

PARLIAMENT
OF THE
REPUBLIC OF SOUTH AFRICA

**ANNOUNCEMENTS,
TABLINGS AND
COMMITTEE REPORTS**

TUESDAY, 19 JUNE 2007

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ANNOUNCEMENTS

National Assembly and National Council of Provinces

The Speaker and the Chairperson

- 1. Draft Bill submitted in terms of Joint Rule 159**

- (a) *Diamond Export Levy (Administration) Bill*, 2007, submitted by the Minister of Finance. Referred to the **Portfolio Committee on Finance** and the **Select Committee on Finance**.

2. Introduction of Bills

(1) The Minister of Finance

- (a) *Diamond Export Levy Bill* [B 22—2007].

Introduction in the National Assembly (proposed sec 77) and referral to the **Portfolio Committee on Finance** of the National Assembly, as well as referral to the Joint Tagging Mechanism (JTM) for classification in terms of Joint Rule 160, on 19 June 2007.

In terms of Joint Rule 154 written views on the classification of the Bill may be submitted to the JTM within three parliamentary working days.

- (b) *Diamond Export Levy (Administration) Bill* [B 23—2007].

Introduction in the National Assembly (proposed sec 75) and referral to the **Portfolio Committee on Finance** of the National Assembly, as well as referral to the Joint Tagging Mechanism (JTM) for classification in terms of Joint Rule 160, on 19 June 2007.

In terms of Joint Rule 154 written views on the classification of the Bill may be submitted to the JTM within three parliamentary working days.

3. Referral of Bill to National House of Traditional Leaders

The Secretary to Parliament has, on 19 June 2007, in accordance with section 18(1) of the Traditional Leadership and Governance Framework Act, 2003 (Act No 41 of 2003), referred the *Human Sciences Research Council Bill* [B 16—2007] (National Assembly—sec 75) to the National House of Traditional Leaders, which must, within 30 days from the date of this referral, make any comments it wishes to make.

National Assembly

The Speaker

1. Referral to Committees of papers tabled

- (1) The following paper is referred to the **Portfolio Committee on Home Affairs** for consideration:
- (a) Employment Equity Report of the Department of Home Affairs for 2007-2008, in terms of section 21(2) of the Employment Equity Act, 1998 (Act No 55 of 1998).
- (2) The following papers are referred to the **Portfolio Committee on Public Service and Administration** for consideration:
- (a) Report of the Public Service Commission (PSC) on Measuring the Effectiveness of the National Anti-Corruption Hotline (NACH), 2007 [RP 19-2007].
- (b) Report of the Public Service Commission (PSC) on an Audit of Government's Poverty Reduction Programmes and Projects—February 2007 [RP 11-2007].

- (3) The following papers are referred to the **Portfolio Committee on Communications** for consideration and report:
 - (a) Protocol on Policy and Regulatory Framework for NEPAD (New Partnership for Africa's Development) ICT Broadband Infrastructure for Eastern and Southern Africa, tabled in terms of section 231(2) of the Constitution, 1996.
 - (b) Explanatory Memorandum to the Protocol on Policy and Regulatory Framework for NEPAD (New Partnership for Africa's Development) ICT Broadband Infrastructure for Eastern and Southern Africa.
- (4) The following papers are referred to the **Portfolio Committee on Environmental Affairs and Tourism**:
 - (a) Government Notice No 396 published in Government Gazette No 29864 dated 4 May 2007: Intention to declare the Highveld Priority Area in terms of section 18(1) of the National Environmental Management: Air Quality Act, 2004 (Act No 39 of 2004).
 - (b) Government Notice No 438 published in Government Gazette No 29887 dated 11 May 2007: Change of name: Greater St Lucia Wetland Park and Greater St Lucia Wetland Park Authority, in terms of the World Heritage Convention Act, 1999 (Act No 49 of 1999).

2. Submission of Private Members' Legislative Proposals

- (1) The following private members' legislative proposals were submitted to the Speaker in accordance with Rule 234:
 - (a) **Proposal to repeal the Dutch Reformed Church Union Act, No 23 of 1911** (Mr P A Gerber)
 - (b) **Legislative proposal to repeal the Apostolic Faith Mission of South Africa Act, No 24 of 1961** (Mr P A Gerber)
 - (c) **Legislative proposal to repeal the Apostolic Faith Mission of South Africa Amendment Act, No 4 of 1970** (Mr P A Gerber)
 - (d) **Legislative proposal to repeal the Methodist Church of South Africa Act, No 111 of 1978** (Mr P A Gerber)
 - (e) **Legislative proposal to repeal the Bible Society of South Africa Act, No 15 of 1970** (Mr P A Gerber)
 - (f) **Legislative proposal to repeal the Bible Society of South Africa Amendment Act, No 97 of 1985** (Mr P A Gerber)

In accordance with Rule 235 the legislative proposals have been referred to the Standing Committee on Private Members' Legislative Proposals and Special Petitions.

3. Bill passed by Houses—to be submitted to President for assent

- (1) Bill passed by National Assembly on 19 June 2007:

- (a) *Electricity Regulation Bill* [B 20D—2006] (National Assembly—sec 76).

