



**THE LAW SOCIETY**

**O F N A M I B I A**

Chairperson's Report  
May 2017 to middle August 2017

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**You can find the link, to the December 2016 to April 2017, [here](#).**

Greetings fellow legal practitioners,

**Foreword (In memoriam - Nic Swart)**

This update is delivered at a sad time for the legal profession in Southern Africa and beyond. In the early hours of Thursday, 10 August 2017, at the SADC Lawyers' Association Annual Conference in Gaborone, the profession lost Nic Swart, a shining star, a beacon of hope, a pillar of strength in South Africa and Southern Africa and beyond.

As the driving force behind the South African school for legal practice (now called LEAD) for more than 20 years and the CEO of the Law Society of South Africa for the last 7, Nic was also a dear friend of the Namibian Law Society. He was always just a phone call away and never too busy to share his vast knowledge and experience with us. For a man as passionate about innovation and improvement in all aspects of legal practice in South Africa and Southern Africa and beyond, it was perhaps fitting that he was probably preparing for a session at the conference on the future of the legal profession in our region when he passed away.

In honour of this towering figure, we, as Southern African lawyers, should perhaps all have a look in the mirror and assess whether we are fulfilling our pledge to do the best we can to ensure a better future for those who rely on us for counsel and action.

Until next time,

Ramon

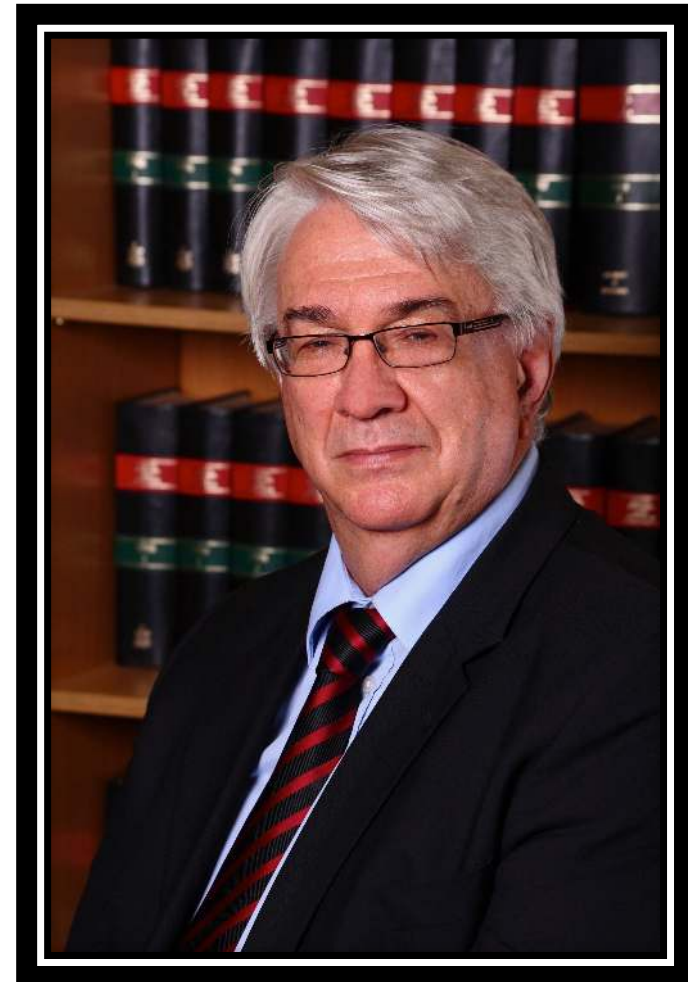
**In Memoriam – Retired Judge Mtambanengwe and Eckart Pfeifer**

Two more prominent figures passed away since May 2017:

The President, Council and Directorate of the Law Society of Namibia also wish to extend their deepest condolences and heartfelt sympathy to the bereaved family, relatives and friends of the late Retired Judge Mtambanengwe and Eckart Pfeifer.

We wish you strength and guidance during this period of bereavement.

May their souls rest in peace.



**Retired Judge Mtambanengwe** passed away on 11 May 2017 at the age of 85. He served as a judge in various capacities from 2003.

Ramon Maasdorp gave the following tribute, at the memorial service, on behalf of the profession:

"As a man, Justice Mtambanengwe literally stood and walked tall.

As a human being, his influence on those around him was huge.

As a jurist, he was a giant.

Judges must be courageous, they must be objective, they must be diligent, they must be just, and they must have and show integrity always.

For judges and the duties they perform, are the lifeblood of our independent judiciary and therefore the rule of law. The rule of law stands as the centerpiece of our Namibian democracy.

Justice Mtambanengwe's record as a judge in Namibia demonstrates that he possessed and lived all of the essential qualities a judge must possess.

A snapshot of his career can be gathered from the reported judgments of which he was a part. Some he wrote, in others he was a member of the bench that approved the judgment.

At the High Court, Justice Mtambanengwe wrote 26 reported judgments.

In that court he was part of the bench in 25 reported judgments.

More impressively, perhaps, in the Supreme Court he personally authored 19 judgments.

He was also part of the bench of our highest court in 32 reported judgments.

The importance of the late Justice lies not only in the numbers, but also in the nature of some of the judgments he was party to:

Three full bench decisions in election challenges, 1 in the High Court and 2 in the Supreme Court.

