



## Media Release

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FOR IMMEDIATE RELEASE

### **THE VIOLATION OF THE CONSTITUTIONAL RIGHT OF THE INTERNATIONAL UNIVERSITY OF MANAGEMENT (IUM) BY MICHAEL AMUSHELLELO –Commissar for economic development – Namibian Economic Freedom Fighters**

THE International University of Management (IUM) has recently observed a spate of attempts by one. Mr. Michael Amushelelo of the Namibia Economic Freedom Fighters (NEFF) in his own capacity and presumably on behalf of NEFF, to interfere with IUM’s right to enter into contractual agreements with entities seeking its academic services.

Notwithstanding legal advice from IUM SOCILITORS, Mr. Amushelelo continues to approach IUM and in a widely distributed leaflet on social media, seeking that IUM alter its terms of entering into a private contractual relationship with potential students seeking to be registered with IUM for various academic courses.

Further, Mr. Amushelelo is instigating *IUM students* to have a mass protest to force the management of IUM to reconsider alteration of its private terms of engagement with aspiring students. In his posting he further states “*When the students are ready to protest let us know*”. Presumably “*us*” refers to the NEFF and this suggests his instigations is in line with the official policy of the NEFF.

It is regrettable that Mr. Amushelelo in his capacity as the so-called Commissar for Namibia Economic Freedom Fighters (NEFF) appears to have overlooked the role of registered political parties, that of “...*participation in and promotion of elections ...*” in Namibia as stipulated in Section 135(2) of the Electoral Act, Act 5 of 2014.

IUM is a private non-profit making institution registered in terms of Section 21 of the Namibian Company Act no. 28 of 2004 and has a Constitutional right to enter into any private contractual relationship with any other person. As such a juristic person, IUM has a right in terms Article 21 (1)(b) and (j) read together with Article 20 (4)(a-c) to “*practice any profession, or carry on any occupation, trade or business.*” It is the prerogative/discretion of IUM based of the above to engage with any other person or entity.

All persons who wish to enter into any contractual relationship with IUM on its terms are free to do so without coercion or interference from any other person or entity including Mr. Amushelelo and/or NEFF. Should any person be persuaded to find the terms of IUM unacceptable to them, it is their constitutional liberty to seek a contractual constitutional “*freedom of association*” with any other institution as enshrined in our fundamental bill of rights.

Should Mr. Amushelelo proceed with his intended instigation to interfere in the Constitutional “*freedom of association*” of any entity with IUM, IUM shall have no option but to seek an appropriate remedy in an appropriate Forum in order to protect its constitutional rights.

Furthermore, Mr. Amushelelo’s instigation is more likely to cause anarchy and bring the name of IUM in disrepute in the eyes of the general public and as such damage the good image and character of IUM as a reputable academic institution of National and International good standing. In this regard IUM shall fully reserve its rights.

We further notice the illegal, unlawful and unauthorized use of IUM logo on Mr. Amushelelo’s ‘WhatsApp’ invitation to IUM students that reads: “*If you are a student of IUM and want to protest against Registration Fees to Stop...Please join the WhatsApp group below.CHAT.WHATSAPP.COM*”. It is clear that the aim of the above is to further interfere with a private contractual relationship entered into freely between IUM and its students/aspiring students. Mr. Amushelelo ought to have known that the IUM LOGO is a registered trademark with BIPA and its usage without authorization from IUM is a crime, which is punishable by law. It is thus our demand that he immediately cease to continue with these criminal acts.

IUM strongly advise its students and all aspiring students to be cautious of being persuaded by self-serving and self-appointed instigators and avoid damaging their good relationship with IUM.

IUM shall not hesitate to protect its reputation and Constitutional rights and caution that Mr. Amushelelo and the NEFF that he represents cease from their unconstitutional conduct henceforth.

All students and aspiring students are advised to comply with the regulations and rules pertaining to registration and not be misled by Mr. Amushelelo and NEFF, as their role is political and not in education.

**Ends.**

**Issued by:**

Mr. Gerry Munyama

Director: Marketing, Communications and Stakeholders Engagement