National Council of Provinces

The Chairperson

1. Message from National Assembly to National Council of Provinces in respect of Bill passed and transmitted

- (1) Bill passed by National Assembly on 19 June 2007 and transmitted for concurrence:

- (a) *Appropriation Bill* [B 2—2007] (National Assembly— sec 77)

The Bill has been referred to the **Select Committee on Finance** of the National Council of Provinces.

2. Referral to Committees of papers tabled

- (1) The following paper is referred to the **Select Committee on Social Services** for consideration:

- (a) Employment Equity Report of the Department of Home Affairs for 2007-2008, in terms of section 21(2) of the Employment Equity Act, 1998 (Act No 55 of 1998).

- (2) The following papers are referred to the **Select Committee on Labour and Public Enterprises** for consideration and report:

- (a) Protocol on Policy and Regulatory Framework for NEPAD (New Partnership for Africa's Development) ICT Broadband Infrastructure for Eastern and Southern Africa, tabled in terms of section 231(2) of the Constitution, 1996.

- (b) Explanatory Memorandum to the Protocol on Policy and Regulatory Framework for NEPAD (New Partnership for Africa's Development) ICT Broadband Infrastructure for Eastern and Southern Africa.

- (3) The following papers are referred to the **Select Committee on Land and Environmental Affairs**:

- (a) Government Notice No 396 published in Government Gazette No 29864 dated 4 May 2007: Intention to declare the Highveld Priority Area in terms of section 18(1) of the National Environmental Management: Air Quality Act, 2004 (Act No 39 of 2004).

- (b) Government Notice No 438 published in Government Gazette No 29887 dated 11 May 2007: Change of name: Greater St Lucia Wetland Park and Greater St Lucia Wetland Park Authority, in terms of the World Heritage Convention Act, 1999 (Act No 49 of 1999).
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COMMITTEE REPORTS

National Council of Provinces

1. Report of the Select Committee on Security and Constitutional Affairs on the Provisional Suspension from Office and the Withholding of Remuneration of Mr M F Mathe, an Additional Magistrate at Pinetown, dated 15 June 2007:

The Select Committee on Security and Constitutional Affairs, having considered the report on the provisional suspension from office of Magistrate M F Mathe, and the withholding of his remuneration, tabled by the Minister for Justice and Constitutional Development in terms of sections 13(3)(b) and 13(4A)(b) of the Magistrates Act, 1993 (Act 90 of 1993), reports as follows:

1. The Select Committee noted from the report tabled by the Minister for Justice and Constitutional Development that the Magistrates Commission resolved on 24 May 2007 to withhold the remuneration of Mr Mathe in terms of the section 13(4A)(a) of the Magistrates Act, 1993.
2. The Select Committee noted that Mr Mathe was, on 4 May 2007 convicted by the Durban Regional Court on a charge of theft of R11 000,00 in cash.
3. In terms of section 13(4A)(c) of the Magistrates Act, 1993, Parliament must, as soon as is reasonably possible, consider the report and pass a resolution as to whether or not the determination concerned is confirmed, either with or without amendment, or set aside.
4. The Select Committee therefore recommends that the Council resolves to confirm—
 - (a) the provisional suspension of Mr Mathe in terms of section 13(3)(c) of the Magistrates Act, 1993; and
 - (b) the determination by the Magistrates Commission to withhold Mr Mathe's remuneration in terms of section 13(4A)(c) of the Magistrates Act, 1993.

Report to be considered.

2. Report of the Select Committee on Security and Constitutional Affairs on the Provisional Suspension from Office and the Withholding of Remuneration of Mr I X Masimini, an Additional Magistrate at Queenstown, dated 15 June 2007:

The Select Committee on Security and Constitutional Affairs, having considered the report on the provisional suspension from office of Magistrate I X Masimini, and the withholding of his remuneration, tabled by the Minister for Justice and Constitutional Development in terms of sections 13(3)(b) and 13(4A)(b) of the Magistrates Act, 1993 (Act 90 of 1993), reports as follows:

1. The Select Committee noted from the report tabled by the Minister for Justice and Constitutional Development that the Magistrates Commission resolved on 19 April 2007 to withhold the remuneration of Mr Masimini in terms of the section 13(4A)(a) of the Magistrates Act, 1993.

2. The Select Committee noted that Mr Masimini was, on 24 November 2006, convicted on a charge of assault with the intent to do grievous bodily harm by the Court at Ezibeleni.
3. In terms of section 13(4A)(c) of Magistrates Act, 1993, Parliament must, as soon as is reasonably possible, consider the report and pass a resolution as to whether or not the determination concerned is confirmed, either with or without amendment, or set aside.
4. The Select Committee therefore recommends that the Council resolves to confirm—
 - (a) the provisional suspension of Mr Masimini in terms of section 13(3)(c) of the Magistrates Act, 1993; and
 - (b) the determination by the Magistrates Commission to withhold Mr Masimini's remuneration in terms of section 13(4A)(c) of the Magistrates Act, 1993.

Report to be considered.