



GOVERNMENT GAZETTE

OF THE

REPUBLIC OF NAMIBIA

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CONTENTS

GOVERNMENT NOTICE

	<i>Page</i>
No. 113 Promulgation of Combating of Immoral Practices Amendment Act, 2000 (Act 7 of 2000), of the Parliament	1

Government Notice

OFFICE OF THE PRIME MINISTER

No. 113 2000

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. 7 of 2000: Combating of Immoral Practices Amendment Act, 2000

Act No. 7, 2000 **COMBATING OF IMMORAL PRACTICES AMENDMENT ACT, 2000****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.

ACT

To amend the Combating of Immoral Practices Act, 1980, so as to extend the prohibition of sexual or indecent acts with youths and to provide for matters incidental thereto.

(Signed by the President on 19 April 2000)

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

Amendment of section 1 of Act 21 of 1980

1. Section 1 of the Combating of Immoral Practices Act, 1980, is hereby amended by the insertion after the definition of "police officer" of the following definition:

"sexual act' means a sexual act as defined in section 1(1) of the Combating of Rape Act, 2000;".

Substitution of section 14 of Act 21 of 1980

2. The following section is hereby substituted for section 14 of the Combating of Immoral Practices Act, 1980:

"Sexual offences with youths

14. Any person who-

- (a) commits or attempts to commit a sexual act with a child under the age of sixteen years; or
- (b) commits or attempts to commit an indecent or immoral act with such a child; or
- (c) solicits or entices such a child to the commission of a sexual act or an indecent or immoral act,

and who-

- (i) is more than three years older than such a child; and
- (ii) is not married to such a child (whether under the general law or customary law),

Act No. 7, 2000 COMBATING OF IMMORAL PRACTICES AMENDMENT ACT, 2000

shall be guilty of an offence and liable on conviction to a fine not exceeding N\$40 000 or to imprisonment for a period not exceeding ten years or to both such fine and such imprisonment."

Short title and commencement

3. This Act shall be called the Combating of Immoral Practices Amendment Act, 2000, and shall come into operation on a date to be fixed by the Minister of Justice by notice in the *Gazette*.