

REPUBLIC OF SOUTH AFRICA

**PORTFOLIO COMMITTEE AMENDMENTS
TO
NURSING AMENDMENT BILL**

[B 4—97]

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

[B 4A—97]

REPUBLIEK VAN SUID-AFRIKA

**PORTEFEULJEFKOMITEE-AMENDEMENTE
OP
WYSIGINGSWETSONTWERP
OP VERPLEGING**

[W 4—97]

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

[W 4A—97]

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AMENDMENTS AGREED TO

DEFENCE AMENDMENT BILL [B 4—97]

CLAUSE 5

1. On page 4, from line 12, to omit section 5 and to substitute:

- 5.** (1) The council shall consist of—
- (a) 12 persons who shall be registered nurses or midwives and who shall be elected by registered nurses and midwives;
 - (b) three persons who shall be enrolled nurses and who shall be elected by enrolled nurses;
 - (c) three persons who shall be nursing auxiliaries and who shall be elected by nursing auxiliaries;
 - (d) 18 persons who shall be appointed by the Minister of whom—
 - (i) one shall be a registered nurse who is in the employment of the Department of Health;
 - (ii) six shall be registered nurses, enrolled nurses or nursing auxiliaries who are not in the employment of the Department of Health;
 - (iii) two shall be nursing students at nursing colleges or universities who are at least in their third academic year of study; and
 - (iv) nine shall be persons who are not nurses, each representing a province, and who shall be appointed from persons whose names are submitted by those members of the Executive Council of the various provinces who are responsible for health, after nominations have been submitted by members of the public in the various provinces; and
 - (e) one attorney who shall be appointed by the Association of Law Societies.
- (2) The persons who are elected in terms of subsection (1)(a), (b) and (c) shall be South African citizens who are resident in the Republic and shall be elected in the prescribed manner by persons who are such citizens and are so resident.
- (3)(a) A person who is appointed in terms of subsection (1)(d)(iv) shall be resident in the province he or she represents.
- (b) When the members referred to in subsection (1)(d)(iii) are appointed, the Minister shall endeavour to afford the students in the various provinces an equal opportunity to serve on the council.
- (4)(a) The members of council shall hold office for a period of five years reckoned from the date on which the notice referred to in subsection (8) is published in respect of them: Provided that a member referred to in subsection (1)(d)(iii) shall hold office for a period of one year.
- (b) Members shall at the expiry of their terms of office be eligible for reappointment or re-election.
- (5) The association mentioned in subsection (1)(e) shall, not

later than three months before the expiry of the terms of office of the members of the council, inform the registrar in writing of the name of the person who is appointed by it as a member of the council.

(6)(a) If the registered nurses and midwives mentioned in subsection (1)(a), the enrolled nurses mentioned in subsection (1)(b) or the nursing auxiliaries mentioned in subsection (1)(c), as the case may be, fail to elect a member or members as required by subsection (1)(a), (b) or (c), as the case may be, the Minister may appoint such number of suitable persons as are required to make up the requisite number, as members of the council.

(b) If the association mentioned in subsection (1)(e) fails to make an appointment in terms of subsection (1)(e), or to inform, as required by subsection (5), the registrar of the name of the person appointed by it, the Minister shall appoint a person who is an attorney as member of the council.

(c) If a failure as contemplated in paragraph (a) or (b) occurs, the registrar shall immediately inform the Minister thereof.

(7) As soon as possible after the election of the members referred to in subsection (1)(a) has taken place, the Minister shall inform the registrar of the names of the persons who have been appointed by him or her in terms of subsection (1)(d).

(8) The names of the members of the council, the dates of their election and the dates of the commencement of their terms of office shall as soon as possible after the constitution of the council be made known by the registrar by notice in the *Gazette*.”.

CLAUSE 6

1. On page 6, in line 37, to omit “(b)” and to substitute “(g)”.
2. On page 6, in line 38, to omit “(b)” and to substitute “(g)”.
3. On page 6, from line 40, to omit paragraph (g) and to substitute:

“(g)he or she—

- (i) in the case of an elected member, ceases to hold a qualification required for his or her election, or submits his or her resignation in writing to the registrar;
- (ii) in the case of a member appointed in terms of section 5(1)(d), ceases to hold a qualification required for his or her appointment, or submits his or her resignation in writing to the Minister;
- (iii) in the case of a member appointed in terms of section 5(1)(e), ceases to hold a qualification required for his or her appointment, or submits his or her resignation to the association which appointed him or her;” and

4. On page 6, in line 56, to omit “body” and to substitute “association”.

CLAUSE 9

1. On page 8, in line 27, after the second “for” to insert “appointment or”.