

REPUBLIC OF SOUTH AFRICA

**PORTFOLIO COMMITTEE AMENDMENTS
TO
NATIONAL STRATEGIC
INTELLIGENCE AMENDMENT
BILL**

[B 35—98]

(As agreed to by the Joint Standing Committee on Intelligence)

[B 35A—98]

REPUBLIEK VAN SUID-AFRIKA

**PORTEFEULJEKOMITEE-AMENDEMENTE
OP
WYSIGINGSWETSONTWERP
OP NASIONALE STRATEGIESE
INTELLIGENSIE**

[W 35—98]

(Soos goedgekeur deur die Gesamentlike Staande Komitee oor Intelligensie)

[W 35A—98]

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AMENDMENTS AGREED TO

NATIONAL STRATEGIC INTELLIGENCE AMENDMENT BILL [B 35—98]

CLAUSE 1

1. On page 2, in line 11, to omit “90(1)” and to substitute “91(1)”.
2. On page 4, from line 4, to omit paragraph (f) and to substitute:
 - (f) by the substitution for paragraphs (b) and (c) of the definition of “National Intelligence Structures” of the following paragraphs:
 - “(b) the **[Intelligence Division]** intelligence division of the National Defence Force, established under the Defence Act, 1957 (Act No. 44 of 1957);
 - (c) the **[National Investigation Service]** intelligence division of the South African Police Service;”; and

CLAUSE 2

1. On page 4, from line 28, to omit paragraph (b) and to substitute:
 - (b) to institute—
 - (i) counter-intelligence measures with the Service; and
 - (ii) in consultation with the Agency, counter-intelligence measures outside the Republic; and

CLAUSE 3

1. On page 4, from line 45, to omit paragraph (a) and to substitute:
 - (a) by the substitution for paragraph (a) of subsection (1) of the following paragraph:
 - “(a) other than the National Defence Force when employed for service **[referred to in section 227(1)(a), (b) or (e)]** as contemplated in section 201(2) of the Constitution or when discharging the counter-intelligence responsibilities entrusted to its **[Intelligence Division]** intelligence division; and”;
 - (b) by the substitution in paragraph (i) of subsection (1) for the words “Intelligence Division” of the words “intelligence division”; and
2. On page 4, in line 50, to omit “Intelligence Division” and to substitute “intelligence division”.

CLAUSE 4

1. On page 6, in line 13, to omit “Intelligence Division” and to substitute “intelligence division”.

2. On page 6, in line 15, to omit paragraph *(f)* and to substitute:

(f) the head of the service of the South African Police Service under which its intelligence division falls.
3. On page 6, in lines 31 and 32, to omit subparagraph (iii).