

REPUBLIC OF SOUTH AFRICA

**PORTFOLIO COMMITTEE AMENDMENTS
TO
THE NATIONAL LIBRARY OF
SOUTH AFRICA BILL**

[B 106—98]

*(As agreed to by the Portfolio Committee on Arts, Culture and Language, Science and
Technology (National Assembly))*

[B 106A—98]

REPUBLIEK VAN SUID-AFRIKA

**PORTEFEULJEKOMITEE-AMENDEMENTE
OP
WETSONTWERP OP DIE
NASIONALE BIBLIOTEEK VAN
SUID-AFRIKA**

[W 106—98]

*(Soos goedgekeur deur die Portefeuljekomitee oor Kuns, Kultuur en Taal, Wetenskap en
Tegnologie (Nasionale Vergadering))*

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AMENDMENTS AGREED TO

THE NATIONAL LIBRARY OF SOUTH AFRICA BILL
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INDEX

1. On page 2, in the thirteenth line, to omit “, remuneration”.

CLAUSE 1

1. On page 4, in line 4, to omit “services” and to substitute “service”.
2. On page 4, in line 19, after “archives,” to insert “other than published records,”.
3. On page 4, in line 21, to omit “information media” and to substitute “documents”.
4. On page 4, after line 26, to insert the following definition:

(vii) “National Librarian” means the person referred to in section 9(1)(b); (ix)

CLAUSE 2

1. On page 4, in line 44, to omit “has branches” and to substitute “is situated”.
2. On page 4, in line 44, before “agencies” to insert “may have”.
3. On page 4, in line 45, to add the following paragraph:

(c) The location of the office of the National Librarian is determined by the Minister after consultation with the Board.

CLAUSE 4

1. On page 6, in line 18, to omit “library,” and to substitute “library and”.
2. On page 6, in line 19, to omit all the words after “basis” up to and including “history” in line 20.

CLAUSE 6

1. On page 8, in line 13, to omit “branches” and to substitute “components”.
2. On page 8, from line 23, to omit all the words after “is” up to and including “election” in line 24 and to substitute “elected”.

CLAUSE 7

1. On page 8, in line 38, to omit “, **remuneration**”.
2. On page 8, in line 40, after “Library” to insert “in consultation with the Minister”.
3. On page 8, in line 47, to omit “remuneration and”.

CLAUSE 9

1. On page 10, in line 14, to omit “(c)” and to substitute “(iii)”.

CLAUSE 10

Clause rejected.

NEW CLAUSE

1. That the following be a new Clause:

Transfer of certain persons to employ of National Library

10. A person who is in the full-time employ of the State or of an institution receiving financial aid from the State may, subject to the laws governing the public service and the approval of the Board, be transferred or seconded to the employ of the National Library.

CLAUSE 11

1. On page 12, in line 49, after “may,” to insert “in consultation with the Board and”.

CLAUSE 12

1. On page 12, in line 54, after “may” to insert “, in consultation with the Board and”.

CLAUSE 14

1. On page 14, in line 35, to omit “as soon as practicable after” and to substitute “within three months of”.
2. On page 14, in line 35, to omit “every calendar” and to substitute “the financial”.

3. On page 14, from line 37, to omit “ending in the calendar year in question”.

CLAUSE 15

1. On page 16, in line 1, to omit the first “and” and to substitute “; (d)”.

CLAUSE 16

1. On page 16, in line 14, to omit all the words after the first “the” up to and including “6” and to substitute “commencement of this Act”.
2. On page 16, after line 14, to insert the following paragraphs:

(b) The members of those boards must function jointly as an interim board which must dissolve at the constitution of the Board of the National Library in terms of section 6.

(c) The interim board must elect a chairperson from among its members.

3. On page 16, in line 16, to omit “a library which becomes the National Library in terms of this Act” and to substitute “the State Library or the South African Library”.

4. On page 16, after line 24, to insert the following paragraph:

(d) The Director of the State Library must act as the chief executive officer of the National Library until the Board appoints a chief executive officer in terms of section 9(b)(i).

5. On page 16, in line 33, to omit “connection with” and to substitute “respect of”.

6. On page 16, in line 34, to omit “are transferred to” and to substitute:

become liabilities and obligations of the State in respect of

7. On page 16, from line 35, to omit subsection (5) and to substitute:

(5) Any reference in any law or document to—

(a) the State Library must be construed as a reference to the Pretoria component of the National Library;

(b) the South African Library must be construed as a reference to the Cape Town component of the National Library.

SCHEDULE

1. On page 18, in the fifth line, to omit “1997” and to substitute “1977”.

2. On page 18, after the ninth line, to insert:

Act No. 2 of 1981 (KaNgwane)	National Library Service Act, 1981	Repeal of section 14
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3. On page 18, in the thirteenth line, to omit “14(1)” and to substitute “14(2)”.