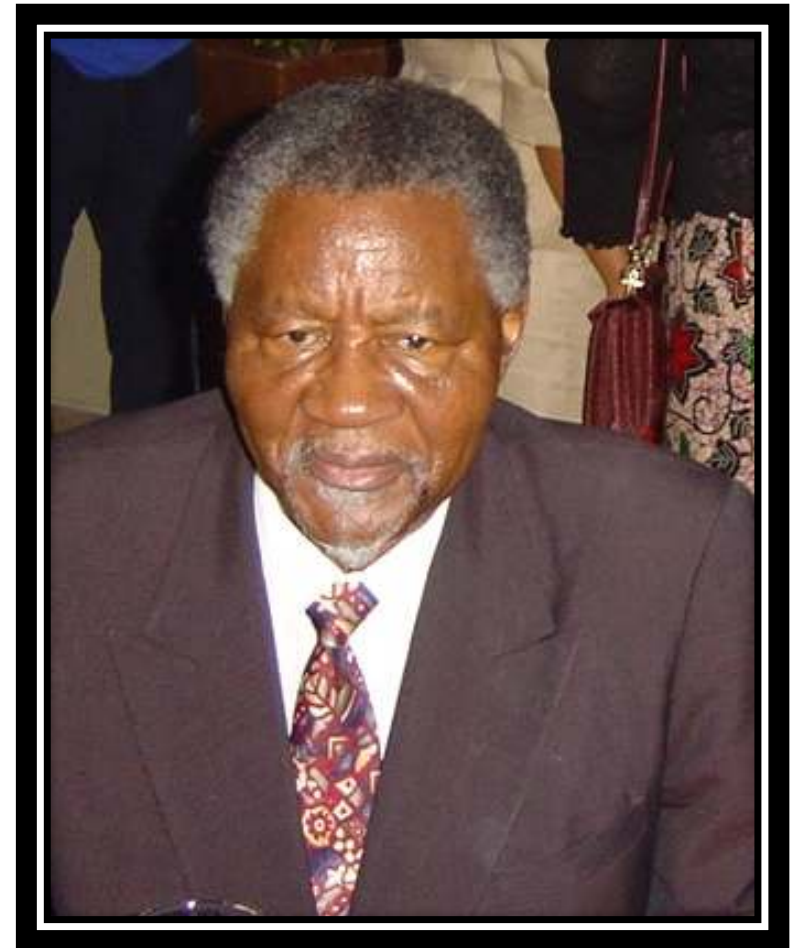
He was part of the seminal APS unanimous SC judgment.

And, of special importance to labour lawyers like me, he wrote the SC's Joes Beer House judgment, as Acting Chief Justice. That case helped shape my and I'm sure many other lawyers mindset that substance, especially on labour matters, is more important than form.

Justice Mtambanengwe did more in his time, as a human being, a man, and as a jurist than most of us can hope for.

His life and his work, however, is an inspiration. And his legacy in Namibia is alive.

Rest In Peace Justice Mtambanengwe. Your work here is done."





**Eckart Pfeifer** passed away on 24 May 2017.

He practised as an attorney since his admission on 10 September 1965. He became a partner at Fisher, Quarmby & Pfeifer on 1 March 1968 and in later years also practised as a Consultant at the same firm. He retired from practice approximately 7 years ago.

**Eulogy: Eckart Pfeifer - memories of the work of a Windhoek personality ...**

"In silent mourning, we say goodbye to Eckart Hermann Wilhelm Pfeifer, a lawyer in retirement and a highly committed citizen, who died in Swakopmund on Wednesday, 24 May 2017.

Eckart Pfeifer was born on March 2, 1938 in Swakopmund, as son of Dr. Eduard and Dr. Editha Pfeifer. He spent most of his childhood with his siblings Eduard, Eleonore, Editha and Elisabeth in Otjiwarongo and Windhoek.

After graduating from the DHPS he joined the government for several years. During this time, he graduated from Unisa. He practiced as a lawyer at Fisher, Quarmby & Pfeifer, where he worked as a senior partner for the longest period of his professional life - over 30 years - until his retirement.

Eckart was an excellent athlete since childhood. He played, for example, in the then South West Africa football national team, was an active tennis player, was for a long-time chairman of the Namibian Tennis Association, and organized numerous international tennis tournaments in the 70s and 80s.

Eckart spent more than 47 years with his wife, Dr. Mary Seely, and has continuously engaged himself selflessly with Mary in various areas of desert research and conservation of fauna and flora. Therefore, it is hardly surprising that he was a member of various nature-related bodies and organizations during his lifetime.

He was, for example, a longtime chairman of the Namibian Wildlife Society, and eventually even an honorary member. He was a member of the Board of Trustees of the Namibia Nature Foundation for many years, and a founding member of the Board of the Desert Research Foundation of Namibia. There he remained a member of the board until his death. He was also a long-time promoter of the Gobabeb Research and Training Center and, until his death, honorary patron of the Gobabeb Center.

The list of merit is long. Eckart took a keen interest in Namibian land paintings, was a friend of many young and older well-known artists of Namibia and was known as a passionate picture collector.

We deeply regret his death. We will miss him very much, and in our hearts he lives on."



**Change Project:**

Media practitioners were invited to attend a press conference on “The Change Project” on Tuesday, 4 July 2017 at the LSN Boardroom.

The 2<sup>nd</sup> Team Brief, updating members on the Change Project, was circulated via e-mail on 17 August 2017.

The link to the 2<sup>nd</sup> Team Brief can be found [here](#).



**Special General Meeting: 23 May 2017**

The Special General Meeting, to approve the Rule changes to bring it in line with the Ruling made by the Competition Commission, took place on 23 May 2017 at the LSN boardroom.

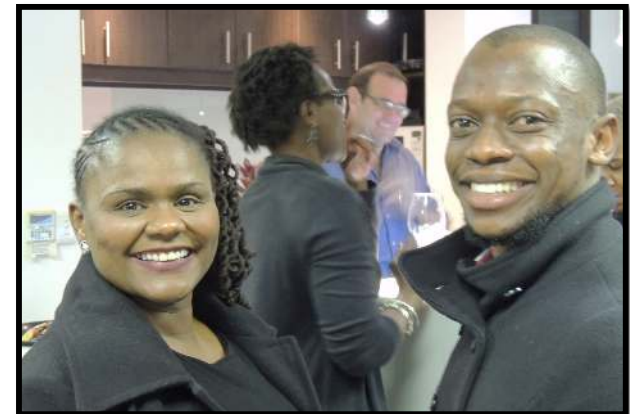
47 Legal practitioners attended in person and 185 proxies were received = Total 232.

The special general meeting was another milestone reached.

The Rule Amendments were approved by the Honourable Chief Justice and then submitted to the Legal Drafters. Subsequently the LSN Chairperson received the Amended Rules for signature before promulgation thereof.



Special General Meeting: 23 May 2017



### **Meetings and Engagements (in no particular order)**

- **Annual General Meeting 2017**

The 2017 Annual General Meeting will be held on 24 November 2017 at Arebbusch Lodge. Please diarise the date.

- **Special General Meeting**

The Special General Meeting, to discuss the LSN's finances, will be held on Tuesday, 5 September 2017 at 15h15. The Notice, Agenda and Annexures were circulated to the members on 14 August 2017. Kindly furnish us with proxies if you are unable to attend in person.

