

**Peace Agreement Access Tool PA-X <https://pax.peaceagreements.org/>**

<b>Country/ entity</b>	Namibia South Africa
<b>Region</b>	Africa (excl MENA) Africa (excl MENA)
<b>Agreement name</b>	Treaty on Walvis Bay
<b>Date</b>	28 Feb 1994
<b>Agreement status</b>	Multiparty signed/agreed
<b>Interim arrangement</b>	Yes
<b>Agreement/ conflict level</b>	Interstate/intrastate conflict(s) ( Post Apartheid South Africa and Namibian Independence (1990 - 1994) )
<b>Stage</b>	Framework/substantive - partial
<b>Conflict nature</b>	Territory
<b>Peace process</b>	South Africa - Namibia process
<b>Parties</b>	For the Government of the Republic of South Africa; For the Government of the Republic of Namibia;
<b>Third parties</b>	-
<b>Description</b>	Short agreement transferring sovereignty and authority over Walvis Bay from South Africa to Namibia.

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**Agreement  
document** [NA\\_ZA\\_940228\\_WalvisBayTreaty.pdf](#)  | [Download PDF](#)

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## Groups

Children/  
youth No specific mention.

Disabled  
persons No specific mention.

Elderly/age	No specific mention.
Migrant workers	No specific mention.
Racial/ethnic/national group	No specific mention.
Religious groups	No specific mention.
Indigenous people	No specific mention.
Other groups	No specific mention.
Refugees/displaced persons	No specific mention.
Social class	No specific mention.

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## **Gender**

Women, girls and gender	No specific mention.
Men and boys	No specific mention.
LGBTI	No specific mention.
Family	No specific mention.

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## State definition

Nature of state (general)	Article 2 Walvis Bay shall be incorporated/reintegrated into the Republic of Namibia on 1 March 1994. Article 3 The Joint Administrative Authority, established by the Agreement between the Contracting Parties shall cease to exist from the date of incorporation/reintegration.
State configuration	No specific mention.
Self determination	No specific mention.
Referendum	No specific mention.
State symbols	No specific mention.
Independence/secession	No specific mention.
Accession/unification	Page 1, Article 2 Walvis Bay shall be incorporated/reintegrated into the Republic of Namibia on 1 March 1994.
Border delimitation	Page 1, Article 1 In this Treaty, except where the context indicates otherwise, "Walvis Bay" means the port, settlement and territory described in the Walfish Bay and St. John's River Territories Annexation Act, 1884 (Act No. 35 of 1884), of the Cape of Good Hope, as "the Port of Settlement of Walfish Bay situated on the West Coast of South Africa, to the North of the Tropic of Capricorn, together with certain Territory surrounding the same", and includes the Island of Ichaboe and the other islands, islets and rocks mentioned in the Ichaboe and Penguin Islands Act, 1874 (Act No.4 of 1874), of the Cape of Good Hope.
Cross-border provision	Page 1, Article 3 The Joint Administrative Authority, established by the Agreement between the Contracting Parties shall cease to exist from the date of incorporation/reintegration.

## **Governance**

Political institutions (new or reformed) No specific mention.

Elections No specific mention.

Electoral commission No specific mention.

Political parties reform No specific mention.

Civil society No specific mention.

Traditional/religious leaders No specific mention.

Public administration No specific mention.

Constitution No specific mention.

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## **Power sharing**

Political power sharing No specific mention.

Territorial power sharing No specific mention.

Economic power sharing      No specific mention.

Military power sharing      No specific mention.

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## **Human rights and equality**

Human rights/RoL general      No specific mention.

Bill of rights/similar      No specific mention.

Treaty incorporation      No specific mention.

Civil and political rights      No specific mention.

Socio-economic rights      No specific mention.

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## **Rights related issues**

Citizenship      No specific mention.

Democracy      No specific mention.

Detention procedures      No specific mention.

Media and communication      No specific mention.

Mobility/access      No specific mention.

Protection measures      No specific mention.

Other      No specific mention.

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## **Rights institutions**

NHRI      No specific mention.

Regional or international human rights institutions      No specific mention.

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## **Justice sector reform**

Criminal justice and emergency law      No specific mention.

State of emergency provisions      No specific mention.

Judiciary and courts      No specific mention.

Prisons and detention      No specific mention.

Traditional Laws No specific mention.

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## **Socio-economic reconstruction**

Development or socio-economic reconstruction No specific mention.

National economic plan No specific mention.

Natural resources No specific mention.

International funds No specific mention.

Business No specific mention.

Taxation No specific mention.

Banks No specific mention.

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## **Land, property and environment**

Land reform/ rights No specific mention.

Pastoralist/ nomadism rights No specific mention.

Cultural heritage No specific mention.

Environment No specific mention.

Water or riparian rights or access No specific mention.

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### **Security sector**

Security Guarantees No specific mention.

Ceasefire No specific mention.

Police No specific mention.

Armed forces No specific mention.

DDR No specific mention.

Intelligence services No specific mention.

Parastatal/ rebel and opposition group forces No specific mention.

Withdrawal of foreign forces No specific mention.



Corruption No specific mention.

Crime/  
organised  
crime No specific mention.

Drugs No specific mention.

Terrorism No specific mention.

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## **Transitional justice**

Transitional  
justice  
general No specific mention.

Amnesty/  
pardon No specific mention.

Courts No specific mention.

Mechanism No specific mention.

Prisoner  
release No specific mention.

Vetting No specific mention.

Victims No specific mention.

Missing  
persons No specific mention.

Reparations No specific mention.

Reconciliation No specific mention.

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## Implementation

UN  
signatory No specific mention.

Other  
international  
signatory No specific mention.

Referendum  
for  
agreement No specific mention.

International  
mission/  
force/similar No specific mention.

Enforcement  
mechanism Page 1, Article 5  
Any dispute arising from the application or interpretation of this Treaty shall be resolved by the Contracting Parties amicably and in good faith through the Diplomatic Channel

Related  
cases No specific mention.

Source <http://www.un.org/Depts/los/LEGISLATIONANDTREATIES/PDFFILES/TREATIES/ZAF-NAM1994OI.PDF>

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