



# GOVERNMENT GAZETTE

## OF THE

# REPUBLIC OF NAMIBIA

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WINDHOEK - 19 July 2002

No.2770

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### Government Notice

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#### OFFICE OF THE PRIME MINISTER

No. 118 2002

#### PROMULGATION OF ACT OF PARLIAMENT

The following Act which has been passed by the Parliament and signed by the President in terms of the Namibian Constitution is hereby published in terms of Article 56 of that Constitution.

No. 3 of 2002: High Court Amendment Act, 2002.

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**EXPLANATORY NOTE:**

\_\_\_\_\_ Words underlined with a solid line indicate insertions in existing provisions.

[            ] Words in bold type in square brackets indicate omissions from existing provisions.

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**ACT**

**To amend the High Court Act, 1990 (Act No. 16 of 1990), so as to bring the retiring age of permanent judges in line with Article 82(4) of the Namibian Constitution; and to provide for incidental matters.**

*(Signed by the President on 4 July 2002)*

**BE IT ENACTED** by the Parliament of the Republic of Namibia as follows:

**Amendment of section 8 of Act No. 16 of 1990**

1. Section 8 of the High Court Act, 1990 (Act No. 16 of 1990), is amended by the substitution for subsection (1) of the following subsection:

"8.(1) Any judge of the High Court holding office in a permanent capacity -

- (a) retires from office in accordance with Article 82(4) of the Namibian Constitution;
- (b) may at any time before attaining the retiring age referred to in paragraph (a) retire from office with the approval of the President, which approval may only be granted if there is sufficient reason, including a permanent infirmity of mind or body disabling the judge from the proper discharge of his or her duties of office. "

**Short title**

2. This Act is called the High Court Amendment Act, 2002.

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