

REPUBLIC OF SOUTH AFRICA

**PORTFOLIO COMMITTEE AMENDMENTS
TO
SECURITY OFFICERS
AMENDMENT BILL**

[B 25—97]

(As agreed to by the Portfolio Committee on Safety and Security (National Assembly))

[B 25A—97]

REPUBLIEK VAN SUID-AFRIKA

**PORTEFEULJEKOMITEE-AMENDEMENTE
OP
WYSIGINGSWETSONTWERP
OP SEKURITEITSBEAMPTES**

[W 25—97]

(Soos goedgekeur deur die Portefeuljekomitee oor Veiligheid en Sekuriteit (Nasionale Vergadering))

[W 25A—97]

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AMENDMENTS AGREED TO
SECURITY OFFICERS AMENDMENT BILL
[B 25—97]

CLAUSE 2

1. On page 4, in line 9, to omit all the words after “to” up to and including “Act” in line 11 and to substitute:

ensure that the industry acts in the public interest, and to submit reports from time to time to the Minister on the regulation of the security officer industry

NEW CLAUSE

1. That the following be a new Clause to follow Clause 3:

Insertion of section 3A in Act 92 of 1987

4. The following section is hereby inserted after section 3 of the principal Act:

“Submission of Bill to Parliament

3A. The Minister shall within a period of 18 months after the date of commencement of the Security Officers Amendment Act, 1997, draft a new Bill on the occupation of security officer and related matters with the purpose of submitting it to Parliament.”.

CLAUSE 4

Clause rejected.

NEW CLAUSE

1. That the following be a new Clause to follow Clause 4:

Substitution of section 4 of Act 92 of 1987, as amended by section 3 of Act 119 of 1992

5. The following section is hereby substituted for section 4 of the principal Act:

“Constitution of Interim Board

4. (1) The Board shall, subject to section 6, consist of—

(a) six security officers of whom three shall be representative of employers and three representative of employees;

(b) three persons who shall be users of security services;

- (c) any three additional persons who are fit and proper persons to serve on the Board; and
- (d) a person who in the opinion of the Minister is an independent person, as the chairperson, in consultation with the Portfolio Committee on Safety and Security.

(2) The members of the Board referred to in paragraphs (a), (b) and (c) of subsection (1) shall, subject to subsection (4), be appointed by the Minister after such consultation with national associations, organisations, trade unions or federations as, in the opinion of the Minister, are representative of employees who are security officers, employers of such employees and users of security services, in consultation with the Portfolio Committee on Safety and Security, and after consideration by the Minister of submissions by other persons who are security officers or users of security services, and whom the Minister has invited by notice in the *Gazette* to make submissions in the manner and within the period determined by the Minister in the notice.

(3) The member of the Board referred to in paragraph (d) of subsection (1) shall be paid such remuneration and allowances from State funds as shall be determined by the Minister in consultation with the Portfolio Committee on Safety and Security.

(4) Upon the expiry of the period specified in terms of subsection (2) the Minister shall cause to be compiled a list of names of persons whose names were submitted to him or her in pursuance of the relevant invitation and shall submit such names to the Portfolio Committee on Safety and Security.”.

CLAUSE 5

1. On page 6, from line 19, to omit the proviso.

NEW CLAUSE

1. That the following be a new Clause to follow Clause 5:

Substitution of section 7 of Act 92 of 1987

6. The following section is hereby substituted for section 7 of the principal Act:

“Chairperson and vice-chairperson

7. (1) The Board shall at its first meeting and thereafter as often as it may become necessary elect a member as vice-chairperson of the Board.

(2) When the chairperson is absent or is unable to perform his or her functions as chairperson or whenever the office of chairperson is vacant, the vice-chairperson shall act as chairperson during such absence or incapacity or until a chairperson is appointed, and if both the chairperson and the vice-chairperson are absent or unable to perform the functions of the chairperson or whenever both the office of chairperson and the office of vice-chairperson are vacant, the Board shall elect any other member to act as chairperson during such absence or incapacity or until a chairperson is appointed or a vice-chairperson is elected.”.

CLAUSE 6

1. On page 6, in line 31, to omit “ten” and to substitute “seven”.
2. On page 6, in line 35, to omit “ten” and to substitute “seven”.

CLAUSE 7

1. On page 6, in line 41, to omit “six” and to substitute “four”.

CLAUSE 8

1. On page 6, in line 47, to omit “eleven” and to substitute “seven”.

LONG TITLE

Long Title rejected.

NEW LONG TITLE

1. That the following be a new Long Title:

To amend the Security Officers Act, 1987, in order to substitute the definition of “Board”; to determine the seat of the head office of the Interim Board; to make provision for the establishment and the constitution of an Interim Board to exercise control over the occupation of security officer and to maintain, promote and protect the status of that profession until a new permanent Security Officers Board has been established; to determine the objects, functions, powers and duties of the Interim Board; to provide that the Minister for Safety and Security shall conduct certain consultation before the appointment of the members of the Interim Board; to authorise the Interim Board to submit reports to the Minister for Safety and Security regarding the statutory functions thereof; to provide for a calling of a meeting of the Interim Board upon receipt by the chairperson of a request by seven or more members; to make provision for a quorum for a meeting of the Interim Board; to provide for the establishment of an executive committee for the Interim Board; to determine the number of board members required for a decision to withdraw the registration of a security officer; to substitute the long title of that Act; and to regulate certain transitional matters; and to make provision for certain matters connected therewith.