

PROCLAMATION NOTICES • PROKLAMASIE KENNISGEWINGS**PROCLAMATION 41 OF 2021**

by the

President of the Republic of South Africa

**TRANSFER OF THE ADMINISTRATION AND POWERS AND FUNCTIONS ENTRUSTED
BY LEGISLATION TO CERTAIN CABINET MEMBERS IN TERMS OF SECTION 97 OF THE
CONSTITUTION**

In terms of section 97 of the Constitution of the Republic of South Africa, 1996, I hereby transfer the administration and powers and functions entrusted by the specified legislation, and all amendments thereto, to the specified Cabinet member as set out in the Schedule in English and isiXhosa with effect from the date of publication of this Proclamation in the Gazette.

Given under my Hand and the Seal of the Republic of South Africa at Johannesburg this 26th day of October 2021. Two Thousand and Twenty One.

A handwritten signature in black ink, appearing to be Cyril Ramaphosa, written over a faint circular stamp.

President

By Order of the President-in-Cabinet:

A handwritten signature in black ink, appearing to be a member of the Cabinet, written over a faint circular stamp.

Minister of the Cabinet

SCHEDULE

1. The administration, powers and functions entrusted by the legislation mentioned in column 1 of the tables below, to a Cabinet member mentioned in column 2 of the tables below are transferred to the Cabinet member mentioned in column 3 of the said tables.

1.1 WATER AND SANITATION RELATED LEGISLATION:

Column 1	Column 2	Column 3
Legislation	Previous Cabinet member	New Cabinet member
National Water Act, 1998 (Act No. 36 of 1998)	Minister of Human Settlements, Water and Sanitation	Minister of Water and Sanitation
Water Research Act, 1971 (Act No. 34 of 1971)	Minister of Human Settlements, Water and Sanitation	Minister of Water and Sanitation
Water Services Act, 1997 (Act No. 108 of 1997)	Minister of Human Settlements, Water and Sanitation	Minister of Water and Sanitation

1.2 HUMAN SETTLEMENT RELATED LEGISLATION

Column 1	Column 2	Column 3
Legislation	Previous Cabinet member	New Cabinet member
Community Schemes Ombud Service Act, 2011 (Act No. 9 of 2011)	Minister of Human Settlements, Water and Sanitation	Minister of Human Settlements
Home Loan and Mortgage Disclosure Act, 2000 (Act No. 63 of 2000)	Minister of Human Settlements, Water and Sanitation	Minister of Human Settlements
Housing Act, 1997 (Act No. 107 of 1997)	Minister of Human Settlements, Water and Sanitation	Minister of Human Settlements

Housing Consumers Protection Measures Act, 1998 (Act No. 95 of 1998)	Minister of Human Settlements, Water and Sanitation	Minister of Human Settlements
Housing Development Agency Act, 2008 (Act No. 23 of 2008)	Minister of Human Settlements, Water and Sanitation	Minister of Human Settlements
Prevention of Illegal Eviction from and Unlawful Occupation of Land Act, 1998 (Act No. 19 of 1998)	Minister of Human Settlements, Water and Sanitation	Minister of Human Settlements
Rental Housing Act, 1999 (Act No. 50 of 1999)	Minister of Human Settlements, Water and Sanitation	Minister of Human Settlements
Sectional Titles Schemes Management Act, 2011 (Act No. 8 of 2011)	Minister of Human Settlements, Water and Sanitation	Minister of Human Settlements
Social Housing Act, 2008 (Act No. 16 of 2008)	Minister of Human Settlements, Water and Sanitation	Minister of Human Settlements

2. With respect to the department mentioned below, the powers and functions entrusted by the Public Service Act, 1994 (promulgated under Proclamation No. 103 of 1994), mentioned in column 1 of the table in paragraph 2.1 below, to a Cabinet member as executive authority of that department mentioned in column 1 of the said table, are transferred to the Cabinet member mentioned in column 2 of the said table.

2.1 STATE SECURITY AGENCY

Column 1	Column 2
Previous Cabinet member	New Cabinet member
Minister of State Security	The President

**ISIHLOKOMISO***esenziwa**nguMongameli weRiphabliki yoMzantsi-Afrika***UKUFUDUSWA KOLAWULO NAMAGUNYA NEMISEBENZI EPHATHISWE
NGOKOMTHETHO WEPALAMENTE IDLULISELWA KUMALUNGU EKHABHINETHI
ATHILE NGOKWECANDELO 97 LOMGAQO-SISEKO**

Ngokwecandelo 97 loMgaqo-siseko weRiphabliki yoMzantsi-Afrika ka-1996, ndidlulisela ulawulo namagunya nemisebenzi aphathiswe ngokomthetho wepalamente nangokotshintsho lonke olwenziweyo kuwo, ndizidlulisela ezi zinto kwilungu leKhabhinethi elixeliweyo ngendlela exelwe kwiSihlomelo ngesiNgesi nangesiXhosa ukuqalela kumhla wokupapashwa kwesi Sihlokomiso kuShicilelo-Mithetho.

Kutyikitywe ngeSandla sam nangeTywina leRiphabliki yoMzantsi-Afrika ngalo mhla *2021*...
kwinyanga ka *Eye Dwarha*... kunyaka wamaWaka Amabini Anamashumi Amabini
Amanye.

