

REPUBLIC OF SOUTH AFRICA

---

**PORTFOLIO COMMITTEE AMENDMENT  
TO  
SKILLS DEVELOPMENT  
AMENDMENT BILL**

**[B 49—2008]**

---

*(As agreed to by the Portfolio on Labour (National Assembly))*

---

**[B 49A—2008]**

ISBN 978-1-77037-342-6

No. of copies printed ..... 800

**AMENDMENT AGREED TO**  


---

  
**SKILLS DEVELOPMENT AMENDMENT BILL**  
**[B 49—2008]**

**CLAUSE 1**

1. On page 3, in line 7, after “trade” to omit “or occupation” and to substitute:  

“, occupation or profession”.
2. On page 3, from line 15, to omit the definition of “**placement**” and to substitute:  

“**placement**” means placing an individual in a placement opportunity, with due regard to the Code of Good Practice on the Integration of Employment Equity in Human Resources Policies and Practices in terms of the Employment Equity Act, 1998 (Act No. 55 of 1998);”.

**CLAUSE 4**

1. On page 4, after line 40, to insert new paragraphs (a) and (b) and the existing paragraphs become (c), (d), (e) (f) and (g), respectively:  

“(a) the substitution in subsection (1) for paragraph (b) of the following paragraph:  
“(b) 24 voting and [**five**] six non-voting members appointed by the Minister”;

(b) the substitution in subsection (2) for paragraph (e) of the following paragraph:  
“(e) four voting members appointed by the Minister to represent the interests of education and [**training**] skills development.”.
2. On page 5, in line 7; after “If” to omit “the chairperson or” and to substitute: “the chairperson or”.
3. On page 5, in line 9, to omit “1(a) or” and to substitute: “1(a) or”.
4. On page 5, in line 11, to omit “within 90 days” and to substitute: “within 90 days”

**CLAUSE 11**

1. On page 9, in line 38, to omit “as prescribed” and to substitute: “in accordance with the prescribed requirements”.
2. On page 10, in line 6, to omit “the Occupational Qualifications Framework” and to substitute: “an occupational qualifications sub-framework”
3. On page 10 in line 8, to omit “framework” and to substitute: “sub-framework”

4. On page 10, from line 22, to omit “subsection (6)” and to substitute:
  - “(6) The QCTO is financed from—
  - (a) money voted by Parliament for this purpose;
  - (b) income earned from services rendered by it;
  - (c) grants or donations made to it; and
  - (d) money received from any other source.”
5. On page 13, from line 8, to omit: “an investment policy approved by the Director-General that complies with the requirements of the Public Finance Management Act”: and to substitute: “an investment policy approved by the Director-General that complies with the requirements of the Public Finance Management Act”
6. On page 14, in line 49, to omit “section 26” and to substitute “section 26B(a)”
7. On page 15, from line 2, to omit “item 6” and to substitute:
 

**“6.** (1) Until such time as the QCTO delegates powers and functions to a SETA in terms of Chapter 6B of the Act, a SETA ETQA will—

  - (a) remain accredited by SAQA;
  - (b) continue to perform all ETQA functions prescribed by the South African Qualifications Authority Act; and
  - (c) have any matter concerning the performance of ETQA functions by a SETA dealt with in terms of the South African Qualifications Authority Act.

(2) The accreditation of any education and skills development provider by a SETA ETQA remains in effect until the accreditation—

  - (a) lapses;
  - (b) is withdrawn by the SETA ETQA; or
  - (c) is withdrawn in terms of regulations made under section 26J of the Act.”