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PRESIDENT'S OFFICE

No. 729.

23 May 1997

It is hereby notified that the Acting President has assented to the following Act which is hereby published for general information:—

No. 17 of 1997: National Council of Provinces (Permanent Delegates Vacancies) Act, 1997

KANTOOR VAN DIE PRESIDENT

No. 729.

23 Mei 1997

Hierby word bekend gemaak dat die Waarnemende President sy goedkeuring gegee het aan die onderstaande Wet wat hierby ter algemene inligting gepubliseer word:—

No. 17 van 1997: Wet op die Nasionale Raad van Provinsies (Vakatures onder Vaste Afgevaardigdes), 1997.

Act No. 17, 1997

NATIONAL COUNCIL OF PROVINCES
(PERMANENT DELEGATES VACANCIES) ACT, 1997

ACT

To make provision for the filling of vacancies among the permanent delegates to the National Council of Provinces; and to provide for matters connected therewith.

*(English text signed by the Acting President.)
(Assented to 20 May 1997.)*

BE IT ENACTED by the Parliament of the Republic of South Africa, as follows:—

Definitions

1. In this Act, unless the context indicates otherwise—
 - (i) “National Council of Provinces” means the National Council of Provinces referred to in section 42(1)(b) of the Constitution; (i) 5
 - (ii) “permanent delegate” means a permanent delegate contemplated in section 60(2)(b) of the Constitution; (iii)
 - (iii) “provincial legislature” means a provincial legislature contemplated in section 104 of the Constitution. (ii) 10

Vacancies among permanent delegates

2. (1) Within seven days after the occurrence of a vacancy among the permanent delegates to the National Council of Provinces, the Chairperson of the National Council of Provinces shall in writing inform the Speaker of the relevant provincial legislature of such vacancy. 15
- (2) The Speaker concerned shall forthwith in writing call upon the party which nominated the vacating permanent delegate to nominate a person in his or her stead.
- (3) After a person has been nominated in writing by the party concerned, the person shall be appointed as a permanent delegate by the provincial legislature—
 - (a) within 14 days of the date upon which the nomination is received by the Speaker if that provincial legislature is then in session; or 20
 - (b) if that provincial legislature is not in session when the nomination is received, within 14 days after the commencement of the next session.
- (4) Immediately after the appointment of a permanent delegate in terms of subsection (3), the Speaker of the provincial legislature concerned shall inform the Chairperson of the National Council of Provinces of such appointment in writing. 25

Short title

3. This Act shall be called the National Council of Provinces (Permanent Delegates Vacancies) Act, 1997.