

REPUBLIC OF SOUTH AFRICA

**STANDING COMMITTEE AMENDMENTS
TO
FINANCIAL AND FISCAL
COMMISSION AMENDMENT
BILL**

[B 1—2015]

*(As agreed to by the Standing Committee on Finance
(National Assembly))*

[B 1A—2015]

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AMENDMENTS AGREED TO

FINANCIAL AND FISCAL COMMISSION AMENDMENT BILL

[B 1—2015]

CLAUSE 1

1. On page 3, line 24, to omit paragraph (e) and to substitute:

(e) by the deletion of the definitions of “state department” and “this Act”.

CLAUSE 2

1. On page 3, in line 29, after “to” to insert “[,].

CLAUSE 4

1. On page 4, from line 17, to omit subsection (3) and to substitute:

“(3) The President must make an appointment to fill a vacancy on the Commission within a period of six months from the date when the vacancy occurs.”.

CLAUSE 6

1. On page 4, in line 26, to omit “on a part-time basis”.
2. On page 4, after line 26, to insert:

(2) The appointment basis of—
(a) the Chairperson of the Commission is full-time; and
(b) other members of the Commission is part-time.

NEW CLAUSES

1. That the following be new Clauses to follow clause 7:

Repeal of section 12 of Act 99 of 1997

8. Section 12 of the principal Act is hereby repealed.

Amendment of section 14 of Act 99 of 1997

9. Section 14 of the principal Act is hereby amended by the deletion of subsection (4).

CLAUSE 8

1. On page 5, in line 21, after “Commission”, to insert:

, the distinct roles of, and the relationship between, the Chairperson of the Commission and the chief executive officer
2. On page 5, in line 29, to omit “of” and to substitute “for”.

CLAUSE 10

1. On page 6, in line 11, after “(1)”, to insert “(a)”.
2. On page 6, in line 12, to omit “suitable” and to substitute “suitably”.
3. On page 6, in lines 13 and 14, to omit:
, other than a member of the Commission,
4. On page 6, after line 15, to insert:
(b) If a member of the Commission is appointed as chief executive officer of the Commission, the member is regarded as having resigned as a member of the Commission with effect from the date of assumption of duty as chief executive officer.”;
5. On page 6, in lines 24 to 25, to omit paragraph (e) and to substitute:
(e) by the substitution in subsection (3)(c) for the words “Part 5.” of the words “Part 5; and”;
6. On page 6, in line 30, to omit ”, respectively”.

CLAUSE 15

1. On page 7, in line 29, to omit “Statistic” and to substitute “Statistics”.

CLAUSE 18

1. On page 7, in line 45, to omit “personnel” and “the”.

LONG TITLE

1. On page 2, in the second line, to omit from “to correctly” up to in the third line “Commission”.
2. On page 2, in the third line, to omit “affect” and to substitute “effect”.
3. On page 2, in the seventh line, to omit from “to refer in the provision on the legal force” up to in the eleventh line “a recommendation of the Commission” and to substitute:
to strengthen the requirements for organs of state concerning the Commission’s recommendations on the assignment of a power or function by an organ of state in one sphere of government to an organ of state in another sphere of government
4. On page 2, in the twelfth line, after “Commission” to insert:
and to repeal a duplicate provision on the same matter
5. On page 2, in the twentieth line, to omit:
, other than a member or chairperson of the Commission,
6. On page 2, in the twenty-sixth line, after “Commission” to insert:
and to delete a specific provision on conduct since it will be replaced by those new provisions;

7. On page 2, in the thirty-first line, to omit “**Statistic**” and to substitute “**Statistics**”.
8. On page 2, in the thirty-fourth line, after “**functioning**” to insert:
**including the distinct roles of, and the relationship between, the
Chairperson of the Commission and the chief executive officer**