- **International Lawyers for Africa – ILFA**

On 16 May 2017 the in-country committee, consisting of Gokulan Thambapilai, Evelina Tomas and Retha Steinmann, conducted an interview with Lydia Hakweenda and motivated her nomination for participation in the ILFA programme. Subsequently the LSN was advised that Lydia has been selected for participation in 2017.

- **China-Africa Young Legal Professionals Exchange Program**

Council nominated both Stephanie de Klerk and Aisha Isaak for the programme. Stephanie was selected and Aisha placed on a waiting list. When Stephanie could no longer attend, Aisha was accepted to attend.

- **NAMBIZONE**

The Director attend the launch of the Integrated Client Service Facility Portal – the one-stop Shop NAMBIZONE, on 18 May 2017 at the Safari Hotel.

- **241<sup>st</sup> Anniversary of the Independence of the United States of America**

The Director attended the reception held on Monday, 3 July 2017 at the Safari Court Hotel.

- **18<sup>th</sup> Northern Economist Business Woman Conference**

Elize Angula represented the LSN and made a presentation on the topic: "Different Models for Doing Business: The Choices", at the conference held in Ongwediva on 10 August 2017.

- **Disciplinary Committee**

The Director met with Gladice Pickering – Deputy Permanent Secretary of the Ministry of Justice, on 17 May 2017 to discuss, inter alia, the functioning of the Disciplinary Committee.

- **Institute of Corporate Governance**

The Director attended the half-day seminar at NIPAM on 21 July 2017. The theme of the session was: "Where to with Corporate Governance in Africa?" and dealt, inter alia, with the Namcode and the King Reports.

- **Ministry of Justice – Strategic Planning Session**

The Director attended the session on Friday, 14 July 2017 at the Ministry of Justice. The document will be shared with the stakeholders in due course.

- **Body Corporate Namlex Chambers - Trustee meeting**

The Director attended the Namlex Chambers Body Corporate meeting, held on 5 June 2017.

- **Lexis Nexis Book Exhibition**

The book exhibition took place at the LSN boardroom from 20 – 22 June 2017.



# **Farewell Function: Johann du Plessis**

Johann and his family relocated to Canada and he resigned from Council on 30 June 2017. Council, at its meeting held on 31 March 2017, appointed Eldorette Harmse to fill the vacant position on Council as from 1 July 2017. (See Chairperson Newsletter December 2016 – April 2017).

Retha hosted Johann's farewell function at her home. Top: Eloise & Johann du Plessis, Gaenor Michaels & Anne-Doris Hans-Kaumbi, Ramon & Delia Maasdorp. Middle: Ben-Henri & Jo-mari Koekemoer. Bottom: Melki Uupindi & Saima Nambinga, Delia Maasdorp & Saima Nambinga, Daniel Steinmann & Eloise du Plessis.



#### **Farewell function for Johann du Plessis**

Johann du Plessis with: Top: Ramon Maasdorp, Meyer van den Bergh. Middle: Saima Nambinga, Melki Uupindi, Jo-mari Koekemoer. Bottom: Anne-Doris Hans-Kaumbi, Gaenor Michaels, Retha Steinmann.

Smart Elago, Eldorette Harmse and the two co-opted Councillors, Vincia Cloete and Katja Klien could not attend the function.

The President, Council and Directorate thank Johann for his contributions as the Vice Chairperson for the 7 months her served on Council and wish him and is family all the best with their ventures in Canada.



**Vice Chairperson: Meyer van den Berg**

Dr. Meyer van den Berg replaced Johan du Plessis as from 1 July 2017 as Vice Chairperson.

Meyer commenced his articles of clerkship with Koep & Partners in January 2009 and was admitted as attorney in June 2010. He is a partner at Koep & Partners and is also admitted as a notary. He is a member of the Law Society of Namibia, the International Bar Association and the Namibian Law Society's Commercial Law Committee, Legal Education and Professional Development Committee and Law Reform Committee. He is also a member of the Institute of Directors of Southern Africa (IoDSA) and acts as company secretary for various entities.

The focus of Meyer's practice is generally on mining, energy, environment, competition (anti-trust), project financing and general corporate and commercial work.

Meyer often contributes to books and accredited and practice-oriented publications on various topics, including competition, mining, labour, environment, corporate governance and oil and gas. He is currently contributing editor to *Mineral Law and Policy in Namibia* and co-author of *Namibian Labour Law and Practice*, both of which are expected to be published by Juta & Co Ltd during 2017. He is also a co-author of Juta & Co Ltd's *Mineral and Petroleum Law of South Africa* and is responsible for the chapters on petroleum, diamonds, gas, black economic empowerment, precious metals and mineral research.

Meyer is editor-in-chief of *Namibia Annual Law Review*, an initiative started by him and to be published by Juta & Co Ltd (first edition to be published in 2017).

He obtained an LLM on 14 December 2009 and an PhD on 19 December 2015 from the University of Cape Town.

His PhD-thesis is also currently being prepared for publication by Juta & Co Ltd as part of a new series entitled "Opinion Pieces on Law".

He is also the Founder and Trustee of the *Mineral and Energy Law Trust* (MELT), the main object of which is to promote education and research in African mining and energy law in general and specifically education and research in Namibian and South African mining and energy law.



**SADC LA & Konrad Adenauer Foundation (KAF): 2-Day Training Workshop on "The Democratisation Agenda in Southern Africa: Progress, Challenges and the Way Forward": 22 - 23 May 2017, Johannesburg, South Africa**

The law societies, in collaboration with the respective SADCLA Councillors, were requested to assist by seconding two delegates to attend the Southern African Development Community (SADC) Lawyers' Association and the Konrad Adenauer Stiftung (KAS) workshop held under the abovementioned theme.

The fully sponsored workshop brought together civil society, organisations and academic institutions in the SADC region to contribute to the question of the democratisation process in Southern Africa running for two days from the 22 to 23 May 2017, in Johannesburg, South Africa.

Toni Hancox and Arthur Pickering represented the LSN at the workshop.



### **18<sup>th</sup> SADC Lawyers' Association Conference**

The conference was held in Gaborone, Botswana from 9 – 11 August 2017 under the theme: “ A skilled and competent profession: Catalyst for a prosperous SADC”.

