



Tuesday, 22 February 2022

No. 5 – 2022

FIFTH SESSION, SEVENTH PARLIAMENT

REPUBLIC OF NAMIBIA MINUTES OF PROCEEDINGS OF THE NATIONAL ASSEMBLY

TUESDAY, 22 FEBRUARY 2022

The Assembly met pursuant to the adjournment.

1. The Speaker took the Chair and read the Prayer and Affirmation.
2. **In compliance with Section 15 and 116 of the Electoral Act No. 5 of 2014, the Speaker laid upon the Table for discussion:**
 - (i) Annual Report of the Electoral Commission of Namibia for the year 2020/2021;
 - (ii) \Performance Assessment and Post-Election Report for the 2020 Regional Councils and Local Authority Elections; and
 - (iii) Performance Assessment and Post-Election Report for Opuwo Rural Constituency By-Election held on 2 July 2021 and Katima Mulilo Urban Constituency By-Election held on 25 August 2021.
3. **The Minister of Mines and Energy laid upon the Table:**

Annual Report of the Electricity Control Board for the year 2021.
4. **ORAL QUESTIONS:**
 - (i) Ms. Mootu (LPM) asked the Minister of Education, Arts and Culture (No. 6) – *Replied to.*
 - (ii) Ms. Dienda (PDM) asked the Minister of Education, Arts and Culture (No. 7) – *Replied to.*
 - (iii) Mr. Mwilima (PDM) asked the Minister of Agriculture, Water and Land Reform (No. 8) – *Replied to.*

- (iv) Ms. Masua (SWAPO) asked the Minister of Education, Arts and Culture (No. 9) – *Replied to.*
- (v) Mr. Kavekatora (RDP) asked the Minister of Education, Arts and Culture (No. 10) – *Replied to.*
- (vi) Mr. Kavekatora (RDP) asked the Minister of Agriculture, Water and Land Reform (No. 11) – *Replied to.*

5. **NOTICES OF QUESTIONS:**

- (i) Mr. Van Wyk (PDM) to ask the Minister of Mines and Energy (No. 27).
- (ii) Mr. Van Wyk (PDM) to ask the Minister of Mines and Energy (No. 28).
- (iii) Mr. Kauandenge (NUDO) to ask the Minister of Sport, Youth and National Service (No. 29).
- (iv) Mr. Shuumbwa (APP) to ask the Minister of Education, Arts and Culture (No. 30).
- (v) Ms. Hengari (PDM) to ask the Minister of Finance (No. 31).
- (vi) Mr. Iipumbu (NEFF) to ask the Minister of Education, Arts and Culture (No. 32).
- (vii) Mr. Mukwilongo (NEFF) to ask the Minister of Urban and Rural Development (No. 33).
- (viii) Mr. Isaaks (LPM) asked the Minister of Agriculture, Water and Land Reform (No. 34).
- (ix) Mr. Shihumbu (PDM) asked the Minister of Labour, Industrial Relations and Employment Creation (No. 35).

6. **FIRST ORDER READ:**

Resumption of Debate to redress poverty in the Kavango, Kunene, Zambezi and Ohangwena regions.

Question before the Assembly on Thursday, 17 February 2022, as moved by Mr. Tjeundo (page 11): That the Motion be adopted.

On the motion of Mr. Muharukua on behalf of Mr. Venaani, seconded by Mr Smit, debate adjourned until Wednesday, 23 February 2022.

7. **SECOND ORDER READ:**

Resumption of Debate on the impact of the executive on separation of powers.

Question before the Assembly on Wednesday, 16 February 2022, as moved by Ms. Dienda (page 8): That the Motion be adopted.

On the motion of Mr. Muharukua, seconded by Ms. Hengari, debate adjourned until Tuesday, 1 March 2022.

8. **THIRD ORDER READ:**

Resumption of Debate on the introduction of free wi-fi at all schools, towns, public places and public transport.

Question before the Assembly on Wednesday, 16 February 2022, as moved by Mr. Amutse (page 8): That the Motion be adopted.

On the motion of Mr. Muharukua on behalf of Ms. Becker, seconded by Mr. Shihumbu., debate adjourned until Tuesday, 1 March 2022.

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

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

That leave be given to amend the Combating of Rape Act, 2000, so as to provide for additional coercive circumstances for rape; to amend certain minimum sentences for rape; to clarify that the minimum sentences for rape apply equally to rape under the common law, as well as attempt, conspiracy and incitement to commit rape; to provide that a court for a regional division may impose all penalties for rape; to require that a court shall not draw any inference only from the absence of semen or other bodily fluids on or within the complainant, or from the absence of evidence of the rapture of the hymen; to empower the court to impose conditions upon bail relating to contact necessary to protect the complainant; to amend the Criminal Procedure Act, 1977 to provide for additional duties of the prosecutor towards complainants and vulnerable witnesses before the commencement of trials; and to empower the minister responsible for justice to make regulations to provide for protection of complainants and to impose further duties in that regard; to amend the Combating of Immoral Practices Act, 1980, in order to remove the defence of marriage from sexual offences with a child; to amend the Correctional Services Act, 2012 in order to clarify that all forms of rape are scheduled offences and to provide for incidental thereto.

10. In terms of Rule 99(a) of the Standing Rules and Orders, the Speaker adjourned the Assembly at 17:46 until Wednesday, 23 February 2022.

MS. L. KANDETU
Secretary of the National Assembly

Compiled by I. Nehoya