



REPUBLIC OF NAMIBIA

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## MINISTRY OF WORKS AND TRANSPORT

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Office of the Permanent Secretary

Tel: (061) 208 9111 / 208 8111  
Fax: (061) 228 560  
Telex: (50908) 709  
Telegram: NAMTRANS

Private Bag 13341  
6719 Bell Street, Snyman Circle  
Ausspannplatz, Windhoek  
NAMIBIA

Our Ref : ..... 26/4/14/11 .....

Your Ref : .....

### MARINE NOTICE NO. 02 OF 2017

**TO : ALL OIL SUPPLIERS, SHIP-OWNERS, OPERATORS, PORT AGENTS, MASTERS AND OFFICERS OF SHIPS WISHING TO TRANSFER OIL WITHIN NAMIBIAN WATERS (OUTSIDE HARBOURS).**

**DATE : 10 OCTOBER 2017**

**RE: REQUIREMENTS AND CONDITIONS FOR THE TRANSFER OF OIL WITHIN THE NAMIBIAN WATERS.**

#### 1. PURPOSE

1.1 The Purpose of this Marine Notice is to set forth the requirements and conditions under which the Ministry of Works and Transport ("Ministry") may grant permission for the transfer of oil within the prohibited area of the Namibian waters.

1.2 This Marine Circular supersedes Marine Notice No.01 of 2012.

#### 2. LEGAL BASIS

2.1 Section 21(1)(b) of the Prevention and Combating of Pollution of the Sea by Oil Act, 1981 ("the Act") as amended reads: "No person shall within the prohibited area transfer any oil from any ship or tanker to any other ship or tanker or to an offshore installation or from such offshore installation to any ship or tanker, except with the permission of the Minister and in accordance with this Act." The prohibited area means the Territorial Sea of Namibia and that portion of the Exclusive Economic Zone, as defined in section 4 of the Territorial Sea and Exclusive Economic Zone of Namibia Act, 1990 situated within a distance of fifty (50) nautical miles from the low-water mark, and includes the sea between the high-water and low-water marks and internal waters as defined in Section 1 of the Marine Traffic Act, 1981.