Ramon Maasdorp, Retha Steinmann, Vincia Cloete and Anne-Doris Hans-Kaumbi attended the conference.

Ramon made a presentation on the topic: “Developing SADC: Measuring the impact of Cyber Law and Crimes on Legal Practicelinitatives and Regional Cooperation – How to protect yourself and your clients”.



**Meeting with Unam Law Students: 10 May 2017**

The LSN Directorate met with the UNAM Law Student representatives on 10 May 2017.

The students informed the LSN of their future projects and their recent Law Week, at which event Ramon Maasdorp made a presentation.

Takunda Gumbu (Marketing Director of ULAWSO), Isabel Mwazi (Manager: Risk & Compliance Unit of the LSN) Chrispen Majojo (Public Relations Officer: Internal of ULAWSO), Jo-Mari Koekemoer (Manager: Professional Affairs of the LSN), Dean-Marlo Titus (Secretary General of ULAWSO) and Retha Steinmann (Director: LSN).



**Meeting with Researcher from London University**

Ramon Maasdorp, Meyer van den Berg and Retha Steinmann were invited to a breakfast meeting at Avani Hotel by Dr. Peter Brett, a researcher from the University of London, who is conducting a British Academy project that compares the different ways in which judges are appointed in the highest court in Southern Africa.

During his stay in Namibia Dr. Brett met with various organisations.



#### **Board of Control of the LPFF**

The Board of Control of the Legal Practitioners' Fidelity Fund consists of the Chairperson of the Council of the Law Society of Namibia (LSN) and three legal practitioners appointed by Council of whom at least two shall be legal practitioners who are not members of the Council, and at least two are persons who have been engaged in private practice for a period of not less than five years. The Council may further appoint an alternate member to act in the place of the chairperson during his /her absence or inability to act as a member of the board of control.

The Council of the Law Society of Namibia appointed Habo Gerdes, Deidre Sauls-Deckenbrock and Ulrich Etzold to serve on the Board of Control of the Legal Practitioners' Fidelity Fund. Ramon Maasdorp (Chairperson of the Law Society of Namibia) is the ex-officio member.

### **Appointment as Judges**

Since May to August 2017 the following announcements were made by the Judicial Services Commission:

The Judicial Service Commission announced that His Excellency the President of the Republic of Namibia has appointed Mr. Boas Usiku and Mrs. Johanna Sophia Prinsloo as permanent Judges of the High Court with effect from 1 July 2017.

Mr. Boas Usiku

Mr. Usiku is a Namibian citizen and a practising lawyer. Mr. Usiku was appointed as an Acting Judge of the High Court from 5 September 2016 to 2 December 2016. The appointment was extended from 3 December 2016 to 31 March 2017, and was further extended from 1 April 2017 to 30 June 2017.

Mrs. Johanna Sophia Prinsloo

Mrs. Prinsloo is a Namibia citizen and a Principal Magistrate at the Swakopmund Magistrate's Court. Mrs. Prinsloo was appointed as an Acting Judge of the High Court on 1 - 28 February 2017 and 1 - 31 March 2017, and was further extended for the period 1 April 2017 to 30 June 2017.

The Judicial Service Commission also announced that His Excellency the President of the Republic of Namibia has appointed Ms. Natasha Bassingthwaighe as an Acting Judge of the High Court for the period 12 June 2017 to 31 July 2017.

Ms. Bassingthwaighe is a Namibian citizen and legal practitioner of the High Court of Namibia in the private practice. She was admitted as a legal practitioner in 2002 and subsequently was admitted to the Bar in 2006.

She holds a Baccalaureus Juris (B. Juris) and a Baccalaureus Legum (LL.B) degree from the University of Namibia.

On 28 July 2017, the Judicial Service Commission further announced that His Excellency the President of the Republic of Namibia has appointed Mr. P.J. Miller and Dr. C. Parker, as Acting Judges of the High Court to enable the High Court to deal expeditiously with its work.

They are appointed for the periods opposite their names:

- (a) Mr. P.J. Miller: 15 July 2017 to 25 October 2017
- (b) Dr. Collins Parker: 15 September 2017 to 30 November 2017

Mr. Miller and Dr. Parker had served before as Acting Judges of the High Court and their acting appointments came to an end on 31 March 2017.

Mr. Miller and Dr. Parker will be performing the functions of two permanent judges in the "Actions" segment of the Civil Stream who will be on long leave.

**INSTITUTE OF CHARTERED ACCOUNTANTS OF NAMIBIA CIRCULAR:**

**2017 / 02: GUIDE ON THE RETENTION OF RECORDS**

**Issued April 2017**



ISSN: 2026-8335

Members received a copy of the **Guide on the Retention of Records**, compiled as a joint venture between the Institute of Chartered Accountants of Namibia (ICAN) and the Law Society of Namibia (LSN), via e-mail on 1 June 2017.

**Law Society of Namibia – Statistics August 2017**

Active Members	799
• Racially Disadvantaged	452
• Racially Advantaged	348
Male Members	420
• Racially Disadvantaged	200
• Racially Advantaged	220
Female Members	379
• Racially Disadvantaged	251
• Racially Advantaged	128
Society of Advocates	35
• Male	28
• Female	7
• Racially Disadvantaged	12
• Racially Advantaged	23
•	
Practising	137
LPs with exemption certificates	11
LPs practising at firms	345



### New Admissions

Top:

