



REPUBLIC OF NAMIBIA

## MINISTRY OF FINANCE

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Our Ref.: .....

**OFFICE OF THE MINISTER  
Procurement Policy Unit**

Your Ref.: .....

Head Office,  
Moltke Street,  
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NAMIBIA

11 September 2019

**HON MINISTERS  
HON GOVERNORS  
YOUR WORSHIP THE MAYORS  
CHAIRPERSONS OF BOARDS**

*Attention: All Accounting Officers*

**SUBJECT: GENERAL EXEMPTION TO ALL PUBLIC ENTITIES WITH REGARD  
TO DISPOSAL OF ASSETS // IN TERMS OF SECTION 64 OF THE  
PUBLIC PROCUREMENT ACT, 2015**

1. Reference is made to the above-mentioned subject matter, with regard to the disposal of assets and granting of rights pending the finalization of the formal regulations.
2. Section 4(2) of the Public Procurement Act, 2015, (the Act) states:  
  

“The Minister may, with or without condition, as the Minister may determine, grant a general or specific exemption by way of a directive for specific types of procurement or disposal from the application of certain provisions of this Act that are not practical or appropriate for the purpose for which such goods are let, hired or disposed of, including goods, works and services being procured.”
3. An exemption was granted on 17 October 2018 to deviate from the Public Procurement Act, and public entities were advised to revert back to the procedures that were effective prior to the commencement of the Act. The exemption was to be in force until 31 March 2019. The Procurement Policy Unit, however, is still busy with the development and subsequent adoption of the disposal procedures. In the absence of the disposal procedures, the Procurement Policy Unit informs your Public Entity that in terms of Section 4(2) of the Act,

an exemption is granted to deviate from the application of Section 64 (Disposal of Assets) of the Act.

4. In the interim of the regulations being finalized, all public entities are hereby advised to continue with the procedures that were effective prior to the commencement of the Act. This exemption is valid for a period up to 30 September 2020 or effective date of disposal regulations, whichever comes first.

Please accept the assurance of my highest consideration.

Yours faithfully,

  
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**CALLE SCHLETTWEIN, MP**  
**MINISTER**

