

REPUBLIC OF SOUTH AFRICA

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**PORTFOLIO COMMITTEE AMENDMENTS  
TO**

**FURTHER EDUCATION AND  
TRAINING COLLEGES  
AMENDMENT BILL**

**[B 24—2012]**

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*(As agreed to by the Portfolio Committee on Higher Education and Training  
(National Assembly))*

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**[B 24A—2012]**

ISBN 978-1-4850-0003-7

No. of copies printed ..... 800

## AMENDMENTS AGREED TO

### FURTHER EDUCATION AND TRAINING COLLEGES AMENDMENT BILL

[B 24—2012]

#### CLAUSE 2

1. On page 3, in line 44, after “Minister” to insert “, after consultation with the Institute,”.

#### CLAUSE 15

1. On page 7, in line 2, to omit paragraph (b) and to substitute:
  - (b) not less than nine ordinary members and not more than 15 ordinary members.
2. On page 7, from line 6, to omit subsection (4).
3. On page 7, in line 9, to omit “of” and to substitute “not exceeding”.
4. On page 7, in line 24, to omit “or (3)”.
5. On page 7, in line 40, to omit “at such time” and to insert “by not later than 31 August of each year”.
6. On page 8, from line 9, to omit “as provided for in the Public Audit Act, 2004 (Act No. 25 of 2004)”.
7. On page 8, in line 14, to omit “in financial difficulty” and to insert “involved in financial impropriety”.
8. On page 9, after line 23, to insert the following subsection:
  - “(2) Before making a decision under subsection (1) the Minister must, subject to the Promotion of Administrative Justice Act, 2000 (Act 3 of 2000)—
    - (a) give notice to the board of the intention to issue a directive;
    - (b) give the board a reasonable opportunity to make representations; and
    - (c) consider those representations.”

#### CLAUSE 22

Clause rejected.

#### NEW CLAUSE

1. That the following be a new clause:

#### **Substitution of Preamble of Act 16 of 2006**

**22.** The following Preamble is hereby substituted for the Preamble of the principal Act:

## “PREAMBLE

WHEREAS it is desirable to—

ESTABLISH a national co-ordinated **[further]** continuing education and training system which promotes co-operative governance and provides for programme-based vocational and occupational training;

RESTRUCTURE AND TRANSFORM programmes and colleges to respond better to the human resources, economic and development needs of the Republic;

REDRESS past discrimination and ensure representivity and equal access;

ENSURE access to basic adult education, further education and training and the workplace through continuing education and training by persons who have been marginalised in the past, such as women, the disabled and the disadvantaged;

PROVIDE optimal opportunities for learning, the creation of knowledge and the development of intermediate to high level skills in keeping with international standards of academic and technical quality;

PROMOTE the values which underlie an open and democratic society based on human dignity, equality and freedom;

ADVANCE strategic priorities determined by national policy objectives at all levels of governance and management within the **[further]** continuing education and training sector;

RESPECT and encourage democracy and foster a collegial culture which promotes fundamental human rights and creates an appropriate environment for teaching and learning;

PURSUE excellence, and promote the full realisation of the potential of every student and member of staff, tolerance of ideas and appreciation of diversity;

RESPOND to the needs of the Republic, the labour market and the communities served by the colleges; and

COMPLEMENT the National Skills Development Strategy **[in co-operation with the Department of Labour]**;

AND WHEREAS it is desirable for **[further]** community education and training colleges and technical and vocational education and training colleges to perform specific functions by offering basic adult education and further education contemplated in section 29(1) of the Constitution of the Republic of South Africa, 1996, within the context of public accountability and the national need for intermediate to high level skills and knowledge and to provide access to work and higher education,”.

Printed by Creda Communications

ISBN 978-1-4850-0003-7