840 – Schalk Oosthuizen  
841 – Nasilele Siyambango  
842 – Alexandria Amoo



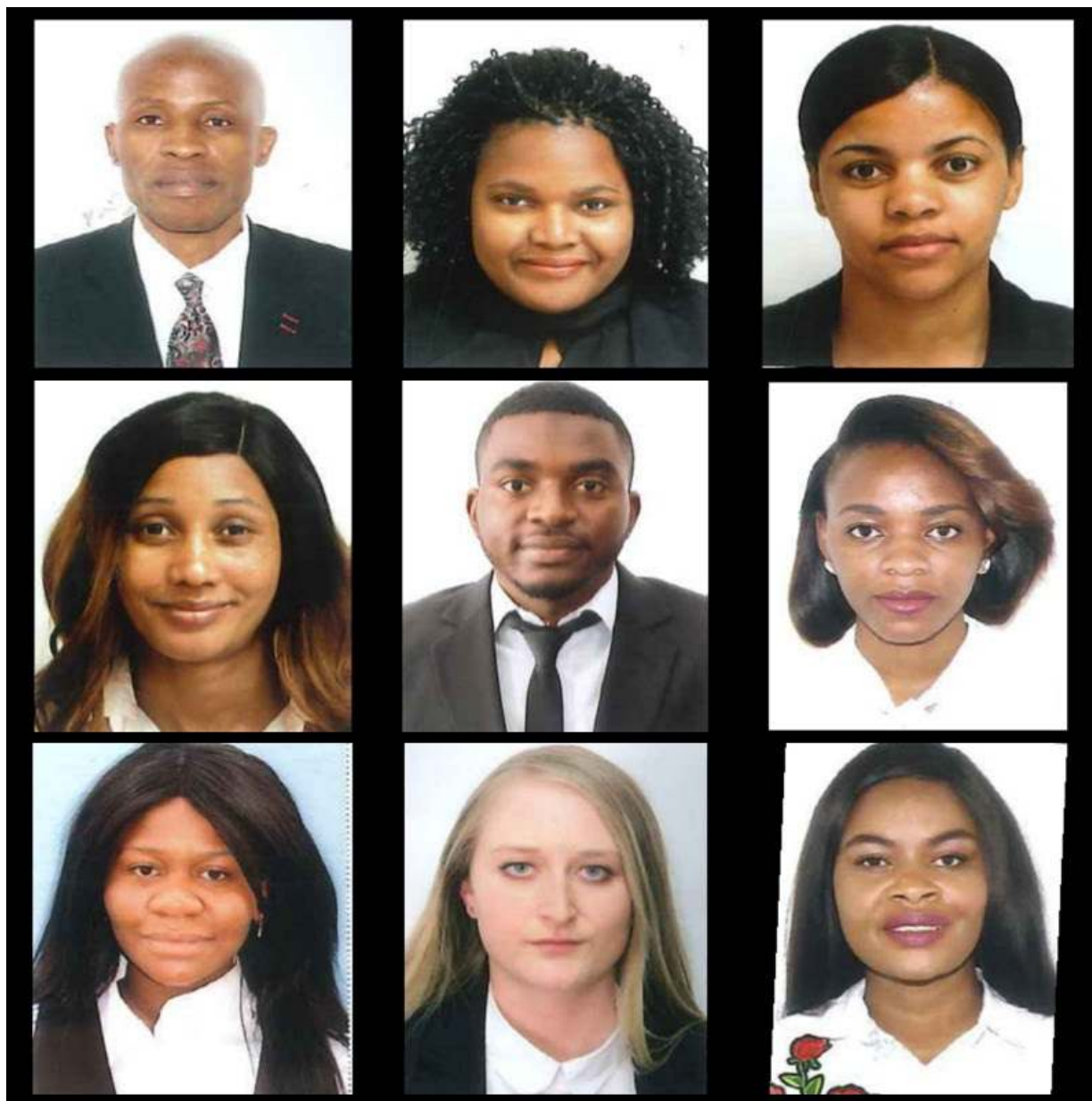
Middle:

843 – Filomena Hikumuah  
844 – Chineen Feris  
845 – Susan Nyatondo



Bottom:

846 – Latunga Haipinge  
847 – Ruben Shileka  
848 – Najia Jantjies



## New Admissions

Top:

849 – Lucious Matota  
850 – Esther Shigwedha  
851 – Janike McLeod

Middle:

852 – Mercy Kuzeeko  
853 – Phil Shilongo  
854 – Hilma Shigwedha

Bottom:

855 – Eutrupia Garises  
856 – Anielle von Finckenstein  
857 – Mercia Amupolo



**New Admissions**

858 – Hazel Karon

859 – Vanessa Kauta

860 – Caitlin Quinn

### **Bursary Recipients 2017**

As part of its policy to promote the education of candidates to gain entry to the profession, the LSN has, with the gracious financial assistance of the Legal Practitioners' Fidelity Fund (LPFF) and the Namibian Legal Practitioners Trust (NLPT), continued to grant bursaries to a number of students.

The LSN thanks the LPFF and the NLPT for their continued support.

Top:

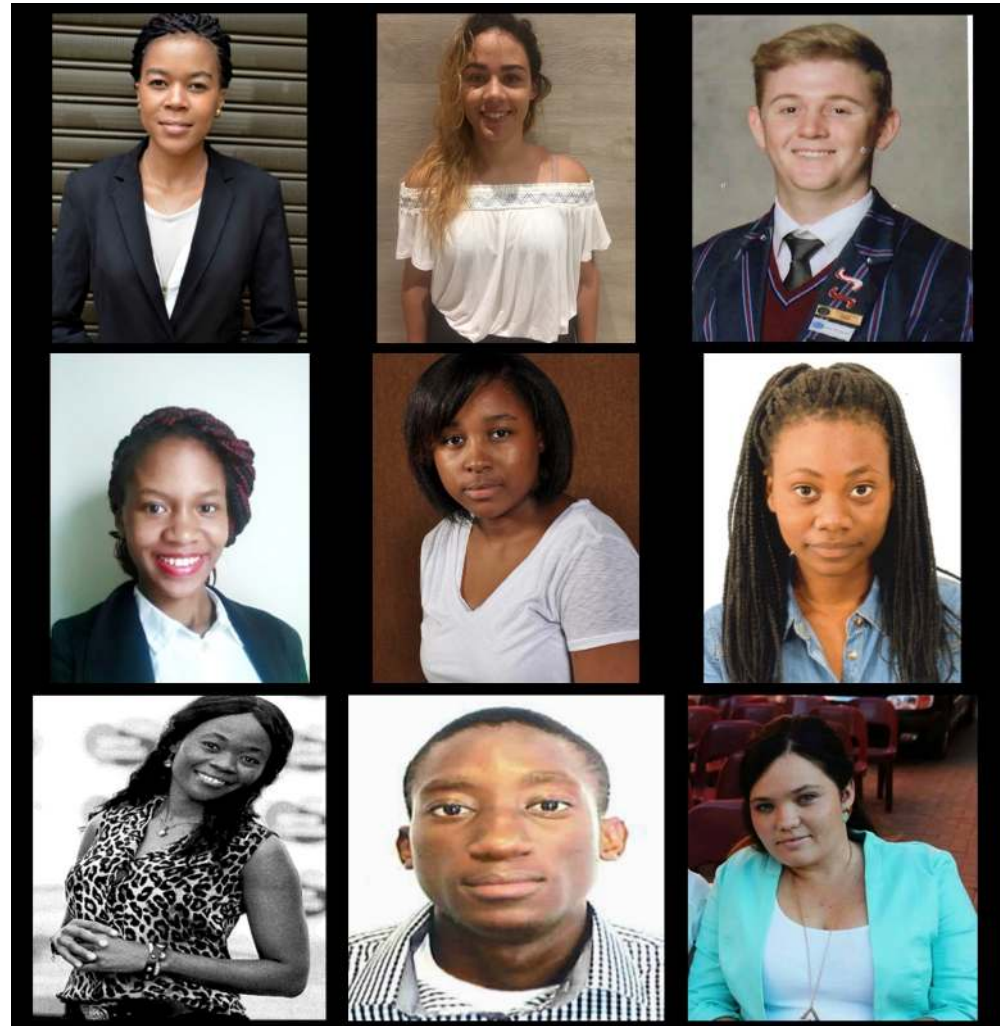
Loide Auwanga (1st year - UNAM), Minerva Calvar Collazo (1st year – UNAM), MC Engelbrecht (1st year – NWU).

