
GENERAL NOTICE ALGEMENE KENNISGEWING

NOTICE 749 OF 2008

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

PUBLICATION OF EXPLANATORY SUMMARY OF THE GENERAL LAWS (LOSS OF MEMBERSHIP OF NATIONAL ASSEMBLY, PROVINCIAL LEGISLATURE OR MUNICIPAL COUNCIL) AMENDMENT BILL, 2008

The Minister for Justice and Constitutional Development intends introducing the General Laws (Loss of Membership of National Assembly, Provincial Legislature or Municipal Council) Amendment Bill, 2008, in the National Assembly shortly. The explanatory summary of the Bill is hereby published in accordance with Rule 241(1)(c) of the Rules of the National Assembly.

The Bill seeks to amend the—

- * Electoral Commission Act, 1996, so as to abolish the right of a political party to change its name at any time;
- * Public Funding of Represented Political Parties Act, 1997, so as to—
 - ** further regulate the repayment of unspent balances of all moneys allocated to political parties participating in Parliament and provincial legislatures from the Represented Political Parties' Fund when such political parties cease to qualify for such moneys;
 - ** substitute a reference to an obsolete law;
 - ** empower the Electoral Commission to appoint an auditor in certain circumstances; and
 - ** provide for offences applicable to accounting officers and leaders of political parties; and
- * Public Funding of Represented Political Parties Act, 1997, the Determination of Delegates (National Council of Provinces) Act, 1998, the Electoral Act, 1998, the Local Government: Municipal Structures Act, 1998, and the Local Government: Municipal Structures Amendment Act, 2002, so as to provide for matters consequential to the abolition of the right—
 - ** of a member of the National Assembly, a provincial legislature or a Municipal Council to become a member of another political party whilst retaining membership of the National Assembly, that provincial legislature or that Council; and
 - ** of an existing political party to merge with another political party, or to subdivide into more than one political party, or to subdivide and to permit any of the subdivisions to merge with another political party, whilst allowing a member of the National Assembly, a provincial legislature or a Council affected by such changes to retain membership of the National Assembly, that provincial legislature or that Council;

and to provide for matters connected therewith.

A copy of the Bill can be found on the website of the Parliamentary Monitoring Group at

"<http://www.pmg.org.za>" and may, after introduction, also be obtained from:

1. **Government Printers: Cape Town and Pretoria**
2. **The website of the Department of Justice and Constitutional Development at "<http://www.doj.gov.za>".**