

RESOLUTION 27

**RESOLUTION ON WALVIS BAY
ADOPTED BY THE NEGOTIATING COUNCIL ON
16 AUGUST 1993**

This Negotiating Council meeting on 16 August 1993 at the World Trade Centre in Kempton Park:

Noting:

1. The strong views expressed in the Council that Walvis Bay and the off-shore islands should not form part of any demarcation/delimitation of regions for South Africa but that it should be incorporated in Namibia as soon as possible;
2. The report of the Commission on the demarcation/delimitation of regions dated 31 July 1993 does not contain a recommendation that Walvis Bay and the off-shore islands should be included in any proposed SPR;
3. The agreement between the Government of the Republic of South Africa and the Republic of Namibia dated 1 November 1992 establishing a joint administration for Walvis Bay and its off-shore islands as an interim arrangement pending an eventual settlement of the question thus creating a sui generis position for Walvis Bay and its off-shore islands;
4. That the two Governments have been in touch with one another on the issue of the incorporation of Walvis Bay and the off-shore islands into Namibia.
5. The assurance by the Namibian Government that every possible consideration will be given to the legitimate rights and interests of South African citizens in Walvis Bay in accordance with the Namibian Constitution, the relevant laws of the country as well as the existing bilateral agreements signed between the two Governments.
6. With appreciation the information supplied to the Negotiating Council by the South African Government and the concern of the South African Government that there are further important matters including issues such as vested rights, property rights and the transfer of administrative structure without disruption of service to the public that must be resolved between the Governments of South Africa and Namibia;
7. The indication by the South African Government that it is in principle not opposed to the early incorporation/reintegration of Walvis Bay and the off-shore islands into Namibia and to resolving certain important matters identified above;

Endorses:

1. The incorporation/reintegration of Walvis Bay and the off-shore islands into Namibia.

Resolves:

1. To request the South African and Namibian Governments to meet on an urgent basis to finalise the outstanding matters in order for incorporation of Walvis Bay and the off-shore islands into Namibia to take place at the earliest opportunity; and
2. To request the South African Government in the meantime to prepare legislation to this end as a matter of urgency.
3. That the South African Government informs the Negotiating Council and/or the TEC Subcouncil on Foreign Affairs of progress in respect of the above within a month from today.