Middle:

Cornelia Hausiku (1st year – Rhodes University), Ondapandula-Beata Iyambo (1st year – UNAM), Lahja Nangolo (1st year – UNAM).

Bottom:

Victoria Naunyango (1st year – University of South Africa), Ethan Sipapela (1st year – UNAM), Karischa Schmidt (3rd year – UNAM).



**Meetings and Engagements May – July 2017 (in no particular order)**

**MAY 2017:**

9 May 2017: Ad Hoc: SADC Committee Meeting  
11 May 2017: Good Morning Namibia: Attended by Vincia Cloete on the topic Lease Agreements  
15 May 2017: Access to Law and Social Responsibility Committee Meeting  
15 May 2017: Second Legal Ethics and Investigatory Committee Meeting  
16 May 2017: Liquidations, Trust and Estates Committee Meeting  
19 May 2017: Human Rights Committee Meeting  
24 May 2017: Bursaries and Sponsorship Committee Meeting  
29 May 2017: Commercial Law Committee Meeting

**JUNE 2017:**

8 June 2017: Good Morning Namibia: Attended by Nelao Shilongo on the topic Arbitration Awards  
9 June 2017: South FLAD and Circle Meeting  
12 June 2017: First Legal Ethics and Investigatory Committee Meeting  
15 June 2017: Human Rights Committee Meeting  
16 June 2017: Access to Law and Social Responsibility Committee Meeting  
19 June 2017: Commercial Law Committee Meeting  
22 June 2017: Good Morning Namibia: Attended by Rochelle Kandjella on the topic Retrenchment and Severance Pay  
29 June 2017: Fees and Guidelines Committee Meeting  
30 June 2017: Ad Hoc: SADC Committee Meeting

**JULY 2017:**

7 July 2017: Far North FLAD and Circle Meeting  
10 July 2017: Second Legal Ethics and Investigatory Committee Meeting  
12 July 2017: Human Rights Committee Meeting  
13 July 2017: Good Morning Namibia  
14 July 2017: FIA Training Part 1  
17 July 2017: Candidate Legal Practitioners Committee Meeting  
18 July 2017: Non-Practicing Legal Practitioners Committee Meeting  
21 July 2017: FIA Training Part 2  
31 July 2017: Property law and Notarial Practice Committee Meeting

### **Free Legal Advice Days (FLAD) - 2017**

The Law Society of Namibia, in collaboration with the Office of the Ombudsman, arranged the Free Legal Advice Days in various regions.

The Free Legal Advice Day forms part of the Law Society's objectives to make legal services more accessible to those members of the public who cannot afford legal services.

Members of the community received free legal advice on topics such as:

- Labour
- Domestic Violence
- Wills & Estates
- Divorce and Maintenance.

The **1<sup>st</sup> Free Legal Advice Day** was held at the Persianer Hall in Mariental on Friday, 9 June 2017. 41 Members of the community received free legal advice.

The **2<sup>nd</sup> Free Legal Advice Day** was held at the Office of the Ombudsman in Ongwediva on Friday, 7 July 2017. 165 Members of the community received free legal advice.

The **3<sup>rd</sup> Free Legal Advice Day** took place at the UN Plaza in Katutura on Friday, 4 August 2017. 107 Members of the community received free legal advice.

The **4<sup>th</sup> Free Legal Advice Day** took place at the Tamariskia Hall, Swakopmund on Friday, 18 August 2017. 65 members of the community received free legal advice.

A positive addition was the participation of the Office of the Master of the High Court at the Free Legal Advice Days in Windhoek and in Swakopmund.

### **Circle Meetings**

The Free Legal Advice Days co-incided with the Circle meetings, held with members of the LSN in the regions.



#### **Free Legal Advice Day – Mariental - 9 June 2017**

The Governor of the Hardap Region, Hon. Esme Sophia Isaacks and the Mayor of Mariental, Hon. Wilhelm Mensah, were instrumental in arranging the venue and distributing the invitation to the community. They also both made speeches at the event.

Retha Steinmann (Director: Law Society of Namibia), Hendrik Mauyoma (Chief Legal: Office of the Ombudsman), Eileen Rakow (Chief: Office of the Ombudsman), Hon. Esme Isaacks (Governor: Hardap Region), Alpheus Haufiku (Chief Investigator: Office of the Ombudsman), Hon. Wilhelm Mensah (Mayor: Mariental), Councillor Jan Jarson (Aranos Constituency), Timothy Shangadi (Deputy Director Investigations: Office of the Ombudsman), Commissioner Amutse (Namibian Correctional Services: Ministry of Safety and Security).



