



REPUBLIC OF NAMIBIA

MINISTRY OF AGRICULTURE, WATER AND LAND REFORM

Tel.: (061) 2087224  
Fax: (061) 2087697  
Enquiries: Ms. R. Boois  
Reference: PB 1233

Government Office Park  
Private Bag 13184  
WINDHOEK  
9000

Mr. H. F. Gerber  
P. O. Box 1432  
Tsumeb

Dear Sir

**APPLICATION FOR THE RENEWAL OF PERMIT NO: 10201 FOR ABSTRACTION OF  
GROUNDWATER FOR IRRIGATION PURPOSES ON THE FARM OLD SMITHFIELD NO. 1233,  
TSUMEB DISTRICT: MR. H.F. GERBER.**

1. The application for the above-mentioned permit is approved. Attached please find permit number 10201 which authorizes the maximum abstraction of 200 000m<sup>3</sup>/a for irrigation purposes.
2. You are kindly requested to comply with all the permit conditions, especially conditions number 4 and 5.
3. Please be informed to engage in water saving methods and that a high amount of over abstraction of the given quota can lead to the withdrawal of the permit as this constitutes illegal irrigation.

  
Ndiyakupi Nghituwamata (Ms.)  
EXECUTIVE DIRECTOR





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PERMIT NUMBER: 10201

DATE: 26 July 2023

PERMIT ISSUED IN TERMS OF REGULATIONS 5 AND 9 OF GOVERNMENT NOTICE R1278 OF 23 JULY 1971 AS PROMULGATED UNDER SECTION 30(2) OF THE WATER ACT, 1956 (ACT 54 OF 1956), AS AMENDED

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NAME OF PERMIT HOLDER	:	Mr. H.F. Gerber
ADDRESS	:	P. O. Box 1432, Tsumeb
REGISTERED PROPERTY	:	Farm Old Smithfield
DISTRICT	:	Tsumeb
CONTROL AREA	:	Tsumeb-Otavi-Grootfontein Subterranean Water Control Area - Sub - catchment B1
VALIDITY PERIOD	:	3 (three years)
BOREHOLES TO BE USED	:	Serial numbers WW 40210
PURPOSE FOR WHICH WATER MAY BE USED	:	Irrigation purposes
ABSTRACTION PER YEAR	:	200 000m <sup>3</sup> /a maximum

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This permit authorizes the holder (or his successors in title) to further abstract and use water for the purpose as stated above, from the existing boreholes WW 40210 on the farm planning map, attached as Annexure A, subject to the following conditions.

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1. The validity period shall be from 31 July 2023 to 30 June 2026. Notwithstanding the validity period of the permit for three years, this permit may be withdrawn or reduced at any time, should the groundwater level reach or approach a critical predetermined level.
2. An application for the extension of the validity period shall be in the possession of the Executive Director at least 6 (six) months before the expiry date of the permit.
3. The permit is incident to the property and if the present owner sells the property, the permit shall be handed over to the new owner.
4. All water abstracted shall pass through a water meter and the permit holder shall bear all costs for the supply, installation and maintenance of this meter. The Executive Director shall be informed beforehand if a water meter is to be installed so that an inspection, if necessary, can be conducted. Installation of the meter shall be to the satisfaction of the Executive Director.
5. The permit holder shall keep (record) monthly readings in cubic meters of the above-mentioned water meter and enter it quarterly on the prescribed Return Form, which shall be submitted to Geohydrology Division on or before the 10<sup>th</sup> day of the following quarter. Official quarters being regarded as January to March, April to June, July to September and October to December of each year.
6. The permit holder shall keep (record) of all rainfall data on the prescribed Return form, available from the Division: Policy and Water Law Administration or the Division: Geohydrology from the Ministry of Agriculture, Water and Land Reform.
7. Where a borehole is situated in a riverbed no embankments shall be constructed around the borehole in the riverbed which could result in the river damming up or its normal flow being impeded.
8. All installations, reservoirs, pipes and taps shall be leak proof to prevent any spillage of water. The permit holder shall take the necessary precautions to use the water on his property to the best advantage.
9. The Executive Director or his authorized representative in consultation with the Minister shall have the right to:
  - (a) withdraw, amend or replace any condition of this permit or withdraw this permit in its entirety, after reasonable notice to the permit holder.
  - (b) inspect the source and installations at all reasonable times to determine whether the permit conditions are adhered to.
10. The Executive Director shall not accept liability for damage or loss suffered by the permit holder should the relevant source wane or run dry or the period of validity of the permit not be extended or renewed.

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11. Should the permit holder not comply with any of the permit conditions:

- (a) the Executive Director may seal the boreholes until the conditions are complied with;
- (b) the permit holder may be held liable for any costs which the Executive Director may incur as a result thereof, and
- (c) the permit holder shall be guilty of an offence and shall, on conviction, be liable to the penalties prescribed in Section 170 of the Water Act, 1956 (Act 54 of 1956).

  
Ndiyakupi Nghituwamata (Ms.)  
**EXECUTIVE DIRECTOR**

