
No. 37, 2003

DETERMINATION OF THE UPPER LIMIT OF THE SALARIES AND ALLOWANCES OF THE PREMIERS, MEMBERS OF THE EXECUTIVE COUNCILS AND MEMBERS OF THE PROVINCIAL LEGISLATURES

- 1 In terms of section 6(1) of the Remuneration of Public Office Bearers Act, 1998 (Act No. 20 of 1998) ("the Remuneration Act"), I hereby determine that the upper limit of the annual salaries and allowances of the various grades of the office bearers mentioned in Column 1 of the Schedule 1 and Schedule 2 shall be as set out in Columns 2, 3 and 4 of Schedule 1 with effect from 1 April 2003, subject to section 6(7)(a) and (b) of the Remuneration Act.
2. Column 4 of the Schedule applies to a re-elected member who has occupied his or her current office, or an office in the same or a higher grade according to Column 1, for a period of at least 24 months in total, whether before or after 2 June 1999.
3. Column 3 of the Schedule applies to all re-elected members other than those referred to in paragraph (2). When a re-elected member to whom Column 3 applies has held his or

her current office, or an office in the same or a higher grade according to Column 1, for a period of 24 months in total, Column 4 becomes applicable to that member.

4. Column 2 of the Schedule applies to all members of Provincial Legislatures who are not re-elected members.
5. For the purpose of calculating the period of 24 months referred to in paragraphs (2) and (3), a re-elected member who –
 - (i) was a member of Parliament or a Provincial Legislature on 1 June 1999; and
 - (ii) pursuant to the elections of 2 June 1999, was designated by the Electoral Commission as a member of the National Assembly or a Provincial Legislature, or appointed as a permanent delegate to the National Council of Provinces (NCOP) in terms of section 61(2)(b) of the Constitution,

is regarded to have continued to occupy the position occupied by him or her on 1 June 1999 until so designated or appointed.

6. In this Proclamation-

"member of Parliament" means a member of the National Assembly, a permanent delegate to the National Council of Provinces or a member of a Provincial legislature; and

"re-elected member" means a person –

- (i) who at any time before 2 June 1999 occupied an office mentioned in Column 1 and
- (ii) whose service in any one or more of those offices has not been interrupted at any time for a continuous period of more than 24 months."

7. In terms of section 6(4) of the Remuneration Act, I determine the amount of R40 000,00 per annum as that portion of the remuneration of an office bearer mentioned in Column 1 of the Schedule to which section 8(1)(d) of the Income Tax Act, 1962 (Act No. 58 of 1962), applies.
8. Except for the salaries and allowances provided for in this Proclamation, the office bearers mentioned in Column 1 of the Schedule are not entitled to any other remuneration, whether directly or indirectly, in respect of the offices held by them.
9. Proclamation No. 73 of 2002, published in Government Gazette No 23880 of 4 October 2002, is repealed.

Given under my Hand and the Seal of the Republic of South Africa at Cape Town this 16th day of April Two Thousand and Three.

T M MBEKI
PRESIDENT

G J FRASER-MOLEKETI
MINISTER OF THE CABINET

SCHEDULE 1

UPPER LIMIT OF THE SALARIES AND ALLOWANCES OF PREMIERS, MEMBERS OF EXECUTIVE COUNCILS AND MEMBERS OF PROVINCIAL LEGISLATURES WITH EFFECT FROM 1 APRIL 2003

Grade	Office	COLUMN 2 (NOTCH 1)			COLUMN 3 (NOTCH 2)			COLUMN 4 (NOTCH 3)		
		Basic salary in R p.a.*	Motor vehicle allowance in R p.a.	Total remuneration in R p.a.	Basic salary in R p.a.*	Motor vehicle allowance in R p.a.	Total remuneration in R p.a.	Basic salary in R p.a.*	Motor vehicle allowance in R p.a.	Total remuneration in R p.a.
Grade F	Premier	542 928	135 732	678 660	570 084	142 521	712 605	597 228	149 307	746 535
Grade E1	Executive Council Member Speaker	441 288	110 322	551 610	463 356	115 839	579 195	485 412	121 353	606 765
Grade D	Deputy Speaker	345 396	86 349	431 745	369 576	92 394	461 970	379 932	94 983	474 915
Grade C1	Chief Whip: Majority Party	334 692	83 673	418 365	358 116	89 529	447 645	368 148	92 037	460 185
Grade C2	Leader of Opposition in terms of Section 116(2)(d) of the Constitution Chairperson of a Committee of a Legislature Chairperson of Committees	324 360	81 090	405 450	347 064	86 766	433 830	356 796	89 199	445 995
Grade B	Chief Whip: Official Opposition/ Largest Minority Party Deputy Chief Whip: Majority Party Deputy Chairperson of Committees	311 316	77 829	389 145	326 880	81 720	408 600	342 444	85 611	428 055
Grade A1	Leader of a Legislature Whip Leader of a Minority Party in a Legislature other than the Official Opposition	276 912	69 228	346 140	296 304	74 076	370 380	304 608	76 152	380 760
Grade A2	Member of a Legislature	266 688	66 672	333 360	274 692	68 673	343 365	293 364	73 341	366 705

* Includes the amount of R40 000 per annum determined in this Proclamation as the amount to which section 8 (1) (d) of the Income Tax Act, 1962, applies.

SCHEDULE 2

Grade	Office
Grade F	<ul style="list-style-type: none"> Minister (National Executive Authority) Premier of a Province Speaker: National Assembly Chairperson: National Council of Provinces (NCOP)
Grade E1	<ul style="list-style-type: none"> Deputy Minister (National Executive Authority) Deputy Speaker: National Assembly Deputy Chairperson: NCOP Member of the Executive Council of a Province Speaker: Provincial Legislature
Grade E2	<ul style="list-style-type: none"> Parliamentary Counsellor: President Chief Whip: Majority Party in National Assembly Chief Whip of NCOP Leader of the Opposition in terms of section 57(2)(d) of the Constitution.
Grade D	<ul style="list-style-type: none"> Parliamentary Counsellor: Deputy President Deputy Speaker: Provincial Legislature
Grade C1	<ul style="list-style-type: none"> Chairperson of a Committee of a House of Parliament or a Joint Committee Chairperson of a Committees of a House of Parliament Chief Whip of Majority party: Provincial Legislature
Grade C2	<ul style="list-style-type: none"> Chief Whip: Official Opposition/Largest Minority Party in a House of Parliament Deputy Chief Whip: Majority Party in a House of Parliament Deputy Chairperson of Committees of a House of Parliament Leader of Opposition in terms of section 116(2)(d) of the Constitution: Provincial Legislature Chairperson of a Committee of a Provincial Legislature Chairperson of Committees: Provincial Legislature
Grade B	<ul style="list-style-type: none"> Leader of a House of Parliament Whip in a House of Parliament Leader of a Minority Party other than the Official Opposition where that Leader is a member of the National Assembly or a permanent delegate to the NCOP Chief Whip of Official Opposition/Largest Minority Party: Provincial Legislature Deputy Chief Whip of Majority Party: Provincial Legislature. Deputy Chairperson of Committees: Provincial Legislature
Grade A1	<ul style="list-style-type: none"> Member of the National Assembly Permanent Delegate to the NCOP Leader of Provincial Legislature Whip: Provincial Legislature Leader of a Minority Party in a Provincial Legislature other than the Official Opposition
Grade A2	<ul style="list-style-type: none"> Member of a Provincial Legislature