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## GOVERNMENT NOTICES

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### DEPARTMENT OF PUBLIC SERVICE AND ADMINISTRATION

No. 912

17 September 2009

#### STATE SECURITY AGENCY

#### PUBLIC SERVICE ACT, 1994

(Promulgated under Proclamation No. 103 of 1994)

#### ADMINISTRATION AND OPERATIONS - GOVERNMENT COMPONENT: NATIONAL INTELLIGENCE AGENCY

I, Dr SC Cwele, Minister of State Security, acting in terms of section 7A(4) of the Public Service Act, 1994 (Proclamation No. 103 of 1994) read with Proclamation No. R ...59... of 2009 promulgated by the President of the Republic of South Africa, which established the National Intelligence Agency as a government component, hereby, with effect from the date of publication of this Notice, determine the provisions of legislation which confer powers and impose duties on the Head of the National Intelligence Agency, as well as the provisions which apply to the reporting, administrative, organisational, oversight and other management objects, processes and procedures of the National Intelligence Agency.



DR SC CWELE

Minister of State Security

Date: 8/9/2009

## SCHEDULE

### Definitions

1. In this Schedule, unless the context otherwise indicates-
- “**DG**” means the Director-General: State Security Agency identified in Column 2 of Schedule 1 to the Public Service Act, 1994;
- “**Head**” means the Head: National Intelligence Agency identified in Column 2 of Part A of Schedule 3 to the Public Service Act, 1994;
- “**NIA**” means the government component identified in Column 1 of Part A of Schedule 3 to the Public Service Act, 1994 as the National Intelligence Agency; and
- “**Minister**” means the Minister of State Security.

### Head’s powers and duties

- 2.(1) Section 2(1) of the National Strategic Intelligence Act, 1994 (Act No. 39 of 1994), confers functions and impose duties on the NIA.
- (2) Section 10 of the Intelligence Services Act, 2002 (Act No. 65 of 2002), confers powers and impose duties on the Head.
- (3) Section 3 of the Security Services Special Account Act, 1969 (Act No. 81 of 1969), confers powers and impose duties on the Head.

### Head’s reporting requirements and DG’s responsibilities

3. The Head must submit to the DG or to the Minister via the DG-
- (a) annually, the NIA’s strategic plan, annual report and annual financial statements; and
  - (b) on request of the DG or the Minister, any information held by the NIA.