

THIRD SESSION, SEVENTH PARLIAMENT

REPUBLIC OF NAMIBIA
MINUTES OF PROCEEDINGS
OF THE
NATIONAL ASSEMBLY

WEDNESDAY, 17 FEBRUARY 2021

The Assembly met pursuant to the adjournment.

1. The Speaker took the Chair and read the Prayer and Affirmation.
2. **Announcement by the Speaker in terms of Rule 20(d) of the Standing Rules and Orders:**

The Speaker announced that he has received a Petition from the Trade Union Congress of Namibia, on behalf of the employees of Air Namibia.

The Petition ask –

- (i) That the voluntary liquidation process be aborted;
- (ii) That the proper process of consultations at all the relevant levels be commenced forthwith; and
- (iii) That the investigation report, together with its recommendations be debated and shared by Parliament for the attention of the nation at large.

The Speaker Tabled the Petition and moved that it be referred to the relevant Parliamentary Standing Committee for investigation and report back to this Assembly.

3. **NOTICES OF QUESTIONS:**
 - (i) Mr. Van Wyk (PDM) to ask the Minister of Agriculture, Water and Land Reform (No. 13).
 - (ii) Mr. Van Wyk (PDM) to ask the Minister of Finance (No. 14).
 - (iii) Mr. Martin (PDM) to ask the Minister Works and Transport (No. 15).
 - (iv) Mr. Martin (PDM) to ask the Minister of Labour, Industrial Relations and Employment Creation (No. 16).
 - (v) Mr. Martin (PDM) to ask the Minister of Defence and Veterans Affairs (No. 17).

- (vi) Mr. Auchab (UDF) to ask the Minister of Finance (No. 18).
- (vii) Mr. Auchab (UDF) to ask the Prime Minister (No. 19).
- (viii) Mr. Kauandenge (NUDO) to ask the Minister of Information and Communication Technology (No. 20).
- (ix) Mr. Kauandenge (NUDO) to ask the Prime Minister (No. 21).
- (x) Mr. Tjeundo (PDM) to ask the Minister of Information and Communication Technology (No. 22).
- (xi) Mr. Shihumbu (PDM) to ask the Minister of Environment, Forestry and Tourism (No. 23).

4. **Mr. Hambyuka moved without notice in terms of Rule 27(h) of the Standing Rules and Orders:**

That leave of absence, due to illness, be granted to Ms. Christine //Hoebes until 19 March 2021.

Agreed to.

5. **Ministerial Statements in terms of Rule 98 of the Standing Rules and Orders:**

- (i) The Minister of Finance report to the Assembly on the appointment and re-appointment of Members for the Central Procurement Board of Namibia (CPBN), in terms of Section 11 (1) (b) (c) and Section 12 (1) (a) (b) of the Public Procurement Act, Act No. 15 of 2015.
- (ii) The Minister of Health and Social Services briefed the Assembly on the ‘Status of Covid-19 in Namibia; the Covid-19 vaccination programme; and the status of Clinical and Pharmaceuticals supplies in Namibia’.

6. **ORDER READ:**

Resumption of Debate on the *status quo* of Air Namibia.

Question before the Assembly on Tuesday, 16 February 2021, as moved by Mr. Venaani (page 3): That the *status quo* of Air Namibia be considered.

On the motion of the Prime Minister, seconded by the Minister of Fisheries and Marine Resources, debate adjourned until Thursday, 18 February 2021.

7. **FIRST NOTICE OF A MOTION:**

The Minister of Justice moved, seconded by the Minister of Works and Transport:

That leave be given to amend the Combating of Domestic Violence Act, 2003, so as to insert a definition of “primary caretaker”; to extend the scope of “domestic relationship” to the primary caretaker of a child and clarify that a domestic relationship between a child and a parent continues even after the child has attained the age of 18 years; to strengthen safeguards against intimidation of complaints; to clarify the necessity to show urgency in

order to obtain an interim protection order on an *ex parte* basis; to amend procedural matters relating to interim protection orders; to apply the provisions for vulnerable witnesses contained in the Criminal Procedure Act, 1977 to proceedings relating to protection orders and domestic violence offences; to apply provisions of the Criminal Procedure Act, 1977, in relation to production of medical records in evidence in protection order proceedings; to amend the terms of protection orders so as to add a provision directing the respondent to take part in a counselling or treatment programme; to provide a maximum period pertaining to exclusive occupation of a shared residence on a communal land; to provide for the issuing of emergency protection orders; to clarify provisions pertaining to custody and access in protection orders; to strengthen the safeguards for children who may be affected by domestic violence; to provide that temporary maintenance orders included in protection orders be treated in the same way as maintenance orders under the Maintenance Act, 2003; to provide for notification of any breach of a protection order to the court; to provide for the initiation of a procedure for suspending a firearm licence in relation to a person involved in the commission of domestic violence; to clarify that protection orders and criminal charges can be pursued simultaneously; to amend the definition of “domestic violence offences” in the First Schedule; and to provide for incidental matters.

Agreed to.

Combating of Domestic Violence Amendment Bill [B. 1 – 2021] read a First Time.

The Minister of Justice moved, subject to Rule 32(a) of the Standing Rules and Orders, seconded by Ms. Kavetuna: That the Bill be read a Second Time.

On the motion of Ms. Dienda, seconded by Mr. Muharukua, debate adjourned until Wednesday, 24 February 2021.

8. SECOND NOTICE OF A MOTION:

The Minister of Justice moved, seconded by Mr. Ithete:

That leave be given to amend the Criminal Procedure Act, 1977, to provide that a prosecutor and an accused may enter into a plea and sentence agreement; and to provide for incidental matter

Agreed to.

Criminal Procedure Amendment Bill [B. 6 – 2021] read a First Time.

The Minister of Justice moved, subject to Rule 32(a) of the Standing Rules and Orders, seconded by Ms. Hinda-Mbuende: That the Bill be read a Second Time.

On the motion of Mr. Muharukua, seconded by Ms. Van den Heever, debate adjourned until Wednesday, 24 February 2021.

9. In terms of Rule 99(a) of the Standing Rules and Orders, the Speaker adjourned the Assembly at 17:46 until Thursday, 18 February 2021.

Secretary of the National Assembly

Compiled by I. Nehoya