oreochromis macrochir* less than 20 cm in length;
- (d) a Three spot tilapia or *Oreochromis andersonii* less than 30 cm in length;
- (e) a Nembwe or *Serranochromis robustus* less than 30 cm in length;
- (f) a Silver catfish or *Schilbe intermedius* less than 15 cm in length;
- (g) a Banded tilapia or *Tilapia sparrmanii* less than 13 cm in length;
- (h) a Redbreast tilapia or *Tilapia renzalli* less than 20 cm in length;
- (i) an African pike or *Hepseus odoe* less than 28 cm in length;
- (j) a Purpleface largemouth or *Serranochromis macrocephalus* not less than 20 cm in length;
- (k) a Humpback largemouth or *Serranochromis altus* not less than 25 cm in length;
- (l) Thinface largemouth or *Serranochromis angusticeps* not less than 25 cm in length;
- (m) a Bluntnose catfish or *Gloria ngamensis* not less than 37 cm in length;
- (n) a Green happy or *Sargochromis codringtonii* not less than 24 cm in length;
- (o) a Pink happy or *Sargochromis giardi* not less than 36 cm in length;
- (p) a Longfin largemouth or *Serranochromis longimanus* not less than 16 cm in length;
- (q) a Brownsport largemouth or *Serranochromis thumbergi* not less than 30 cm in length;
- (r) a Rainbow happy or *Sargochromis carlottae* not less than 20 cm in length;
- (s) a Orange River mudfish or *Labeo capensis* not less than 20 cm in length;
- (t) a Moggel or *Labeo umbratus* not less than 28 cm in length;
- (u) a Smallmouth yellowfish or *Barbus aeneus* not less than 21 cm in length; and
- (v) a Largemouth yellowfish or *Labeobarbus kimberlyensis* not less than 30 cm in length."

Amendment of regulation 33 of the Regulations

10. Regulation 33 of the Regulations is amended by the substitution for that regulation of the following regulation 33:

"Application for and issuing of a licence to use a recreational fishing charter boat

33. (1) An application for a licence to use a recreational fishing charter boat must be completed on a form, which substantially corresponds with Annexure E.

(2) The completed application form referred to in subregulation (1) must be submitted together with an application fee of N\$ 50.00 to the designated officer of the area within which the licence to use a recreational fishing charter boat is sought.

(3) On receipt of the application referred to in subregulation (1), the designated officer concerned must consider the application and either -

- (a) grant the application; or

(b) refuse the application and give reasons for such refusal.”

Insertion of regulation 33A

11. The Regulations is amended by the insertion after regulation 33 of the following regulation 33A:

“Issuing of recreational fishing charter boat licence

33A. (1) The designated officer concerned must, where an application made in terms of subregulation (1) of regulation 33 is approved, issue to the applicant a licence to use the recreational fishing charter boat, which licence must correspond substantially with Annexure F.

(2) A licence issued by the designated officer is valid for a period of one year.”

Amendment of regulation 42 of the Regulations

12. The Regulations is amended by the deletion of the following offence enumerated in the table to regulation 42(1):

“

Regulation 33	Failure by a owner to sign his or her recreational charter boat licence	N\$900,00 or imprisonment for a period not exceeding three months
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