

**PROCLAMATION***by the**President of the Republic of South Africa*

No. 86, 2009

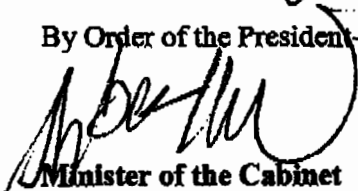
**TRANSFER OF POWERS AND FUNCTIONS ENTRUSTED BY PUBLIC SERVICE  
ACT, 1994, TO CERTAIN CABINET MEMBERS IN TERMS OF SECTION 97 OF  
THE CONSTITUTION**

In terms of section 97 of the Constitution of the Republic of South Africa, 1996, I hereby transfer the specified powers and functions entrusted by the Public Service Act, 1994 (promulgated under Proclamation No. 103 of 1994), to the specified Cabinet members as set out in the Schedule in English and Afrikaans, with effect from the date of publication of this Proclamation in the *Gazette*.

Given under my Hand and the Seal of the Republic of South Africa at  
.....PRETORIA....., this ....27th.... day of ....NOVEMBER., Two Thousand and Nine.

  
**President**

By Order of the President-in-Cabinet:

  
**Minister of the Cabinet**

**SCHEDULE**

With respect to the departments mentioned in paragraphs 1 and 2 below, all the powers and functions entrusted by the Public Service Act, 1994 (promulgated under Proclamation No. 103 of 1994), mentioned in column 1 of the tables below, to a Cabinet member as executive authority of the department mentioned in column 2 of the tables below, immediately before the President assumed office on 9 May 2009, is transferred to the Cabinet member mentioned in column 3 of the tables below.

## 1. DEPARTMENT OF EDUCATION:

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Powers and functions entrusted to an executive authority under the Public Service Act</b>	<b>Previous Cabinet member</b>	<b>New Cabinet member</b>
1. Powers and functions of an executive authority in respect of career incidents of employees of the Department primarily performing work related to Main Division 6 (Higher Education) within Vote 13 in the Schedule to the Appropriation Act, 2009 (Act No. 16 of 2009)	Minister of Education	Minister of Higher Education and Training
2. Powers and functions of an executive authority in respect of career incidents of employees of the Department primarily performing work related to Main Divisions 1 (Administration), 2 (System Planning and Monitoring), 3 (General Education), 4 (Further Education and Training), 5 (Social and School Enrichment) and 7 (Auxiliary and Associated Services) within Vote 13 in the Schedule to the Appropriation Act, 2009, and all other powers and functions of an executive authority of the Department not mentioned in this item and item 1 above	Minister of Education	Minister of Basic Education

## 2. DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM:

Column 1	Column 2	Column 3
<b>Powers and functions entrusted to an executive authority under the Public Service Act</b>	<b>Previous Cabinet member</b>	<b>New Cabinet member</b>
1. Powers and functions of an executive authority in respect of career incidents of employees of the Department primarily performing work related to Main Divisions 2 (Environmental Quality and Protection), 3 (Marine and Coastal Management), 5 (Biodiversity and Conservation) and 6 (Sector Services and International Relations) within Vote 25 in the Schedule to the Appropriation Act, 2009 (Act No. 16 of 2009)	Minister of Environmental Affairs and Tourism	Minister of Water and Environmental Affairs
2. Powers and functions of an executive authority in respect of career incidents of employees of the Department primarily performing work related to Main Divisions 1 (Administration) and 4 (Tourism) within Vote 25 in the Schedule to the Appropriation Act, 2009, and all other powers and functions of an executive authority of the Department not mentioned in this item and item 1 above	Minister of Environmental Affairs and Tourism	Minister of Tourism