### **Free Legal Advice Day – Mariental – 9 June 2017**

Legal practitioners and staff from both the offices of the Law Society of Namibia Ombudsman serving at the 1<sup>st</sup> Free Legal Advice Day for 2017:

Front:

Retha Steinmann (Director: Law Society of Namibia), Vilinchia van Wyk (VT van Wyk Attorneys - Rehoboth), Ivy Pretorius (Office Administrator: Law Society of Namibia), Josefina Nekongo (National Fishing Corporation of Namibia - Luderitz), Jozanne Klazen (Ministry of Justice: Legal Aid - Rehoboth), Astrid Feris (Sisa Namandje & Co Inc. - Windhoek).

Back:

Hendrik Mauyoma (Chief Legal: Office of the Ombudsman), Fabiola Haradoes (Administrative Officer: Office of the Ombudsman), Christopher Stanley (Stanley Law Chambers - Rehoboth), Meyer van den Bergh (Councillor: Law Society of Namibia & Koep & Partners - Windhoek), Wilhelm Liebenberg (Van Heerden, Liebenberg & Co - Mariental), Alpheus Haufiku (Chief Investigator: Office of the Ombudsman), Eileen Rakow (Chief: Office of the Ombudsman), Timothy Shangadi (Deputy Director Investigations: Office of the Ombudsman), Jo-mari Koekemoer (Manager Professional Affairs: Law Society of Namibia).



### **Free Legal Advice Day – Ongwediva – 7 July 2017**

Both the Governor and Deputy Mayor of Ongwediva Town made speeches at the event.

Front:

Saima Nambinga (Councillor: Law Society of Namibia & Angula Co Inc), Hon. Iyambo (Mayor: Oshakati), Hon. Kashuupaulwa (Governor: Oshana Region), Hon. Asino (Deputy Mayor: Ongwediva Town), Anne-Doris Hans-Kaumbi (Councillor: Law Society of Namibia & Ueitele & Hans Inc).

Back:

Retha Steinmann (Director: Law Society of Namibia), Hendrik Mauyamo (Chief Legal: Office of the Ombudsman), Theodore Tsamaseb (Aingura Attorneys), Simson Aingura (Aingura Attorneys), Timothy Shangadi (Deputy Director Investigations: Office of the Ombudsman), Eileen Rakow (Chief: Office of the Ombudsman) Mr. Kanime (former Magistrate and interpreter), Ileni Indongo (Office of the Ombudsman), Gaby Ferreira (Assistant to the Director: Law Society of Namibia - Insert), Jo-mari Koekemoer (Manager Professional Affairs: Law Society of Namibia).

Insert: Gaby Ferreira (Assistant to the LSN Director).



**Free Legal Advice Day - Windhoek – 4 August 2017**

At the opening ceremony of the Free Legal Advice Day remarks were made by:

Front:

Ms. Rachel Jacob (Chairperson of the Khomas Regional Council Management Committee and John Pandeni Constituency), Ms. Anne-Doris Hans-Kaumbi (Councillor: Law Society of Namibia & Ueitele & Hans Inc), Ms. Elsie Beukes, (Master of the High Court).

Back:

Mr. John Walters (Ombudsman, Mr. Ananias Niizimba (Councillor on behalf of his worship the Mayor of the City of Windhoek, Mr. Muesee Kazupua).



### **Free Legal Advice Day – Windhoek – 4 August 2017**

The legal practitioners / members of the Law Society of Namibia and staff of the Office of the Ombudsman who were present at the start of the Free Legal Advice Day held in Windhoek:

Back:

Bertha Simunji (Senior Investigator - Office of the Ombudsman), Erastus Arnold (Investigator - Office of the Ombudsman), Nawala Kamati, Ian Petherbridge, Martha Angula-Ruider (Candidate Legal Practitioners), Uundjii Kaihiva, Cobus Visser, Shaun Ellis, Zureuka Majiedt, Laura-Lee Beets, Hendrik Mauyoma (Legal practitioner and Chief Legal: Office of the Ombudsman), Faustinia Nashama, Rauna Ndilula, Jamie Theron, Timothy Shangadi (Deputy Director Investigations: Office of the Ombudsman).

Front:

Sumari Rusch, Chastin Bassingthwaighe, Karin Klazen, Retha Steinmann (Director: Law Society of Namibia), Jo-mari Koekemoer (Manager Professional Affairs: Law Society of Namibia), Mignon Klein.



**Free Legal Advice Day – Swakopmund – 18 August 2017**

Elsie Beukes (Master of the High Court), Adelheid Bobby Kandjara (Special Advisor to the Erongo Region Governor, Hon. Cleophas Mutjavikua), Anne-Doris Hans-Kaumbi (Councillor: Law Society of Namibia & Ueitele & Hans Inc) and Her Worship. Mrs. Pauline Ndahafa Nashilundo (Mayor of Swakopmund).



**Free Legal Advice Day – Swakopmund – 18 August 2017**

Seated:

Elsie Beukes (Master of the High Court), Anne-Doris Hans-Kaumbi (Councillor: Law Society of Namibia & tUeitele & Hans Inc) and Her Worship. Mrs. Pauline Ndahafa Nashilundo (Mayor of Swakopmund), Adelheid Bobby Kandjara (Special Advisor to the Erongo Region Governor, Hon. Cleophas Mutjavikua)

Standing (not all the names were confirmed / provided):

Jo-mari Koekemoer (Manager Professional Affairs), Supt. Tjivangurura, Thomas Wylie (Kinghorn Associates), Meyer van den Berg (Vice Chairperson: Law Society of Namibia), Vincia Cloete (Co-opted Councillor: Law Society of Namibia), Marinus Scholtz (Koep & Partners), Elmo Ochs (Nampont), Paulus Nambala, Hermina Apollus, Garoy September (Malherbe Associates Inc.), Hendrik Mauyoma (Legal practitioner and Chief Legal: Office of the Ombudsman), S/Supt E Axakhoed.



**South Circle Meeting: 9 June 2017**

The circle meeting took place at Lapa Lange Lodge.

Front:

Vilinchia van Wyk (VT van Wyk Attorneys - Rehoboth), Ivy Pretorius (Office Administrator: Law Society of Namibia), Josefina Nekongo (National Fishing Corporation of Namibia - Luderitz), Retha Steinmann (Director: Law Society of Namibia), Jozanne Klazen (Ministry of Justice: Legal Aid - Rehoboth), Christopher Stanley (Stanley Law Chambers – Rehoboth).