A handwritten signature in black ink, appearing to be 'C. Ramaphosa'.

UMongameli

Ngomyalelo kaMongameli-kwiKhabhneti:

A handwritten signature in black ink, appearing to be 'S. Dlamini'.

UMphathiswa weKhabhinethi

ISIHLOMELO

1. Ulawulo namagunya nemisebenzi ekhankanywe kumhlathi 1 ephathiswe ilungu leKhabhinethi elikhankanywe kumhlathi 2 kwisicangca esingezantsi ngokomthetho wepalamente idluliselwa kwilungu leKhabhinethi elikhankanywe kumhlathi 3 wesi sicangca.

1.1 IMITHETHO YEPALAMENTE ENENTO YOKWENZA NAMANZI NOKUGUTYULWA KWELINDLE:

Umhlathi 1	Umhlathi 2	Umhlathi 3
Imithetho yepalamente	Ilungu leKhabhinethi langaphambili	Ilungu leKhabhinethi elitsha
<i>iNational Water Act 36 ka-1998</i>	uMphathiswa Wokuhlaliswa Kwabantu Namanzi Nokugutyulwa Kwelindle	uMphathiswa Wamanzi Nokugutyulwa Kwelindle
<i>iWater Research Act 34 ka-1971</i>	uMphathiswa Wokuhlaliswa Kwabantu Namanzi Nokugutyulwa Kwelindle	uMphathiswa Wamanzi Nokugutyulwa Kwelindle
<i>iWater Services Act 108 ka-1997</i>	uMphathiswa Wokuhlaliswa Kwabantu Namanzi Nokugutyulwa Kwelindle	uMphathiswa Wamanzi Nokugutyulwa Kwelindle

1.2 IMITHETHO YEPALAMENTE ENENTO YOKWENZA NOKUHLALISWA KWABANTU

Umhlathi 1	Umhlathi 2	Umhlathi 3
Imithetho yepalamente	Ilungu leKhabhinethi langaphambili	Ilungu leKhabhinethi elitsha
<i>iCommunity Scheme Ombud Service Act 9 ka-2011</i>	uMphathiswa Wokuhlaliswa Kwabantu Namanzi Nokugutyulwa Kwelindle	uMphathiswa Wokuhlaliswa Kwabantu
<i>iHome Loan and Mortgage Disclosure Act 63 ka-2000</i>	uMphathiswa Wokuhlaliswa Kwabantu Namanzi Nokugutyulwa Kwelindle	uMphathiswa Wokuhlaliswa Kwabantu

<i>iHousing Act</i> 107 ka-1997	uMphathiswa Wokuhlaliswa Kwabantu Namanzi Nokugutyulwa Kwelindle	uMphathiswa Wokuhlaliswa Kwabantu
<i>iHousing Consumers Protection Measures Act</i> 95 ka-1998	uMphathiswa Wokuhlaliswa Kwabantu Namanzi Nokugutyulwa Kwelindle	uMphathiswa Wokuhlaliswa Kwabantu
uMthetho WeArhente Yokwakhiwa Kwezindlu 23 ka-2008	uMphathiswa Wokuhlaliswa Kwabantu Namanzi Nokugutyulwa Kwelindle	uMphathiswa Wokuhlaliswa Kwabantu
<i>iPrevention of Illegal Eviction from and Unlawful Occupation of Land Act</i> 19 ka-1998	uMphathiswa Wokuhlaliswa Kwabantu Namanzi Nokugutyulwa Kwelindle	uMphathiswa Wokuhlaliswa Kwabantu
<i>iRental Housing Act</i> 50 ka-1999	uMphathiswa Wokuhlaliswa Kwabantu Namanzi Nokugutyulwa Kwelindle	uMphathiswa Wokuhlaliswa Kwabantu
<i>iSectional Titles Schemes Management Act</i> 2011 8 ka-2011	uMphathiswa Wokuhlaliswa Kwabantu Namanzi Nokugutyulwa Kwelindle	uMphathiswa Wokuhlaliswa Kwabantu
<i>iSocial Housing Act</i> 16 ka-2008	uMphathiswa Wokuhlaliswa Kwabantu Namanzi Nokugutyulwa Kwelindle	uMphathiswa Wokuhlaliswa Kwabantu

2. Mayela neSebe elikhankanywe ngezantsi, amagunya nemisebenzi ephathiswe ngokwe*Public Service Act* ka-1994 (eyapapashwa phantsi kwesihlokomiso 103 sika-1994, elikhankanywe kumhlathi 1 wesicangca kwisiqendu 2.1 ngezantsi, aphathiswe ilungu leKhabhinethi njengegunya eliphezulu lelo Sebe elikhankanywe kumhlathi 1 wesicangca, adluliselwa kwilungu leKhabhinethi elikhankanywe kumhlathi 2 wesicangca.

2.1 I-ARHENTE YOKHUSELEKO LOMBUSO

Umhlathi 1	Umhlathi 2
Ilungu leKhabhinethi langaphambili	Ilungu leKhabhinethi elitsha
uMphathiswa Wokhuseleko LoMbuso	uMongameli