



**NAMIBIA UNIVERSITY**  
OF SCIENCE AND TECHNOLOGY

**FACULTY OF HEALTH, NATURAL RESOURCES AND APPLIED SCIENCES**

**SCHOOL OF AGRICULTURE AND NATURAL RESOURCE SCIENCES**

**DEPARTMENT OF NATURAL RESOURCES SCIENCES**

<b>QUALIFICATION: BACHELOR OF NATURAL RESOURCES MANAGEMENT</b>	
<b>QUALIFICATION CODE: 07BNRS</b>	<b>LEVEL: 7</b>
<b>COURSE CODE: LFN512S</b>	<b>COURSE NAME: LEGAL FRAMEWORK FOR NATURAL RESOURCES</b>
<b>DATE: JANUARY 2025</b>	
<b>DURATION: 3 HOURS</b>	<b>MARKS: 100</b>

<b>SECOND OPPORTUNITY EXAMINATION QUESTION PAPER</b>	
<b>EXAMINER(S)</b>	Mr Jeremia K.L Amutenya
<b>MODERATOR:</b>	Mr Helmuth Tjikurunda

<b>INSTRUCTIONS</b>
1. Answer ALL the questions. 2. Write clearly and neatly. 3. Number the answers clearly.

**PERMISSIBLE MATERIALS**

1. Examination question paper
2. Answering book

**THIS QUESTION PAPER CONSISTS OF 2 PAGES** (Excluding this front page)

### QUESTION 1

Write short notes to define or explain the following terms:

- 1.1. Confession (1)
- 1.2. Crime (1)
- 1.3. Game Meat (1)
- 1.4. Hunt (2)
- 1.5. Controlled Wildlife Product (1)
- 1.6. Assessment (2)
- 1.7. Review (2)

[10]

### QUESTION 2

*Explain* the difference between the following terms.

- 2.1. Summons vs. Subpoena (2)
- 2.2. Suspect vs. Accused vs. Offender (3)
- 2.3. Consumptive use vs. Non-consumptive use (2)
- 2.4. Seizure vs. Forfeiture (2)

[9]

### QUESTION 3

- 3.1. Criminal intent is the conscious decision someone makes to deliberately engage in an unlawful act. What are the four model codes (Mens Rea or Criminal intent) that determine a crime? (4)
- 3.2. Name the three forms which constitute a guilty act, as per the Criminal Procedure Act of 1977. (3)
- 3.3. Section 30 of the Criminal Procedure Act of 1977, provides directives on the disposal of articles after it has been seized. **List three (3)** ways how such articles can be disposed of, by the Officer who seized such articles. (3)
- 3.4. What methods would you use as an investigating officer to secure the attendance of an accused person in court for his trial? (4)

[14]

### QUESTION 4

- 4.1. **List six (6)** functions, powers and duties of a Nature Conservation Officer as enshrined in Section 81 (1) of the Nature Conservation Ordinance 4 of 1975. (6)
- 4.2. Section 21 of the Nature Conservation Ordinance, empowers a Nature Conservation Officer to kill any animals trespassing in National parks. **Name four (4)** animals that are referred to in this section and the conditions attached. (4)
- 4.3. Mr Hans Slinger was found contravening Section 26 of the Nature Conservation Ordinance 4 of 1975 (Prohibition of hunting Specially Protected Game) in Khaudum National Park and you are tasked to investigate this allegation. (14)
  - 4.3.1 As an investigating officer **name four (4)** aspects, you have to prove in this investigation. (4)
  - 4.2.2 Name **six (6)** pieces of evidence that need to accompany Mr. Slinger's Docket to court. (6)
  - 4.2.4 Under what conditions are you allowed to kill/hunt specially protected species without a permit and what steps do you take after hunting such species without a permit? (4)

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**QUESTION 5**

- 5.1. With an increase in human population and a high demand for land, humans and wildlife are increasingly interacting and competing for resources, thus leading to Human-wildlife conflict. **Outline six** ways in which wildlife is creating conflict with human beings. (6)
- 5.2. The **Human-Wildlife Conflict Management Scheme** is one of the key strategies of the human-wildlife policy aimed at mitigating conflict between humans and wildlife, offsetting community members that have been affected by wildlife. **Detail four (5)** conditions under which payment for **livestock/crop** shall be considered. (5)

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**QUESTION 6**

- 6.1. The Nature Conservation Amendment Act of 1996, gives tenure rights over renewable resources to community members that have formed Conservancies, subject to sustainable utilisation and the details of sectoral policy. **List three (3)** of the renewable resources that communal conservancies have tenure rights on. (3)
- 6.2. Using the Legal Framework of Namibia, explain the role CBNRM plays towards biodiversity conservation and rural poverty eradication. (5)

[8]

**QUESTION 7**

- 7.1. The Controlled Wildlife Product and Trade Act 9 of 2008, has categorised wildlife species into three distinct categories (Appendix 1; 2 & 3) in compliance with CITES. **Explain** the criteria used to justify the placement of wildlife species in those categories and provide an example of a species listed in each Appendix. (4)
- 7.2. List three conditions under which CITES can grant an **import** permit, to member states, for species listed under Appendix 1. (3)

[7]

**QUESTION 8**

- 8.1. In 2007, the Government of Namibia commissioned the Environmental Management Act 7 of 2007. The **main objective of the Act** is to prevent and mitigate, the significant effects of activities on the environment. **Name three (3)** ways the act intends to achieve this objective. (3)
- 8.2. List the steps that need to be followed when conducting an Environmental Impact Assessment (EIA) **four (4)**. (7)

[10]

**QUESTION 9**

- A case docket is divided into three "clips" for filing purposes. **List the different** documents filed in Clip A **(4)**, Clip B **(2)** and Clip C **(1)**. (7)

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END OF QUESTION PAPER