Back:

Meyer van den Bergh (Councillor: Law Society of Namibia), Jo-mari Koekemoer (Manager Professional Affairs: Law Society of Namibia), Wilhelm Liebenberg (Van Heerden, Liebenberg & Co – Mariental), Henri van Zyl (Van Zyl & Partners– Mariental).



**Far North Circle Meeting: Ongwediva: 7 July 2017**

The circle meeting and dinner with the members took place at the Bennie's in Ongwediva. Most of the legal practitioners on the photographs also assisted as the FLAD. Retha and Doris could not stay for the meeting due to prior engagements in Windhoek.

Front:

Saima Nambinga (Councillor: LSN & Angula Co. Inc.), Simson Aingura (Aingura Attorneys), Veronika Hanongo-Haikali (Dr. Weder, Kauta & Hoveka Inc.), Retha Steinmann (Director: LSN), Anne-Doris Hans-Kaumbi (Councillor: LSN & Ueitele & Hans Inc).

Back:

Jo-mari Koekemoer (Manager Professional Affairs:LSN), Charmaine Tjihero (Dr. Weder, Kauta & Hoveka Inc.), Etegamero Indongo-Antindi (Nored Electricity (Pty) Ltd), Grace Mugaviri (Mugaviri Attorneys), Japhet Gottlieb (Candidate Legal Practitioner: Mugaviri Attorneys), Melvin Nyambe (Shikongo Law Chambers), Mekumbu Tjiteere (Dr Weder, Kauta & Hoveka Inc.), Theodore Tsamaseb (Candidate Legal Practitioner: Aingura Attorneys).

Absent: Jan Greyling Jnr. (Greyling & Associates) and Tulonga-Ria Shapumba (Oshakati High Court).

## **Training**

### **• Curator Bonis Training**

The RCU Manager and Inspectors, members of the Audit & Risk Committee, Director and two Councillors attended training, presented by Ms. Estelle Veldsman of the Law Society of the Northern Provinces (LSNP) held on 30 May 2017. A manual will be compiled in due course

### **• Financial Intelligence Centre**

The Financial Intelligence Centre (FIA), conducted a training session on the 14 and 21 July 2017 on the elements of the Financial Intelligence Act (2012) for reporting institutions. The training focused on the correct interpretation and implementation of the provisions of the Act. This session was arranged on behalf of the LSN by the Manager Professional Affairs.

The training was beneficial to the legal fraternity. It was noted that the Act under Section 39 (8) states that:

*An accountable institution must develop audit functions to evaluate any policies, procedures and controls developed under this section to test compliance with the measures taken by the accountable institution to comply with this Act and the effectiveness of those measures.*

The section requires law firm to have an independent audit conducted to express an opinion on the firm 'compliance with the FIA requirements. Legal practitioners present at the training requested the LSN to assist firms in conducting FIA compliance audits and providing advisory function in this area.

The RCU had previously communicated to the Institute of Chartered Accountants (ICAN) on the need to incorporate FIA compliance audits as part of the trust inspections. However, the LSN was cautioned that this would increase audit fees for law firms as it would increase the time spent on the audits.

The RCU has incorporated FIA inspections in it's the annual programme as from January 2017. Firms currently using external auditor would have to negotiate with the external auditors to include FIA audits in the annual scope. Law firms will be engaged by the RCU on the costs aspects in due course.

## **Statistics provided by Risk & Compliance Unit as at August 2017**

Total Law Firms	136 consisting of:	
• Sole Proprietors	71	
• Partnerships	37	
• Incorporated firms	28	
Included in the above:	17 branch and 2 satellite offices	
Firms on RCU inspection programme	65	
• Sole Proprietors on RCU programme	40	
• Partnerships on RCU programme	11	
• Incorporated firms on RCU programme	12	
Firms using Independent Auditors	72	
Legal practitioners practising with exemption certificates (excluding members of the Society of Advocates)	10	

### **Commemorative Book of the LSN: November 2006 – November 2016**

We again wish to thank all advertisers who timeously responded to the advertising opportunity and for your patience during the process in finalising the book for publication.

This letter serves as an update regarding the progress and an explanation for the delay in launching the book.

This book is intended to be the most comprehensive compendium of the activities of the legal fraternity over the past decade. Like its predecessor, the previous Commemorative Book, it is set to become a standard reference work for the legal profession.

We started this project off with an abundance of information and photographs. Neither the compilers nor the appointed Editor, Mr Gys Reitz of Parrot Communications, realised to what extent the final publication will grow (from the intended 224 pages to 300 pages) to comprehensively accommodate all the activities of the past ten years and photographs of the events. Furthermore, we have tried to obtain recent photographs of most of our active legal practitioners, admitted up to November 2016, for inclusion in the chapter in the book dedicated to the individual members.

More time and effort, than anticipated, have gone into layout, editing and obtaining quality photographs, suitable for publication, from our members.

The Law Society of Namibia furthermore undertook to distribute the books free of charge to all advertisers, legal practitioners (799 and growing monthly), as well as stakeholders (Judiciary, Ministry of Justice, etc). The increased pages increased the project budget. New quotations had to be obtained for the printing of at least 1100 books for the distribution to the abovementioned stakeholders, free of charge as per our undertaking. Subsequently more advertisers and sponsors had to be approached to cover the additional costs for the printing and the fee of the Editor.

We will try to print a limited number of hard covers, depending on the available funds.

From the Law Society's side the Director is the person responsible for this project due to her institutional knowledge and the fact that she is the custodian of the information and photographs. One of the challenges experienced is that due to the Director's work responsibilities and workload she could only work on the book when she had time after-hours and over weekends. Similarly Mr. Reitz also had other projects and clients to attend to.

In order not to compromise on the quality and standard of the publication and to ensure that the LSN and our advertisers are satisfied with the final product, we need to go through comprehensive proofreading of the book. The Director and 1 volunteer have completed the 1st proofreading of the 10 chapters. The Director and 4 volunteers will commence with the 2<sup>nd</sup> proofreading as from 28 August 2017. Once the corrections are made the book can be presented to the printers who will then submit the printed version for final proofreading. The printing will probably be completed by the end of September 2017, if not before.

We would like to ensure all advertisers that finishing and launching this book is a priority to the LSN. The draft Commemorative Book is available, should you wish to view it at the LSN office.

We rely on your continued support and patience whilst we finalise the book and hope to advise you soon when the book will be launched.