

REPUBLIC OF SOUTH AFRICA

**PORTFOLIO COMMITTEE AMENDMENTS
TO
CRIMINAL LAW
AMENDMENT BILL**

[B 46B—97]

(As agreed to by the Portfolio Committee on Justice (National Assembly))

[B 46C—97]

REPUBLIEK VAN SUID-AFRIKA

**PORTEFEULJEKOMITEE-AMENDEMENTE
OP
STRAFREGWYSIGINGS-
WETSONTWERP**

[W 46B—97]

(Soos goedgekeur deur die Portefeuljekomitee oor Justisie (Nasionale Vergadering))

[W 46C—97]

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AMENDMENTS AGREED TO

CRIMINAL LAW AMENDMENT BILL
[B 46B—97]

CLAUSE 1

1. On page 4, from line 1, to omit paragraph (b) and to substitute:
 - (b) The court—
 - (i) shall consider the written arguments and the evidence led at the trial; and
 - (ii) may, if necessary, hear oral argument on such written arguments,
and shall advise the President, with full reasons therefor, of the need to set aside the sentence of death, of the appropriate sentence to be substituted in its place and, if applicable, of the date to which the sentence shall be antedated.
2. On page 4, after line 35, to insert the following subsection:
 - (11) A sentence of imprisonment substituted for the sentence of death in terms of this section, may be antedated by the court to a specified date, which shall not be earlier than the date on which the sentence of death was imposed.

CLAUSE 54

1. On page 28, in line 2, after “1997” to insert:

, and shall come into operation on a date fixed by the President by proclamation in the *Gazette*