



REPUBLIC OF NAMIBIA

MINISTRY OF FINANCE

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NAMIBIA

26 September 2022

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

Attention: All Accounting Officers

SUBJECT: DIRECTIVE: RE: EXEMPTION IN TERMS OF SECTION 4(2) OF THE PUBLIC PROCUREMENT ACT, 2015, ON THE DISPOSAL OF ASSETS, ACQUISITION OR GRANTING OF RIGHTS AND LETTING AND HIRING

1. The above-mentioned subject matter refers.
2. In terms of section 4(2) of the Public Procurement Act, 2015, (Act No. 15 of 2015), 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. Pursuant to the above, I hereby in terms of section 4(2) of the Public Procurement Act, 2015, grant exemption from the provisions of section 3 (a) and (b) of the Act **in relation to the disposal of assets, acquisition or granting of rights, and letting and hiring, respectively**, pending the finalization of the respective regulations to be made by the Minister of Finance in terms of Section 64 read together with section 79 of the Public Procurement Act, 2015.
4. The exemption will remain valid until 30th September 2023 or the effective date of respective regulations, whichever comes first.

5. Furthermore, all public entities are hereby directed that during the duration of this exemption, they should use the procedures for disposal of assets, acquisition or granting of rights and letting and hiring that were in operation in their respective entities before the commencement of the Public Procurement Act, 2015.

Please accept the assurance of my highest consideration.

