

REPUBLIC OF SOUTH AFRICA

**PORTFOLIO COMMITTEE AMENDMENTS
TO
DEFENCE AMENDMENT
BILL**

[B 11—2010]

*(As agreed to by the Portfolio Committee on Defence and Military Veterans
(National Assembly))*

[B 11A—2010]

ISBN 978-1-77037-716-5

No. of copies printed 800

AGREED AMENDMENTS

DEFENCE AMENDMENT BILL

[B 11—2010]

CLAUSE 1

1. On page 2, in line 15, to omit “training” and to substitute “education, training”.
2. On page 2, after line 20, to insert the following paragraph:

“(m) grievance and grievance procedures;”.

NEW CLAUSE

1. That the following be new clauses to follow clause 1:

Insertion of section 4A in Act 42 of 2002

2. The following section is hereby inserted in the principal Act after section 4:

“Military Command of Defence Force

4A. The Military Command of the Defence Force referred to in section 202(1) of the Constitution consists of—

- (a) the Chief of the Defence Force;
- (b) the Chief of the South African Army;
- (c) the Chief of the South African Air Force;
- (d) the Chief of the South African Navy;
- (e) the Surgeon-General of the South African Military Health Service;
- (f) the Chief of Joint Operations of the Defence Force;
- (g) the Chief of Defence Intelligence;
- (h) the Chief of Human Resources; and
- (i) the Chief of Logistics.”.

Amendment of section 13 of Act 42 of 2002

3. Section 13 of the principal Act is hereby amended—
 - (a) by the substitution for the heading of the following heading:

“Chief of Defence Force, and appointment of other members of Military Command”; and
 - (b) by the insertion after subsection (1) of the following subsection:

“(1A) The President must appoint members of the Military Command of the Defence Force referred to in section 4A.”.

CLAUSE 2

1. Clause rejected.

CLAUSE 3

2. On page 3, from line 37, to omit paragraph (c).

CLAUSE 4

2. Clause rejected.

NEW CLAUSE

1. That the following be a new clause:

Amendment of section 55 of Act 42 of 2002

1. Section 55 of the principal Act is hereby amended by the addition of the following subsection after subsection (2):

“(3) In the event that the processes contemplated in subsections (1) and (2) do not materialise, the Minister may, taking into account any recommendation by the Commission, and with the approval of the Minister of Finance, determine pay, salaries and entitlements of the members of the Defence Force.”.

CLAUSE 5

1. On page 4, in line 45, after “Defence Force”, to insert “, Reserve Force Council”.
2. On page 5, in line 21, after “appoint”, to insert “five members of”.

CLAUSE 6

1. Clause rejected.

CLAUSE 7

1. On page 8, in line 37, to omit “or fails”, and to substitute “or, without a valid reason, fails”.

LONG TITLE

1. On page 2, in the first line, after “**so as**”, to insert:

“to state who comprises the Military Command of the South African National Defence Force and to further regulate the appointment of its members;”.
2. On page 2, in the second and third lines, to omit “**South African National**”.
3. On page 2, in the seventh line, to omit “**the salaries, service benefits and other**”.